

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

Tuesday, October 27, 2020
By Remote Participation via Zoom

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

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

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, Human Resources Director Anya Warrington, City Clerk Kelly Chelin, IT Manager Troy Stevens and City Attorney Greg Rubstello

Call to Order

The Mayor called the meeting to order at 7:00 p.m.

Pledge of Allegiance

Mayor Gailey led the Pledge of Allegiance.

Approval of Agenda

MOTION. Councilmember Ewing made a motion, seconded by Councilmember Petershagen, to add an Executive Session to the end of the meeting to discuss potential litigation. The motion passed 7-0-0-0.

MOTION. Councilmember Dickinson made a motion, seconded by Councilmember Ewing, to add the Lake Stevens Senior Center request to the agenda. The motion passed 7-0-0-0.

Council agreed to have the Lake Stevens Senior Center request be added to the agenda as a discussion item.

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

Roll Call

All Councilmembers were present.

Citizen Comments

Jerry Stumbaugh, Lake Stevens Senior Center. Mr. Stumbaugh presented a report to the Council from the Senior Center.

Vickie Hollingworth. Ms. Hollingworth stated that she wanted to be included in the annexation.

Scott Bennison. Mr. Bennison also spoke in favor of the annexation.

Dustin Lambro Mr. Lambro spoke as a union representative for Republic Services and stated that he hoped workers could stay with Waste Management.

Jennine Zari, 1013 166th Avenue SE, Lake Stevens. Ms. Zari stated that she was a Waste Management employee and customer and has worked there for 11 years.

Megan Ward, 1440 101st SE, Lake Stevens. Ms. Ward stated the same. She is excited for the new contract with Waste Management.

Anthony Lilli. Mr. Lilli stated that he was a resident of Lake Stevens and an employee of Republic Services. He urged the Council to stay with Republic.

Josh Schroeder, 2125 130th Drive, Lake Stevens. Mr. Schroeder stated he was a Republic Services employee. He asked the Council to hold off on this decision.

Melissa Illingsworth, 3014 127th Avenue NE, Lake Stevens. She stated that many of her family members have worked for the garbage company and urged the Council to talk to Republic Services.

Melissa Knaak, 1220 26th Street NE, Lake Stevens. Ms. Knaak stated that she is very happy with Republic.

Robin McGee, Lake Stevens resident. Ms. McGee stated that she is happy with Republic.

Tony Gianola. Mr. Gianola stated that he was the Operations Manager for Republic Services. He spoke in favor of Republic Services.

Leif Kysar. Mr. Kysar stated that he was the Shop Steward for Republic Services. He said he liked the fact that there is contract language not to displace workers.

Robert Rutledge. Mr. Rutledge stated that he was the District Manager for Waste Management. He stated that Waste Management strives for excellent service.

Marcy Manibusan. Ms. Manibusan stated that she was the Contract Manager for Waste Management. She spoke in favor of Waste Management.

Kent Kronenberg. Mr. Kronenberg stated that he was the General Manager of Republic Services. He stated that he was disappointed that the City only spoke to one hauler.

Derrick, 9003 15th Place NE, Lake Stevens. Derrick stated that he worked for Waste Management. He said he was thankful that the City is going with Waste Management.

David. David stated he worked for Republic Services. He urged the Council to continue with Republic Services.

Russell Jo. Mr. Jo stated that he was the Municipal Relations Manager with Republic Services. He urged the Council to table this vote tonight since there was no urgency.

Council Business

Skipped due to time constraints.

Mayor's Business

Skipped due to time constraints.

Consent Agenda

MOTION: Councilmember Daughtry made a motion, seconded by Councilmember Frederick to approve the consent agenda. The motion passed 7-0-0-0.

The consent agenda included the following:

Vouchers

- City Council Workshop Meeting Minutes of October 6, 2020
- City Council Regular Meeting Minutes of October 13, 2020
- Authorize Ordering Vehicles for 2021
- Resolution #2020-24 Authorizing Grant Applications for Guest Moorage at North Cove Park

Action Items:**Solid Waste Contract with Waste Management**

City Administrator Brazel and Director Durpos explained that the City's solid waste contract expires on March 31, 2021. Staff has been negotiating with Waste Management for several months to bring forward a contract that is in the best interest of the city and its residents. The term of the contract is ten (10) years with options to mutually extend the contract for a term not to exceed 3 years. Just a few of the highlights of the new agreement are two annual city-wide clean-ups, disabled veteran discount, .5% franchise fee, and new carts for all residents. Also included in the contract is an annexation clause that would allow newly annexed areas of the city to be serviced under the terms of this agreement rather than remain in the UTC for 7 years. These customers will receive a rate reduction and allow the city to truly have one contract carrier in Lake Stevens which has been a goal of the city for quite some time. The contract also includes a Hiring Preference Clause (sec. 2.11.1.4), this section gives preference to union workers who may be displaced as a result of the city awarding this agreement.

MOTION. Councilmember Petershagen made a motion, seconded by Councilmember Jorstad, to approve the solid waste contract with Waste Management.

Councilmember Daughtry stated that he would be voting no to the motion due to the process.

Councilmember Tageant stated that this is not an easy decision.

Councilmember Dickinson stated the same.

Councilmember Jorstad stated that she trusts staff's recommendation on this.

Councilmember Petershagen also stated that this is a hard decision.

Councilmember Ewing thanked City Administrator Brazel for his work on the contract language about worker displacement.

Councilmember Frederick stated the same.

MOTION. Councilmember Petershagen called for the question.

ORIGINAL MOTION VOTE. The motion passed 6-1-0-0 with Councilmember Daughtry voting no.

Ordinance 1098 Amending LSMC 2.76.030 Additional Employee Benefits and Policies

Director Warrington explained that the current Lake Stevens Municipal Code Section 2.76.030 provides that the City has adopted, and will from time to time adopt, personnel policies and procedures which establish vacation, holiday, sick leave and other benefits for City employees; and that personnel policies shall be proposed by the Mayor or City Administrator and approved by City Council. Personnel procedures designed to implement personnel policies shall be approved by the Mayor, or City Administrator pursuant to the executive authority provided by the Mayor. The City of Lake Stevens' Employee Handbook was adopted in November 2019. In order to meet the ever-evolving employment laws, working conditions, and policy recommendations from legal counsel, it is necessary for Human Resources to review and provide recommendations for updating our Employee Handbook as necessary. Staff is requesting that the Mayor and City Administrator be authorized to update the Employee Handbook with policy and procedure changes unrelated to salary and benefits. Any Employee Handbook changes related to salary and benefits would be brought to Council for approval prior to implementation.

MOTION. Councilmember Jorstad made a motion, seconded by Councilmember Ewing, to approve Ordinance 1098 Amending LSMC 2.76.030 Additional Employee Benefits and Policies. The motion passed 7-0-0-0.

Letter Supporting Adoption of a 0.1% Sales Tax for Affordable Housing

Councilmember Jorstad stated that at the October 20, 2020 workshop, Council discussed drafting a new letter to the Snohomish County Council and that letter has been prepared for Council review.

MOTION. Councilmember Dickinson made a motion, seconded by Councilmember Frederick, to put this letter forth to the Snohomish County Council.

Council engaged in a lengthy discussion.

MOTION. Councilmember Jorstad called for the question.

ORIGINAL MOTION VOTE: The motion passed 6-1-0-0 with Councilmember Petershagen voting no.

Resolution for Multi-Family Tax Exemption

Planner Gassaway explained that staff has included a draft of the code amendment and an updated Target Area Map for City Council's review. Staff recommendation for tonight is to have Council adopt the target areas by resolution and schedule a public hearing to formally adopt the target areas and associated Multifamily Tax Exemption code amendment.

MOTION. Councilmember Jorstad made a motion, seconded by Councilmember Dickinson, to adopt Resolution 2020-24 to approve the proposed target areas and set the public hearing date for November 10, 2020. The motion passed 7-0-0-0.

City Clerk note for the record: This Resolution number is 2020-23 (not 2020-24). Final copy of the Resolution for Multi-Family Tax Exemption will be filed as 2020-23.

Senior Center Discussion

Due to the late hour, this discussion will be added to the November 10, 2020 budget discussions.

Executive Session

The meeting was recessed to Executive Session at 9:04 p.m. to discuss Potential Ligation per RCW 42.30.110 1(i) for approximately 10 minutes.

At 9:14 p.m. the executive session was continued for 2 minutes.

The meeting reconvened to regular session at 9:19 p.m.

Adjourn

MOTION. Moved by Councilmember Daughtry, seconded by Councilmember Jorstad, to adjourn the meeting at 9:19 p.m. The motion passed 7-0-0-0.



Brett Gailey, Mayor



Kelly M. Chelin, City Clerk