

CITY OF STANWOOD
Regular Meeting of the City Council
February 22, 2024 | 7:00 p.m.
MINUTES

1. Call to Order and Pledge of Allegiance

Mayor Sid Roberts called the meeting to order at 7:00 p.m. Councilmember Metz led the Pledge of Allegiance.

2. Roll Call

City Clerk Lisa Sokolik called the roll with the following Councilmembers Present: Marcus Metz, Darren Robb, Steve Shepro, Andreena Bergman, and Tim Schmitt. The meeting was quorate.

*Motion by Councilmember Robb, second by Councilmember Metz, to excuse Councilmembers Dani Gaumond and Robert Hicks. **Motion carried unanimously.***

Also present: City Administrator Shawn Smith, Finance Director David Hammond, Public Works Director Kevin Hushagen, Community Development Director Patricia Love, Police Sgt. Karl Gilje, Police Sgt. Kore Oyetuga, City Attorney Nikki Thompson, City Planner Tansy Schroeder, City Engineer/Capital Projects Manager Alan Lytton, and City Clerk Lisa Sokolik. Public Works Supervisor Leigh Danielson attended via zoom.

3. Approval of the Agenda

*Motion by Councilmember Metz, second by Councilmember Shepro to approve the agenda as published. **Motion carried unanimously.***

4. Presentation

Lincoln Hill High School Update - Student Representative Bee Hartell

- In February, had a fund raiser selling 'Sweet Notes' for \$1.00 each. The school has not had a fund raiser in decades. It promoted the school's culture and small local artists who designed three card options.
- The SCAFF scholarships are open until March 11th.

5. Public Comments

<u>Name:</u>	<u>City:</u>	<u>Topic:</u>
Kristy Law	Camano Island	Ridwell Recycle Service
Cathy Wooten	Stanwood	Environmental
Andrew Davis	Mount Vernon	Community Farm Ovenell Lease Agreement

6. Staff / Department Report – None

7. Council Committee Reports

- a. Community Development Committee Meeting Minutes – February 1, 2024
- b. Planning Commission Meeting Minutes – November 13, 2023
- c. Public Works Committee Meeting Minutes – February 6, 2024

8. Consent Agenda

- a. Approve Vouchers and Payroll Checks
- b. Approve City Council Regular Meeting Minutes – February 8, 2024
- c. Approve City Council Special Workshop Minutes – February 8, 2024
- d. Authorize the Mayor to Sign an Amended Lease Agreement with Puget Sound Public Farms to Allow a Public Farm at Ovenell Park
- e. Authorize Final Acceptance of the 80th Ave Sidewalk Project Completed by Colacurcio Brothers
- f. Appointment of Parks and Trails Advisory Committee Member Peter Kamb

Councilmember Shepro said Peter Kamb has been dedicated in helping to improve our trail system and recommends him for PTAC opening.

*Motion by Councilmember Metz, second by Councilmember Shepro to approve the consent agenda items A through F. **Motion carried unanimously.***

9. Unfinished Business

- a. Approve Second Reading of Ordinance 1527 Sewer Utility Rates

Since the first reading, an additional change has been added to the Ordinance, a clarification to the definition of commercial units for billing purposes. This Ordinance will be brought back to council for a third reading.

Councilmembers asked Hammond questions.

Motion by Councilmember Robb, second by Councilmember Metz to approve the second reading of Ordinance 1527 amending the methodology for calculating the summer sewer discount and increasing the sewer rate, and clarifying the definitions of billing units, and direct staff to present for a third reading.

- b. Approve Second Reading and Adopt Ordinance 1518 Amending SMC Title 14 Uniform Codes - Building and Fire Code

Love presented the second reading of Ordinance 1518, there have been no changes since the first reading. This ordinance will need to be adopted by March 15th.

*Motion by Councilmember Shepro, second by Councilmember Metz to approve the second and final reading of Ordinance 1518 as set forth in Attachment A amending Title 14 Uniform Codes, of the Stanwood Municipal Code. **Motion carried 4 yea, 1 nay.***

10. Public Hearing:

Cedarside Development Agreement

City Attorney Nikki Thompson explained the Appearance of Fairness Doctrine. Council will not be participating in the public hearing tonight as there are written ex-parte communications that are too extensive to be read into the record. In order to give everyone the chance to review those communications, after the public gives testimony and before council weighs in on the project, there will be a motion to continue the public hearing on March 14th which will give the public another chance to give testimony and at that time council will discuss.

Thompson asked Council eight questions regarding the Appearance of Fairness Colloquy.

- 1) Does any member of this Council have knowledge of or have conducted business with either the proponents or opponents of this project? **Each Councilmember answered No.**
- 2) Does any member of this Council either have a pecuniary or non-pecuniary interest in the outcome of this proceeding? **Each Councilmember answered No.**
- 3) Does any member of this Council know whether or not their employer has a financial interest in the property or area which will be impacted by the decision in this proceeding? **Each Councilmember answered No.**
- 4) Does any member of this Council live or own property within 300 ft of the area which will be impacted by the decision in this proceeding? **Each Councilmember answered No.**
- 5) Does any member of this Council have any special knowledge about the substance of the merits of this proceeding which would or could cause the Councilmember to prejudge the outcome of this proceeding? **Each Councilmember answered No.**
- 6) Is there any member of this council who believes that he or she cannot sit and hear this matter fairly and impartially? **Each Councilmember answered No.**
- 7) Has any Councilmember had any ex-parte contacts concerning this matter? (Includes social media comments) **Schmitt Yes, Bergman Yes, Shepro No, Robb No, Metz No**
Thompson said that city staff is in possession of most of the online communications and will be providing them in the project file for review.
- 8) Is there any member of the audience who because of the Appearance of Fairness Doctrine wishes to disqualify any member of the Council from hearing this matter? **Heard no objection from members of the audience.**

Thompson said these questions will be asked again at the March 14th council meeting to give the absent councilmembers a chance to respond.

Mayor Roberts opened the Public Hearing at 7:30 p.m. to receive public testimony on the Cedarside Development Agreement.

City Planner Tansy Schroeder introduced the Cedarside Commons mixed use development located northeast of the 72nd Ave and SR 532 intersection.

Architect of Record, Carl Pirscher gave an in-depth presentation of the proposed project.

Dan Nelson, Designs Northwest Architects, Stanwood discussed the architecture of the buildings.

Public Testimony:

Name	Comment
Cathy Wooten Stanwood	Appreciates proposal meets required code to avoid impacts to onsite wetlands. Concerned city is setting a precedent of approving more density than is established in city code standards
Adria Gaydeski Stanwood	Concerned schools cannot handle the students that this project will bring in.
Jake Gaydeski Stanwood	Concerned schools are already at capacity and traffic impacts and the proposed SR 532 round-about.
Matt Surdyk Stanwood	Against high density developments. Requesting to add Stanwood a pedestrian bridge over SR532.

Christi Bell Stanwood	Against proposed development: wetland protection is a requirement. Concern for students walking across SR 532 to Port Susan Middle school and that small businesses will go out of business.
Peter Kamb Stanwood	Supports the proposed development. Positives include affordable housing, can walk to schools, stores, and the YMCA. Another trail to hook into the city's trail system. Proposal includes adding a round-about on SR532 which will help with public safety.
Arnie Wennerberg Stanwood	Concerns of lack of commercial space, the low grade of 72 nd & SR 532, and lack of parking; stick to city's code on parking and density standards. Who will maintain the trail? Other developer owned trails are not being maintained. Put in a full-size round-about not a compact one. Do what's best for community not the developer, residents are here to stay but developers come and go.
Morgan Peterson Stanwood	Concern schools and buses are already over-crowded and the school district is not in the position to take on more students that this development will bring. Building needs to stop until schools can catch up.
Sara Surdyk Stanwood	Against. Development on 68 th north of Cedarhome Elementary was proposed as a senior citizen development, it's not, it's huge and had a huge impact on the schools. Concern that this development will be family units with a lot of kids that the schools cannot support.

With no other comments, at 8:35 p.m., Mayor Roberts asked for a motion to continue the Public Hearing on March 14, 2024.

Motion by Councilmember Robb, second by Councilmember Bergman to continue the Cedarside Commons Development Agreement Public Hearing to March 14, 2024.

Motion carried unanimously.

11. New Business

a. Adopt Resolution 2024-05 Amend Council Rules of Procedure

Hammond discussed the two proposed changes to the Council Rules of Procedures:

- Clarification of Public Comment. This portion of the meeting is a limited public forum and comments must address topics related only to the conduct of City business. Discontinuing online public comments except when requested and per state statutes the City will make accommodations.
- Removing 'collective bargaining' from the executive session list of eligible topics.

*Motion by Councilmember Metz, second by Councilmember Shepro to approve adoption of Resolution 2024-05 amending the council rules of procedure. **Motion carried unanimously.***

12. Public Closing Comments:

<u>Name:</u>	<u>City:</u>	<u>Topic:</u>
Christi Bell	Stanwood	Against discontinuing online public comments.

13. Executive/Legislative Reports

a. Mayor's Report

- The Mayor and City Administrator Smith met with Snohomish County Councilman Nehring. The Snohomish County Council will have their council meeting remotely here in Stanwood on Tuesday, February 27th at the School District Administration Building.
- Will attend a county-wide emergency management meeting on Tuesday, February 27th.

b. City Administrator Report

- Glass quest is going on this week and has been a huge success.
- Taylor's Excavators is fixing culverts on 92nd and Lover Lane.
- The new dog park should be completed by next week.

c. Councilmember's Report/Questions

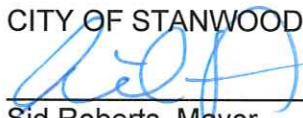
- Councilmember Schmitt, Bergman and Shepro thanked everyone who came out to participate in tonight's meeting.
- Councilmember Robb attended the unveiling of the Church Creek Park communication board that went through the Parks and Trails Advisory Committee. This was a good example of the city and volunteer committees looking at different options to benefit the community without having it be an expensive capital improvement project. Robb also appreciated the citizens who came out tonight to make public comment, it's often hard to sit and not be able to respond to comments, but the comments are being heard.
- Council Metz said restricting the online public comments is a way for the city to vet who can get on and speak, to avoid people who are not connected to Stanwood making inappropriate comments. If making online comments is the only way you can participate, then contact the city for accommodations. Citizens can also email councilmembers with comments or concerns. Comments and concerns regarding the schools should be directed to the school district as the city has no control over those issues.

14. Recess to Executive Session – None

15. Adjourn

There being no further business before the Council, and hearing no objection to adjournment, Mayor Roberts adjourned the meeting at 8:47 p.m.

CITY OF STANWOOD



Sid Roberts, Mayor

ATTEST:



Lisa Sokolik, City Clerk