



City of Longview

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

Minutes - Final

City Council

Mayor Don Jensen
Council Member Ken Botero
Council Member Chet Makinster
Council Member Steve Moon
Council Member Scott Vydra
Mayor Pro Tem Michael Wallin
Council Member MaryAlice Wallis

Thursday, April 26, 2018

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 7:00 p.m.

2. **INVOCATION*/FLAG SALUTE**

After a moment of silent reflection, the flag salute was recited.

3. **ROLL CALL**

Present: 7 - Mayor Don Jensen, Council Member Botero, Mayor Pro Tem Wallin, Council Member Vydra, Council Member Wallis, Council Member Makinster and Council Member Moon

STAFF PRESENT

City Manager Kurt Sacha; City Attorney Jim McNamara; City Clerk Kaylee Cody; Parks & Recreation Director Jen Wills; Human Resources Director Chris Smith; Information Services Director Todd Dodgin; Community & Economic Development Director John Brickey; Public Works Director Jeff Cameron; Police Chief Jim Duscha; Fire Marshall Jim Kambeitz; Library Director Chris Skaugset; and Risk & Safety Manager Brian Loos.

4. **APPROVAL OF MINUTES**

[18-5411](#)

COUNCIL MINUTES, APRIL 12, 2018

Attachments: [4.12.2018 Minutes for Approval](#)

On a motion duly made and passed, the reading of the minutes of the regular Council

meeting held April 12, 2018, 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.

5. **CHANGES TO THE AGENDA**

6. **PRESENTATIONS & AWARDS**

7. **CONSTITUENTS' COMMENTS (Thirty Minutes)**

Ray Van Tongeren of Longview addressed Council regarding negativity about the City.

David Fine of Longview addressed Council regarding rapid transportation.

Larry Wood of Longview addressed Council regarding alleged code violations at GT Metals in West Longview.

Chris Paolini, Kelso Airport Manager, addressed Council regarding a public meeting scheduled for Wednesday, May 2nd, from 5:30-7:00 p.m. at the airport office.

Jeff Wilson & Arlene Hubble of Longview addressed Council regarding interpretive panels that will be installed in front of the Monticello Hotel.

Spencer Boudreau of Longview addressed Council regarding an event held at Monticello Park to raise money for the Safe & Sober Senior Party and to praise Councilor Botero for his recent visit to his high school marketing class.

8. **FOLLOW-UP TO PAST CONSTITUENTS' COMMENTS**

9. **PUBLIC HEARINGS**

10. **BOARD & COMMISSION RECOMMENDATIONS**

11. **ORDINANCES & RESOLUTIONS**

[ORD 18 3380](#)

ORDINANCE NO. 3380 - VACATION OF A 12.5 FOOT WIDE SECTION OF EXCESS ALLEY RIGHT OF WAY ABUTTING LOT 1, CLEEK'S FIRST ADDITION (904 12th Avenue)

COUNCIL INITIATIVE ADDRESSED:

Preserve and enhance neighborhoods

CITY ATTORNEY REVIEW: Required

SUMMARY STATEMENT:

After a public hearing on November 16, 2017, the City Council directed staff to prepare an ordinance vacating a 12.5-foot section of excess alley right-of-way abutting Lot 1, Cleek's First Addition, subject to payment of vacation fees in the amount of \$6,250.00. The vacation fees have been paid and Ordinance No. 3380 can be adopted to complete the vacation.

FINANCIAL SUMMARY:

The vacation fees have been paid and deposited into the Arterial Street Fund.

RECOMMENDED ACTION:

Motion to adopt Ordinance No. 3380

Attachments: [Ord.#3380 904.12th](#)
 [Agenda Summary Sheet](#)

A motion was made by Council Member Ken Botero, seconded by Council Member Chet Makinster, to adopt Ordinance 3380. The motion passed unanimously.

[18-5413](#)

RESOLUTION NO. 2264 ACCEPTING THE LONGVIEW PUBLIC DEVELOPMENT AUTHORITY'S 2017 ANNUAL REPORT TO THE CITY**COUNCIL STRATEGIC INITIATIVE ADDRESSED:****CITY ATTORNEY REVIEW: REQUIRED****SUMMARY STATEMENT:**

LMC 2.71.220 provides that the Public Development Authority (PDA) shall file an annual report with the City Clerk and the City Council detailing its assets and liabilities, and summarizing its significant accomplishments, and projects and activities to be undertaken during the current year. The PDA has drafted and approved the attached annual report.

RECOMMENDED ACTION:

Motion to approve Resolution No. 2264.

STAFF CONTACT:

Joe Phillips, Economic Development Coordinator/PDA Executive Director
Brian Magnuson, PDA Chairman

Attachments: [Resolution No. 2264 Accepting the 2017 Annual Report from PDA to Council](#)
 [2017 Longview Public Development Authority Report to Council - signed](#)

A motion was made by Council Member Scott Vydra, seconded by Council Member Chet Makinster, to adopt Resolution 2264. The motion passed unanimously.

[RS 18 2266](#)

RESOLUTION NO. 2266 - SET A PUBLIC HEARING TO VACATE THREE SECTIONS OF EXCESS UNIMPROVED RIGHT OF WAY ABUTTING PROPERTY OWNED BY COWLITZ COUNTY**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Preserve and enhance neighborhoods
Continue effective financial management

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

Cowlitz County, which represents 100% of the abutting property, has submitted a request to vacate three separate sections of unimproved right-of-way lying adjacent to Cowlitz County property located near 7th Avenue. The next step in processing this request for right of way vacation is to schedule a public hearing for the city council to consider the request. Resolution No. 2266 will set the public hearing for May 24, 2018 at 7:00 pm.

RECOMMENDED ACTION:

Motion to approve Resolution No. 2266.

Attachments: [Resolution #2266 Set Hear.Cowlitz Co.Vacation](#)
 [Map of ROW Vacation to County](#)
 [Agenda Summary Sheet](#)

A motion was made by Council Member Scott Vydra, seconded by Council Member Chet Makinster, to adopt Resolution 2266. The motion passed unanimously.

12. MAYOR'S REPORT**13. COUNCILMEMBERS' REPORTS**

Council Member Moon provided a brief report regarding the Longview School Board.

Council Member Wallis provided a brief report regarding the Parks & Recreation Walk n' Talk event, Sister City Commission, & Cowlitz-Wahkiakum Council of Governments.

Council Member Makinster provided a brief report regarding the Airport Board & Headquarters Landfill.

Mayor Jensen congratulated Fire Marshall Jim Kambeitz for being awarded Firefighter of the Year.

Mayor Pro Tem Wallin provided a brief report regarding the Freight Mobility Strategic Investment Board.

Council Member Vydra provided a brief report regarding the County Homeless Task Force.

14. CONSENT CALENDAR

Mayor Jensen removed item 18-5415 (engineering services contract with RH2 Engineering) for separate consideration.

There being no other 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.

[18-5420](#)**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 2018 ACCOUNTS PAYABLE: \$1,385,400.43

FIRST HALF APRIL 2018 PAYROLL:

\$5,117.37, checks no.
\$737,950.90, direct deposits
\$493,664.34, wire transfers
\$1,236,732.61 Total

STAFF CONTACT:

Kaylee Cody, City Clerk
John Baldwin, Fiscal Analyst
Jackie Rodgers, Human Resources Specialist

Final accounts payable: \$2,532,567.64. Checks issued: 4523-4871.

[18-5415](#)

**ENGINEERING SERVICES CONTRACT WITH RH2 ENGINEERING FOR
REDESIGN AND RECOVERY OF SUPERVISORY CONTROL AND DATA
ACQUISITION (SCADA) SYSTEM FOR WATER, SEWER AND
STORMWATER FACILITIES**

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Provide sustainable water quality & environmental infrastructure

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

The City's SCADA system utilizes a network of wired and wireless communications operating on licensed 900 MHz frequencies to connect two radio towers, nineteen remote sites and three control sites into a supervisory network for monitoring and control of its water supply and distribution system, and its stormwater and wastewater collection systems. The SCADA system was commissioned in 2014 and operates under four licensed radio station authorizations issued by the Federal Communications Commission (FCC). Despite having standard modern equipment and licensed frequencies, radio interference created by transmitters not present at the time of design or construction cause frequent and ongoing communication failures which have rendered the SCADA system unreliable. City staff considered and consulted with several radio experts regarding this interference, and determined that attempting to locate the source(s) of interference and require mitigation is not feasible. While the FCC is ultimately responsible for the protection of licensed frequency bands, enforcement is seemingly absent in these frequency bands.

The City also utilizes a radio telemetry system which operates on a licensed 460 MHz frequency to connect water reservoirs to their respective pump stations, and to the Mint Farm Regional Water Treatment Plant. This

telemetry communication was implemented due to hard-wire failures, pre-dated the centralized 900 MHz SCADA network, and was left in place as a back-up. The 460 MHz system was not originally intended or designed for city-wide use but has proven to be more reliable and is currently being expanded to automate lake flushing operations. Due to the interference issues experienced with the 900 MHz system, staff recommends scaling up the 460 MHz system for city-wide SCADA communication, and discontinuing use of the 900 MHz system. Multiple communications methods are available including spread spectrum radio, cellular telephone, leased telephone, fiber optic and microwave, but none have been shown to be more cost-effective and reliable than the 460 MHz system.

In accordance with Washington state law regarding selection of professional engineering services, staff selected RH2 Engineering as the most qualified firm to provide services necessary for the recovery of the City's SCADA system. RH2 will review the existing SCADA architecture and computer servers use and capacities, perform a communication method and path study to confirm reliability of an expanded 460 MHz frequency and recommend solutions for reception dead zones, inventory site hardware and system software, provide recommendations for optimization, prepare a bid-ready conversion plan to migrate existing 900 MHz SCADA sites over to the 460 MHz frequency, provide a design report and templates to systematically add/upgrade future sites, and obtain authorization from the FCC as needed for additional licensed frequencies. Along with the necessary upgrades to restore functionality, the re-design will include a review of communication paths to and from essential facilities to ensure redundancy and distributed control.

FINANCIAL SUMMARY:

This agreement is estimated to cost \$149,852, which will be funded 30.4% by the Water Construction Fund, 62.3% by the Sewer Construction Fund, and 7.3% by the Stormwater Fund.

RECOMMENDED ACTION:

Motion to approve the agreement with RH2 Engineering for SCADA re-design services.

Attachments: [RH2 Scope of Work - SCADA Redesign and Recovery](#)
 [Agenda Summary Sheet](#)

Public Works Director Jeff Cameron provided a brief staff report.

A motion was made by Mayor Jensen, seconded by Council Member Makinster, to approve the agreement with RH2 Engineering for SCADA redesign services. The motion passed by the following vote:

Ayes - Mayor Jensen, Mayor Pro Tem Wallin, Council Member Makinster, Council Member Botero, Council Member Wallis & Council Member Vydra

Nayes - Council Member Moon

**CHAPTER 5.82 TAXI & TRANSPORTATION NETWORK COMPANY
CODE****COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Strengthen economic conditions & create new opportunities
Improve transportation systems

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

Certain major TNCs, including Uber and Lyft have indicated that they are unwilling to operate in Longview under the current provisions of the Longview Municipal Code (VMC) at Chapter 5.81. They have suggested that the City adopt a regulatory system much like was adopted in Pullman. Staff has reviewed the Pullman regulations and find that they provide adequate protection to the public, taxi and TNC operators and do not risk public safety. Representatives of Uber and Lyft have reviewed the draft ordinance and indicated a willingness to begin operations in Longview following adoption. In addition, the draft ordinance was provided to Uptown and Owl Taxi for review. Certain changes were made in response to that review, keeping insurance requirements as they appeared in the prior ordinance.

RECOMMENDED ACTION:

Motion to approve Ordinance No. 3379.

STAFF CONTACT:

Jim McNamara, City Attorney

Attachments: [Ord 3379 TNCs repealing and replacing with Pullman model](#)

City Attorney Jim McNamara provided a brief staff report.

Martin Wells of Longview addressed Council in favor of strict regulation of the transportation network companies.

Larry Wood of Longview addressed Council in support of Ordinance 3379.

[18-5421](#)

**RESOLUTION NO. 2263 - A RESOLUTION ADOPTING A POLICY FOR
PROCLAMATIONS****COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Council Initiative: Address quality of place issues

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

The attached Resolution adopting a policy for City proclamations establishes certain guidelines and requirements that will apply to proclamations brought before the City Council for consideration. Generally, the City Council will consider requests to proclaim certain events or causes when the

proclamation pertains to a Longview event, person, organization, or cause with local implications. Proclamation requests shall be timely, have a potential relevance to a majority of Longview's population, and either forward positive messages or call upon support of the community.

RECOMMENDED ACTION:

Motion to adopt Resolution No. 2263 adopting a policy for proclamations.

STAFF CONTACT:

Kurt Sacha, City Manager

Attachments: [Resolution 2263 re proclamations Policy v2](#)

[18-5422](#)

RESOLUTION NO. 2265 - UTILITY RATE REDUCTION PROGRAM**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Council Initiative: Continue effective financial management

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

The Council has established a utility rate reduction program for low-income senior citizens and low-income disabled citizens of the City. Annually, low income senior and low-income disabled citizens on the City's rate reduction program are asked to re-apply so that staff can ascertain whether or not they still qualify. In years past, a number of program participants have received modest annual increases in income that, in many instances may have caused them to exceed the limit in effect, and therefore could have resulted in some of the participants losing the rate reduction benefit. These increases in income are largely the result of inflationary increases granted by the Social Security Administration.

In most instances, the modest cost-of-living increases granted by Social Security are not sufficient to offset the utility rate increases that these citizens would now experience if they lost their participation in the City's rate reduction program. Staff is recommending that the 2018 income eligibility limits for the City's rate reduction program be increased in order to keep eligible those with the greatest need of this rate reduction. The 2018 proposed utility rate relief income limit for a single person household is \$22,750, and is up \$1,000 from the present income limit of \$21,750. For a household with two persons the proposed income limit is \$26,000. Last year's income limit for a two person household was \$24,850. The proposed income limit for a household with five or more persons is \$35,100. Presently there are about 350 households receiving reductions. Preliminary estimates indicate that total program benefits will approximate \$175,000 annually under this proposed resolution.

RECOMMENDED ACTION:

Motion to adopt Resolution No. 2265 providing for the utility rate reduction

program.

STAFF CONTACT:

Kurt Sacha, City Manager

Attachments: [Resolution 2265-2018 Utility Rate Reduction Program](#)

15. CITY MANAGER'S REPORT

[ANX 2018-1](#)
[4/26/18](#)

ANNEXATION 2018-1: INITIAL PETITION FOR 50TH AVENUE/OCEAN BEACH HIGHWAY AREA

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Preserve and enhance neighborhoods

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

Dan Ragan (DPR Enterprises WA, LLC) submitted a Notice of Intention to Commence Annexation Proceedings to the City of Longview Community Development Department on April 4, 2018. The area proposed to be annexed consists of 1 tax parcel and is approximately 3.49 acres in size. The proposed annexation area includes 1 single-family home. The total valuation of the area is approximately \$140,220.

In order to avoid an irregular city boundary, staff is recommending that one additional property be added to the annexation area. This recommendation is given in the attached staff report. A map showing the initial annexation area and the proposed expansion area is also attached.

RECOMMENDED ACTION:

Motion to: 1.) accept the proposed annexation request plus one additional property; 2.) transmit the annexation request to the City Planning Commission for a recommendation on the zoning designation for the subject properties; 3.) require the assumption of any existing City indebtedness by the area to be annexed; and 4.) direct staff to coordinate with the applicant in preparing the 60% petition to be circulated by the property owner(s).

STAFF CONTACT:

Steve Langdon, Planning Manager

Attachments: [Staff report](#)
 [Exhibit A - Map](#)
 [Exhibit B - property information](#)

Community & Economic Development Director John Brickey provided a brief staff report.

A motion was made by Council Member Scott Vydra, seconded by Council Member Chet Makinster, to 1.) accept the proposed annexation request plus

one additional property; 2.) transmit the annexation request to the City Planning Commission for a recommendation on the zoning designation for the subject properties; 3.) require the assumption of any existing City indebtedness by the area to be annexed; and 4.) direct staff to coordinate with the applicant in preparing the 60% petition to be circulated by the property owner(s). The motion passed unanimously.

[18-5416](#)

APPOINTMENT OF STEVEN DAHL TO THE APPEAL BOARD OF ADJUSTMENT

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

Due to a recent resignation, there is a vacancy on the Appeal Board of Adjustment.

This is a city manager appointment, requiring council concurrence. City Manager Kurt Sacha recommends the appointment of Steven Dahl to an unexpired term through 12/31/19.

RECOMMENDED ACTION:

Appoint Steven Dahl to an unexpired term through 12/31/19.

STAFF CONTACT:

Kurt Sacha, City Manager

A motion was made by Council Member Ken Botero, seconded by Council Member Chet Makinster, to appoint Steven Dahl to the Appeal Board of Adjustments. The motion passed unanimously.

16. MISCELLANEOUS

[18-5407](#)

WASHINGTON STATE LIQUOR AND CANNABIS BOARD REQUESTS

Attachments: [WSLCB Renewals 4-6-18.pdf](#)

17. ADJOURNMENT

The meeting was adjourned at 8:06 p.m. The next scheduled meeting of the Council is May 10, 2018.

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, MAY 10, 2018 - 7:00 P.M.

THURSDAY, MAY 24, 2018 - 7:00 P.M.

NEXT COUNCIL WORKSHOPS:

THURSDAY, MAY 10, 2018 - 6:00 P.M. PARKING RECOMMENDATIONS

SATURDAY, MAY 12, 2018 - BUDGET KICKOFF