



Date: February 25, 2019
Time: 4:00 p.m.
Place: Chambers East
Attending: Dennis Higgins, Chair
Brenda Fincher, Councilmember
Toni Troutner, Councilmember

Agenda:

- 1. **Call to Order 4:29 p.m.**
- 2. **Roll Call**

Attendee Name	Title	Status	Arrived
Dennis Higgins	Chair	Present	
Brenda Fincher	Councilmember	Present	
Toni Troutner	Councilmember	Excused	

- 3. **Changes to the Agenda**

No changes to the agenda.

- 4. **Approval of Minutes dated February 4, 2019**

MOTION: Move to approve the Minutes dated February 4, 2019

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brenda Fincher, Councilmember
SECONDER:	Dennis Higgins, Chair
AYES:	Higgins, Fincher
EXCUSED:	Troutner

- 5. **Ordinance Amending Kent City Code Chapter 6.01, Establishing Apprenticeship Utilization Requirements - Adopt**

Assistant City Attorney, Christina Schuck, noted that the City of Kent recognizes a well-trained construction work force is vitally important to the economic and social vitality of the region. As journey level construction workers retire, a new generation of skilled construction workers must replace them. A shortage of these skilled workers limits the region’s ability to expand the economy and could also decrease competition for City construction projects, thereby increasing bid prices.

Schuck went on to state that this ordinance requires that 15% of the total labor hours on public works projects with an estimated construction cost greater than \$1,000,000.00 (one million dollars) be performed by apprentices enrolled in a state-approved apprenticeship program. Because

this program will affect multiple departments in the City, it will be administered by the Chief Administrative Officer. The apprenticeship requirements may be waived under certain circumstances, for example, if there are an insufficient number of apprentices available or if the project involves a high proportion of equipment or materials costs compared to labor hours. The ordinance also includes penalties for noncompliance - \$10.00 for each apprenticeship hour that is not met.

MOTION: Adopt Ordinance No. 4312, adding a new section to chapter 6.01 of the Kent City Code, establishing apprenticeship utilization requirements for public works contracts of \$1 million dollars or more.

RESULT:	RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER:	Brenda Fincher, Councilmember
SECONDER:	Dennis Higgins, Chair
AYES:	Higgins, Fincher
EXCUSED:	Troutner

6. Info Only - Establishing Design Standards for Small Cells on City-Owned Infrastructure

Assistant City Attorney, Christina Schuck noted that the Federal Communications Commission (FCC) recently issued an order regarding the deployment of small cell facilities. The FCC Order went into effect on January 14, 2019 and significantly limits local control over these types of deployments and requires the City to act on applications to deploy small cells or small wireless facilities within compressed time lines. The City Council acted on January 15, 2019 to establish a specific franchise application process for small cell facilities installed in the right-of-way.

City staff is seeking input from the Committee to help draft design standards for small cells on city-owned infrastructure that comply with the FCC Order and address the associated safety and aesthetic concerns these facilities raise.

It was noted that both Higgins and Fincher would like to have cell equipment inside the poles similar to the City of Denver Colorado, or if not feasible at the top of the poles. They would also like to see the poles fit into the surrounding area as much as possible.

This item will come back to the Public Works Committee on March 18, and to Council on April 16, 2019 for a public hearing and approval by Council.

7. Info Only - LID 363: S. 224th St. Improvements, 84th Ave. S. to 88th Ave. S. – Project Update

Capital Projects Manager, Jason Bryant noted that Phase 1 of the S 224th St

Improvements project is progressing, it's on schedule and the concrete bridge deck has been poured. Bryant went on to share progress that has been made since the last update in July 2, 2018

8. Consultant Services Agreement with JECB LLC, for Materials Testing for the South 224th Street Improvements Project 88th Avenue South to 94th Place - Authorize

Capital Projects Manager, Jason Bryant noted that this contract will provide material/compaction testing, special inspections, rebar inspections, concrete testing and quality control for the duration of the South 224th Street Improvements (88th Ave S to 94th PL) project.

MOTION: Authorize the Mayor to sign a Consultant Services Agreement with JECB LLC, to provide material testing services for the South 224th Street Improvements (88th Avenue South to 94th Place) Project in an amount not to exceed \$130,515, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT:	RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER:	Brenda Fincher, Councilmember
SECONDER:	Dennis Higgins, Chair
AYES:	Higgins, Fincher
EXCUSED:	Troutner

9. Release of Water Main Easement for Clark Springs Transmission Main - Authorize

Engineering Supervisor, Joseph Araucto noted that City of Maple Valley permits for a housing development known as Elk Run Phases 2 and 3, required relocation of Kent's Clark Springs water transmission main, water main relocation will move the utility out of a wetland buffer and away from new housing lots.

New easements encompassing the new alignment are recorded under King County instrument numbers 20180802000060 and 20180802000061. The current proposal is to terminate old easements that have been rendered unnecessary following construction of the new water main.

MOTION: Move to terminate the watermain easement under King County Auditor's file number 4831724 and partially terminate water main easements under King County Auditor's file numbers 4831715, 4831731 and 5810436 through Elk Run Division 8 tracts, and authorize the Mayor to sign all necessary documents, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT: RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER: Brenda Fincher, Councilmember
SECONDER: Dennis Higgins, Chair
AYES: Higgins, Fincher
EXCUSED: Troutner

10. Washington Utilities and Transportation Commission Grant for Pedestrian Safety Fencing at Burlington Northern Santa Fe Railroad - Authorize

Engineer III, Dan Hansen noted that the Washington Utilities and Transportation Commission has offered Kent a grant in the amount of \$10,000.00 to construct approximately 250 feet of chain link fencing, east of the Burlington Northern Santa Fe Railway (BNSF) just north of East James Street. The fencing is being constructed to deter pedestrian trespass across BNSF right-of-way. This fencing is a component of the City's larger project to establish a railroad Quiet Zone through Downtown Kent.

MOTION: Authorize the Mayor to accept grant funds from the Washington Utilities and Transportation Commission for pedestrian safety fencing at the Burlington Northern Santa Fe rail crossing in the amount of \$10,000, authorize the expenditure of the grant funds accordingly and authorize the Mayor to sign all necessary documents, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT: APPROVED [UNANIMOUS]
MOVER: Brenda Fincher, Councilmember
SECONDER: Dennis Higgins, Chair
AYES: Higgins, Fincher
EXCUSED: Troutner

11. Washington Utilities and Transportation Commission Grant for Pedestrian Safety Fencing at Union Pacific Railroad - Authorize

Engineer III, Dan Hansen noted that the Washington Utilities and Transportation Commission has offered Kent a grant in the amount of \$10,000.00 to construct approximately 300 feet of chain link fencing on both sides of the Union Pacific Railroad (UPRR) immediately south of West Willis Street (SR 516). Fencing will be constructed to deter pedestrian trespassing across Union Pacific right-of-way. This fencing is a component of the City's larger project to establish a railroad Quiet Zone through Downtown Kent.

MOTION: Authorize the Mayor to accept grant funds from the Washington Utilities and Transportation Commission for pedestrian safety fencing at the Union Pacific Rail Crossing in the amount of \$10,000, authorize the expenditure of the grant funds accordingly

and authorize the Mayor to sign all necessary documents, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brenda Fincher, Councilmember
SECONDER:	Dennis Higgins, Chair
AYES:	Higgins, Fincher
EXCUSED:	Troutner

12. Condemnation Ordinance for Railroad Quiet Zone Trespass Prevention Fencing - Adopt

Engineer III, Dan Hansen noted that the condemnation ordinance before the committee authorizes the condemnation of property rights necessary to construct trespass prevention fencing for the Quiet Zone project.

Hansen noted that staff is working to acquire all property rights necessary through direct negotiations with owners, and that litigated condemnation proceedings would be a last resort.

MOTION: Adopt Ordinance No. 4315, that authorizes the condemnation of property rights necessary to construct trespass prevention fencing for the Quiet Zone project.

RESULT:	RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER:	Brenda Fincher, Councilmember
SECONDER:	Dennis Higgins, Chair
AYES:	Higgins, Fincher
EXCUSED:	Troutner

13. Purchase of Clark Springs Parcel - Authorize

Property Acquisition Analyst, Cheryl Rolcik-Wilcox noted that the City has been working with King County to purchase a parcel located within the Clark Springs water shed. The parcel is a 30-foot-wide abandoned right of way, currently owned by King County. This purchase will complete city ownership of the northern portion of the Clark Springs watershed.

MOTION: Authorize the Mayor to sign all documents necessary to purchase a parcel of land (APN 2622069017) located at the Clark Springs water supply site from King County, in an amount not to exceed \$2,012, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT: RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER: Brenda Fincher, Councilmember
SECONDER: Dennis Higgins, Chair
AYES: Higgins, Fincher
EXCUSED: Troutner

14. Little Property Parcel Purchase - Authorize

Property Acquisition Analyst, Cheryl Rolcik-Wilcox noted that the City has been working with King County to purchase a parcel adjacent to City-owned property known as the 'Little Property'.

The Mill Creek Reestablishment Project seeks to reduce flood risks, improve fish passage and stream/riparian habitats and sustain ongoing growth. This property is an important component of this project.

MOTION: Authorize the Mayor to sign all documents necessary to purchase a parcel of land (APN 1822059115), located adjacent to the City-owned Little Property from King County, in an amount not to exceed \$2,128, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT: RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER: Brenda Fincher, Councilmember
SECONDER: Dennis Higgins, Chair
AYES: Higgins, Fincher
EXCUSED: Troutner

15. Purchase of McSorley Creek Wetland Complex Parcel - Authorize

Property Acquisition Analyst, Cheryl Rolcik-Wilcox noted that this parcel is vacant commercial property, currently owned by King County. The purchase of this property will be part of the assemblage of and access for the McSorley Creek Wetland Complex.

MOTION: Authorize the Mayor to sign all documents necessary for the purchase of a parcel of land (APN 768280-0045), located at the 26400 block of Pacific Hwy S., from King County, in an amount not to exceed \$16,570, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT: RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER: Brenda Fincher, Councilmember
SECONDER: Dennis Higgins, Chair
AYES: Higgins, Fincher
EXCUSED: Troutner

16. Consultant Services Agreement with Tetra Tech, Inc, for Design and Upgrade of Aeration System at Lake Fenwick - Authorize

Environmental Supervisor, Matt Knox noted that the City installed an aerator system in 1995 to improve oxygen levels in Lake Fenwick and to reduce harmful algae blooms.

In 2010 the City hired Tetra Tech, Inc. to determine how best to improve water quality conditions in the lake. Tetra Tech recommended the existing aeration system be upgraded to provide more oxygen to the bottom of the lake.

Knox noted the City recently was awarded a grant to finance this retrofit. This proposed contract would complete the design of the aerator retrofit. Once the design is complete, staff will seek Council approval to proceed with a construction contract in 2020 to implement the aerator retrofit.

MOTION: Authorize the Mayor to sign a consultant services agreement with Tetra Tech Inc, in an amount not to exceed \$68,490, for the design and upgraded aeration system at Lake Fenwick, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT: RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER: Brenda Fincher, Councilmember
SECONDER: Dennis Higgins, Chair
AYES: Higgins, Fincher
EXCUSED: Troutner

17. Engineering and Cost Consultation for Proposed Sound Transit Light Rail Facilities - Authorize

Tim LaPorte, Public Works Director noted that Sound Transit has opened the comment period for their proposed Operations and Maintenance Facility (OMF) for the Federal Way Link Extension Project. Comments are now due on the first of April.

Two of the proposed sites are located on the West Hill of Kent. Therefore, it will be necessary to provide engineering and cost data to help demonstrate advantages and difficulties with the proposed locations. Staff will need to

utilize the services of one or more consultants to provide engineering and cost estimation for this purpose.

The purpose of this action is to allow the Mayor to authorize this work on a timely basis.

MOTION: Authorize the Mayor to sign a contract with selected engineering firms to provide engineering and cost consultation to City staff for proposed Sound Transit Light Rail Facilities up to \$100,000, subject to terms and conditions acceptable to the City Attorney and Public Works Director.

RESULT:	RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 3/5/2019 7:00 PM
MOVER:	Brenda Fincher, Councilmember
SECONDER:	Dennis Higgins, Chair
AYES:	Higgins, Fincher
EXCUSED:	Troutner

18. Info Only - Quiet Zone Update

Rob Brown, Transportation Manager noted that staff had planned to get updated traffic counts for each railroad crossing the week of February 3, 2019. This was delayed two weeks due to snow events. The effort was delayed a third week due to Kent School District's mid-winter break, which would affect traffic volumes. Traffic counts are being taken this week.

UPRR

- Federal Railroad Grade Crossing Inventory forms for each crossing have been updated with the exception of traffic counts.
- UTC grade crossing modifications for each crossing have been completed except for traffic counts.

BNSF

- Federal Railroad Grade Crossing Inventory forms for each crossing have been updated except for traffic counts.
- UTC grade crossing modifications for each crossing have been completed except for traffic counts.
- The application to the Federal Railroad Administration to establish the quiet zone is being prepared.

Cheryl Viseth

Committee Secretary