

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

Tuesday, May 2, 2017  
Lake Stevens Community Center  
1808 Main Street, Lake Stevens

CALL TO ORDER: 6:02 p.m. by Mayor John Spencer

ELECTED OFFICIALS PRESENT: Councilmembers Kim Daughtry, Gary Petershagen, Kurt Hilt, Rauchel McDaniel, Kathy Holder, Marcus Tageant (6:42 p.m.)

ELECTED OFFICIALS ABSENT: Councilmember Todd Welch

STAFF MEMBERS PRESENT: City Administrator Gene Brazel, Finance Director/City Clerk Barb Stevens, Community Development Director Russ Wright, Public Works Director Eric Durpos, Economic Development Coordinator Jeanie Ashe, Deputy City Clerk Kathy Pugh and City Attorney Grant Weed

OTHERS:

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**Pledge of Allegiance:** Mayor Spencer led the Pledge of Allegiance.

**Roll Call:** Moved by Councilmember Daughtry, seconded by Councilmember Hilt, to excuse Councilmember Welch from the meeting. On vote the motion carried (5-0-0-2).

Mayor Spencer said that Councilmember Tageant is recusing himself from the executive session due to a potential conflict of interest.

**MOTION:** Moved by Councilmember Hilt, seconded by Councilmember Daughtry to excuse Councilmember McDaniel from the executive session and potential vote. On vote the motion carried (5-0-0-2).

**Approval of Agenda:** Moved by Councilmember Hilt, seconded by Councilmember McDaniel, to approve the agenda as presented. On vote the motion carried (5-0-0-2).

**Executive Session:** Mayor Spencer announced an executive session beginning at 6:04 p.m. and lasting 35 minutes for the purpose of discussing a potential real property acquisition with possible action to follow.

At 6:40 p.m. the special meeting of the City Council was reconvened.

City Attorney Weed did not return to the meeting.

**Action Items:**

**Potential Real Property Acquisition:**

**MOTION:** Moved by Councilmember McDaughtry, seconded by Councilmember Hilt, to authorize the Mayor to enter into a professional services agreement with a MAI certified appraiser to obtain real property valuations for property as discussed in Executive Session. On vote the motion carried (5-0-1-1).

**MOTION:** Moved by Councilmember Daughtry, seconded by Councilmember Hilt, to authorize the Mayor to proceed with negotiations to obtain property for stormwater and related utilities and road right-of-way for property as discussed in Executive Session. On vote the motion carried (5-0-1-1).

Councilmember Tageant joined the meeting at 6:42 p.m.

**Authorize Professional Services Agreement with Ogden Murphy Wallace for Legal Services:** City Administrator Brazel said that Ogden Murphy Wallace responded to the City's request for proposal for attorney services in June 2016, and at that time it was determined to use this firm for attorney services in the case where the retained City Attorney has a conflict of interest, or if a need for a specialized area of legal expertise arises. Council is requested to approve a letter of engagement authorizing those services. Administrator Brazel then responded to Councilmembers' questions.

**MOTION:** Moved by Councilmember Hilt, seconded by Councilmember McDaniel, to authorize the City Administrator to sign the letter of intent with Ogden Murphy Wallace for special City Attorney services. On vote the motion carried (6-0-0-1).

**Utility Discussion:** Public Works Director Durpos provided an overview of the storm events on April 20, 2017 and the damage to three of the sub basins. Public Works crews responded to the storm event and a small EOC was set up to respond to the calls for assistance. Director Durpos reviewed some of the failures that occurred and resulting damage and said that the crews are continuing to discover damage that occurred. Director Durpos is aware of one claim against the City at this time.

Mayor Spencer provided additional historical background and said there will be additional analysis brought forward.

Councilmember Hilt reminded of the City's joining Snohomish County's hazard mitigation plan and asked if there is any assistance there.

**Adjourn:**

Moved by Councilmember Daughtry, seconded by Councilmember Petershagen, to adjourn the meeting at 6:50 p.m. On vote the motion carried (6-0-0-1).



John Spencer, Mayor



Kathy Pugh, Deputy City Clerk