CITY OF RUSTON
REGULAR COUNCIL MEETING
Tuesday, July 17, 2018

MEETING CALLED TO ORDER
At 7:03PM Mayor Hopkins called the Regular Council Meeting to order. Councilmembers present were: Lyle Hardin, Deb Kristovich and Bradley Huson. Councilmember Hedrick and Councilmember Syler were excused. Following the flag salute, Mayor Hopkins called for approval of the agenda. Councilmember Hardin moved to approve the Agenda, with a second from Councilmember Kristovich, passed 3-0.

MINUTES
Councilmember Hardin moved to approve the minutes for the Regular Council meeting of July 3, 2018, with a second from Councilmember Kristovich, passed 3-0.

STAFF REPORT –
Ruston Police – Chief Bautista – See attached.
Ruston Fire – Chief Torbet – See attached.

GENERAL PUBLIC COMMENTS –
Doug Hammond – Had questions related to dog bites and requested the Mayor to comment during Mayor's time. Mr. Hammond came before Council to speak on behalf of a resident who was bitten, taken to Urgent Care and was still in recovery. The resident contacted City of Tacoma and was given several options for handling the situation. Animal Control contacted the owner of the dog. Mr. Hammond was looking for definitions and Ruston rules. Does the City of Ruston require pet licenses, if so what are the procedures and penalties? What is the process when a dog attack occurs on private or public land?

Tom Poole – President of the Commencement Homeowners Association, came before Council volunteering support in updating the Animal Control codes and policies for the City of Ruston. Mr. Poole was also interested in what the process was when a dog attack occurs on private or public land. As an Association Mr. Poole was willing to support in any way to support writing policy.

BUSINESS –
Ruston - Point Defiance Business District – Joe Atkinson, President, provided an update on the October Beer Wine Art Walk. To date the Business District has sold one hundred fifty to two hundred fifty tickets for this event in support of local businesses. The goal is to have twelve businesses participate at this event. The Business District hired an Event Coordinator who will present to the City of Ruston Council at a future meeting. Lastly, the Business District was working on a mural installation and will have more information at a later date.

Resolution 685 – Approval of Code Enforcement Consultant Contract - From time-to-time the City of Ruston has the need for code enforcement services and environmental review services. The City started contracting with 4M Consulting, LLC for these services in January of 2013. The Agreement with 4M Consulting, LLC was authorized by the City Council on January 15, 2013 by adoption of Resolution No. 535.

4M Consulting, LLC has been providing both code enforcement and environmental review services on an on-call basis since that time. That contract is now expired. The Mayor recommends entering into a new agreement for these services which will not have a set expiration date but can be terminated by either party upon 60-days' written notice. The differences between the prior agreement and the updated agreement are:

1. The prior agreement had a maximum contract price of $100,000 for the two-year period. The current agreement has a maximum contract price of $20,000 per year. (Section II.)
2. The prior agreement was for 2 years. The current agreement does not expire but can be terminated on 60-days' notice by either party. (Sections IV and V.)
3. The prior agreement did not require use of city email or protection of public records. The current agreement contains these requirements. (Section X.)
4. The prior agreement hourly rates were $100 per hour. The current agreement hourly rates are $120 per hour. (Exhibit "A" – Scope of Services.)
5. The prior agreement was for two years and therefore contained no rate increase clause. The current agreement does not automatically expire and contains an annual adjustment of CPI-U to occur each June based on the April annual CPI-U rate for Seattle-Tacoma-Bremerton. (Exhibit "A" – Scope of Services.)
6. The prior agreement contained the then federal mileage rate. The current agreement establishes this rate as the "current federal rate." (Exhibit "A" – Scope of Services.)
7. The maximum contract price is $20,000 per year. The consultant has never billed this amount and has usually been under $15,000 per year.

Councilmember Hardin moved to approve Resolution 685, with a second from Councilmember Kristovich, passed 3-0.

Resolution 687 – Appointing Mike Wagner – Planning Commission Position 3 - Mike Wagner was appointed to the Ruston Planning Commission on June 19, 2012 by adoption of Resolution No. 511. Mr. Wagner desires to be re-appointed and is eligible and willing to serve another term on the Ruston Planning Commission. Mayor Hopkins desires to re-appoint Mr. Wagner to the planning commission for his current position. The new term will commence on July 1, 2018 and expired on June 30, 2024. In accordance with RMC 1.07.020, the process for appointing new Planning Commissioners is an appointment by the Mayor and a confirmation by the Council. This Resolution appoints Mr. Wagner to Position No. 3 for a new 6-year term. If Council agrees with the Mayor's appointment, then adoption of the Resolution is recommended. Councilmember Hardin moved to approve Resolution 687, with a second Councilmember Kristovich, passed 3-0.

Court Interlocal – Discussion Only - Ruston originally established its own municipal court in 1961. Court is held one time monthly inside Ruston City Hall. The Court hears traffic infractions, parking infractions, criminal traffic cases, criminal non-traffic misdemeanors and any other matters within the jurisdiction of a Municipal Court such as criminal code enforcement cases. The growth of the City and the caseload combined with the current inadequate court facilities has led the City to investigate contracting out for these services.

Under state law a city may contract with another city for municipal court services. The City of Fircrest has a municipal court and is willing to serve as the Ruston Municipal Court. These services will include prosecution, and public defender related services. The City currently contracts with Pierce County for Defense Services and with Ivar Gunderson for Prosecution Services. Both contracts have a 60-day termination provision. The City's Judge, Sandra Allen, has been appointed to a 4-year term. Her term expires on December 31, 2021. The City has agreed to negotiate with her in good faith if it converts to a contracted court system during her appointment term. The expected annual cost for the Court services is $232,000 for up to 2,500 cases, with addition cases costing the City $90 per case. This expense will be offset to some degree by Ruston receiving any/all fines or other payments made to the Court on Ruston cases. The current Draft Court Services Interlocal Agreement has not been finalized between the parties and may have some minor revisions from the version that is in the Agenda Packet for July 17, 2018. Gather input from staff on whether the City should consider contracting out the municipal court services to the City of Fircrest. If the Council decides to pursue this contract, then staff will bring back a resolution to approve the contract once it is finalized. This could occur as early as August 17, 2018.

PAYROLL – Councilmember Hardin moved to approve Payroll, with a second from Councilmember Kristovich, passed 3-0.

MAYOR'S TIME – City Attorney Robertson will weigh in on the dog bite issues and has reviewed the current ordinance, which is dated. There have been no incidents, so this ordinance had not been on top of the list of ordinances to update. It is now in the que. Dogs on public property must be leashed. When an aggressive dog or any dog is off leash the first step is to contact the Ruston Police. Ruston Police can site the owner and work with Animal Control to begin management of the situation. Incidents that occur on private property is a civil matter and residents could hire an attorney to address any situation on private property. The Metro Parks haul route is being handled by the attorneys and Mayor Hopkins will share the letter, prepared by City Attorney Robertson, and mailed to Metro Parks attorney, with council. Mayor Hopkins was informed there was construction activity at Point Ruston development, which began at 5AM. Point Ruston was reminded there is a noise ordinance regarding construction which begins at 7AM and must end at 6PM. Mayor Hopkins received notification from City of Tacoma that Tacoma undercharged Ruston for yard waste disposal. Tacoma has gone back three years and billed Ruston $44,000 for the undercharge. Ruston will look at all garbage and yard waste disposal options. This may mean Ruston will no longer be able to use City of Tacoma's facilities and may need to look at bidding out this service. In past years the City of Ruston got paid to recycle and now the City is being charged. Ruston will reach out to Waste Management, University Place and Lemay for their costs to service the garbage, yard waste and recycle. More to come on this issue.

COUNCIL TIME –
Councilmember Hedrick – Was excused.

Councilmember Hardin – Dogs and cats are required to have a pet license at an annual cost of $10. A $5 late fee is imposed if the annual pet license is not renewed prior to March 31st each year. Councilmember Hardin noted that enforcement was the problem and recommended the City look closely at enforcement concerns. Councilmember Hardin thanked the Commencement for bringing this issue before Council. Councilmember Hardin was asked by a resident about the cost of recycling glass. The City's recycle goes to Waste Management and they do not accept glass. Glass is expensive to recycle so it currently goes into the garbage.

Councilmember Kristovich – Announced the passing of a legendary resident, Mr. Burt Joyce, Saturday, July 14, 2018. Mr. Joyce raised six children in Ruston and was married to Mary Joyce which the Community Center and Council Chambers, located at the old Ruston School, is named after. Mr. Joyce will be greatly missed.

Councilmember Syler – Was excused.

Councilmember Huson – Nothing at this time.

MEETING AJOURNED -
At 7:41PM Councilmember Hardin moved to adjourn, with a second from Councilmember Kristovich, passed 3-0.

Mayor Bruce Hopkins

ATTEST:

Judy Grams

City of
Ruston
WASHINGTON

Chief's Report
Ruston Police Department
Tuesday, July 17, 2018

Chief of Police:

During the month of June 2018, the Police Department responded to 315 calls for service in Ruston. This number is made up of dispatched calls, officer initiated calls, and traffic stops, and it does not include any calls for service that took place in the City of Tacoma where Ruston officers responded.

Personnel Issues:

The police department is actively attempting to fill two vacancies, one police officer and one police sergeant. The sergeant resigned in early July.

Civil Service Commission:

Nothing to report.

Equipment:

The department anticipates slightly higher-than-normal expenditures for equipment in 2018 due to the cost associated with new employees.

Training:

Nothing to report.

Please contact me by phone (253) 328-1427 or by email nestor.bautista@rustonwa.org if you have any questions or concerns regarding this month's report.

Submitted By: Nestor Bautista

Ruston Fire Department | 5117 North Winnifred | Ruston, WA 98407

Ruston Fire Department Monthly Review for June 2018

Tuesday, July, 17th, 2018
Presented by Chief Torbet
Total Incidents: 9 (2 Fire/ Service, 7 Medical Aid)
Membership Roster (out of 25): 19 (15 FF, 4 Officers)
Recent Membership Changes: Jeff Wherrett Retired

State of the Business:

- No calls for service directly attributed to the Taste of Tacoma.
- 1403 in house fire fighter class nearing completion. All written skills completed. Upcoming practical skills exam at JBLM have bene scheduled for August 25.
- Training focus for June was Single Engine Company Operations.
- Ongoing review and re-write of Fire Department SOP's.
- Recurring CPR training is offered quarterly for the Ruston community. As always, community members may enroll at City Hall or by emailing rustonfire@rustonwa.org.
- **Fire Station tours** are provided to the public when resources are available. Please contact rustonfire@rustonwa.org for further information.

Ruston Fire Department's Master Business Objectives for May 2018

OBJECTIVE	START DATE	TARGET COMPLETION	COMPLETE %	ACTION OWNERS
Recruitment	1/2018	*ongoing*	20 of 25	WHERRETT/MILLER
CPR Training	12/2017	*ongoing*	100%	ANDERSON
EVIP Cert	5/18/2018	7/312018	11 of 20	Torbet