



**Date:** January 28, 2019  
**Time:** 4:00 p.m.  
**Place:** Chambers East  
**Attending:** Dennis Higgins, Chair  
Brenda Fincher, Councilmember  
Toni Troutner, Councilmember

**Agenda:**

- 1. **Call to Order 4:02 p.m.**
- 2. **Roll Call**

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

- 3. **Changes to the Agenda**
- 4. **Approval of Minutes dated January 7, 2019**  
**MOTION: Move to approve the Minutes dated January 7, 2019**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Toni Troutner, Councilmember
<b>SECONDER:</b>	Brenda Fincher, Councilmember
<b>AYES:</b>	Higgins, Fincher, Troutner

- 5. **Ordinance Repealing Ordinance No. 4302 and Dedicating Public Right-of-way at Morrill Meadows Park and SE 248th Street - Adopt**

Deputy City Attorney, Tammy White noted that the Council previously adopted Ordinance No. 4302, which dedicated the south 15 feet of Morrill Meadows Park as a right of way and utility access area. This dedication ran the entire length of Morrill Meadows Park and included future right of way and utility access needs. The property dedication would have triggered additional property conversion and replacement property requirements from the state Recreation and Conservation Office ("RCO").

To reduce conversion obligations, staff worked with interested utility providers to limit the right of way to the smallest area of land needed. In order to revise the right of way dedication to this smaller area, the proposed ordinance repeals Ordinance No. 4302 and redefines the right of way dedication to include the south 12 feet of only that portion of Morrill Meadows Park currently being developed, and leaving future right of way needs to be

addressed at a later time.

**MOTION: Adopt Ordinance No.4308, that repeals Ordinance No. 4302 and the right-of-way dedications made therein; dedicates through this new ordinance the south 12 feet of a portion of Morrill Meadows Park that abuts SE 248th Street as right-of-way; authorizes the Mayor to sign all documents necessary to finalize and define the right-of-way dedication; and directs the City Clerk to record a copy of the adopted ordinance.**

<b>RESULT:</b>	<b>RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 2/5/2019 7:00 PM</b>
<b>MOVER:</b>	Brenda Fincher, Councilmember
<b>SECONDER:</b>	Toni Troutner, Councilmember
<b>AYES:</b>	Higgins, Fincher, Troutner

**6. Construction Agreement with Polygon Northwest for The Ridge Townhome Development - Authorize**

City Engineer / Deputy Public Works Director, Chad Bieren noted that Polygon Northwest is constructing a residential development called The Ridge along the 22300 block of 88<sup>th</sup> Avenue S. The city is simultaneously completing the S. 224<sup>th</sup> Street Improvements - Phase II project adjacent to and north of The Ridge. To complete its development, Polygon requires water and sanitary sewer service to The Ridge. Construction of these utilities was to have been completed in 2018; however, Polygon's contractor was not able to complete the work and meet the city's construction standards.

Due to the timing of the city's project, Polygon and city staff members agreed that it would be better to include the water and sanitary sewer improvements in the city's construction project rather than managing two contractors in the same work zone. The attached agreement includes provisions for the city to construct the water and sewer improvements on behalf of Polygon, with reimbursement for the work by Polygon.

**MOTION: Authorize the Mayor to sign the Construction and Reimbursement Agreement with Polygon Northwest to complete water and sanitary sewer improvements along 88<sup>th</sup> Avenue South for The Ridge Townhome development as part of the South 224<sup>th</sup> Street Improvements - Phase II project, subject to final terms and conditions acceptable to the City Attorney and Public Works Director.**

<b>RESULT:</b>	<b>RECOMMENDED TO COUNCIL [UNANIMOUS]Next: 2/5/2019 7:00 PM</b>
<b>MOVER:</b>	Toni Troutner, Councilmember
<b>SECONDER:</b>	Brenda Fincher, Councilmember
<b>AYES:</b>	Higgins, Fincher, Troutner

**7. Info Only/Goods & Services Agreement with A Plus Demolition & Excavation for Recycling Events**

Conservation Coordinator, Tony Donati noted that A Plus Demolition & Excavation has been selected be the primary contractor for our three Recycling Events in 2019. A Plus accepts and recycles all of the collected scrap metal, appliances, electronics, mattresses, refrigerators, freezers, air conditioner units, sinks, toilets, propane tanks, concrete, bulky yard debris, and cardboard.

The contract with A Plus for all three events in 2019, will not exceed \$56,000.00 and will be paid 100 percent from three recycling grants.

**8. Info Only/Mill Creek at 76th Ave S Culvert Replacements and Road Raising**

Design Engineer II, Susanne Provencio Smith noted that the Mill Creek at 76<sup>th</sup> Ave S culvert replacement project is A-7 in the City of Kent Drainage Master Plan. This work consists of improving the Mill creek channel, replacing insufficient culverts, habitat improvements, installing vegetation and raising 76<sup>th</sup> Ave S above the flood plain. In 2018 the City received a State of Washington Department of Commerce grant for \$2 million dollars.

Consultant services are needed to facilitate culvert alternative analysis and preliminary stream design necessary to prepare a type, size and location (TS&L) report required for the Army Corps of Engineers Joint Aquatic Resource Permit Application (JARPA). This TS&L will be included in the JARPA application for the Mill Creek Reestablishment project.

Provencio Smith noted that the next phase of the project involves detailed culvert design and the preparation of construction plans, this will be presented to the Public Works Committee for action.

**9. Info Only/S. 224th/228th Street Corridor Financing**

Deputy Finance Director, Barbara Lopez noted that Public Works and Finance have discussed the need to complete the S 224<sup>th</sup>/228<sup>th</sup> Street corridor and options to fill an existing budget shortfall. Finance feels it would be in the best interest of the City to move toward a bond to pay the remaining \$6.6-million needed to complete the S 224<sup>th</sup>/228<sup>th</sup> Street Corridor Project (see table).

There is a significant budget impact to the affected fund the Council chooses to use to complete the funding necessary. It is presumed that repayment of funds will be through the B & O fund.

1/18/2019

S. 228TH/224TH ST. CORRIDOR FUNDING			
\$ are in Millions			
FUNDING SOURCE	PROJECT		TOTAL
	UPRR GRADE SEPARATION	S. 224TH ST. PHASE 2	
FEDERAL	\$6.4		\$6.4
STATE (TIB)	\$3.5	\$5.0	\$8.5
STATE (Connect WA)	\$15.0		\$15.0
UPRR/BNSF RR	\$1.2		\$1.2
PORT OF SEATTLE	\$0.6		\$0.6
TIF/PROJ TRANSFER		\$3.5	\$3.5
UTILITIES (OUTSIDE)	\$0.6	\$0.2	\$0.8
CITY/CITY UTILITY	\$7.7	\$5.0	\$12.7
<b>TOTAL FUNDING</b>	<b>\$35.0</b>	<b>\$13.7</b>	<b>\$48.7</b>
PROJECT COST	\$40.4	\$14.9	\$55.3
<b>Balance to Complete</b>	<b>\$5.4</b>	<b>\$1.2</b>	<b>\$6.6</b>

Lopez thanked Kristin Lykken and Paul Scott from Public Works, Finance for doing such a great job putting together a full picture of what is needed to fund the rest of the project.

**10. Info Only/Quiet Zone Update**

Transportation Manager, Rob Brown presented the following information regarding the Quiet Zone:

Brown gave an overview to Committee members on Quiet Zone (QZ) requirements, process and next steps.

Union Pacific Railroad

- Diagnostic complete, QZ establishment process and mitigation measures determined, Notice of Intent sent, and comments received.
- We will be establishing the QZ based on lowering the overall Risk of Index using Supplemental Safety Measures. Under this process the City can establish the QZ through an administrative action with notification to the FRA.
- Next steps:
  - o Work with WSDOT to transfer ownership of the crossing to the city
  - o Update the Grade Crossing inventory form for each crossing to be completed by February 28<sup>th</sup>

- o Petition the UTC for permission to make the modifications at each crossing.

- § This process can take three months if the railroad does not challenge the proposed crossing modifications.

- § Petition documents will be ready by February 28<sup>th</sup>

Burlington Northern Santa Fe

- Diagnostic complete, QZ establishment process and mitigation measures determined, Notice of Intent sent, and comments received.
- Alternative Safety Measures are needed to sufficiently reduce the Risk Index to establish the Quiet Zone (ASMs) will apply to the FRA to approve ASMs
- Next steps:
  - o Update the Grade Crossing inventory form for each crossing
  - o Apply to the FRA for the establishment of the Quiet Zone, sing ASMs.
    - § Application will be ready by February 28, 2019

**11. Adjournment 5:12 p.m.**

*Cheryl Viseth*

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Committee Secretary