

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

Tuesday, December 19, 2023, at 6:00 p.m.

By Remote Participation via Zoom and In Person at The Mill, 1808 Main Street, Lake Stevens.

CALL TO ORDER: 6:04 p.m. by Mayor Brett Gailey

ELECTED OFFICIALS PRESENT: Councilmembers Kim Daughtry, Gary Petershagen, Steve Ewing and Anji Jorstad

ELECTED OFFICIALS ABSENT: Councilmembers Donoghue, Dickinson and Tageant

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**Call to Order**

Mayor Gailey called the meeting to order at 6:04 p.m. It was announced that there was not a quorum yet so the meeting would continue with non-action agenda items.

**Pledge of Allegiance**

Mayor Gailey led the Pledge of Allegiance.

**Roll Call**

All Councilmembers were present except Councilmember Ewing, Councilmember Donoghue, Councilmember Dickinson and Councilmember Tageant. A motion to excuse was put on hold due to not having a quorum and Councilmember Ewing was on his way to the meeting.

**Council Business**

Councilmember Daughtry provided updates on the PRSC Board's new equity procedures and Community Transit's board selection process.

**Mayor's Business**

Mayor Gailey updated the Council on a recent meeting he attended with staff outlining the work being done at the City and retreat follow-up items.

**Citizen Comments**

Kymm Shipman, Lake Stevens. Kymm spoke about the food bank.

Mayor Gailey requested a 5-minute break to allow Councilmember Ewing to arrive. The time of the request was 6:15 p.m. and the meeting reconvened at 6:20 p.m.

Councilmember Ewing arrived at 6:22 p.m. and a quorum was present.

**Approval of the Agenda**

**MOTION.** Councilmember Daughtry made a motion, seconded by Councilmember Jorstad, to approve the agenda with the addition of property acquisition to the already scheduled executive session. The motion passed 4-0-0-3.

**Consent Agenda**

**MOTION.** Councilmember Daughtry made a motion, seconded by Councilmember Ewing, to approve the consent agenda. The motion passed 4-0-0-3. The consent agenda included the following:

- City Council Meeting Minutes of November 28, 2023
- City Council Meeting Minutes of December 5, 2023
- Lake Stevens Food Bank Licensee Agreement
- Cancel the Council Meeting of December 26, 2023
- Interlocal Agreement with the Everett Animal Shelter
- Board and Commission Reappointments

**Closed Record Hearing****Mulvaney Rezone Ordinance 1175**

City Attorney Rubstello opened the hearing by explaining the rules of a closed record hearing and to determine if there were any conflicts of interest among the Councilmembers. There were no conflicts.

Planner Needham presented on the purposed Mulvaney Rezone and the findings of the Hearing Examiner. Planner Needham stated that there was an error in one of the attachments and she requested that the motion reflect the corrected attachment.

Mayor Gailey opened the closed record hearing for public comment by the involved parties.

David Toyer, representing the applicant, made public comment.

Council discussed the information presented.

Mayor Gailey closed the hearing.

**MOTION.** Councilmember Ewing made a motion, seconded by Councilmember Petershagen, to approve Ordinance 1175 (with an updated attachment correcting the previously identified error) to approve the Mulvaney Rezone. The motion passed 4-0-0-3.

**Action Items****2024 Legislative Agenda**

Director Wright presented the proposed 2024 legislative agenda which included transportation, infrastructure, capital budget requests, criminal justice, public safety, and affordable housing.

**Executive Session-Confidential Session of the Council**

At 6:53 p.m., the Council recessed into Executive Session under RCW 42.30.110 to discuss the following three topics: Potential Litigation, Collective Bargaining and Property Acquisition with no action to follow.

Council requested 2 minutes to clear the room and 40 minutes for the session with a return time of 7:40 p.m.

At 7:40 p.m. staff returned, and Council requested a 20-minute extension with a return time of 8:00 p.m.

At 8:00 p.m. staff returned, and Council requested a 10-minute extension with a return time of 8:10 p.m.

At 8:08 p.m. Council informed staff that the session concluded, staff announced the return and confirmed no action would follow.

**Adjourn**

**MOTION**. Councilmember Daughtry made a motion, seconded by Councilmember Jorstad, to adjourn the meeting. The motion passed 4-0-0-3.

The meeting was adjourned at 8:08 p.m.

  
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Brett Gailey, Mayor  
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Caitlin Weaver, Deputy City Clerk