

GIG HARBOR CITY COUNCIL MEETING

AUGUST 26, 1991

7:00 p.m., City Hall Council Chambers

AGENDA FOR GIG HARBOR CITY COUNCIL MEETING
AUGUST 26, 1991

PUBLIC COMMENT/DISCUSSION:

CALL TO ORDER:

PUBLIC HEARINGS: None scheduled.

APPROVAL OF MINUTES:

CORRESPONDENCE:

1. Request for Letter of Commitment
Puget Sound Educational Service District

MAYOR'S REPORT:

1. Commencing Participation with the Port of Tacoma

OLD BUSINESS:

1. Ordinance amending the LTGO Bond Ordinance No. 604

606 new Ord no. put on ballot to vote to kill it.

NEW BUSINESS:

1. Resolution - Form of Government change from Mayor/Council to Council/Manager
2. Resolution supporting enhanced 911 services
3. Review Liquor License Application
Inter-Pacific Enterprises, Inc.

**opposed to putting on ballot to in this form!*
**Maybe a recommend to study the change rather than put on ballot.*
**Frisbie thinks it can be studied before Nov.*
**Was put in office to bring back the will of the people!!*
(McLarty said same thing)

DEPARTMENT MANAGERS' REPORTS:

1. Public Works Department
2. Finance Report - Exp Rec Cash & Investments

COUNCIL COMMITTEE REPORTS:

1. Finance Committee - Councilmembers Davis and English?
Mid-year finance report. *Happen*

ANNOUNCEMENT OF OTHER MEETINGS:

1. Public Health & Safety Committee Meeting - Wednesday, September 4th at 4:00 p.m. at City Hall.

APPROVAL OF PAYROLL:

APPROVAL OF BILLS:

Warrants #7487, & 7636 through 7694 in the amount of \$ 58,747.30

and #7695 for \$75,390.20

final copy presented

EXECUTIVE SESSION:

ADJOURN:

REGULAR GIG HARBOR CITY COUNCIL MEETING OF AUGUST 12, 1991

PRESENT: All present.

PUBLIC COMMENT/DISCUSSION: None scheduled.

CALL TO ORDER: 7:10 p.m.

MINUTES:

MOTION: To approve the minutes of the meeting of July 22, 1991.
English/Davis - approved by a vote of 4 - 0
with Frisbie abstaining.

CORRESPONDENCE:

1. Life Scout Gary Dutson.
The mayor presented the report prepared by Gary Dutson regarding his work on his Eagle Scout project at Gig Harbor Green Park.
2. Lois North - King County Council on Regional Organization.
The mayor presented the letter from Lois North regarding the interlocal agreement establishing the Puget Sound Regional Council.
3. Korean Veteran Memorial.
The mayor presented a letter from Governor Booth Gardner seeking support for the establishment of a Korean War Veterans Memorial to be placed in Olympia.

MAYOR'S REPORT:

1. Tribute to Jeff Anderson.
Jeff Anderson, a city employee since 1971, passed away July 23. The mayor wished the eulogy prepared by fellow public works employee Bob Fuller to become a part of the official city record.
2. Public safety concerns.
The mayor noted several concerns she has for the public safety committee to examine.

OLD BUSINESS:

1. Ordinance restricting commercial use of public land and structures - 2nd reading.

MOTION: To adopt Ordinance #605.
English/Hoppen - unanimously approved.

NEW BUSINESS:

1. 1991 mid-year achievement report.
City Administrator Mike Wilson provided information on the achievements accomplished by the various city departments to date.
2. Hearing Examiner report and recommendation on SUB91-01: Ackerman.
Planning Director Ray Gilmore presented the request and the findings and recommendation of the Hearing Examiner.

MOTION: To accept the report and recommendation of the Hearing Examiner and approve Resolution #321.
Frisbie/Davis - unanimously approved.

3. Request to modify site plan: Gig Harbor Car Wash.
Mr. Gilmore explained the request to allow a temporary "tent" facility located on the property.

MOTION: To approve Resolution #322 modifying the site plan.
Davis/Frisbie - unanimously approved.

(At this point in the meeting, Councilmember Hoppen left.)

4. Request for consideration to annex - ANX91-06: Richardson.
Mr. Gilmore presented the information regarding the annexation petition.

MOTION: To accept the 10% annexation petition.
Davis/Frisbie - approved by a vote of 3 - 1 with Perrow voting against.

5. Resolution creating Petty Cash and Change funds.

MOTION: To approve Resolution # 323.
Perrow/English - unanimously approved.

Councilmember Davis wished to present an item of business at this point.

MOTION: To direct legal staff to bring before the

council on August 26th, the correct wording for a resolution that will put before the voters of Gig Harbor the opportunity to vote to change, or to retain, the current form of city government from mayor/council/administrator to council/manager.

Davis/Perrow - unanimously approved.

The council discussed the possibility of having legal staff provide information on the various options available. A council workshop was scheduled for Wednesday, August 21, 1991, at 4:00 p.m.

DEPARTMENT MANAGERS' REPORTS:

1. Police:
Chief Denny Richards provided council with the police department's statistics for the month of July.
2. Planning:
Ray Gilmore provided council with an update on the growth management activities.
3. Administration:
 - a. Mike Wilson provided information on the mid-year financial report.
 - b. Mr. Wilson informed council of Connie Leonard's certification by the WFOA as a Finance Officer.
 - c. Mr. Wilson provided council with a list of objectives to accomplish in the coming months.

COUNCIL COMMITTEE REPORTS:

1. Finance Committee.
The finance committee will meet with the state auditors, the mayor, city administrator, and finance officer for the city's entrance conference on August 19, 1991, at 4:00 p.m.

ANNOUNCEMENT OF OTHER MEETINGS:

1. Growth management meeting for development and adoption of county-wide planning policy - August 19, 1991, 6:00 p.m. at the Executive Inn, Fife.
2. Public Safety Committee: A meeting date will be set after review of participant's schedules.

APPROVAL OF PAYROLL:

MOTION: To approve payment of warrants #6022 through

#6096 in the amount of \$128,407.50.
Davis/Perrow - unanimously approved.

APPROVAL OF BILLS:

MOTION: To approve payment of warrants #7543 through
#7635 in the amount of \$214,047.54.
Perrow/English - unanimously approved.

EXECUTIVE SESSION:

MOTION: To go into executive session for the purpose
of discussion personnel matters at 9:00 p.m.
English/Perrow - unanimously approved.

MOTION: To return to regular session.
Frisbie/Davis - unanimously approved.

MOTION: To turn the Peninsula Cleaners claim for
damages over to the insurance company.
Davis/Perrow - unanimously approved.

ADJOURN:

MOTION: To adjourn at 9:33 p.m.
Frisbie/Perrow - unanimously approved.

Cassette recorder utilized.
Tape 243 Both sides
Tape 244 Side A 000 - 396.

Mayor



Puget Sound
Educational Service District

12320 80th Avenue South, Seattle, WA 98178-4413

HEALTH EDUCATION CENTER
Substance Abuse Prevention Program

August 15, 1991

RECEIVED

AUG 21 1991

CITY OF GIG HARBOR

Gretchen S. Wilbert
Mayor, City of Gig Harbor
City Hall, P.O. Box 145
3105 Judson Street
Gig Harbor, WA 98335

Dear Mayor Wilbert:

REQUEST FOR LETTER OF COMMITMENT

On behalf of the students and families of thirty school districts in King and Pierce counties, *we are asking for a letter of commitment from you* for the Puget Sound Education Service District's Washington State Substance Abuse Awareness grant application. One or more of the school districts in our cooperative application are located within your jurisdiction.

A Fact Sheet containing *information about the grant application is attached* for you to reference in your letter. In addition, *we request that your mention the following points:*

- That you acknowledge that *substance abuse continues to be a major problem in your legislative district and that strong school based programs are essential to the well being of our communities.*
- That *you support ongoing state funding of school based substance abuse prevention and intervention programs.*
- That we can count on you for *continuing support of local, state, and federal legislation and policy, which supports the continuation of substance abuse prevention and intervention programs.*

Although we received the grant application only last week, *we will need to receive your letter of commitment by August 22nd* in order to include it in this grant application. Please address and send your letter to: *Rose Quinby, Substance Abuse Prevention Coordinator, Puget Sound ESD Health Center, 12320 80th Avenue South, Seattle, WA 98178-4413.*

Puget Sound Educational Service District
Request for Letter of Commitment
August 15, 1991
Page 2

For the first time, the Puget Sound ESD will be acting as the grant applicant/coordinator for *thirty King and Pierce County public school districts* and several interested private schools (see attached list for Puget Sound ESD Consortium applicant districts). However, *to be successful in seeking these competitive funds, we need your help now. Your letter of commitment will help tell grant readers we mean business in eliminating drug abuse in the schools of King and Pierce Counties and the homes of school age children.*

Substance abuse continues to be a causative factor leading to a multitude of youth problems such as school drop out, juvenile crime, runaway behavior, and sexual and physical abuse. *Due to your good efforts, competitive funds have again been made available under the Washington State Omnibus Controlled Substances Act for the purpose of combating substance abuse within the school setting.*

On behalf of the students and families in King and Pierce Counties, who are currently unable to access such services because of lack of funding, I thank you for your support. *Please call me if you have any questions concerning the program or this request.*

Sincerely yours,



Rose Quinby
Substance Abuse Education Coordinator
Puget Sound ESD Health Education Center
(206) 772-6921 (King County)
(206) 596-6921 (Pierce County)

Q/r

Enclosures

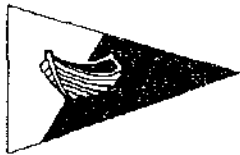
Puget Sound Educational Service District

1991-92

**STATE SUBSTANCE ABUSE
INTERVENTION/TRAINING COOPERATIVE**

Member School Districts

Auburn School District No. 408
Bellevue School District No. 405
Bethel School District No. 403
Carbonado Historical School District No. 19
Clover Park School District No. 400
Dieringer School District No. 343
Eatonville School District No. 216
Enumclaw School District No. 216
Federal Way School District No. 210
Fife School District No. 417
Franklin Pierce School District No. 402
Highline School District No. 401
Issaquah School District No. 411
Mercer Island School District No. 400
Northshore School District No. 417
Orting School District No. 344
Peninsula School District No. 401
Puyallup School District No. 3
Renton School District No. 403
Riverview School District No. 407
Shoreline School District No. 412
Skykomish School District No. 404
Snoqualmie Valley School District No. 410
South Central School District No. 406
Steilacoom Historical School District No. 1
Sumner School District No. 320
Tahoma School District No. 409
University Place School District No. 83
Vashon Island School District No. 402
White River School District No. 416



City of Gig Harbor. The "Maritime" City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: CITY COUNCILMEMBERS
FROM: MAYOR GRETCHEN WILBERT *GW*
SUBJECT: COMMENCING PARTICIPATION WITH THE PORT OF TACOMA
DATE: AUGUST 23, 1991

An invitation has been received from the Port of Tacoma for the mayor to attend a dinner and entertainment cruise honoring the Soviet participants in the Second Annual American-Soviet Symposium on Marine Environmental Protection, Port Development and Trade. A timely event.

The Wednesday, September 11th event will commence boarding at 5:00 p.m. The ship will return to the Port of Tacoma at 9:30 p.m. The cost is \$50.00 per person.

I believe it is important for the City of Gig Harbor to keep communications open with the Port of Tacoma. We may at some time in the future want to work with them on a cooperative project via a request for some Port funding.

Your direction is requested. Your opinions would be helpful. A historical perspective of past interaction with the Port of Tacoma might shed some light on the direction of future projects on Gig Harbor Bay.

I believe it's timely to renew the interaction and this invitation could start the process.

Is there anyone from the council who wishes to attend? I am available to attend if the council feels it is important for Gig Harbor to have representation at the Port of Tacoma event.

Connie indicates the council's legislative fund 001.02.511.600.43, of ^{500.00} ~~11,600~~ in the 1991 budget, page 32, exists in its entirety and this is the appropriate fund to fund such events.

I would recommend council authorize \$200 from the legislative fund for the purpose of enabling four persons to represent Gig Harbor at the September 11th event if enough interest is found on the council. What are your thoughts?



City of Gig Harbor. The "Maritime" City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8135

TO: MAYOR WILBERT AND CITY COUNCILMEMBERS
FROM: MICHAEL R. WILSON
RE: LTGO ORDINANCE
DATE: AUGUST 20, 1991

900,000

Please find attached a new ordinance authorizing the issuance of the \$500,000 limited tax general obligation funds. This amending ordinance simply changes the issuance date from July 1 to August 1.

I will not be in attendance at the Monday evening Council meeting; however, Connie will be there in the event there are any questions.

PRESTON
THORGRIMSON
SHIDLER
GATES & ELLIS

ATTORNEYS AT LAW

5400 Columbia Center
701 Fifth Avenue
Seattle, WA 98104-7078

Telephone: (206) 623-7580
Facsimile: (206) 623-7022

RECEIVED

AUG 14 1991

CITY OF GIG HARBOR

August 13, 1991

Michael R. Wilson
Clerk-Treasurer
City of Gig Harbor
3105 Judson Street
P.O. Box 145
Gig Harbor, WA 98335

Re: City of Gig Harbor, Washington Limited Tax General
Obligation Bonds, 1991 - \$900,000

Dear Mike:

Enclosed is an amending ordinance to be considered at the next meeting of the City Council. As we discussed at the closing, this amendment changes the date of the bonds from July 1, 1991 to August 1, 1991. The amendment will have no financial effect on the City.

Please have this amending ordinance added to the next agenda. After being adopted, please return two executed copies of the ordinance to our offices.

If there are any questions, please do not hesitate to call.

Very truly yours,

PRESTON THORGRIMSON
SHIDLER GATES & ELLIS

By *Cynthia*
Cynthia M. Weed

CMW:si
Enclosure
K:\CMW\18690-00.002\OKLMW\1s.2PN

CITY OF GIG HARBOR, WASHINGTON

ORDINANCE NO. 606

AN ORDINANCE of the City Council of Gig Harbor, Washington, approving an amendment to Ordinance No. 604, of the City to change the dated date of the bonds authorized therein.

WHEREAS, to finance a portion of the cost of certain road improvements in the City of Gig Harbor (the "City"), the City Council of the City passed on July 22, 1991 Ordinance No. 604, authorizing the issuance and sale of limited tax general obligation bonds in the aggregate principal amount of \$900,000 (the "Bonds")

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF GIG HARBOR, WASHINGTON, AS FOLLOWS:

Section 1. Definitions. Unless otherwise defined, capitalized terms used in this ordinance shall have the same meanings given to such terms in Ordinance No. 604 of the City Council.

Section 2. Amendment of Section 3 of Ordinance No. 604. The first paragraph of Section 3 of Ordinance No. 604, of the City Council is hereby amended to read as follows (with additions underlined and deletions stricken through):

Section 3. Authorization of the Bonds. The City shall now issue and sell \$900,000 of bonds required to pay the cost of the Project (the "Bonds"). The Bonds shall be designated "City of Gig Harbor, Washington, Limited Tax General Obligation Bonds, 1991," shall be dated as of [August 1]~~July 1~~, 1991, shall be fully registered as to both principal and interest, shall be in the denomination of \$5,000 each, or any integral

multiple thereof, provided no Bond shall represent more than one maturity, shall be numbered separately in such manner and with any additional designation as the Bond Registrar deems necessary for purposes of identification, and shall bear interest from their date at the following per annum rates, payable on June 1, 1992, and semiannually thereafter on the first days of each succeeding December and June and shall mature on December 1 of the following years in the following principal amounts:

<u>Maturity Years</u> <u>(December 1)</u>	<u>Principal</u> <u>Amounts</u>	<u>Interest</u> <u>Rates</u>
1992	\$40,000	5.25%
1993	40,000	5.50
1994	40,000	5.75
1995	45,000	6.00
1996	50,000	6.15
1997	50,000	6.30
1998	55,000	6.40
1999	55,000	6.60
2000	60,000	6.70
2001	65,000	6.80
2002	70,000	6.90
2003	75,000	7.00
2004	80,000	7.10
2005	85,000	7.20
2006	90,000	7.30

Section 3. Amendment of Section 6 of Ordinance No. 604.

The front page and Certificate of Authentication in Section 6 of Ordinance No. 604 of the City Council is hereby amended to read as follows (with additions underlined and deletions stricken through).

Section 6. Form of Bonds. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

NO.

\$ _____

STATE OF WASHINGTON

CITY OF GIG HARBOR

LIMITED TAX GENERAL OBLIGATION BOND, 1991

INTEREST RATE: % MATURITY DATE: CUSIP NO.:

Registered Owner:

Principal Amount:

THE CITY OF GIG HARBOR, WASHINGTON (the "City"), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, or registered assigns, on the Maturity Date identified above, the Principal Amount indicated above and to pay interest thereon from [August 1] July 1, 1991, or the most recent date to which interest has been paid or duly provided for until payment of this bond at the Interest Rate set forth above, payable on June 1, 1992, and semiannually thereafter on the first days of each succeeding December and June. Both principal of and interest on this bond are payable in lawful money of the United States of America. Interest shall be paid by mailing a check or draft (on the date such interest is due) to the Registered Owner or assigns at the address shown on the Bond Register as of the 15th day of the month prior to the interest payment date. Principal shall be paid to the Registered Owner or assigns upon presentation and surrender of this bond at the principal office of the fiscal agencies of the State of Washington in either Seattle, Washington or New York, New York (collectively the "Bond Registrar").

The bonds of this issue are issued under and in accordance with the provisions of the Constitution and applicable statutes of the State of Washington and Ordinance No. ___ duly passed by the City Council on July 22, 1991 (the "Bond Ordinance").

This bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Ordinance until the Certificate of Authentication hereon shall have been manually signed by or on behalf of the Bond Registrar or its duly designated agent.

Reference is hereby made to additional provisions of this bond set forth on the reverse side hereof and such additional provisions shall for all purposes have the same effect as if set forth in this space.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington to exist, to have happened, been done and performed precedent to and in the issuance of this bond have happened, been done and performed and that the issuance of this bond and the bonds of this issue does not violate any constitutional, statutory or other limitation upon the amount of bonded indebtedness that the City may incur.

IN WITNESS WHEREOF, the City of Gig Harbor, Washington has caused this bond to be executed by the manual or facsimile signatures of the Mayor and Clerk of the City and the seal of the City imprinted or impressed hereon as of this first day of [August]~~July~~, 1991.

CITY OF GIG HARBOR, WASHINGTON

By /s/ manual or facsimile
Mayor

ATTEST:

/s/ manual or facsimile
Clerk

[SEAL]

The Bond Registrar's Certificate of Authentication on the Bonds shall be in substantially the following form:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned Bond Ordinance and is one of the Limited Tax General Obligation Bonds, 1991 of the City of Gig Harbor, Washington, dated [August 1]~~July 1~~, 1991.

WASHINGTON STATE FISCAL AGENCY
as Bond Registrar

By _____
Authorized Signer

Section 4. Ratification. As amended by this ordinance, Ordinance No. 604 of the City Council, is hereby ratified, approved and confirmed.

Section 5. Effective Date. This ordinance shall become effective five days after its passage and publication as provided by law.

INTRODUCED ON _____, 1991 AND FINALLY PASSED by the City Council of the City of Gig Harbor, Washington, at a regular meeting thereof and approved by the Mayor of the City, on this ____ day of _____, 1991.

CITY OF GIG HARBOR, WASHINGTON

By _____
Mayor

ATTEST:

City Clerk

CERTIFICATE OF CLERK

I DO HEREBY CERTIFY that I am the duly chosen, qualified and acting City Clerk of the City Council (the "Council") of Gig Harbor, Washington (the "City"), and keeper of the records of the City; and .

I HEREBY CERTIFY:

1. That the attached ordinance is a true and correct copy of Ordinance No. ____ of the City (the "Ordinance"), as finally passed at a regular meeting of the Council held on the ____ day of _____, 1991 and duly recorded in my office.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a quorum was present throughout the meeting and a legally sufficient number of members of the Council voted in the proper manner for the passage of the Ordinance; that all other requirements and proceedings incident to the proper passage of the Ordinance have been duly fulfilled, carried out and otherwise observed, and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City this ____ day of _____, 1991.

City Clerk

(SEAL)

I MOVE THAT LEGAL STAFF BE DIRECTED TO BRING BEFORE THIS COUNCIL ON AUGUST 26TH, THE CORRECT WORDING FOR A RESOLUTION THAT WILL PUT BEFORE THE VOTERS OF BIG HARBOR THE OPPORTUNITY TO VOTE TO CHANGE OR TO RETAIN THE CURRENT FORM OF CITY GOVERNMENT FROM MAYOR/COUNCIL/ADMINISTRATOR TO COUNCIL/MANAGER.

2/5/74 Wed
4 P.M.

DATE: August 14, 1991

TO: Mayor and Members of the City Council

FROM: Wayne D. Tanaka

RE: Conversion of City From Mayor Council to Council Manager Form of Government

State law has set up the process whereby the voters of a code city may elect to abandon the current form of government and choose an alternate form of government. The Council has directed the legal staff to focus on the change to a Council-Manager form of government as authorized by Chapter 35A.13 RCW.

RCW 35A.06.030 provides that the Council by resolution may call for an election on the question of whether the City should abandon the Mayor Council form of government and adopt instead the Council-Manager as specified in RCW 35A.13. RCW 35A.13.010 specifies that if the city's population is over 2,500 the council must consist of seven members, subject however to this number being reduced to five as explained later in this memo.

The election to determine whether the City will change its form of government must be voted on at the next general municipal election if one is to be held within 180 days of adoption of the resolution, otherwise at a special election. Thus, if the Council acts on this issue soon, the election to determine whether the form of government will be changed must be held at the general election on November 5, 1991. (RCW 35A.06.050). The resolution must be presented to the Pierce County Auditor at least 45 days prior to the election, or by September 20. The ballot title and statement of the proposition must be prepared by the City Attorney. (RCW 35A.06.050).

If the vote at the November 1991 election is favorable, then the members of the City Council must stand for election. Assuming the election on the question of the change of government occurred in November of 1991, then the election for City Council candidates would be held at a special election preceded by a primary. The possible dates for the primary and the special election are February 4, 1992, March 10, 1992, April 7, 1992 or May 26, 1992. After the election and change of government, the City Council would enact a resolution 45 days prior to the proposed date asking the Auditor to set the election on the dates chosen by the Council. At that election, positions one through three would serve until January 1994 and the remainder until January 1996. Elections would occur in November 1993 for

Memo to Mayor and Councilmembers
August 14, 1991
Page 2

portions 1-3 for four year terms and in in November 1995 for the remaining seats for four year terms.

RCW 35A.13.010 provides that cities over 2,500 population must have a seven member council. However, for cities of less than 5,000 who have a seven member council, the council can elect to reduce the number of council offices to five. At least six months prior to a municipal general election, the City Council adopts an ordinance providing for a reduction in the number of councilmanic offices to five. The ordinance must specify which two councilmanic offices, the terms of which expire at the next general election are to be terminated. The ordinance provides for renumbering of the existing positions and provides for a transition. The earliest this could occur would be in November of 1993 when three of the council positions would be up for election. As stated the Council would designate two of those positions to expire. Therefore, if the Council elected this option there would be only one seat in November of 1993 and beginning January 1, 1994 the Council would again have five members.

RCW 35A.13.033 also provides that the Council may submit a proposition to the voters to designate the person elected to Council position one as the chair of the council who would have the powers and duties set forth in RCW 35A.13.030. Although not specifically referenced in the chapter on reorganization of a code city, it is my opinion that such a proposition could be submitted in conjunction with the proposal to reorganize to a Council-Manager form of government under RCW 35A.13.

I have provided the council with a proposed resolution showing the designation of council chair in brackets.

WDT/srh
WDT02685M/0008.130.012