

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

Tuesday, January 8, 2019

Lake Stevens School District Educational Service Center (Admin. Bldg.)  
12309 22<sup>nd</sup> Street N.E. Lake Stevens

CALL TO ORDER: 7:00 p.m. by Mayor John Spencer

ELECTED OFFICIALS PRESENT: Councilmembers Kim Daughtry, Gary Petershagen, Kurt Hilt, Todd Welch, Rauchel McDaniel, Brett Gailey and Marcus Tageant

ELECTED OFFICIALS ABSENT: None

STAFF MEMBERS PRESENT: City Administrator Gene Brazel, Finance Director Barb Stevens, Community Development Director Russ Wright, Public Works Director Eric Durpos, Police Chief John Dyer, Commander Ron Brooks, Human Resources Director Teri Smith, Human Resources/Admin Assistant Julie Good, City Clerk Kathy Pugh, Deputy City Clerk Adri Crim, City Attorney Greg Rubstello

OTHERS:

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

**Roll Call:** All present.

**Approval of Agenda:**

**MOTION:** Moved by Councilmember Welch, seconded by Councilmember Daughtry, to remove Action Item M, Approve Interlocal Agreement with Marysville re Soper Hill, to a future workshop agenda. On vote the motion carried (7-0-0-0).

**MOTION:** Moved by Councilmember McDaniel, seconded by Councilmember Welch, to move Consent Agenda Item H, Changing February 5, 2019 Workshop meeting to a Special Meeting and Cancelling February 12 and March 12, 2019 City Council meetings to an Action Item. On vote the motion carried (7-0-0-0).

**MOTION:** Moved by Councilmember Todd, seconded by Councilmember Daughtry, to approve the agenda with the noted changes. On vote the motion carried (7-0-0-0).

**Citizen Comments:** None.

**Council Business:**

**Election of Officers:** Council President Tageant called for nominations for Council President and Council Vice-President.

Councilmember McDaniel nominated Councilmember Petershagen as Council President and Councilmember Gailey as Council Vice-President. There were no other nominations. On vote the motion carried (7-0-0-0).

**Boards and Commissions and Committee Liaisons for 2019:** Council discussed liaisons to the City's various boards and commissions and representative assignments to other organizations. There was consensus opinion for assignments as set out in the attachment to these minutes.

- Councilmember Daughtry: Chamber of Commerce
- Councilmember Hilt: Snohomish Health District

**Mayor's Business:** Yearend wrap up; reviews update and coming projects.

**City Department Report:**

- City Administrator Gene Brazel: North Cove Park improvements notification.
- Community Development Director Russ Wright: Park Grant project update; buildable lands capacity study underway; new business cards, City business forms are scheduled for update and standardization this year.
- Human Resources Director Teri Smith: Recruitment update.
- Chief of Police John Dyer: Staffing and K-9 update.
- Finance Director Barb Stevens: Audit update.
- City Clerk Kathy Pugh: Board and Commission vacancies; Workshop meeting location.

**Consent Agenda:**

**MOTION:** Moved by Councilmember Hilt, seconded by Councilmember Daughtry, to approve the consent agenda as amended: (A) 2018 Vouchers [Payroll Direct Deposits of \$203,620.35, Payroll Check Nos. 46763-46764 totaling \$3,481.61, Tax Deposits of \$70,937.74, Electronic Funds Transfers (ACH) of \$58,706.14, Claims Check Nos. 46765-46860 totaling \$314,020.53, Void Check No. 46502 totaling \$123.00, Total Vouchers Approved: \$650,643.37], (B) 2019 Vouchers [Claims Check Nos. 46861-46886 totaling \$80,508.82], Total Vouchers Approved: \$80,508.82, (C) City Council/Arts Commission/Parks Board Joint Meeting Minutes of December 11, 2018, (D) City Council Regular Meeting Minutes of December 11, 2018, (E) City Council/Planning Commission Joint Meeting Minutes of December 18, 2018, (F) City Council Special Meeting Minutes of December 18, 2018, (G) Re-enactment of Resolution 2018-35 re Rates, Fees and Deposits, (H) [Removed to Action Items], (I) Resolution 2019-03 Accepting an Anonymous Donation, (J) Ordinance 1047 Amending Kjorsvik Right of Way Vacation. On vote the motion carried (7-0-0-0).

**Public Hearing:**

**Ordinance 1044 Assuming Rights and Powers of Transportation Benefit District:** Mayor Spencer opened the public hearing.

Finance Director Stevens presented the staff report and said a Transportation Benefit District (TBD) is a quasi-municipal corporation and independent taxing district created for the purpose of acquiring, constructing, improving, providing, and funding transportation improvements within the district. On December 18, 2018, the City Council adopted Ordinance 1043, establishing the

Transportation Benefit District, its authority, and with the same geographic boundaries as the city, and with an effective date of January 1, 2019. Per RCW 36.74, any city in which a transportation benefit district has been established with the same boundaries as the city's may, by ordinance of the city legislative authority, assume the rights, powers, functions, and obligations of the transportation benefit district. This action does not create any fees or enact any taxes. Director Stevens briefly reviewed the next steps.

Mayor Spencer commented that the intention is to allow for a large amount of community involvement as the City moves forward with the TBD and establishing fees or enacting taxes. Mayor Spencer invited questions of staff and there were none.

Mayor Spencer opened the public comment portion of the public hearing.

Andrea Wright, 10815 29<sup>th</sup> Street NE, Lake Stevens, does not support the TBD. She requested voters be allowed to vote on how the TBD will be funded.

Mayor Spencer closed the public comment portion of the public hearing. He then invited additional questions and comments of Council, and there were none.

Mayor Spencer closed the public hearing.

MOTION: Moved by Councilmember Welch, seconded by Councilmember Tageant, to adopt Ordinance No. 1044 Assuming the Rights, Powers, Functions and Obligations of the Lake Stevens Transportation Benefit District and Amending LSMC 3.80. On vote the motion carried (7-0-0-0).

### **Action Items:**

**Resolution 2019-04 Adopting Relocation Policies**: Community Development Director Wright presented the staff report and summarized the relocation policies. Director Wright said this policy will provide a fair reimbursement to the tenants who will be relocated as a result of the City's acquisition of the Williams property as part of the North Cove Park project. He reviewed components of the policy and said that an incentive is also included based on how quickly tenants move. The policy also includes some language addressing concerns that were silent in the original lease agreements. Director Wright then responded to Councilmembers' questions.

Responding to Councilmember Gailey's question regarding a tenant who might refuse to leave, Director Wright outlined the City's plan for noticing the tenants, which includes the beginning of the 90-day eviction process, if it is needed.

In response to Councilmember Welch's question, Director Wright said all tenant's rent month-to-month.

Responding to Councilmember Daughtry's question, Director Wright said costs for relocating have been extrapolated.

Responding to Councilmembers Petershagen's and Welch's questions, Director Wright said there are some checkpoints regarding the funding, but that these fees will be given directly to the relocating tenants.

**MOTION:** Moved by Councilmember Tageant, seconded by Councilmember McDaniel, to adopt Resolution 2019-04 Relocation Policies. On vote the motion carried (7-0-0-0).

**Changing February 5, 2019 Council Workshop to a Special Meeting, Cancel February 12, 2019 and March 12, 2019 City Council Meetings:** Responding to Councilmember Gailey's question, Mayor Spencer said the Special Meeting is being scheduled to allow Council to take action on any necessary items since the February 12, 2019 regular meeting is being cancelled due to a conflict with the AWC City Action Days in Olympia.

**MOTION:** Moved by Councilmember Hilt, seconded by Councilmember Daughtry, to approve Changing the February 5, 2019 Council Workshop to a Special Meeting, and to Cancel the February 12, 2019 and March 12, 2019 City Council meetings. On vote the motion carried (7-0-0-0).

**Discussion Items:**

**Retreat Agenda:** Mayor Spencer reviewed and summarized the tentative agenda topics and requested Council input.

Councilmember McDaniel requested that the Sewer District Unification be added for discussion, and Councilmember Hilt requested that fireworks enforcement be added.

Councilmember McDaniel also requested that Economic Development be added to the Friday discussion.

Councilmember Tageant commented he would like to call in to participate in both the Sewer District and Economic Development discussions. Administrator Brazel also suggested that City Attorney Rubstello participate remotely on these two topics.

**Executive Session:** At 7:50 p.m. Mayor Spencer announced an executive session beginning in 2 minutes to last 15 minutes to discuss two real property matters, with no action to follow.


At 8:06 p.m. Director Stevens announced the executive session was being extended 10 minutes.

At 8:16 p.m. Director Stevens announced the executive session was being extended 3 minutes.

At 8:18 p.m. the regular meeting of the City Council reconvened.

**Adjourn:**

Moved by Councilmember Welch, seconded by Gaily, to adjourn the meeting at 8:19 p.m. On vote the motion carried (7-0-0-0).

  
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John Spencer, Mayor

  
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Kathy Pugh, City Clerk