

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

Tuesday, October 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, and Brett Gailey

ELECTED OFFICIALS ABSENT: Marcus Tageant

STAFF MEMBERS PRESENT: City Administrator Gene Brazel, Finance Director Barb Stevens, Community Development Director Russ Wright, Public Works Director Eric Durpos, IT Manager Troy Stevens, Police Chief John Dyer, Commander Ron Brooks, Interim Human Resources Director/Risk Manager 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:** Moved by Councilmember Welch, seconded by Councilmember Hilt, to excuse Councilmember Tageant from the meeting. On vote the motion carried (6-0-0-1).

**Approval of Agenda:** Moved by Councilmember Hilt, seconded by Councilmember Welch, to approve the agenda. On vote the motion carried (6-0-0-1).

**Citizen Comments:**

Mark Somers, 2411 118<sup>th</sup> Drive NE, Lake Stevens, provided a facts sheet to Council and staff regarding RPEC Pers I.

John Reed, 2710 Callow Road, Lake Stevens, said there is no signage on Callow Road informing the public that it is a land slide zone,

Oliver Machen, Boy Scout Troop 184, said he is working towards his Eagle rank and one of the requirements for the project is to do something that benefits your community. He then asked Council if they would allow him to install a "Little Free Library" in Lundeen Park as his project.

Moved by Councilmember Gailey, seconded by Councilmember Welch, to allow Mr. Oliver Machen to install a "Little Free Library" in Lundeen Park. On vote the motion carried (6-0-0-1).

**Guest Business:** Jerry Stumbaugh, 2514 85th Drive NE, Unit AA4, Lake Stevens, representing the Lake Stevens Senior Center, gave an update on meal distribution, volunteer hours, member enrollment, and building rentals to from January 1, 2019 to October 1, 2019. He said they have

filed an application with the state requesting funding from the 2020 State capital budget for a new Lake Stevens Senior Center building.

### **Council Business:**

- Councilmember Daughtry: Snohomish County Tomorrow Assembly, Community Transit Meeting, Volunteers of America Breakfast, Veterans Commission Meeting
- Councilmember Petershagen: WEFTEC Conference, Sewer District Meeting tomorrow
- Councilmember McDaniel: Gave kudos to contractors building the Pavilion.
- Councilmember Gailey: Empty Bowls Fundraiser
- Councilmember Welch: Snohomish County Tomorrow Assembly

**Mayor's Business:** Mayor Spencer mentioned the new Arts Commissioners, Joe Brosseau, withdrew his application. Mayor Spencer then administered an Oath of Office to new Arts Commissioner, Dan Johnson.

### **City Department Report:**

- City Administrator Gene Brazel: Pavilion Construction Update
- Community Development Director Russ Wright: Assistant Planner Interviews, Trail Master Plan update.
- Public Works Director Eric Durpos: Pavilion budget update, Village Way, South Lake Stevens Road, Crack Seal Project, Decant Facility, Police Department Facility update.
- Chief of Police John Dyer: Emergency Management Drill, New ECC location, Police Department Facility update.
- Finance Director Barb Stevens: Audit update.

### **Consent Agenda:**

**MOTION:** Moved by Councilmember Welch, seconded by Councilmember Petershagen, to approve:

- A. 2019 Vouchers [Payroll Direct Deposits of \$442,201.08, Payroll Check No. 48625 & 48728 totaling \$3,736.76, Electronic Funds Transfers (ACH) of \$441,280.50, Claims Check Nos. 48626-48727, 48729-48827 totaling \$1,402,019.43, Void Check No. 48478, 48675, 48731 totaling \$20,211.95, Total Vouchers Approved: \$2,269,025.82
- B. City Council Regular Meeting Minutes of September 10, 2019
- C. City Council Special Meeting Minutes of September 19, 2019
- D. City Council Special Meeting Minutes of October 1, 2019
- E. City Council Workshop Meeting Minutes of October 1, 2019
- F. Ezequiel Camarena Real Estate Purchase & Sale Agreement Addendum No. 2

On vote the motion carried (6-0-0-1).

### **Public Hearing:**

**Interim Sign Regulations:** Mayor Spencer opened the public hearing.

Director Wright presented the staff report and explained the Council passed an interim ordinance on August 7, 2019 establishing interim regulations for temporary non-commercial signs. He explained that a public hearing must be held within 60 days of adoption of an interim

ordinance and findings of facts are addressed. Director Wright, by recommendation from Councilmember Petershagen, suggested this work program be pushed out to January to allow the new City Council to delve into this issue. It is also recommended not to have the Planning Commission review the work. Director Wright then distributed a comment received by email from a member of the public who was not in attendance.

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

Janice Huxford, 625 South Lake Stevens Road, Lake Stevens, thanked staff and Councilmember Petershagen for making the decision to put this issue off until it can be discussed properly and at the right time and for not sending it back to the Planning Commission. She commented on the timing of this issue and hopes that it will not dissuade those who might choose to run for Council. She asked that decisions be made with respect for all Councilmembers, for the constituents, and for the future leadership of this City.

Mayor Spencer closed the public comment portion of the public hearing and invited additional questions and comments of Council.

Mayor Spencer closed the public hearing. He then asked Council for additional questions and there were none.

**MOTION:** Moved by Councilmember Petershagen, seconded by Councilmember Welch, to bring back an Ordinance amending Ordinance 1064 to forgo additional review of the interim language by the Lake Stevens Planning Commission, and change the duration of the interim Ordinance from 6 months to 12 months. On vote the motion carried (6-0-0-1).

**Action Items:**

**Village Way Access Surplus of Real Property:** Director Durpos presented the staff report and explained that engineering staff has re-assessed the property, looking at several options for public use, and none were reasonable for the location. Staff recommended City Council surplus the property.

**MOTION:** Moved by Councilmember Welch, seconded by Councilmember Hilt, to approve Resolution 2019-13 authorizing the City Council to surplus real property and authorizing the Mayor or designee to convey or sell real property pursuant to Chapter 2.98 LSMC. On vote the motion carried (6-0-0-1).

**Discussion Items:** None.

**Executive Session:** At 7:40 p.m. Mayor Spencer announced an executive session beginning in 5 minutes to last 10 minutes, for the purpose of discussing potential litigation, with action to follow.

At 7:55 p.m. the regular meeting of the City Council reconvened.

City Attorney Rubstello requested a motion to authorize the Mayor to sign a proposed joint statement of confirmation regarding Lake Stevens Sewer District sewer revenue refunding bonds 2019 that is being negotiated between the City of Lake Stevens and the Lake Stevens Sewer District subject to the Mayors final approval language with respect to mediation, consistent with the discussion in executive session.

**MOTION:** Moved by Councilmember McDaniel, seconded by Councilmember Welch, to authorize the Mayor to sign a proposed joint statement of confirmation regarding Lake Stevens Sewer District sewer revenue refunding bonds 2019 that is being negotiated between the City of Lake Stevens and the Lake Stevens Sewer District subject to the Mayor's final approval language with respect to mediation, consistent with the discussion in executive session. On vote the motion carried (6-0-0-1).

**Adjourn:**

Moved by Councilmember Daughtry, seconded by Welch, to adjourn the meeting at 7:56 p.m. On vote the motion carried (6-0-0-1).

  
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John Spencer, Mayor

  
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Kathy Pugh, City Clerk