



City Hall remains closed during Governor Inslee’s “Healthy Washington” order, a consequence of the Covid-19 pandemic. The public is invited to attend the meeting virtually by using the ZOOM Meeting access information below -

Please click the link below to join the webinar:

<https://sumnerwa-gov.zoom.us/j/85724301266>

Or iPhone one-tap :

US: +12532158782,,85724301266# or +13462487799,,85724301266#

Or Telephone:

US: +1 253 215 8782

Webinar ID: 857 2430 1266

CALL TO ORDER

Roll Call: Bitetto, Brown, Hayden, Hochstatter, Neuman and Reed

REGULAR BUSINESS

1. Refuse Rate Increase
2. Ordinance No. 2761 - Amending SMC 13.12 Refuse Collection
3. Sumner Tapps Channelization

CITY ADMINISTRATOR REPORT

AGENDA SETTING

1. Council Meeting Agenda Calendar
2. Council Committee Meeting Calendar

EXECUTIVE SESSION

ADJOURNMENT

This meeting is accessible to persons with disabilities. For individuals who may require special accommodations, please contact the City Clerk at (253) 299-5590, 24 hours in advance.

SUBJECT: Refuse Rate Increase

CATEGORY:Resolution

BUDGET IMPACT: None

ATTACHMENTS:

1. Resolution No. 1574 - Annual Murrey's Disposal Rate Increase

STAFF CONTACT: Jeff Steffens, Administrative Services Director

SUMMARY BACKGROUND:

The City's contract with Murrey's Disposal stipulates that rates will be adjusted each year for both the increase in landfill tipping fees as well as 80% of CPI for refuse and Recycling activities. The contract also allows Murrey's to ask for an additional price adjustments to reflect unforeseen circumstances. Following the 2020 collection rate adjustment, the Washington State B&O Tax was increased by .25%. Collection rates proposed for 2021 include increased B&O taxes incurred since the April 1, 2020 B&O tax increase. The proposed 2021 rates are attached to the Resolution as exhibit A. The public was provided a forty five (45) day notice of the proposed rate increase, which is scheduled to go into effect March 1, 2021.

District Manager Josh Metcalf from Murrey's Disposal will be available to answer additional questions.

COUNCIL COMMITTEE/STUDY SESSION: MEETING/STUDY SESSION DATE: 1/19/2021 COMMITTEE RECOMMENDATION: No

STAFF RECOMMENDATIONS/MOTION:

Approve Resolution 1574 adopting the 2021 Murrey's Disposal rate increase for solid waste collection, recycling and yard waste.

**RESOLUTION NO. 1574
CITY OF SUMNER, WASHINGTON**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON,
ADOPTING THE 2021 MURREY'S DISPOSAL COMPANY RATE INCREASE.**

WHEREAS, the City of Sumner's contract with Murrey's Disposal Company stipulates that the rates will be adjusted each year for both the increase in landfill tipping fees as well as 80% of CPI for refuse and recycling activities; and

WHEREAS, the contract allows for Murrey's to seek an adjustment due to unforeseen costs and Murrey's is requesting an additional increase to offset the 2020 increase in Washington State B&O Tax; and

WHEREAS, the City of Sumner provided the public with a 45 day notice of the proposed rate increase.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON, AS FOLLOWS:

Section 1. That the Sumner City Council adopts the 2021 Murrey's Disposal Company rate increase, attached hereto as Exhibit A and adopted by reference.

Section 2. Upon passage and approval of this Resolution, it shall take effect March 1, 2021.

ADOPTED AND APPROVED this 1st day of February, 2021.

Mayor William L. Pugh

ATTEST:

Michelle Converse, CMC

APPROVED AS TO FORM:

City Attorney Andrea Marquez

Resolution No. 1574 -- Exhibit A

[illegible]

SUBJECT: Ordinance No. 2761 - Amending SMC 13.12 Refuse Collection

CATEGORY: Ordinance

BUDGET IMPACT: none

ATTACHMENTS:

1. Ordinance No. 2761 - Amending 13.12

STAFF CONTACT: Jason Wilson, City Administrator

SUMMARY BACKGROUND:

Over the past several years there has been an increase in third party haulers (private companies) placing roll off containers throughout the City to remove refuse. This is a violation of the City's franchise agreement with Murrey's Disposal for refuse collection. The franchise grants exclusive rights to Murrey's Disposal to collect all solid waste, recyclables, and residential curbside yard waste within the City limits. The agreement requires that the City cooperate with the enforcement of the exclusive rights provision. Our current code is deficient for the enforcement of the provisions outlined in the franchise agreement and needs to be updated to add a definition of third party hauler as updating what constitutes unlawful collection.

This ordinance does not prevent a resident or contractor from using their personal or company owned truck/container to remove refuse from their property.

Further, staff is recommending changing the penalty for violating this code from a misdemeanor to a class 1 civil infraction punishable by a fine not to exceed \$250 plus statutory assessments.

COUNCIL COMMITTEE/STUDY SESSION: Finance Committee
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MEETING/STUDY SESSION DATE:

COMMITTEE RECOMMENDATION: No
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STAFF RECOMMENDATIONS/MOTION:

Approve Ordinance No. 2761, amending SMC 13.12 refuse collection.

ORDINANCE NO. 2761
CITY OF SUMNER, WASHINGTON

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON, AMENDING SUMNER MUNICIPAL CODE CHAPTER 13.12 RELATING TO REFUSE COLLECTION SERVICES.

WHEREAS, the City of Sumner has granted an exclusive franchise to Murrey's Disposal Company, Inc. to provide refuse collection services within the City of Sumner pursuant to the authority provided in RCW 35.21.120, RCW 35.21.130, and RCW 35.21.152; and

WHEREAS, from time to time, other third-party refuse haulers provide collection and disposal services within the City of Sumner without authorization from the City and in violation of the City's franchise agreement with Murrey's Disposal Company; and

WHEREAS, in order to carry out and enforce the terms of the franchise agreement with Murrey's Disposal Company, and with any refuse collection contractor(s) that may be awarded such a franchise in the future, the City Council hereby desires to amend Sumner Municipal Code Chapter 13.12 to make it a civil infraction for a third-party refuse hauler to provide services within the City of Sumner without authorization to do so; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The following sections of Sumner Municipal Code Chapter 13.12 are hereby amended to read as follows:

13.12.020 Definitions.

...

G. "Third party hauler" shall mean an individual, business, or entity that provides refuse collection services to collect, remove, or dispose of refuse, garbage, or swill generated by another individual or entity. Third party hauler shall not mean an individual or business collecting, removing, and/or disposing of its own refuse, garbage, or swill.

13.12.080 Unlawful collection.

A. It is unlawful for any person to bury, burn, dump, collect, remove or in any other manner dispose of garbage, refuse, rubbish, or swill upon any street, alley, public place or private property within the city otherwise than as provided in this chapter. (Ord. 502 § 6, 1947. Prior code § 10.06.060)

B. It shall be unlawful for any third party hauler, as defined in this chapter, to collect, remove, or dispose of garbage, refuse, rubbish, or swill without a valid franchise agreement with the City of Sumner authorizing such business to do the same.

13.12.090 Violation – Penalty.

A. ~~Any violation of Any person violating any of the provisions of 13.12.040, 13.12.050, or 13.12.080 this chapter~~ constitutes a Class 1 civil infraction punishable by a fine not to exceed \$250 plus statutory assessments. ~~is deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding \$1,000. (Ord. 1307 § 1, 1985; Ord. 502 § 12, 1947. Prior code § 10.06.120)~~

B. In addition to the penalties provided in 13.12.090(A), the provisions of Chapter 15.06 SMC shall apply to any violation(s) of 13.12.080.

Section 2. Severability – Construction. If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction; such decision shall not affect the validity of the remaining portions of this ordinance. If the provisions of this ordinance are found to be inconsistent with other provisions of the Sumner Municipal Code, the provisions of this ordinance shall control.

Section 3. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the Code Reviser are authorized to make the necessary corrections to this ordinance, including the correction of clerical errors; ordinance, section, or subsection numbering; or references to other local, state, or federal laws, codes, rules, or regulations.

Section 4. Effective Date. This ordinance shall be in full force and effect five (5) days from and after its passage, approval and publication, as provided by law.

Passed by the City Council and approved by the Mayor of the City of Sumner, Washington, at a regular meeting thereof this 1st day of February, 2021.

Mayor William L. Pugh

ATTEST:

APPROVED AS TO FORM:

City Clerk Michelle Converse

City Attorney Andrea Marquez

Date Adopted:
Date of Publication:
Effective Date:

SUBJECT: Sumner Tapps Channelization**CATEGORY:**Other

BUDGET IMPACT:

ATTACHMENTS:

1. Guardrail and Channelization Diagrams

STAFF CONTACT: Michael Kosa, Associate City Engineer

SUMMARY BACKGROUND:

A significant amount of work will be done on Sumner-Tapps Highway this year.

In early spring, work will begin with a grind and overlay of the existing roadway, restoring the surface and greatly extending the life of the roadway. During this work, new channelization measures will be put into place, including reconfiguring lanes at 60th Street to standardize the lane layout. North of 60th street, the lanes will be reconfigured to remove the hill climb lane, while widening shoulders and installing rumble strips on the centerline and lane lines to alert drivers who may cross these lines. City Staff are also working with Pierce County on finalizing lane configurations at 162nd just north of City Limits and coordinating the roadway speed limit throughout the corridor. The project is scheduled to be completed by early June.

Also beginning in spring, Puget Sound Energy (PSE) will relocate utility poles further away from the roadway to reduce roadside obstructions. This work is scheduled to be completed by fall and involves a number of telecommunications companies as well.

Later in the year, the guardrail throughout the corridor will be removed and replaced with new guardrail. The existing guardrail is reaching the end of its life cycle. Replacement guardrail will be installed per current standards, resulting in additional guardrail overall and improved end terminals. The project is scheduled to be completed by the end of 2021.

The grind and overlay project and the guardrail upgrade project are over 80% funded by federal grants, and the pole relocations will be completed by PSE at their cost. All work results in a refreshed and significantly safer corridor for the traveling public at minimal cost to the City.

COUNCIL COMMITTEE/STUDY SESSION:

MEETING/STUDY SESSION DATE:

COMMITTEE RECOMMENDATION: No

STAFF RECOMMENDATIONS/MOTION:

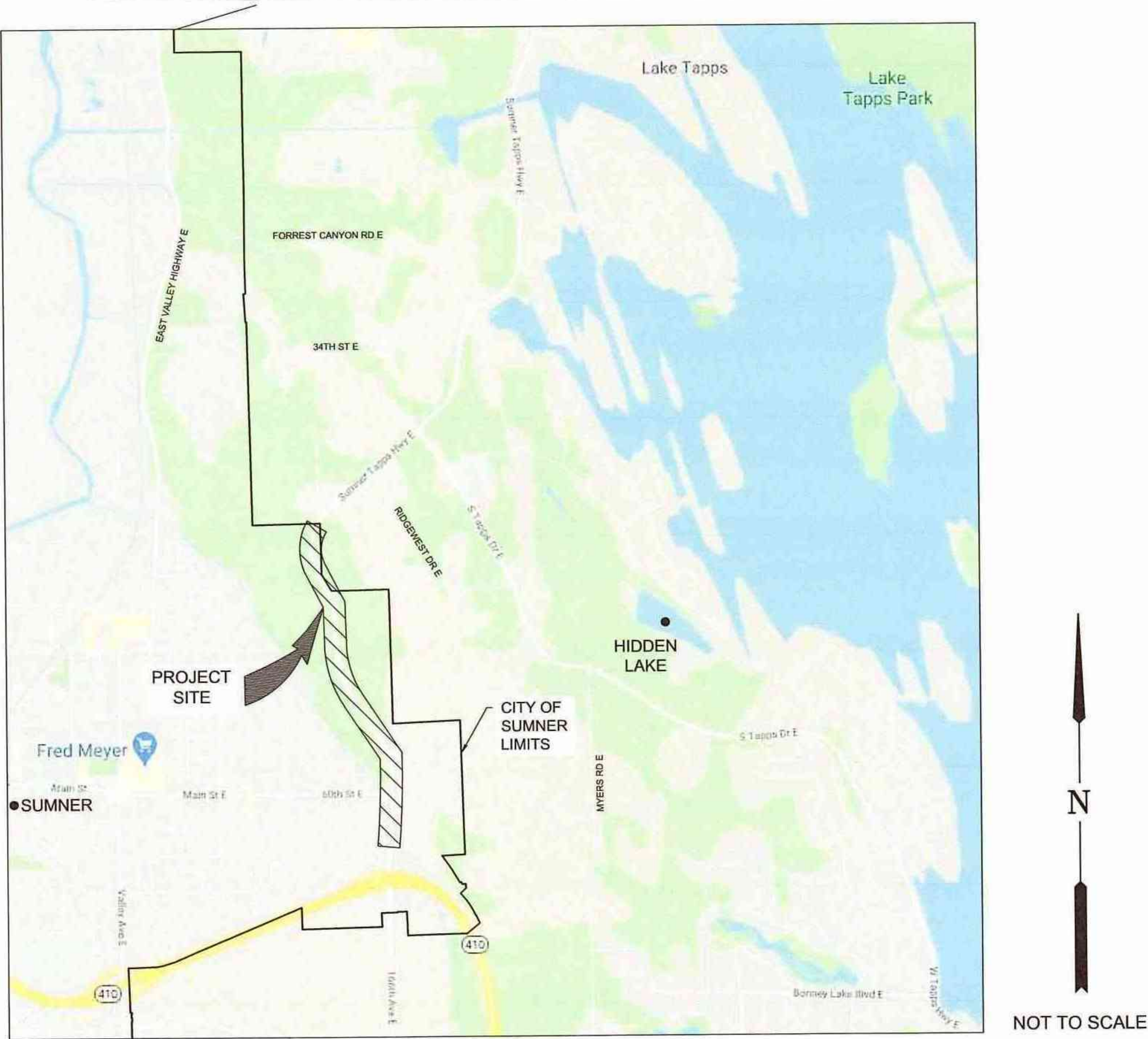
Present/discuss at Study Session. This project will be back before Council for action in the future.

CITY OF SUMNER

SUMNER TAPPS HIGHWAY RESURFACING PROJECT

Channelization Modifications - January 2021

LOCATION MAP



VERIFY SCALES
BAR IS ONE INCH ON
ORIGINAL DRAWING.
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IF NOT ONE INCH ON
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SCALES ACCORDINGLY.

NO.	DATE	BY	APPR	REVISIONS



PUGET SOUND OFFICE
33308 13TH PLACE S., SUITE 2
FEDERAL WAY, WA 98003
253.838.2507 OFFICE
253.874.0463 FAX

DATE:
SEPTEMBER 2020

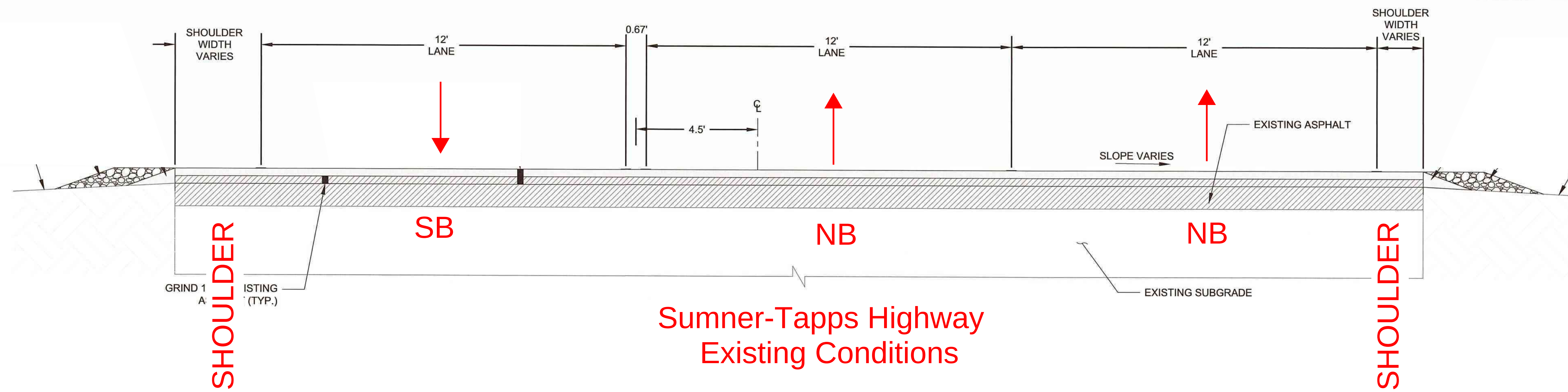
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JT
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AF
CHECKED BY:
RW
SCALE:
AS NOTED

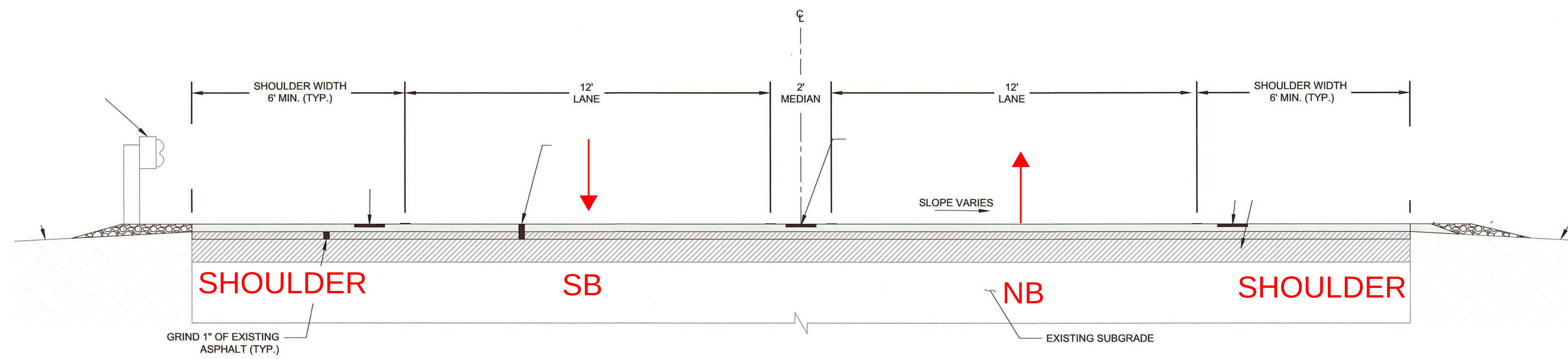
CITY OF SUMNER
SUMNER TAPPS HIGHWAY RESURFACING PROJECT

COVER SHEET

DRAWING NO.
G-01
SHEET NO.
1 OF 24



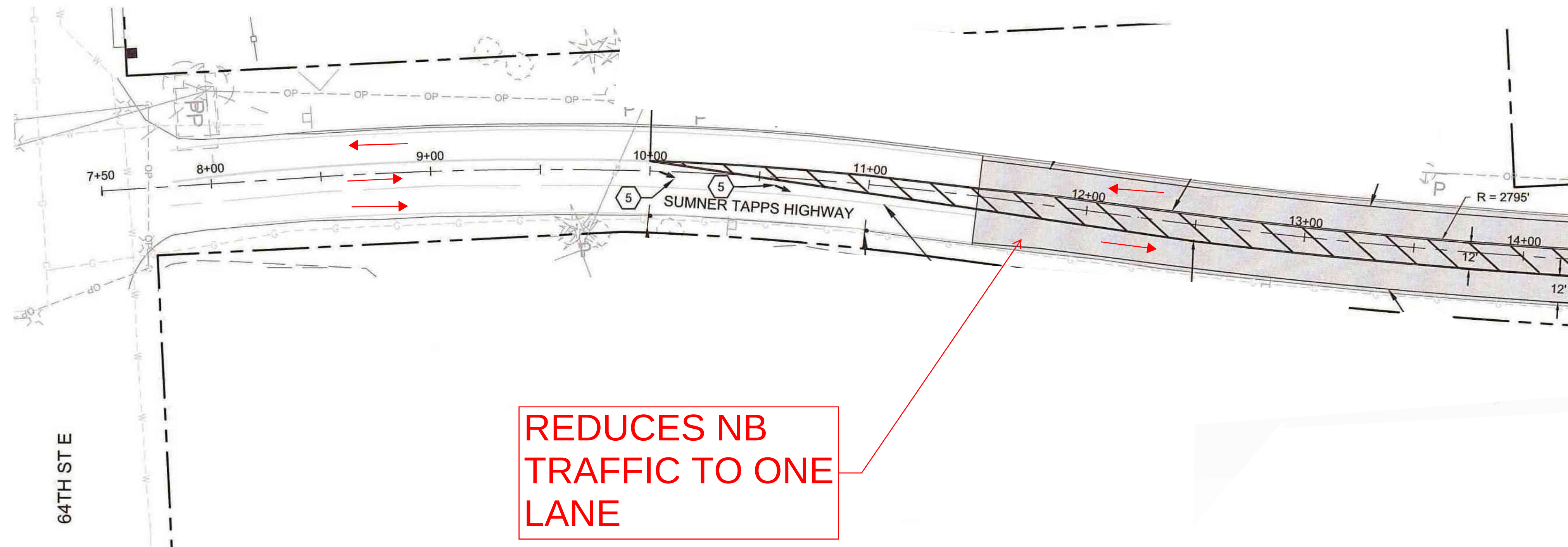
Sumner-Tapps Highway
Existing Conditions



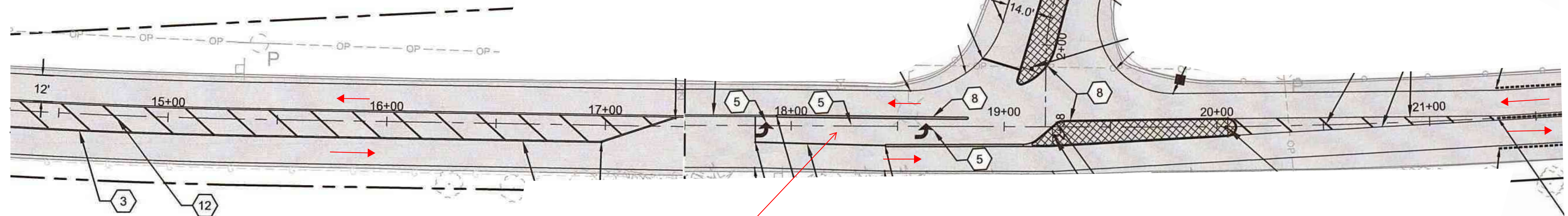
Sumner-Tapps Highway
Proposed Condition

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 CITY OF SUMNER WASHINGTON	VERIFY SCALES BAR IS ONE INCH ON ORIGINAL DRAWING. 0" = 1" IF NOT ONE INCH ON THIS SHEET, ADJUST SCALES ACCORDINGLY.	<table border="1"> <thead> <tr> <th>NO.</th> <th>DATE</th> <th>BY</th> <th>APPR</th> <th>REVISIONS</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table>	NO.	DATE	BY	APPR	REVISIONS																															CENTURY WEST ENGINEERING PUGET SOUND OFFICE 33308 13TH PLACE S., SUITE 2 FEDERAL WAY, WA 98003 253.838.2507 OFFICE 253.874.0463 FAX DATE: SEPTEMBER 2020 PROJECT NO: 35018.001.01	DESIGNED BY: JT DRAWN BY: AF CHECKED BY: RW SCALE: AS NOTED	CITY OF SUMNER SUMNER TAPPS HIGHWAY RESURFACING PROJECT TYPICAL SECTIONS	DRAWING NO. D-01 SHEET NO. 22 OF 24
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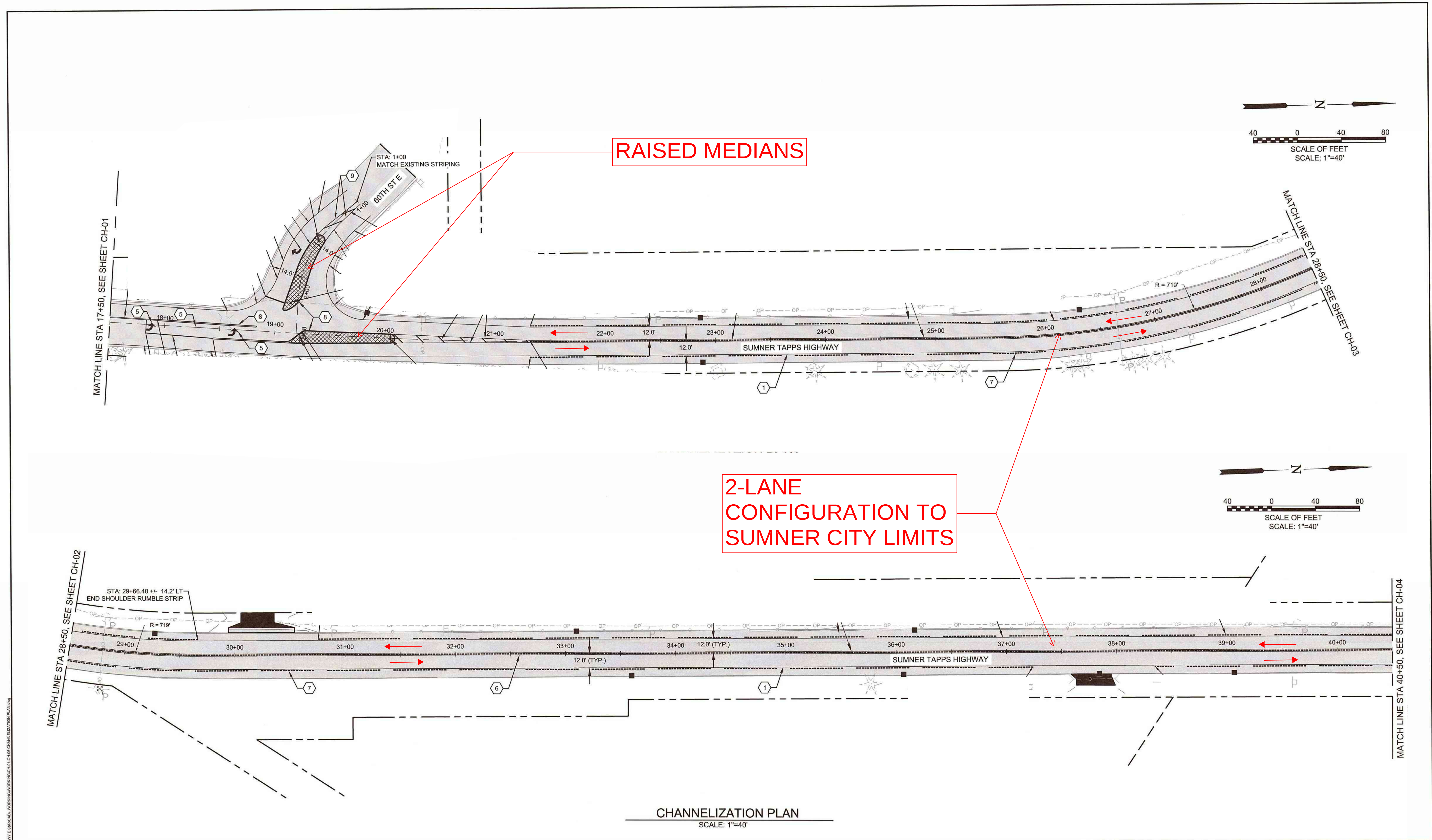
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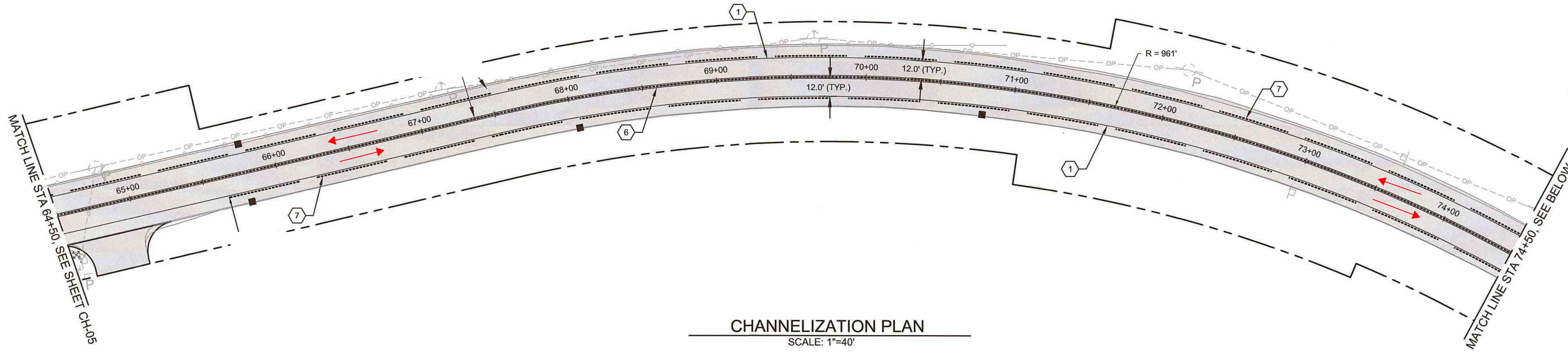
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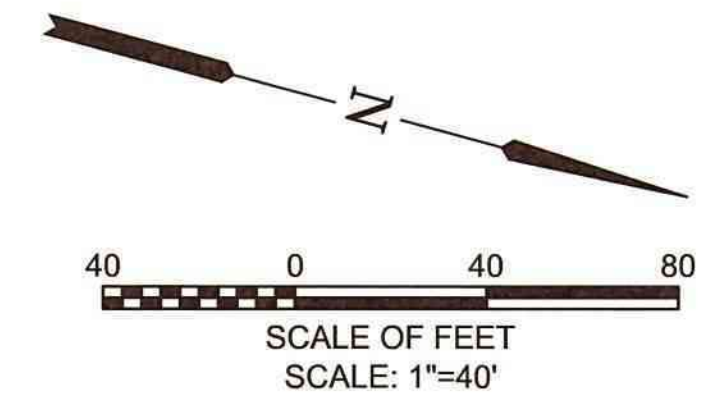
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CHANNELIZATION PLAN STA 7+50 TO STA 17+50		SHEET NO. 16 OF 24



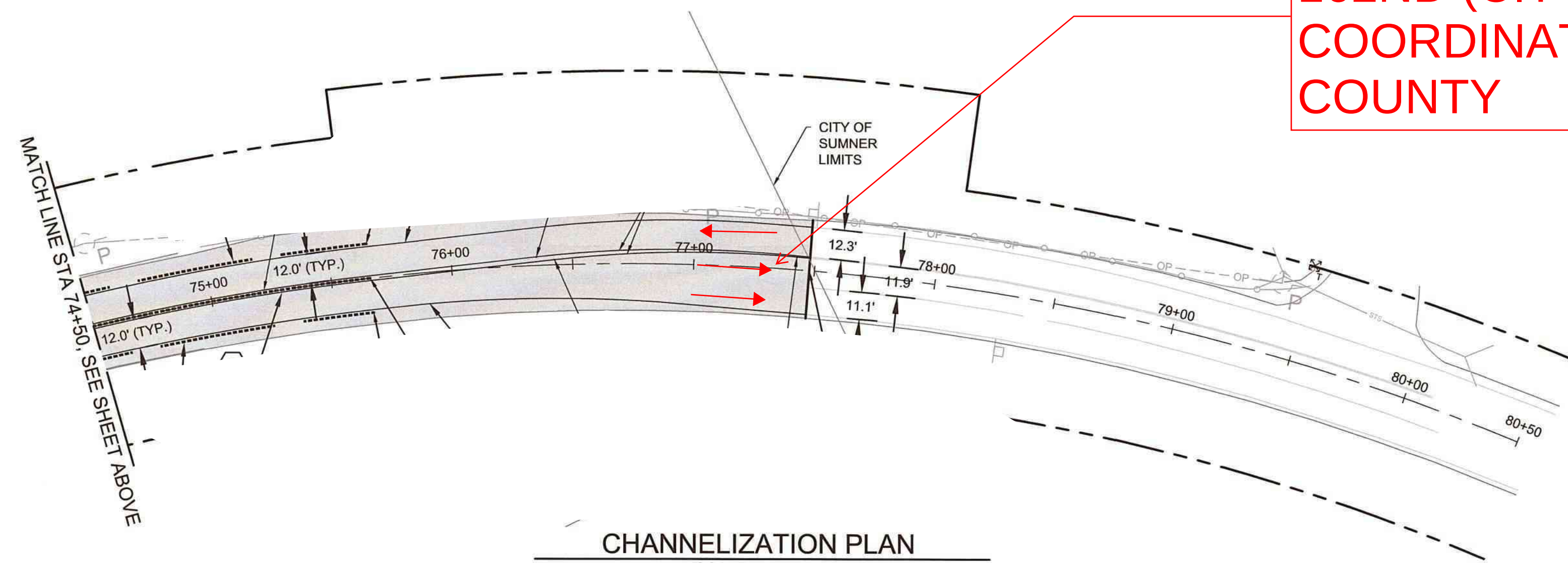
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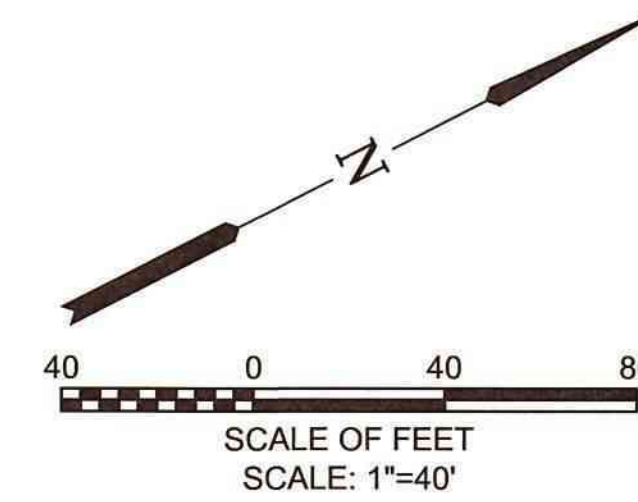
CHANNELIZATION PLAN
SCALE: 1"=40'



LANE CONFIGURATION AT
162ND (CITY LIMITS) BEING
COORDINATED WITH PIERCE
COUNTY



CHANNELIZATION PLAN
SCALE: 1"=40'



CITY OF
SUMNER
WASHINGTON

VERIFY SCALES
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DRAWN BY:
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SCALE:
AS NOTED

CITY OF SUMNER
SUMNER TAPPS HIGHWAY RESURFACING PROJECT

CHANNELIZATION PLAN
STA 64+50 TO STA 80+50

DRAWING NO.
CH-06
SHEET NO.
21 OF 24

CITY COUNCIL AGENDA CALENDAR**Updated January 12, 2021**

CA – CONSENT AGENDA	ES – EXECUTIVE SESSION	NB – NEW BUSINESS
UB – UNFINISHED BUSINESS	P – PRESENTATION	PH – PUBLIC HEARING PR - PROCLAMATION

JANUARY 25 (SCM) (SS - Canceled)

Council Appointment & Interviews

FEBRUARY 1 (RCM)

P New Councilmember Swearing In
 CA Stewart Road Final Design Consultant Supplement
 NB Resolution No. XXXX – Operations Center Funding Intent
 NB Resolution No. XXXX - Refuse Rate Increase
 NB Ordinance No. XXXX – Amending Refuse Code
 NB Resolution No. XXXX – White River Restoration Funding Intent
 NB Ordinance No. XXXX - Budget Amendment – Parks

FEBRUARY 8 (SS)

- 2020 Comprehensive Plan Amendments

FEBRUARY 16 (Tuesday) (RCM)

NB Ordinance No. XXXX - Parking Code Text Amendments
 NB Amazon Donation
 CA Shops Facility Design Consultant Supplement
 CA 2021-2022 On-Call Consultant Services Contract Awards

FEBRUARY 22 (SS)

- Ordinance No. XXXX - Street Tree Code Revisions
- Ordinance No. XXXX – Sidewalks

MARCH 1 (RCM)**MARCH 8 (SS)**

- Sound Transit Realignment Update

MARCH 15 (RCM)**MARCH 22 (SS)**

- SBLSD Family Center
- 2020 Financial Year End Review

Pending

MISC.	MISC.	WHITE RIVER RESTORATION PROJECT
ROW Vacation Code Amendment		PH - Surplus Utility Property South of 24 th Street East
LEOFF 1 Policies	Contract Approval Code Amendment	UB - Resolution No. XXXX - Surplus Utility Property South of 24 th St E
Emergency Management Code Update		PSA Golf Course Extention
Cable Franchise Agreement		
Sign Code Update		BNSF Agreement
Raffle Repeal SMC 904		CWA Agreement
CTR Ordinance Update		CA - Water Rights Cost Reimbursement Agreement

Update electronic signatures code		
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January 2021

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2
				RECOGNIZED HOLIDAY CITY HALL CLOSED	
4	5	6	7	8	9
6:00PM Regular Council Meeting (Virtual)	4:00 PM Public Works Committee (Virtual)	5:30PM Finance Committee (Virtual)	6:00PM Planning Commission (Virtual)		
11	12	13	14	15	16
6:00PM Study Session (Virtual)		6:30PM Design Commission (Virtual)	4:30PM Forestry/Parks Commission (Virtual)		
18	19	20	21	22	23
RECOGNIZED HOLIDAY CITY HALL CLOSED	6:00PM Regular Council Meeting (Virtual) 6:00PM Special Study Session (Virtual)	5:00PM Public Safety Committee (Virtual)			
25	26	27	28	29	30
6:00PM Study Session Special Council Meeting (Virtual)		5:00PM CD Committee (Virtual)	5:30PM Arts Commission (Virtual)		

*Meeting dates and times may change. Please contact City Hall to confirm this information prior to any meeting you plan to attend. **These meetings are accessible to persons with disabilities.** For individuals who require special accommodations, please contact City Hall at (253) 299-5500, 24 hours in advance.*

Name: Michelle Converse, CMC

Title: City Clerk

City of Sumner
1104 Maple Street
Sumner, Washington 98390
Ph: (253) 299-5500 Fax: (253) 299-5509
Website: **www.sumnerwa.gov**

February 2021

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5	6
6:00PM Regular Council Meeting (Virtual)	4:00 PM Public Works Committee (Virtual)		6:00PM Planning Commission (Virtual)		
7	8	9	10	11	12
6:00PM Study Session (Virtual)		5:30PM Finance Committee (Virtual)	4:30PM Forestry/Parks Commission (Virtual)		
15	16	17	18	19	20
RECOGNIZED HOLIDAY CITY HALL CLOSED	6:00PM Regular Council Meeting (Virtual)	5:00PM Public Safety (Virtual) 5:30PM Design Commission (Virtual)			
22	23	24	25	26	27
6:00PM Study Session (Virtual)		5:00PM CD Committee (Virtual)	5:30PM Arts Commission (Virtual)		
29	30				30

*Meeting dates and times may change. Please contact City Hall to confirm this information prior to any meeting you plan to attend. **These meetings are accessible to persons with disabilities.** For individuals who require special accommodations, please contact City Hall at (253) 299-5500, 24 hours in advance.*

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