

CITY OF LAKE STEVENS
CITY COUNCIL REGULAR MEETING MINUTES
Tuesday, May 23, 2017
Lake Stevens School District Educational Service Center (Admin. Bldg.)
12309 22nd Street N.E. Lake Stevens

CALL TO ORDER: 7:01 p.m. by Mayor Pro Tem Kurt Hilt

ELECTED OFFICIALS PRESENT: Councilmembers Kim Daughtry, Gary Petershagen, Kurt Hilt, Todd Welch (7:14 p.m.), Rauchel McDaniel, Kathy Holder, Marcus Tageant

ELECTED OFFICIALS ABSENT: Mayor John Spencer

STAFF MEMBERS PRESENT: City Administrator Gene Brazel, Community Development Director Russ Wright, Public Works Director Eric Durpos, Police Chief John Dyer, Senior Accountant Josh Roundy Deputy City Clerk Kathy Pugh, Officer Jeff Beazizo and City Attorney Grant Weed, Beth Braun, Communications/ Administrative Assistant, Lake Stevens Police Officers: Commander Ron Brooks, Sgt. Rob Miner, Sgt. Craig Valvick; Police Support Officer Cindy Brooks, Records Supervisor Jennifer Anderson, Officer Gleb Shein, Officer Chad Wells and Records/Evidence Clerk Deb Smith

OTHERS: Jeff Ketchel, Snohomish Health District; Judge Fred Gillings, Judge Lorrie Towers, Assistant Court Administrator Kim Ricker

Pledge of Allegiance: Mayor Pro Tem Kurt Hilt introduced Kenzie Green, a third grader at Mt. Pilchuck Elementary, who led the Pledge of Allegiance.

Mayor Pro Tem Hilt then called for a moment of silence in recognition of the events that took place in Manchester, England on May 22, 2017.

Roll Call: All Councilmembers present.

Approval of Agenda: Mayor Pro Tem Hilt said that one item is being added to the Agenda as Action Item F, Approval of Professional Services Agreement with CIC Valuation re Williams Property Appraisal.

MOTION: Moved by Councilmember Tageant, seconded by Councilmember Daughtry, to approve the agenda with the noted addition of Action Item F. On vote the motion carried (6-0-0-1).

Citizen Comments:

Seth Weeks, 8927 First Place SE, Lake Stevens, advised of recent parking issues in his cul de sac. Historically residents have parked half on the street and half on the sidewalk to allow vehicle clearance on the roadway. New residents complained, with the end result being the City installed no parking signs along the roadway. Mr. Weeks asked if there is a better way to resolve this concern.

Bill Hobday, Post Office Box 759, Lake Stevens, spoke against allowing alcohol in the City's parks.

Dick Todd, 825 99th Avenue SE, Lake Stevens, said a couple of issues remain unresolved with the City in its desire to develop without respect to the law. He commented on the Eagle Glen plat approval by City Council on February 28, 2017 that was made without Sewer District approval. Mr. Todd said that now the Sewer District is investigating the City processes as they relate to the Eagle Glen development.

New Employee Introductions: Chief Dyer introduced Jeff Beazizo, who joined the Police Department as Support Services Commander. Chief Dyer reviewed Commander Beazizo's background and his career accomplishments. Mayor Pro Tem Hilt administered the ceremonial oath of office.

Guest Business:

Snohomish Health District: Jeff Ketchell, Interim Administrator of the Snohomish Health District, introduced himself, and said he is here to thank the City for its financial contribution to assist with Snohomish Health District activities and programs. (Councilmember Welch arrived at 7:14 p.m.)

Mr. Ketchell focused his comments on three areas: making Lake Stevens residents' lives simpler, safer and healthier. He reviewed that the Health District is working on simplifying the ability for food truck operators to obtain permits in Snohomish County. The Health District is working to simplify the availability of data and research results to the public. They are also working to make Snohomish County safer by addressing vaping, including higher usage of vaping by youth and providing education about vaping to middle schools throughout Snohomish County, including all three Lake Stevens middle schools. The Snohomish Health District continues to work on addressing the opioid epidemic, including establishing a medicine return program funded by the pharmaceutical industry, developing policies around healthy housing, and safe handling of sharps and increased treatment options. Finally, the Health District is working to make Snohomish County healthier by addressing the mumps epidemic, and also a resurgence of tuberculosis, by making vaccinations more available and aggressively tracking and monitoring communicable diseases.

Mr. Ketchel next updated that the Health District is actively engaged in the recruitment process for a new Health Officer. He noted this is a very specialized position and requires a person with both their M.D. and a Masters in Health.

Marysville Court: Judge Fred Gillings, from the Marysville Municipal Court, introduced himself, Judge Lorrie Towers and Assistant Court Administrator Kim Ricker. He then presented a PowerPoint presentation which provided an overview of the court services provided to Lake Stevens, including historical and current court activities, case loads and specific court services provided, including interpreter services. Judge Gillings said that some services have been

streamlined so they can be provided in a more economical manner. Challenges include limited jail capacity and the difficulty of transporting prisoners for court hearings. The Court is now using SCORE video hearings, which is more efficient than transporting prisoners to hearings. Also, the Court is making more information available to the public via its web page. Other improvements include portable alcohol monitoring units, secured continuous alcohol monitoring, and improved courthouse security. Judge Gillings identified areas where the Court continues to work on improvements, including community outreach and paperless court initiatives.

Council Business:

- Councilmember Daughtry: Snohomish County Cities for Improved Transportation ("SCCIT"); Sound Transit update
- Councilmember Petershagen: Sewer District meetings where the discussion is about increasing the commissioners from three to five.
- Councilmember Hilt: Veterans Commission work plan.
- Councilmember Welch: Human Resources Director interview process.
- Councilmember McDaniel: Public Works Subcommittee: stormwater retention ponds and vaults cleaned up, and cleaning up construction; Public Works Appreciation Week
- Councilmember Holder: No update.
- Councilmember Tageant: No update.

Mayor's Business: No Report.

City Department Report.

- City Administrator Brazel: An offer has been extended for the Human Resources Director position; interviews scheduled for the Senior Planner and City Engineer positions, seasonal employee hiring is ongoing.
- Community Development Director Wright: Design Review Board and Planning Commission meetings; Downtown Plan is moving forward. The next public meeting for the North Cove Park is scheduled for June 20.
- Public Works Director Durpos: Updated on storm cleanup and Public Works is busy closing out projects.
- Police Chief Dyer: Marine Patrol starts this weekend; Health & Safety Fair is June 10; the Law Enforcement Special Olympics Torch Run, is June 1; Aquafest. Public Safety Committee: new building, immigration policy.

Consent Agenda:

MOTION: Moved by Councilmember Daughtry, seconded by Councilmember Welch, to approve (A) 2017 Vouchers [Payroll Direct Deposits of \$178,783.04, Payroll Checks 42550-42555 in the amount of \$10,402.48, Tax Deposits of \$78,352.56, Electronic Funds Transfers (ACH) in the amount of \$4,572.46, Claims Check Nos. 42549, 42556-42686 totaling \$441,231.03, Void Check No. 42458 in the amount of \$43.44, Total Vouchers Approved: \$713,298.13]; (B) City Council Regular Meeting Minutes of April 25, 2017, (C) City Council Regular Meeting Minutes of May 9, 2017 and (D) Interlocal Agreement with Snohomish County for Traffic Signal Maintenance. On vote the motion carried (7-0-0-0).

Action Items:

Approve Nomination of Susan Green to Parks Board: Mayor Pro Tem Hilt said that Susan Green was previously interviewed for a Parks Board position. Following that interview, Ms. Green was nominated by Mayor Spencer to fill a vacancy on the Parks Board and successfully completed the Washington State Patrol background check. Council is asked to confirm the nomination of Ms. Green to the vacant Position No. 7 on the Parks Board, for a term that expires on December 31, 2017. Ms. Green will be able to request reappointment to the board prior to the expiration of this appointment.

MOTION: Moved by Councilmember Tageant, seconded by Councilmember Holder, to confirm the appointment of Susan Green to Position No. 7 on the Parks Board to fill a vacancy for a term that expires December 31, 2017. On vote the motion carried (7-0-0-0).

Mayor Pro Tem Hilt then administered the Oath of Office to Ms. Green, and to Ann Hilton-Adams, who was appointed on May 9, 2017 to fill a vacancy on the Library Board.

Authorize Mayor to Enter into Interlocal Agreement with City of Marysville for Outdoor Video Services for Movies in the Park: Parks and Recreation Coordinator Jim Haugen presented the staff report and said that the Arts Commission is currently working to schedule two movie nights, one on Friday, August 11, and the second on Friday, August 25, 2017 in Lundein Park. Marysville will contract with the City to provide video equipment and an equipment operator at a substantial cost savings, versus using an outside vendor. The business that previously hosted Movie in the Park has declined to do so this year. Movies will be narrowed to a selection for each movie night and then the public will be asked to vote on their choice. Mr. Haugen then responded to Councilmembers' questions.

MOTION: Moved by Councilmember Welch, seconded by Councilmember Holder, to authorize the Mayor to enter into an Interlocal Agreement with City of Marysville for Outdoor Video Services for Movies in the Park. On vote the motion carried (7-0-0-0).

Approve Request by Lake Stevens Rotary for Alcohol in the Park in Conjunction with Music on the Lake: Mr. Haugen presented the staff report and said that the Lake Stevens Rotary Club has requested to sell beer and wine beverages in a designated area during the two Music on the Lake events scheduled for the Sunday afternoons of July 9 and 23, 2017 in Lundein Park. Rotary will donate a portion of the proceeds from these sales to the Lake Stevens Arts and Parks Foundation. The Arts Commission has submitted a Special Event application, and Rotary has made application to the WSLCB for a Special Occasion Permit. Mr. Haugen added that LSMC 10.03.150 provides that City Council may approve the sale of alcoholic beverages in city parks. Mr. Haugen then responded to Councilmembers' questions including what kind of law enforcement will be available, is there any precedent for alcohol at the Music on the Lake, and whether other communities and the County allow alcohol in the park. Additionally there was discussion as to how many people are estimated to be attending the event versus how many people will utilize the beer and wine area, and it was commented that it is important that Music on the Lake remain the primary event and that it be family oriented.

Councilmember Welch said as liaison to the Arts Commission he has been attending the Arts Commission meetings and that with all of the work being done in the parks, the commission has taken on the task of maximizing the events, including changing event locations with a view to focusing on the lake and enjoying the summer.

Discussion ensued as to whether there will also be food available. Director Wright explained that the food vendor is tied to the special event permit and is a staff level decision.

MOTION: Moved by Councilmember Welch, seconded by Councilmember Tageant, to approve the selling of beer and wine by the Rotary Club of Lake Stevens at the Music on the Lake events on July 9 and 23, 2017. On vote the motion carried (7-0-0-0).

Approve Amendment to Interlocal Agreement with Snohomish County re SWAT Team:

Chief Dyer presented the staff report and said that the existing Interlocal agreement, established in 2012, between Snohomish County and City of Everett provides that additional entities can be added to the Interlocal by amending the agreement. The Region 1 SWAT Team has invited Lake Stevens to participate with the team. This is an excellent way to pool resources resulting in the presence of highly trained and highly skilled police tactical units, which will result in the reduction of risk of injury and loss of life to citizens, police officers and suspects in critical incidents. Chief Dyer then responded to Councilmembers' questions.

Councilmember Hilt spoke in support of the Interlocal agreement, saying that having officers from Lake Stevens on the team will improve transitions and communications for any events occurring in Lake Stevens, thereby enhancing both public safety and officer safety.

MOTION: Moved by Councilmember Tageant, seconded by Councilmember Petershagen, to approve the amendment to the Interlocal Agreement between Snohomish County and City of Everett for Lake Stevens to participate in the Region 1 SWAT Team. On vote the motion carried (7-0-0-0).

Approve Supplemental Agreement No. 1 with CHS re South Lake Stevens Shoulder

Widening: Director Durpos presented the staff report and said that approval of this Supplemental Agreement No. 1 will allow the City to move forward with the design of the South Lake Stevens Shoulder Widening project, which was previously identified as a safety concern and a high priority project by the City Council. Moving forward now will allow this project to be ready for construction during the 2017 construction season. Director Durpos then responded to Councilmembers' questions.

MOTION: Moved by Councilmember Welch, seconded by Councilmember Petershagen, to approve Supplemental Agreement No. 1 with CHS Engineers to design the South Lake Stevens Shoulder Widening for an amount of \$23,000.00 and approve a management reserve of \$3,450.00. On vote the motion carried (7-0-0-0).

Approve Professional Services Agreement with CIC Valuation Group, Inc. for Appraisal and Consultant Services:

Director Wright said tonight's requested action is to authorize the Professional Services Agreement with CIC Valuation Group for appraisal and consulting services. The scope of work provides for a subconsultant to do land use review. This appraisal would be for the expansion of North Cove Park and the properties known as the Williams properties. Council acted on this earlier this year to begin the condemnation process so these properties can be incorporated into the park. The land use component would provide information to the appraiser regarding economic feasibility, that will be considered in completing the appraisal. Director Wright said there are a couple of discrepancies in the Professional Services Agreement: (1) Council's action to move forward provided for only three parcels, so

the fourth parcel number ending in 700 needs to be removed at page one, and (2) the reference to four parcels in Exhibit A also needs to be removed.

Councilmember Welch said that he will be voting against approval of this professional services agreement as he voted against the condemnation ordinance.

MOTION: Moved by Councilmember Holder, seconded by Councilmember Petershagen, to approve the Professional Services Agreement between City of Lake Stevens and CIC Valuation Group for appraisal and consultant services in the total amount of \$54,500. On vote the motion carried (6-1-0-0).

Executive Session: None.

Discussion Items:

Review of Contracts with Lake Stevens Chamber of Commerce: City Administrator Brazel said this matter is brought forward this evening for further discussion following Council's request at the retreat in January.

Councilmember Tageant asked if the Chamber is not able to remain in the Visitor Information Center would the City need to give the Chamber compensation for any improvements. City Attorney Weed responded the agreement has a termination clause that requires 90 days written notice, and that if a termination is by the City for cause there is no credit available, so it depends upon the reason for terminating the agreement.

Councilmember Hilt said one of the concerns is that the City has a contract that does not have any performance metrics, although there are verbal commitments. Councilmember Hilt and the Mayor are requesting that Council review the contract, and he is asking if the Council is interested in amending or terminating the contract. If the contract is terminated there is a provision that with termination there would be time to potentially renegotiate the contract.

Responding to Councilmember Petershagen's question, Councilmember Hilt said that specific performance metrics would be negotiated by the Mayor. Currently there is not any accountability.

Councilmember Holder suggested looking at examples of other by other local cities that show how they are working with their Chamber of Commerce.

Councilmember Petershagen described that the City of Marysville contributed monetarily to support the Chamber but the relationship as far as facility usage was between the Chamber and the Tulalip Tribes. There were performance requirements for serving as a Visitor Information Center.

Councilmember Welch suggested having the Mayor and Economic Development subcommittee review this matter.

Councilmember Daughtry provided statistics regarding the Chamber and Visitor Information Center including that the hours of operation are six days a week from 10:00 a.m. to 6:00 p.m. all days except Sunday, when it is open from 10:00 a.m. to 4:00 p.m.; Sundays are staffed by volunteers, in the past six months 2,167 people have come through the door asking for a wide

variety of information and assistance; and 1,454 people asked about the Food Bank. Councilmember Daughtry said the Chamber maintains statistics on everything including walk-in visitors and emails. During the previous six months there have been 938 telephone calls and 1,286 emails that were directed to the Visitor Information Center. This does not include any Facebook posts, but the Facebook page Discover Lake Stevens has over 23,000 follows. This totals about 28,000 communications with the Visitor Information Center. Councilmember Daughtry said with this information he is uncertain about what is being asked as far as metrics.

Councilmember Hilt responded that the contract is silent as to spelling out metrics such as hours of operation.

Councilmember Welch encouraged that this go back to the subcommittee and that they bring a recommendation back to Council.

Councilmember Tageant asked who the volunteers are and if they are being background checked.

Councilmember Hilt clarified that the question before Council is, is it better to terminate the contract which would give the Mayor 120 days to renegotiate the contract, or is it better to amend or modify the contract.

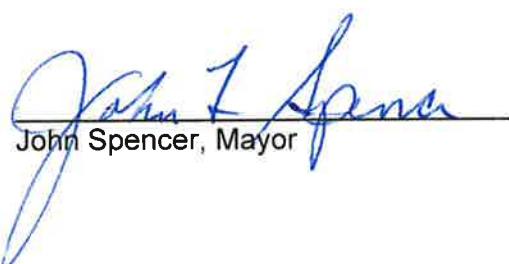
Councilmember Holder supported modification and working with the Economic Development subcommittee and the Mayor to work out the metrics the City is looking for.

Councilmember McDaniel supported referring this to the Mayor and Economic Development subcommittee, and noted the Chamber has attended some of the Economic Development subcommittee meetings and provided some of the information that was provided tonight.

There was consensus to ask the Mayor to review Council's concerns and refer this to the Economic Development subcommittee.

Adjourn:

Moved by Councilmember Welch, seconded by Councilmember Hilt, to adjourn the meeting at 8:37 p.m. On vote the motion carried (7-0-0-0).



John Spencer, Mayor



Kathy Pugh, Deputy City Clerk