

**CITY OF DUVALL
COUNCIL MEETING MINUTES**

July 2, 2019

**7:00 P.M. – Riverview Educational Service Center
15510 – 1st Ave NE**

The City Council Meeting was called to order by Mayor Ockerlander at 7:00 P.M.

Roll Call: Amy McHenry, Michelle Hogg, Mike Remington, Jennifer Knaplund, Matthew Eyer, Dianne Brudnicki, Dorothy Lengyel

Staff Present: Lara Thomas, Steve Leniszewski, Jodi Wycoff, Diana Hart, City Attorney Rachel Turpin

I. Additions or Corrections to the Agenda:

Under Consent Agenda add: Payroll for 06/20/19 in the amount of \$46,374.78; Payroll for 07/05/19 in the amount of \$282,452.71; and Claims in the amount of \$117,643.08; remove AB19-38 and AB19-43 and place under Unfinished Business; and under Scheduled Items add: Councilmember Hogg.

II. Adoption of Council Agenda:

*It was moved and seconded (Eyer-McHenry) to adopt the 07/02/19 Council Agenda.
The motion carried (7 ayes).*

III. Approval of Consent Agenda:

*It was moved and seconded (Eyer-Remington) to approve the consent agenda which includes approving the Committee of the Whole and City Council minutes, of 06/18/19; Payroll for 06/20/19 EFTs in the amount of \$46,374.78; Payroll for 07/05/19 Checks #30123-30126 and #30127-30135 in the amount of \$282,452.71 including EFTs in the amount of \$207,658.02; and Claims Checks #30136-30192, #30114 and #30115-30122, in the amount of \$117,643.08.
The motion carried (7 ayes).*

IV. Comments from the Audience:

Josh Lowell, representing the Duvall Chamber of Commerce, invited everyone to the Summer Chamber Mixer on July 8th.

V. Scheduled Items:

1. Mayor's Report

Mayor Ockerlander gave an update on recent and upcoming events and meetings and read a letter to the community about the apparent theft of the PRIDE flag at City Hall.

2. Council Reports

Councilmember Hogg said that the next Sound Cities Association Public Issues Committee meeting is on July 10th and gave a report on recent meetings she has attended.

3. Council Ad-Hoc Committee Reports

No reports.

4. Administration Report

Lara Thomas, Interim City Administrator, gave a brief presentation to give a status update on items including funding options for the new dump truck, presentations scheduled for upcoming Council meetings, Public Works Maintenance recruitments, City facility issues and potential schedule changes and changes in the Finance department. Ms. Thomas also said that the Farmers Market is still looking for a new location and asked Council to submit suggestions to her if they have any ideas.

VI. Presentation: *None*

VII. Public Hearing: *None*

VIII. New Business:

1. (AB19-44) Confirm Mayor Ockerlander’s appointment of Ern Snook to Duvall Library Board Position #5, a vacant three-year term expiring 12/31/19.

It was moved and seconded (McHenry-Hogg) to Confirm Mayor Ockerlander’s appointment of Ern Snook to Duvall Library Board Position #5, a vacant three-year term expiring 12/31/19. The motion carried (7 ayes).

2. (AB19-45) Resolution - King County 2019 Comprehensive Solid Waste Management Plan

Mayor Ockerlander introduced this item and explained that King County is requesting that cities approve a resolution to approve the 2019 Plan by September 18, 2019. Council discussed possibly amending the resolution or creating a different resolution to address concerns they have about the Plan. This item will be on the next agenda for further discussion.

3. (AB19-46) Accept donation and authorize Mayor to sign Mobile Stage Sponsorship agreement between City of Duvall and Jane Pattinson.

It was moved and seconded (Eyer-Hogg) to accept the donation and authorize Mayor to sign Mobile Stage Sponsorship agreement between City of Duvall and Jane Pattinson. The motion carried (7 ayes).

4. (AB19-47) Contract - Depot Deck Removal

Steve Leniszewski, Public Works Director, introduced this item and said that the bid schedule will be added as Exhibit A to the contract.

It was moved and seconded (Knaplund-McHenry) to approve contract #2019-26 with Imperial NW Construction for Depot Decking Removal. The motion carried (7 ayes).

5. (AB19-48) Resolution – Duvall Comprehensive Plan Amendment Docket timeline change

Diana Hart, Administrative Assistant, introduced this item and explained that this timeline change is recommended in order to reduce conflicts with the heavy workload of Council during the late fall. Ms. Hart explained that the docket deadline for 2020 amendments will be due September 15th of this year and July 15th every year after that. This item will be on the next agenda for further discussion and possible action.

IX. Unfinished Business:

1. (AB19-38) Approve Resolution #19-09 providing for a ballot proposition to be submitted to the qualified voters of the City at the general election to be held on November 5, 2019, to authorize a sales and use tax to be imposed within the boundaries of the City upon all

taxable retail sales and uses in the amount of two-tenths of one percent for a period of not more than ten years, commencing not earlier than April 1, 2020, for the purpose of financing the costs of transportation operations and maintenance related projects including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure; and pledging funds as necessary as a match for grants from other agencies to further leverage public funds for improvements in the City; providing for severability; and establishing an effective date.

It was moved and seconded (Eyer-Brudnicki) to approve Resolution #19-09 providing for a ballot proposition to be submitted to the qualified voters of the City at the general election to be held on November 5, 2019, to authorize a sales and use tax to be imposed within the boundaries of the City upon all taxable retail sales and uses in the amount of two-tenths of one percent for a period of not more than ten years, commencing not earlier than April 1, 2020, for the purpose of financing the costs of transportation operations and maintenance related projects including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure; and pledging funds as necessary as a match for grants from other agencies to further leverage public funds for improvements in the City; providing for severability; and establishing an effective date.

It was moved and seconded (Lengyel-McHenry) to amend the resolution as follows:

Resolution Title: Approve Resolution #19-09 providing for a ballot proposition to be submitted to the qualified voters of the City at the general election to be held on November 5, 2019, to authorize a sales and use tax to be imposed within the boundaries of the City upon all taxable retail sales and uses in the amount of two-tenths of one percent for a period of not more than ten years, commencing not earlier than April 1, 2020, for the purpose of financing the costs of transportation operations and maintenance related projects including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure; and pledging funds as necessary ~~as a match for grants from other agencies~~ to further leverage public funds for ~~improvements in the City~~ projects and programs; providing for severability; and establishing an effective date.

10th “whereas” statement: WHEREAS, the sales and use tax is estimated to generate an average of \$240,000.⁰⁰ of revenue per year, which will be used entirely to finance the cost of transportation operations and maintenance related projects including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure and pledging funds as necessary ~~as a match for grants from other agencies~~ to further leverage City public funds for City projects and programs as identified in Section 2 of this resolution;

Section 2.1: Transportation operations and maintenance related to existing roadways including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure and pledging funds as necessary ~~as a match for grants from other agencies~~ to further leverage City public funds for City projects and programs and to complete pavement overlay placement on:

No.	STREET	FROM	TO
1	Roney Road	Big Rock Road	Batten Road
2	NE 145 th Street	Main Street	3 rd Avenue NE
3	Stephens Street	Main Street	2 nd Avenue NE

4 Bruett Road (NE 152nd Street) 3rd Avenue NE 275th Avenue NE
5 NE 150th Street 275th Avenue NE East City Limits

Section 3: If approved by a majority of voters voting at the election, the City Council for the City shall fix and impose a sales and use tax, as authorized by RCW 36.73.040(3)(a) and RCW 82.14.0455, upon taxable events at the rate of two-tenths of one percent (0.2%) of the selling price (in the case of sales tax) and the value of the article used (in the case of the use tax). Revenues of the sales and use tax shall be used to fund transportation operations and maintenance related projects including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure and pledging funds as ~~necessary for grant matching from other agencies~~ to further leverage public funds for City projects and programs. The sales and use tax shall be imposed for a period not exceeding ten (10) years. The tax shall be in addition to any other taxes authorized by law and shall be collected from those persons who are taxable by the state under chapter 82.08 and 82.12 RCW, as amended, upon the occurrence of any taxable event within the boundaries of the City. The City Council may reduce the amount of the sales and use tax in the manner provided by law.

Section 5. Ballot Measure. The Director of Elections of King County, Washington (the "Director"), as ex officio supervisor of elections in King County, Washington, is hereby requested to call and conduct an election in the City to be held on November 5, 2019, for the purpose of submitting to the qualified electors of the City for their approval or rejection, a proposition in accordance with state law and in substantially the following form:

**CITY OF DUVALL, WASHINGTON
(DUVALL TRANSPORTATION BENEFIT DISTRICT)
PROPOSITION 1
SALES AND USE TAX FOR
ROADWAY MAINTENANCE, PRESERVATION, RESTORATION AND
IMPROVEMENTS**

The City Council approved Resolution XXXX authorizing a sales and use tax of 0.2% for a ten year term within the City pursuant to RCW 82.14.0455, to fund transportation operations and maintenance related projects including pedestrian safety enhancements, crack sealing, pavement overlays and roadway reconstruction of its existing roadway infrastructure and pledging funds as ~~necessary for grant matching from other agencies~~ to further leverage public funds for City projects and programs.

Should this proposition be:

- Approved
Rejected

The motion to amend carried (7 ayes).

The original motion, as amended, carried (7 ayes).

2. (AB19-43) Adopt Ordinance granting to MCIMetro Access Transmission Services Corp. d/b/a Verizon Access Transmission Services, a nonexclusive franchise to install, construct, maintain, repair, and operate a telecommunications system within the public rights -of-way; providing for severability; and establishing an effective date.

It was moved and seconded (Brudnicki-Remington) to adopt Ordinance granting to MCIMetro Access Transmission Services Corp. d/b/a Verizon Access Transmission Services, a nonexclusive franchise to install, construct, maintain, repair, and operate a telecommunications system within the public rights -of-way; providing for severability; and establishing an effective date.

Council discussed small cell technology and design as well as the previously requested amendments to the ordinance.

It was moved and seconded (Eyer-McHenry) to table this item to the next regular Council meeting. The motion to table carried (7 ayes).

3. (AB19-40) Approve and authorize the Mayor to sign telecommunications facilities lease agreement between City of Duvall and New Cingular Wireless (aka AT&T).

Steve Leniszewski, Public Works Director, explained that he relayed Council's proposed annual escalator amount of 4% and the lessee came back with a proposal of \$2,500 per month with a 3% annual escalator which totals less than the original offer. Council requested that Mr. Leniszewski submit a request to go back to the original proposed amounts. This item will be on the next agenda for possible action.

4. Decision to cancel or reschedule August 6, 2019 Committee of the Whole and Council meetings.

It was moved and seconded (Remington-Eyer) to reschedule the August 6, 2019 meetings to August 5, 2019. The motion carried (7 ayes).

X. Executive Session: None

XI. Adjournment:

There being no further business, Mayor Ockerlander adjourned the meeting at 8:23 p.m.

Signed _____
Amy Ockerlander, Mayor

Attest _____
Jodi Wycoff, City Clerk