



CITY COUNCIL MINUTES

June 9, 2015

15728 Main Street, Mill Creek, WA 98012 # (425) 745-1891

Pam Pruitt, Mayor
Brian Holtzclaw, Mayor Pro Tem
Sean Kelly
Donna Michelson
Vince Cavaleri
Mike Todd
Mark Bond

June 9, 2015
Regular City Council Meeting
6:00 p.m.

CALL TO ORDER

Mayor Pruitt called the meeting to order at 6:00 p.m.

FLAG SALUTE

Flag Salute was conducted.

ROLL CALL

Roll was called by the City Clerk with all Councilmembers present.

AUDIENCE COMMUNICATION

John Lovick (Snohomish County Executive)
2403 157th Place SE
Mill Creek, Washington 98012

Executive Lovick welcomed City Manager Polizzotto to the City of Mill Creek.

Karen Brandon
157097 24th Court SE
Mill Creek, Washington 98012

Ms. Brandon also wanted to welcome City Manager Polizzotto to the City. She is looking forward to her direction and to move the City forward. She agrees that we need to streamline processes and improve the City's communications.

Lynn Sordel
15229 3rd Drive SE
Mill Creek, Washington 98012

Mr. Sordel reported to the Council on a recent letter to the editor from a 22 year old about sustainable cities. He stated that the County's Comprehensive Plan is important and he has not seen the City's comments to the plan.

Mayor Pruitt stated that the City has sent two letters to the County on the Comprehensive Plan.

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Stanko Milov
3015 114th Place SE
Mill Creek, Washington 98012

Mr. Milov spoke to the Council about the need for an Arts/Leadership academy in Mill Creek.

Staff will follow-up with Mr. Milov.

Zach Anders
Art and Beautification Board Chair

Mr. Anders relayed to the Council that the first art walk this year is on Thursday, June 11.

PRESENTATIONS

Youth Advisory Board Recognition

(Pam Olson, Recreation Manager, Kristen Froseth, Recreation Assistant and Pam Pruitt, Mayor)

CONSENT AGENDA

Approval of Checks #53751 through #53886 and ACH Wire Transfers in the Amount of \$1,480,160.83.

(Audit Committee: Mayor Pro Tem Holtzclaw and Councilmember Todd)

Payroll and Benefit ACH Payments in the Amount of \$465,355.98.

(Audit Committee: Mayor Pro Tem Holtzclaw and Councilmember Todd)

MOTION: Councilmember Todd made a motion to approve the consent agenda, Mayor Pro Tem Holtzclaw seconded the motion. The motion passed unanimously.

STUDY SESSION

Change Order for 2015 Storm Pipe Repair Project

(Scott Smith, City Engineer)

The following agenda summary information was presented:

On February 24, 2015, the City Council awarded a construction contract in the amount of \$603,375.00 to Rodarte Construction for the 2015 Storm Pipe Repair Project. The City had a major storm water infrastructure problem in the area around the Silver Crest/Silver Glen neighborhoods between 35th Ave SE and 28th Drive SE, and the contract scope of work primarily consisted of digging up and replacing approximately 3,300 feet of pipe and 13 catch basins.

The project was expected to last three months, but the contractor completed the work in six weeks. The contractor did an excellent job, but many changes were necessary during construction due to a variety of issues. Major changes to the project scope included:

- 1) Replacement of additional failed pipes and catch basins;
- 2) Repair of existing catch basins in poor condition;
- 3) Field adjustment of pipe alignment due to conflicts with utilities;
- 4) Delays due to unmarked utility lines;

- 5) Clarify missing/conflicting information from design plans;
- 6) Rehabilitate existing outfall drainage ditch between Silver Crest Drive and North Pointe; and
- 7) Property restoration.

Many changes happened on short notice and had to be addressed quickly in order to keep the project moving forward and avoid considerable disruption to the surrounding residents. Most were also difficult to define or quantify due to unknown circumstances, such as underground utilities. In those cases, the fairest way for both the City and Contractor to address the extra work is often by the use of Force Account (FA), which is by time and materials plus a previously defined markup rate. Force Account also gives the City more control over how the work is done, and all FA work was verified and approved by City inspection staff.

An initial Change Order No. 1 in the amount of \$42,000 was approved by the Interim City Manager on April 7, 2015. Once the final payment quantities were resolved, staff determined that the final construction contract amount exceeded the 10% City Manager approval authority per City Council Policy 96-002. The exact number is still being negotiated with the contractor, but the latest pay estimate has a total contract amount of \$675,817. A second change order is required to resolve the final contract amount, and a total of \$680,000 is proposed to allow for any final minor adjustments.

Discussion.

The Council and staff engaged in a discussion. Councilmember Cavaleri asked City Engineer Smith if compensation would be possible for the extra costs incurred due to utility conflicts and delays. City Engineer Smith said he would consult with the City Attorney and pursue a reimbursement claim if possible. The conflicts were primarily with the "dry" utilities, i.e. PSE, PUD, and cable companies. The City does not have a current franchise agreement with those utilities, which may make compensation more challenging. This item is scheduled for action later in the meeting.

Note: Mayor Pro Tem Holtzclaw left the meeting at approximately 7:00 p.m.

Technology Discussion/Presentation (Rebecca C. Polizzotto, City Manager)

The following agenda summary information was presented:

The City Manager would like to start a discussion with the City Council on how technology can be used to streamline city operations, enhance services and foster economic development in a community.

Mr. Sandy Reeser, President of VC3, presented a PowerPoint to the Council.

Council discussed Mr. Reeser's presentation. The Council convened that they were looking forward to looking into this further.

ACTION ITEMS

Appoint a Member to the Design Review Board with a Term Expiring August 31, 2017
(Council Interview Committee)

MOTION: Councilmember Kelly made a motion to appoint David Wayne Bisom, Mayor Pruitt seconded the motion. The motion passed unanimously.

Authorize the City Manager to Approve Contract Change Order No. 2 for a Revised Total Construction Contract Amount not to Exceed \$680,000
(Scott Smith, City Engineer)

MOTION: Councilmember Michelson made a motion to Authorize the City Manager to Approve the Contract Change Order No. 2 for a Revised Total Construction Contract Amount not to Exceed \$680,000, Councilmember Todd seconded the motion. The motion passed unanimously.

REPORTS

Mayor Pruitt reported that the letters from the City were delivered to the County Council regarding the County's Comprehensive Plan.

Councilmember Michelson reported that the first art walk is this Thursday, June 11. She will be attending the Art/Beautification Board meeting tomorrow. She also stated that she will be on vacation and absent from the June 23 Council meeting.

Councilmember Todd shared a story about Sno-Isle Library System using a 24-7 chat window on their website.

Mayor Pruitt also reported on the Mill Creek Garden Club Tour on June 27, 2015 and information can be found on their website at millcreekgardenclub.com.

City Manager Polizzotto stated that she has been at the City a week and is working on getting organized. She thanked the staff for all they have done to assist her.

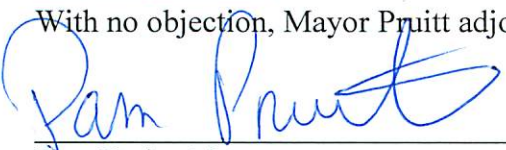
AUDIENCE COMMUNICATION

Mark Harmsworth (State Representative)
15418 29th Avenue SE
Mill Creek, Washington 98012

Representative Harmsworth stated that he was encouraged to see the technology presentation tonight. He would like to see the City start taking steps in this direction.

ADJOURNMENT

With no objection, Mayor Pruitt adjourned the meeting at 7:32 p.m.



Pam Pruitt, Mayor



Kelly M. Chelin, City Clerk