



**City Council Meeting
May 19, 2014 - 7:30 PM
Auburn City Hall
MINUTES**

I. CALL TO ORDER

A. Flag Salute

Mayor Nancy Backus called the meeting to order at 7:30 p.m. and led those in attendance in the Pledge of Allegiance.

B. Roll Call

City Councilmembers present: Deputy Mayor Rich Wagner, Bill Peloza, Largo Wales, Wayne Osborne, John Holman, Claude DaCorsi, and Yolanda Trout.

Department Directors and staff members present: City Attorney Daniel B. Heid, Community Development and Public Works Director Kevin Snyder, Assistant Police Chief Bill Pierson, Engineering Aide Amber Mund, Finance Accounting Manager Rhonda Ewing, Economic Development Manager Doug Lein, Director of Administration Michael Hursh, Public Affairs and Marketing Liaison Dana Hinman, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, and City Clerk Danielle Daskam.

C. Announcements, Appointments, and Presentations

1. Washington State Department of Transportation (WSDOT)
Presentation on SR 167 Hot Lanes
Patty Rubstello, Toll Operations Director for WSDOT, will provide an update to the Mayor and City Council on the SR 167 Hot Lanes Project.

Using a PowerPoint presentation, Washington State Department of Transportation Toll Operations Director Patty Rubstello presented an overview of the SR 167 HOT (high occupancy toll) lanes, including current features, goals, statistics, and plans for improving SR 167 HOT lanes access.

The SR 167 HOT lanes opened in 2008 as a demonstration project. SR 167 had been a highly congested route with underutilized HOV lanes. Prior to the HOT lanes, SR 167 had two general purpose lanes and one HOV lane. The HOV lanes were converted to single HOT lanes in each direction. The HOT lanes are free to buses, carpools and motorcycles. Single drivers pay a single toll to travel any distance on the 10-mile route. A Good to Go

pass is required for solo drivers. HOT lane tolls are adjusted automatically to keep HOT lane traffic flowing at 45 mph or faster.

In 2013, there were 1 million toll transactions with \$1.1 million in gross toll revenue. There were 4,200 tolled trips per weekday. Since the implementation of the HOT lanes, the general purpose lanes have experienced a 20 percent average speed increase and a five percent volume decrease.

There is limited access (10 access points) to the HOT lane, which is separated from general purpose lanes by double white lines. It is illegal to cross the double white lines. From a study conducted by the University of Washington in 2011, it was found: drivers cross the double white lines to get into the HOT lane; drivers wait for a safe gap to change lanes; there may not be a safe gap while driving the length of the legal access points and the access point may not be conveniently located to reach an exit.

In response to drivers' responses and concerns, the WSDOT will make improvements to the SR 167 HOT lane access this summer. The HOT lane corridors will be restriped to allow easier access. A single white line will allow drivers to enter and exit nearly anywhere. The double white line will be maintained in key areas for safety purposes.

2. Valley Regional Fire Authority (VRFA) Presentation to Councilmember Pelozo
Fire Fighter Jesse Mitchell to present award to Councilmember Bill Pelozo on completing the Fire Ops 101 training.

Fire Fighter Jesse Mitchell spoke regarding a program called Fire Operations 101, which provides local leaders, elected officials, administrators, and members of the press an opportunity to experience the demands and resources required of a fire fighter. The exercise is held over a two day period. This year Councilmember Bill Pelozo participated in Fire Ops 101, which included scenarios for search and rescue, live burn, extrication, cardiac arrest, and ladder climb. Fire Fighter Mitchell displayed a photo slide show of Councilmember Pelozo in action and presented Councilmember Pelozo with a fire fighter's helmet and International Association of Fire Fighters Local 1352 patch to commemorate his participation.

3. National Public Works Week
Mayor Backus to proclaim May 18-24, 2014 as National Public Works week in the City of Auburn.

Mayor Backus read and presented a proclamation declaring May 18-24, 2014, as National Public Works Week in the city of Auburn to Community Development and Public Works Director Snyder. Director Snyder accepted the proclamation on behalf of the

dedicated and loyal Public Works staff comprised of engineers, maintenance and operation technicians, and administrative staff that work on behalf of the citizens of Auburn to deliver the water, sewer, storm utility, and street services to residents.

4. **Mt. Baker Middle School Presentation**
Mt. Baker Middle School teacher, Susan Winter, and students to provide an update on current activities with the organization End Zone Academy.

Susan Winter, sixth grade teacher at Mt. Baker Middle School, and Isabel Kim, Rayna Ojas, Sophia Randall, Jaquelyn Wellentin, and Kathleen Moore, members of the End Zone Academy presented information on the activities of the End Zone Academy. The End Zone Academy is a service-oriented club at Mt. Baker Middle School and has provided volunteer support for the Auburn Food Bank, the Auburn Valley Humane Society and Terry Home. The club has also participated in We Day in Seattle. The club's current campaign is to raise funds to build a school in South America in conjunction with the Free the Children organization. Members of the Academy encouraged all to contribute to their philanthropic effort and meet their goal of raising \$10,000 to build one school in South America.

D. Agenda Modifications

A request for permission to advertise for bids for Project CP1324 Asphalt Rehabilitation and Seal Coat at the Auburn Municipal Airport was added to the Consent Agenda.

II. CITIZEN INPUT, PUBLIC HEARINGS & CORRESPONDENCE

A. Public Hearings

1. **Public Hearing for Franchise Agreement No. 14-06 (Osborne/Mund)**
City Council to hold a public hearing on the application of tw telecom of washington llc, for a non-exclusive franchise for the right of entry, use and occupation of certain public right(s)-of way within the city, expressly to install, construct, erect, operate, maintain, repair, relocate and remove it in, on, upon, along and/or across those right(s)-of-way. The purpose of the public hearing is to determine public benefit and impact, applicant compliance, public right-of-way capacity to accommodate the telecommunication system, potential disruption of public right-of way, and present and future use of the public right-of-way

Engineering Aide Amber Mund presented the staff report on the hearing on the application from tw telecom of washington, llc, for a franchise agreement with the City.

tw telecom of washington, llc, has applied for a franchise agreement

to be able to operate and build a telecommunications network within the City's rights-of-way. tw telecom will offer integrated data services, dedicated internet access and provide local and long distance voice services to commercial customers. The proposed franchise area is all rights-of-way in the city, as tw telecom will lease facilities from CenturyLink and other telecom companies throughout the city to provide service. The applicant is requesting the entire city as the proposed franchise area so that future installation of their facilities may be accommodated without having to amend the agreement for each installation. Exact locations, plans, engineering and construction schedules would be reviewed, approved and managed through the City's permitting processes that are a requirement of the franchise agreement.

Mayor Backus opened the public hearing at 8:06 p.m.

Greg Diamond, Vice President of Government Affairs for tw telecom of washington, spoke in favor of the application for franchise agreement. Mr. Diamond commended Public Works staff for their assistance throughout the application process.

There being no further comment, the hearing was closed.

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.

Bonnie Tiangsing, 29609 57th Place South, Auburn
Ms. Tiangsing expressed opposition to the location of a King County transfer station in Auburn.

Elam Anderson, 301 23rd Street SE, Auburn
Mr. Anderson expressed opposition to war.

C. Correspondence

There was no correspondence for Council review.

III. COUNCIL COMMITTEE REPORTS

A. Municipal Services

Chair Peloza reported the Municipal Services Committee met May 12, 2014. The Committee reviewed Resolution No. 5071 authorizing an extension of a contract with Redflex Traffic Systems and Public Works Project No. CP1324 relating to the airport pavement rehabilitation. The Committee also discussed the 2013 Police Workload Analysis which is used by Police administrative staff to identify trends and provide guidance for the planning of future police services. The next regular meeting of the Municipal Services Committee is scheduled for June 9,

2014.

B. Planning & Community Development

Chair Holman reported the Planning and Community Development Committee met May 12, 2014. The Committee discussed the 2015 Transportation Improvement Plan, short plat thresholds, and the American Planning Association's report on "Investing in Place." The Committee discussed the importance of walkability, connectivity, and providing amenities desirable to the community. The next regular meeting of the Planning and Community Development Committee is scheduled for May 27, 2014.

C. Public Works

Vice Chair Peloza reported the Public Works Committee met this afternoon at 3:30. The Committee reviewed the 2015 Transportation Improvement Program, a Right-of-way Use Permit for the City's 123rd Birthday Celebration scheduled for June 6th, Public Works Project No. C410A Final Pay Estimate for South 277th Street Wetland Mitigation Improvements, and the first quarter financial report. The next regular meeting of the Public Works Committee is scheduled for June 2, 2014.

D. Finance

Chair Wales reported the Finance Committee met this evening at 5:00. The Committee reviewed claims vouchers in the approximate amount of \$3.7 million and payroll vouchers in the approximate amount of \$2 million. The Committee also reviewed and approved Resolution No. 5072 approving the Washington Economic Development Finance Authority's issuance of \$9.5 million in industrial revenue bonds for Orion Industries. The Committee also discussed Resolution No. 5071 authorizing an extension of the current contract with Redflex Traffic Systems for photo enforcement and the first quarter financial report. The next regular meeting of the Finance Committee is scheduled for June 2, 2014.

E. Les Gove Community Campus

The next regular meeting of the Les Gove Community Campus Committee is scheduled for May 28, 2014, at 5:00 p.m.

F. Council Operations Committee

The next regular meeting of the Council Operations Committee is scheduled for May 30, 2014, at 1:00 p.m.

G. Junior City Council

Deputy Mayor Wagner reported the Junior City Council met this evening. The Junior City Council reviewed the legal ramifications of a Junior City Council web page with Assistant City Attorney Ruth. The Junior City Council also discussed youth transportation options,

undeveloped park properties, and anti-bullying activities. The next regular meeting of the Junior City Council is scheduled for June 16, 2014 at 5:00 p.m.

IV. 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. May 5, 2014 Regular Meeting Minutes
- B. Claims vouchers (Wales/Coleman)
Claims voucher number 428546 through 428727 in the amount of \$3,744,492.90 and 3 wire transfers in the amount of \$250,413.97 and dated May 19, 2014.
- C. Payroll Vouchers (Wales/Coleman)
Payroll check numbers 534680 through 534714 in the amount of \$825,469.81, electronic deposit transmissions in the amount of \$1,268,009.95 for a grand total of \$2,093,479.76 for the period covering May 1, 2014 to May 14, 2014.
- D. Public Works Project No. C410A (Osborne/Snyder)
City Council to approve Final Pay Estimate No. 9 to Contract No. 11-12 in the amount of \$5,780.94 and accept construction of Project No. C410A South 277th St. Reconstruction-Wetland Mitigation Improvements
- E. Public Works Project No. CP1324
City Council grant permission to advertise for bids for Project No. CP1324 Asphalt Rehabilitation and Seal Coat

Deputy Mayor Wagner moved and Councilmember Pelozo seconded to approve the Consent Agenda as modified.

The Consent Agenda includes minutes, claims and payroll vouchers, and public works contract administration items.

MOTION CARRIED UNANIMOUSLY. 7-0

V. UNFINISHED BUSINESS

There was no unfinished business.

VI. NEW BUSINESS

There was no new business.

VII. RESOLUTIONS

- A. Resolution No. 5071 (Pelozo/Coleman)
A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor and City Clerk to execute second amendment to agreement between the City of Auburn and Redflex Traffic Systems, Inc.

Councilmember Peloza moved and Councilmember DaCorsi seconded to adopt Resolution No. 5071.

Councilmember Osborne expressed opposition to a contract extension with Redflex Traffic Systems. He stated the cost of the program is in excess of the revenue generated.

Councilmember Holman expressed opposition to extending the contract with Redflex Traffic Systems for photo enforcement. Councilmember Holman stated he believes the photo enforcement program has not met its goal to reduce intersection and school zone accidents.

Councilmember Holman stated he feels photo enforcement is an intrusion and a waste of public funds. Councilmember Holman also referred to a U.S. Department of Justice investigation of alleged improprieties by Redflex Traffic Systems personnel.

Councilmember Peloza spoke in favor of Resolution No. 5071 and extension of the contract with Redflex. Councilmember Peloza stated photo enforcement is a public safety feature.

Councilmember Wagner spoke in favor of continuing the contract with Redflex for up to six months in order to avoid a gap in photo enforcement service pending a contract with a new vendor.

Councilmember DaCorsi spoke in favor of Resolution No. 5071. He noted the contract extension was originally presented for six months. The Municipal Services Committee recommended a four month extension with up to two one-month extensions. Councilmember DaCorsi expressed concern with a disruption of service in photo enforcement.

MOTION FAILED. 3-4 Councilmembers Holman, Osborne, Trout and Wales voted no.

B. Resolution No. 5072 (Wales/Lein)

A Resolution of the City Council of the City of Auburn, Washington, approving the action of the Washington Economic Development Finance Authority in issuing non-recourse revenue bonds to finance an economic development facility for use by Orion Industries, and providing for other matters properly relating thereto

Councilmember Wales moved and Councilmember Holman seconded to approve Resolution No. 5072.

Resolution No. 5072 approves the Washington Economic Development Finance Authority's (WEDFA) issuance of industrial revenue bonds for Orion Industries. The resolution does not obligate the City in any way. The resolution satisfies the WEDFA requirement that the local jurisdiction in which the facility is located approves of the project and the issuance of the bonds.

MOTION CARRIED UNANIMOUSLY. 7-0

VIII. REPORTS

At this time the Mayor and City Council may report on significant items associated with their appointed positions on federal, state, regional and local organizations.

A. From the Council

Deputy Mayor Wagner reported on his attendance at the Senior Center coffee hour where much of the discussion involved services for the homeless. Deputy Mayor Wagner also reported on his attendance at the National Nursing Home Week celebration at Canterbury House and the Pierce County Regional Council meeting.

Councilmember Trout reported on her participation in the Downtown Art Walk and Petpalooza.

Councilmember Osborne reported on his attendance at the monthly Law Enforcement and Fire Fighters Disability Retirement Board meeting, a Regional Water Quality Committee meeting, the Valley Regional Fire Authority Board of Governance meeting, and the King County Flood Control District meeting.

Councilmember Pelosa reported on his attendance at the Regional Access Mobility Partnership meeting where he was guest speaker on behalf of the South County Area Transportation Board (SCATBd), the Water Resource Inventory Area (WRIA) 9 Ecosystem Forum at Auburn City Hall, the King County Solid Waste Management Advisory Committee meeting, and the King County Regional Policy Committee meeting.

Councilmember Wales commended Councilmember Pelosa for his presentation at the Regional Access Mobility Partnership meeting. Councilmember Wales also reported on activities of the King County Board of Health, including facilitating enrollment in the Affordable Health Care Act and securing a medicine return policy.

Councilmember DaCorsi reported on his attendance at the Senior Center coffee hour and Petpalooza.

B. From the Mayor

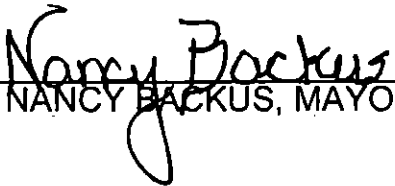
Mayor Backus reported on her attendance at the Junior Reserve Officer Training Corps (Junior ROTC) annual banquet, an Eagle Scout ceremony for T. J. Snyder, a meeting with the Executive Director of the Puget Sound Clean Air Agency, a Sound Cities Association meeting, a meeting with Cascade Middle School students Jordan Norris and Iliana Mundon regarding their efforts on anti-bullying and providing

extracurricular activities for those less fortunate, Relay for Life events, and Petpalooza.

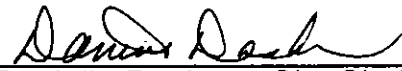
IX. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 9:12 p.m.

APPROVED this 2nd day of June, 2014.



NANCY BACKUS, MAYOR



Danielle Daskam, City Clerk