



City of Longview

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

Agenda - Final-revised

City Council

Thursday, February 14, 2019

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**

[19-9000](#)

**REGULAR COUNCIL MEETING MINUTES, JANUARY 24, 2019
COUNCIL WORKSHOP MINUTES, JANUARY 24, 2019**

Attachments: [1.24.2019 Regular Meeting Minutes for Approval](#)
[1.24.2019 Workshop Minutes for Approval](#)

5. **CHANGES TO THE AGENDA**

6. **PRESENTATIONS & AWARDS**

[19-5763](#)

**PROCLAMATION: TEEN DATING VIOLENCE AWARENESS MONTH -
FEBRUARY 2019**

RECIPIENT: ANGIE CORLL, DOMESTIC VIOLENCE ADVOCATE - THE
EMERGENCY SUPPORT SHELTER

STAFF CONTACT: Maureen Wingler, Executive Office

Attachments: [Teen Dating Violence Awareness Month - February 2019.pdf](#)

[19-6006](#)

**PRESENTATION OF CERTIFICATES OF APPRECIATION TO
VOLUNTEERS SERVING ON BOARDS AND COMMISSIONS FOR TERMS
THAT WERE COMPLETED IN 2018**

SUMMARY STATEMENT:

We would like to recognize the following individuals who completed their terms on various boards and commissions within the last year:

Bob Bagaason, Civil Service

Wayne Ostermiller, Housing Opportunities
Gus Nolte, Housing Opportunities
Lori Bahsor-Sarancik, Housing Opportunities
Bruce Fisher, Housing Opportunities

Linda Bagaason, Library

Micah Shea, Parks/Rec

Micah Shea, Planning Commission

Laurel Murphy, Project Longview

Jeff Wilson, Salary Commission
Duane Dalgleish, Salary Commission
Dianne Quast, Salary Commission

Travis Ruhter, Sister City
Susan Supola, Sister City
Trey Davis, Sister City

Ryan Searcy, Visual Arts

STAFF CONTACT:

Tammi Edwards, Executive Assistant

7. **CONSTITUENTS' COMMENTS (Thirty Minutes)**
8. **FOLLOW-UP TO PAST CONSTITUENTS' COMMENTS**
9. **PUBLIC HEARINGS**
10. **BOARD & COMMISSION RECOMMENDATIONS**
11. **ORDINANCES & RESOLUTIONS**

[19-6009](#)

**ORDINANCE NO. 3396 - AMENDMENTS TO LONGVIEW MUNICIPAL
CODE CHAPTER 16.32 UNFIT STRUCTURES**

COUNCIL INITIATIVE ADDRESSED:

Address quality of place issues, Preserve and enhance neighborhoods,
Strengthen economic conditions & create new opportunities

CITY ATTORNEY REVIEW: REQUIRED**SUMMARY STATEMENT:**

Chapter 16.32 of the Longview Municipal Code (LMC) was first adopted in 1962. Recent review of the UNFIT STRUCTURES regulations contained in LMC 16.32 by the City Attorney and code compliance staff revealed inconsistent language between LMC 16.32 and Chapter 35.80 RCW. Chapter 35.80 RCW authorizes municipalities to adopt ordinances relating to unfit dwellings, buildings, structures and premises. LMC 16.32 and the statutory provisions of 35.80 RCW provide for abatement of buildings which are unfit for human habitation, structures, and premises or portions thereof which are unfit for other uses due to dilapidation, disrepair, structural defects, defects increasing the hazards of fire, accidents, or other calamities, inadequate ventilation and uncleanliness, inadequate light or sanitary facilities, inadequate drainage, overcrowding, or due to other conditions which are detrimental to the health, safety and welfare of the occupants and/or general public. Included in the statutory provisions of Chapter 35.80 RCW is the ability for a municipality to exercise lien rights to recover all costs associated with abatement of unfit dwellings, buildings, structures and premises.

Amending LMC 16.32 to eliminate the inconsistencies and coordinate the City's code language with Chapter 35.80 RCW will enhance the City's ability to recover all costs associated with abatements performed according to LMC 16.32. A memorandum from the City Attorney outlining the issue and how the proposed amendments resolve that issue is provided as an attachment, along with some pictorial examples of problem properties and the proposed ordinance no. 3396 amending LMC 16.32.

RECOMMENDED ACTION:

Motion to approve Ordinance No. 3396

Attachments: [Memo re Revisions to LMC 16.32 \(002\)](#)

[Examples of structures and premises subject to abatement 2019](#)

[Ord 3396 Chapter 16.32 revisions](#)

[19-6010](#)

ORDINANCE NO. 3397 ACCEPTING DONATION OF THE SCULPTURES "PEACE TOTEM" AND "THE CHASE"

COUNCIL STRATEGIC INITIATIVE ADDRESSED: Address Quality of Place Issues

CITY ATTORNEY REVIEW: Required

SUMMARY STATEMENT:

The Longview Outdoor Gallery (LOG) has had a successful fourth exhibit that launched in the fall of 2017 and continues through 2019. LOG has been able to raise enough funds to purchase their 13th and 14th pieces to be able to gift to the City of Longview. The goal of the Longview Outdoor

Gallery is to donate 23 sculptures by the City's centennial in 2023.

The metal sculpture "Peace Totem" was created by Jesse Swickard, stands sixteen feet tall, and weighs 1600 pounds. The artist lists the insurance value of this piece at \$22,000. The second stone sculpture carved from basalt to be donated is called "The Chase" created by Craig Breitbach, stands six feet tall, and weighs 2,500 pounds. The artist lists the insurance value of this piece at \$12,000. The donated pieces will remain in the current located on the corners of Commerce and Broadway Street. The Visual Arts Commission has reviewed and recommends that Council accept the sculptures as gifts to the city.

RECOMMENDED ACTION:

Motion to accept ownership of, and for permanent display, "Peace Totem" and "The Chase" into the City of Longview's permanent art collection by passing Ordinance No. 3397 and authorizing the City Manager to sign the applicable donation of art and transfer of ownership forms on behalf of the City of Longview.

Attachments: [Ordinance 3397 - Peace Totem & The Chase](#)

[Acceptance of Art and Transfer of Ownership- Peace Totem 2.14.19](#)

[Acceptance of Art and Transfer of Ownership-The Chase 2.14.19](#)

[Technical and Maintenance Record - Peace Totem](#)

[Technical and Maintenance Record - The Chase](#)

[RS 19 2290](#)

RESOLUTION NO. 2290 - PAYMENT AND USE OF RIGHT OF WAY VACATION FEES

COUNCIL INITIATIVE ADDRESSED:

Continue effective financial management

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

During recent consideration of a request by an abutting property owner to vacate the entire width of an alley to provide for development of a multi-family housing complex, the applicant requested the City Council allocate the vacation fees received by the City to assist with the cost of relocating utilities from the alley to make room for the housing complex. Council expressed interest in supporting development of low income housing through an allocation of vacation fees and directed staff to develop a policy regarding use of vacation fees when the right of way vacation is needed to facilitate construction of low income housing.

During development of a right of way vacation fee use policy, staff realized there may be certain other economic development or public purpose projects besides low income housing, that might prompt city council support through adjustment of or use of vacation fees. Attached are two options for Resolution No. 2290, which would adopt a policy allowing the city council to adjust or allocate right of

way vacation fees in situations where the city council believes the project supports a public purpose or provides a public benefit. Resolution No. 2290 Option A would provide for fee adjustment or allocation only for low income housing developments. Resolution No. 2290 Option B would provide for fee adjustment or allocation for an expanded range of projects, including low income housing developments, new or expanding economic development projects, and other projects that provide a public benefit.

FINANCIAL SUMMARY:

If right of way vacation fees are charged, state law requires at least one-half of the fees be dedicated to the acquisition, improvement, development, and related maintenance of public open space or transportation capital projects within the city. The financial impact of implementation of this resolution on the collection of fees is unknown because the number of right of way vacation requests meeting the criteria of the policy, and the City Council's decisions related to each request, cannot be predicted.

RECOMMENDED ACTION:

Motion to approve Resolution No. 2290 Option A.

OR

Motion to approve Resolution No. 2290 Option B.

STAFF CONTACT:

Jeff Cameron, Public Works Director

Attachments: [Res No 2290 - Right of Way Vacation Fees Policy - Option A](#)

[Res No 2290 - Right of Way Vacation Fees Policy - Option B](#)

[19-6023](#)

RESOLUTION NO. 2291: AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH COWLITZ COUNTY FOR THE EXCHANGE OF LAND NEAR THE COWLITZ COUNTY EVENT CENTER

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Strengthen economic conditions & create new opportunities

Address quality of place issues

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The Longview Public Development Authority (PDA) was created by the City to assist with the implementation of elements of the Cowlitz County Fairgrounds Master Plan. One element of the plan was the development of a hotel adjacent to the Cowlitz County Event Center. Following the PDA's 2016 Request for Proposals (RFP) which failed to attract a developer to the project, it was determined that a lack of a parcel which a developer could own and use to secure financing was a major factor in the result of the RFP process.

In the intervening time, Cowlitz County and the PDA worked together to negotiate a preliminary agreement by which the City and County could

exchange properties in order to create a hotel site adjacent to the Event Center which could be sold to a developer. With that agreement in place, the PDA spearheaded a subdivision of the fairgrounds property, creating a 1.8 acre parcel for the hotel site. Additionally, property was identified for a new access to the hotel and Event Center.

This Interlocal agreement finalizes the preliminary agreement between the City and County. The City agrees to transfer three half-street rights-of-way at the perimeters of the fairgrounds property in exchange for the 1.8 acre hotel site and the dedication of property to the City for the new access street. Until such time as construction commences on the new hotel, the City agrees to continue to make the hotel site property available for customary uses associated with the fairgrounds operation.

RECOMMENDED ACTION:

Motion to approve the resolution authorizing the City Manager to execute the interlocal agreement with Cowlitz County for the exchange of land near the Cowlitz County Event Center.

STAFF CONTACT:

Joe Phillips, Economic Development Coordinator

Attachments: [Resolution 2291 for Interlocal Adoption City County Hotel Land Exchange City County Hotel and ROW Land Exch agreement February 14 2019](#)

12. MAYOR'S REPORT

[19-6011](#)

ADDRESSING PARKING AROUND THE RA LONG CIVIC CIRCLE PARK TO IMPROVE ACCESS AND IMPROVE PARKING TO ENCOURAGE GREATER PARK USE AND TO PRESERVE AND ENHANCE PEDESTRIAN SAFETY AND IMPROVE THE FLOW OF TRAFFIC AROUND THE CIVIC CENTER CIRCLE.

INTRODUCED BY: Don Jensen

SUPPORTED BY: Mike Wallin

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Preserve and Enhance Neighborhoods, Address Quality of Life Issues, Strengthen Economic Conditions and Create New Opportunities.

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

The history of the Civic Center Circle has at times been one of hazardous conditions for pedestrians and motorists. In the spirit of the ongoing efforts by the City to improve safety conditions at the Civic Center Circle and to improve the usefulness of RA Long Civic Circle Park many in the community have asked to make improvements to parking in the vicinity and to further calm traffic traveling within the Civic Circle.

RECOMMENDED ACTION:

A motion, directing the City Manager, to take immediate action, to direct the Public Works Department and Traffic Engineer to further evaluate and to bring back to city council a plan for approval to reduce the Civic Circle traffic travel lanes from three lanes to two lanes, eliminating the inner most lane and creating back-in angle-parking, for city council approval by March 28, 2019 for implementation prior to June 1, 2019.

STAFF CONTACT:

Don Jensen, Mayor

Mike Wallin, Mayor Pro Tem

Attachments: [Civic Circle Parking for agenda of 07-14-19 - signed](#)

13. COUNCILMEMBERS' REPORTS**14. CONSENT CALENDAR**

[19-6002](#)

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:

FIRST HALF FEBRUARY 2019 ACCOUNTS PAYABLE: \$1,770,309.76

SECOND HALF JANUARY 2019 PAYROLL:

\$80,039.21, checks no. 131-149

\$729,498.21, direct deposits

\$984,641.11, wire transfers

\$1,794,178.53 Total

STAFF CONTACT:

Kaylee Cody, City Clerk

John Baldwin, Fiscal Analyst

Chresta Larson, Human Resources Specialist

[19-6022](#)

BID REVIEW - SHAY LOCOMOTIVE SIDEWALKS**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Address quality of place issues

SUMMARY STATEMENT:

The project includes the construction of interior sidewalks connecting the Shay Locomotive exhibit with existing sidewalks along the park perimeter, associated landscape and irrigation restoration, the installation of four interpretive panels, temporary erosion control and traffic control.

On February 6, 2019, five bids were received as follows:

\$ 68,016.52 - Lee Contractors LLC, Battle Ground, WA
\$ 86,442.17 - Clark & Sons Excavating, Inc., Battle Ground, WA
\$ 86,652.96 - Advanced Excavating Specialists LLC, Longview, WA
\$128,588.19 - P.R. Worth, Inc., Kelso, WA
\$131,255.02 - Five Rivers Construction, Inc., Longview, WA

\$69,000.00 - Engineer's Estimate

All bids received were determined to be regular and responsive.

FINANCIAL SUMMARY:

This project is funded by a Heritage Capital Projects grant from the Washington State Historical Society, by funds donated from the Friends of Longview, and by the Capital Projects Fund.

RECOMMENDED ACTION:

Motion to accept the low base bid and award a contract to Lee Contractors LLC, in the amount of \$68,016.52

STAFF CONTACT:

Stephanie Burt, Project Engineer

[PROJ #111](#)

PROJECT COMPLETION - R.A. LONG PARK IMPROVEMENTS, PHASE I

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Address quality of place issues

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

The R.A. Long Park Improvements, Phase I project has been completed in accordance with the plans and specifications under Contract No. 18-2631-C entered into between the City of Longview and Advanced Excavating Specialists LLC. The City Council must accept the project as complete before final contract closeout can be accomplished.

RECOMMENDED ACTION:

Motion to accept as complete the R.A. Long Park Improvements, Phase I project.

STAFF CONTACT:

Ivona Kininmonth, City Engineer

15. CITY MANAGER'S REPORT

[19-6008](#)

OFFICE OF VIOLENCE AGAINST WOMEN 2019 IMPROVING CRIMINAL JUSTICE RESPONSES TO DOMESTIC VIOLENCE, DATING, VIOLENCE, SEXUAL ASSAULT AND STALKING GRANT PROGRAM

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Council Initiative: Enhance Public Safety and Emergency Response

CITY ATTORNEY REVIEW: N/A**SUMMARY STATEMENT:**

Longview Police Department (city of Longview - Lead Applicant) is interested in applying for the Office of Violence Against Women's Fiscal Year 2019 Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault and Stalking Grant Program. With this grant, the police department would implement pro-arrest policies and programs by assigning a new police detective to work domestic violence investigations for a three year period of time beginning 10/1/19. The grant would also fund additional victim advocacy services through a partnership with the Emergency Support Shelter. The total grant funding requested would be \$500,000.00 with no local match required.

RECOMMENDED ACTION:

Authorize the submission of a grant application

STAFF CONTACT:

Jim Duscha, Chief of Police

Mary Chennault, Administrative Manager

Attachments: [Grant Solicitation document 15jan19](#)

[Council presentation OVW FY 2019 Grant](#)

[19-6024](#)

SEVERE WEATHER SHELTER FUND POLICY FOR HOMELESS SHELTER SERVICES LOCATED IN THE CITY OF LONGVIEW**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Continue effective financial management
Preserve and enhance neighborhoods

CITY ATTORNEY REVIEW: REQUIRED**SUMMARY STATEMENT:**

The attached Severe Weather Shelter Fund Policy is established to support projects that address housing of homeless individuals on an emergency basis during severe weather events. In an effort to assist the City's authorized Severe Weather Shelter providers with sheltering needs on a temporary emergency basis, the Severe Weather Shelter Fund Policy together with the application form provide the guidelines and means for shelter applicants wishing to apply for the City's Severe Weather Shelter Funds.

An annual appropriation in the amount of \$9,000 for the Severe Weather Shelter Fund is provided in the 2019-2020 biennial budget.

RECOMMENDED ACTION:

Motion to approve and implement immediately the Severe Weather Shelter Fund Policy for severe weather sheltering services provided in the City of Longview.

STAFF CONTACT:

John Brickey, Community & Economic Development Director
Kurt Sacha, City Manager

Attachments: [Severe Weather Shelter Fund Policy Final](#)

[COL Severe Weather Shelter Funding Application Form Final](#)

16. MISCELLANEOUS**17. 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 MEETING:

THURSDAY, FEBRUARY 28, 2019 - 7:00 P.M.

THURSDAY, MARCH 14, 2019 - 7:00 P.M.

NEXT COUNCIL WORKSHOPS:

THURSDAY, FEBRUARY 28, 2019 - 6:00 P.M. BANNER POLICY

THURSDAY, MARCH 7, 2019 - 6:00 P.M. REVERSE OSMOSIS/WELLHEAD PROTECTION UPDATE