

**CITY OF LAKE STEVENS
REGULAR CITY COUNCIL MEETING MINUTES**

Tuesday, April 12, 2016

Lake Stevens School District Educational Service Center (Admin. Bldg.)
12309 22nd Street N.E. Lake Stevens

CALL TO ORDER: 7:00 p.m. by Mayor John Spencer

ELECTED OFFICIALS PRESENT: Mayor John Spencer, Councilmembers Kim Daughtry, Sam Low, Kurt Hilt, Todd Welch, Rauchel McDaniel, Kathy Holder, Marcus Tageant

ELECTED OFFICIALS ABSENT: None

STAFF MEMBERS PRESENT: Interim City Administrator Mary Swenson, Interim Planning and Community Development Director Russ Wright, Public Works Director Mick Monken, Interim Police Chief Ralph Krusey, Human Resources Director Steve Edin, Civil Engineer Adam Emerson, Economic Development Coordinator Jeanie Ashe, Internet Technology Manager Troy Stevens, Deputy City Clerk Kathy Pugh and City Attorney Cheryl Beyer

OTHERS: Janet Pritchard from Republic Services, State Representative Mark Harmsworth

Pledge of Allegiance: Council President Sam Low introduced members of the Lake Stevens Rotary, who led the Pledge of Allegiance. Mayor Spencer thanked the Rotary for their community service and support including the Lundeen Park Visitor Information Center remodel, obtaining funding for the Cavalero Park skateboard park, and the City Cleanup scheduled for May 7, 2016.

Roll Call: All members were present.

Approval of Agenda: Council President Low announced that Employee Recognition is being removed from the agenda, and also that State Representative Mark Harmsworth will be addressing the Council.

MOTION: Moved by Councilmember Tageant, seconded by Councilmember Daughtry, to approve the agenda as amended. On vote the motion carried (7-0-0-0).

Guest Business.

Mike Jones, 1015 87th Avenue NE, Lake Stevens, lives in the Frontier Heights neighborhood. Mr. Jones thanked the Police Department for their diligence and continued support of his neighborhood. He appreciated the raid on the problem home in December; however the house continues to be a problem with squatters entering the house nightly. He urged the City adopt a law similar to a law in Marysville that allows the City to board up a house that does not have water or sewer. Mr. Jones also expressed concern with the homeless encampments and that the City continue to clean them up. Mr. Jones and his neighbors have met with the Police

Department to make their neighborhood a Crime Watch Community and that is moving forward. Additionally his neighborhood is setting up a group with the online applicant "Next Door".

Debbie Jones, 1015 87th Avenue NE, Lake Stevens, previously addressed council regarding the house in her neighborhood that was raided. There still continues to be problems, including mail theft. Ms. Jones commented the drug, homeless and theft problems have migrated to the downtown area.

Riley Poor, 125 N. Davies Road, Lake Stevens, spoke in support of Ordinance 954 which would allow retail activities in public parks. He is interested in running a stand-up paddle board business on the lake.

Council Business: Councilmember Daughtry: Snohomish County Cities for Improved Transportation ("SCCIT") and Sound Transit update, Public Works Subcommittee, meeting with Representative Suzan DelBene regarding the Trestle, Planning & Economic Development Subcommittee; Council President Low: Thanked Rotary for flag salute, Sultan Chamber of Commerce, Parks Subcommittee, meeting with Representative Suzan DelBene and Trestle tour, Public Works subcommittee; Councilmember Hilt: Community Transit, Health District, Police Department and Public Safety Subcommittee, met a gentleman who thanked the Public Works crews for their assistance; Councilmember Welch: Arts Commission roundabout and Music on the Lake, Parks Subcommittee; Councilmember McDaniel: Police Department and Public Safety Subcommittee, meeting with Representative Suzan DelBene, Public Works Subcommittee, thanked Public Works Department for beautifying the City and their work on fish roundabout; Councilmember Holder: Parks Subcommittee, Economic Development Subcommittee, Parks Board; Councilmember Tageant: Public Safety Subcommittee.

Mayor's Business: Mayor Spencer commented on the concerns expressed regarding the homeless, thefts and other illegal activities. The City is moving forward with an ordinance that will allow the City to board up houses that do not have water or sewer services. Also, the City is moving forward with hiring new police positions, as well as working with Bonneville Power and Seattle City-Light to clean up and address the concerns in the Frontier Heights neighborhood. Mayor Spencer also said that the City is working to acquire and upgrade Frontier Heights Park.

Mayor Spencer said that Leadership Snohomish County has set October 14, 2016 as Leadership Day in Snohomish County and read a proclamation in support of Leadership Snohomish County Day.

MOTION: Moved by Councilmember Tageant, seconded by Councilmember Holder, to approve the Proclamation supporting October 14, 2016 as Leadership Day in Snohomish County. On vote the motion carried (7-0-0-0).

Mayor Spencer introduced members of the Middle School Girls Basketball Team and congratulated them for winning the 2016 6th Grade Girls Middle School State Championship. The coaches inquired about the City displaying the trophies and there was agreement that the trophies could be displayed possibly in the Community Center or the new Visitor's Information Center.

State Representative Mark Harmsworth: Representative Harmsworth provided a legislative update. He reviewed the Operating Budget and said that the budget work does not include new additional spending. He reviewed the operating budget and noted there are salary increases for teachers and funding for mental health. In the Capital Budget there is funding to begin the Lake

Stevens Civic Center project, and also for a public works building for the City of Mill Creek. The Supplemental Transfer Budget includes funding for the widening of Highway 522 from Echo Falls to Monroe and U.S. 2 Trestle improvements. Representative Harmsworth also discussed new legislation regarding abandoned vehicles. He also worked on Biometrix, which involves data privacy and protection, and the I-405 toll lanes. Representative Harmsworth suggested that it is important to think about moving traffic regionally and in an environmentally good way.

Councilmember Welch asked how the legislature can address issues of classifications of patients at Western State. Representative Harmsworth responded there is more funding in the supplemental budget but that the Legislature does need to look at this.

Councilmember Tageant thanked Representative Harmsworth for his assistance at the Association of Washington Cities meeting in Olympia.

Mayor Spencer thanked Representative Harmsworth for his assistance with the Trestle and said that the City will continue to communicate with ideas for moving forward.

Councilmember Hilt thanked Representative Harmsworth for his efforts with the Trestle.

Representative Harmsworth commented the Legislature will also be looking at the US 2 / Highway 9 interchange issues next year.

City Department Report.

Interim City Administrator Mary Swenson reported that the Legislature passed a bill to encourage family living wage jobs in manufacturing and industrial, and Snohomish County has passed the necessary ordinance that allows cities to take advantage of this. The City is in the process of developing a resolution and ordinance to allow the City to take advantage of this legislation which will be brought forward soon; Councilmember McDaniel has changed from the Economic Development to the Public Safety subcommittee and Councilmember Daughtry has changed from the Public Safety to the Economic Development subcommittee; staff is working with FCS, a financial advisor, to develop a scope of work to assist Council in developing a financial strategy to assist in obtaining goals in a fiscally responsible manner and also to assist with record permitting fees and construction sales tax received, which is "one-time" income; hiring update; ordinances regarding addressing homeless will be brought forward soon.

Mayor Spencer noted that the City received five excellent responses to the Downtown Subarea Plan request for proposal, which are under review.

Director Monken: Grade Road update; Chief Krusey: Boat patrol started early due to warm weather, bicycle training program is underway and officers will be trained in time for Aquafest, the Police Department Facebook page launched last week; new mid-shift is going well; Department of Emergency Management/Emergency Operations training in May; body cameras update.

Consent Agenda.

MOTION: Moved by Councilmember Daughtry, seconded by Councilmember Hilt, to (A) approve 2016 Vouchers [Payroll Direct Deposits of \$146,743.87, Payroll Check Nos. 40109-40110 totaling \$4,107.16, Tax Deposits of \$58,918.44, Electronic Funds Transfers (ACH) of \$171,658.84, Claims Check Nos. 40107-40108 and 40111-40221 totaling \$345,846.14, Void

Check No. 38008 in the amount of \$150.00, Total Vouchers Approved: \$727,124.45]; (B) approve March 22, 2016 City Council Regular Meeting Minutes; (C) approve Microsoft Enterprise License Agreement; (D) authorize Mayor to Enter into Master Intergovernmental Purchasing Agreement via Registration with U.S. Communities; (E) authorize Mayor to sign a Letter Acquiring the Morris Property Under Threat of Condemnation; (F) Authorize the Purchase of the Property Located on the East Side of Grade Road between 30th and 32nd Streets NE. On vote the motion carried (7-0-0-0).

Action Items:

Authorize the Mayor to Enter into Professional Services Agreement with Tetra Tech for 2016 Pavement Management Survey: Civil Engineer Adam Emerson presented the staff report and said that approval of this agreement with Tetra Tech will provide the City with an updated survey of pavement conditions throughout the City. The survey results are used to determine which streets in the City need maintenance. Mr. Emerson then responded to Councilmembers questions.

MOTION: Councilmember Welch moved, Councilmember McDaniel seconded, to authorize the Mayor to enter into a Professional Services Agreement with Tetra Tech for the 2016 Pavement Condition Rating Survey in the amount of \$60,000.00. On vote the motion carried (7-0-0-0).

Approve Ordinance No. 954 Amending LSMC 10.03.170 and 10.03.180 to Allow Retail Activities in Parks: Economic Development Coordinator Jeanie Ashe presented the staff report and said that with the amendments to LSMC 10.03.170 and 10.03.180 businesses and individuals would be able to conduct for profit business activities in private parks, such as paddle board rentals and other types of retail business, in accordance with the rules and procedures established by the Director of Planning and Community Development. An amended ordinance was distributed at the meeting with minor changes following review by the Parks and Recreation Planning Board, and the Parks and Recreation and Economic Development/ Chamber/Planning Subcommittees. Ms. Ashe then responded to Councilmembers' questions.

MOTION: Councilmember Low moved, Councilmember Tageant seconded, to approve Ordinance No. 954 amending LSMC 10.03.170 and 10.03.180 to allow retail activities in parks. On vote the motion carried (7-0-0-0).

Award of Contract for 2016 Pavement Overlay: Civil Engineer Adam Emerson presented the staff report. He reviewed that this year's pavement overlay includes Old Hartford Road from Evergreen Sanitation to Hartford Road and 28th Street NE from Old Hartford Road to North Machias Road. Alternative bids included an overlay on 20th Street SE between 79th Avenue SE and Cavalero Road, as well as the Hartford Trail Connection. Mr. Emerson reviewed the bid process and said that the lowest responsible bidder was Northshore Paving. He then responded to Councilmembers' questions.

MOTION: Moved by Councilmember Hilt, seconded by Councilmember Welch, to award the 2016 Pavement Overlay project to Northshore Paving in the amount of \$291,610.75 with an authorized administrative contingency of \$108,389.25. On vote the motion carried (7-0-0-0).

Authorize Mayor to Enter into a Service Contract for Biohazard Removal and Disposal and Structure Demolition Services: Public Works Director Mick Monken presented the staff report and distributed the bid tabulation. Director Monken noted only one bid was received and that it was much higher than the engineer's estimate. Director Monken said that since

publishing the request for bid he has learned that there are other options available that will provide more biohazard cleanup services for less money, and he believes there is a better option available. Director Monken recommended Council reject the bid and said that in the meantime Public Works and the Police Department will continue to work together to manage these sites.

MOTION: Councilmember Tageant moved, Councilmember McDaniel seconded, to reject all bids. On vote the motion carried (7-0-0-0).

Authorize Mayor to Execute Supplement No. 1 to Master On Call Engineering Agreement with Perteet for Grade Road Environmental Site Documentation: Director Monken presented the staff report and noted this work is necessary to complete the permit applications for the permanent repair to Grade Road. Director Monken said that due to the urgency of the situation and the short time line this work has already been verbally authorized. He then responded to Councilmembers' questions.

MOTION: Moved by Councilmember Daughtry, seconded by Councilmember Hilt, to authorize the Mayor to execute Supplement No. 1 to Master On-Call Engineering Agreement with Perteet for Grade Road Environmental Site Documentation in the amount of \$19,641. On vote the motion carried (7-0-0-0).

Executive Session: Mayor Spencer announced an executive session for 10 minutes to discuss two items: a property acquisition and intent to condemn, and to discuss leasing property beginning at 8:13 p.m. and ending at 8:23 p.m., with action to follow. At 8:23 p.m. the executive session was extended 5 minutes.

The Council reconvened at 8:31 p.m.

MOTION: Moved by Councilmember Hilt, seconded by Councilmember Daughtry, to enter into a purchase and sale agreement for the property known as Chapel Rock for a price of \$2,460,000 accompanied with a letter of intent to condemn that property. On vote the motion carried (7-0-0-0).

MOTION: Councilmember Daughtry moved, Councilmember Welch seconded, to authorize the Mayor to enter into negotiations for the purpose of entering into a lease of rental property for City administration and that negotiations will be conducted within the range of appropriate availability and appraisal on property in Lake Stevens, as discussed in executive session. On vote the motion carried (7-0-0-0).

Study Session: None.

Adjourn:

Moved by Councilmember Daughtry, seconded by Councilmember Hilt, to adjourn the meeting at 8:34 p.m. On vote the motion carried (7-0-0-0).


John Spencer, Mayor


Kathy Pugh, Deputy City Clerk