

**CITY OF DUVALL
COUNCIL MEETING
August 2, 2016
7:00 P.M. – Riverview Educational Service Center
15510 – 1st Ave NE**

Committee of the Whole: 5:30 P.M.

The City Council Meeting was called to order by Mayor Ibershof at 7:00 P.M.

Roll Call: Scott Thomas, Amy Ockerlander, Becky Nixon, Jason Walker,
(absent: Dianne Brudnicki, Leroy Collinwood)

Staff Present: Matthew Morton, Lara Thomas, Dean Rohla, Boyd Benson, Jodi Wycoff,
City Attorney Rachel Turpin

I. Additions or Corrections to the Agenda:

Under Consent Agenda add: Payroll in the amount of \$40,979.69; and Claims in the amount of \$167,918.02; Under Scheduled Items add: Councilmember Walker and Remove: Item 1 Mayor's Report, Item 3 City Administrator Report and Item 4 Main Street Update.

II. Adoption of Council Agenda:

It was moved and seconded (Ockerlander-Thomas) to adopt the 08/02/16 Council Agenda. The motion carried (4 ayes).

III. Approval of Consent Agenda:

It was moved and seconded (Walker-Nixon) to approve the consent agenda which included approving the City Council minutes and Committee of the Whole minutes of 07/19/16; Payroll Checks #24403-24405 in the amount of \$40,979.69 including EFTs in the amount of \$37,873.19; Claims Checks #24420-24459, #22406 and #24407-24419 in the amount of \$167,918.02. The motion carried (4 ayes).

IV. Comments from the Audience:

There were no comments from the audience.

V. Scheduled Items:

1. Mayor: removed

2. Council:

Councilmember Walker wanted to publically recognize the resignation of former Councilmember Gary Gill. He thanked Mr. Gill for his service to the Duvall community and said he looks forward to seeing him in town and at local functions and wished him well.

3. City Administrator: removed

4. Main Street Project Update: removed

VI. Presentation: None

VII. Public Hearing: Ordinance - Impact Fee Deferral Program

Lara Thomas, Planning Director, gave a brief presentation about this ordinance and entered the staff report with associated exhibits into the record.

7:06 PM: The Public Hearing was opened.

There were no public comments.

7:07 PM: The Public Hearing was closed.

**VIII. Executive Session: 60 minutes – Potential Litigation RCW 42.30.110(1)(i)
Potential Property Acquisition RCW 42.30.110(1)(b)**

7:07 p.m. The Council Chambers were cleared for a 60-minute Executive Session regarding potential litigation and potential property acquisition.

In attendance at Executive Session: Mayor Will Ibershof, Councilmembers Amy Ockerlander, Jason Walker, Scott Thomas and Becky Nixon, City Administrator Matthew Morton, Planning Director Lara Thomas, Interim Public Works Director Boyd Benson, and City Attorney Rachel Turpin

8:07 p.m. The Regular Council Meeting Resumed.

IX. New Business:

1. (AB16-47) Adopt Ordinance #1199 amending Duvall Municipal Code (DMC) Chapter 14.58 “Impact Fee Assessments – Parks, Roads and Schools” to update the City’s Development Regulations for compliance with Engrossed Senate Bill 5923, as codified in RCW 82.02.050; providing for severability; and establishing an effective date.

It was moved and seconded (Nixon-Ockerlander) to adopt Ordinance #1199 amending Duvall Municipal Code (DMC) Chapter 14.58 “Impact Fee Assessments – Parks, Roads and Schools” to update the City’s Development Regulations for compliance with Engrossed Senate Bill 5923, as codified in RCW 82.02.050; providing for severability; and establishing an effective date. The motion carried (4 ayes).

2. (AB16-48) Approve and authorize the Mayor to sign Contract #2016-22 with Interwest Construction Inc. for the SR203 Safety Improvements and Road Reconstruction project.

Boyd Benson, Interim Public Works Director, said that the Main Street Project bid opening was on July 21st. There were eight bidders with one being considered “irregular” by Washington State Department of Transportation (WSDOT) standards. Mr. Benson said that we have received WSDOT concurrence naming Interwest Construction as low bidder and that it will take approximately two weeks to execute the contract. Mr. Benson said that work could start in four to six weeks. Nate Monroe with KPG, the construction management company for this project, said that they have conducted reviews of Interwest which have all been good. Mr. Monroe said that right now Puget Sound Energy is moving a gas main line in the project area which will take another three to four weeks.

Dean Rohla, Finance Director, handed out and reviewed spreadsheets showing the financials of the project along with funding options. Mr. Rohla said that staff recommends looking at a 15-year bond and negotiate early pay-off options into the bond. After discussion, there was Council consensus to move forward with the staff recommendation.

It was moved and seconded (Ockerlander-Thomas) to approve and authorize the Mayor to sign Contract #2016-22 with Interwest Construction Inc. for the SR203 Safety Improvements and Road Reconstruction project. The motion carried (4 ayes).

3. (AB16-49) Revised ILA with Riverview School District re: Facility Use.

Jodi Wycoff, City Clerk, explained that the original interlocal agreement (ILA) with Riverview School District for facility use allowed for the Boardroom rental costs to be taken out of the School Resource Officer (SRO) invoices. Ms. Wycoff said that the finance departments for both the City and the School District requested that the two ILAs be completely separate. This revised ILA allows for that and once the ILA is approved, the invoicing for facility use and SRO will be separate. This item will be brought forward to the August 16th meeting for approval.

4. (AB16-50) Toll Brothers Development Agreement Amendment #1.

Lara Thomas, Planning Director, gave a presentation summarizing the purpose of Amendment #1. The amendment is a requirement of the Hearing Examiner decision and the purpose is to remove a parcel of land listed in the development agreement that Toll Brothers did not end up purchasing, remove a 1.6-acre parcel that is owned and being developed as part of Duvall Urban Village, and acknowledge the boundary line adjustments related to the realignment of 3rd Avenue.

Nancy Rogers, a land use attorney working with Toll Brothers, said that she is working with City Attorney Rachel Turpin to put language in this amendment to affirm the conditions in the Development Agreement.

Council also requested that the language clarifies who is doing what and acknowledge the property that is owed to the City.

X. Unfinished Business:

1. (AB16-45) Approve and authorize the Mayor to sign Contract Amendment #1 for GE Water & Process Technologies in the amount of \$102,699.65.

It was moved and seconded (Ockerlander-Nixon) approve and authorize the Mayor to sign Contract Amendment #1 for GE Water & Process Technologies in the amount of \$102,699.65. The motion carried (4 ayes).

XI. Adjournment:

It was moved and seconded (Walker-Ockerlander) to adjourn the meeting. The meeting adjourned at 8:49 P.M.

Signed _____
Will Ibershof, Mayor

Attest _____
Jodi Wycoff, City Clerk