

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

November 8, 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 Brett Gailey

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

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**Call to Order**

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

**Pledge of Allegiance**

Mayor Brett Gailey led the Pledge of Allegiance.

**Roll Call**

All Councilmembers were present.

**Approval of Agenda**

**MOTION.** Councilmember Petershagen made a motion, seconded by Councilmember Tageant, to remove the Contract for Lake Management from the consent agenda and bring it back to the next meeting for more discussion. The motion passed 7-0-0-0.

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

**Guest Business**

Introduce Jessica Romero, Recreation Specialist

**Citizen Comment**

Shane Odem, Lake Stevens. Shane spoke to the Council about ADA improvements in the City.

**Council Business**

Councilmember Jorstad reported that she attended the last Board of Health meeting.

Councilmember Dickinson reported that she attended the last Historical Society meeting.

Councilmember Frederick reported he has taken a new job and will have to resign from the Council effective December 16, 2022.

Councilmember Petershagen attended the last Historical Society meeting and Planning Commission meeting.

Councilmember Ewing reported that he attended the last Health Board meeting and Councilmember Jorstad is the Vice Chair of the Board of Health.

### **Mayor Business**

Mayor Gailey reported that a proclamation is in the packet tonight to rescind the Covid Emergency Order.

### **City Department Report**

#### **Public Works Department Report**

### **Consent Agenda**

**MOTION.** Councilmember Frederick made a motion, seconded by Councilmember Jorstad, to pass the consent agenda as presented. The motion passed 7-0-0-0.

The consent agenda included the following:

- 2022 Vouchers
- City Council Meeting Minutes of October 11, 2022
- City Council Meeting Minutes of October 18, 2022
- Washington State Parks Marine Program Interagency Agreement (2023 A-299)
- Adopt 2023 Legislative Agenda (Presented by Doug Levy)
- Contract Amendment for Downtown Lake Outlet Projects
- Enterprise Master Lease Agreement for Light Duty Vehicles
- Resolution 2022-15 Comprehensive Procurement Policy - Updates
- Ordinance 1148 - 2022 Budget Amendment No. 2

### **Public Hearing**

#### **Storage Facilities Code Amendment (LUA2022-0079)**

Planner Needham explained that tonight is a public hearing to take public testimony on LUA2022-0079, a city-initiated land use code amendment that would amend LSMC 14.44.044 (Storage Facilities) and other associated chapters.

Staff is recommending approval of Ordinance No. 1147 (Attachment 1) amending LSMC Chapters 14.08 (Definitions), 14.40 (Permissible Uses), and 14.44 (Supplementary Use Regulations).

Mayor Gailey opened the public hearing at 6:24 p.m.

There were no public comments.

Mayor Gailey closed the public comment portion of the hearing.

MOTION. Councilmember Daughtry made a motion, seconded by Councilmember Petershagen, to approve Ordinance 1147 related to storage facilities. The motion passed 5-2-0-0 with Councilmember Jorstad and Councilmember Dickinson opposed.

Ordinance 1149 - 2023 Property Tax Levy

Director Stevens explained that the 2023 preliminary assessed value shows an approximate increase of 43.5% within the City of Lake Stevens. The change in the rate of inflation (IPD rate) is 106.457 percent for the tax year 2023. For taxing districts with a population of 10,000 or more, the levy limit factor or allowable increase, is the lesser of inflation (IPD rate) or 101% over the previous highest lawful levy amount. This City's estimated levy rate for 2023 is \$0.74 when using the levy factor of 101%.

Ordinance 1149 authorizes the collection of property taxes on properties within the city limits up to a certified amount of \$6,450,000. Based on current estimates, we anticipate the actual levy will be approximately \$6,408,000. The ordinance includes an estimated 15% increase over the 2022 highest lawful levy amount, which includes the statutory 1% increase that equates to \$37,782.84, as well as increases from state assessed values, annexations, new construction, and refunds.

Mayor Gailey opened the public hearing at 6:32 p.m.

Annette Gamble Olson, Arlington. Annette asked the Council to not raise the property tax.

Mayor Gailey closed the public hearing for public comment at 6:35 p.m.

MOTION. Councilmember Jorstad made a motion, seconded by Councilmember Tageant, to approve Ordinance 1149, 2023 Property Tax Levy. The motion passed 7-0-0-0.

Public Hearing 1: 2023 Budget Ordinance 1150

Director Stevens explained that the City Council has been reviewing current and forecasted revenues and expenditures including property tax, City staffing plans, and related costs which are incorporated into the proposed 2023 budget ordinance. Staff is recommending approval of the first reading of 2023 Budget and Ordinance No. 1150 after public testimony.

Mayor Gailey opened the public hearing at 7:00 p.m.

There were no comments.

Mayor Gailey closed the public hearing for public comment at 7:00 p.m.

**MOTION.** Councilmember Daughtry made a motion, seconded by Councilmember Tageant, to approve the first reading of Ordinance 1150, 2023 Budget. The motion passed 7-0-0-0.

**Closed Record Hearing (No New Public Comment)**

**Hisey Rezone Request**

City Attorney Rubstello explained for the record that no new public comment could be entered into the record.

Planner Schmidt explained that this is a Closed Record Public Hearing and First and Final Reading for Ordinance No. 1146 related to the Hisey Rezone (LUA2021-0211).

Staff is recommending approval of Ordinance No. 1146: An ordinance of the city of Lake Stevens amending the zoning for an undeveloped 11.22-acre parcel (APN: 29062000305400), located off Machias Cutoff, from R6 to R8-12 as part of the Hisey Rezone (City File No. LUA2021-0211).

Mayor Gailey opened the hearing for any comments.

Annette Gamble Olson, Arlington. Annette gave comments to the rezone.

Mayor Gailey closed the hearing at 7:20 p.m.

**MOTION.** Councilmember Daughtry made a motion, seconded by Councilmember Frederick, to approve Ordinance 1146, Hisey Rezone. The motion passed 6-1-0-0 with Councilmember Dickinson opposed.

**Discussion Items**

**Draft Ordinance for Short Term Rentals Code Amendment (LUA2022-0046)**

Planning Manager Levitan explained that no formal action is required. Councilmembers are asked to review and provide any final comments on an updated draft of Ordinance 1139 (Short-Term Rentals Code Amendment), which incorporates changes requested during a November 1 Council work session and is scheduled for a public hearing on November 15. Staff is also requesting Council feedback on whether the previously discussed initial application fee of \$200 should be increased, based on the proposed change to a Type II review process.

**Review Draft Agenda for November 15, 2022**

**Adjournment:**

**MOTION.** Councilmember Tageant made a motion, seconded by Councilmember Frederick, to adjourn the meeting. The motion passed 7-0-0-0. The meeting adjourned at 7:38 p.m.

Brett Gailey, Mayor

A handwritten signature in black ink, appearing to be 'B. Gailey', written over a horizontal line.

Kelly M. Chelin, City Clerk

A handwritten signature in black ink, appearing to be 'Kelly M. Chelin', written over a horizontal line.