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CITY OF SEDRO-WOOLLEY  
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Regular Meeting of the City Council  
September 25, 2013 – 7:00 P.M. – Council Chambers

ROLL CALL: Present: Mayor Mike Anderson, Councilmembers: Kevin Loy, Tom Storrs, Keith Wagoner, Hugh Galbraith, Rick Lemley and Brett Sandström. Staff: Recorder Brue, Finance Director Nelson, City Supervisor/Attorney Berg, Asst. Fire Chief Olson and Police Chief Wood.

The Meeting was called to order at 7:00 P.M. by Mayor Anderson.

Pledge of Allegiance

Consent Calendar

- Approval of Agenda
- Minutes from Previous Meeting
- Finance
  - Claim Checks #77641 to #77736 in the amount of \$1,045,345.27
  - Payroll Checks #56527 to #56636 in the amount of \$191,201.07
- Possible Contract Amendment No. 2 – Contract 2013-PW-06 – Generator Services NW LLC
- Supplemental Agreement No. 6 to Professional Services Agreement No. 2012-PS-14 for Design Phase Services for the SR20/Cook Road Realignment and Extension Project – David Evans and Associates, Inc.
- Ordinance 1778-13 – Revisions to Arts Commission (name change)

Councilmember Storrs moved to approve the consent calendar Items A through F. Seconded by Councilmember Wagoner. Motion carried (6-0).

Special Presentation – Swearing in of Reserve Police Officer David Adams

Police Chief Wood introduced David Adams as the newest Reserve Police Officer. Wood presented a brief background of Officer Adams. Mayor Anderson administered the Oath of Office. A round of applause was received by Officer Adams.

Public Comment

Elizabeth Fernando – 508 Creek Lane, spoke of a transient sleeping on a bench on Metcalf Street and expressed concern now that the weather is turning.

Councilmember Wagoner requested City Supervisor/Attorney Berg provide background and guidance to Council regarding the Oxford House located 417 Warner Street. Berg stated the Oxford House is an independent entity and has special status under the law. The Oxford House was starting in the 1970's and now has over 1200 homes nationwide. Each house is governed by a democratically elected body and are committed to drug and

alcohol rehabilitation. There are both male and female houses with between 7 to 15 occupants. Berg reviewed the history of laws which gives the Oxford House special status. He also reviewed past litigation and Supreme Court decision of the Washington State Housing Act. City Attorney/Supervisor Berg noted he gave each Councilmember a copy of the treatise on group homes that was prepared by the Vancouver City Attorney. He also cautioned Council, regardless of community concerns, any actions regarding the occupants or use that would be different from that house versus any other house could easily be construed as discrimination.

Some discussion ensued regarding occupancy limits for single family homes, building code issues, history of permitting for remodel, house currently being subject to a stop work order for building code issues of a basement remodeling, Oxford House being very upfront with City stating they would not occupying space without an occupancy permit.

Susan Bishop – 402 Talcott St., addressed the Council regarding the status of a certificate of occupancy and neighbor complaints regarding nuisance issues.

Discussion took place regarding parking of vehicles, information available on Oxford House website and the number of Oxford Houses in nearby cities.

Charlie Bishop – 402 Talcott Street, questioned the length of stay of the tenants and who determines relapse.

Stacy & Richard Penno – 335 Warner St., questioned the backgrounds of the residents, expressed concern with the proximity to schools, self-regulations, occupancy of the basement and the history of the charters.

Police Chief Wood noted the Oxford House is not familiar to law enforcement. He also noted that he spoke with Department of Corrections who indicated the house is not regulated by them but the homes are known to be pretty quiet.

Councilmember Wagoner commented as the home being within his ward and directly behind him he plans to honor the good neighbor policy and will be introducing himself to the residents.

Charlie Bishop – questioned where the failures go.

Stacy Penno – addressed parking and obstruction of the sidewalk.

Patsy Burke – 286 Klinger St, thanked the Fire Department and Police Department staff for always being helpful and caring. She expressed concern regarding traffic and safety issues within the Klinger Estates housing development to include the need for four way stops and spoke on the lack of crosswalks in certain areas. She also addressed a car continually parking and blocking a fire hydrant as well as the need for painting of the curbs and traffic domes.

It was noted by city staff the implementation of Murrow Street might alleviate some of the traffic through Klinger Estates.

### Resolution – Adopting an Interlocal Agreement Creating the Health Care Program with AWC Trust

City Supervisor/Attorney Berg reviewed background information regarding AWC and the AWC Benefit Trust, provider of medical, dental, vision and life insurance to member cities. He noted in the past AWC has used Regence. Effective Jan 1 AWC will become a self-insured pool of members. The goal is to avoid some of the new federal tax on health insurance, contain costs and tailor programs to its member's interest. In order to remain a part of it, all of their member customers are required to adopt a resolution. 2014 rates will be the same as 2013 and the well city discount will still apply. There is a November 15 deadline.

Council discussion ensued regarding withdrawal options should dissatisfaction occur and consistency with the two read rule.

### Municipal Integrated Financial Management Software – BIAS Software

Finance Director Nelson reviewed the current software system which is a DOS based system purchased sometime prior to 1993 and was used by the majority of cities in its time. She noted that numerous cities have changed systems, some several times since that time. She reviewed the RFP process with four responses received. The top two were chosen for demonstrations and field trips were taken to nearby cities currently using the software as well as and numerous phone reference checks were conducted. Nelson stated staff would like to recommend the purchase of BIAS software as it best fits our city's needs. Their proposal is in the Council packet for review. Nelson also noted one of the comments mentioned in the reference checks was efficiency. She requested approval of BIAS Software and authorize mayor to sign associated documents.

Council discussion regarding what other cities are using the software, transfer of data, accuracy, projected timing for going live at calendar year, discussion of the two read rule, clarification of the deadline for live operation beginning January 1, 2014.

Councilmember Wagoner moved to approve the selection of Bias Software and authorize the Mayor to sign all associated documents. Seconded by Councilmember Lemley.

Further discussion took place to include cost, funding sources, basic components and equipment and sales tax.

Motion carried (6-0).

Clarification of the two reading rule was requested with Mayor Anderson making the explanation.

### **COMMITTEE REPORTS AND REPORTS FROM OFFICERS**

Asst. Fire Chief Olson – announced Fire Prevention Week to be held October 6 – 12 in the local schools including Lyman and Samish. He also reported on upcoming Fire Fighter testing for quarter residents, noting at this time there are no openings but they are trying to build a list of interest. Skagit EMS office will be bringing five defibrillators and

training will be provided. Olson announced tickets are available for the upcoming Boot to Burn dance and auction.

Finance Director Nelson – noted the 2014 budget process has started and the department requests were due this past Monday. She also reported the State Audit team has arrived and will be in house through Monday.

Councilmember Loy – reported on the recent Skate Board competition and acknowledged the great community help in putting on the event.

Councilmember Storrs – noted interesting things that occur downtown.

Councilmember Wagoner – announced he was glad to be back.

Councilmember Galbraith – commented on the Hwy 9 Sidewalk project noting it was looking nice and will be a great addition to the area. Some discussion was held regarding the completion date and whether the project was on schedule.

Councilmember Lemley – reported on the Founder’s Day Robbery Reenactment and Car Show with approximately 100 cars in attendance.

Councilmember Sandström – noted he had the opportunity to address students in the High Schools Current Events class. He stated it was surprising to him that the majority of the students concerns were regarding traffic, roads and construction.

## **EXECUTIVE SESSION**

The meeting adjourned to Executive Session at 8:26 P.M. for the purpose of collective bargaining and potential litigation under RCW 42.30.110(i) for approximately 20 minutes with no decision anticipated.

The meeting reconvened at 9:17 P.M.

Councilmember Lemley moved to adjourn. Seconded by Councilmember Galbraith. Motion carried (6-0).

The meeting adjourned at 9:17 P.M.