

CITY OF STANWOOD

*Regular Meeting of the City Council
Thursday, March 13, 2008 – 7:00 p.m.
Stanwood-Camano School District Administration Building Board Room*

MINUTES

1. Call to Order and Pledge of Allegiance

Mayor Dianne W. White called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

2. Roll Call

City Clerk Melissa Collins called the roll with the following Councilmembers present: Timothy Loney, Andy Chappel, Arne Wennerberg, Shelley Klasse, Conrad Ryer, Bill Carlton and Leonard Kelley.

Also present:, City Attorney Grant Weed, City Administrator Joyce Papke, Finance Director Crystil Collins and Public Works Director Andy Bullington.

Student Advisor Drew Kidd was excused.

3. Staff Announcements

Public Works Director Andy Bullington announced the following to Council:

- A grant opportunity for \$450,000 for a Sidewalk Repair Program on 267th Street.
- A groundbreaking ceremony for the new water treatment plant will be held on March 17, 2008 at 12:00 p.m. Mr. Bullington invited Council to attend.
- A facility audit will be conducted and results will be presented to Council to analyze.
- Les Anderson, Gina Melander, and Eric Holbeck all passed their Water Certification exams and are now Certified Water Managers.

Fire Chief Darin Reid announced that he has received a request for a public fireworks display. He stated that the Stanwood Municipal Code is not clear regarding public displays and requested that the Public Safety Committee review the code and provide a recommendation to Council for updating the code.

City Attorney Grant Weed commented that some items may require a one year waiting period.

City Administrator Joyce Papke announced that they are hoping to make an announcement soon regarding an interim Community Development Director and they are simultaneously recruiting for the permanent position.

Ms. Papke also announced that she has had several requests for contributions from the City for events and projects. She stated in order for the City to provide funds for an event, it must provide a public service. She will be bringing the requests before Council at a later date.

4. Citizen Comments

Pam Erickson – Stanwood Camano School District

Ms. Erickson voiced her support of public fireworks displays. She requested a variance to the code to allow for a display at the Relay for Life event on May 30th.

The following Residents voiced their concerns regarding the re-designation of the Kim and Fitzgerrald properties from low density residential to neighborhood business:

Tina Carter 6928 283rd St. NW, Stanwood, WA

Kim Maloney 6800 287th Place, Stanwood, WA

Brian Bork 28209 69th Ave W, Stanwood, WA

5. Approval of the Agenda

Mayor White announced there would be an Executive Session.

Motion by Councilmember Klasse, second by Councilmember Loney to approve the agenda as printed.

Motion carried unanimously.

6. Consent Agenda

a. Approval of Payroll Checks and Vouchers

b. Approval of Minutes of the December 6, 2007 Regular Meeting

Motion by Councilmember Carlton, second by Councilmember Kelley to approve the consent agenda to include items a through b; voucher checks #12385 through #12478 in the amount of \$221,468.48; voided checks #12408 through 12414; and payroll checks #4776 through #4844 in the amount of \$94,570.50.

Motion carried unanimously.

7. New Business

a. Ordinance 1230, 2007-2008 Comprehensive Plan Amendments 1st Reading

Councilmember Klasse presented the staff report for Community Development Director Stephanie Hansen and said under the State Growth Management Act, the City of Stanwood is authorized to amend its Comprehensive Plan annually. The process involves a lengthy review, a public hearing, several workshops and a recommendation to the City Council from the Planning Commission.

Councilmember Klasse explained that Ordinance 1230 is drafted based upon the Planning Commission's recommendations, which were reviewed by the Council at a public workshop on February 21, 2008. She said each docket item to amend the City's Comprehensive Plan must meet the following criteria contained in the Stanwood Municipal Code 17.157.080:

- 1) The amendment bears a substantial relation to the public health, safety or welfare;
- 2) The amendment is warranted because of changed circumstances or because of a need for additional property in the proposed Comprehensive Plan designation or because the proposed amendment is appropriate for reasonable development of the subject property;
- 3) The subject property is suitable for development in conformance with standards under the proposed Comprehensive Plan designation;
- 4) The amendment will not be materially detrimental to uses or property in the immediate vicinity of the subject property;
- 5) The proposed Comprehensive Plan amendment has merit and value for the community as a whole; and
- 6) The proposed amendment is consistent with the goals and policies of the Comprehensive Plan.

Councilmember Klasse continued by providing the Planning Commission's recommendation for each item:

Item 1: 2008-2013 Capital Improvement Program
Recommend approval of the 2008-2013 CIP to the City Council for adoption

Item 2: Muscolo/Palmer Rezone
Recommend approval of the rezone amendment to the City Council.

Item 3: Buildable Lands Report

Recommend approval of adoption and incorporation of the 2007 Buildable Lands Report.

Item 4: Replace the Traditional Neighborhood Overlay designation with a Traditional Neighborhood Zone

Recommend the approval of the Traditional Neighborhood Zone.

Item 5: Redesignation of the Jones and Lindberg properties from Low Density Residential to Traditional Neighborhood

Recommend approval of the redesignation.

Item 6: Redesignate the Kirn and Fitzgarrald properties from Low Density Residential to Neighborhood Business

Recommend table the proposed amendment for further discussion.

Item 7: Johnson Webster Traditional Neighborhood

Recommend support for the application at Snohomish County, subject to the following conditions:

- The land use designation shown on the City's map should be Traditional Neighborhood with a Master Plan Overlay.
- The applicant shall submit a draft development agreement to the City for Planning Commission recommendation and City Council approval prior to June 30, 2008. The approved development agreement shall be binding on the property owner and developer and recorded on the property at the Snohomish County Auditor's Office. The approved development agreement shall be recorded prior to the end of 2008. At a minimum, it shall contain the following elements:
 - Annexation and master plan approval prior to permitting.
 - Permit submittals shall be to the City of Stanwood.
 - Development shall be consistent with the intent and standards of the City's Traditional Neighborhood zoning district.
 - Developer agrees and understands that utility improvements will be necessary to serve the development and will at the developer's expense.
 - The developer will either coordinate transit service to the area, or contract for private transit services.
 - Unless specifically addressed in the approved development agreement, all other City of Stanwood standards, fees, and processes shall apply.

Councilmember Carlton recommended a meeting be scheduled with members of the Planning Commission to further discuss the recommendations.

City Administrator Papke stated that a workshop will be arranged and the date will be announced when scheduled.

Since this was first reading, no action is required.

- b. Authorize Mayor to sign Supplemental Work Order #08-001 & #08-002 with Snohomish County Department of Information Services

City Clerk Melissa Collins presented the staff report and highlighted the major changes in the contract for 2008. She said that Snohomish County IT Department offers in depth technological expertise the City could not otherwise pay for. Ms. Collins added the City's IT needs have grown and have become more complex over the past several years.

Mayor White commented that the service has improved and is a very good value for the services provided by Snohomish County.

Motion by Councilmember Kelley, second by Councilmember Loney to authorize Mayor White to sign Supplemental Work Order #08-001 and Supplemental Work Order #08-002 with the Snohomish County Department of Information Services.

Motion carried unanimously.

- c. Year End 2007 Financial Report

Finance Director Crystil Collins presented the Year End 2007 Financial Report and provided detailed handouts to Council. She stated that the City did an excellent job of keeping costs down while increasing revenues.

- d. Authorize Finance Director to enter into a Planning Loan Program between the City of Stanwood and the Public Works Trust Fund Board for the Stanwood Water Comprehensive Plan Update

Finance Director Collins presented the staff report and said that she attended the Infrastructure Assistance Coordinating Council Conference in Wenatchee with Public Works Director Bullington where they were made aware of loans that were available to the City. She reported there is a zero interest five year loan available to fund the Water Comprehensive Plan Update and the full amount of \$100,000 has been budgeted for 2008 as expenditure.

Motion by Councilmember Loney, Second by Councilmember Chappel authorizing the Finance Director to enter into a Planning Loan Program between the City of Stanwood and the Public Works Trust Fund Board for the Stanwood Water Comprehensive Plan Update.

Motion carried unanimously.

- e. Authorize Mayor to sign the 2008-2010 Interlocal Agreement between Snohomish County & the City of Stanwood relating to Law Enforcement Services

City Administrator Joyce Papke presented the staff report and stated that the contract is basically a renewal of the agreement we have had with the Sheriff's office for nine years. She said the last contract expired December 31, 2007, but service has continued without interruption while going through the elements of the contract with the Public Safety Committee.

Ms. Papke explained the changes are financial but allow the City the ability to have a high level Captain serve as Chief while paying for a Lieutenant. To ensure that this situation would be fair and equitable to the County, as well as the City, the City agreed that the Chief would give no more than six hours each week back in service to the County.

Motion by Councilmember Wennerberg, second by Councilmember Chappel to authorize Mayor White to sign the 2008-2010 Interlocal Agreement between Snohomish County and the City of Stanwood relating to Law Enforcement Services.

Motion carried unanimously.

David Bales was sworn in as City of Stanwood Police Chief by Mayor White.

- f. Twin City Idlers Car Show

City Administrator Papke presented the staff report and stated that there is no policy in place for these types of requests so it is being brought before Council. She also stated that in order for the City to provide services and funds for an outside agency they must be able to identify a public purpose.

Ms. Papke explained the Twin City Idlers have requested various services and rental equipment be provided by and/or paid for by the City. The request includes Police and Fire support, a 4-yard dumpster rental, rental of five ADA portable restrooms, five standard portable restrooms and five wash stations, a City employee to aid with street closure and the replacement and removal of a banner.

Mayor White invited Les Anderson, President of Twin City Idlers to speak on behalf of the event. Mr. Anderson explained that they are a nonprofit organization and this is their main fund raising event. He said they take in a considerable amount of money, which they give back to the community by donating funds to the Stanwood Food Bank, Stanwood Senior Center, Stanwood Camano Foundation, and other organizations in the area. The event brings visitors from out of town and local businesses do very well during

the event. He has received no complaints from area businesses in the past regarding the closing of 271st Street.

Mr. Anderson answered questions from Council and stated about 350 cars were here last year and it is anticipated that 400 to 600 cars will participate this year with 2,000 to 3,000 spectators.

Mayor White commented that she has attended the show and felt that it is a wonderful event for families.

Councilmember Carlton stated that there is no money appropriated for the event. He said he is in favor of program, but the City will need to start planning for this type of program. Mayor White responded that once policy is in place, funds can be identified.

City Attorney Grant Weed stated that the organization will need to provide an agreement to the City with stated requirements and that agreement will be brought back for Council approval.

*Motion by Councilmember Loney, second by Councilmember Chappel having identified the public purpose as "building positive City image and outreach along with event attraction to area business and a source of funding for nonprofit organizations in the City", and having established an adequate level of public benefit, I move to provide all items requested by Twin City Idlers and identified in the staff report, at no charge, and request that staff develop a contract to provide for the fulfillment of the public purpose identified.
Motion carried unanimously.*

8. Report of Officers and Committees

a. Mayor's Report

Mayor White reported on the following:

- Attendance at the Snohomish County Health District Meeting.
- She discussed the structuring of Stanwood as a Healthy City and is getting positive feedback from the District. \$1.49 million has been appropriated in the State budget to provide schools with healthy locally grown food. Our school district will be able to take advantage of organic and local farmers with that funding.
- Attendance at the Snohomish County Agricultural Advisory Meeting.
- Design Stanwood has formed a committee to work on bringing a farmers market to Stanwood.

b. Committee Reports:

- Finance/Economic Development Committee

No report was given.

- Public Works/Parks Committee

No report was given.

- Public Safety Committee

Councilmember Wennerberg reported the committee met to discuss the Law Enforcement contract.

- Community Development/Human Services/Municipal Campus Committee

No report was given.

- Personnel Committee

Councilmember Chappel reported that they have not met but City staff is currently recruiting for a new Community Development Director.

- Student Advisor Report

ASB Historian Gabrielle Brokaw reported for Drew Kidd who was performing in the high school play and was unable to attend the meeting. She reported on several events happening at the high school including ASB elections, the Campus Beautification Project, Hoops for Davis, and the event calendar for the rest of the school year.

9. Citizen Closing Comments

Mike McCue 28022 69th Ave NW

Mr. McCue voiced his concern regarding the City's process for scheduling development for the next 20 years.

Tina Carter 6928 283rd St. NW, Stanwood, WA

Ms. Carter asked about notification process for the workshop regarding the Comprehensive Plan Amendments.

10. Adjourn to Executive Session

Mayor White adjourned the meeting to executive session at 8:39 p.m. City Attorney Grant Weed announced there will be three matters regarding pending litigation and one Real Estate acquisition for a period of 30 minutes.

Action would be taken on one item following the executive session.

Those asked to attend included the City Council, Mayor White, City Administrator Joyce Papke, Finance Director Crystil Collins, Public Works Director Andy Bullington and City Attorney Grant Weed.

At 9:00 p.m. City Attorney Grant Weed announced the executive session will continue another 30 minutes.

At 9:45 p.m. City Administrator Joyce Papke announced the executive session will continue another 10 minutes.

11. Reconvene And Adjourn

The meeting reconvened at 9:55 p.m.

Tape inaudible from this point forward.

Based on hand written notes the Mayor requested a motion from Council regarding one of the pending litigation matters.

Councilmember Kelley was excused.

Motion was made by Councilmember Klasse, second by Councilmember Loney to authorize the Mayor to sign the Settlement Agreement and Flood Easement as discussed in executive session.

Motion carried unanimously.

There being no further business before the Council, Mayor White declared the meeting adjourned at 9:56 p.m.

CITY OF STANWOOD



Dianne W. White, Mayor

ATTEST:



Melissa A. Collins, City Clerk