



## CITY COUNCIL REGULAR MEETING MINUTES

Monday, November 16, 2015, 7:00 PM

City Municipal Center, 616 NE 4th Avenue

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### I. CALL TO ORDER

Mayor Scott Higgins called the meeting to order at 7:00 p.m.

### II. PLEDGE OF ALLEGIANCE

### III. ROLL CALL

Present: Greg Anderson, Bonnie Carter, Don Chaney, Tim Hazen, Steve Hogan, Melissa Smith and Shannon Turk

Staff: Bernie Bacon, Phil Bourquin, Pete Capell, James Carothers, Cathy Huber Nickerson, Robert Maul, Shawn MacPherson, Randy Miller, Steve Wall and Eliezza Soriano (intern)

Press: Brooks Johnson, The Columbian

### IV. PUBLIC COMMENTS

No one from the public wished to speak.

### V. CONSENT AGENDA

- A. Approved the minutes of the November 2, 2015 Camas City Council Meeting and the Workshop minutes of November 2, 2015.

 [November 2, 2015 Camas City Council Regular Meeting Minutes - Draft](#)  
[November 2, 2015 Camas City Council Workshop Minutes - Draft](#)

- B. Approved the claim checks numbered 127811 - 127926 in the amount of \$1,560,692.68.
- C. Authorized the write-off of parking tickets issued prior to 2015. This includes 398 tickets from 7/20/10 through 12/29/14 in the amount of \$15,562.44. (Submitted by Pam O'Brien)
- D. Authorized the write-off of six utility accounts in the amount of \$883.83. This amount represents outstanding water, sewer, garbage, recycling and storm water charges that are left unpaid by previous property owners. (Submitted by Pam O'Brien)
- E. Authorized the write-off of the October 2015 Emergency Medical Services (EMS) billings in the amount of \$74,140.29. This is the monthly uncollectable balance of Medicare and Medicaid accounts that are not collectable after receiving payments from Medicare, Medicaid and secondary insurance. (Submitted by Pam O'Brien)
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- F. Approved the attached list of surplus equipment and miscellaneous items. The equipment identified has reached its scheduled useful life and has been replaced through the equipment rental capital replacement process. Surplus equipment will be auctioned or otherwise sold to the extent possible. (Submitted by Denis Ryan)

 [November 2015 Equipment Surplus List](#)

- G. Authorized the Mayor to sign the Purchase Agreement with Pierce Manufacturing Inc. for the manufacturing of a new fire pumper. This contract has been discussed with legal counsel and with Council during the Workshop the same evening. (Submitted by Nick Swinhart)

 [Pierce Fire Pumper Purchase Agreement](#)

[Exception NFPA Discharges](#)

[Pierce Warranty Final](#)

- H. Authorized the Mayor to sign the agreement with Bryan Anderson for the conditions on the potential exchange of certain real property known as NW Utah Street. The exchange of said property is contingent upon the vacation process as outlined in Revised Code of Washington (RCW) 35.79. (Submitted by James Carothers)

 [Utah Street Agreement](#)

[Utah Street Vicinity Map](#)

[RCW 35.79](#)

- I. Authorized the Mayor to sign Change Order No. 5 to Nutter Corp., for Project S-565 NW 38th Avenue Roadway Improvements, Phase 2 for required removal of existing pavement marking conflicts from Phase 1 work in the amount of \$939.62. (Submitted by James Carothers)

 [NW 38th Phase 2 Change Order 5](#)

- J. Authorized Pay Estimate No. 6 to AAA Septic Service for Project WS-748 2015 STEP/STEF Tank Pumping in the amount of \$9,424.58 for work through October 31, 2015. This project provides for on-going pumping of STEP & STEF tanks throughout Camas and is funded by the Water/Sewer fund. (Submitted by James Carothers)

 [Tank Pumping Pay Estimate 6](#)

- K. Authorized Pay Estimate No. 4 to McDonald Excavating, Inc., for Project WS-714 STEP Sewer Transmission Main in the amount of \$247,122.41 for work through October 31, 2015. This project is funded through a Public Works Trust Fund Loan. (Submitted by James Carothers)

 [Sewer Transmission Main Pay Estimate 4](#)

- L. Authorized Pay Estimate No. 5 to Rotschy, Inc. for Project WS-709C Slow Sand Water Treatment Plant in the amount of \$672,450.15 for work through October 31, 2015. This project is funded by a Drinking Water State Revolving Fund (SRF) Loan through the Washington State Department of Health. (Submitted by James Carothers)

 [Water Treatment Plant Pay Estimate 5](#)

- M. Approved Pay Estimate No. 3 to Granite Construction for Project S-599A 2015 City-Wide Grind and Overlay in the amount of \$11,202.40. (Submitted by Denis Ryan)

 [City-Wide Grind and Overlay Pay Estimate No. 3](#)

**It was moved by Council Member Turk, seconded by Council Member Anderson, to approve the Consent Agenda. The motion carried unanimously.**

## VI. NON-AGENDA ITEMS

- A. Staff

There were not comments from staff.

- B. Council

Hogan reminded everyone about the December 4, 2015 Christmas Tree Lighting event in downtown Camas.

Carter reminded everyone about the December 3, 2015 Sip and Shop event in downtown Camas.

Chaney attended the Veterans of Foreign Wars (VFW) Veteran's Day event.

## VII. MAYOR

- A. Announcements

Mayor commented about the Camas High School Papermakers sports programs.

- B. Council's Confirmation Vote of Mayor's Appointment to the City of Camas Administrative Committee

**It was moved by Council Member Turk, seconded by Council Member Chaney to appoint Melissa Smith, Greg Anderson and Steve Hogan to the City of Camas Administrative Committee. The motion passed unanimously.**

## VIII. MEETING ITEMS

- A. 2015 Omnibus Budget Public Hearing

Details: The 2015 Fall Omnibus Budget Public Hearing was to provide Council opportunity to consider public testimony. The public hearing followed a brief presentation by staff about the 2015 Fall Omnibus Budget.

Presenter: Cathy Huber Nickerson, Finance Director

 [2015 Fall Omnibus Exhibit](#)


Mayor Scott Higgins opened the public hearing at 7:07 p.m.

No one from the public wished to speak.

The public hearing was closed at 7:07 p.m.

B. Ordinance No 15-022 Amending the 2015 Budget

Details: This ordinance modifies the 2015-2016 Budget for the 2015 fiscal year. There are 16 packages for a total of \$17,063,960, which is a net increase to the overall fund balance primarily due to the two 2015 bond issues. One item is a carry forward from 2014, eight are supplemental items for the 2015-2016 Budget and seven items are administrative in nature. Council has reviewed these items during the City Council Workshop on October 26, 2015. Presenter: Cathy Huber Nickerson, Finance Director

 [Ordinance No. 15-022 Amending 2015-2016 Budget](#)  
[2015 Fall Omnibus Exhibit](#)


**It was moved by Council Member Turk, seconded by Council Member Hazen, that Ordinance No. 15-022 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Turk, seconded by Council Member Smith, that Ordinance No. 15-022 be adopted and published according to law. The motion carried unanimously.**

C. 2016 Readoption Budget Public Hearing

Details: The 2016 Readoption Budget Public Hearing was to provide the City Council an opportunity to consider public testimony. The public hearing followed a brief presentation by staff about the 2016 Readoption Budget Ordinance and attachments. The 2016 Readoption Budget process was compliant with Ordinance No. 2708 in that mid-year review and the Mayor's modifications were presented to City Council and available to the public on October 5, 2015. The final 2016 Readoption Budget was provided to City Council and made available to the public on November 13, 2015.

Presenter: Cathy Huber Nickerson, Finance Director

 [Ordinance No. 15-025 Amending Ordinance Re Budget-2016](#)  
[2016 Final Budget Report](#)

Mayor Scott Higgins opened the public hearing at 7:10 p.m.

No one from the public wished to speak.

The public hearing was closed at 7:10 p.m.

**It was moved by Council Member Turk, seconded by Council Member Hazen, that Ordinance No. 15-025 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Smith, seconded by Council Member Hazen, that Ordinance No. 15-025 be adopted and published according to law. The motion carried unanimously.**

D. 2016 Property Tax Levy Public Hearing

Details: The 2016 Property Tax Levy Public Hearing was to provide the City Council an opportunity to consider public testimony regarding the 2016 General Fund Levy, the Emergency Medical Services Levy and the Voted Library Bond Levy. The General Fund Levy and the Emergency Medical Services Levy are recommended to increase by the Implicit Price Deflator (IPD) rate of 0.251% and by 0.749% for substantial need for a total increase to

the lawful limit of 1%.

Presenter: Cathy Huber Nickerson, Finance Director

Mayor Scott Higgins opened the public hearing at 7:13 p.m.

No one from the public wished to speak.

The public hearing was closed at 7:13 p.m.

- E. Resolution No. 15-019 Finding and Declaring Substantial Need for 101% Limit Factor Under the Revised Code of Washington (RCW) 84.55

Details: This resolution provides for Council to establish a substantial need for the General Fund Property Tax Levy and the Emergency Medical Services Levy. This resolution is required by RCW 84.55 to increase property taxes to the lawful limit of 1% when the Implicit Price Deflator (IPD) is below 1%. For the 2016 Levy Year, the IPD is 0.251%.

Presenter: Cathy Huber Nickerson, Finance Director

 [Resolution No. 15-019 Declaring Substantial Need](#)

**It was moved by Council Member Turk, seconded by Council Member Hazen, that Resolution No. 15-019 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Turk, seconded by Council Member Hazen, that Resolution No.15-019 be adopted. The motion passed by the following vote:**

**Yes:** Council Member Anderson, Council Member Carter, Council Member Chaney, Council Member Hazen, Council Member Hogan, Council Member Smith and Council Member Turk

- F. Ordinance No. 15-018 2016 Ad Valorem Taxes for the General Fund

Details: Ordinance No. 15-018 sets the 2016 ad valorem property tax levy. The ordinance allows for a 1% property tax increase as a result of finding substantial need for the 2016 Budget and considering public testimony.

Presenter: Cathy Huber Nickerson, Finance Director

 [Ordinance No. 15-018 Levying Ad Valorem Taxes Regarding General Fund for 2016](#)

**It was moved by Council Member Chaney, seconded by Council Member Hazen, that Ordinance No. 15-018 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Chaney, seconded by Council Member Smith, that Ordinance No. 15-018 be adopted and published according to law. The motion carried unanimously.**

- G. Ordinance No. 15-019 2016 Emergency Medical Services (EMS) Levy

Details: Ordinance No. 15-019 sets the 2016 EMS levy. City Council will consider the 2016 EMS levy for the City's EMS Budget to determine if there is substantial need to support a 1% tax increase after considering public testimony.

Presenter: Cathy Huber Nickerson, Finance Director

 [Ordinance No. 15-019 Levying Ad Valorem Taxes Regarding EMS Budget 2016](#)

**It was moved by Council Member Anderson, seconded by Council Member Hazen,**

**that Ordinance No. 15-019 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Anderson, seconded by Council Member Chaney, that Ordinance No. 15-019 be adopted and published according to law. The motion carried unanimously.**


- H. Ordinance No. 15-020 2016 Unlimited Tax General Obligation Bond Levy  
Details: Ordinance No. 15-020 sets the 2016 Unlimited Tax General Obligation Bond property tax levy. City Council considered maintaining the property tax levy at \$625,000 after hearing public testimony.  
Presenter: Cathy Huber Nickerson, Finance Director

 [Ordinance No. 15-020 Regarding Unlimited Tax General Obligation for 2016](#)

**It was moved by Council Member Chaney, seconded by Council Member Smith, that Ordinance No. 15-020 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Chaney, seconded by Council Member Smith, that Ordinance No. 15-020 be adopted and published according to law. The motion carried unanimously.**

- I. Resolution No. 15-018 2016 Fee Schedule  
Details: This resolution provides for the new fees rates for 2016 to be effective on January 1, 2016. These new fees rates are incorporated into the 2016 Budget. The Fee Schedule's incorporated rates have been adjusted for inflation as well as eliminating fees for services no longer provided by the City.  
Presenter: Cathy Huber Nickerson, Finance Director

 [Resolution No. 15-018 Adopting Modified Fee Schedule for 2016 Budget  
2016 Budget Final Fee Schedule](#)

Huber-Nickerson summarized the updated Fee Schedule information. City Attorney Shawn MacPherson stated that since the Fee Schedule exhibit was not attached, this matter will come before Council at the December 7, 2015 Regular Meeting.

- J. Resolution No. 15-017 Setting a Public Hearing Date for the Vacation of NW Utah Street  
Details: This resolution designates December 7, 2015, as the public hearing date for the consideration of the vacation of that portion of the Utah Street right-of-way that lies adjacent north of NW 6th Place.  
Presenter: James Carothers, Engineering Manager

 [Resolution No. 15-017 Utah Street Vacation Resolution  
RCW 35.79](#)

**It was moved by Council Member Chaney, seconded by Council Member Hogan, that Resolution No. 15-017 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Chaney, seconded by Council Member Hogan, that Resolution No. 15-017 be adopted. The motion carried unanimously.**

- K. Public Hearing to Consider a Community Development Block Grant (CDBG) Application  
Details: On October 26, 2015, staff proposed to Council the submittal of a CDBG grant

application for the 2016 funding cycle. The proposal includes the request for \$250,000 in grant money to partially fund improvements to NE Franklin Street between NE 19th and NE 22nd Avenues. The total cost of the proposed project, known as the Franklin-North Neighborhood Improvements, is \$465,000. Improvements will include rehabilitation of the existing sewer main and service laterals, new water services, curb ramps and resurfacing of the existing roadway. The CDBG program requires that two public meetings be held prior to application submittals. This public hearing, in conjunction with the October 26, 2015 Workshop discussion, fulfills this requirement.

Presenter: James Carothers, Engineering Manager

 [2016 CDBG Application Memo](#)  
[Eligible CDBG Areas Map](#)

Mayor Scott Higgins opened the public hearing at 7:25 p.m.

No one from the public wished to speak.

The public hearing was closed at 7:25 p.m.

**It was moved by Council Member Hogan, seconded by Council Member Anderson, to direct staff to submit the application for the Franklin North Neighborhood Improvements. The motion carried unanimously.**

- L. Ordinance No. 15-021 Grand Ridge Annexation Correction Ordinance  
Details: Ordinance No. 15-016 adopted on October 5, 2015, contained an error that needed to be corrected. The attached ordinance and legal description correct the error.  
Presenter: Robert Maul, Planning Manager

 [Ordinance No. 15-021 Grand Ridge Corrected Ordinance](#)

**It was moved by Council Member Anderson, seconded by Council Member Hogan, that Ordinance No. 15-021 be read by title only. The motion carried unanimously.**

**It was moved by Council Member Anderson, seconded by Council Member Smith, that Ordinance No. 15-021 be adopted and published according to law. The motion carried unanimously.**

- M. Ordinance No. 15-023 Amending Camas Municipal Code (CMC) Title 18, Chapter 18.03 Definition of Land Uses and Chapter 18.07.030 Table 1 Related to the Establishment and Location of Smoke Shops Within the City of Camas  
Details: City Council held a public hearing on October 26, 2015, to accept public testimony and review the Planning Commission recommendation and Staff Report. After deliberation, Council voted to amend the CMC to allow Smoke Shops as a permitted use in Community Commercial and Regional Commercial zoning districts when in compliance with additional locational criteria.  
Presenter: Phil Bourquin, Community Development Director

 [Ordinance No. 15-023 Amending Code Regarding Smoke Shops](#)

**It was moved by Council Member Turk, seconded by Council Member Anderson, that Ordinance No. 15-023 be read by title only. The motion carried unanimously.**

**A motion was made by Council Member Turk, seconded by Council Member**

**Anderson, that Ordinance No. 15-023, with amendments to page two, number nine, C., replacing marijuana retailer with Smoke Shop/Head Shop and the distance of three miles changed to five miles be adopted. The motion carried unanimously.**

- N. Ordinance No. 15-024 Amending Camas Municipal Code (CMC) Section 18.070.030 Table 1 to Prohibit the Establishment of Marijuana Retail Stores Within the City of Camas  
Details: City Council held a public hearing on October 26, 2015, and considered public testimony, Planning Commission recommendation, Staff report and the record. After deliberation, Council voted 5-2 to prohibit the establishment of marijuana retail stores within the City of Camas and directed the City Attorney to prepare an ordinance for adoption.  
Presenter: Phil Bourquin, Community Development Director

 [Ordinance No. 15-024 Amending Code to Prohibit Marijuana Sales](#)

**It was moved by Council Member Hogan, seconded by Council Member Carter, that Ordinance No. 15-024 be read by title only. The motion carried unanimously.**

**A motion was made by Council Member Hogan, seconded by Council Member Carter, that Ordinance No. 15-024 be adopted and published according to law. The motion passed by the following vote:**

**Yes:** Council Member Anderson, Council Member Carter, Council Member Chaney, Council Member Hazen, Council Member Hogan and Council Member Turk

**No:** Council Member Smith

## **IX. PUBLIC COMMENTS**

No one from the public wished to speak.

## **X. ADJOURNMENT**

The meeting adjourned at 7:48 p.m.

NOTE: The City of Camas welcomes and encourages the participation of all of its citizens in the public meeting process. A special effort will be made to ensure that a person with special needs has the opportunity to participate. For more information, please call 360.834.6864.