

	City Council Study Session HHS SFA November 13, 2017 - 5:30 PM City Hall Council Chambers MINUTES Watch the meeting LIVE! Watch the meeting video Meeting videos are not available until 72 hours after the meeting has concluded.
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I. CALL TO ORDER

Councilmember Yolanda Trout-Manuel called the meeting to order at 5:30 p.m. in the Council Chambers of Auburn City Hall located at 25 West Main Street in Auburn.

A. Roll Call

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

Mayor Nancy Backus and the following department directors and staff were present: City Attorney Daniel B. Heid, Community Development and Public Works Director Kevin Snyder, Director of Engineering Services/City Engineer Ingrid Gaub, Traffic Engineer James Webb, Innovation and Technology Director Paul Haugan, Parks, Arts and Recreation Director Daryl Faber, Finance Director Shelley Coleman, Assistant Finance Director Kevin Fuhrer, Director of Administration Dana Hinman, Human Services Manager Joy Scott, and Deputy City Clerk Shawn Campbell.

II. ANNOUNCEMENTS REPORTS AND PRESENTATIONS

There was no announcement, report or presentation.

III. AGENDA ITEMS FOR COUNCIL DISCUSSION

A. Resolution No. 5317 - Grant Policy Update (10 Minutes) (Coleman)

A Resolution of the City Council of the City of Auburn, Washington, approving the grant management administrative policy

Assistant Finance Director Fuhrer presented Resolution No. 5317. The resolution approves revisions to the City's administrative policies as they relate to grant management.

The City receives federal grant awards which are subject to federal Office of Management and Budget (OMB) uniform guidance. OMB's uniform guidance requires non-federal entities to have certain written policies and

procedures to address the management of grant award funds. Therefore, it is necessary to revise the existing City's administrative policy.

The purpose of the policies and procedures is to ensure that those within the organization who carry out the objectives of the award understand:

- the federal statutes, regulations, and terms and conditions of the award
- how to evaluate and properly monitor compliance
- the steps to take if noncompliance is identified

The revised policy also includes a new section on Code of Conduct.

The resolution will appear before the Council at its next regular meeting for approval.

B. Resolution No. 5326 (30 Minutes) (Coleman)

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to execute an addendum to the agreement with the Auburn Valley Humane Society to provide animal licensing services

Finance Director Coleman presented Resolution No. 5326, approving an addendum to the current contract with the Auburn Valley Humane Society (AVHS) to operate an animal shelter and related services. The original agreement was entered into on January 1, 2012, and runs through December 31, 2019.

The City currently administers animal licensing using a third party vendor. The addendum provides for AVHS to undertake animal licensing through the end of their contract. The annual fee for the new contract provision is \$140,250 plus one time costs for set up. Additional variable costs are \$5.55 per license issued.

Councilmember Baggett questioned the cost to the city compared to the current arrangement. Director Coleman responded that the initial cost is a little more, but over the two to three years of the contract the City will come out ahead.

C. Ordinance No. 6664 - Property Tax Levy (15 Minutes) (Coleman)

An Ordinance of the City Council of the City of Auburn, Washington, establishing the levy for regular property taxes by the City of Auburn for collection in 2018 for general city operational purposes in the amount of \$21,548,429.00

Finance Director Coleman presented Ordinance No. 6664, which establishes the property tax levy for collection in 2018 in the amount of \$21,548,429.

The 2018 levy is based on preliminary information from King County, and represents a one percent increase of the prior year or an increase over the 2017 levy of \$209,894 not including new construction and the refund levy. The estimated increase on new construction is \$329,502 and the refund

levy is \$19,654. The levy rate per \$1,000 of assessed value is a little over \$2.04.

D. Budget Amendment #4 (Mid-Biennium Correction) (20 Minutes) (Coleman)
Budget Amendment #4 (Mid-Biennium Correction)

Finance Director Coleman presented Ordinance No. 6666, amending the 2017-2018 Biennial Budget.

Director Coleman explained the ordinance represents the fourth budget amendment for the biennial budget and the first budget amendment for 2018. The budget amendment was previously reviewed by Council at the September 25th study session. Changes since the last review include increased costs associated with the Central Parking Garage and restoration of funding for projects for which REET funding was diverted to street preservation projects.

E. Resolution No. 5319 - 2018 Fee Schedule (15 Minutes) (Heid)

A Resolution of the City Council of the City of Auburn, Washington, amending the City of Auburn Fee Schedule to adjust for 2018 fees

City Attorney Heid presented Resolution No. 5319, setting the 2018 Fee Schedule.

Each year, the City reviews the fees for city services to ensure the fees are consistent with the costs to City. Councilmembers reviewed the proposed fee schedule for 2018 and discussed the various changes and updates.

F. Traffic Impact Fee Update (10 Minutes) (Snyder)

Discuss the recommended update to the transportation impact fee program for 2018

Assistant Director of Engineering Services/City Engineer Gaub and Traffic Engineer James Webb presented the 2018 Transportation Impact Fee Update. Assistant Director Gaub explained the impact fee updates are included in Resolution No. 5319, the 2018 Fee Schedule, previously discussed. This presentation provides more detail on the updates to the traffic impact fees.

City Engineer Webb explained the traffic impact fees are updated annually to be consistent with the projects funding needs identified in the adopted 2018-2023 Transportation Improvement Program (TIP).

The update accounts for changes to the project list, updated funding needs, and the portion of each project's cost, which is attributable to new development. The update also accounts for revised growth forecasts developed as part of the Comprehensive Transportation Plan update. These changes will ensure that the collection of impact fees is consistent with the road capacity projects identified in the TIP.

Traffic Engineer Webb reviewed the added and removed TIP projects, the

increase per trip, and the Downtown Urban Center Zone rate. Traffic Engineer Webb also shared how the City's traffic impact fees compare to other jurisdictions in the state.

G. 2018 VRFA Fee Schedule Update (10 Minutes) (Snyder)

Assistant Director of Community Development Services Jeff Tate introduced Assistant Chief Kevin Olson and Assistant Fire Marshal Larry Upton from the Valley Regional Fire Authority (VRFA). Assistant Director Tate reviewed his memorandum in the agenda packet.

The VRFA is a separate municipal agency and provides fire services to Auburn, Algona, and Pacific. While VRFA is a separate entity, VRFA has a role in reviewing development proposals and conducting inspections during the construction process. Since the VRFA was established in 2007, the VRFA has collected fees for reviewing development plans and conducting construction inspections. In Auburn, the VRFA fees are collected by the City and distributed to the VRFA.

The VRFA fees have remained unchanged since 2008. The VRFA's governing board is considering an update to the VRFA fees to be consistent with current costs.

Kevin Olson, Assistant Chief with VRFA, reviewed the changes to the VRFA fee schedule. He noted the proposed fee schedule is a responsible and accurate calculation that represents the true cost of providing Fire Marshal Office services, fire ambulance transports, and public disclosure request processing. Assistant Chief Olson reviewed a sample project and application of the 2018 fee schedule to the project.

H. Ordinance No. 6659 - SODA Relating to New Gross Misdemeanor Violations Concerning Drug-related Activities (15 Minutes) (Heid)

An Ordinance of the City Council of the City of Auburn, Washington, amending Section 1.24.010 of the Auburn City Code and creating a new Chapter 9.24 of the Auburn City Code relating to new gross misdemeanor violations concerning drug-related activities

City Attorney Heid presented Ordinance No. 6659, the Stay Out of Designated Area (SODA) ordinance.

The ordinance proposes to add a new Chapter 9.24 of the City Code and seeks to identify certain areas within the city as being subject to an anti-drug emphasis. Those portions of the city that are identified as anti-drug emphasis areas could be used as an enforcement tool for people engaging in illegal drug activity in certain areas could be ordered to stay out of those areas, and their failing to do so could constitute a public nuisance and a violation of the law. City Attorney Heid referred to similar ordinances from the cities of Tacoma, Lakewood, Marysville, Everett, Bothell, Shoreline, University Place, and Arlington.

City Attorney Heid explained that if a person were convicted of a crime involving illegal drug activity in a certain area of the city that has been

identified as a drug emphasis area, the court order in the violation would include a provision that restricts the violator from returning to that area. Other than where the violator lives within one of the identified drug enforcement areas, it would be advantageous for the City, the police and neighbors to have people restricted from returning to locations where drug activities were occurring.

The proposed ordinance is a valuable tool for the police, prosecutors and courts to address recurring illegal drug activities in certain areas.

Councilmembers discussed the designated SODA areas.

At 6:55 p.m., Councilmember Trout-Manuel recessed the meeting for five minutes for a brief intermission. The meeting reconvened at 7:00 p.m.

I. Frequency of Special Focus Area Meetings (10 Minutes) (Council)

Councilmember Pelosa stated he brought the subject up a while ago. He stated that rather than holding special focus areas more often, he urged special focus area chairs to bring an item forward at any time under general discussion. Councilmember Holman agreed.

Councilmember DaCorsi added it is important to allow staff to bring forward items of significance during a general discussion session rather than waiting for a special focus area agenda.

IV. HEALTH AND HUMAN SERVICES DISCUSSION ITEMS

A. Presentation from Bookda Gheisar, King County Immigrant and Refugee Policy & Strategy Analyst and Tim Warden-Hertz, Northwest Immigrant Rights Project (60 Minutes)

Bookda Gheisar, King County Immigrant and Refugee Policy and Strategy Analyst, and Tim Warden-Hertz, Directing Attorney with the Northwest Immigration Rights Project, presented information on advancing equity and opportunity for King County immigrants.

From 2000 to 2010 King County gained more than 200,000 new residents, half of which were foreign-born. New residents speak more than 170 languages. Immigrants have lived and worked all over the world and add diversity to the local economy, political climate and social fabric.

According to the 2000 census, South King County underwent a more dramatic shift in racial makeup than any other part of the Puget Sound region in the past 10 years. New data shows that in City of Bellevue, 39 percent of the city's population is foreign born - almost double the amount in King County as a whole, and nearly triple that of Seattle.

In 2009, King County passed Ordinance 16692 providing that individuals will not be arrested or detained based on any warrant seeking the arrest of

an individual based on their immigration status. The ordinance also states that otherwise required by law, any County office, department, employee, agency, or agent shall not deny access to services to any individual or family based on immigration status.

Inclusion efforts in 2015 included:

- Ordinance 17886, an ordinance that severely limits the ability of US Immigration and Customs Enforcement (ICE) from detaining an individual who is in the custody of King County's Department of Adult and Juvenile Detention. The ordinance restricts the Department of Adult and Juvenile Detention from honoring civil immigration detainees except for individuals who have committed one or more violent crimes.
- Welcoming County
- Voting Rights: Expand from Chinese and Vietnamese to include Spanish and Korean
- Executive declares support for Syrian refugees

In October of 2015 Office of Equity and Social Justice and Council brought together a Task Force of 13 members. The task force members partnered with community based organizations, service providers and government entities to host more than 20 community conversations. Over 500 people participated in conversations throughout the County.

This process concluded in July of 2016 with a final report and recommendations from the Task Force to King County.

A major theme from the task force conversations was the desire to be connected, engaged, healthy and successful. Common barriers that immigrant and refugee communities face are: discrimination, language and culture issues, difficulty understanding and navigating systems, insufficient resources, and invisibility of communities.

Community members proposed changes in the following areas: investing in immigrant and refugee communities, integration and civic engagement, increasing government responsiveness, and addressing issues related to immigration status.

In response to the task force recommendation, King County Executive Constantine created a commission that works to enhance the integration of refugees and immigrants culturally, economically, and civically, in order to strengthen the communities where they live.

The commission supported by a single staff member housed within Office of Equity and Social Justice. There is a specific focus on understanding and addressing challenges faced by communities living in suburban cities and unincorporated areas of the County. The Immigrant and Refugee Commission and Office act as a hub gathering all critical players together to achieve greater impact.

Ms. Gheisar stated that in 2017 many of the County's residents are faced

with the real and potential threat of deportation and heightened racial profiling in the name of immigration enforcement. Others experience explicit discrimination or crimes of hate based on national origin and religion.

King County Executive Constantine and members of the King County Council are establishing a one-time \$1 million fund to create a legal defense fund.

King County funds have supported: a legal defense fund to support the naturalization process and fight deportation, develop and distribute "Know Your Rights" material and training throughout the county, and strengthen information and response hubs operated by nonprofit organizations so that everyone in King County knows where to go for resources, alerts, and opportunities.

Mr. Warden-Hertz, Directing Attorney with the Northwest Immigration Rights Project in Tacoma, reported his organization focuses on legal services for persons detained by Immigration Services. The Tacoma office also provides comprehensive immigration legal services for low-income people in Washington State. The Northwest Immigration Rights Project has four offices in Washington State: Seattle, Tacoma, Wenatchee and Granger.

During the first 100 days of this year, agents with ICE's field office in Seattle arrested 1,070 people in Washington, Oregon, and Alaska — a 33 percent increase over the same time period last year. The number of people arrested with no criminal history rose by more than 360 percent.

Immigration reports show there are 446 immigration court cases that are currently open where the non-citizen is from the Auburn/Federal Way area. Twenty-three of those were filed in the past 90 days.

According to Mr. Warden-Hertz, Washington strives to be a welcoming place for immigrants and refugees. Recent changes in federal immigration policies and practices have caused fear and uncertainty in communities. Questions have been raised by local governments and other entities endeavoring to protect immigrants' rights while appropriately responding to federal authorities.

In April 2017 Washington State Office of the Attorney General, Bob Ferguson, released guidance on immigration enforcement.

Under Federal law, 8 U.S.C. sec. 1373 prohibits cities from limiting communication to federal immigration. Executive orders have tried to label jurisdictions and coerce local cities and local enforcement to be involved in federal immigration enforcement. Federal Courts have enjoined any withholding of funds from local jurisdictions as they are likely unconstitutional under the 10th Amendment. Currently, there is no jurisdiction in Washington State that violates 1373.

Mr. Warden-Hertz spoke about statistics for sanctuary versus non-sanctuary cities.

Ms. Gheisar and Mr. Warden-Hertz responded to questions from Council on the benefits of putting the City's practice in ordinance form.

B. Community Development Block Grant Action Plan Update (15 Minutes) (Hinman)

Director of Administration Hinman introduced the City's new Human Services Manager, Joy Scott. Ms. Scott presented the Community Development Block Grant 2018 Annual Action Plan.

Manager Scott briefly reviewed the Community Development Block Grant (CDBG) program. The CDBG Entitlement Program provides annual grants on a formula basis to entitled cities to develop viable urban communities. Projects must: align with HUD's National Objectives, be eligible under Housing and Urban Development's (HUD) guidelines, and benefit low and moderate income persons.

Manager Scott reviewed examples of eligible activities for CDBG funds and reviewed some of the City's CDBG projects, past and present. She spoke about the ongoing housing repair program, employment training programs, healthcare to under and uninsured Auburn residents, small business assistance, Les Gove Bathroom ADA upgrade, Downtown Business Facade improvements, and Shaughnessy Park improvements.

Manager Scott reviewed the CDBG administrative requirements, including a five year Consolidated Plan, eligibility reviews, Annual Action Plans, Consolidated Annual Performance Evaluation Report (CAPER), annual subrecipient monitoring, financial management, and project management.

Manager Scott provided an overview of the 2018 Action Plan. The expected CDBG funding allocation for 2018 is \$428,078. The funding will be allocated among public services, housing repair, and administration.

Following a public comment period and public hearing, the Action Plan will be presented to Council on December 18th for adoption.

V. OTHER DISCUSSION ITEMS

There was no other discussion.

VI. NEW BUSINESS

There was no new business.

VII. MATRIX

A. Matrix

Councilmember Holman recommended removing the item for Legal Rights for Undocumented Residents in light of the presentation tonight from Northwest Immigration Rights Project.

VIII. ADJOURNMENT

There being no further discussion, the meeting adjourned at 8:22 p.m.

APPROVED this 19th day of February, 2019.

Bill Pelozo
BILL PELOZA, DEPUTY MAYOR

Shawn Campbell
Shawn Campbell, City Clerk

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