

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

May 10, 2022, at 6:00 p.m.

Hybrid Meeting - By Remote Participation via Zoom & in Person at The Mill Building

CALL TO ORDER: 6:00 p.m. by Mayor Gailey

ELECTED OFFICIALS PRESENT: Mayor Brett Gailey, Councilmembers Kim Daughtry, Gary Petershagen, Shawn Frederick, Mary Dickinson, Marcus Tageant, Councilmember Anji Jorstad and Steve Ewing

STAFF MEMBERS PRESENT: City Administrator Gene Brazel, Finance Director Barb Stevens, Community Development Director Russ Wright, Public Works Director Aaron Halvorson, Police Chief Jeff Beazizo, Human Resources Director Anya Warrington, City Clerk Kelly Chelin, Planning Manager David Levitan, Capital Projects Manager Erik Mangold, Deputy City Clerk Caitlin Weaver and City Attorney Greg Rubstello.

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**Call to Order**

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

**Pledge of Allegiance**

The Mayor led the Pledge of Allegiance.

**Roll Call**

All Councilmembers were present except Councilmember Petershagen.

**MOTION.** Councilmember Jorstad made a motion, seconded by Councilmember Tageant, to excuse Councilmember Petershagen. The motion passed 6-0-0-0.

Note: Councilmember Petershagen arrived at 6:02 p.m.

**Approval of Agenda**

Councilmember Dickinson asked for the Council meeting minutes of April 14, 2022, on the consent agenda, be changed to show that she was in attendance at that meeting.

**MOTION.** Councilmember Jorstad made a motion, seconded by Councilmember Dickinson, to approve the agenda as amended. The motion passed 7-0-0-0.

**Guest Business**

**Update from Snohomish Health District**

**New Staff Introductions:**

Cody Sawyer, Facilities Maintenance Technician

Oliva Scholz, Police Officer

### **Citizen Comments**

Chase, 8629 14<sup>th</sup> Street NE, Lake Stevens.

Chase introduced himself as part of the Frontier Heights HOA. He thanked the Council for their work.

### **Council Business**

Councilmember Jorstad read a proclamation into the record for Mental Health Awareness Month for May 2022. She also reported that she attended the Health Board meeting.

Councilmember Dickinson reported she attended the School Board meeting.

Councilmember Frederick reported he attended the Veterans Commission meeting and the Youth Advisory Council meeting.

Councilmember Tageant reported that he attended the Park Board meeting.

Councilmember Petershagen reported that he attended the Historical Society meeting.

Councilmember Daughtry reported that he attended the Veterans Commission meeting. He also attended the Community Transit and the Youth Advisory Council meeting.

Councilmember Ewing participated in interviews for two Commission vacancies. He stated there were great candidates. He also attended the Youth Advisory Council meeting. He also acknowledged the financial contribution that Community Transit gave to the Youth Advisory Council.

### **Mayors Business**

Mayor Gailey reported that he is working with fellow Mayors about a new public safety platform. He also presented two awards to Chief Beazizo: one for 5 years of service and a Life Saving Award.

### **City Department Report**

Director Stevens and Director Wright provided updates on their department.

### **Consent Agenda:**

**MOTION.** Councilmember Ewing made a motion, seconded by Councilmember Jorstad, to approve the consent agenda. The motion passed 7-0-0-0.

The consent agenda included the following:

- 2022 Vouchers
- City Council Regular Meeting Minutes of April 12, 2022
- City Council Special Meeting Minutes of April 14, 2022
- City Council Workshop Meeting Minutes of April 19, 2022

- City Council Regular Meeting Minutes of April 26, 2022
- Appointments to the Salary Commission and Civil Service Commission

**Public Hearing:****Resolution 2022-07 - Fagerlie Annexation 60 Percent Petition**

Planning Manager Levitan explained that on March 10, 2022, the City Council passed Resolution 2022-01 accepting the 10% Fagerlie Annexation petition and authorizing the gathering of signatures for the 60% annexation petition. On April 11, 2022, the applicant submitted the 60% annexation petition with signatures from property owners representing more than 60% of the assessed valuation of the properties contained within the proposed annexation area, as required by RCW 35A.14.120. On April 12, 2022, the Snohomish County Assessor's office validated the 60% petition (Attachment 2).

The proposed annexation area is approximately 13.8 acres and is located south of Lake Stevens city limits, which extend to the north side of 20th St SE. The area includes three parcels on the south side of 20th St SE on either side of Williams Rd as well as Williams Rd right-of-way and is bounded on the south and west by residential neighborhoods and on the east by the Rural Urban Transition Area (RUTA).

Prior to adopting Resolution 2022-01, the City Council discussed and indicated their preliminary support for assigning Comprehensive Plan and zoning designations of High Density Residential and R8-12, which are being requested by the applicant. These differ from the predesignations established by Ordinance 1973. The applicant subsequently prepared a SEPA environmental checklist and supporting analysis which demonstrated that the proposed zoning change would not have an adverse environmental impact when compared to the existing zoning predesignation. The City issued a Determination of Nonsignificance for the proposed annexation on April 25, 2022 (Attachment 3).

Snohomish County has a Boundary Review Board that is required to review all annexations prior to approval by the City Council. Therefore, Resolution 2022-07 would authorize the city to issue a "Notice of Intent to Annex", which will be submitted to the Boundary Review Board. Once the board has reviewed the annexation proposal and provided their decision, the City Council will make the final decision on annexing the properties and adopting Comprehensive Plan and zoning designations for the annexed area, which would involve the adoption of an ordinance following a separate public hearing.

The notice of public hearing was posted on site (three separate signs), published in the Everett Herald, and mailed to property owners within 300 feet of the property on or around April 25, 2022.

Mayor Gailey opened the public hearing at 6:52 p.m.

City Clerk Chelin noted for the record that email comments were forwarded to the Council from Josh DeWinter, Gary McBride and Wendy/Brett Dalpiaz.

David Toyer, Toyer Strategies Advisors.

Mr. Toyer explained that they are the petitioners for the annexation. He explained their position and thanked Council and staff for their work on this.

Zach Pitcher, Lake Stevens.

Mr. Pitcher stated that he was strongly against it. He explained the blind turn and its very dangerous with all of the traffic.

Mayor Gailey closed the public hearing at 6:57 p.m.

**MOTION.** Councilmember Daughtry made a motion, seconded by Councilmember Frederick, to approve Resolution 2022-07 – Fagerlie Annexation 60 Percent Petition. The motion passed 7-0-0-0.

**Action Items:**

Award Contract to Reece Construction for the 2022 Pavement Preservation Overlay Project

Capital Projects Manager Mangold explained the Asphalt Pavement Overlay is an annual street surface preservation process that acts as a maintenance to keep our streets functional and safe with a \$400,000 budget for 2022. This year's overlay project includes a Grind and overlay of (3) areas and updating of affected ADA ramps throughout the City of Lake Stevens: 91st St NE from Market Place to just before SR204, Grade Road from 32nd St NE to 36th St NE, and 30th Street NE from 113th Ave NE to Cedar Rd.

The city released the request for bid on April 12, 2022, and opened bids on April 26, 2022. The City received (3) responsive bids with the lowest bid coming from Reece Construction Company in Marysville, WA at \$338,568.00 and the highest responsive bid from Fidalgo Paving & Construction at \$342,249.00


The remainder of the unallocated funds, within the approved 2022 overlay budget (\$400,000) will be used for additional street maintenance or rolled into the 2023 overlay budget.

To reduce the impact on local traffic, the contracting schedule is to occur during the summer months when school is out and there are no major City events. Work is expected to be completed prior to the end of August.

**MOTION.** Councilmember Tageant made a motion, seconded by Councilmember Jorstad, to award the Contract to Reece Construction for the 2022 Pavement Preservation Overlay Project. The motion passed 7-0-0-0.

**Adjournment:**

**MOTION.** Councilmember Tageant made a motion, seconded by Councilmember Ewing, to adjourn the meeting. The motion passed 7-0-0-0. The meeting adjourned at 7:10 p.m.

  
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Brett Gailey, Mayor  
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Kelly M. Chelin, City Clerk