

**TUMWATER CITY COUNCIL
MINUTES OF MEETING
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CONVENE: 6:32p.m.

PRESENT: Mayor Ralph Osgood, Councilmembers Neil McClanahan, Judith Hoefling, Ed Stanley, Karen Valenzuela, Pete Kmet, Bruce Zeller, and Jerry Murphy.

Staff: City Administrator Doug Baker, Development Services Director Roger Gellenbeck, City Attorney Karen Kirkpatrick, Planning and Facilities Director Mike Matlock, General Services Director Eric Trimble, Associate Planner David Ginther, Museum Coordinator Carla Wulfsberg, Fire Chief John Carpenter, Assistant Development Services Director John Darnall, Parks and Recreation Director Chuck Denney, and Recording Secretary Cheri Lindgren.

**INTERGOVERNMENTAL
REPORTS:**

**TUMWATER UNITED
FOR FAMILIES (TUFF):**
(Jerry Murphy)

The basketball tournament has been put on hold this year because the cost for janitorial services is too high. An "All City Garage Sale" event is scheduled for August 3 - 4, 2007. The Tumwater Chamber of Commerce is sponsoring the affair to raise funds for scholarships. The Boys and Girls Club recently held a grand opening celebration for the remodeled bus barn. Currently, there is less than \$500 in the budget for scholarships. Acting Police Chief Stines is leading the agency's Smoking Diversion Program.

**THURSTON COUNTY 911
CAPCOM:**
(Jerry Murphy)

A subcommittee of the organization is reviewing nonmember fees. Members are evaluating the agency director's performance. A total of \$34,000 was appropriated for legal services for anticipated litigation. Revenues remain strong for the year.

**THURSTON COUNTY
ECONOMIC
DEVELOPMENT
COUNCIL:**
(Bruce Zeller)

The organization was asked to endorse a white paper in support of the Grand Mound interchange project. Councilmember Zeller conveyed to the EDC that the white paper should address the bigger issue of unfunded interchange projects, including Tumwater Boulevard and other interchanges in the county. Members passed a motion. The EDC white paper will support all interchanges within the larger area.

LOTT ALLIANCE:
(Bruce Zeller)

Councilmember Zeller was elected President of the LOTT Alliance Board. The LOTT Partner Elected Officials 2007 Workshop is scheduled for Thursday, March 29, 2007.

**JUSTICE PROJECT
OVERSIGHT
COMMITTEE:**
(Bruce Zeller)

Councilmember Zeller asked staff to check on the status of future JPOC meetings.

Councilmember McClanahan conveyed that he is hopeful that the county will engage with JPOC as plans for the Accountability and Restitution Center (ARC) move forward.

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**ANIMAL SERVICES
COMMISSION:**
(Pete Kmet)

Members elected officers for the year. The number of animals (primarily cats & dogs) entering the shelter decreased slightly as well as the number of animals euthanized. The City of Lacey is asking whether another jurisdiction is interested in assuming responsibility for the administration of the shelter.

**TRANSPORTATION
POLICY BOARD:**
(Pete Kmet)

Boardmembers elected officers for 2007. Councilmember Kmet was reelected to serve as Vice Chair. The dedication event for the Chehalis Western Trail on January 19, 2007 was well attended.

Mayor Osgood noted Councilmember Kmet was instrumental in identifying funding sources for the overpass project.

Councilmember Stanley reported he attended the board meeting on Councilmember Kmet's behalf. Members were provided copies of the annual transportation planning publication, *Journeys*. The board is recruiting three new members; two from the business community and a citizen representative.

**INTERCITY TRANSIT
AUTHORITY:**
(Karen Valenzuela)

Intercity Transit Authority held its annual reorganization session and elected officers for 2007. Councilmember Valenzuela was elected Vice Chair and will represent Intercity Transit at TRPC. The February 2007 service changes have been implemented. The DASH shuttle is running during the legislative session. The shuttles are full every day.

TOGETHER!:
(Karen Valenzuela)

Restructuring of the Board is complete. Elections were held. Councilmember Valenzuela was elected to the Executive Committee that will hold its first meeting on February 23, 2007. The agency is looking forward to its annual event, "Champions for Kids" scheduled for February 26, 2007. TOGETHER! will honor its champion, Debbie Smith, Tumwater's Streamteam Coordinator.

**REGIONAL HSRC
COMMITTEE:**
(Karen Valenzuela)

Councilmember Valenzuela was elected as Chair for 2007. The committee discussed \$15,000 in funding from the Olympia Union Gospel Mission. The applicant is unable to accept the funding allocated by HSRC because of hiring practices that prevent them from meeting non-discrimination requirements contained in contracts provided by the participating jurisdictions. The committee referred to the list of applicants prioritized in 2006. The committee's recommendation is to allocate the \$15,000 to the last applicant on the prioritized list, Neighborhood Free Medical Clinic. The clinic provides subsidized prescriptions to those that cannot afford medications.

MOTION:

Councilmember Valenzuela moved, seconded by Councilmember Kmet, to accept the HSRC's recommendation to provide \$15,000 in funding to the Neighborhood Free Medical Clinic.

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Discussion ensued about the status of Project Access.

MOTION:

All in favor. Motion carried unanimously.

**INTERJURISDICTIONAL
FORUM ON
HOMELESSNESS:
(Karen Valenzuela)**

The City of Olympia held an emergency meeting to discuss prioritizing the use of \$200,000 to address homelessness, the tent city issue, and revive conversations about how to make the regional response to homelessness more encompassing. The group agreed to hold a future meeting with stakeholders who provide services to the homeless. A goal is to host a community-wide meeting and invite people from Olympia's tent city.

**THURSTON REGIONAL
PLANNING COUNCIL:
(Ed Stanley)**

The agency appointed a Director's Evaluation Committee to evaluate the executive director's job performance. Members were briefed on the Transportation annual report, *Journeys*, and the buildable lands issue. The council elected officers for 2007. Councilmember Stanley was elected as Vice Chair.

**PROJECT ACCESS:
(Ed Stanley)**

Project Access is struggling to keep its doors open. Thanks to large grants from charity organizations and pharmaceutical companies, the agency is funded through July 2007.

**VISITOR CONVENTION
BUREAU:
(Judith Hoefling)**

The organization is planning a China trip. Tourism is now the largest tourist market. Members were briefed about meeting with tour operators who bring tour buses through the Northwest. New ads will be placed in *Sunset Magazine* and TV shows that include Seattle and Canadian markets.

**211 PLANNING
COMMITTEE:
(Judith Hoefling)**

The 211 system is live effective January 17, 2007. The committee is developing a quarterly report with statistics for the cities and counties it works with. Members will meet with legislators on March 1, 2007. Currently, the call center that serves Thurston, Mason, Grays Harbor, Pacific and Lewis counties is fielding 64 calls daily.

**CAPITOL LAKE
STEERING COMMITTEE:
(Neil McClanahan)**

Councilmembers were urged to read an article scheduled to appear in *The Olympian* on February 21, 2007 about release of the Estuary Feasibility Study (EFS) and the current controversy that some steering committee members do not want to conduct a similar study for a lake alternative.

Mayor Osgood commented that Historic Park could be affected depending on the outcome. Councilmember McClanahan said that there are some tough decisions ahead.

**THURSTON COUNTY
HOME CONSORTIUM:
(Neil McClanahan)**

Councilmember Valenzuela's work to develop the bylaws was acknowledged. A request for proposals (RFP) for the 2163 and 2060 funds available through the consortium was released. A group house just outside of Tenino that could house 12 individuals from jails did not come to fruition because of wetland, sewer, and zoning issues. The group will look at alternate locations.

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CITY ADMINISTRATOR REPORT: Administrator Baker distributed a first draft of Council planning session issues to the Council.

APPROVAL OF THE AGENDA: Councilmember Valenzuela pulled "*Consideration of a .3% sales tax increase – schedule March 6, 2006 public hearing*" from the consent calendar. Mayor Osgood placed the item under Council Considerations as item 10b.

MOTION: **Councilmember Valenzuela moved, seconded by Councilmember Zeller, to approve the agenda as amended. All in favor. Motion carried.**

SPECIAL ITEMS:

CERTIFICATE OF APPRECIATION: Mayor Osgood reviewed 2006 community event highlights coordinated by Museum Coordinator Carla Wulfsberg to include the Falls Harvest Festival and the 100th birthday of the Old Brewhouse celebration at the Schmidt Mansion. He presented Coordinator Wulfsberg with a Certificate of Appreciation and an official Tumwater pencil. He thanked her for her hard work and dedication.

Coordinator Wulfsberg thanked the Historic Preservation Commission and Mayor Osgood. She noted the 100th anniversary celebration of the Old Brewhouse would not have occurred without the support of the City's Historic Preservation Commission. She thanked the Council for its support.

Mayor Osgood also thanked Coordinator Wulfsberg for her efforts to coordinate the Heritage Conference recently held at the Red Lion Inn. The conference showcased the Old Brewhouse.

Tumwater Historic Preservation Commission Chair Terence Badger thanked the Council for its support. Coordinator Wulfsberg is tireless in her efforts and creative ideas.

PUBLIC COMMENT: There were no public comments.

CONSENT CALENDAR:

- a. Approval of Minutes: February 6, 2007; Worksession, February 5, 2007; January 8, 2007
- b. The City Council authorizes for payment checks #104848 through #104851, and #104881 through #105038 in the amount of \$970,728.05
- c. Advisory Board Appointment/Reappointments
- d. Implementation of Land Development Process Enhancements
- e. Resolution No. R2007-002: Fee Resolution Correction
- f. Consideration of a .3% Sales Tax Increase – Schedule March 6, 2007 Public Hearing - *Pulled*

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MOTION:

Councilmember Zeller moved, seconded by Councilmember Kmet, to approve the consent calendar as amended. All in favor. Motion carried.

Councilmember Stanley introduced Maggie Bean, newly appointed Civil Service Commission member. Mayor Osgood commented on Ms. Bean's knowledge and abilities and her passion to serve on the Civil Service Commission. Ms. Bean shared information about her ties to the Tumwater community and her profound interest in both the Fire and Police Departments. She was the first female firefighter in Tumwater. She said she is looking forward to serving on the Civil Service Commission.

PUBLIC HEARINGS:

ORDINANCE NO. O2006-014, PROTECTION OF TREES AND VEGETATION:

Director Matlock reported the Tree Board forwarded the draft amendment to the Protection of Trees and Vegetation Ordinance to the Council for approval. He identified the more substantive issues. The Tree Board recommends approval of Ordinance No. O2006-014. He noted an additional \$20,000 per year in consultant costs is required to implement the revised ordinance.

Mayor Osgood opened the public hearing at 7:22 p.m.

EJ Zita, 88th Avenue SW, thanked the Council for the new and improved tree ordinance. A previous draft of the ordinance proposed to eliminate a 25-foot buffer from streams. She asked if the buffer requirement has been reinstated. Another concern has to do with the ability to replace mature trees with young trees. Mature trees help to absorb water in her neighborhood (Salmon Creek basin) and protect residents from potential flooding. She would like to see a rule that mature trees are replaced with similar sized trees. The additional \$20,000 annually puts the City closer to hiring a City arborist.

Mike Jackson, 408 B Street, Professional Forestry Services in Tumwater, spoke first as the Forest Manager for the Olympia Regional Airport. When the airport began managing its forest in 1972, there was an opportunity to remove trees that are still standing today. The proposed ordinance penalizes the airport for retaining the trees. As a business owner, he said he has prepared numerous tree plans. Because of tree species, soils, and topography in Tumwater, he said he found it difficult to meet the current ordinance. It's important to retain the ability of the Development Services Director to administratively approve an alternate plan. The Tree Board was created in 1996. Mr. Jackson noted it has been difficult to retain a full board of seven members.

Sandy Mackie, Perkins Coie, 111 Market Street, Olympia, representing

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property owners along Kimmie Road and 93rd Avenue, asked the Council to review the proposed ordinance. The requirements are difficult to meet for many of the urban sites. There are other sites that contain overgrown Christmas trees that have not been cut down. It's important to retain flexibility. The ordinance as proposed is another critical areas ordinance or a tax on businesses. The State Environmental Policy Act (SEPA) review did not look at buildable lands or affordable housing implications. He said he supports retaining trees. The Growth Management Act (GMA) prohibits the creation of "trump" cards. If the City is saving trees just because they're trees, it's asking development to go elsewhere. The ordinance as drafted is not the right approach particularly for Tumwater's industrial lands. Mr. Mackie asked the Council to not adopt the ordinance in its current form.

Brandon Houskeeper, Olympia Master Builders, referred to language regarding 25-foot buffers for streams. The buffers are addressed in the City's Critical Areas Ordinance (CAO). Trees are a replenishable resource. Developers generally plant more trees than what existed on a site prior to development. A concern is applying the same standard for all development, including individual single-family homes and duplexes. If there is a critical area on a parcel and an owner can account for the 20% of trees or 12 trees an acre within the critical area that should suffice. However, anything less than that requires a developer to set aside 5% of the buildable area. He suggested adjusting the percentage downward based on the type of critical area and tying it with other open spaces. Developers are not having problems meeting current requirements. However, it might prove difficult to meet the proposed requirements for properties with problematic characteristics. Mr. Houskeeper encouraged the Council to reevaluate the ordinance.

Jeff Powell, 900 V Street SE, pointed out that there was no copy of the draft ordinance available for review. When the standard of 20% trees retained or 12 trees per acre cannot be met, a preference is that the requirement for 5% of the buildable area should be part of the open space and/or landscaping requirement. He suggested a special circumstance for properties that contain old Christmas tree plantings. The trees were once intended as a harvestable crop and not intended to serve as a tree tract. He referred to a 2.4-acre site that currently includes 155 trees. At least 80% of the trees are diseased and are all Christmas trees. The current ordinance requires that he maintain at least 30 trees in the current configuration. However, he said he might be unable to do so because the trees are diseased. Mr. Powell conveyed that he has worked with the current ordinance and doesn't understand why changes are necessary. He added that it's not clear that a one-to-one replacement is the standard.

Nancy Partlow, 1841 Trosper Road SW, testified that the revised ordinance contains some good changes. She suggested the following

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refinements:

- Page 3, section s, states in part that topping a tree is considered to be a removal and *may* require a tree removal permit. The language is vague as to whether a permit is required.
- Page 9, section q, states no more than 30% of the trees on any parcel shall be removed within any 10-year period unless part of an approved development plan. On page 14, section g states removal of not more than six trees from any parcel of land in three consecutive calendar years is exempt. She asked if property owners would be allowed to top trees because topping is considered removal, which the Tree Board was trying to prevent.
- The penalties for cutting trees appear to be low.
- A table of contents would make it easier to review the ordinance.
- Are there penalties or enforcement provisions for those that do not stay out of the critical root zone (CRZ)?
- Many trees were removed to accommodate realignment of the airport runway and construction of hangars. The Port of Olympia wasn't required to replant trees and actually cut down trees on land they did not own. Trees should have been planted along the frontage of Old Highway 99.
- The 5% open space proposal is fine if retention ponds are not part of the calculation.
- The City should consider low impact development standards.
- An urban forester on staff is needed to act as a consistent advocate to protect Tumwater's trees.

John Fedor, P.O. Box 14338, Tumwater, agreed with Mr. Mackie's statements that larger building footprints are needed for larger developments to economically compete. If the Council wants development of industrial, commercial, and retail properties to support the City's tax base, the ordinance must be flexible to enable adequate building footprints, required infrastructure, and other improvements. The Council will struggle between retaining the natural environment and encouraging development the City needs for taxes and growth. The Council should review the ordinance to determine if the necessary flexibility is available to allow development to occur.

Ms. Partlow commented that the maximum building coverage for a commercial parcel is nearly 100%. Developers have removed forests and planted buffers. No one is looking at the cumulative impacts to the environment.

Mr. Houskeeper stated it is prudent for the City to step back and determine what Tumwater's landscape was many years ago. The City of Lacey completed a study showing only a 5% net loss in its tree canopy over the

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last 40 years.

Ms. Zita said developers want a weaker ordinance. Replacing mature trees with small trees is not doing the job. The airport would like to clear 126 acres of publicly owned mature forest in Tumwater and pave it in a flood prone area. The trees are saving Salmon Creek basin from catastrophic flooding. The proposed ordinance is crucial to protect basin residents.

Mayor Osgood closed the public hearing at 7:56 p.m.

Councilmember Kmet said the only additional standard is the 5% requirement. Developers testified they can meet the current standards. Director Matlock pointed out that another major change is that the proposed ordinance will affect single-family and duplex construction.

In reply to other comments by Councilmember Kmet, Director Matlock confirmed the ordinance is flexible giving authority to the Development Services Director to allow alternative plans. Councilmember Kmet expressed support for moving forward with the proposed ordinance.

Councilmember Hoefling requested clarification concerning several items:

- Land clearing in emergency situations refers to the term *at least*. She asked what triggers a requirement to plant more than one replacement tree for each tree cleared. Director Matlock said the intent is a tree-for-tree replacement. The language could be more specific.
- Item R on page 10 states in part that replacement trees shall be planted on the same parcel(s) as the proposed development unless the Code Administrator approves an alternate location. She asked where the alternate sites are located. Director Matlock replied City parks and grounds are examples of alternate locations.
- Is it possible for the City's tree professional, in addition to citizens, the Tree Board, or City staff, to designate heritage and/or historic trees? Director Matlock replied yes.
- Can the Tree Board or tree professional, in addition to the landowner, be involved in determining declassification of a heritage tree. Director Matlock said the language in the ordinance is standard.

Discussion followed about whether the Port could cut down the Oak tree off Old Highway 99.

Councilmember Hoefling added that replacing a 60-foot Douglas fir with a single young tree is simply not enough.

Councilmember Zeller said removing old growth trees is not an appropriate thing to do. He said he is shocked with each tree that is taken down on

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Tumwater Hill. The intent is to generate a discussion about how to preserve Tumwater's environment and aesthetics. Builders have to take responsibility for not attempting to save some of the trees, which is unconscionable. The legacy left to our children shouldn't be a 2-inch stub. Continued removal of trees affects the environment and contributes to global warming. Many citizens that approached him are satisfied with the current ordinance. He suggested referring the ordinance to a Council committee for refinement. However, he said he is willing to support the ordinance as drafted. He said he is concerned about adding expenses to develop legacy lots.

Councilmember Stanley said the ordinance should be tightened in some areas and is supportive of the ordinance as proposed.

Councilmember Murphy commented that the tree and warehouse ordinances have come before the Council prior to updating the City's economic plan. He asked if there is an urgency to adopt the proposed ordinance. Director Matlock replied there is urgency in light of the upcoming building season, especially if the Council is not satisfied with the effectiveness of the current ordinance. The Economic Development Plan is a multi-year project.

Councilmember Valenzuela asked several questions:

- Can diseased trees be removed simply because they are diseased? Director Matlock replied yes, there is an exemption for diseased trees once verified by the tree professional.
- Why is tree topping considered an appropriate activity? Director Matlock said it wasn't the Tree Board's intent to condone topping.
- The Council heard comments that the City lacks an overarching vision statement about how the City values trees and why. She suggested strengthening the ordinance with an introductory paragraph explicitly highlighting the City's goals, intent, and vision.

Discussion ensued about the alternative to tree topping - complete removal of a tree. Director Matlock responded that the proposed tree topping language is stronger than existing language. If a tree requires topping for whatever reason (utility lines, site restrictions) the ordinance indicates it is better to remove the tree.

Councilmember Kmet said the current ordinance contains a table of contents and numerous value statements. The proposal before the Council only concerns sections proposed for amendments. There are a number of locations where the City has requested the retention of trees, which is probably close to 5% of the land area already. The Council could refer the ordinance to a committee. The Tree Board has spent considerable time with

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the proposed ordinance. The changes strengthen the code and provide clarity. He said he supports the ordinance and doesn't see a need for substantive changes.

Councilmember Kmet referred to legacy lots and said the intent is to try to preserve some of the trees or replace the ones removed. Requiring a tree plan is a good idea.

Councilmember Zeller conveyed that he is not able to support advancing the ordinance. Regarding the alternative plans language on page 15, there is nothing that outlines the intent or goals that justify an adjustment. He said he would like a chance to review the intent language to ensure it meets the Council's goals. He said he remains concerned about additional development costs for legacy lots.

MOTION:

Councilmember Kmet moved, seconded by Councilmember Zeller, to refer the ordinance to the General Government Committee for consideration of the Council's comments. All in favor. Motion carried.

RESOLUTION NO. R2007-003, BLACK LAKE ELEMENTARY SCHOOL ANNEXATION: PETITION FOR ANNEXATION OF 18.69 ACRES OF LAND LOCATED AT 6345 BLACK LAKE-BELMORE ROAD SW (RFA #6-06):

Planner Ginther briefed the Council on the proposed annexation of the Black Lake Elementary School located at 6345 Black Lake-Belmore Road of approximately 18 acres. The Council initiated the annexation via an annexation agreement. The school has received City water since the early 1990s. Planner Ginther reviewed surrounding land uses and infrastructure. The proposed annexation is contiguous to a much larger annexation called the Littlerock-70th Avenue annexation. The school is being annexed separately but concurrently as required by state law.

Mayor Osgood opened the public hearing at 8:24 p.m. Hearing no comments, Mayor Osgood closed the hearing at 8:24 p.m.

MOTION:

Councilmember Zeller moved, seconded by Councilmember Hoefling, to approve Resolution R2007-003, require assumption of existing City indebtedness, and the adoption of the City's Comprehensive Plan and zoning for the area to be annexed. All in favor. Motion carried.

**COUNCIL
CONSIDERATIONS:**

**ACCEPTANCE OF WORK
- NORTHEAST
NEIGHBORHOOD PARK:**

Director Denney reviewed the action requested and staff's recommendation. The project began in 1995 with acquiring the park site. The City went through an extensive planning process with the neighborhood and community. Clements Brothers, Inc. was hired in June 2006 to complete the park. The contractor maintained a very good working relationship with the neighborhood and City staff. A park dedication ceremony is planned after weather improves.

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Several photographs were presented showing a before picture and pictures highlighting the entrance, northern edge, and amenities within the park. Director Denney pointed out the basketball court, big toy, picnic structures, picnic shelter, and tennis court. The contractor was able to save several of the Hawthorne trees, one apple tree, and planted 200 additional trees and shrubs on the site. He acknowledged the City's Public Works Director and staff for being instrumental in completing the project.

MOTION:

Councilmember Kmet moved, seconded by Councilmember Zeller, to accept the Northeast Neighborhood Park project as complete and authorize release of the retained funds as soon as the laws of the State of Washington allow. All in favor. Motion carried.

Mayor Osgood recognized Director Denney's hard work.

**CONSIDERATION OF A
.3% SALES TAX
INCREASE – SCHEDULE
MARCH 6, 2007 PUBLIC
HEARING:**

Administrator Baker briefed the Council on the proposal to solicit more information on a proposed 3/10 of 1% sales tax to fund a regionally administered family investment program and whether to schedule a public hearing. The Board of County Commissioners (BoCC) is seeking the Council's input. The BoCC has asked that the Council advise them about the Council's interest in supporting the proposal by March 30, 2007.

Mayor Osgood reminded the Council a goal is to solicit feedback from the public prior to making a public declaration about the proposal.

PUBLIC COMMENT:

Dick Nichols reported he is not a member of the Family Investment Committee but is a spokesperson for the committee because of his interest in the vision.

Mr. Nichols briefed the Council about the general context of the issue and the framework of the proposal. The threshold step is to determine whether the jurisdictions are willing to work together on the proposal and how to administer and disperse the funds prior to writing a ballot title. Mr. Nichols referred to the list of committee members. Councilmembers Hoefling and McClanahan participated on the committee.

Mr. Nichols reported the law and justice system in Thurston County faces severe economic strain with rising criminal activity coupled with continual passage of laws criminalizing more behavior. Law enforcement and corrections costs now comprise over 75% of the county's general fund budget and a substantial portion of local city general fund budgets. The human element is equally important. Mr. Nichols reviewed some quick facts:

- Between the years of 1985 and 2005, the rate of incarceration per 1,000 county residents increased by 300%.
- Only 60% of Thurston County children were ready for kindergarten in

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2003.

- 791 students dropped out of Thurston County schools in 2005.
- One in 10 youths aged 16 to 19 are neither in school nor employed.
- Over 60% of inmates were abused or neglected as children.
- In 2005, there were 654 homeless children in school in Thurston County.

The most cost effective way to address the need to prevent a rise in the rates of future incarcerations is to embark on a path of implementing specific prevention/early intervention/intervention strategies to reduce damaged lives and costs in the criminal justice system. In 2003, the state Legislature granted counties authority to submit an authorizing proposition to county voters to impose a 3/10 of 1% sales tax through RCW 82.14.450. At least one-third of the funds must be used for criminal justice purposes and must be shared among local cities and the county (60% retained by the county and 40% distributed on a per capita basis to cities in the county). Mr. Nichols reviewed a proposed funding strategy. There are four problem areas - improve school readiness; strengthen families to prevent child abuse and neglect; prevent juvenile delinquency and youth recidivism; and promote public safety and reduce adult recidivism.

There is a great opportunity to do something good. It will require long-term thinking and a trust among local jurisdictions. The community has a history of collaborative projects, such as the LOTT Alliance and Animal Services. The proposal is sound and merits the Council's support.

Discussion ensued about the work undertaken by Tumwater United for Families, Partners for a Drug-Free Community, and TOGETHER! on similar types of issues and elements within the proposed funding strategy. In response to comments from Councilmember Murphy about current programs that support youth and families, Mr. Nichols emphasized what's not working is the heavy reliance on incarceration. Enough is not being done in the prevention and intervention arenas. The proposal isn't about eliminating agencies that provides valuable programs in the community. An organization could submit a proposal through the process to secure resources to help fund a particular program. Jurisdictions will decide on a funding strategy when and if the proposal is given to the voters.

Mayor Osgood said there is some confusion based on the BoCC asking whether Tumwater supports the tax increase versus a next step where the jurisdictions would get together and talk about the proposal.

Councilmember Kmet asked whether the proposed increase in sales tax is the right vehicle for the program and whether there have been discussions about other alternatives to fund the proposal. Mr. Nichols said he's unsure but that other options could include a property tax or levy. The voters

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approved a special property tax levy for social services in King County. Councilmember Kmet asked staff of the county to provide the Council with a history of sales tax levies and any planned increases prior to the public hearing.

Councilmember Valenzuela said she likes the proposal because its focus is prevention. However, the framing is problematic. One concern is that there is nothing proposed for treatment and prevention. The family investment proposal addresses root causes instead of concentrating on capital costs to construct a building. The proposal should be presented in a way that acknowledges the voters' intent with the last ballot measure for a new jail. She said she supports holding a public hearing to hear from the community. Improved framing is required prior to putting a proposal on the ballot.

Councilmember Hoefling stated she is an advocate for treatment. The proposal addresses raising healthy children and treating depression and drug abuse in adults. There is a gap. However, and it will be 20 years before the community sees a change. The project is long-term. She said she applauds the committee for its vision. The new, fresh approach deserves a public hearing. A community-wide ballot will require time and coordination. It would be helpful to understand the timeframes.

MOTION:

Councilmember Zeller moved, seconded by Councilmember Stanley, to schedule a public hearing for March 6, 2007 to consider the BoCC's request related for a .3% sales tax increase. All in favor. Motion carried.

COMMITTEE REPORTS:

**PUBLIC SAFETY
COMMITTEE:**
(Neil McClanahan)

REDFLEX briefed the committee on photo traffic enforcement for stoplights and has offered to assist in collecting data. The committee requests the Council's authorization for REDFLEX to collect data at intersections in Tumwater. Councilmember McClanahan outlined potential next steps. Mayor Osgood requested clarification on the next step. Councilmember McClanahan indicated data collection at intersections is required. The company could set up cameras to monitor key intersections. Acting Police Chief Stines will work with REDFLEX on the data acquisition element.

City Attorney Kirkpatrick outlined the request to obtain data points to determine which intersections are feasible for the program, how many incidents are occurring, if the program is financially feasible, and how to put a proposal together for bidding purposes. Mayor Osgood asked if there is a conflict with REDFLEX collecting the information, as they could also submit a bid for the project. City Attorney Kirkpatrick advised that she does not believe so at this point in the process.

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Councilmember Murphy conveyed that Acting Police Chief Stines is interested in conducting a test to determine if the department is ready to move forward with a program. He also questioned whether REDFLEX would have an unfair advantage when responding to an RFP, and if other companies could meet a standard created by the test.

Councilmember Valenzuela expressed opposition about cameras at City intersections. It's a policy decision for the Council. She asked if the test includes placing cameras at intersections. Councilmember McClanahan replied that REDFLEX may monitor intersections but will not install cameras. It's not an enforcement activity. Councilmember Valenzuela suggested Police Department staff could brief the Council about whether Tumwater has problematic intersections.

Councilmember Kmet said he's comfortable with taking another look at the issue with the caveat that the committee keeps an open mind about contracting the work versus City staff operating the program. One concern is a profit-making company undertaking the project.

Administrator Baker reported he spoke with Acting Police Chief Stines and it's his understanding the next steps involve identifying two intersections for testing to determine the frequency of motorists running red lights. There would be active photo technology involved with the identification. The old data is sparse because the City does not have sufficient officers to issue traffic tickets. The City of Lacey conducted a similar exercise last year.

Councilmember Zeller conveyed that the proposal is a waste of City resources. He said he will not support a project prior to holding a public hearing. It's good to gather information. However, he said he doesn't support using photo technology to test the program. He said he is not a fan of the proposal.

MOTION:

Councilmember Stanley moved, seconded by Councilmember Hoefling, to authorize the test to proceed, which may include the installation of temporary cameras for data gathering purposes.

Councilmember McClanahan said he appreciates the motion. The City has nothing to lose by looking at the issue.

Councilmember Zeller said photo traffic enforcement is a significant issue and the Council should hold a public hearing to discuss it. He said he will oppose the motion.

Councilmember Hoefling said there is a big problem at the Trospen/Littlerock Road intersection. She supports the motion. The City should embrace technology to keep Tumwater safe.

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MOTION: **All in favor. Motion carried 5-2. Councilmembers Zeller and Valenzuela opposed.**

RECESS/RECONVENE: Mayor Osgood recessed the meeting from 9:43 p.m. to 9:49 p.m.

GENERAL GOVERNMENT COMMITTEE: The next meeting is scheduled for March 8, 2007 at 12:30 p.m. Mayor Osgood directed staff to notify citizens who testified on the protection of trees and vegetation ordinance about the upcoming meeting.
(Bruce Zeller)

PUBLIC WORKS COMMITTEE: The Public Works Committee is meeting on February 23, 2007. The meeting time was changed from 11:00 a.m. to 7:30 a.m.
(Pete Kmet)

EXECUTIVE SESSION: **Mayor Osgood recessed the meeting to an executive session for the purposes of Labor Negotiations. The executive session will take approximately 20 minutes and no decision is anticipated.**

RECONVENE: **Mayor Osgood reconvened the meeting at 10:10 p.m.**

ADJOURNMENT: **Councilmember Stanley moved, seconded by Councilmember Zeller, to adjourn the meeting at 10:10 p.m. All in favor. Motion carried.**

Prepared by Cheri Lindgren, Recording Secretary
Puget Sound Meeting Services