



**Regular Council Meeting -7:00 p.m.
November 17, 2008**

CALL TO ORDER: Mayor Paul Dennis presided.

FLAG SALUTE:

COUNCIL:

Present: Anderson, Chaney, Dietzman, Gerde, Higgins, Hogan and Smith.

Excused:

STAFF MEMBERS: Bourquin, Brachmann, Carothers, Copsey, Durgin, Fox, Halverson, Lackey and MacPherson.

PRESS: Howard Buck – The Columbian.
Heather Acheson – Camas Washougal Post Record.

CONSENT AGENDA:

Mayor pulled item “F” - Declare equipment as surplus to allow for auction and or bid - from the consent agenda for modification, per staff’s request. Surplus vehicle #329 (2005 Crown Vic retired police cruiser) was replaced with vehicle #302 (2003 Crown Vic retired police cruiser).

It was moved by Council member Smith, seconded by Council member Anderson to approve the Consent Agenda of November 17, 2008 as modified. The motion carried unanimously.

- a. Approve minutes of the meeting of the November 3, 2008, Camas City Council Meeting and the work session minutes of November 3, 2008.
- b. Approve claim checks numbered 100173-100332 in the amount of seven hundred forty-eight thousand six hundred two dollars and ten cents (\$748,602.10) as approved by the Finance Committee.
- c. Authorize Pay Estimate #10 for Project WS-671, 2008 STEP/STEF Tank Pumping to AAA Septic Services, LLC, in the amount of three thousand eight hundred thirty-five dollars and ninety-four cents (\$3,835.94).
- d. Authorize Change Order #3 for Project S-509, 2008 Mobility Improvements; and Project WS-682, NE 3rd Avenue Waterline Improvements to George Schmid & Sons, Inc., in the amount of twenty thousand four hundred thirty-five dollars and forty-one cents (\$20,435.41).

- e. Authorize Pay Estimate #3 for Project S-509, 2008 Mobility Improvements, Phase 3; and Project WS-682, NE 3rd Avenue Water Improvements to George Schmid & Sons, Inc., in the amount of one hundred five thousand twelve dollars and twenty-three cents (\$105,012.23).
- f. Declare equipment as surplus to allow for auction and or bid.
- g. Authorize Pay Estimate #2 for Project SS-519, 2008/09 Wetland Invasive Species Maintenance (Parker Street/Lake Road/Grass Valley Park) to Brant Construction, Inc., in the amount of twenty-four thousand five hundred thirty-one dollars and sixty-seven cents (\$24,531.67).
- h. Authorize Mayor to sign the Cable Franchise Agreement between the City of Camas and Verizon Northwest Inc.
- i. Authorize Change Order #1 for Project S-513, 2008 Street Reconstruction (NE 3rd Avenue) to Haag & Shaw, Inc., in the amount of fifteen thousand eight hundred five dollars and seventy-one cents (\$15,805.71).
- j. Authorize Pay Estimate #2 for Project S-513, 2008 Street Reconstruction (NE 3rd Avenue) to Haag & Shaw, Inc., in the amount of eighteen thousand six hundred forty-six dollars and forty-one cents (\$18,646.41).
- k. Authorize Mayor to sign a Professional Services Agreement with Normandeau Associates to prepare a Proposal Description and Environmental Screening Form and related NEPA documentation.
- l. Authorize Release of Retainage for Project WS-663, WWTP Headworks Influent Screen Installation to Triad Mechanical, Inc., in the amount of eleven thousand six hundred six dollars and sixty cents (\$11,606.60).
- m. Authorize a purchase order to Bestel to acquire NEC Phone and Voicemail System off of the Washington State Contract and complete required upgrades to City network for VoIP. Authorize appropriate signatures on any necessary contracts/documents. See attached estimate.
- n. Authorize Release of Retainage for Project WS-676, Sewer Main Replacement on NE Dallas Street between NE 14th Avenue and NE 15th Avenue to George Schmid & Sons, Inc., in the amount of three thousand five hundred eighty-one dollars and eighty-nine cents (\$3,581.89).
- o. Authorize Mayor to sign an Interlocal Agreement adding Fire District No. 3 to the current "Fit Tester" agreement.

NON-AGENDA ITEMS:

Public:

John Karpinski, Attorney – 2612 E 20th Street Vancouver, WA:
Karpinski stated that his client, Mr. Lawrence, is concerned about safety issues on NW Hood Street due to the posted speed limit. Karpinski encouraged Council to consider lowering the speed limit to 25 mph.

Mayor suggested bringing this matter back for discussion at the December 15th Workshop.

Mike Nerland, 4031 NW Sierra Dr., Camas, WA:

Nerland thanked Council for their effort to provide safe roads to the schools. Nerland encouraged Council to review the

speed limit on NW Hood Street and stated that he trusts that Council will make the appropriate decision based on the facts.

Larry Sage, 3932 NW 16th Ave., Camas, WA:

Sage stated his support for reducing the speed limit on NW Hood Street to 25 mph.

Staff: There were no comments.

Council: There were no comments.

MAYOR:

Announcements: There were no announcements.

Appointment: Mayor reappointed Tanis Knight to the Civil Service Commission. Knight's new six-year term will expire December 31, 2014. Mayor asked Council for confirmation of his appointment. It was moved by Gerde, seconded by Smith to approve the reappointment of Tanis Knight to the Civil Service Commission. The motion carried unanimously.

COMMUNITY DEVELOPMENT:

Public Hearing
Hancock Springs
Subdivision Remand: Mayor asked Assistant Attorney Shawn MacPherson to review the rules for the public hearing and noted that this is a closed record public hearing. No new testimony will be heard.

MacPherson gave an overview of the history regarding the Hancock Springs Subdivision remand. The remand relates to the consideration of the significant trees. MacPherson explained the process that should be followed for the closed record public hearing.

MacPherson stated that a written argument has been received from Karpinski and that this was permissible.

Mayor allowed 10 minutes for each party's legal counsel to state their arguments.

James Howsley, Attorney – Miller Nash – 500 E Broadway, Ste. 400 Vancouver, WA (representing Private Capital):

Howsley stated his arguments supporting the Hancock Springs Subdivision remand decision of the Planning Commission as submitted. Howsley stated that experts were available to answer any questions regarding specific facts on record.

John Karpinski, Attorney – 2612 E 20th Street, Vancouver, WA (representing Mr. Lawrence):

Karpinski stated his arguments opposing the Hancock Springs Subdivision remand decision of the Planning Commission as submitted.

Questions were asked and clarifications were made.

Gerde asked for further clarification on the grading issues.

Andrew Gunther, - PLS Engineering – 1014 Franklin Street, Vancouver, WA:

Gunther explained the grading shown on the exhibits in the record.

There was lengthy discussion regarding grading, building envelopes, alternative designs that were previously submitted, new designs developed and what detailed work has been done since the remand and what is considered as “unreasonable”.

Anderson made the suggestion to remand this matter back to the Planning Commission with further directed alternatives to review Karpinski’s diagram #1 that was submitted as part of his written argument. Modifying street widths and sidewalks should also be considered.

Karpinski’s diagram was reviewed by Council.

Anderson stated that he believes this alternative design preserves more of the grove of trees, which is the intent of the Tree Preservation Ordinance.

Gerde inquired whether the alternative design would be contradictory to the City codes regarding the lot sizes.

MacPherson responded that one section of the code cannot be elevated over another section of the code. The codes must be looked at as a whole and gave further explanation.

It was moved by Higgins, seconded by Gerde to direct the City Attorney to summarize the findings and conclusions regarding Hancock Springs and to approve the Planning Commissions recommendation for approval. The motion carried with Anderson voting no.

MacPherson stated that the findings and conclusions will be brought back before Council on December 15th for adoption.

FINANCE:

Ordinance No. 2524:

Joan Durgin, Finance Director, explained the purpose of Ordinance No. 2524. The ordinance provides for a one percent property tax increase from the previous year for emergency medical services.

Mayor asked and there were no questions.

Mayor opened the public hearing at 8:17 p.m.

Ken Hadley, 4011 "F" Circle, Washougal, WA:

Hadley encouraged Council to adopt the suggested tax increase for the emergency medical services.

Mayor closed the public hearing at 8:18 p.m. as there was no further public testimony.

It was moved by Smith, seconded by Dietzman that Ordinance No. 2524 be read by title only. The motion carried unanimously.

It was moved by Smith, seconded by Dietzman that Ordinance No. 2524 levying the ad valorem taxes for the Emergency Rescue Fund for fiscal year ending December 31, 2009 be adopted and published according to law. The motion carried unanimously.

Ordinance No. 2525:

Durgin explained the purpose of Ordinance No. 2525. The ordinance does not provide for an increase in property taxes for the General Fund.

Mayor asked and there were no questions.

Mayor opened the public hearing at 8:20 p.m.

Dietzman stated that she believed it would be in the best interest of the City to use the one percent property tax increase allowable. Gerde concurred.

The public hearing was closed at 8:21 p.m. as there was no further public testimony.

It was moved by Higgins, seconded by Hogan that Ordinance No. 2525 be read by title only. The motion carried with Dietzman voting no.

It was moved by Higgins, seconded by Smith that Ordinance No. 2525 levying the ad valorem taxes for obligations of the General Fund for fiscal year ending December 31, 2009 be adopted and published according to law. The motion carried with a vote of 4 to 3. Hogan, Smith, Higgins and Chaney voted yes, and Dietzman, Gerde and Anderson voted no.

Ordinance No. 2526: Durgin explained the purpose of Ordinance No. 2526. This ordinance will decrease the property tax rate for the debt service funds.

Mayor asked and there were no questions.

Mayor opened and closed the public hearing at 8:25 p.m. as there was no public testimony.

It was moved by Gerde, seconded by Chaney that Ordinance No. 2526 be read by title only. The motion carried unanimously.

It was moved by Gerde, seconded by Smith that Ordinance No. 2526 levying the ad valorem taxes for the Unlimited Tax General Obligation Bonds for fiscal year ending December 31, 2009 be adopted and published according to law. The motion carried unanimously.

PUBLIC WORKS:
Ordinance No. 2527:

Monte Brachmann, Public Works Director, explained the purpose of Ordinance No. 2527. Brachmann reported that representatives from Verizon are available to answer questions.

Brachmann noted Verizon has asked that the dates be changed to December 15, 2008 through December 14, 2023 in order to coincide with the franchise agreement that was approved.

Higgins asked and Brachmann responded that nothing in the franchise agreement would give Verizon exclusive rights to provide cable services in this community.

MacPherson commented that the ordinance should be adopted now and that he would draft a new ordinance with the corrected dates. It was moved by Dietzman, seconded by Hogan that Ordinance No. 2527 be read by title only with the noted changes. The motion carried unanimously.

It was moved by Dietzman, seconded by Hogan that Ordinance No. 2527 granting a cable television system franchise to Verizon

Northwest Inc., from December 15, 2008 through December 14, 2023 be adopted and published according to law. The motion carried unanimously.

ADMINISTRATION:

Public Hearing

Community Development

Block Grant (CDBG):

Lloyd Halverson, Administrator, gave an overview of the CDBG applications for the 2009 cycle.

Mayor asked and there were no questions.

Mayor opened the public hearing at 8:32 p.m.

Halverson summarized correspondence received in support of the CDBG projects. There were four letters in support of the Goot Park Improvements Project and two in support of the Camas Community Center Mobility Improvements Project. Halverson stated that after public testimony is heard the projects should be prioritized, at the request of the county.

Mayor closed the public hearing at 8:34 p.m. as there was no public testimony.

Mayor thanked the individuals that took the time to write letters in support of these projects.

Mayor asked Council for confirmation as to whether or not they would like to list Goot Park as the top priority. Council confirmed.

It was moved by Dietzman, seconded by Gerde to direct the City Administrator to prepare the final applications and to prioritize Goot Park as number one and the Community Center as number two. The motion carried unanimously.

EXECUTIVE SESSION:

The meeting recessed at 8:36 p.m. for discussion on labor negotiations for an estimated 20 minutes. No further action was taken.

ADJOURNMENT:

The meeting adjourned at 8:52 p.m.

Mayor

City Clerk