

CITY COUNCIL REGULAR MEETING MINUTES Monday, December 16, 2013 at 7:00 p.m. Camas City Hall, 616 NE 4th Avenue

NOTE: There are two public comment periods included on the agenda. Anyone wishing to address the City Council may come forward when invited; please state your name and address. Public comments are typically limited to three minutes, and written comments may be submitted to the City Clerk. Special instructions for public comments will be provided at the meeting if a public hearing or quasi-judicial matter is scheduled on the agenda.

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Present: Greg Anderson, Don Chaney, Linda Dietzman, Tim Hazen, Steve

Hogan, Melissa Smith, and Shannon Turk

Staff: Jerry Acheson, Kristin Berquist, Phil Bourquin, James Carothers,

Sherry Coulter, Jennifer Gorsuch, Cathy Huber Nickerson, Mitch

Lackey, Paul Lewis, David Schultz, and Nick Swinhart

Press: Heather Acheson, Camas-Washougal Post Record

IV. PUBLIC COMMENTS

Ross Hollister, 1700 NW 112th Street, Vancouver, WA commented about the actions of C-Tran.

V. CONSENT AGENDA

A. Approved the minutes of the December 2, 2013, Camas City Council Meeting and the December 2, 2013, Work Session Minutes.

Council Minutes 12-2-13

Workshop Minutes 12-2-13

- **B.** Approved claim checks 119305 119490 in the amount of \$1,276,994.59 as approved by the Finance Committee.
- C. Authorized the Mayor to sign the Foster Pepper, PLLC, Engagement Letter and Conflict Waiver for legal services. (submitted by Cathy Huber Nickerson)
- D. Authorized the Mayor to sign the Regional Justice Information Network Intergovernmental Agreement and to forward it to the City of Portland. The City of Portland is coordinating a bi state police records management system that is currently under development. The database will be the primary resource used to write, collect and disseminate police reports and all associated data. The City of Camas currently receives similar services from Clark County. When this new Portland Police system is developed, Clark County will be moving to it, along with over 30 other law enforcement agencies. Camas Police Department has agreed to move to the new system when it comes online in 2015. Fees and costs for the first two years are being paid by Clark County to encourage the agencies participation. The City of Portland needs a commitment from participating agencies to move forward in their planning process. This agreement is a necessary step towards joining the new system and it provides Portland with an assurance of those agencies desiring to move forward. The City Attorney has reviewed this agreement in a draft form and did not have any issues with it. This item was taken to Council Workshop on December 2, 2013. (submitted by Mitch Lackey)

RegJIN Master IGA 🦠

E. Authorized the Mayor to sign Change Order No. 1 for Project WS-720A 2013 STEP Tank Pumping to AAA Septic Service, LLC, in the amount of \$2,423.82. This change order compensates the contractor for the required changes to the STEP disposal site and pumping conditions for the remaining 52 tanks included in this contract. In response to a request by the Department of Ecology, Camas staff has directed the contractor to dispose of all Septic Tank Effluent Pumping (STEP) System material at the Wastewater Treatment Plant in lieu of various sewer system manholes located throughout Camas. This has resulted in a longer haul and longer unloading duration. (submitted by James Carothers)

WS-720A Change Order 1 🦠

F. Authorized Pay Estimate No. 8 for Project WS-720A STEP Tank Pumping to AAA Septic Services, LLC, in the amount of \$11,324.89 for work completed through November 30, 2013. This project is budgeted and fully funded. (submitted by James Carothers)

WS-720A Pay Estimate No. 8 🦠

G. Authorized Pay Estimate No. 8 for Project WS-713 Wastewater Treatment Facilities Improvements, Phase 2B, to Contractors Northwest, Inc., in the amount of \$331,907.70 for work completed through December 6, 2013. (submitted by James Carothers)

WS-713 Pay Estimate No. 8 🦠

H. Authorized Pay Estimate No. 9 for Project S-545 NW 38th Ave./SE 20th St. Street Improvements, Phase 1 to Tapani, Inc., in the amount of \$78,298.75. This is for work completed between November 9, 2013, and December 10, 2013. (submitted by Anita Ashton)

S-545 Pay Estimate No. 9

I. Authorized the Retainage Release for Project P-874A Louis Bloch Park Restroom Improvements to Michael Green Construction, Inc,. in the amount of \$6,884.30. All contract documentation has been received from the contractor and all required releases have been secured. This project was funded by a Community Development Block Grant (CDBG). (submitted by James Carothers)

P-874A Pay Est. 5 - Final 🦠

- J. Authorized the write-off of the November 2013 Emergency Medical Services Billings in the amount of \$66,366.55. 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 Cathy Huber Nickerson)
- K. Authorized the Mayor to sign Change Order No. 3 for Project P-862 Lacamas Lake Lodge to JWC, LLC, in the amount of \$42,160.59. Change Order No. 3 provides compensates to the contractor, JWC, LLC, for a number of significant changes to the architectural building plans for the Lacamas Lake Lodge Project. These items are summarized as follows: (A) Install additional solid-core door and other fixtures required to provide security for the kitchen facilities, totaling \$2,401.55. (B) Relocate various plumbing fixtures, add plumbing fixtures, modify the commercial range specifications to include required equipment, furnish and install a fixed access and maintenance ladder structure, and install a coiled security door for the kitchen pass-through opening, totaling \$14,919.62. (C) Install additional disabled access walkway, furnish and install additional electrical receptacles and related equipment to accommodate AV projector and

screen, and install fire alarm equipment as required to comply with Fire Code requirements, totaling \$10,692.32. (D) Modify lodge interior walls, glass, and related appurtenances to provide for functional interior work spaces for two employees, totaling \$10,880.04. All items subtotal to an amount of \$38,893.53 plus sales tax of \$3,267.06 for a total of \$42,160.59 (submitted by James Carothers)

P-862 Change Order No. 3

L. Authorized the Mayor to sign the Developer Agreement between Lennar Northwest, Inc., (Developer) and the City of Camas for a Grand Ridge Pump Station Upgrade. The Breckenridge Subdivision was required to perform a basin analysis. Through that process, it has been determined the pump station upgrades will restore the design capacity for the station, as well as provide capacity for additional flows beyond the Breckenridge Subdivision. Based on mutual benefit, this agreement defines the shared responsibilities of the developer and the City. (submitted by Eric Levison and James Carothers)

Grand Ridge Pump Station Developer's Agreement 🦠

М. Authorized the Mayor to sign the Camas Washougal Economic Development Association (CWEDA) Interlocal Agreement (ILA). This is an Interlocal Agreement between the Port of Camas-Washougal and the cities of Camas and Washougal to continue the joint Camas Washougal Economic Development Association. On June 6, 2011, the cities of Camas and Washougal and the Port of Camas-Washougal entered into this Interlocal Agreement to create CWEDA to provide economic development services to promote long-term economic growth by expanding existing business to East Clark County. This initial agreement covered the start-up of the CWEDA. The agreement was updated on March 5, 2012, and the current agreement expires at the end of 2013. The proposed ILA renews the current agreement. The proposed term of the agreement is in perpetuity and maintains the annual option to terminate with notice by September 1st of each year with termination effective the following year. The mutual financial commitment remains at \$200,000 with Camas responsible for 25% or \$50,000. (submitted by Phil Bourquin)

CWEDA Interlocal Agreement >>>

N. Authorized the Mayor to sign the Professional Services Agreement with Colliers International. The agreement is for appraisal services. (submitted by Jerry Acheson)

Additional Information (attachment added December 16, 2013)

O. Authorized the Mayor to sign the Professional Services Contract for Knapp, O'Dell and MacPherson Legal Services. This is a professional services contract for legal services to be provided to the City of Camas for services commencing January of 2014. (submitted by Jennifer Gorsuch)

Knapp, O'Dell and MacPherson PSC >>>

P. Approved the Official 2014 City of Camas Legislative Shortlist. This topic was previously discussed during the November 18th and December 16th Council Workshops and the December 2, 2013, Council Meeting. (submitted by Mayor Higgins)

2014 Legislative Shortlist DRAFT >>>

Q. Authorized the Mayor to sign Amendment No. 2 for the K-20 Intergovernmental Agreement. The K-20 Network provides internet connectivity and support services. This amendment changes the billing cycle for the K-20 Network circuit charges, changes the termination terms, and amends Exhibit A with the new charges. The circuit co-pay is less than previous charges. (submitted by David Zavortink)

Library Intergovernmental Agreement 🦠

R. Authorized the Mayor to sign the Professional Service Agreement with Pacific Groundwater Group. This contract provides for the closeout of the Department of Ecology's (Ecology) well monitoring requirements for Well No. 14, and is a request to Ecology for minor modifications to the Jones/Boulder Creek water rights to assist the new water slow sand plant fall startup. The contract amount is not to exceed \$16,320. (submitted by Eric Levison)

Pacific Groundwater Group Contract >>>

It was moved by Don Chaney, seconded by Melissa Smith to approve the Consent Agenda. The motion carried unanimously.

NOTE: Any item on the Consent Agenda may be removed from the Consent Agenda for general discussion or action.

VI. NON-AGENDA ITEMS

A. Staff

There were no comments from staff.

B. Council

Chaney commented on the solidarity of City of Camas employees through a difficult year.

VII. MAYOR

A. Announcements

Mayor agreed with Chaney's comments about Camas staff.

Chaney and Mayor thanked Paul Lewis for the services he provided to the City.

B. Camas City Council 2014 Committee Appointments

2014 Committee Appointments >>>

It was moved by Melissa Smith, seconded by Greg Anderson to appoint Councilmember Steve Hogan to serve as Mayor pro-tem for the year 2014. The motion carried with Steve Hogan abstaining from the vote.

It was moved by Don Chaney, seconded by Melissa Smith that 2014 Camas City Council Committee Appointments, as recommended by the Mayor, be adopted. The motion carried unanimously.

C. Appointments to Boards and Commissions

2014 Boards and Commissions Appointments S

It was moved by Melissa Smith, seconded by Shannon Turk to approve the Mayor's recommendations to the City's boards and commissions. The motion carried unanimously.

D. Council Confirmation Vote of Mayor's Appointment to the Position of City Administrator

It was moved by Shannon Turk, seconded by all the Council members simultaneously, to confirm the Mayor's appointment of Pete Capell as the Camas City Administrator beginning January 6, 2014. The motion carried unanimously.

E. Oath of Office for Councilmembers Hogan, Smith, and Turk

Hogan Oath of Office (attachment added 12-16-13)

Smith Oath of Office (attachment added 12-16-13)

Turk Oath of Office (attachment added 12-16-13)

Assistant City Attorney David Schultz administered the Oath of Office for three year terms of office beginning January 1, 2014, and ending December 31, 2017, for Shannon Turk in Position 2 of Ward 3, for Steve Hogan in Position 2 of Ward 2, and Melissa Smith in Position 2 of Ward 1.

VIII. COMMUNITY DEVELOPMENT

A. Public Hearing regarding Ordinance No. 2679 Establishing a Moratorium on the Establishment, Location, Operation, Maintenance or Continuation of Marijuana Retail Sales Facilities, Processing Facilities, Manufacturing Facilities and Growing Facilities

Details: City Council approved Ordinance No. 2679 on November 4, 2013, declared an emergency and pursuant to RCW 36.70A.390 and RCW 35.63.200 set a public hearing date of no later than December 16, 2013 on the adopted moratorium established by this ordinance.

Department/Presenter: City Attorney's office and Community Development Department staff will be available.

Ordinance 2679

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

Mayor closed the public hearing at 7:25 p.m. as there was no one from the public who wished to speak.

It was moved by Linda Dietzman, seconded by Steve Hogan to to reaffirm Camas Municipal Ordinance No. 2679. The motion carried unanimously.

IX. FINANCE

A. Resolution No. 1282 Interfund Loan from the Growth Management Act (GMA) Fund to the NW 38th Avenue Construction Fund

Details: This resolution is to authorize the NW 38th Avenue Construction Fund to borrow funds from the GMA Fund and providing for a repayment of said loan by December 31, 2014, with interest on the declining balance of 1% per annum in the amount not to exceed \$1,000,000.

Department/Presenter: Cathy Huber Nickerson, Finance Director

It was moved by Shannon Turk, seconded by Melissa Smith that Resolution No. 1282 be read by title only. The motion carried unanimously.

It was moved by Shannon Turk, seconded by Don Chaney to adopt Resolution No. 1282. The motion carried unanimously.

B. Resolution No. 1283 Interfund Loan from the Growth Management Act (GMA) Fund to the Friberg Street Construction Fund

Details: This resolution is to authorize the Friberg Street Construction Fund to borrow funds from the GMA Fund and providing for a repayment of said loan by December 31, 2014, with interest on the declining balance of 1% per annum in the amount not to exceed \$500,000.

Department/Presenter: Cathy Huber Nickerson, Finance Director

Resolution No. 1283

It was moved by Shannon Turk, seconded by Steve Hogan that Resolution No. 1283 be read by title only. The motion carried unanimously.

It was moved by Shannon Turk, seconded by Steve Hogan to adopt Resolution

No. 1283. The motion carried unanimously.

C. Resolution No. 1284 Interfund Loan from the General Fund to the Emergency Management Services (EMS) Fund

Details: This resolution is to authorize the EMS Fund to borrow funds from the General Fund and providing for a repayment of said loan by December 31, 2014, with interest on the declining balance of 1% per annum in the amount not to exceed \$1,000,000.

Department/Presenter: Cathy Huber Nickerson, Finance Director

Resolution No. 1284

It was moved by Shannon Turk, seconded by Steve Hogan that Resolution No. 1284 be read by title only. The motion carried unanimously.

It was moved by Greg Anderson, seconded by Tim Hazen that Resolution No. 1284 be adopted. The motion carried unanimously.

X. FIRE

A. Interlocal Agreement (ILA) for Continuation of Joint Emergency Services with the City of Washougal

Details: Since July 2011, the cities of Washougal and Camas have been operating a joint Fire and Emergency Management Systems (EMS) Department pursuant to the terms of an Interlocal Agreement for trial consolidation. This agreement has supplemented the "three party" agreement between Washougal, Camas, and East County Fire and Rescue for ambulance services. The current ILA between Washougal and Camas for the trial consolidation of fire departments expires at the end of 2013. The "three party" agreement expires at the end of 2014. During the trial consolidation, an ad hoc committee comprised of three council members from each community has been meeting to review alternatives for the continued partnership between Washougal and Camas for these services. Initial consideration was given to the possibility of forming a Regional Fire Authority (RFA). The ad hoc group determined to recommend not pursuing a RFA, instead, opting for a model for a longer term consolidation through a contract for services. The attached ILA represents the culmination of the ad hoc committee's work and recommendation to the full councils, and reflects input received at the joint session held on December 2, 2013. The proposed ILA provides for a ten year contract for services and details provisions relating to all aspects necessary for the agreement. In support of the ad hoc group, the proposed ILA was prepared and reviewed by City staff, including the Camas City Administrator, Camas Administrative Consultant Paul Lewis, both Finance Directors, the Fire Chief and Command Staff, and Consultant Don Bivens, former Vancouver Chief, was retained by Washougal to review and provide assistance with the proposed ILA.

Department/Presenter: Paul Lewis, Consultant and Nick Swinhart, Fire Chief

Draft Interlocal

Interlocal FINAL

Interlocal Agreement Revision Summary

It was moved by Greg Anderson, seconded by Linda Dietzman to authorize and direct the Mayor to sign the Interlocal Agreement with the City of Washougal. The motion carried unanimously. Mayor Higgins made closing comments about the integrity of Camas staff in backing the interlocal agreement with Washougal.

XI. HUMAN RESOURCES

A. Office and Professional Employees International Union, AFL-CIO (Local 11), Bargaining Agreement for the Three-Year Period beginning January 1, 2014, and ending December 31, 2016

Details: This has been previously discussed and guided by City Council and has been the subject of closed sessions on labor negotiations. The agreement is with Local 11 which represents employees of the Camas Public Library. Local 11 has ratified the labor agreement.

Department/Presenter: Jennifer Gorsuch, Acting City Administrator

Local 11 Bargaining Agreement S

It was moved by Don Chaney, seconded by Greg Anderson to ratify the agreement with Local 11 and to authorize the Mayor and City Administrator to sign the Local 11 Contract. The motion carried unanimously.

Mayor thanked John Goaring, Union Steward, and Maurine Colvin, Union Representative, for their work on the Local 11 Contract.

XII. PUBLIC COMMENTS

There were no comments from the public.

XIII. EXECUTIVE SESSION

A. Potential Litigation

The meeting recessed at 7:47 p.m. for discussion about potential litigation for an estimated 15 minutes. No further action was taken.

XIV. ADJOURNMENT

The meeting adjourned at 8 p.m. and Council went into a closed session to discuss labor negotiations.

XV. CLOSED SESSION (item added 12-12-13 at 2:21 p.m.)

A. Labor Negotiations

NOTE:	The City of Camas welcomes and encourages the participation of al	ll 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. I	For more
	information, please call 360.834.6864.	

Quick Preview of Agenda and Supporting Documents - Posted 12-12-13

Council Agenda with Supporting	Documents	(large file	- it may	take a	few
minutes to upload)					

Mayor	City Clerk