

## **Brier City Council Minutes**

**May 22, 2001**

Mayor Kaske called the regular meeting of the Brier City Council to order at 7:39 PM and the flag salute was given.

### **Roll Call:**

Present: Councilmembers Colinas, Jordan, Starks, Doolittle, and Moller

Absent: Councilmembers Warner and Magnuson

### **Approval of Minutes:**

**Councilmember Moller** moved and **Councilmember Doolittle** seconded to approve the Brier City Council Minutes of May 15, 2001. Motion carried.

### **Consent Agenda:**

Mayor Kaske opened for consideration approval of the Consent Agenda. **Councilmember Jordan** moved and **Councilmember Doolittle** seconded to approve the Consent Agenda, which included approval of purchase of Simak PA-160 Fertilizer Spreader for a cost of \$749.00, plus Washington State Sales Tax; approval of Department of Corrections Rates for July 1, 2001 through June 30, 2002, and authorize Mayor's signature; approval of Ordinance 172.A. revising Small Works Roster Provisions; approval of Ordinance 293.A. revising Telecommunications Ordinance; authorization \$100.00 Expenditure for Locust Park Dedication Event; acceptance of \$9,999.00 Grant from WASPC for Police Car Purchase and Deposit in Fund #107; authorization of 2001 Expenditure of \$18,020.00 for the purchase of one 1999 Ford Crown Victoria and lease of one 1999 Ford Crown Victoria Police Car, including trade-in, applicable sales taxes and set up cost for two units, and authorize Mayor signature to contract with F.C.I.; and to approve the Sewer M & O Foreclosure List. Councilmember Starks pulled Item E which was to adopt the plan dated May 2001 for the conceptual design look of Old Poplar Way from the consent agenda. Motion carried. Councilmember Starks stated that the gravel path should be labeled and it should reflect the proposed multi-use gravel path for the pathway on the side of the road. **Councilmember Jordan** moved and **Councilmember Starks** seconded to accept the conceptual design look of Old Poplar Way with the word proposed added to multi-use on the plan dated May 16, 2001. Motion Carried.

### **Reports of Committees & City Officials:**

Dick Russell assured Council that Public Works and Jorge Garcia would walk the Old Poplar Way area the end of the week. Councilmember Jordan reported the Library Board met this week and that six of the seven members attended. Councilmember Doolittle reported that she would have the Master Plan for Bobcat Park that the Park Board had adopted by June 12<sup>th</sup>. Dick Russell reported that he had made arrangements with a scout for an Eagle Scout project for signs for Seattle Light Park and Locust Creek Park. There was Council discussion regarding Eagle Scout Projects.

**Public Requests & Oral Communications:**

Mayor Kaske opened for public input. There was no public input.

**Unfinished Business:**

Mayor Kaske declared a five-minute recess at 7:53 PM for Council to read the information submitted this afternoon by Sprint PCS. The meeting resumed at 7:58PM. Mayor Kaske opened for consideration the Lease by Sprint PCS. There was Mayor discussion with the City Attorney. Mo Minnemen, representing Sprint PCS, asked for four renewal terms instead of a three. **Councilmember Colinas** moved and **Councilmember Starks** seconded to approve the Lease by Sprint PCS with three renewals with City Attorney review as to form and authorize Mayor's signature. Motion carried.

**Councilmember Colinas** moved and **Councilmember Jordan** seconded to move the Public Hearings on the Variances, Items 9A and 9B, up on agenda. Motion carried.

**Hearings:**

Mayor Kaske combined the two public hearings for Variance Application No. V01-001 to reduce front yard setback for J. M. Murphy at 22411 Old Poplar Way for Lamb/Murphy Short Plat and the Public Hearing on Variance Application No. V091-002 to exceed 20-degree lot line angle for J. M. Murphy at 22411 Old Poplar Way for the Lamb/Murphy Short Plat. Steve Anderson gave a brief overview of the variance requests. Mayor Kaske opened the combined Public Hearing. Adam Gregorich, 22311 Old Poplar Way, asked if moving the setback will interfere with the design for Old Poplar Way and Mayor Kaske responded by explaining the dedication that will allow more room. **Councilmember Moller** moved and **Councilmember Jordan** seconded to close the Public Hearing on Variance Applications No. V01-001 and V01-002. Motion carried. **Councilmember Colinas** moved and **Councilmember Moller** seconded to approve Variance Application No. V01-001 to reduce front yard setbacks for J. M. Murphy at 22411 Old Poplar Way for Lamb/Murphy Short Plat. Motion carried. **Councilmember Colinas** moved and **Councilmember Moller** seconded to approve Variance Application No. V01-002 to exceed 20-degree lot line angle for J. M. Murphy at 22411 Old Poplar Way for Lamb/Murphy Short Plat. Motion carried.

Mayor Kaske opened for continued discussion of the shortplat and subdivision for J. M. Murphy. Jorge Garcia gave an overview of his letter that he had submitted to Council, which explained the water detention proposal and stated that he has provided Council with language that they could use as they had requested. There was Council discussion with Steve Anderson and Jorge Garcia regarding wet pond liners, water quality, and construction issues. Kirby Johnson asked about the water runoff, water overflow, and a surface bio-swale and Jorge Garcia, Steve Anderson, and Dick Russell responded to him. There was discussion regarding fencing around the pond and Dick Russell stated that Tracy Christensen from AWC stated that liability is involved in a manmade structure and that we need to take every precaution that no one drowns. There was continued Council discussion. Dick Russell stated he would like a twelve-foot asphalt road into the detention pond. Perimeter fencing was discussed. Jorge Garcia stated that a split rail fence around

the upper perimeter of the pond would be a good idea. Councilmember Colinas asked Dick Russell to get a written response from the City's insurance carrier regarding fencing. Traffic Mitigation was discussed. **Councilmember Colinas** moved and **Councilmember Moller** seconded to hold a thirty-minute Executive Session regarding potential litigation due to traffic mitigation. Motion Carried and the meeting adjourned to Executive Session at 9:35 PM. The meeting resumed at 10:09 PM. Councilmember Colinas stated that there will be street improvements and that the City would like to give credit against the mitigation for the costs incurred and suggested \$1,500 per lot park mitigation. There was discussion on getting credit for park improvements. Jim Fitzgerald stated that Mr. Murphy would not agree to a \$3,000 per lot traffic mitigation. Credits for costs incurred for road features were discussed. **Councilmember Colinas** moved and **Councilmember Moller** seconded to continue the discussion of the Shortplat and Old Poplar Highlands Subdivision for J. M. Murphy to a Special Meeting to be held on May 29, 2001. Motion Carried.

**Miscellaneous Business by Call of Council Members and City Officials:**

None

**Adjournment:**

**Councilmember Moller** moved and **Councilmember Colinas** seconded to adjourn. Motion carried and the Brier City Council Meeting of May 22, 2001 adjourned at 10:22 PM.