

**CITY OF SUMNER
Council Meeting
Minutes – June 7, 2021**

CALL TO ORDER

The Sumner City Council met in regular session at 6:01pm, with Mayor William L. Pugh presiding. City Hall remains closed during Governor Inslee's "Healthy Washington – Roadmap to Recovery" order, a consequence of the Covid-19 pandemic. The Mayor, Council and staff members attended through ZOOM either telephonically or through their computer. The public was allowed to attend via ZOOM, PCTV livestream and by telephone.

Staff present via electronic device: City Administrator Jason Wilson, City Attorney Andrea Marquez, Assistant City Attorney Christy Palmer, Communications Director Carmen Palmer, Community Development Director Ryan Windish, Public Works Director Mike Dahlem, Administrative Services Director Jeff Steffens, Chief Financial Officer Kassandra Raymond, City Engineer Michael Kosa, Police Chief Moericke, Community Services Manager Derek Barry, Public Works Manager Andrew Leach and City Clerk Michelle Converse.

Mayor and Councilmembers present via electronic device: Mayor Bill Pugh, Councilmembers Bitetto, Brown, Hamilton, Hayden, Hochstatter, Neuman and Reed.

CONSENT AGENDA

1. Approval of the minutes from the regular council meeting of May 17, 2021, and May 24, 2021 study session
2. Sidewalk Improvements - Construction Contract Award
3. ESN Salmon Creek Cutover - Design/Construction Management Consultant Agreement
4. Resolution No. 1584 - Amendment to Interlocal Agreement - School Resource Officer
5. Approval of an Employee Separation Agreement

COUNCILMEMBER REED REMOVED ITEM #2.

COUNCILMEMBER HOCHSTATTER REMOVED ITEM #3.

DEPUTY MAYOR HAYDEN MOVED TO ADOPT ITEMS #1, 4 & 5 SECONDED BY HOCHSTATTER. PASSED BY VOICE VOTE.

MOVED BY REED SECONDED BY HOCHSTATTER TO APPROVE ITEM #2, SIDEWALK IMPROVEMENTS – CONSTRUCTION CONTRACT AWARD.

Public Works Manager Andrew Leach addressed the Council regarding this project.

Discussion ensued.

PASSED BY VOICE VOTE.

MOVED BY HOCHSTATTER SECONDED BY HAYDEN TO APPROVE ITEM #3, ESN SALMON CREEK CUTOVER – DESIGN/CONSTRUCTION MANAGEMENT CONSULTANT AGREEMENT.

City Engineer Michael Kosa addressed the Council regarding this project. There was a Scrivener's Error which Mr. Kosa identified in the Agenda Bill.

PASSED BY VOICE VOTE.

PUBLIC HEARING

Sumner Bonney Lake School District Development Agreement

Mayor Pugh opened the Public Hearing at 6:21pm. He called on City Attorney Andrea Marquez to address the item.

The Sumner-Bonney Lake School District is undertaking an extensive, and phased, project to modernize and replace the current Sumner High School facility. The project required the District to re-apply for a conditional use permit (CUP) due to the major modifications to the project since the District received its 2018 CUP permit. To ensure some level of certainty related to the rules, regulations and fees that will govern the phased modernization project, the District requested a development agreement (DA) to enable it to vest to certain zoning and development regulations, including impact fees, currently in place. The term of the agreement is 10 years. Pursuant to the process outlined in SMC 18.20.040(B)(1), the City's hearing examiner heard from both the City and the District regarding the development agreement during the same hearing he was presented with the CUP application. The Hearing Examiner reviewed and considered the terms of the Development Agreement, and on May 13, 2021, he issued a recommendation that the City Council approve the DA with the District. Upon approval of the Development Agreement, the Hearing Examiner can issue his decision on the Conditional Use Permit. Development Agreements are specifically authorized by RCW 36.70B.170-210 and SMC 18.20 as a proper exercise of a City's police power. The DA will be on the agenda for the regular council meeting on June 21st.

Mayor Pugh closed the Public Hearing at 6:29pm.

UNFINISHED BUSINESS

There was none tonight.

PUBLIC COMMENT

There was none tonight.

NEW BUSINESS

Ordinance No. 2777 - Amendments to the Sumner Municipal Code 2.76 Relating to Emergency Management

MOVED BY BITETTO, SECONDED BY NEUMAN TO ADOPT ORDINANCE NO. 2777 - AMENDMENTS TO THE SUMNER MUNICIPAL CODE 2.76 RELATING TO EMERGENCY MANAGEMENT.

City Attorney Andrea Marquez addressed the Council.

This ordinance makes needed changes and clarifications to the existing code as it relates to emergency management responsibilities in the City of Sumner.

Council asked clarifying questions.

PASSED BY VOICE VOTE.

Ordinance No. 2779 - Amending Sumner Municipal Code 8.08 Relating to Firework Sales and Displays

MOVED BY BITETTO, SECONDED BY HAMILTON TO ADOPT ORDINANCE NO. 2779 AMENDING SMC 8.08 RELATING TO FIREWORK SALES AND DISPLAYS.

Assistant City Attorney Christy Palmer addressed the Council.

Updates to this code were necessary following the changes made in the new Interlocal with East Pierce and the change in roles and responsibilities as it relates to permitting and inspecting firework sales and public displays.

PASSED BY VOICE VOTE.

Ordinance No. 2780 - Amending Animal Control Sumner Municipal Code 6.04

MOVED BY BITETTO, SECONDED BY REED TO APPROVE ORDINANCE NO. 2780 - AMENDING ANIMAL CONTROL SUMNER MUNICIPAL CODE 6.04.

Assistant City Attorney Christy Palmer addressed the Council.

This ordinance updates and amends SMC 6.04 relating to dangerous dog definitions and time limitations on deposit refunds for pet alterations.

PASSED BY VOICE VOTE.

Ordinance No. 2781 - Amending Animal Control Code Sumner Municipal Code 6.10

MOVED BY BITETTO, SECONDED BY REED TO APPROVE ORDINANCE NO 2781 - AMENDING SUMNER MUNICIPAL CODE 6.10 - ANIMAL CONTROL CODE.

Assistant City Attorney Christy Palmer addressed the Council.

This ordinance updates and amends SCM 6.10 relating to dangerous dogs relocating into the City of Sumner and creates the opportunity to have that designation vacated.

PASSED BY VOICE VOTE.

Resolution No. 1585 - Qunell Park Land Donation

MOVED BY HAYDEN, SECONDED BY HOCHSTATTER TO APPROVE RESOLUTION NO. 1585 ACCEPTING THE DONATION OF PARCEL 0420251153 FROM THE QUNELL FAMILY AND AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO FINALIZE THE DONATION.

Community Services Manager Derek Barry addressed the Council.

The 2018 Parks & Trail Plan identified areas of Sumner that were underserved with our park and trail network. We then identified developable lands that could fill these needs. Shortly after adopting the plan the City reached out to several of those landowners to discuss the possibility of selling their land to the City. We recently communicated with the Qunell family who offered to donate a parcel to the City with the understanding that the property will become a park named after the Qunell family for the benefit of the community. The City looks forward to the design and development of the property and expansion of the City's park system.

PASSED BY VOICE VOTE.

Ordinance No. 2778 - Code Clean Up re: East Pierce Fire & Rescue References

MOVED BY BITETTO, SECONDED BY HOCHSTATTER TO APPROVE ORDINANCE 2778 REMOVING OUTDATED AND UNNECESSARY REFERENCES TO EAST PIERCE FIRE AND RESCUE FROM NUMEROUS PROVISIONS OF THE SUMNER MUNICIPAL CODE CONSISTENT WITH THE AMENDED INTERLOCAL AGREEMENT BETWEEN EAST PIERCE FIRE AND RESCUE AND THE CITY.

City Attorney Andrea Marquez addressed the Council.

Many provisions of the Sumner Municipal Code refer to East Pierce Fire and Rescue (EPFR) and grant a variety of obligations or authorities to EPFR representatives. The City's interlocal agreement with EPFR has been substantially modified to remove EPFR from the majority of the permitting and review process to better reflect the City's and EPFR's operational needs. In addition, there are old EPFR references in other less common provisions of the code that are either outdated or were never followed, so clean up is necessary. This ordinance removes EPFR from the City administrative functions that no longer require the involvement of EPFR representatives, and updates the authorities accordingly.

PASSED BY VOICE VOTE.

COUNCIL REPORTS

Councilmember Reed thanked the Qunell family for the generous donation.

Councilmember Bitetto visited the YMCA sponsored Healthy Kids Day on Saturday, June 5th, 2021, it was good to see the number of attendees. She reminded everyone that the YMCA is open and they are following the COVID-19 guidelines, so some of their programs are not available yet. But if people get vaccinated – things will open up!

Councilmembers Neuman, Brown, Hochstatter and Deputy Mayor Hayden had no reports tonight.

Councilmember Hamilton thanked the Qunell family as well, that area of the City can use a park.

CITY ADMINISTRATOR

City Administrator Jason Wilson reported on the following:

Upcoming Policy Issues:

- Next Week's Study Session
 - UW Tacoma students will present their final report on the Main Street Visioning Project.
- Next Regular Council Meeting on June 21st
 - Ordinance adopting the Development Agreement between the City and the SBLSD regarding the Sumner High School Modernization Project
 - Ordinance amending the Cities Personnel Policies related to State Retirement Benefits

Personnel Issues:

- I want to thank Assistant Attorney Christy Palmer. If you weren't aware, Christy was heavily recruited by Kitsap County to fill a Litigation Supervisor position. Tonight, is her last regular council meeting. It has been a pleasure working with her for the past three years and she will be greatly missed. We wish her luck in her new venture.

Policy Follow-Up:

- Portable restrooms at Loyalty, Siebenthaler and Rainier View have been reinstalled. We continue to seek more permanent solutions to the portable restroom vandalism issue.

MAYOR REPORT

Mayor Pugh spoke about the efficiency of the council meetings. Items are taken to committee and study session prior to the council meetings, which helps with the efficiency of council meeting, He also thanked Delano's Coffee. Last week the City met with Representative Marilyn Strickland and met her at Delano's in one of their conference rooms. As always, they were generous hosts and he thanked them for stepping up and showing her what Sumner is made of – great partnerships.

EXECUTIVE SESSION

Mayor Pugh adjourned into Executive Session at 6:58pm for the purposes of discussing with legal counsel labor negotiations, pursuant to RCW 42.30.140(4), for a period of 20 minutes with action to follow. He reconvened the meeting into regular session at 7:20pm.

2021-2022 Collective Bargaining 2021-2022 Collective Bargaining Agreement with the Police Guild Support Services

COUNCILMEMBER REED MOVED TO AUTHORIZED THE MAYOR TO ENTER INTO THE 2021-2022 COLLECTIVE BARGAINING 2021-2022 COLLECTIVE BARGAINING AGREEMENT WITH THE POLICE GUILD SUPPORT SERVICES. SECONDED BY HAMILTON.

Administrative Services Director Jeff Steffens addressed the Council.

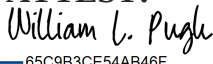
PASSED BY VOICE VOTE.

ADJOURNMENT

With no further business before the Council, the Mayor adjourned the meeting at 7:23pm. Councilmembers concurred.

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William L. Pugh, Mayor

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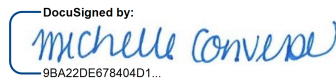
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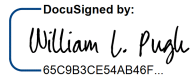
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