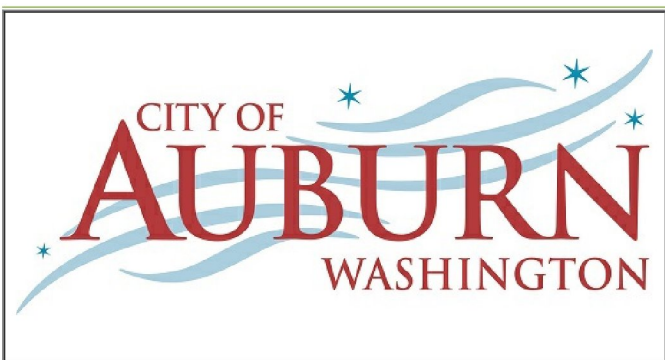


	City Council Meeting May 1, 2023 - 7:00 PM City Hall Council Chambers AGENDA Watch the meeting LIVE! Watch the meeting video Meeting videos are not available until 72 hours after the meeting has concluded.
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I. **CALL TO ORDER**

II. **LAND ACKNOWLEDGMENT**

We would like to acknowledge the Federally Recognized Muckleshoot Indian Tribe, the ancestral keepers of the land we are gathered on today. We thank them for their immense contributions to our state and local history, culture, economy, and identity as Washingtonians.

III. **PUBLIC PARTICIPATION**

1. **Public Participation**

The Auburn City Council Meeting scheduled for Monday May 1, 2023 at 7:00 p.m. will be held in person and virtually.

Virtual Participation Link:

To view the meeting virtually please click the below link, or call into the meeting at the phone number listed below. The link to the Virtual Meeting is:

<https://www.youtube.com/user/watchauburn/live/?nomobile=1>

To listen to the meeting by phone or Zoom, please call the below number or click the link:

Telephone: 253 215 8782

Toll Free: 877 853 5257

Zoom: <https://us06web.zoom.us/j/82590155741>

A. **Pledge of Allegiance**

IV. **Roll Call**

V. **ANNOUNCEMENTS, MAYOR'S PROCLAMATIONS, AND PRESENTATIONS**

A. **AWC Presentation**

CEO, Deana Dawson to present Advanced CML Certificate to Mayor Backus

B. **Asian American, Native Hawaiian, and Pacific Islander Heritage Month**

Mayor Backus to proclaim May 2023 as "Asian American, Native Hawaiian, and Pacific Islander Heritage Month" in the City of Auburn

C. Jewish American Heritage Month

Mayor Backus to proclaim May 2023 as "Jewish American Heritage Month" in the City of Auburn

D. Mental Health Awareness Month

Mayor Backus to proclaim May 2023 as "Mental Health Awareness Month" in the City of Auburn

E. National Day of Prayer

Mayor Backus to proclaim May 4, 2023 as "National Day of Prayer" in the City of Auburn

F. Nurses Month

Mayor Backus to proclaim May 2023 as "Nurses Month" in the City of Auburn

G. Affordable Housing Week

Mayor Backus to proclaim May 7, 2023 to May 13, 2023 as "Affordable Housing Week" in the City of Auburn

H. National Police Week and Peace Officers Memorial Day

Mayor Backus to proclaim May 14, 2023 to May 20, 2023 as "National Police Week" and May 15, 2023 as "Peace Officers Memorial Day" in the City of Auburn

VI. AGENDA MODIFICATIONS

VII. CITIZEN INPUT, PUBLIC HEARINGS AND CORRESPONDENCE

A. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue.

1. The public can participate in-person or submit written comments in advance.

Participants can submit written comments via mail, fax, or email. All written comments must be received prior to 5:00 p.m. on the day of the scheduled meeting and must be 350 words or less.

Please mail written comments to:
City of Auburn
Attn: Shawn Campbell, City Clerk
25 W Main St
Auburn, WA 98001

Please fax written comments to:
Attn: Shawn Campbell, City Clerk
Fax number: 253-804-3116

Email written comments to:

publiccomment@auburnwa.gov

If an individual requires an accommodation to allow for remote oral comment because of a difficulty attending a meeting of the governing body, the City requests notice of the need for accommodation by 5:00 p.m. on the day of the scheduled meeting. Participants can request an accommodation to be able to provide remote oral comment by contacting the City Clerk's Office in person, by phone (253) 931-3039, or email to publiccomment@auburnwa.gov

B. Correspondence - (There is no correspondence for Council review.)

VIII. COUNCIL AD HOC COMMITTEE REPORTS

Council Ad Hoc Committee Chairs may report on the status of their ad hoc Council Committees' progress on assigned tasks and may give their recommendation to the City Council, if any.

1. Finance Ad Hoc Committee (Chair Baldwin)
2. Mayoral Benefits and Leave Compensation Review Ad Hoc Committee (Chair Baldwin)

IX. 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 April 10, 2023, City Council Study Session Meeting
- B. Minutes of the April 17, 2023, Regular City Council Meeting
- C. Minutes of the April 19, 2023, Special City Council Meeting
- D. Claims Vouchers (Thomas)
Claims voucher list dated May 1, 2023 which includes voucher number 471688 through 471820, in the amount of \$2,836,424.45 and seven wire transfers in the amount of \$826,669.81
- E. Payroll Voucher (Thomas)
Payroll check numbers 539486 through 539487 in the amount of \$628,270.79 electronic deposit transmissions in the amount of \$2,411,796.71 for a grand total of \$3,040,067.50 for the period covering April 13, 2023 to April 26, 2023
- F. Setting the Date for a Public Hearing for Ordinance No. 6908 (Gaub)
City Council to set the date for a Public Hearing for Ordinance 6908 for Enacting Street Payback Requirement for City Project CP2022 Garden Avenue Realignment

(RECOMMENDED ACTION: Move to approve the Consent Agenda.)

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

XII. RESOLUTIONS

A. Resolution No. 5706 (Gaub)

A Resolution setting a Public Hearing to consider the Vacation of Unopened Right-Of-Way located within a portion of 116th Avenue SE that lies North of SE 304th Street, within the City of Auburn, Washington

(RECOMMENDED ACTION: Move to adopt Resolution No. 5706.)

B. Resolution No. 5714 (Gaub)

A Resolution authorizing the Mayor to execute and administer agreements accepting a grant from the Washington State Department of Transportation and Federal Highway Administration for the Lea Hill Road/104th Ave SE Roundabout Project

(RECOMMENDED ACTION: Move to adopt Resolution No. 5714.)

XIII. MAYOR AND COUNCILMEMBER REPORTS

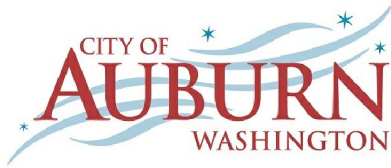
At this time the Mayor and City Council may report on significant items associated with their appointed positions on federal, state, regional and local organizations.

A. From the Council

B. From the Mayor

XIV. ADJOURNMENT

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.



AGENDA BILL APPROVAL FORM

Agenda Subject:

Minutes of the April 10, 2023, City Council Study Session Meeting

Date:

April 27, 2023

Department:

City Council

Attachments:

[04-10-2023 Minutes](#)

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

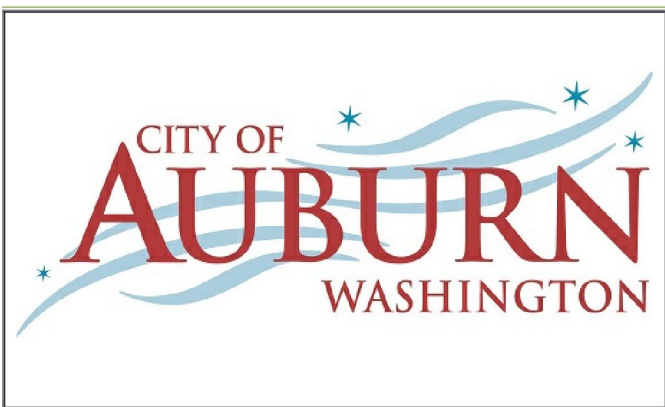
Revised Budget: \$0

Administrative Recommendation:**Background for Motion:****Background Summary:****Reviewed by Council Committees:****Councilmember:**

Meeting Date: May 1, 2023

Staff:

Item Number: CA.A

	City Council Study Session Muni Services SFA April 10, 2023 - 5:30 PM City Hall Council Chambers AGENDA 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

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, Cheryl Rakes, and Yolanda Trout-Manuel. Councilmember Robyn Mulenga was excused.

Department directors and staff members present include: Senior City Staff Attorney Harry Boesche, Assistant Chief of Police Samuel Betz, Director of Innovation and Technology David Travis, Director of Finance Jamie Thomas, Director of Community Development Jeff Tate, Assistant Director of Engineering Services Jacob Sweeting, Senior Traffic Engineer James Webb, Assistant Traffic Engineer Kenneth Clark, Senior Transportation Planner Cecile Malik, Economic Development Coordinator Abid Rahmani, Utility Engineering Manager Ryan Vondrak, Senior Planner Josh Steiner, Sewer Utility Engineer Robert Elwell, Water Utility Engineer Senait Gebreeyesus, Storm Drainage Engineer Tim Carlaw, Business Systems Analyst Chrissy Malave, and Deputy City Clerk Hannah Scholl.

III. AGENDA MODIFICATIONS

There were no modifications to the agenda.

IV. ANNOUNCEMENTS, REPORTS, AND PRESENTATIONS

A. Auburn Valley Humane Society General Shelter Update (Thomas) (15 Minutes)

Director Thomas introduced Phil Morgan, President of the Auburn Valley Humane Society (AVHS), who provided Council with an overview of the history of AVHS, the AVHS Thrift Store, and the merge with NW Spay &

Neuter Center, statistics over the last 10 years, special programs, fundraising events, pet licensing, services offered, and proposed fee increases.

Council discussed public stray intake statistics, number of Veterinarians and their compensation, breed restrictions, volunteer services, after hour emergency care, and revenue increases. Council thanked Phil for all his hard work over the years.

V. AGENDA ITEMS FOR COUNCIL DISCUSSION

A. Ordinance No. 6900 (Thomas) (20 Minutes)

An Ordinance amending Ordinance No. 6879, the 2023-2024 Biennial Operating Budget Ordinance, and Ordinance No. 6888, the 2023-2024 Biennial Capital Budget, authorizing amendment to the City of Auburn 2023-2024 Budget as set forth in Schedule "A" and Schedule "B"

Director Thomas provided Council with an overview of the 2023 Budget Amendment No. 1 including types of adjustments, summary of changes for the General Fund, General Fund impact, APRA projects budget, summary of changes for all other remaining funds; Hotel/Motel Tax, Parks Construction Fund, Mitigation Fee Fund, and the Capital Improvement Fund.

Council discussed the ARPA Funds, and the Broken Window Program.

Councilmember Baldwin requested to explore and discuss what it would look like to potentially add the Broken Window Repair Assistance Program as a line item in the Budget with an earmark of \$100,000.00. Consensus was asked for and received.

B. Resolution No. 5701 (Thomas) (15 Minutes)

A Resolution reviewing a schedule of prices for services provided by the Auburn Valley Humane Society to ensure competitive service prices

Director Thomas provided Council with an overview of Resolution No. 5701.

Council discussed the proposed fees.

C. 2024 Comprehensive Plan Update (Tate) (60 Minutes)

A presentation by City staff as an introduction to the Periodic Comprehensive Plan update due in 2024, including anticipated program milestones

Planner Steiner provided Council with an overview of the 2024 Comprehensive Plan Framework and updates including the Community Development Elements, the purpose and scope, planning policies, state and regional requirements, and policy updates.

Council discussed the Planned Unit Development (PUD) requirements, the

Business Improvement Area (BIA) and Downtown Auburn Cooperative (DAC), demographics, historic preservation element, and the climate change element.

Coordinator Abid Rahmani provided Council with an overview of the Economic Development Element including the goals and objectives, challenges, policies and actions.

Council discussed unoccupied commercial spaces and policies.

Assistant Director Sweeting and Planner Malik provided Council with the Capital Facilities Element including the 2023-2028 Capital Facilities Plan, anticipated policy and framework. They also discussed the Transportation Element including the role within the Comprehensive Plan, required components, new approaches, and policy.

Manager Vondrak and Engineers Elwell, Carlaw, and Gebreeyes provided Council with an overview of the Public Works Utilities Elements including general and private utilities, water, sanitary sewer, and storm drainage, considerations and policies.

Council discussed capacity planning, clean water, recycling, and illegal dumping.

Director Faber provided Council with an overview of the Parks, Recreation, and Open Space Element including anticipated policy and framework, and the timeline.

Council discussed number of park spaces and acres, and the Auburn Arts and Culture Center opening timeframe.

D. Transportation Advisory Board 2022 Annual Report (Gaub) (10 Minutes)

Planner Malik introduced Peter Di Turi, Board Chair of the Transportation Advisory Board (TAB), they provided Council with an overview of the TAB 2022 Annual Report including roles of staff and Board members, focus areas, and the 2023 workplan.

Council discussed the Sounder Train Schedule, and Light Rail opportunities for Auburn.

E. 2022 State of Our Streets (SOS) Report (Gaub) (20 Minutes)

Engineers Webb and Clark provided Council with an overview of the 2022 State of Our Streets including definitions, Pavement Condition Index, Summary of the 2022 Street Conditions, Local Street Program Fund, Arterial/Collector Program Fund, projects completed in 2022, future projects, and next steps.

Council discussed current and future projects.

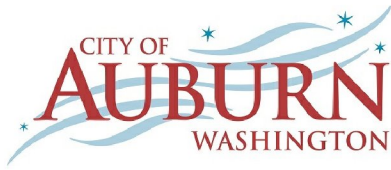
VI. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:46 p.m.

APPROVED this 1st day of May, 2023.

JAMES JEYARAJ, DEPUTY MAYOR Hannah Scholl, Deputy City Clerk

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AGENDA BILL APPROVAL FORM

Agenda Subject:

Minutes of the April 17, 2023, Regular City Council Meeting

Department:

City Council

Attachments:

[04-17-2023 Minutes](#)

Date:

April 27, 2023

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

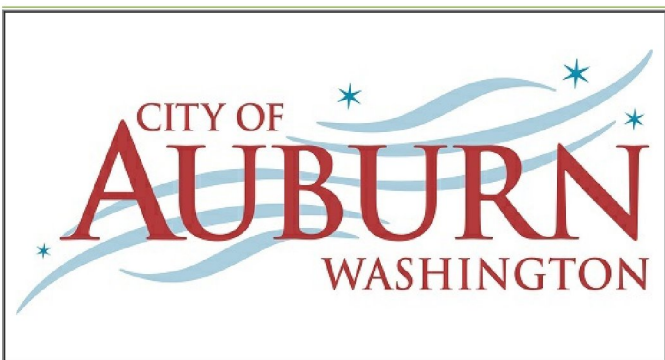
Revised Budget: \$0

Administrative Recommendation:**Background for Motion:****Background Summary:****Reviewed by Council Committees:****Councilmember:**

Meeting Date: May 1, 2023

Staff:

Item Number: CA.B

	City Council Meeting April 17, 2023 - 7:00 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

II. LAND ACKNOWLEDGMENT

III. PUBLIC PARTICIPATION

1. Public Participation

The City Council Meeting was held in person and virtually.

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.

IV. Roll Call

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

Department directors and staff members present included: City Attorney Kendra Comeau, Chief of Police Mark Caillier, Director of Public Works Ingrid Gaub, Director of Equity and Inclusion Brenda Goodson-Moore, Utility Billing Services Manager Joan Nelson, Business Systems Analyst Chrissy Malave, and City Clerk Shawn Campbell.

1. Executive Session

Mayor Backus adjourned into an executive session at 7:01 p.m. per RCW 42.30.110(1)(i) to discuss with legal counsel representing the agency in matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency for 30 minutes. City Attorney Comeau, Chief Caillier, Director of Human

Resources Martinson, and outside Counsel Stew Estes from Keating, Bucklin, & McCormack were required to attend.

Mayor Backus reconvened the meeting at 7:35 p.m.

V. ANNOUNCEMENTS, MAYOR'S PROCLAMATIONS, AND PRESENTATIONS

A. Stress Awareness Month

Mayor Backus proclaimed April 2023 as Stress Awareness Month in the City of Auburn. Miss Auburn's Teen, Kaitlyn Gallo, accepted the proclamation. She thanked Mayor and Council for bringing awareness to the topic.

B. WSDOT Presentation

Blake Jones from WSDOT's I-405/SR 167 Corridor Program to present updates around SR 167 Master Plan Process

Lisa Hodgson and April Delchamps from WSDOT's I-405/SR 167 Corridor Program provided Council with the Master Plan for the I405/SR 167 Corridor Program. They discussed the history of the project, the Executive Advisory Group, the updates to the SR 167 Corridor Improvements, additional projects from the master plan, the process of creating the SR 167 Master Plan, the partner and community engagement, the SR167 Final Study Area, the process to complete the Master Plan, the Master Plan vision statement, goals and recommendation, and the next steps of the project.

Council discussed the toll bonding, and funding for the project.

VI. APPOINTMENTS

A. Transportation Advisory Board

City Council to approve the appointment of Derek Ronnfeldt to the Transportation Advisory Board (Green River College) for a three year term expiring December 31, 2025

Councilmember Rakes moved and Councilmember Trout- Manuel seconded to approve the appointment of Derek Ronnfeldt to the Transportation Advisory Board (Green River College) for a three year term expiring December 31, 2025.

MOTION CARRIED UNANIMOUSLY. 7-0

B. Parks & Recreation Board

City Council to approve the appointment of Tiffany Lindsay to the Parks & Recreation Board for a three year term expiring December 31, 2025

Councilmember Baldwin moved and Deputy Mayor Jeyaraj seconded to approve the appointment of Tiffany Lindsay to the Parks & Recreation Board for a three year term expiring December 31, 2025.

MOTION CARRIED UNANIMOUSLY. 7-0

VII. AGENDA MODIFICATIONS

The Stress Awareness Month Proclamation was added to the agenda.

VIII. CITIZEN INPUT, PUBLIC HEARINGS AND CORRESPONDENCE

A. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue.

1. The public can participate in-person or submit written comments in advance.

Traci Dysart

Ms. Dysart expressed her concerns regarding crime in Auburn and suggested a City funded Self-Defense Course.

David Chivis 17 S. Division Street

Mr. Chivis thanked the Mayor and Council for the Auburn Magazine and the art in the downtown core. He expressed concern regarding drug use in the downtown area.

Virginia Haugen 2503 R Street SE

Ms. Haugen expressed concern about the Mayor's accrual of vacation and sick leave and the change from Committee meetings to Special Focus Area meetings.

B. Correspondence

There was no correspondence for Council to review.

IX. COUNCIL AD HOC COMMITTEE REPORTS

Council Ad Hoc Committee Chairs may report on the status of their ad hoc Council Committees' progress on assigned tasks and may give their recommendation to the City Council, if any.

1. Finance Ad Hoc Committee (Chair Baldwin)

Councilmember Baldwin, Chair of the Finance ad hoc committee, reported she and Councilmember Baggett have reviewed the claims and payroll vouchers described on the agenda this evening and recommended their approval.

2. Mayoral Benefits and Leave Compensation Review Ad Hoc Committee (Chair Baldwin)

Councilmember Baldwin, Chair of the Mayoral Benefits and Leave

Compensation Review ad hoc committee provided the full Council the background for the proposed ad hoc committee, she reviewed the defined duties for the ad hoc committee, the timeline of the process, the materials received by the ad hoc committee, and the comparison spreadsheet. The Committee discussed the need to clarify the Independent Salary Commission's scope and roll, the vacation leave accruals, and the sick leave accruals.

Council discussed the option of vacation leave balances and caps, the Independent Salary Commission's roll, the comparisons from other jurisdictions, and historical precedents.

X. 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 April 3, 2023 City Council Meeting

B. Claims Vouchers (Thomas)

Claims voucher list dated April 17, 2023 which includes voucher number 471551 through 471687, in the amount of \$3,970,985.11 and three wire transfers in the amount of \$870,450.27

C. Payroll Voucher (Thomas)

Payroll check numbers 539483 through 539485 in the amount of \$78,448.18, electronic deposit transmissions in the amount of \$2,756,038.99 for a grand total of \$2,677,590.81 for the period covering March 30, 2023 to April 12, 2023

Deputy Mayor Jeyaraj moved and Councilmember Trout-Manuel seconded to approve the consent agenda.

MOTION CARRIED UNANIMOUSLY. 7-0

XI. UNFINISHED BUSINESS

There was no unfinished business.

XII. NEW BUSINESS

Councilmember Baldwin moved and Deputy Mayor Jeyaraj seconded to request that the City Attorney's Office draft an Ordinance amending ACC 2.08.020 to clarify that the City's Independent Salary Commission sets only the salary for the Mayor and City Councilmembers.

Council discussed the roll of the Independent Salary Commission.

MOTION CARRIED 6-1 Councilmember Brown voted no.

Councilmember Baldwin moved and Deputy Mayor Jeyaraj seconded to request that the City Attorney's Office draft an Ordinance setting vacation

and sick leave benefit provisions for the Office of the Mayor pursuant to the ad hoc committee's report and recommendations to the Council to establish a vacation leave cap of 364 hours and to establish a graduated payout of sick leave accrual based on rates used for unaffiliated staff and to follow a method to implement now.

Council discussed the implementation of the Ordinance.

MOTION CARRIED 6-1 Councilmember Brown voted no.

XIII. ORDINANCES

A. Ordinance No. 6900 (Thomas)

An Ordinance amending Ordinance No. 6879, the 2023-2024 Biennial Operating Budget Ordinance, and Ordinance No. 6888, the 2023-2024 Biennial Capital Budget, authorizing amendment to the City of Auburn 2023-2024 Budget as set forth in Schedule "A" and Schedule "B"

Councilmember Baldwin moved and Councilmember Mulanga seconded to approve Ordinance No. 6900.

MOTION CARRIED UNANIMOUSLY. 7-0

XIV. RESOLUTIONS

A. Resolution No. 5701 (Thomas)

A Resolution reviewing a schedule of prices for services provided by the Auburn Valley Humane Society to ensure competitive service prices

Deputy Mayor Jeyaraj moved and Councilmember Baggett seconded to approve Resolution No. 5701.

MOTION CARRIED UNANIMOUSLY. 7-0

B. Resolution No. 5713 (Thomas)

A Resolution authorizing the Mayor to execute an agreement between the City of Auburn and King County to implement the 2023-2024 Local Hazardous Waste Management Program and to accept and expend program grant funds

Councilmember Trout-Manuel moved and Councilmember Mulenga seconded to approve Resolution No. 5713.

MOTION CARRIED UNANIMOUSLY. 7-0

C. Resolution No. 5715 (Caillier)

A Resolution declaring an Auburn Police Department canine as surplus property and approving its transfer to a purchaser by contract

Councilmember Mulenga moved and Councilmember Baggett seconded to approve Resolution No. 5715.

MOTION CARRIED UNANIMOUSLY. 7-0

XV. MAYOR AND COUNCILMEMBER 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

Councilmember Rakes reported she attended the Arbor Day Tree Planting event, and the Terry's Home Benefit event.

B. From the Mayor

Mayor Backus reported she hosted US Congressman Adam Smith and King County Councilmember Dave Upthegrove on a tour of encampments around Auburn, Behavioral Health meeting with Kent, Renton and Tukwila, US Conference of Mayors meeting, and a Tamil Celebration.

Mayor invited people to the State of the City, and she will be presenting at The Cities and Schools Meeting a proposal to create an Opioid and Fentanyl Task force.

XVI. ADJOURNMENT

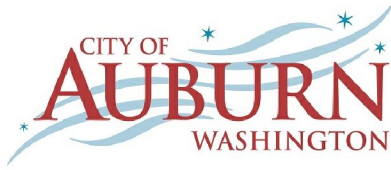
There being no further business to come before the Council, the meeting was adjourned at 9:15 p.m.

APPROVED this 1st day of May, 2023.

NANCY BACKUS, MAYOR

Shawn Campbell, City Clerk

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AGENDA BILL APPROVAL FORM

Agenda Subject:

Minutes of the April 19, 2023, Special City Council Meeting

Department:

City Council

Attachments:

[04-19-2023 Minutes](#)

Date:

April 27, 2023

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

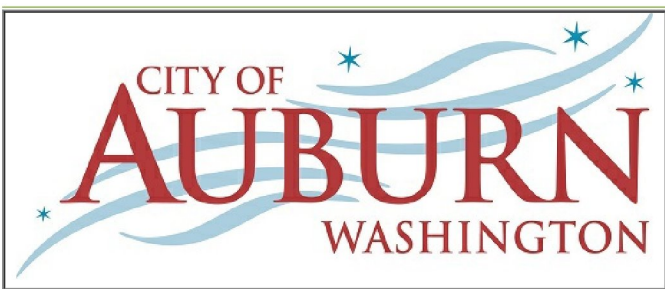
Revised Budget: \$0

Administrative Recommendation:**Background for Motion:****Background Summary:****Reviewed by Council Committees:****Councilmember:**

Meeting Date: May 1, 2023

Staff:

Item Number: CA.C

	Special City Council Meeting April 19, 2023 - 6:00 PM Muckleshoot Indian Tribe Convention Center - 2402 Auburn Way South MINUTES
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I. **CALL TO ORDER**

Mayor Nancy Backus called the meeting to order at 6:00 p.m. at the Muckleshoot Convention Center located at 2402 Auburn Way South, Auburn.

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

A. **PUBLIC PARTICIPATION**

1. Public Participation

The meeting was held in person and virtually.

II. **NEW BUSINESS**

A. State of the City

Mayor Backus to provide the State of the City Address

Mayor Backus provided the State of the City Address. She shared what she believes are the core pillars of City leadership; Compassion, Accountability, and Community. She reviewed the progress and plans that have been developed over the past year including, the DEI initiative called Inclusive Auburn, work at the Arts and Culture Center, The REC Teen Center, public art, special events, homelessness, homeless encampments, public outreach, the Auburn Resource Center, the Auburn Food Bank, Community Court, the Community Response Team, the Salvation Army Street Level Team, Auburn Police Department, the Police Advisory Committee, the Housing Repair Program, Auburn's drinking water systems, the storm water systems, Local Street Program, and the Pavement Condition Index, street preservation, the Auburn Municipal Airport, passport services, graffiti abatement, and crime prevention through Environmental Design Plans.

III. ADJOURNMENT

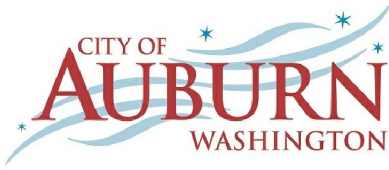
There being no further business to come before the Council, the meeting was adjourned at 7:33 p.m.

APPROVED this 1st day of May, 2023.

NANCY BACKUS, MAYOR

Shawn Campbell, City Clerk

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AGENDA BILL APPROVAL FORM

Agenda Subject:

Claims Vouchers (Thomas)

Date:

April 26, 2023

Department:

Finance

Attachments:

No Attachments Available

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

Administrative Recommendation:

Approve Claim Vouchers.

Background for Motion:**Background Summary:**

Claims voucher list dated May 1, 2023 which includes voucher number 471688 through 471820, in the amount of \$2,836,424.45 and seven wire transfers in the amount of \$826,669.81.

Reviewed by Council Committees:

Councilmember: Baldwin

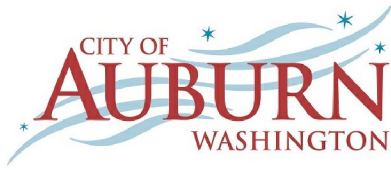
Staff:

Thomas

Meeting Date: May 1, 2023

Item Number:

CA.D



AGENDA BILL APPROVAL FORM

Agenda Subject:

Payroll Voucher (Thomas)

Date:

April 26, 2023

Department:

Finance

Attachments:

No Attachments Available

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

Administrative Recommendation:**Background for Motion:**

Approve Payroll Vouchers.

Background Summary:

Payroll check numbers 539486 through 539487 in the amount of \$628,270.79 electronic deposit transmissions in the amount of \$2,411,796.71 for a grand total of \$3,040,067.50 for the period covering April 13, 2023 to April 26, 2023

Reviewed by Council Committees:

Councilmember: Baldwin

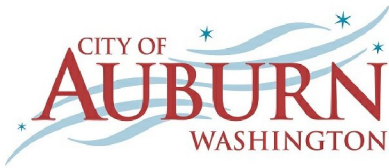
Staff:

Thomas

Meeting Date: May 1, 2023

Item Number:

CA.E



AGENDA BILL APPROVAL FORM

Agenda Subject:

Setting the Date for a Public Hearing for Ordinance No. 6908
(Gaub)

Date:

April 26, 2023

Department:

Public Works

Attachments:

[Project Vicinity Map](#)

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

Administrative Recommendation:

Set date for Public Hearing for Ordinance 6908 for Enacting Street Payback Requirement for City Project CP2022 Garden Avenue Realignment as June 5, 2023, at 7:00 pm.

Background for Motion:**Background Summary:**

City Project CP2022 – Garden Avenue Realignment is constructing improvements that will close the existing connection from Garden Avenue/102nd Avenue SE to Lea Hill Road/8th Street NE and construct a new roadway connection from Garden Avenue/102nd Avenue SE to 104th Avenue SE. The project includes improvements along the undeveloped parcel No. 3339400655 that directly benefit the parcel and the City Engineer has determined are eligible for assessing a payback requirement (also known as a latecomers assessment) in accordance with Auburn City Code 3.25.050. The payback requirement will require the property owner to reimburse the City for its costs to make the improvements along the property frontage when and if the property develops.

Auburn City Code 3.25.080 requires the City to conduct a public hearing to consider an ordinance establishing the payback requirement, to notify the property owner of the proposed payback requirement of the public hearing, and to allow them time to comment on the proposed payback requirement.

Staff will present further background and information at the Council Study Session on May 22, 2023 prior to the hearing.

Reviewed by Council Committees:

Councilmember: Brown

Staff:

Gaub

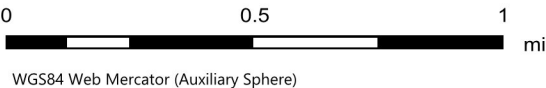
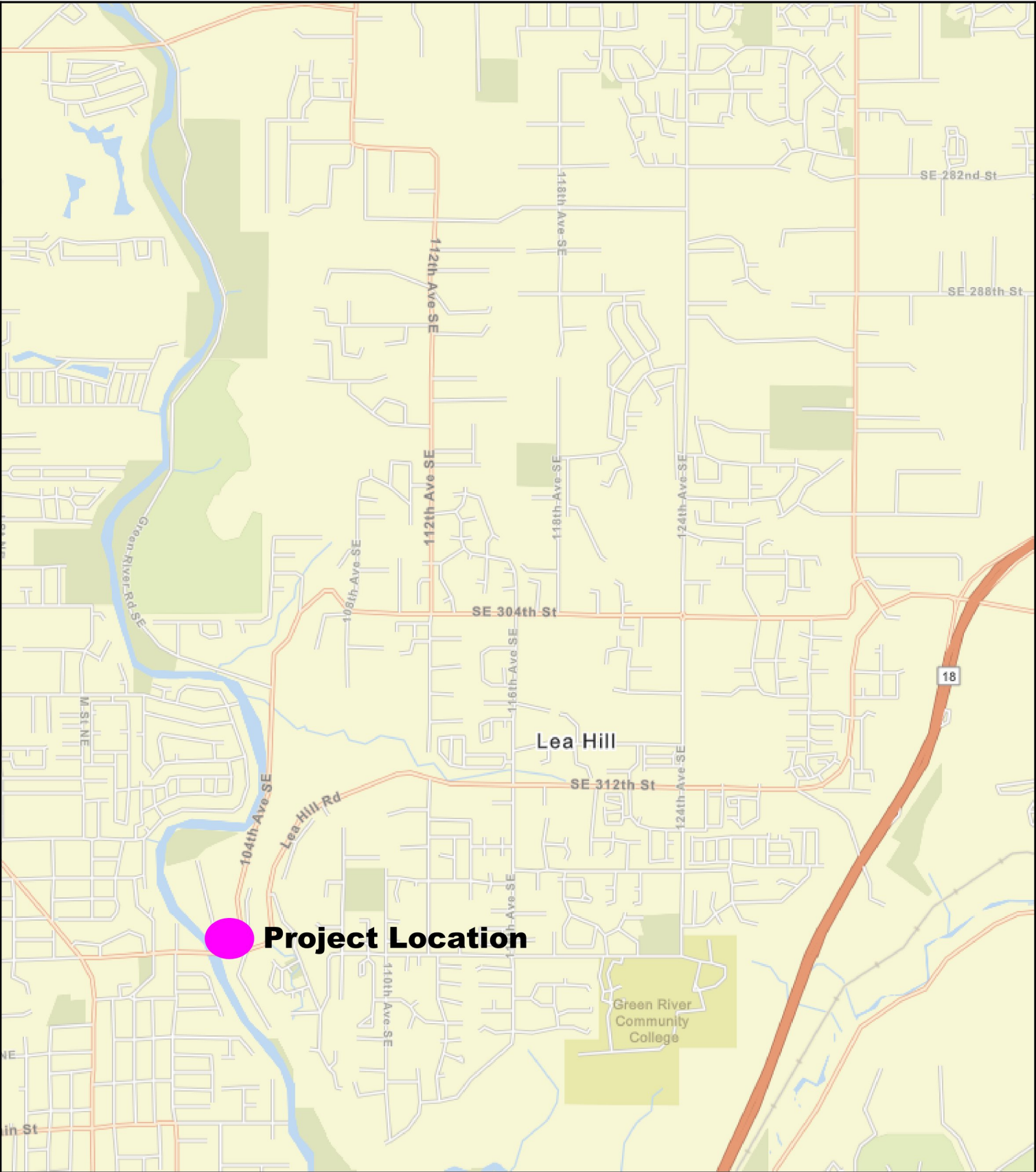
Meeting Date: May 1, 2023

Item Number:

CA.F

CP2022 Garden Avenue Realignment

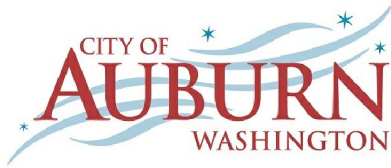
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Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.



AGENDA BILL APPROVAL FORM

Agenda Subject:

Resolution No. 5706 (Gaub)

Date:

April 17, 2023

Department:

Public Works

Attachments:

[Resolution No. 5706](#)

[Exhibit A Legal Description](#)

[Exhibit B Survey Depiction](#)

[Staff Report](#)

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

Administrative Recommendation:

City Council adopt Resolution No. 5706.

Background for Motion:

This Resolution will set June 5, 2023 as the date for the public hearing to consider the vacation of unopened right-of-way located within a portion of 116th Avenue SE that lies north of SE 304th Street.

Background Summary:

Chad Guptil has applied to the City for vacation of unopened right-of-way located within a portion of 116th Avenue SE that lies north of SE 304th Street. The applicant owns the adjacent parcel #7867000009 to the east and has applied for the vacation to resolve building encroachment and maintenance issues that were created when the house was built in 1960 prior to his family's ownership of the parcel. A portion of the west side of the house is currently located within the unopened right-of-way of 116th Avenue SE.

The application has been reviewed by City staff and utility purveyors who have an interest in this right-of-way. Through this review City staff has determined that the right-of-way is not necessary to meet the needs of the City and could be vacated with conditions.

Resolution No. 5706, if adopted by City Council, sets the date of the Public Hearing for ROW Vacation No. VAC22-0003 for June 5, 2023.

Reviewed by Council Committees:

Councilmember: Brown

Staff:

Gaub

Meeting Date: May 1, 2023

Item Number:

RES.A

RESOLUTION NO. 5706

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, SETTING A PUBLIC HEARING TO CONSIDER THE VACATION OF UNOPENED RIGHT-OF-WAY LOCATED WITHIN A PORTION OF 116TH AVENUE SE THAT LIES NORTH OF SE 304TH STREET, WITHIN THE CITY OF AUBURN, WASHINGTON.

WHEREAS, the City received a petition signed by the owners of at least two-thirds (2/3) of the property abutting unopened City right-of-way located within a portion of 116th Avenue SE that lies north of SE 304th Street. The petition requests that the City vacate its interest in this right-of-way; and

WHEREAS, RCW 35.79.010 and ACC 12.48.070 require the City to set a public hearing to consider the proposed vacation by Resolution, with the date of the hearing being not more than sixty (60) days nor less than twenty (20) days after the date of passage of such Resolution; and

WHEREAS, consistent with these authorities, this Resolution sets a timely public hearing to consider the proposed vacation.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, RESOLVES as follows:

Section 1. A public hearing to consider the petition for vacation of the City's unopened right-of-way located within a portion of 116th Avenue SE that lies north of SE 304th Street (legally described in attached Exhibit "A", and shown on the survey depiction marked as attached Exhibit "B") is set for 7:00 p.m. on the 5th day of June, 2023, at the City Council Chambers at 25 West Main Street, Auburn, Washington, 98001. All persons wishing to speak to this proposed vacation at the public hearing are invited to attend.

Section 2. The Mayor is authorized to implement those administrative procedures necessary to carry out the directives of this legislation, including posting notice of such public hearing as required by State law and City Ordinance.

Section 3. This Resolution will take effect and be in full force on passage and signatures.

DATED and SIGNED this _____ day of _____, 2023.

CITY OF AUBURN

NANCY BACKUS, MAYOR

ATTEST:

APPROVED AS TO FORM:

Shawn Campbell, MMC, City Clerk

Kendra Comeau, City Attorney

PUBLISHED: _____

EXHIBIT "A"

LEGAL DESCRIPTION FOR RIGHT OF WAY VACATION

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 21 NORTH, RANGE 5 EAST, W.M.

THENCE NORTH 00°58'55" EAST ALONG THE WEST LINE OF SAID SECTION 4 ALSO BEING WEST RIGHT OF WAY MARGIN OF 116TH AVE. SE AS DEDICATED BY PLAT OF THE SOUND TRUSTEE COMPANY'S THIRD ADDITION VOLUME 13 OF PLATS, PAGE 100, A DISTANCE OF 714.83 FEET TO THE POINT OF BEGINNING, BEING THE SOUTHEAST CORNER OF TRACT E, PLAT OF CARRINGTON POINTE, VOLUME 249 OF PLATS, PAGES 30-34;

THENCE CONTINUE ALONG SAID WEST MARGIN NORTH 00°58'55" EAST A DISTANCE OF 152.22 FEET;

THENCE SOUTH 87°50'54" EAST A DISTANCE OF 30.01 FEET THE NORTHWEST CORNER OF LOT "D", KCLLA #L98L0001 RECORDED UNDER KING COUNTY RECORDING NO. 9807071113;

THENCE SOUTH 00°58'55" WEST ALONG THE WEST LINE OF SAID LOT "D", A DISTANCE OF 222.05 FEET TO THE SOUTHWEST CORNER OF SAID LOT "D";

THENCE NORTH 87°50'54" WEST A DISTANCE OF 11.52 FEET;

THENCE ON A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 341.24 FEET WHICH BEARS NORTH 13°46'14" WEST AND A THROUGH CENTRAL ANGLE OF 82°10'10", A DISTANCE ALONG SAID CURVE OF 72.74 FEET TO THE POINT OF BEGINNING.

SAID DESCRIBED AREA CONTAINING 5922 SQUARE FEET, MORE OR LESS.

SITUATE IN KING COUNTY, WASHINGTON.

THE BASIS OF BEARINGS IS THE CENTERLINE OF SE 304TH STREET BEING NORTH 87°52'16" WEST AS SHOWN PER ROS GUPTM-01B, UNDER KING COUNTY RECORDING NUMBER 200505179000020, AS SHOWN.

EXHIBIT PREPARED FOR: CHAD GUPTIL
DRAWN BY: RJR
FILE NAME: GUPTM-01B-EXB



SHEET 1 OF 2

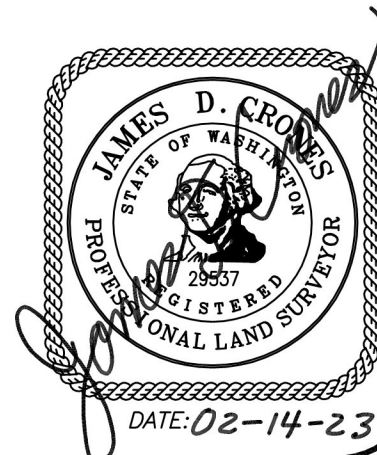
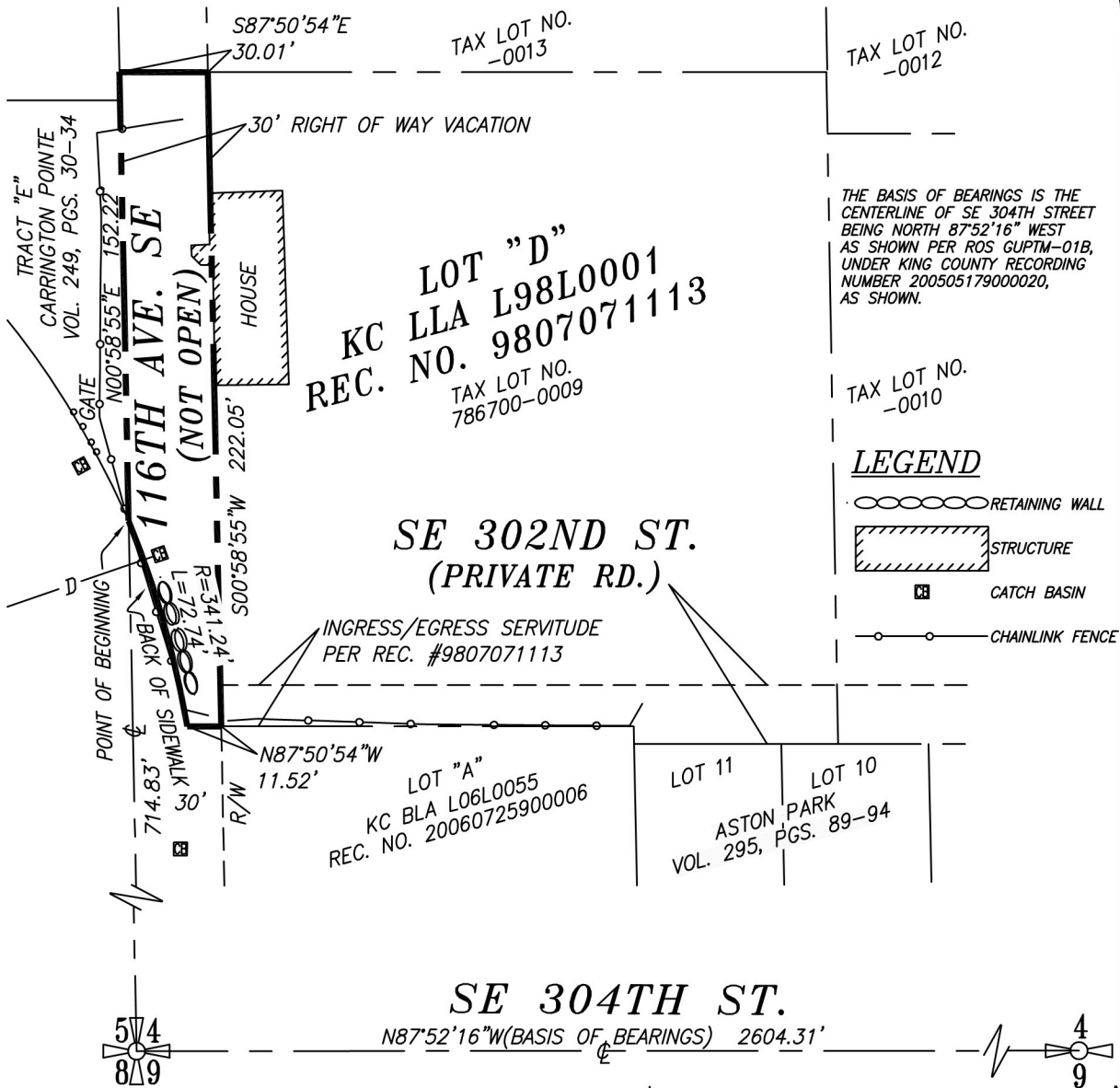


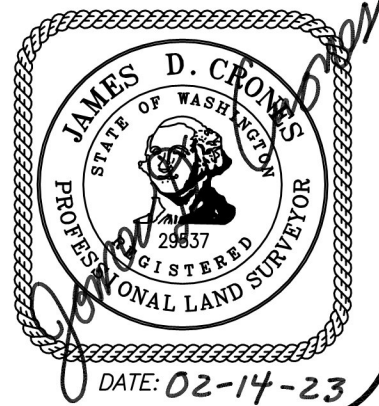
EXHIBIT "B" RIGHT OF WAY VACATION DEPICTION

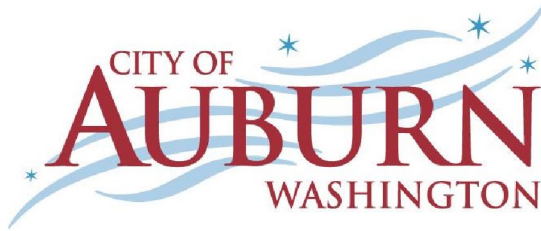


SCALE: 1" = 60'
 EXHIBIT PREPARED FOR: CHAD GUPTIL
 DRAWN BY: RJR
 FILE NAME: GUPTM-01B-EXB



SHEET 2 OF 2





RIGHT-OF-WAY VACATION STAFF REPORT

Right-of-Way (ROW) Vacation Number VAC22-0003

Applicant: Chad Gupatil

Property Location: Unopened right-of-way located within a portion of 116th Avenue SE, north of SE 304th Street.

Description of right-of-way:

The ROW proposed for vacation consists of unopened right-of-way located within a portion of 116th Avenue SE that lies north of SE 304th Street. The proposed ROW is adjacent to Parcel No. 7867000009 on the east side, Parcel No. 1402970280 and 1402900760 on the west side, and bordered by City right-of-way to the north and south. The total proposed area of ROW for vacation is approximately 5,922± square feet.

The proposed ROW vacation area originally became ROW in 1906 when it was dedicated as a roadway with the Plat of The Sound Trustee's Third Addition recorded in Volume 10 of Plats, Page 100, Records of King County, Washington on October 18, 1906. The area was annexed into Auburn city limits on January 1, 2008.

See Exhibit "A" for legal description and Exhibit "B" for survey depiction.

Proposal:

The Applicant is proposing that the ROW be vacated so that the applicant can incorporate the area into their property and resolve encroachment and maintenance issues that were created when the house was built in 1960. A portion of the west side of the house is currently located within the unopened right-of-way of 116th Avenue SE.

Applicable Policies & Regulations:

- RCW's applicable to this situation - meets requirements of RCW 35.79.
- MUTCD standards - not affected by this proposal.
- City Code or Ordinances - meets requirements of ACC 12.48.
- Comprehensive Plan Policy - not affected.
- City Zoning Code - not affected.

Public Benefit:

- Vacated Right-of-Way areas typically have a financial benefit to the general public because the vacated areas are subject to property taxes
- The street vacation decreases the Right-of-Way maintenance obligation of the City.

Discussion:

The vacation application was circulated to Puget Sound Energy (PSE), Comcast, CenturyLink, Zayo, and City staff.

1. Puget Sound Energy (PSE) – PSE does not have electrical or gas facilities located within the proposed vacation area and does not require an easement.
2. Comcast – Comcast has no facilities located in the proposed vacation area and does not require an easement.
3. CenturyLink – CenturyLink has no objections to the proposed vacation and does not require an easement.
4. Zayo – Zayo has no facilities in the proposed vacation area and does not require and easement.
5. Engineering – All City facilities located in the proposed vacation area will require easements to ensure that they are accessible to the City. The City will require access through the existing gate for maintenance and inspection of the existing sewer facilities and retaining wall located within the proposed vacation area.
6. Transportation – Transportation Planning has no concerns with proposed vacation. Currently, there are no projects for a future road extension in the area of the proposed vacation in the comprehensive transportation plan.
7. Planning – While planning division has no specific objection and the applicant is seeking to correct a situation that appears to have been in existing from 1960 (KC website assessor's records date of structure), the ROW appears to be continuous ROW that could have been originally intended to serve future development to the north. However, there appears to be some undetermined amount of inventoried wetlands within the ROW off-site to the north that complicates improving this ROW and future development would likely require roadway connections to 118th Ave SE instead.
8. Water – An easement will need to be retained across the proposed vacation area for future water facilities. No facilities are proposed at this time, but future development of properties to the north could necessitate water facilities in the proposed vacation area.
9. Sewer – An easement is required to be retained across the proposed vacation area for existing sewer facilities.
10. Storm – An easement is required for the existing storm pipe located in the proposed vacation area. Applicant shall be required to take ownership of the catch basin located in the proposed vacation area that serves the privately

owned ornamental storm pond lying partially within the right-of-way. The ornamental storm pond shall continue to be privately owned and maintained.

11. Fire – Review completed and the Fire Marshal had no comments.
12. Solid Waste – No comments.
13. Police – No comments.
14. M&O – City crews will require access for regular maintenance and inspection of the existing sewer facilities located in the proposed vacation area.
15. Construction Inspection – No comments.
16. Innovation and Technology – No comments

Assessed Value:

ACC 12.48 states: “The city council may require as a condition of the ordinance that the city be compensated for the vacated right-of-way in an amount which does not exceed one-half the value of the right-of-way so vacated, except in the event the subject property or portions thereof were acquired at public expense or have been part of a dedicated public right-of-way for 25 years or more, compensation may be required in an amount equal to the full value of the right-of-way being vacated. The city engineer shall estimate the value of the right-of-way to be vacated based on the assessed values of comparable properties in the vicinity. If the value of the right-of-way is determined by the city engineer to be greater than \$2,000, the applicant will be required to provide the city with an appraisal by an MAI appraiser approved by the city engineer, at the expense of the applicant. The city reserves the right to have a second appraisal performed at the city’s expense.”

RCW 35.79.030 states the vacation “shall not become effective until the owners of property abutting upon the street or alley, or part thereof so vacated, shall compensate such city or town in an amount which does not exceed one-half the appraised value of the area so vacated. If the street or alley has been part of a dedicated public right-of-way for twenty-five years or more, or if the subject property or portions thereof were acquired at public expense, the city or town may require the owners of the property abutting the street or alley to compensate the city or town in an amount that does not exceed the full appraised value of the area vacated.”

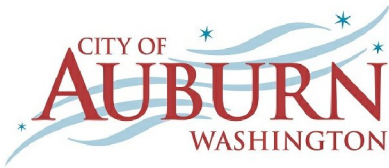
An appraisal by an MAI appraiser of the subject right-of-way was required to be submitted by the applicant. The appraisal was reviewed and found to be acceptable. The appraisal values the right-of-way using “as-is” market value based on the fee simple interest in the subject property at \$5,400.00. The right-of-way has been right-of-way for more than 25 years and was provided through dedication of the to the Plat of The Sound Trustee’s Third Addition in 1906 and annexation into the City of Auburn in 2008.

Recommendation:

3 of 4
April 11, 2023
VAC22-0003 Staff Report

Staff recommends that the street vacation be granted subject to the following conditions:

1. An easement shall be reserved for existing and future City Sewer, Stormwater, Water, and retaining wall facilities.
2. Staff recommends that the existing catch basin located in the vacated right-of-way area that serves the privately owned ornamental storm pond be owned and maintained by those persons entitled to receive the property lying within the vacated right-of-way in accordance with RCW 35.79.040.
3. Staff recommends that compensation for the value of the right-of-way not be required as it was initially dedicated as right-of-way through recording of a plat at no cost to the City.



AGENDA BILL APPROVAL FORM

Agenda Subject:

Resolution No. 5714 (Gaub)

Date:

April 20, 2023

Department:

Public Works

Attachments:

[Resolution No. 5714](#)

[Vicinity Map](#)

Budget Impact:

Current Budget: \$0

Proposed Revision: \$0

Revised Budget: \$0

Administrative Recommendation:

City Council adopt Resolution No. 5714.

Background for Motion:

This Resolution accepts grant funding awarded to the City by the Washington State Department of Transportation (WSDOT) and the Federal Highway Administration (FHWA) in the amount of \$476,000 for the design of the Lea Hill Road/104th Avenue SE Roundabout project that will construct a roundabout to replace the existing traffic signal at the intersection of Lea Hill Road and 104th Avenue SE.

Background Summary:

Resolution 5714 accepts grant funding awarded to the City by WSDOT and FHWA in the amount of \$476,000 for the design of the Lea Hill Road/104th Avenue SE Roundabout project. This project was identified as part of the Lea Hill Road Corridor Study completed in 2020 and will construct a roundabout to replace the existing traffic signal at the intersection of Lea Hill Road and 104th Avenue SE.

The grant award requires a local match of approximately \$84,000, which is available from collected transportation impact fees. This federal grant funds the project design only and construction funding has not yet been secured. The City will pursue construction funding through other grant opportunities as they are available. Additional information regarding the roundabout will be provided to the public and City Council as the design progresses.

Reviewed by Council Committees:

Councilmember: Brown

Staff:

Gaub

Meeting Date: May 1, 2023

Item Number:

RES.B

RESOLUTION NO. 5714

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AUTHORIZING THE MAYOR TO EXECUTE AND ADMINISTER AGREEMENTS ACCEPTING A GRANT FROM THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION AND FEDERAL HIGHWAY ADMINISTRATION FOR THE LEA HILL ROAD/104TH AVE SE ROUNDABOUT PROJECT

WHEREAS, the City applied for, and has been awarded, a competitive grant to fund the design phase of the Lea Hill Road/104th Ave SE Roundabout project (Project);

WHEREAS, the Project is included in the City's Transportation Improvement Program (TIP) as Project #I-12;

WHEREAS, the grant funds awarded for the Project is approximately \$476,000 and the total local match required is approximately \$84,000, which is available from collected transportation impact fees.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, RESOLVES as follows:

Section 1. The Mayor is authorized to execute and administer a grant agreement with the Washington State Department of Transportation for a total of \$476,000 or any other amount authorized by WSDOT for the Projects as long as local matching funds are available.

Section 2. The Mayor is authorized to negotiate, enter, and administer agreements to spend the grant funds for the Projects, and to implement other administrative procedures necessary to carry out the directives of this legislation.

Section 3. That this Resolution shall take effect and be in full force on passage and signatures.

Dated and Signed this _____ day of _____, 2023.

CITY OF AUBURN

NANCY BACKUS, MAYOR

ATTEST:

Shawn Campbell, City Clerk

APPROVED AS TO FORM:

Kendra R. Comeau, City Attorney

Lea Hill Road/104th Ave SE Roundabout



1,504.7

NAD_1983_StatePlane_Washington_North

Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.

