

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

Tuesday, April 14, 2020  
By Remote Participation

CALL TO ORDER: 7:00 p.m. by Mayor Brett Gailey

ELECTED OFFICIALS PRESENT: Mayor Brett Gailey, Councilmember Steve Ewing

ELECTED OFFICIALS  
PARTICIPATING REMOTELY: Councilmembers Kim Daughtry, Gary Petershagen, Shawn Frederick, Mary Dickinson, Anji Jorstad, Marcus Tageant

ELECTED OFFICIALS ABSENT: None

STAFF MEMBERS PRESENT: City Administrator Gene Brazel, City Clerk Kathy Pugh

STAFF MEMBERS  
PARTICIPATING REMOTELY: Finance Director Barb Stevens, Community Development Director Russ Wright, Public Works Director Eric Durpos, Police Chief John Dyer, Human Resources Director Anya Warrington, Human Resources Specialist Julie Good, Deputy City Clerk Adri Crim, City Attorney Greg Rubstello, City Engineer Grace Kane

OTHERS:

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Mayor Gailey opened the meeting at 7:00 p.m.

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

**Roll Call:** City Clerk Pugh called the roll and all Councilmembers were present. She identified for the record staff members in attendance.

**Approval of Agenda:** Moved by Councilmember Daughtry, seconded by Councilmember Dickinson, to approve the agenda. On roll call vote the motion carried (7-0-0-0).

**Citizen Comments:**

City Clerk Pugh said the following public comments, all related to WATV's, have been received by email to Councilmembers:

- April 9, 2020 email from John Graham, President of Northwest Quad Association, in support of allowing WATV's on city streets, supporting safety requirements including requiring helmets, mirrors, reflectors on both sides of a WATV and a horn, and encouraging Councilmembers to reach out to neighboring elected officials for additional input.
- April 9, 2020 email from Dave Schultz 11721 Meridian Place SE, Lake Stevens, in support of WATV's on city streets and supporting additional requirements including a driver's license, insurance and road and safety equipment. Mr. Schultz also provides contact information for neighboring elected officials.

- April 13, 2020 email from David Schultz, 11721 Meridian Place SE, Lake Stevens, in further support of amending Lake Stevens Municipal Code to allow WATVs and agreeing with Councilmember Daughtry's April 7, 2020 comments regarding safety conditions that could be required including vehicle safety requirements and a minimum age requirement of 18 years old. Also attached to Mr. Schultz's email is an email from Monroe Mayor Geoffrey Thomas saying Monroe has not had any problems with WATV's operated within the city limits.

All submitted emails have been made a part of the meeting record.

### **Council Business:**

- Councilmember Daughtry: Thanked city staff for their efforts during this time.
- Councilmember Petershagen: Agreed with councilmembers' comments.
- Councilmember Frederick: Echoed Councilmember Daughtry's comments regarding city staff. Provided a brief update on COVID-19 and said the data modelling is clearly showing the mitigation steps are having the intended affect and the curve is flattening. He encouraged the importance of people continuing to practice social distancing and said officials are beginning to consider how lifting the stay might look.
- Councilmember Jorstad: Appreciated city staff and thanked IT staff for assistance in reconnecting to the city network.
- Councilmember Ewing: Shared Dr. Spitters' report at the Snohomish Health District board meeting today. Department of Corrections has identified sites in Marysville and Mountlake Terrace for work release.
- Councilmember Dickinson: Downtown is looking great, noted the Veterans Memorial construction is underway.
- Councilmember Tageant: Thanked city staff and the Police Department for their efforts. Said the downtown looks great.

**Mayor's Business:** Mayor Gailey confirmed the War Memorial project is moving forward and anticipated to be ready for Memorial Day. Mayor Gailey is meeting nearly daily with other mayors and officials to understand what federal stimulus packages and other funding sources available in the wake of the pandemic look like. He added the request for proposal for design of 18<sup>th</sup> Street (Festival street) will go out this week and said this is a grant-funded project.

### **City Department Report:**

- Community Development Director Russ Wright: Economic Alliance, there will be some grants for local businesses struggling due to the COVID-19 impacts; permitting update; downtown project is continuing to hit target dates.
- Human Resources Director Anya Warrington: Staff all healthy.
- Human Resources Specialist Julie Good: Asked about a mid-year mini-retreat and there was direction from Council to wait until the third quarter for the mini-retreat.
- Police Chief John Dyer: Addressing complaints about violations of stay home proclamation through education efforts.
- IT Manager Troy Stevens: IT is working to keep everyone connected.

**Consent Agenda:** Moved by Councilmember Jorstad, seconded by Councilmember Frederick, to approve the Consent Agenda:

- A. 2020 Vouchers [Payroll Direct Deposits of \$442,213.76, Payroll Checks 50022-50023, 50113-50114 totaling \$6,635.09, Electronic Funds Transfers (ACH) of \$147,922.46, Claims Check Nos. 50024-50112, 50115-50175 totaling \$1,178,846.85, Void Check Nos. 47695, 49302, 49916 totaling \$571.70, Total Vouchers Approved: \$1,775,04.46];
  - B. City Council Meeting Minutes of March 24, 2020;
  - C. City Council Special Meeting Minutes of April 7, 2020;
  - D. Ordinance 1083 amending LSMC 10.03.150 to Allow Alcohol in Public Facilities and Providing for Administrative Approval; and
  - E. Ordinance 1082 Authorizing a Sales and Use Tax for Affordable and Supportive Housing
- On roll call vote the motion carried (7-0-0-0).

**Public Hearing:** None.

**Action Items:**

**Ordinance 1084 for Temporary Permit Extensions Due to COVID-19:** Community Development Director Wright presented the staff report and said Ordinance 1084 is an interim ordinance that if approved will authorize the Planning and Community Development Director or designee to approve six month extensions for land use and building applications under review, and permits and decisions that have been issued but that the projects cannot begin, or be completed due to the restrictions in place in response to COVID-19. Approval of this ordinance will assist the development and building community to move forward as the stay home orders are lifted. Director Wright added that because this is an immediate interim zoning ordinance it will be brought back for public hearing within 60 days as required by RCW 36.70A.390. Director Wright then responded to Councilmembers' questions, saying that requests for extension will come into himself or the Building Official and assigned to whichever planner is assigned to the project. He explained that if the ordinance is rescinded before the 60 days a public hearing will not be necessary.

**MOTION:** Moved by Councilmember Petershagen, seconded by Councilmember Jorstad, to adopt Ordinance 1084 authorizing temporary extensions of development projects and building permits/applications due to impacts to the construction industry from COVID 19. On roll call vote the motion carried (7-0-0-0).

**2020-2022 Teamsters Collective Bargaining Agreement:** Director Warrington presented the staff report and briefly reviewed the significant changes to the Teamsters Collective Bargaining Agreement. She explained the terms have been negotiated with and agreed to by the Teamsters and the next step is for Council to approve the agreement.

Councilmember Durpos responded to Councilmember Dickinson's questions, saying public employees are not allowed to strike and estimating 80% of city staff are union employees.

**MOTION:** Moved by Councilmember Daughtry, seconded by Councilmember Dickinson, to authorize the Mayor to sign the 2020 Collective Bargaining Agreement between the City of Lake Stevens and Teamsters Local Union No. 763. On roll call vote the motion carried (7-0-0-0).

**Discussion Items:** None.

**Executive Session:** Mayor Gailey announced an executive session and explained Councilmembers and participating staff will conduct the executive session via telephone conference call. The executive session involves a real property matter with possible action to

follow. He asked Councilmembers to mute their mics and turn off their video; he added Councilmembers should unmute their mics and turn their video back on when the meeting reconvenes. Mayor Gailey said the executive session will begin at 7:26 p.m. and last 15 minutes.

At 7:41 p.m. the regular meeting of the City Council reconvened.

**MOTION:** Moved by Councilmember Ewing, seconded by Councilmember Tageant, to authorize the Mayor to offer all current commercial tenants on the Police Property a lease extension of five years from May 1, 2020 through April 30, 2025, with no additional rights of lease extension. The amount of rent adjustment to be based upon the Mayor's determination of fair market rent for each such commercial space following appraisal. On roll call vote the motion carried (7-0-0-0).

**Adjourn:**

Moved by Councilmember Daughtry seconded by Councilmember Petershagen, to adjourn the meeting at 7:43 p.m. On roll call vote the motion carried (7-0-0-0).



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Brett Gailey, Mayor



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Kathy Pugh, City Clerk