

CITY OF STANWOOD
Regular Meeting of the City Council
Thursday, December 13, 2018 – 7:00 p.m.
Stanwood Camano School District Administration Board Room
MINUTES

1. Call to Order and Pledge of Allegiance

Mayor Leonard Kelley called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

2. Roll Call

Deputy Clerk Tania Hawes called the roll with the following Councilmembers present: Rob Johnson, Dianne White, Elizabeth Callaghan, Timothy Pearce, Larry Sather, Kelly McGill, and Judy Williams. The meeting was quorate.

Also present: City Administrator Jennifer Olson, Public Works Director Kevin Hushagen, Finance Director David Hammond, Community Development Director Patricia Love, Fire Chief John Cermak, Police Chief Norm Link, City Attorney Grant Weed, and Deputy Clerk Tania Hawes.

3. Approval of the Agenda

Motion by Councilmember Sather, second by Councilmember McGill, to approve the agenda. Motion carried unanimously.

4. Citizen Comments

Tim Schmitt – 27308 101st Avenue

Mr. Schmitt spoke in favor of the Shepro docket item on the agenda. Tim also requested that the city only extend their city attorney contract for one year, and consider looking at other legal firms.

5. Staff Reports

No staff reports were presented.

6. Committee Reports

- a. Finance/Personnel
- b. Parks and Trails Advisory Committee – October 15, 2018
- c. Parks and Trails Advisory Committee – November 19, 2018
- d. Economic Development Board
- e. Public Works Committee

Councilmember White commented that the Finance Committee this month met on a different date due to schedule conflicts. The committee unanimously agreed that they would like to continue their contract with Weed, Graafstra & Associates.

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7. Consent Agenda

- a. Approve Voucher and Payroll Checks
- b. Approve November 19, 2018 Regular Meeting Minutes
- c. Confirm the Mayor's Library Board Appointment – Sandi Evans
- d. Authorize the Mayor to sign a Task Order with JA Brennan
- e. Authorize the Mayor to sign a contract with City Attorney Weed, Graafstra & Associates, Inc., P.S.
- f. Authorize the Mayor to Amend the Perteet, Inc. Contract, Extending Contract Term

Councilmember McGill commented he would like to recuse himself from voting on item 7e in the packet due to his professional relationship with the firm.

Motion by Councilmember Callaghan, second by Councilmember McGill, to approve the consent agenda items a through f, excluding e. Johnson – yes, White – yes, Callaghan – yes, Pearce – yes, Sather – no, McGill – yes, Williams – yes. Motion carried.

Motion by Councilmember Callaghan, second by Councilmember White, to approve consent agenda item e only. Johnson – yes, White – yes, Callaghan – yes, Pearce – yes, Sather – yes, Williams – yes. Motion carried.

8. New Business

- a. Authorize Mayor to sign Interlocal Agreement with North County Regional Fire Authority

Finance Director David Hammond presented an interlocal agreement with North County Regional Fire Authority to city council.

Motion by Councilmember Sather, second by Councilmember McGill, to authorize the Mayor to sign the interlocal agreement with North County Regional Fire Authority for fire marshal services. Johnson – yes, White – yes, Callaghan – yes, Pearce – yes, Sather – yes, McGill – yes, Williams – yes. Motion carried unanimously.

Mayor Leonard Kelley announced that due to the motions of the consent agenda, he forgot to congratulate and confirm Sandi Evans' appointment to the Stanwood Library Board.

- b. Appoint City Councilmembers to North County Regional Fire Authority Board of Commissioners

Mayor Leonard Kelley commented that Councilmember Williams and Councilmember Johnson have expressed interest in being appointed to the North County Regional Fire Authority Board of Commissioners. Mayor asked if any other councilmembers were interested in the commissioner positions. Seeing no comments, the Mayor asked for a motion to appoint Councilmembers Williams and Johnson to the Board of Commissioners.

Motion by Councilmember White, second by Councilmember McGill, to appoint Councilmember Williams to North County Regional Fire Authority Board of Commissioners Position 2 to serve for a term commencing on January 1, 2019 and expiring December 31, 2019. Motion carried unanimously.

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Motion by Councilmember White, second by Councilmember Williams, to appoint Councilmember Johnson to North County Regional Fire Authority Board of Commissioners Position 3 to serve for a term commencing on January 1, 2019 and expiring December 31, 2019. Motion carried unanimously.

- c. First Reading, Second Reading, and Final Adoption of Ordinance 1468, Amending the 2018 Budget

Finance Director David Hammond presented Ordinance 1468 to city council.

Motion by Councilmember Sather, second by Councilmember McGill, to approve first reading, second reading, and final adoption of Ordinance 1468 amending the 2017-18 budget as presented. Motion carried unanimously.

City Attorney Grant Weed asked city council to go back to item 8b on the agenda to make a motion to adopt Resolution 2018-22 to appoint Councilmember Williams and Councilmember Johnson to the North County Regional Fire Authority Board of Commissioners.

Motion by Councilmember Sather, second by Councilmember Pearce, to amend the agenda to include Resolution 2018-22 located on page 8-43 of the packet. Motion carried unanimously.

Mayor Leonard Kelley clarified with City Attorney Grant Weed that by amending the agenda, Resolution 2018-22 would be item 8h.

- d. Authorize the Mayor to sign a Letter of Understanding with Waste Management

Finance Director David Hammond presented a letter of understanding from Waste Management to city council.

Councilmember Callaghan asked if the contract that the city has with Waste Management has any language concerning the quality of communication with citizens. Finance Director David Hammond did not know and would look into the topic for Councilmember Callaghan.

Councilmember Pearce added that the Public Works committee would like future communication between Waste Management and citizens to be improved.

Councilmember McGill asked if Waste Management has a current franchise with the city. Finance Director David Hammond replied that rather than a franchise, Waste Management has a contract with the city.

Councilmember Williams stated her concern with Waste Management's abilities to communicate with the citizens of Stanwood. She believes that the burden of educating citizens about what product a company will accept falls on Waste Management rather than the City of Stanwood. In reference to the public works committee meeting on December 3, 2018, Councilmember Williams commented that the Waste Management representative present at the committee meeting was unable to answer many questions asked by the committee. Councilmember Williams is concerned about how Waste Management will be able to tell who is giving contaminated recyclables and who is not. Councilmember Williams added that during the public works meeting on December 3, 2018, the Waste Management representative was unable to tell committee members what items are recyclable and what items are not.

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Finance Director David Hammond commented on how Waste Management would tell who is providing contaminated recyclables.

Councilmember Johnson stated that in concern to garbage we all live downstream. He added that there is a constantly changing definition of what is recyclable and what is not. Councilmember Johnson continued that we must all take the responsibility to update and educate ourselves about what is recyclable and what is not.

Councilmember Sather suggested staff communicate with Waste Management after the signature of this letter of understanding to ask that Waste Management notify the citizens of Stanwood when they change what their definition of what is recyclable and what is not.

Councilmember Johnson added that there was pushback on first class mailers being sent every time the definition of what is recyclable changes, but that if there are changes in what Waste Management is accepting that information should be relayed in as many ways as possible.

Councilmember Pearce added that he agrees with Councilmember Williams in that Waste Management needs to be clear about what is recyclable and what is not. Councilmember Pearce referenced the Public Works Committee meeting on December 3, 2018 stating that there were everyday items at the meeting that the Waste Management representative could not definitively say were recyclable or not.

Motion by Councilmember Sather, second by Councilmember Johnson, to authorize the Mayor to sign the letter of understanding to amend the City's waste management contract. Johnson – yes, White – yes, Callaghan – yes, Pearce – yes, Sather – yes, McGill – yes, Williams – yes. Motion carried unanimously.

e. Resolution 2018-23 Establishing 2018/2019 Comprehensive Plan Docket

Item 8e was moved to item 9a.

f. Authorize the Mayor to accept Transportation Improvement Board Grant

Public Works Director Kevin Hushagen presented a transportation improvement board grant to city council for acceptance.

Motion by Councilmember Sather, second by Councilmember McGill, to authorize the Mayor to sign an agreement with the Washington State Transportation Improvement Board to accept grant funding for the 102nd Avenue overlay project. Motion carried unanimously.

g. Authorize the Mayor to sign Easements with SERJ Developments Stanwood, LLC

Public Works Director Kevin Hushagen presented easements with SERJ Developments to city council for approval.

Councilmember McGill clarified with City Attorney Grant Weed and Public Works Director Kevin Hushagen that this easement did not have any extra terms or conditions.

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Motion by Councilmember Sather, second by Councilmember McGill, to authorize the Mayor to sign a permanent easement and temporary construction easement for a future lift station. Motion carried unanimously.

- h. Adopt Resolution 2018-22 to appoint Councilmember Williams and Councilmember Johnson to the North County Regional Fire Authority Board of Commissioners

Motion by Councilmember Sather, second by Councilmember Pearce, adopt of Resolution 2018-22 found on page 8-43 of the packet, which specifically includes the appointment of City Councilmember Judy Williams to position number two for the Regional Fire Authority, and also Councilmember Johnson to position number three of the Regional Fire Authority.

9. Public Hearing

- a. To Hear Public Testimony Regarding Resolution 2018-23 Establishing 2018/2019 Comprehensive Plan Docket

Community Development Director Patricia Love presented Resolution 2018-23 to city council. Mrs. Love explained that a docket item is a request to consider changes per the docket request.

Community Development Director Patricia Love explained that citizen Cathy Wooten was unable to attend the council meeting and has given written comment in support of the proposed docket request.

Mayor Leonard Kelley opened the public hearing to hear public testimony regarding Resolution 2018-23.

Steve Shepro – 8611 280th Street NW

Mr. Shepro explained that the TN zone was originally intended to create neighborhoods with a mix of commercial and residential uses. However this zoning has led to two of the city's TN zones being developed with higher density housing but without the adjacent amenities intended with the zone. TN zones currently being developed in the city are being planned with urban village type housing but are located in the middle of a semi-rural setting. The Cedarhome area for example can be described as being on the city's urban fringe. Shepro's belief is that three of the five TN zones are inappropriately zoned and would be better served for single family homes. Multifamily development needs to be focused in the areas already well serviced by public transportation, retail, and commercial businesses.

Motion by Councilmember Sather, second by Councilmember McGill, to approve Resolution 2018-23 placing the Shepro Docket request on the 2018/2019 final docket list and direct staff to add the Shepro Docket item to the 2019 planning commission work plan. Motion carried unanimously.

Councilmember Callaghan stated she originally liked the TN zone when it was first approved but it has since become a Frankenstein and a discussion to find a remedy would be appropriate.

10. Reports of Officers and Committees

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a. Mayor's Report

Mayor Leonard Kelley announced that the city will be awarding tourism grants totaling \$5,500 to Art by the Bay, Twin City Idlers, Summer Arts Jam, CAA Artist Studio Tour, and the Stanwood Area Historical Society Snow Goose Festival. He also thought that the city's tree lighting event has been a great success. The Mayor and City Administrator Jennifer Olson joined the fire department on their Santa Run and collected donations for the Stanwood Camano Food Bank. Fire Chief John Cermak added that they collected about 1,200 pounds of food for the Stanwood Camano Food Bank that night. The Mayor also thanked council and staff for their good work.

b. City Administrator's Report

City Administrator Jennifer Olson added to the Mayor's announcement on the fire department's Santa Run, stating that the fire department will be conducting another run on December 18, 2018. City Administrator Jennifer Olson also reminded council that they have received their council committee selection forms and gave instruction on how to submit them. She also announced that there is an AWC scholarship available and information about the scholarship can be found on the city's website. The Northwest Innovation Resource Center has created a lab in Everett for entrepreneurs to test out an idea and start a business to see if it works before moving to a physical site. FEMA flood insurance information has also been posted on the city website to make information about flooding more available. The preparations for the point in time count for citizens in a homeless situation will also be taking place in Stanwood on January 23, 2019 and in Camano Island on January 24, 2019.

c. Councilmember Reports and Questions

Councilmember Pearce added to the Mayor's comments about the city's tree lighting saying that it was the best he has ever been to and that he noticed the community had been shopping locally.

Councilmember White added her dishwasher broke and she purchased a new dishwasher through Hometown Appliance in Stanwood. She was very pleased with her experience and stated the people that work there have been happy with the community choosing to shop locally and support their business.

Councilmember Johnson thanked Public Works for their great work getting grants and easements for the city.

Councilmember Williams commented that the Stanwood Chamber has been working diligently to help promote business to take place in Stanwood, helping businesses to come and stay in Stanwood.

10. Citizen Closing Comments

Tim Schmitt – 27308 101st Avenue

Mr. Schmitt restated his disapproval of conducting first reading, second reading, and final adoption of an ordinance in one meeting. He also thanked the city for organizing food bank donations this year.

11. Adjourn To Executive Session for Property Acquisition [RCW 42.30.110(c)]

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City Attorney Grant Weed added that there is the intent to add a second item for the executive session to discuss litigation with the potential of action to follow when city council reconvenes. Mr. Weed requested a motion to add a second item to the executive session.

Motion by Councilmember Sather to add a second item to the executive session. Motion carried unanimously.

City council adjourned to executive session for fifteen minutes to discuss property acquisition at 8:07 p.m.

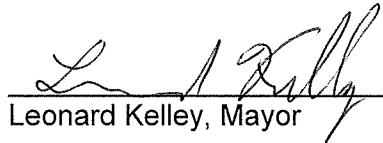
12. Reconvene and Adjourn

City council reconvened from executive session at 8:22 p.m.

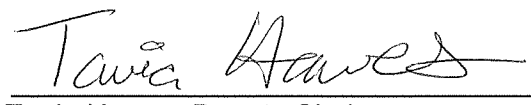
Motion by Councilmember Sather, second by Councilmember McGill, to authorize the Mayor to sign a possession and use agreement as discussed in executive session subject to the approval of the City Attorney. Motion carried unanimously.

Mayor Kelley adjourned the meeting at 8:23 p.m.

CITY OF STANWOOD


Leonard Kelley, Mayor

ATTEST:


Tania Hawes, Deputy Clerk