



City of Longview

1525 Broadway
Longview, WA 98632
www.ci.longview.wa.us

Agenda - Final-revised

City Council

*Mayor Don Jensen
Council Member Ken Botero
Council Member Tom Hutchinson
Council Member Chet Makinster
Mayor Pro Tem Mary Jane Melink
Council Member Steve Moon
Council Member Michael Wallin*

Thursday, April 23, 2015

7:00 PM

2nd Floor, City Hall

The City Hall is accessible for persons with disabilities. Special equipment to assist the hearing impaired is also available. Please contact the City Executive Offices at 360.442.5004 48 hours in advance if you require special accommodations to attend the meeting.

1. CALL TO ORDER
2. INVOCATION*/FLAG SALUTE
3. ROLL CALL
4. APPROVAL OF MINUTES

MN 15-0282 COUNCIL MINUTES, APRIL 9, 2015

Attachments: [CNCL MIN 04092015](#)

5. CHANGES TO THE AGENDA
6. PRESENTATIONS & AWARDS

15-3752 PROCLAMATION: MENTAL HEALTH MONTH - MAY 2015

Attachments: [Mental Health Awareness Month - May 2015](#)

15-3764 PROCLAMATION: NATIONAL POLICE WEEK, MAY 10-16, 2015

Attachments: [National Police Week May 10- 16, 2015](#)

7. CONSTITUENTS' COMMENTS (Thirty Minutes)
8. PUBLIC HEARINGS

15-3781 PUBLIC HEARING TO COLLECT COMMENTS AND ALLOCATE 2015

HOME FUNDING AND DOCUMENT RECORDING FEE FUNDS

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Council Initiative: Preserve and enhance neighborhoods

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT

This public hearing is to allocate 2015 HOME Investment Partnership Program funding, and Document Recording Fee project funding. The Public Hearing will be held to review and consider affordable housing projects submitted for funding and receive public comment for allocations.

Three (3) HOME projects and two (2) Document Recording Fee projects have been received. All project designs have been made available for Council review. Public Review has been made available at the Community Development Office and on the City's HOME Website.

Funding for 2015 HOME's Longview-Kelso Consortium is at \$223,093 of which Longview's portion is \$117,123.83.

2015 Document Recording Fee funding from Cowlitz County totaling \$24,447.49 and will be available for low-moderate housing, below 50% income, and shelters.

The HOME projects are:

2015 Longview HOME Project Summaries

Amount Available: \$117,123.83 Amount Requested: \$204,000

Affordable Rental - Reconstruct a substandard building into a triplex rental located at 205 Carolina Street.

Lower Columbia Action Council **\$120,000**

Foundation for the Challenged Longview - Develop one group home for 4 developmentally disabled residents.

Life Works sponsored through Foundation for the Challenged **\$45,000**

Homeless Recovery Rental Assistance - Provide tenant based rental assistance for up to 6 households for one year.

Community House on Broadway **\$39,000**

The Document Recording Projects are:

2015 Document Recording Fee Projects Summaries

Amount Available: \$24,447.49 Amount Requested: \$32,500

Community House on Broadway - Pay for 2015-2016 operating costs of the homeless recovery program. Community House on Broadway **\$23,500**

Emergency Support Shelter - Pay for 2015-2016 operating costs for domestic violence victims at the Emergency Support Shelter. Emergency Support Shelter **\$9,000**

RECOMMENDED MOTION(s)

- 1) Motion to award 2015 HOME project of Affordable Rental (Lower Community Action) in the amount of \$117,123.83.
- 2) Motion to award \$7,000 to the Emergency Support Shelter and \$17,447.49 to the Community House on Broadway.

Attachments: [HOME Entitlement Funding](#)

9. BOARD & COMMISSION RECOMMENDATIONS

2015-3 **ZONING TEXT AMENDMENTS REGARDING PUBLIC PARKS AND RV PARKS IN THE HEAVY INDUSTRIAL DISTRICT**
4/23/15

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Council Initiative: Preserve and enhance neighborhoods; Address quality of place issues

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

Public parks are not a permitted use in the HI district. Gerhart Gardens Park is located in the HI district and is a legal nonconforming use due to its pre-existence prior to the adoption of current industrial zoning regulations. Most passive recreational uses are still allowed under the nonconforming status. However some more intensive recreational uses are not permitted, such as public facilities for athletic events or recreational vehicle (RV) parks. The public park is located near the Tennant Way (SR 432) crossing of the Cowlitz River.

Gerhart Gardens Park provides one of the few opportunities within our community for public recreational access to the waters of the Cowlitz River. A recent inquiry about the possibility of siting an RV park that would provide additional recreational opportunities at the park resulted in staff determining that the HI district does not allow for that use. Removing the nonconforming status of the Gerhart Gardens Park along with additional zoning code amendments would not only allow for the proposed RV park, but would also allow for other potential public use recreational facilities to be located at the park.

At their February 12, 2015 regular meeting, the City Council unanimously passed the following motion: Direct staff to present the issue to the Planning Commission for their review and recommendation for Council consideration.

At their March 4 regular meeting, the Planning Commission discussed the issue and reviewed City staff recommended changes to the zoning code. The

Commission decided to hold a public hearing on the proposed amendments at their April 1, 2015 meeting. The Planning Commission held a public on April 1. No one from the public spoke. The Planning Commission then unanimously passed a motion to recommend approval of the proposed amendments.

One amendment would make public parks a permitted use in the Heavy Industrial District but an accompanying footnote states that only parks in existence as of January 1, 2015 are permitted. Gerhart Gardens Park is the only public park in the HI District. The result of this amendment is that Gerhart Gardens would become a conforming use in the HI District but no other public parks could be sited in that district. The second amendment along with its footnote would allow an RV park to locate in the Heavy Industrial District but only in association with a public park. Thus, an RV park would be allowed in Gerhart Gardens Park but no where else in the HI district. The specific amendments are given in the attached staff report.

RECOMMENDED ACTION:

Move to accept the Planning Commission recommendation and direct the City Attorney to prepare an ordinance for Council review and approval.

Attachments: [Staff report to Planning Commission](#)

[SEPA documents](#)

10. ORDINANCES & RESOLUTIONS

[15-3780](#) **RESOLUTION NO 2144, SUPPORTING THE REMOVAL OF THREE UNDERUSED BASEBALL FIELDS AT ARCHIE ANDERSON PARK**

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Council Initiative:
Preserve and enhance neighborhoods
Address quality of place issues

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

On April 9, 2015 the City Council directed the City Attorney to prepare a resolution to acknowledge the removal of three of the under-used baseball fields at Archie Anderson Park and supporting possible revisions to Archie Anderson Master Plan to consider use of the new open space.

RECOMMENDED ACTION:

Motion to approve Resolution No. 2144.

Attachments: [Resolution no. 2144 Archie Anderson Ball Fields](#)

11. MAYOR'S REPORT AND COUNCILMEMBERS' REPORTS

[15-3779](#) **ADDRESSING QUALIFICATIONS OF TAXICAB OR FOR-HIRE VEHICLE OPERATORS**

INTRODUCED BY: Councilmember Mike Wallin

SUPPORTED BY: Councilmember Steve Moon

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Strengthen economic conditions and create new opportunities.

Improve transportation systems.

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Ecocab, LLC owner/operator Mr. Ron Knori has expressed concern about finding qualified local operators/drivers for his local taxicab company. Mr. Knori's local operations have expanded outside the immediate area and into Portland, OR. He is asking that Council make a change to LMC 5.80.080 to allow qualifying individuals with an out-of-state drivers license be eligible to apply for a Taxi/For-Hire Operator's License.

RECOMMENDED ACTION:

A motion directing the City Attorney to prepare an ordinance for adoption by Council amending Longview Municipal Code (LMC) 5.80.080 Section (6) by striking "(6) Possess a valid State of Washington driver's license; and" and replacing it with, "(6) Possess a valid driver's license; and" and to place the ordinance on the May 14th, 2015 agenda.

Attachments: [Addressing Taxi Cab For Hire Operators](#)

12. CONSENT CALENDAR

[15-3773](#)

APPROVAL OF CLAIMS

Based upon the authentication and certification of claims and demands against the city, prepared and signed by the City's auditing officer, and in full reliance thereon, it is moved and seconded as shown in the minutes of this meeting that the following vouchers/warrants are approved for payment:

Second Half April 2015 Accounts Payable: \$1,454,485.50

First Half April 2015 Payroll:

\$5,865.46, Checks No. 206307 - 206314

\$643,360.11, direct deposits

\$397,690.28, wire transfers

\$1,046,915.85 Total

[15-3774](#)

LIABILITY CLAIMS/LAWSUITS

The claim(s)/lawsuit(s) listed below was/were received by the City. Where applicable, the claim(s)/lawsuit(s) have been/are being researched and/or reviewed by Washington Cities Insurance Authority (WCIA). The claim(s)/lawsuit(s) status is/are as follows:

NEW:

Agnes Husenko, DOI: 2014. Claimant alleges her home has been damaged by nearby construction of sewer pump station. Home has developed cracks in walls, foundation, garage floor, etc. Amount unspecified

Iliytcho Toloev, DOI: 3/10/2015. Claimant alleges out-of-pocket expenses incurred to clear sewer lines when problem was on City side. \$576.85 claimed

Carla Brill, DOI: 4/7/2015. Claimant alleged mailbox had to be moved to accommodate water line work. Reflective address number plaque was broken. \$21.56 claimed

SETTLED:

Richard McCool, DOI: 1/22/2015. Claimant alleged out-of-pocket expenses incurred to clear sewer line when problem was on City side. \$432.00 paid

Lee Carpenter, DOI: 1/17/2015. Claimant alleged out-of-pocket expenses incurred to clear sewer line when problem was on City side. \$7,972.55 paid

Steven Kasson, DOI: 3/2/2015. Claimant alleged out-of-pocket expenses incurred to clear sewer line when problem was on City side. \$464.40 paid

Alexander "Skip" Urling, DOI: 2/16/2015. Claimant alleged out-of-pocket expenses incurred to clear sewer line when problem was on City side. \$464.40 paid

DENIED:

Lori Finkas, DOI: 8/18/2014. Claimant alleged she drove through fresh paint on street, splashing her vehicle. \$497.48 claimed

Gene Krause, DOI: 2/1/2013. Claimant landlord claimed damage to toilet valves and hot water heaters due to Mint Farm water, and sought cost to install flow control valves. \$4,431.61 claimed

Linda Ball, DOI: 3/16/2015. Claimant alleged out-of-pocket expenses incurred to clear sewer line when problem was on City side. \$966 claimed

15-3787

BID REVIEW - TENNANT WAY IMPROVEMENTS

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Provide sustainable water quality & environmental infrastructure

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

The project includes construction of streetscape improvements including sidewalk and ADA ramps, bio-filtration planters and stormwater facilities, paving, and trees and landscaping improvements. The improvements will be made on Tennant Way from 7th Avenue to 15th Avenue.

On April 15, 2015, five bids were received as follows:

\$1,870,447.14 - Sterling Breen Crushing, Inc., Chehalis, WA
\$1,987,800.10 - 3 Kings Environmental, Inc., Battle Ground, WA
\$2,085,900.00 - Advanced Excavating Specialists LLC, Longview, WA
\$2,183,398.20 - Five Rivers Construction, Inc., Longview, WA
\$2,200,890.56 - Olivas Valdez, Inc., LaCenter, WA

\$2,300,000.00 - Engineer's Estimate

All bids received were determined to be regular and responsive.

FINANCIAL SUMMARY:

This project is funded by the Stormwater Fund, Arterial Street Fund, and state Dept. of Ecology grants.

RECOMMENDED ACTION:

Motion to accept the bid and award a contract to Sterling Breen Crushing, Inc., in the amount of \$1,870,447.14.

13. CITY MANAGER'S REPORT

15-3788

**LONGVIEW EMPLOYEES' BARGAINING ASSOCIATION (EBA)
COLLECTIVE BARGAINING AGREEMENT, JAN 1, 2015 - DEC 31, 2017**

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Council Initiative: Continue effective financial management

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

On March 26, 2015, Longview Employees' Bargaining Association (EBA) and the City reached a tentative agreement on the 2015-2017 Collective Bargaining Agreement (CBA). Multiple articles in the contract were opened for review and some language changes to clarify/improve the contract were made. EBA notified the City of member (97) ratification on April 21, 2015. The contract provides for a \$0.62/hours COLA, beginning December 31, 2015, and a COLA increase of 100% of Portland CPI-W in 2016.

For 2015/16 the CBA remains at 100% employer paid HDHP medical insurance plan and Dental remains at 80% employer paid.

For 2017, both parties agree to open for bargaining Article 11, Medical and Insurance Benefits and Article 21, Salaries for the purpose of negotiating salaries and calculating the balance of 2015 deferred wages that may be applied to the 2017 medical premium.

Employees opting out of City medical insurance coverage will receive a VEBA contribution of \$825/ month in 2015 and 2016.

RECOMMENDED ACTION:

Motion to approve the EBA 2015-17 Collective Bargaining Agreement for Jan 1, 2015 - Dec 31, 2017.

Attachments: [2015 - 2017 EBA CBA - FINAL 3-23-15](#)

14. MISCELLANEOUS**15-3782 WASHINGTON STATE LIQUOR CONTROL BOARD REQUESTS**

Attachments: [LL renewals July 15 001](#)

[Spec Occas LL Young Life 001](#)

15. ADJOURNMENT

*** Any invocation that may be offered at the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the religious beliefs or views of this, or any other speaker.**

NEXT REGULAR COUNCIL MEETINGS

THURSDAY, MAY 14, 2015

THURSDAY, MAY 28, 2015

NEXT COUNCIL WORKSHOPS:

THURSDAY, MAY 7, 2015, 6:00 P.M., ADA TRANSITION PLAN

**THURSDAY, MAY 21, 2015, 6:00 P.M., SCHOOL ZONE SAFETY STATUS REPORT,
JOINT MEETING WITH LONGVIEW SCHOOL BOARD**