



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 Tom Hutchinson
Council Member Chet Makinster
Mayor Pro Tem Mary Jane Melink
Council Member Steve Moon
Council Member Michael Wallin

Thursday, April 10, 2014

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

The meeting was called to order at 7:00 p.m. by Mayor Don Jensen.

2. INVOCATION*/FLAG SALUTE

Special Presentation:

Mayor Jensen called The Daily News reporter Amy M. E. Fischer to the podium. Acknowledging that she was leaving the newspaper business for an opportunity at Port Longview, Mayor Jensen presented her with a small bouquet of flowers and expressed Council's appreciation for the good working relationship she fostered. Ms. Fischer said she was floored with the recognition and said it had been her pleasure to work with Council.

3. ROLL CALL

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

Staff present:

City Manager Bob Gregory; City Attorney James McNamara, and City Clerk Ann Davis.

Also present: David Campbell, Assistant City Manager/Director of Parks & Recreation; John Brickey, Director of Community Development; Jeff Cameron, Public Works Director; Jim Duscha, Police Chief; Phil Jurmu, Fire Chief; Chris Smith, Human Resources Manager; Kurt Sacha, Finance Director; and Chris Skaugset, Library Director.

4. APPROVAL OF MINUTES

On a motion duly made and passed, the reading of the minutes of the regular Council meeting held March 27, 2014, 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 14-0236](#)**COUNCIL MINUTES, MARCH 27, 2014**

Attachments: [CNCL MIN 03272014](#)

5. CHANGES TO THE AGENDA**6. PRESENTATIONS & AWARDS**[14-3212](#)**2014 WASHINGTON LEGISLATIVE SESSION PRESENTATION BY MARK BROWN**

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

Mark Brown, Connections Public Affairs, will present a summary of the 2014 Washington legislative session.

RECOMMENDED ACTION:

No action necessary.

Washington State Legislative consultant Mark Brown reported on the recently concluded sixty-day session. This was not a productive or successful session. Due to the State's budget shortfall, the State is increasingly retaining revenues that formerly were shared with municipalities. Efforts were made to spur some funding for transportation projects and return funding to the public works trust fund. Lobbyists working for municipalities attempted to get a portion of the marijuana excise tax that will be collected by the State returned to cities to defray costs incurred to monitor the growing, processing and retail sales of marijuana in their jurisdiction. None of these efforts were successful.

Mark Brown acknowledged some progress may have been made in educating some legislators on the issues, but no action took place. The 19th District legislators are not the problem; 19th District legislators have been very supportive of area needs.

Mr. Brown said a major gasoline tax is being contemplated. All Cowlitz County residents will pay that increase in tax. Legislators and lobbyists would like to see Cowlitz County receive some benefit from that increase, rather than most of the funding going to improve the heavily populated Puget Sound area.

Mr. Brown passed out a sheet that listed transportation projects proposed in Clark County as an example of needed infrastructure improvements and the very minimal funding provided in the 2014 Senate proposed budget.

AWC has begun to advocate for increased State revenues since funding the State budget must occur before any revenue sharing will resume. Creating a PAC may be one way to proceed.

Councilmember Wallin inquired about reaching out to state legislators other than our own representatives for support of the SR432 needed improvements. Mark Brown said this is a critical step; a coalition consisting of public agencies and private sector groups needs to pull together to support this size project and spend more time lobbying our legislators and outside legislators.

[14-3251](#)**PROCLAMATION - NATIONAL LIBRARY WEEK, APRIL 13-19, 2014**

Attachments: [National Library Week - April 13-19, 2014](#)

Mike Theriault, on the Board of Library Trustees, accepted the Proclamation regarding Library Week, and told about some of the programs being offered: teen programs, story telling, ebooks, library.now and smart phone apps.

[14-3271](#)**PROCLAMATION: NATIONAL CRIME VICTIMS' RIGHTS WEEK, APRIL 6-12, 2014 & SEXUAL ASSAULT AWARENESS MONTH**

Attachments: [Crime Victims' Rights Week April 6-12, 2014 & Sexual Assault Awareness M](#)

Hazel Faul and Michell Landry accepted the Proclamation regarding National Crime Victims Week and Victims of Sexual Assault month. Ms. Faul said the Emergency Support Shelter offers many different types of assistance to victims. All of the Shelter's services are free and confidential.

[14-3285](#)**PROCLAMATION: EARTH DAY - APRIL 19, 2014**

Attachments: [Earth Day - April 19, 2014](#)

Director of Public Works Jeff Cameron accepted the Earth Day Proclamation. He told of some of the activities slated for Earth Day at the Cowlitz County Expo Center on April 19, 2014.

7. **CONSTITUENTS' COMMENTS (Thirty Minutes)**
8. **PUBLIC HEARINGS**
9. **BOARD & COMMISSION RECOMMENDATIONS**
10. **ORDINANCES & RESOLUTIONS**

[RS 14 2109](#)**RESOLUTION NO. 2109 - INTERLOCAL AGREEMENT WITH LOWER COMMUNITY COLLEGE FOR USE OF ADMISSIONS TAX PROCEEDS****COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Strengthen economic conditions and create new opportunities
Address quality of place issues

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

Lower Columbia College entered into a rental agreement with the Boys of Summer, Inc. (dba the Cowlitz Black Bears Baseball Club) in 2009 for a West Coast League team to play at David Story Field at LCC beginning in 2010. Through the rental agreement the club committed to making significant improvements to the facility, both from its own resources and by coordinating the work of other contributors.

The City receives admissions tax revenue from tickets sold to attend Black Bears games. In 2010 the City and LCC entered into an interlocal agreement to direct up to \$6,000 annually (based on the actual number of tickets sold and the club's business plan at that time) from those proceeds, for a period of five years, as additional financial support for improvements to David Story Field. Recently LCC has asked that the cap be removed from the amount of admissions tax money directed to them annually for this purpose, and that the interlocal agreement be extended indefinitely for as long as Black Bears games are played at the field.

The community benefits from having a West Coast League team playing in Longview, tangibly in the form of visitor spending and in other ways by enhanced visibility throughout the Northwest and beyond (considering where Black Bears players come from). Staff believe that this partnership creates other tourism related economic development opportunities by LCC being able periodically to attract Northwest Association of Community College playoffs, American Legion Baseball tournaments, and the Babe Ruth Baseball World Series. Visitor spending comes from those teams, players' friends and families, and others coming to the community for those events.

RECOMMENDED ACTION:

Adopt Resolution No. 2109 approving the new interlocal agreement and authorizing the City Manager to execute it.

Attachments:

[Resolution No. 2109 for Interlocal Adoption](#)

[Interlocal re David Story Field April 2014](#)

[Wheeler, Nolan LCC-David Story Field Interlocal Agreement letter](#)

[City of LV CBB Baseball Interlocal 3-11-2014\(v2-cl\)](#)

[Cowlitz Black Bears Admissions Taxes History](#)

[2014 Black Bears Update](#)

City Manager Bob Gregory said Lower Columbia College officials wish to extend the agreement entered into in 2010 regarding return of admissions tax in order to fund field improvements. The initial agreement was for a five-year term with a \$6,000 contribution cap on return of tax.

LCC President Bailey said this agreement has worked well to improve the playing field. David Story field is now a premier field in the state. Funding athletic improvements has been difficult because funding from the State cannot be used for that purpose. The Black Bears baseball franchise has brought people to our community and revenue to LCC's facility.

Head of the Black Bears Tony Bianchi advised attendance at Black Bear games has reached 110,000 in four years. The West Coast League program has become a regional attraction. Mr. Bianchi showed several slides that highlighted the internship and summer employment programs associated with the franchise. There is also a game day volunteer program where high school students assist where needed. DECA groups have been invited to help with marketing. The games also provide a forum for community service agencies to educate the public of the services available.

Councilmember Botero clarified that this interlocal agreement is between the City and LCC, not with the Black Bears.

Councilmember Hutchinson said this seems like a worthy cause. \$7,000 was collected in admissions tax; \$6,000 was returned to LCC with the balance of \$1,000 going to the General Fund. 27% of ticket sales were to individuals and organizations outside the immediate area. Mr. Bianchi could not substantiate how many "heads in beds" could be attributed to the program, but he knows that opposition teams and their entourages, team family members and friends visit and scouts all stay in the area overnight.

Councilmember Makinster observed this is a part of our economic development program.

A motion was made by Council Member Ken Botero, seconded by Council Member Steve Moon, that this Resolution be adopted. The motion passed unanimously.

11. MAYOR'S REPORT AND 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.

[14-3258](#)

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 April 2014 Accounts Payable: \$448,098.20

Second Half March 2014 Payroll: Not available at publication time

Final audited claims amount: \$465,103.96. Checks issued: 327122 - 327374.

Second Half March 2014 Payroll:

\$64,708.40, Checks No. 205946 - 205963

\$645,953.78, direct deposits

\$813,539.67, wire transfers

\$1,524,201.85 Total

[14-3259](#)

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:

Clark Hislop, DOI: 3/15/2014. Claimant alleges he ran over a loose chunk of concrete in road, damaging transmission pan. \$116.64 claimed

Toni Cozzetto-Newby, DOI: 1/2/2014. Claimant alleges out-of-pocket expenses to clean up after three sewer backups in basement. \$5,262.16 claimed

SETTLED:

Lyndon Brill, DOI: 2/6/2014. Claimant alleged damage to mailbox as a result of snow plowing. \$97.08 paid

DENIED:

Michael Carrillo, DOI: 2/26/2014. Claimant alleged police vehicle struck him from behind while changing lanes. \$1,248.31 claimed

Betty Pak, d/b/a Fuji Teriyaki. Claimant alleged out-of-pocket expenses incurred to clear sewer line when problem was on City side. \$645.00 claimed

[14-3283](#)

APPROVE RIVERCITIES TRANSIT TITLE VI PROGRAM - 2014 UPDATE**COUNCIL INITIATIVE ADDRESSED:**

Improve transportation systems.

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

Title VI of the Civil Rights Act of 1964, and subsequent amendments to the act, prohibit federally assisted programs and activities from discriminating based on race, color, or national origin. The Federal Transit Administration requires all grant recipients to submit a Title VI Program update every three years. The Title VI Program must be approved by the grantee's governing body, and documentation of such action must be submitted to the Federal Transit Administration with the approved Program. Attached for your review is the 2014 update to the RiverCities Transit Title VI Program.

FINANCIAL SUMMARY:

There is no budgetary impact.

RECOMMENDED ACTION:

Motion to approve the RiverCities Transit Title VI Program.

Attachments: [RiverCities Transit Title VI Program \(2014\)](#)

13. CITY MANAGER'S REPORT**14. MISCELLANEOUS**

The following item(s) were presented for Council's information. No Council action was taken or required.

[14-3274](#)

LIQUOR LICENSE REQUESTS

Attachments: [LL-Young Life 002](#)
 [LV Pioneers Late LL 001](#)

15. ADJOURNMENT

Councilmember Botero stated he would need an excused absence for the April 24, 2014 Council meeting. Councilmember Wallin said he may need an excused absence on that date as well.

The meeting was adjourned at 8:24 p.m. The next scheduled meeting of the Council is April 24, 2014.

*Ann C. Davis
City Clerk*

*Approved: _____
Mayor*

NEXT REGULAR COUNCIL MEETINGS:

THURSDAY, APRIL 10, 2014 AT 7 P.M.

THURSDAY, APRIL 24, 2014 AT 7 P.M.

NEXT COUNCIL WORKSHOPS:

**THURSDAY, APRIL 17, 2014 AT 6 P.M., SHORLINES MANAGEMENT
ISSUES; ZONING CODE UPDATE**

SATURDAY, MAY 3, 2014, 9 A.M. TO 4 P.M., BUDGET WORKSHOP