



CITY COUNCIL MEETING MINUTES

November 6, 2017 7:00 PM

I. CALL TO ORDER

A. Pledge of Allegiance

Mayor Nancy Backus called the meeting to order at 7:00 p.m. in the Council Chambers of Auburn City Hall, 25 West Main Street, and led those in attendance in the Pledge of Allegiance.

B. Roll Call

City Councilmembers present: Deputy Mayor Largo Wales, Bob Baggett, John Holman, Bill Peloza, Yolanda Trout-Manuel, and Rich Wagner. Councilmember Claude DaCorsi was excused.

Mayor Nancy Backus was in attendance, and the following department directors and staff members were also present: Finance Director Shelley Coleman, City Attorney Daniel B. Heid, Assistant City Attorney Jessica Leiser, Chief of Police Bob Lee, Innovation and Technology Director Paul Haugan, Assistant Director of Innovation and Technology Ashley Riggs, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Community Development and Public Works Director Kevin Snyder, Human Resources and Risk Management Director Rob Roscoe, Real Property Analyst Josh Arndt, Director of Administration Dana Hinman, Economic Development Manager Doug Lein, Human Services Program Coordinator Duanna Richards, Parks, Arts and Recreation Director Daryl Faber, and City Clerk Danielle Daskam.

II. ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS

A. Entrepreneurship Week Proclamation

Mayor Backus to proclaim November 13-19, 2017 as "Entrepreneurship Week" in the city of Auburn.

Mayor Backus read and presented a proclamation declaring November 13-19, 2017 as Entrepreneurship Week in the city of

Auburn to Auburn Mountainview High School students Emily Cookston, Emily Watling and Simran Sandhu.

B. Small Business Saturday Proclamation

Mayor Backus to proclaim Saturday, November 25, 2017, as Small Business Saturday in the city of Auburn.

Mayor Backus read and presented a proclamation declaring November 25, 2017, as Small Business Saturday in the city of Auburn to Auburn Area Chamber of Commerce president and chief executive officer, Julia Jordan. Mayor Backus urged all residents to support small businesses and merchants on November 25 and throughout the year.

C. GIS Day Proclamation

Mayor Backus to proclaim November 15, 2017 as GIS Day in the city of auburn.

Mayor read and presented a proclamation declaring November 15, 2017 as GIS Day in the city to City of Auburn Assistant Director of Innovation and Technology Ashley Riggs.

D. Introduction of Special Guests from Tamba, Japan

Mayor Backus welcomed several special guests from the City's Sister City, Tamba, Japan. The group included members of the Tamba International Association, who help coordinate the annual Youth Ambassador exchange program, as well as businessmen and economic development staff from Tamba City. Mr. Glenn Tamai introduced each guest:

Mr. Naoki Yamaguchi – Chairman, Tamba International Association

Mr. Takeshi Kamei – Vice Chairman, Tamba International Association

Mrs. Midori Kamei – Spouse

Mr. Masami Yamoto – Board member, Tamba International Association

Mr. Yoshiyuki Yamaguchi – Board member, Tamba International Association/travel agency

Ms. Noriko Kondo – City official/in charge of Economic Development

Ms. Yumi Adachi – City official/economic development

Mr. Shuzo Nishiyama – Businessman/sake maker

Mr. Kyohei Hanada – Businessman/restaurant owner

Ms. Miwako Hata – Parent of former yearlong exchange student

Ms. Harumi Asai – Parent of former Tamba Youth Ambassador

Ms. Kondo, Tamba Economic Development Manager, read a letter from Mayor Shinichi Taniguchi to Mayor Backus.

Also present was Mr. Hideaki Kawachi, Executive Director of the Hyogo Business and Cultural Center in Seattle. Tamba is located in the Hyogo prefecture, which has a Sister State relationship with Washington State.

III. APPOINTMENTS

There was no appointment for Council consideration.

IV. AGENDA MODIFICATIONS

Resolution Nos. 5328 and 5329 were added to the agenda.

V. CITIZEN INPUT, PUBLIC HEARINGS & CORRESPONDENCE

A. Public Hearings

1. Public Hearing on Ordinance No. 6658 and Intent to Modify the Business Improvement Area (BIA) Special Assessment

City Council to conduct a hearing on the proposed modification to the exemptions to the BIA special assessment to address itinerant businesses, home occupations, large-scale nonprofit organizations, and nested businesses

Economic Development Manager Lein explained Ordinance No. 6658 is an amendment to the original BIA ordinance that was adopted in 1988. The BIA Committee of Ratepayers has recommended revisions to clarify exemptions.

Mayor Backus opened the public hearing at 7:29 p.m.

Terri Danz, business location at 102 West Main, Auburn
Ms. Danz spoke against the BIA special assessment. She stated the BIA does not serve her type of business which serves customers worldwide. Ms. Danz stated she would rather support the Auburn Area Chamber of Commerce.

Renee Clark, 3420 Scenic Drive, Auburn

Ms. Clark stated she currently has an art studio in Kent, and she is a member of the small business incubator in Auburn with hopes to have a storefront in Auburn in the future. She compared the cost of doing business in Kent versus Auburn. She spoke against the BIA assessment stating it is a hardship for small start-up businesses.

Julia Jordan, CEO and President of the Auburn Area Chamber of Commerce, Auburn

Ms. Jordan spoke of the difference between the role of the Chamber, the Auburn Downtown Association, and the BIA. She stated the BIA uses its funds to promote the downtown core area.

B. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided

Paula Golbienio, 1815 22nd Way NE, Auburn

Ms. Golbienio spoke about a dangerous dog incident in which her grandson's dog was killed by a pitbull. She spoke in favor of banning pitbulls and submitted a letter regarding the incident.

Alex Ryncarz, 2516 I Street NE, Auburn

Mr. Ryncarz spoke about homeless and Valley Cities Counseling and Consultation. He stated he was thankful for the help he received from Valley Cities but stated the new management is oppressive.

Betty Brun, 2516 I Street NE, Auburn

Ms. Brun also spoke regarding homeless and Valley Cities Counseling and Consultation. She expressed concern for those who are disabled and homeless.

Steve Small, 201 O Street NE, Auburn

Mr. Small spoke regarding the Business Improvement Area (BIA). He spoke in favor of the BIA. Mr. Small also expressed concern with the location of the new Sound Transit parking garage in the downtown area. He stated that an additional parking garage near the Sound Transit station will create significant congestion for those in the downtown area.

C. Correspondence

There was no correspondence for Council review.

VI. COUNCIL AD HOC COMMITTEE REPORTS

Councilmember Baggett, chair of the Finance ad hoc committee that reviews claims and payroll vouchers, reported he and Councilmember Wagner reviewed the payroll vouchers and electronic deposits in the approximate amount of \$2.2 million and claims vouchers and wire transfers in the amount of approximately \$2.6 million for the periods Oct 12, 2017 to Nov 1, 2017 and November 6, 2017, respectively. The ad hoc committee recommends approval of the claims and payroll vouchers as described on the Consent Agenda.

VII. CONSENT AGENDA

All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.

A. Minutes of the June 27, 2016 and July 11, 2016 Study Session Meetings**B. Minutes of the October 16, 2017 Regular City Council Meeting****C. Claims Vouchers**

Claims vouchers 446223 through 446443 in the amount of \$1,905,669.29 and eight wire transfers in the amount of \$691,615.12 and dated November 6, 2017.

D. Payroll Vouchers

Payroll check numbers 537565 through 537586 in the amount of \$432,492.71, electronic deposit transmissions in the amount of \$1,806,549.00 for a grand total of \$2,239,041.71 for the period covering October 12, 2017 to November 1, 2017

E. Call for Public Hearing – 2018 Property Tax Levy Public Hearing

City Council to call for a public hearing to be held on November 20, 2017, to receive public comments and suggestions with regard to possible increases in property taxes

F. Call for Public hearings – Mid-Biennial Review and Modification of the 2017-2018 Biennial Budget

City Council to call for public hearings to be held November 20 and December 4, 2017 to receive public comments and suggestions

with regard to the proposed modifications to the 2017-2018 Biennial Budget, including revenue estimates and possible increases in property taxes

G. Public Works Project No. CP1406

City Council award Contract No. 17-28 to West Coast Signal, Inc. on their low bid of \$448,492.50 for Project No. CP1406, Main Street Signal Upgrades project.

H. Public Works Project No. CP1417

City Council approve Final Pay Estimate No. 5 to Contract No. 16-04 to R.L. Alia in the amount of \$10,883.00 and accept construction of Project No. CP1417, West Hill Springs Improvements Project.

I. Public Works Project No. CP1511

City Council approve Final Pay Estimate No. 3 to Contract No. 17-12 in the amount of \$488,335.14 and accept construction of Project No. CP1511, M Street SE Improvements.

Deputy Mayor Wales moved and Councilmember Holman seconded to approve the Consent Agenda.

MOTION CARRIED UNANIMOUSLY. 6-0

VIII. UNFINISHED BUSINESS

There was no unfinished business.

IX. NEW BUSINESS

A. Sound Cities Association Legislative Agenda

(For clarification of these minutes, this item was discussed after action on Resolution No. 5329.)

City Attorney Heid reminded that earlier today in a special meeting, the City Council discussed the Sound Cities Association (SCA) legislative agenda for 2018. He inquired whether Council would be making any motion regarding the SCA legislative agenda.

Councilmember Wagner moved and Councilmember Holman seconded to adopt in full the Sound Cities Association legislative agenda for 2018.

Councilmember Pelosa memorialized the SCA legislative agenda to include the following topics: 1) Adjust the property tax cap, 2) invest in public health services, and 3) address the housing and homeless crisis. Councilmember Pelosa spoke in favor of the motion and the SCA legislative agenda. Councilmember Pelosa noted that if the property tax cap adjustment is passed by the state legislature, each individual city would make their own decision on whether to increase the property tax cap.

Deputy Mayor Wales expressed support for public health services and housing and homelessness. Deputy Mayor Wales stated that to raise the taxing limit at this time is irresponsible.

Councilmember Wagner moved to amend the motion to exclude the topic of the property tax cap adjustment. Motion was seconded by Deputy Mayor Wales.

Councilmember Holman noted the subject is a legislative agenda that will be forwarded to the legislature and advocated by the Sound Cities Association.

Councilmember Baggett stated he is not in favor of increasing taxes. He noted that the motion is to approve a legislative agenda that the Sound Cities Association can take to the legislature. The property tax cap adjustment may be a revenue that the City may need in the future.

MOTION TO AMEND FAILED. 3-3 Councilmembers Baggett, Holman and Pelosa voted no.

MOTION TO APPROVE THE SCA LEGISLATIVE AGENDA PASSED. 4-2 Deputy Mayor Wales and Councilmember Trout-Manuel voted no.

X. ORDINANCES

A. Ordinance No. 6658

An Ordinance of the City Council of the City of Auburn, Washington, creating a new chapter of the Auburn City Code related to the Auburn Business Improvement Area

Councilmember Wagner moved and Councilmember Baggett seconded to adopt Ordinance No. 6658.

Councilmember Wagner spoke in favor of the ordinance. Councilmember Wagner wondered why the BIA Committee of Ratepayers did not consider start-up businesses as part of the amendments. Councilmember Wagner also questioned whether global businesses that have no store front and are not retail or service should be subject to the BIA assessment.

Deputy Mayor Wales also questioned whether start-up businesses should be addressed in the ordinance.

Councilmember Holman requested clarification on the changes to the ordinance.

Economic Development Manager Lein stated there are 190 businesses within the boundaries of the BIA. The purpose of the BIA is to generate economic activity by, among other things, providing security for public spaces and sponsoring public events in the downtown area. The intent of the ordinance is to create an "environment" in the downtown area. The BIA Committee of Ratepayers' first action was to review the existing ordinance and remedy the inequity in fees. There were 185 businesses paying fees with five to six businesses that were not. The hospital is exempt under the current ordinance. Businesses in the small business incubator are exempt from the BIA assessment.

Megan White, Chair of the BIA Committee of Ratepayers
Ms. White stated she is the owner of a business at 225 Auburn Way North. She spoke in support of the ordinance. She stated that before becoming a member of the BIA Committee of Ratepayers, she was skeptical of the reason for the BIA and the special assessment. She spoke in favor of the proposed ordinance as "baby-steps" to create an ordinance that is more equitable.

In response to a question from Councilmember Trout-Manuel, Economic Development Manager Lein confirmed that payment of the BIA assessment is a condition for obtaining a business license for any business located in the BIA boundaries.

There was brief discussion regarding the timing of the ordinance and the business license renewal process that begins next month and is the means for collecting the BIA assessment.

Deputy Mayor Wales questioned the use of the BIA assessment fees and suggested reducing the business license fee to \$1.00.

Councilmember Holman recommended adopting Ordinance No. 6658 with the caveat that the BIA Committee of Ratepayers look into the rate scheme for small business start-ups.

Councilmember Pelosa recommended referring the ordinance back to the Committee of Ratepayers and address small business start-ups and global businesses.

Councilmember Wagner suggested tabling the ordinance to a date certain in two weeks. He suggested more clarity on the advisory role of the BIA Committee of Ratepayers for improvements in the downtown area.

City Attorney Heid noted there is language in the current and proposed ordinance that allows the BIA Committee of Ratepayers to make recommendations to the City Council on a diverse collection of issues (ACC Section 2.98.090).

Economic Development Manager Lein stated the BIA assessment for a typical small businesses is typically around \$150.00 to \$175.00 per year. He estimated that Main Street storefront businesses pay approximately \$300.00 per year. There are only five or six businesses that would pay the maximum assessment of \$1,500.00 per year. Also, businesses in the small business incubator are exempt.

Councilmember Wagner moved and Councilmember Holman seconded to amend the original motion to include the following: "Council has expressed some interest in other improvements in the ordinance and request the BIA Committee of Ratepayers return with those improvements and an updated ordinance within three months."

City Attorney Heid clarified that the intent of the motion is to pass Ordinance No. 6658 this evening and that the Committee return other proposed amendments within three months. Councilmember Wagner confirmed.

MOTION TO AMEND PASSED. 4-2 Deputy Mayor Wales and Councilmember Trout-Manuel voted no.

MOTION, AS AMENDED, PASSED. 4-2 Deputy Mayor Wales and Councilmember Trout-Manuel voted no.

XI. RESOLUTIONS

A. Resolution No. 5320

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to execute an agreement between the City of Auburn and the Auburn Symphony Orchestra for tourism promotion services

Deputy Mayor Wales moved and Councilmember Baggett seconded to adopt Resolution No. 5320.

MOTION CARRIED UNANIMOUSLY. 6-0

B. Resolution No. 5324

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to execute an Interlocal Agreement between the City of Auburn and the City of Federal Way relating to the leasing of Auburn property for joint police task-force

Councilmember Pelosa moved and Councilmember Holman seconded to adopt Resolution No. 5324.

MOTION CARRIED UNANIMOUSLY. 6-0

C. Resolution No. 5325

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to accept state grant funds from the King County Flood Control District for the 37th Street NW Flood Control Project

Councilmember Baggett moved and Councilmember Holman seconded to adopt Resolution No. 5325.

MOTION CARRIED UNANIMOUSLY. 6-0

D. Resolution No. 5328

A Resolution of the City Council of the City of Auburn, Washington, approving Addendum No. 1 to the Collective Bargaining Agreement between the City of Auburn and the Auburn Police Sergeants' Association for 2016-2018

Deputy Mayor Wales moved and Councilmember Baggett seconded to adopt Resolution No. 5328.

MOTION CARRIED UNANIMOUSLY. 6-0

E. Resolution No. 5329

A Resolution of the City Council of the City of Auburn, Washington, approving Addendum No. 1 to the Collective Bargaining Agreement between the City of Auburn and the Auburn Police Guild for 2016-2018

Councilmember Holman moved and Councilmember Pelosa seconded to adopt Resolution No. 5329.

MOTION CARRIED UNANIMOUSLY. 6-0

XII. MAYOR AND COUNCILMEMBER REPORTS

A. From the Council

Deputy Mayor Wales reported that she met with organizations supporting disabled veterans, and she reminded that the Veterans Day Parade will be held Saturday, November 11th.

Councilmember Wagner reported on his attendance at the Pierce County Regional Council where the topic of discussion was the Puget Sound Regional Council's effort to redefine regional growth centers.

Councilmember Trout-Manuel reported on her attendance at a Joint Policy Summit on Gang Prevention and Intervention in Tacoma. The policy summit was sponsored by the Governor's Office, Attorney General's Office, Washington State Association of Counties, and others.

Councilmember Pelosa reported on the governance plan for the veterans, seniors and vulnerable population levy. Councilmember Pelosa reported on his attendance at the Regional Policy Committee where members discussed veteran advocacy in outreach programs. Councilmember Pelosa also reported on his attendance at the Metropolitan Water Pollution Abatement Advisory Committee meeting.

B. From the Mayor

Mayor Backus reported on the swearing-in of two new police officers during the past two weeks, Nate Fry and Trent Dow. Mayor Backus also reported on her attendance at the River Estates 40th

anniversary celebration, the White River Valley Museum Tailgate Fundraiser, the Arthur Jacobsen Elementary School Trunk or Treating event, Halloween Harvest Festival at Les Gove Park and Community Center, the Battlefield Addiction Fundraiser, a ribbon cutting ceremony for Painting with a Twist, the 24th Annual Harvest Breakfast for the Auburn Food Bank, and the Auburn Area Chamber of Commerce Holiday Auction. Mayor Backus reported Robertson Properties Group (RPG) has announced pre-leasing opportunities for the RPG Auburn Gateway project.

XIII. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 9:18 p.m.

APPROVED THE _____ DAY OF _____, 2017.

NANCY BACKUS, MAYOR

Danielle Daskam, City Clerk

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