



# 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 Mary Jane Melink**  
**Council Member Steve Moon**  
**Council Member Scott Vydra**  
**Mayor Pro Tem Michael Wallin**

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Thursday, August 24, 2017

7:00 PM

2nd Floor, City Hall

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**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 7:02 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, Council Member Makinster, Council Member Melink, Council Member Moon, Mayor Pro Tem Wallin and Council Member Vydra

### **STAFF PRESENT**

*Assistant City Manager/Finance Director Kurt Sacha; City Attorney Jim McNamara; City Clerk Kaylee Cody; Public Works Director Jeff Cameron; Fire Chief Phil Jurmu; Police Captain Debbie Johnson; Human Resources Director Chris Smith; Community & Economic Development Director John Brickey; Information Technology Director Todd Dodgin; Traffic Engineer Manuel Abarca; Planner Steve Langdon; Planner Adam Trimble; and Engineering Manager Craig Bozarth.*

4. **APPROVAL OF MINUTES**

*On a motion duly made and passed, the reading of the minutes of the regular Council meeting held August 10, 2017, 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.*

[17-5053](#)

**COUNCIL MINUTES, AUGUST 10, 2017**

**Attachments:**     [8.10.2017 Minutes for Approval](#)

5.     **CHANGES TO THE AGENDA**

6.     **PRESENTATIONS & AWARDS**

[17-5054](#)

**PROCLAMATION: DOROTHY GEVERS-WOJTOWYCH DAY - AUGUST 24, 2017**

**RECIPIENT:** Mrs. Dorothy Gevers-Wojtowych

**STAFF CONTACT:** Maureen Wingler, Executive Office

**Attachments:**     [Dorothy Gevers-Wojtowych Day - August 24, 2017.pdf](#)

*Mayor Jensen presented the proclamation to Ms. Dorothy Gevers-Wojtowych.*

[17-5042](#)

**SUICIDE PREVENTION MONTH - SEPTEMBER 2017**

**STAFF CONTACT:** Maureen Wingler, Executive Office

**RECIPIENT:** Suzanne Arnits, Development and Marketing Director & National Alliance on Mental Illness (NAMI) Coordinator

**Attachments:**     [Suicide Awareness & Prevention Month - September 2017.pdf](#)

*Mayor Jensen presented the proclamation to Police Captain Debbie Johnson.*

[17-5051](#)

**PRESENTATION OF LOANED ARTWORK FROM LONGVIEW OUTDOOR GALLERY**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:** Address quality of place issues

**CITY ATTORNEY REVIEW:** N/A

**SUMMARY STATEMENT:**

The Longview Outdoor Gallery (LOG) is preparing to install eight sculptures on Saturday, September 9, as part of its fourth two-year show of art along Commerce Avenue. The art will be on display for two years

with the hope that LOG will have the ability to purchase and donate additional sculptures for the city at the end of the show. Citizens will have the opportunity to vote on which piece/pieces will be purchased during the "People's Choice" as one of the factors that the LOG uses when considering the sculpture to purchase from an artist for donation. Other factors include cost, durability, lifespan, etc.

The Visual Arts Commission (VAC) has reviewed the pieces and recommended that the City Manager give his permission for them. (The city manager has the authority to enter into a Loaned Art Agreement to display art on city property and right-of-way on a temporary basis, meaning for up to two years. No city council action is necessary, but pictures of these pieces will be shown during the August 24 meeting for the council's information.)

To date, LOG has also arranged to purchase and donate twelve sculptures and install a donor wall to the city from their previous rotating gallery shows. The idea was to donate one piece per show and have greatly exceeded their goals. These pieces have been donated to the city for its permanent collection and display.

**RECOMMENDED ACTION:**

No action necessary

**Attachments:**     [2017 LOG Sculpture Placement Map](#)  
                              [Loaned Art Work Agreement 2017](#)  
                              [LOG 2017 Loaned Artwork Presentation](#)

*The Longview Outdoor Gallery presented the new art to be installed downtown.*

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

*Joseph Govednik of Longview addressed Council to introduce himself as the new Director of the Cowlitz County Museum.*

*John Keyser of Longview addressed Council regarding the need to educate residents about the municipal code and code enforcement.*

*Bill Josh of Longview addressed Council to request that syringe exchange programs be banned in Longview.*

*Jenny Queeraconie of Longview addressed Council regarding suspected illegal activity at the Chinese Foot Massage business on 15th Avenue.*

*Spencer Boudreaux of Longview addressed Council to request that syringe exchange programs be banned in Longview.*

**7. A**

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

*Regarding the complaint from the July 27th regular meeting about the Chinese Foot Massage business on 15th Avenue, the Council discussed what authority the City of Longview has to regulate massage businesses. City Attorney Jim McNamara explained that the City can request that the County investigate the licensing violations. The Council can also incorporate the provisions of the Revised Code of Washington (Licensing) that would allow the City of Longview to regulate massage businesses. Council directed staff to request that the County pursue charges.*

*Regarding the complaint from the August 10th regular meeting about recycling materials that are sent to China, John Brickey provided a staff report and confirmed that no recyclables are currently being exported to China.*

*Regarding the "ice cream wars," Police Captain Debbie Johnson provided a staff report. The City cannot currently take any action to separate the ice cream vendors or regulate their paths.*

8. **PUBLIC HEARINGS**

9. **BOARD & COMMISSION RECOMMENDATIONS**

[17-5043](#)

**COMPREHENSIVE PLAN MAP AMENDMENT AND REZONE FOR 5400  
BLOCK OF OCEAN BEACH HIGHWAY**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Council Initiative: Preserve and enhance neighborhoods

**CITY ATTORNEY REVIEW: REQUIRED**

**SUMMARY STATEMENT:**

The Planning Commission held a public hearing on a request to amend the City of Longview Comprehensive Plan Land Use Map and Zoning Map for three properties in West Longview totaling 26.55 acres, and voted 4-0 to recommend approval of the application. Village Pointe LLC proposes to convert approximately 15.72 acres of existing R-2 Residential District land to R-3 zone and reconfigure and reduce existing General Commercial zoned land along Ocean Beach Highway to 5.27 acres. The proposed modification from R-2 to R-3 (High Density Residential) will allow for construction of multi-family housing in groups greater than four (4) units. Reconfiguration of the existing commercial land will allow for construction of mini-storage units, a low traffic and noise generating use, as a buffer between the proposed multi-family units and the existing single-family residences to the east. The proposed commercial land reconfiguration was approved by the Planning Commission based on a condition that the owners sign a contract with the City limiting the use of commercially zoned land adjacent to existing homes to mini-storage only (aka a contract rezone).

During the public hearing 10 people including neighboring residents and the applicant provided substantial public comments. Comments received

by mail as a result of the public notice are attached. This is a legislative decision and City Council may hold a public hearing if desired.

**RECOMMENDED ACTION:**

Motion to accept the recommendation of the Planning Commission and direct the City Attorney to prepare an ordinance to amend the comprehensive plan and zoning map.

**STAFF CONTACT: Adam Trimble, Planner**

**Attachments:**     [170725 PC 2017-2 staff rept Village Pointe LLC Rezone](#)  
[Exhibit A Comp Plan Amendment Application](#)  
[Exhibit B Rezone Request](#)  
[Exhibit C Village Pointe SEPA DNS](#)  
[Exhibit D aerial](#)  
[Exhibit E Public Comment letters of July 25](#)  
[Exhibit E-2 Public Comment Letters of August 2](#)

*Community & Economic Development Director John Brickey and Planner Adam Trimble presented a staff report.*

**A motion was made by Council Member Chet Makinster, seconded by Council Member Scott Vydra, that this matter be approved. The motion passed unanimously.**

**10.    ORDINANCES & RESOLUTIONS**

**11.    MAYOR'S REPORT AND COUNCILMEMBERS' REPORTS**

**11. A                    MAYOR'S REPORT**

**11. B                    COUNCILMEMBERS' REPORTS**

[17-5039](#)                    **ADDRESSING, EXPANDING, AND INCREASING OPPORTUNITIES AND  
AVAILABILITY OF PERSONAL SERVICES IN THE RIVERFRONT  
DISTRICT**

**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:**

Some property owners and lessees in the Riverfront District (RF-1) want personal service establishments to be allowed in the RF-1 district.

The definition of personal service establishment is:

**LMC 19.09.495. "Personal Service establishment"** means an establishment that offers specialized goods and services including barbershops, beauty shops, dry cleaning, tanning salons, tattoo parlors, clothing repair or tailoring and other similar establishments. "Retail stores of all description ..." are already allowed in the RF-1 district. Typically, when retail uses are allowed personal services are also allowed since they can have similar impacts on a neighborhood. The RF-1 district is located between Hudson Street and Washington Street (West Kelso) and between 1st/3rd Avenues and the Cowlitz River.

**RECOMMENDED ACTION:**

A motion to direct the Planning Commission to examine allowing Personal Service establishments in the Riverfront (RF-1) District and forward a recommendation back to the City Council within 90 days.

**INTRODUCED BY:**

Mike Wallin, Councilmember  
Scott Vydra, Councilmember

**Attachments:**     [RF Zone Personal Services Agenda Form for the agenda of 08-24-17](#)

A motion was made by Mayor Pro Tem Michael Wallin, seconded by Council Member Scott Vydra, to direct the Planning Commission to examine allowing Personal Service establishments in the Riverfront (RF-1) District and forward a recommendation back to the City Council within 90 days. The motion passed unanimously.

[17-5060](#)

**ADDRESSING SCHOOL CHILDREN PEDESTRIAN SAFETY AND  
SENIOR CITIZEN PEDESTRIAN SAFETY**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Council Initiative: Improve transportation systems, enhance public safety and emergency response, and preserve and enhance neighborhoods

**CITY ATTORNEY REVIEW: N/A**

**SUMMARY STATEMENT:**

The public safety of our residents is of paramount concern to the City Council, particularly our most vulnerable seniors and children.

Citizens living at the Canterbury Park and Canterbury Inn on 3rd Avenue have expressed concerns for a much needed pedestrian safety crossing. Residents seek a pedestrian crossing at 3rd Avenue between the Canterbury Park and the Canterbury Inn. A push button traffic caution system with flashing yellow lights and signs notifying traffic that the crossing is in use is requested by our senior citizens, family of the residents and other citizens

who visit these facilities. Conceptually, leaving the Canterbury Park the pedestrian lane would cross over to the bus stop at the opposite side of the road, allowing citizens the opportunity to cross to the bus stop and the Canterbury Inn.

A safe crossing is urgently needed at the Columbia Valley Gardens School providing a safe crossing for elementary students. 30th Avenue is a heavily traveled and a crossing system, such as the ones installed at other elementary schools and busy city streets is warranted.

The City maintains pedestrian crossings throughout the city such as the city civic circle, 20th Avenue, Beech Street, St. Rose, Lower Columbia College and a complete traffic signal at Mark Morris Court, mostly for the safety of our students. A Public Safety Fund was established by Council to provide for such improvements.

**RECOMMENDED ACTION:**

A motion directing the City Manager to immediately take all necessary actions, including collaboratively working with interested stakeholders and authorizing the use of the Public Safety Fund, to proceed with the installation of pedestrian safety crossing improvements at the Canterbury Park on 3rd Avenue and at Columbia Valley Gardens Elementary School on 30th Avenue, and report back to Council by Dec 14th 2017.

**INTRODUCED BY:**

Mike Wallin, Councilmember

Ken Botero, Councilmember

**Attachments:**     [Pedestrian Safety Agenda Form](#)

*Traffic Engineer Manuel Abarca presented a staff report.*

*Dan Zorn of Longview, Longview School District Superintendent, addressed Council to support the crosswalk at Columbia Valley Gardens Elementary School.*

*George Brajcich of Longview addressed Council to support the proposed crosswalks.*

*Bill Josh of Longview addressed Council to support the proposed crosswalks.*

*Michael O'Neil of Longview addressed Council regarding other areas in the community that need crosswalks. Mr. O'Neil handed out information from the Cowlitz-Wahkiakum Council of Governments about collision data and safe transportation ways.*

*Dianne Craft of Longview addressed Council to support the proposed crosswalks.*

**A motion was made by Mayor Pro Tem Michael Wallin, seconded by Council Member Ken Botero, directing the City Manager to immediately take all necessary actions to have a full engineering evaluation completed for a prospective mid-block crossing at 3rd Avenue at Canterbury Park and improvements for the existing crossing at 3rd Avenue and Hudson Street and a prospective mid-block crossing at 30th Avenue at Columbia Valley Gardens Elementary, including collaboratively working with interested stakeholders and authorizing the use of the Public Safety Fund, and report back to Council by December 14th, 2017. The motion passed unanimously.**

**RECESS**

*Mayor Jensen adjourned for a short recess at 8:42 p.m. The meeting readjusted at 8:50 p.m.*

**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.*

**17-5059****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 2017 ACCOUNTS PAYABLE: \$1,950,893.80**

**FIRST HALF AUGUST 2017 PAYROLL: NOT AVAILABLE AT TIME OF AGENDA POSTING**

**STAFF CONTACT:**

Kaylee Cody, City Clerk

John Baldwin, Fiscal Analyst

Jackie Rodgers, Human Resources Specialist

*Final accounts payable: \$1,966,313.03, checks no. 354177-354629*

*For the pay period of August 1-15, 2017:*

*\$6,294.02, checks issued: 207047-207054*

*\$723,410.26, direct deposits*

*\$500,791.14, wire transfers*

*\$1,230,495.42 total*

**17-5058****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:**

Marc Langlois, DOI: 8/9/2017. Claimant alleges costs incurred related to sewer line.

Farmers Insurance, DOI: 8/9/2017. Claimant alleges that a city owned tree was not properly maintained, resulting in a tree branch falling and damaging their insured's vehicle.

**DENIED:**



James & Deanna Zdilar, DOI: 7/31/2017. Claimants allege that a city owned tree was not properly maintained, resulting in a tree branch falling and damaging their home.

**SETTLED:**

Ralph Webb, DOI: 6/29/2017. Claimant alleges damages to personal vehicle caused by facilities paint hose.

First Service Realty, DOI: 7/19/2017. Claimant alleges costs incurred related to sewer line.

**STAFF CONTACT:**

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

[17-5056](#)

**ORDINANCE NO. 3356 AMENDING LMC 2.210 REGARDING PUBLIC RECORDS TO REFLECT RECENT CHANGES IN THE WASHINGTON STATE PUBLIC RECORDS ACT**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Council Initiative: Continue effective financial management

**CITY ATTORNEY REVIEW: REQUIRED**

**SUMMARY STATEMENT:**

On May 16, 2017, Governor Inslee signed ESHB 1594 and EHB 1595 amending the Washington State Public Records Act. The proposed Ordinance would amend the Longview Municipal Code to reflect the recent changes in the Washington State Public Records Act.

Agencies are now authorized to charge for copying and producing electronic copies. We have chosen to adopt the default charges rather than calculate the actual costs related to production, file transfer, storage and transmission. These new fees are as follows:

- 10 cents/page for records scanned into electronic format
- 5 cents for every four electronic files or attachments uploaded to an email, cloud storage service, or other electronic delivery system
- 10 cents/gigabyte for transmitting records electronically
- Option to charge a flat fee of \$2.00 for providing any records (not just electronic) if we can reasonably estimate that the cost for producing the records is equal to or more than \$2.00

Additionally, all agencies must now track and log:

- Identity of requestor (if provided)
- Date & text of request
- Description of records produced in response to request

- Description of records redacted or withheld and the reasons for redaction/withholding
- Date of final disposition of the request

Other changes affecting the City of Longview include:

- Agencies may deny requests for “all records” of an agency not relating to a particular topic
- Agencies may deny automatically generated bot requests received from the same requestor within a 24-hour period if the requests cause excessive interference with the other essential functions of the agency
- Definition of public records modified to exclude records not required to be retained by the agency that are held by certain volunteers
- Public Records Act and records retention training currently required for Public Records Officers must now include training on retention, production, and disclosure of electronic documents, including updating and improving technology information systems
- Several new PRA-related assistance programs will be available to local governments
- New five day response option: agencies can request clarification of a request and must provide an estimated response time
- Agencies may charge a customized service charge for requests that require the use of information technology expertise to prepare data compilations, or provide customized electronic services when such compilations and customized access services are not used by the city of other city purposes

These are the most significant changes to the Public Records Act - the full text of ESHB 1594 and EHB 1595 are attached.

**RECOMMENDED ACTION:**

Motion to adopt Ordinance No. 3356.

**STAFF CONTACT:**

Jim McNamara, City Attorney

Kaylee Cody, City Clerk/Public Records Officer

**Attachments:**    [EHB 1595](#)  
                              [ESHB 1594](#)  
                              [Revised - Ordinance 3356](#)

[17-5038](#)

**RESOLUTION 2231 - A RESOLUTION OF THE CITY OF LONGVIEW,  
WASHINGTON GRANTING COMCAST OF  
COLORADO/FLORIDA/MICHIGAN/NEW MEXICO/PENNSYLVANIA/  
WASHINGTON, LLC  
A FRANCHISE EXTENSION THROUGH DECEMBER 31, 2017**

**COUNCIL INITIATIVE ADDRESSED:**

Continue effective financial management

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

The franchise with Comcast should be extended while the City is negotiating a new agreement as the existing agreement is now expired. The extension will formally recognize the existing expired agreement as the ruling agreement in the interim until such time as the City has executed a new franchise with Comcast.

**RECOMMENDED ACTION:**

Motion to adopt Resolution No. 2231, authorizing the City Manager to execute the franchise extension.

**STAFF CONTACT:**

Todd Dodgin, Director Information Technology

**Attachments:**     [Resolution No 2055.pdf](#)  
                              [2013 Utility Rates 11.15.12 handouts.pdf](#)  
                              [Resolution No 2231.pdf](#)

[17-5044](#)

**RESOLUTION NO. 2232: INTERLOCAL AGREEMENT WITH THE NATIONAL PURCHASING PARTNERS, INCLUDING MEMBERS OF FIRERESCUE GPO AND PUBLIC SAFETY GPO FOR COOPERATIVE PURCHASING****COUNCIL INITIATIVE ADDRESSED:**

Continue effective financial management  
Enhance public safety and emergency response

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

The City of Longview desires to enter into an interlocal joint purchase agreement with National Purchasing Partners, including members of Fire Rescue GPO and Public Safety GPO for cooperative purchasing of an Aerial Platform Apparatus.

The agreement follows the city's purchasing manual and the RCW Interlocal Cooperation Act Chapter 39.34.030 which "authorizes cooperative action, including joint purchases, by different governmental entities. An indispensable element in such interlocal contracts is compliance with the purchasing statutes, including the bid law applicable to each public entity that is an ultimate "purchaser" under the agreement. A city must enter into an interlocal agreement with the other government entity in advance of the government entity's advertisement for a vendor, and the agreement must be obligated that the government entity to follow all bidding requirements that apply to the city."

**RECOMMENDED ACTION:**

Motion to adopt Resolution No. 2232 to authorize the City Manager to enter

into an interlocal joint purchase agreement with The National Purchasing Partners, including members of Fire Rescue GPO and Public Safety GPO for cooperative purchasing and sign all necessary documents to purchase the stated Aerial Platform Apparatus.

**STAFF CONTACT: PHIL JURMU, FIRE CHIEF**

**Attachments:**     [IGA\\_PPA.pdf](#)  
[Resolution 2232](#)

**RES 17-5049**

**RESOLUTION NO. 2233 - INTERLOCAL AGREEMENT WITH COWLITZ COUNTY FOR BRIDGE INSPECTION SERVICES**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Improve transportation systems

**CITY ATTORNEY REVIEW: REQUIRED**

**SUMMARY STATEMENT:**

Federal regulations require publicly owned bridges be routinely inspected every two years. These inspections must be performed by trained and certified inspectors. Due to the training necessary to maintain inspector certification and the infrequent use of those skills given the few City bridges needing inspection, staff continues recommending that bridge inspection services be contracted.

In October 2011, the City Council adopted Resolution No. 2048 authorizing an interlocal agreement with Cowlitz County to perform routine bridge inspections for the City. Under the terms of the current interlocal agreement, Cowlitz County has performed bridge inspections for the following City bridges: 46th Avenue over the Cutoff Slough; and at Lake Sacajawea, the Louisiana Street bridge, the Hemlock aluminum pedestrian bridge, and the Japanese Island pedestrian bridge. The current interlocal agreement with Cowlitz County expires on December 31, 2017.

Resolution No. 2233 authorizes the city manager to execute a new bridge inspection agreement with Cowlitz County to perform the inspections required for these bridges. The agreement will be in effect for a 10-year period through the end of December 31, 2027.

The City also has an interlocal agreement with the Washington State Department of Transportation (WSDOT) to inspect the 20th Avenue and Washington Way bridges over Lake Sacajawea. Both of these bridges require more complex structural inspections using an under bridge inspection truck (UBIT), and these services are not available through Cowlitz County. In addition, the City contracts with WSDOT or a private engineering firm every five years to perform required underwater inspections.

**FINANCIAL SUMMARY:**

The estimated 10-year inspection cost of this agreement is \$5,000, which will

be paid by the Arterial Street Fund.

**RECOMMENDED ACTION:**

Motion to approve Resolution No. 2233.

**Attachments:**     [PWAtt - Resolution #2233 County Bridge Agree.pdf](#)  
                              [PWAtt - Exh A to Res # 2233 Interlocal Agreement.pdf](#)

[17-5041](#)

**RESOLUTION NO. 2234 JAG GRANT**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Enhance public safety and emergence response

**CITY ATTORNEY REVIEW: REQUIRED**

**SUMMARY STATEMENT:**

An Interlocal Agreement with Cowlitz County is required as part of the FY 2017 Justice Assistance Grant applicaiton. A resolution is required in order for the City Manger to sign the agreement. The Justice Assistance Grant funding (\$15,448.00) will be used towards the Longview School Officer Program.

The public will be given the opportunity to comment on the use of these grant funds at this meeting.

**RECOMMENDED ACTION:**

Motion to adopt Resolution No. 2234 and authorize the City Manager to sign the Interlocal Agreement with Cowlitz County.

**STAFF CONTACT: Jim McNamara, City Attorney**

**Mary Chennault, Administrative Manager, Longview Police**

**Dept.**

**Attachments:**     [Resolution 2017 BYRNE JUSTICE ASSISTANCE GRANT \(JAG\) PROGRAM AWARD INTERLOCAL.pdf](#)  
                              [JAG INTERLOCAL2017.pdf](#)  
                              [FY 2017 JAG application.pdf](#)

[RES 17-5050](#)

**RESOLUTION NO. 2235 - REPEAL RESOLUTION NO. 2005: E-VERIFY POLICY**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Continue effective financial management

**CITY ATTORNEY REVIEW: REQUIRED**

**SUMMARY STATEMENT:**

On November 17, 2011, the City Council adopted Resolution No. 2005 requiring contractors and business entities contracting with the City to participate in the federal E-Verify program to ensure their workers are eligible to be employed in the United States under federal regulations. Participation in the E-Verify program is a burden to contractors with a large, diverse, and/or constantly changing workforce. This burden has resulted in fewer contractors willing to submit bids for City construction contracts, including local contractors.

The federal government has a renewed focus on immigration, reducing the benefit of the City's E-Verify policy. After discussion at a workshop on August 15, the City Council concluded it is in the best interest of the City and its residents to eliminate the City's E-Verify policy and requested the city attorney prepare a resolution for consideration to repeal Resolution No. 2005.

**RECOMMENDED ACTION:**

Motion to approve Resolution No. 2235.

Attachments:     [AttachPW - Res 2235 - Repeal E-Verify.pdf](#)

[17-5055](#)

**SET PUBLIC HEARING: 2017-18 MID-BIENNIAL BUDGET REVIEW**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:** Continue effective financial management

**CITY ATTORNEY REVIEW:** N/A

**SUMMARY STATEMENT:**

RCW 35A.34.130 requires Cities with biennial budgets to provide for a mid-biennial budget review and modifications, if necessary. This review and any proposed modifications to the budget shall be held between September 1 and December 31, 2017 at a public hearing duly advertised to the public.

**RECOMMENDED ACTION:**

Motion to set Public Hearing on the 2017-18 Mid-Biennial Budget Review for September 14, 2017.

**13.     CITY MANAGER'S REPORT**

[17-5052](#)

**BID REVIEW - LONGVIEW POLICE STATION REMODEL**

**COUNCIL STRATEGIC INITIATIVE ADDRESSED:**

Enhance public safety & emergency response

**SUMMARY STATEMENT:**

This project will improve 3,400 square feet of unoccupied shell space in the second floor of the Longview Police Department. Improvements include offices and work stations, interview rooms, evidence processing area, file storage, conference room equipped for critical incident response, and the necessary mechanical, electrical, communication and security systems to support the new spaces. For code compliance, the project will also add a fire

alarm system to serve the entire building.

On August 16, 2017, four bids were received for the remodel. All bids were determined to be regular and responsive, including:

\$766,501.43 - J.H. Kelly, LLC, Longview, WA

\$768,602.71 - Christensen, Inc., Tumwater, WA

\$883,829.92 - Berschauer Construction, Olympia, WA

\$886,013.54 - Five Rivers Construction, Inc., Longview, WA

#### **\$680,000.00 - Engineer's Estimate**

When the project was originally approved and budgeted, it also included full replacement of the building HVAC system. Even though maintenance and repair needs still warrant its replacement, program and planning decisions first need to be made regarding how the vacated first floor can be best utilized after staff relocates into the new second floor space. Changes to the first floor layout will affect duct size, configuration and create zoning issues which are likely to create and exacerbate complaints. Because of this uncertainty, replacement of the building HVAC system is not included in the scope of this remodel.

During the bidding period, fire code exit issues were identified for the Police Station as a result of the current and previous remodel projects. In order to provide safe, separate, unobstructed and unimpeded exits from each level of the building to comply with the fire code, two new gates must be added and three existing gates must be modified, in the fencing securing the police station parking structure. This work was not included in the bid and is estimated to cost an additional \$8,500, and must be completed before the remodeled space can be occupied.

Additionally, investment into this building should also consider other necessary improvements. A recent review of the building and its appurtenant facilities identified deficiencies in the parking garage structure. Shrinkage cracks and subsequent concrete spalling in the upper deck have allowed reinforcing bars and pre-stressed steel cable reinforcing tendons to become exposed and corroded, and some tendon cable strands have broken. This condition will continue to propagate as the corroding steel expands and as water freezes in the cracks, both actions causing further concrete spalling. Deteriorating rebar and pre-stressed tendons will adversely affect the structural integrity of the parking structure. To preserve structural integrity, significant repair beyond normal maintenance is strongly recommended. The structural engineer who evaluated the parking structure recommends routing out and filling cracks, routing out and patching concrete at the exposed rebar and tendons, and sealing the entire deck with a liquid applied elastomeric urethane based waterproof coating. This work is estimated to cost an additional \$128,000 and should be scheduled as soon as possible to prevent further damage. If authorized, staff will prepare plans and specifications and solicit bids for this work and the bid results will be presented to the city council for approval. A copy of the structural engineer's review and some

photographs are attached for your information.

**FINANCIAL SUMMARY:**

The remodel project is funded by the Public Safety Fund. The additional work to provide the required gate improvements and the recommended repair of the parking structure are also recommended to be funded through the Public Safety Fund.

The total project cost of the remodel plus additional required and recommended improvements is estimated at \$1,229,500. Based on the current fund balance and projected expenditures through 2017, this will leave an ending fund balance of \$769,150 in the Public Safety Fund. A summary of fund activity is attached for your information.

**RECOMMENDED ACTIONS:**

1. Motion to accept the low bid and award a contract to J.H. Kelly, LLC in the amount of \$766,501.43.

**AND**

2. Motion authorizing use of the Public Safety Fund to install and modify gates as required by the fire code.

**AND**

3. Motion authorizing staff to solicit bids for repair of the parking structure with the intent to use the Public Safety Fund to pay for this work.

**STAFF CONTACT:**

Amy Blain, Project Engineer

**Attachments:**     [PUBLIC SAFETY FUND PROJECTION \(2017 0630\).pdf](#)  
                              [LPD Parking Garage - Structural Observation Report 8.15.2017.pdf](#)  
                              [LPD Parking Garage - Photo Log.pdf](#)

*Public Works Director Jeff Cameron presented a staff report.*

**Council Member Makinster made a motion, seconded by Council Member Vydra, to accept the low bid and award a contract to J.H. Kelly, LLC in the amount of \$766,501.43. The motion passed unanimously.**

**Council Member Melink made a motion, seconded by Council Member Makinster, authorizing use of the Public Safety Fund to install and modify gates as required by the fire code; and authorizing staff to solicit bids for repair of the parking structure with the intent to use the Public Safety Fund to pay for this work. The motion passed unanimously.**

**14.     MISCELLANEOUS**

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



[17-5040](#)**WASHINGTON STATE LIQUOR AND CANNABIS BOARD REQUESTS**

**Attachments:**    [LL- New app Boondox.pdf](#)  
[LL-MJ renewals 8-17.pdf](#)  
[LL Assump Miller's Market.pdf](#)  
[LL Rogue Steakhouse.pdf](#)

**15.    ADJOURNMENT**

*The meeting was adjourned at 9:01 p.m. The next scheduled meeting of the Council is September 14, 2017.*

*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 14, 2017 - 7:00 P.M.  
THURSDAY, SEPTEMBER 28, 2017 - 7:00 P.M.**

**NEXT COUNCIL WORKSHOPS:  
THURSDAY, SEPTEMBER 7, 2017 - 6:00 P.M. 2017 WORK PLAN REVIEW**

**NEXT SPECIAL COUNCIL MEETINGS:  
THURSDAY, AUGUST 31, 2017 - 6:00 P.M. PUBLIC HEARING REGARDING  
PROPOSED ZONING CODE AMENDMENTS FOR EMERGENCY SHELTERS**