



City of Longview

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

Minutes - Final - Not Approved

City Council

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

Thursday, August 25, 2016

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**

Mayor Jensen called the meeting to order at 7:01 p.m.

2. **INVOCATION*/FLAG SALUTE**

[16-4486](#)

INVOCATION

Invocation to be provided by Melinda Gapen, Gloria Dei Lutheran, Kelso

After an invocation provided by Melinda Gapen of Gloria Dei Lutheran, the flag salute was recited.

3. **ROLL CALL**

Present: 5 - Mayor Don Jensen, Council Member Makinster, Council Member Moon, Mayor Pro Tem Wallin and Council Member Vydra

Excused: 2 - Council Member Botero and Council Member Melink

STAFF PRESENT

City Manager David Campbell; City Attorney James McNamara, and City Clerk Kaylee Cody.

Also present: Kurt Sacha, Assistant City Manager/Finance Director; John Brickey, Director of Community Development; Jeff Cameron, Public Works Director; Todd Dodgin, Information Technology Director; Phil Jurmu, Fire Chief; Chris Skaugset, Library Director; Jenn Wills, Parks & Recreation Director; Chris Smith, Human Resources Director; Robert Huhta, Police Captain; Manuel Abarca, Engineering Coordinator; Craig Bozarth, Engineering Manager; and Brian Loos, Risk & Safety Manager.

4. APPROVAL OF MINUTES

On a motion duly made and passed, the reading of the minutes of the regular Council meeting held August 11, 2016, copies of which had been submitted to the Mayor and members of the City Council, was waived and the minutes were approved as if read.

[MN 16-0345](#)**COUNCIL MINUTES, AUGUST 11, 2016**

Attachments: [08.11.2016 Minutes for Approval](#)

5. CHANGES TO THE AGENDA

Mayor Jensen added a presentation by the Longview Downtown Partnership to the agenda.

6. PRESENTATIONS & AWARDS

Gary Fadden addressed Council to introduce himself as the newly elected President of the Longview Downtown Partnership, thanking Council and staff for their efforts to improve the downtown business district. Mr. Fadden also presented pictures of the new tree lighting installed downtown and flower baskets.

7. CONSTITUENTS' COMMENTS (Thirty Minutes)

Felicia Conley of Longview, past President of the Highlands Neighborhood Association, addressed Council to introduce the newly elected President, Donna Bell. Ms. Conley and Ms. Bell provided Council with a report regarding street lighting, trail access and the Archie Anderson Park restroom, and invited Council to attend a Family Day event at Archie Anderson Park on September 3.

Ken Spring of Longview addressed Council to express his concerns about several issues, including the water, streets, contracting of consultants, relocation of the R.A. Long bust, length of the Constituents' Comments portion of council meetings, the downtown streetscape projects, speed bumps at the Civic Circle, the Washington Way bridge, Lake Sacajawea flushing project, and rain gardens. Mr. Spring provided a list of concerns to Council. At Mayor Jensen's request, Mr. Spring was removed from the podium by Police Captain Robert Huhta.

David Pitkin of Longview addressed Council regarding a shelter for homeless veterans.

Ken Graham of Longview addressed Council regarding the downtown streetscape projects and other efforts to improve the downtown business corridor.

Shawn Nyman of Longview addressed Council to extend an invitation to the Cowlitz-Wahkiakum Central Labor Council's Labor Day Picnic on September 5, 10:00 a.m. to 3:00 p.m., at the Toutle River RV Resort.

Brian Magnuson of Longview addressed Council to express his appreciation for the good things happening in the community and to encourage Council, staff and citizens to focus on "what's right with the world."

7. A**FOLLOW-UP TO PAST CONSTITUENTS' COMMENTS**

8. PUBLIC HEARINGS[16-4488](#)**PUBLIC HEARING - CONSIDER FORMING TRANSPORTATION BENEFIT DISTRICT****COUNCIL INITIATIVE ADDRESSED:**

Improve streets and roads

CITY ATTORNEY REVIEW: NA**SUMMARY STATEMENT:**

Following their 2016 retreat, the City Council appointed a Streets and Roads Initiative Committee consisting of Councilmembers Mike Wallin, Chet Makinster, and Steve Moon. The Committee began meeting to review information regarding pavement condition, current street maintenance and repair funding and costs, and discuss potential methods to enhance street maintenance.

The Committee reviewed and discussed information pertaining to street maintenance and presented a report to the full council at a workshop on April 28, 2016, and recommended the council consider forming a Transportation Benefit District to fund street maintenance and preservation projects in the City.

On July 14, 2016, the City Council considered street maintenance needs and scheduled a public hearing for August 25, 2016, to receive public comment regarding forming a Transportation Benefit District. A staff report has been prepared providing information on Transportation Benefit Districts, and a draft ordinance has been prepared for your review.

RECOMMENDED ACTION:

- Conduct the public hearing.

THEN

- Motion directing staff to prepare a final ordinance and transportation improvement plan to form a Transportation Benefit District.

OR

- Motion directing staff to discontinue actions to form a Transportation Benefit District.

STAFF CONTACT:

Jeff Cameron, Public Works Director

Attachments:

[Staff Report - TBD Formation 08.25.16 JC.pdf](#)

[TBD Formation 08.25.16 JC.pdf](#)

[Transportation Benefit District Ord Draft 08.25.16 JC.pdf](#)

Public Works Director Jeff Cameron presented a staff report on the potential formation of a Transportation Benefit District.

Mayor Jensen opened the public hearing at 7:48 p.m. There being no constituents wishing to speak, the public hearing was closed at 7:48 p.m.

After the motion was made and passed directing staff to prepare an ordinance and transportation improvement plan, Council agreed that the Mayor and Mayor Pro Tem would work with staff to establish a timeline for bringing the ordinance and transportation improvement plan back to Council for consideration.

A motion was made by Council Member Steve Moon, seconded by Council Member Scott Vydra, directing staff to prepare a final ordinance and transportation improvement plan to form a Transportation Benefit District. The motion passed unanimously.

9. BOARD & COMMISSION RECOMMENDATIONS

10. ORDINANCES & RESOLUTIONS

11. MAYOR'S REPORT AND COUNCILMEMBERS' REPORTS

11. A MAYOR'S REPORT

11. B COUNCILMEMBERS' REPORTS

12. CONSENT CALENDAR

There being no items the Council wished removed from the Consent Calendar, a motion was duly made and passed approving the items on the Consent Calendar as though acted on individually.

[16-4485](#)

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 AUGUST 2016 ACCOUNTS PAYABLE: \$1,614,426.08

FIRST HALF AUGUST 2016 PAYROLL:

\$4,613.27, checks no. 206698-206704

\$689,397.29, direct deposits

\$453,734.05, wire transfers

\$1,147,744.61 Total

STAFF CONTACT:

Kaylee Cody, City Clerk

John Baldwin, Fiscal Analyst

Jackie Rodgers, Human Resources Specialist

Final audited accounts payable amount: \$1,886,370.57. Checks numbered 346162 through 346488.

[16-4484](#)

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:

Brianna Nye, DOI: 08/06/2016. Claimant alleges tire damage caused by debris left in road from car accident in intersection of Ocean Beach Highway and Pacific Way.

Betty Jo Swarick, DOI: 07/26/2016. Claimant alleges personal injuries sustained as a result of trip-and-fall over uneven pavement in crosswalk at Hudson and 25th Avenue.

Patricia Flores, DOI: 07/24/2016. Claimant alleges that a pipe being used to pump water from the Cowlitz River to Lake Sacajawea is not being properly monitored and has flooded her yard, causing property damage.

Oregon Mutual Insurance Company, DOI: 07/28/2014. Subrogee of Chace & Spurgeon alleges City caused or allowed the water pressure in its water supply to Chace & Spurgeon PS's property to exceed the regulatory maximum pounds per inch (PSI) standard and said excessive PSI caused the water pipe and attached equipment within property to rupture which leaked water into property, causing damage.

DENIED:

Sadie Petersen, DOI: 07/28/2016. Claimant alleges that a city owned tree was not properly maintained, resulting in a tree branch falling and causing damage to her vehicle on Olympia Way.

Kevin Henson, DOI: 11/07/2012. Claimant alleges personal injuries sustained as a result of a trip-and-fall over a raised curb outside Vacuums & More.

STAFF CONTACT:

Kaylee Cody, City Clerk
Brian Loos, Risk & Safety Manager

13. CITY MANAGER'S REPORT

[16-4487](#)

ORDINANCE NO. 3325: AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON AMENDING LMC 16.32.235 TROUGH 16.32.290 WITH REGARD TO SUBSTANDARD BUILDINGS AND ADOPTING ABATEMENT PROCEDURES CONSISTENT WITH RCW 35.80 AND ADDING APPLICABLE DEFINITIONS TO LMC16.32.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Preserve and enhance neighborhoods

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

LMC 16.32 contains a process for abatement of dangerous dwellings. However, because the process outlined in the code does not provide the procedural steps contained in RCW 35.80 the City would not be able to lien the abated properties to ultimately recover the costs of abatement. The proposed amendment amends LMC 16.32 to closely follow the process outlined in RCW 35.80.

RECOMMENDED ACTION:

Discussion only; to be considered for adoption at September 8, 2016 regular meeting

STAFF CONTACT:

John Brickey, Director of Community and Economic Development
Jim McNamara, City Attorney

Attachments: [Ordinance 3325 Draft](#)

City Attorney Jim McNamara provided a staff report on Ordinance No. 3325.

After Council discussion, it was suggested by Council Member Wallin that the ordinance be considered at the October 13th regular council meeting, possibly after a workshop can be held to discuss the ordinance further. There being no objection, Mayor Jensen confirmed that Ordinance No. 3325 will be considered at the October 13th meeting instead of September 8th.

14. MISCELLANEOUS

15. ADJOURNMENT

Mayor Jensen announced a recess from the regular meeting at 8:08 p.m. for a one hour Executive Session on potential property acquisition and disposal, which was advertised as a separate meeting for 7:45 p.m. The Executive Session started at 8:15 p.m. At 9:15 p.m., Mayor Jensen announced that the Executive Session would last an additional hour. The Executive Session ended at 10:15 p.m.

The regular meeting was adjourned at 10:20 p.m.. The next scheduled meeting of the Council is September 8, 2016.

Kaylee L. Cody
City Clerk

Approved: _____
Mayor

*** 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, SEPTEMBER 8, 2016

THURSDAY, SEPTEMBER 22, 2016

NEXT COUNCIL WORKSHOPS:

THURSDAY, SEPTEMBER 1, 2016

THURSDAY, SEPTEMBER 15, 2016