	City Council Study Session PWCD SFA May 22, 2023 - 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.
---	--

I. CALL TO ORDER

II. PUBLIC PARTICIPATION

A. Public Participation

The City Council Meeting was held in person and virtually.

B. Roll Call

Councilmembers present: Deputy Mayor James Jeyaraj, Bob Baggett, Kate Baldwin, Larry Brown, Robyn Mulenga, and Cheryl Rakes. Councilmember Yolonda Trout-Manuel was excused.

Department directors and staff members present included: City Attorney Kendra Comeau, Senior City Staff Attorney Harry Boesche, Chief of Police Mark Caillier, Director of Public Works Ingrid Gaub, Assistant Director of Community Development Jason Krum, Director of Human Resources and Risk Management Candis Martinson, Right-of-Way Specialist Amber Olds, Assistant Director of Engineering Services Jacob Sweeting, Utility Engineering Manager Ryan Vondrak, Sewer Utility Engineer Robert Elwell, Director of Equity and Inclusion Brenda Goodson-Moore, Director of Innovation and Technology David Travis, Business Systems Analyst Chrissy Malave, and City Clerk Shawn Campbell.

III. AGENDA MODIFICATIONS

An updated version of the Council Rules of Procedure was provided to all Councilmembers.

A. Executive Session

Deputy Mayor Jeyaraj adjourned into an executive session at 5:31 p.m. per RCW 42.30.110(1)(i) to discuss Litigation or legal risks of a proposed action or current practice that the agency has identified when public discussion of the litigation or legal risks is likely to result in an adverse legal or financial consequence to the agency for 30 minutes. City Attorney Comeau, Senior City Staff Attorney Boesche, Special Appointed Legal

Council Charlotte Archer, and Director Martinson were required to attend. There was no action after the executive session.

Deputy Mayor extended the executive session by an additional 15 minutes.

Deputy Mayor reconvened the meeting at 6:16 p.m.

IV. ANNOUNCEMENTS, REPORTS, AND PRESENTATIONS

- A. Drug law update related to Second Engrossed Second Substitute Senate Bill 5536 signed by the Governor on May 16, 2023 (Comeau) (10 Minutes)

City Attorney Comeau and Senior City Staff Attorney Boesche provided Council with an update on Senate Bill 5536 including the history for the controlled substances laws, possession of a controlled substance is a gross misdemeanor, public use of controlled substances, drug paraphernalia, public health programs, drug treatment provision, and pretrial diversion programs.

Council discussed consequences of not complying with pretrial diversion, public health programs providing drug testing equipment, and types of smoking equipment.

V. AGENDA ITEMS FOR COUNCIL DISCUSSION

- A. Ordinance No. 6906 (Council)

An Ordinance amending Section 2.08.020 of the Auburn City Code related to the purpose of the City's Independent Salary Commission

Councilmember Baldwin provided a brief description of the Independent Salary Commission's role and purpose of the proposed Ordinance. She noted a desire to preserve the recordings of the Independent Salary Commission meetings.

Deputy Mayor moved to suspend the Council Rules of Procedure, Rule No. 2.2C and Councilmember Baldwin seconded.

MOTION CARRIED UNANIMOUSLY. 5-1. Councilmember Brown opposed.

Deputy Mayor moved to move Ordinance No. 6906 forward to the June 5, 2023, Council Meeting for a vote and Councilmember Baldwin seconded.

MOTION CARRIED UNANIMOUSLY. 5-1. Councilmember Brown opposed.

- B. Ordinance No. 6907 (Council)

An Ordinance relating to the Salary and Employment Benefits of the City Mayor Position, amending Auburn City Code Sections 2.03.020, 2.63.120 and 2.63.160, and providing (in a non-codified section) Employment Benefit Payment Terms for the current City Mayor

Councilmember Baldwin provided a explanation of Ordinance No. 6907 including the changes to the Mayor leave accruals, payout caps, and the frozen banks of current Mayor.

Council discussed accrual rates for sick and vacation leave in the proposed Ordinance, comparison cities, and differences in accrual rates.

Deputy Mayor moved to suspend the Council Rules of Procedure, Rule No. 2.2C and Councilmember Baldwin seconded.

MOTION CARRIED UNANIMOUSLY. 6-0.

Deputy Mayor moved to move Ordinance No. 6907 forward to the June 5, 2023, Council Meeting for a vote and Councilmember Baldwin seconded.

MOTION CARRIED UNANIMOUSLY. 5-1. Councilmember Brown opposed.

Councilmember Baldwin asked Mayor Backus if she had any input on the proposed Ordinance. Mayor Backus stated she would provide the Council with her formal response in the future.

C. Resolution No. 5721 (Council)

A Resolution amending the City Council Rules of Procedure

Councilmember Baldwin provided Council with the proposed changes to the Council Rules of Procedure in Rule 3 and remote attendance at Council Meetings, and prohibitive use of cell phones in meetings.

Mayor Backus asked if it was from the ad hoc committee and stated if this was discussed by the ad hoc committee, it is outside the scope of the committee.

Deputy Mayor moved to suspend the Council Rules of Procedure, Rule No. 2.2C and Councilmember Baldwin seconded.

MOTION CARRIED UNANIMOUSLY. 6-0.

Deputy Mayor moved to move Resolution No. 5721 forward to the June 5, 2023, Council Meeting for a vote and Councilmember Baldwin seconded.

MOTION CARRIED UNANIMOUSLY. 6-0.

VI. PUBLIC WORKS AND COMMUNITY DEVELOPMENT DISCUSSION ITEMS

A. Ordinance No. 6902 (Tate) (30 Minutes)

An Ordinance relating to Building Codes, and amending Chapter 15.08A, Sections 15.07.010, 15.07.020, 15.07.030, 15.07.040, 15.07.080, 15.07.090, 15.07.100, 15.07.140, 15.07.150, 15.020.010, 15.20.030, 15.20.050, 15.32.010, 15.32.050,

15.36A.011, 15.36A.091, 15.74.040 and 15.74.050, repealing Chapters 15.04, 15.06, and 15.48 of the Auburn City Code

Assistant Director Krum and Building Inspector Singh provided Council with an overview of the Building Code Update including changes to codes for puzzle rooms, 3-D printed construction, shipping containers, significant changes to the Fire Code, electrical vehicle infrastructure, Energy Code updates, wildland urban interface. They reviewed the changes with the Code by insignificant changes, organizational changes, existing adopted code, and the substantial changes.

Council discussed who the new updates apply to, and the types of code updates that increase housing costs.

B. Ordinance No. 6905 (Gaub) (5 Minutes)

An Ordinance vacating unopened City Right-of-Way located within a portion of 116th Avenue SE that lies North of SE 304th Street, within the City of Auburn, Washington

Right-of-Way Specialist Olds provided Council with an overview of Ordinance No. 6905 including the location of the right-of-way vacation, concerns with the proposed right-of-way vacation, adjacent property owners to the proposed right-of-way vacation, and staff conditions for recommendations of the proposed right-of-way vacation.

C. Ordinance No. 6908 (Gaub) (10 Minutes)

An Ordinance enacting a Street Payback Requirement for Parcel No. 3339400655 related to City Project CP2022 Garden Avenue, providing for severability, and establishing an effective date

Assistant Director Sweeting provided Council with an overview of Ordinance No. 6908 including a background on the purpose of a City Street Payback Agreement, Garden Avenue Realignment Project location, the assessment area and amounts, and the benefited parcel.

Council discussed the proposed use of the property.

D. Ordinance No. 6909 (Gaub) (10 Minutes)

An Ordinance relating to restrictions and limitations of public Right-of-Way use and revising Chapter 10.28 of the Auburn City Code

Assistant Director Sweeting provided Council with an overview of Ordinance No. 6909 including the use restrictions of Auburn Way North and 30th St NE due to Safety and Security Concerns.

Council discussed the ways to monitor and enforcement the Ordinance.

E. Sanitary Sewer Comprehensive Plan Update – Policy Review (Gaub) (30 Minutes)

Manager Vondrak and Engineer Elwell provided Council with an overview of the Sanitary Sewer Comprehensive Plan Policy including what is considered a policy, the goals of the policies, an introduction of the sanitary

sewer utility system, the new sanitary sewer goals and categories, policy review, removed policies, new policies, combined and moved policies, and simplified policies.

Council discussed replacement targets prior to end of the useful life.

F. 2024-2029 Transportation Improvement Program Annual Update and 2024 Transportation Impact Fee Update (Gaub) (20 Minutes)

Engineer Webb provided Council with an overview of the 2024-2029 Transportation Improvement Program (TIP) including the requirements for updating the TIP, financially constrained funded, how the TIP is used, requirements for updating the TIP, projects proposed to be removed, projects proposed to be added, projects to be advances within the TIP, funding by project type and source, sustainable funding actions, 2024 Traffic Impact Fees, and the proposed next steps for action.

Council discussed the timing for projects.

G. Audience Participation

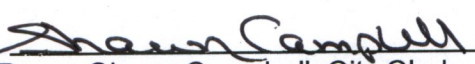
No one came forward to speak.

VII. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:43 p.m.

APPROVED this 5th day of June, 2023.


JAMES JEYPARAJ, DEPUTY MAYOR


Shawn Campbell, City Clerk

Agendas and minutes are available to the public at the City Clerk's Office, on the City website (<http://www.auburnwa.gov>), and via e-mail. Complete agenda packets are available for review at the City Clerk's Office.