

# CITY OF STANWOOD

*Regular Meeting of the City Council  
Thursday, March 12, 2009 – 7:00 p.m.  
Stanwood-Camano School District Administration Building Board Room*

## MINUTES

### 1. Call to Order and Pledge of Allegiance

Mayor Dianne 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: Leonard Kelley, Conrad Ryer, Andy Chappel, Arne Wennerberg, Bill Carlton, Timothy Loney, and Shelley Klasse.

Also present: City Administrator Joyce Papke, City Attorney Grant Weed, City Clerk Melissa Collins, Community Development Director Rebecca Lind, Finance Director Crystil Collins, Public Works Director Andy Bullington, Human Resources Director Mathew Pruitt, Police Chief Ty Trenary, Fire Chief Mike Ganz, Deputy Fire Chief Darin Reid, Sergeant Barry Ruchty, and City Planner Lori Kirkeby.

### 3. Staff Announcements

Human Resources Director Mathew Pruitt updated Council on labor negotiations. The negotiations are nearly completed. There is a meeting scheduled for next week with the management team to go over the contract details. He advised Council that the contracts will be presented to Council at the March 26, 2009 meeting and they will be ready for a vote at the April 9, 2009 Council meeting.

Public Works Director Andy Bullington updated Council on the awarding of the Federal stimulus money for the 68th Avenue project. The City will be receiving \$750,000 for the project.

### 4. Citizen Comments

Paul Schoenberg, 28123 88<sup>th</sup> Ave NW  
Mr. Schoenberg commented on restrooms at the train station platform.

**5. Approval of the Agenda**

Mayor White announced that there will be an executive session.

*Motion by Councilmember Loney, second by Councilmember Chappel to approve the agenda as published. Motion carried unanimously.*

**6. Consent Agenda**

- a. Approval of Payroll Checks and Vouchers
- b. Minutes of the October 23, 2008 Regular Meeting
- c. Minutes of the November 13, 2008 Regular Meeting
- d. Minutes of the December 11, 2008 Workshop

*Motion by Councilmember Kelley, second by Councilmember Carlton to approve the consent agenda to include items a through d; voucher checks #13953 through #14103 in the amount of \$443,830.85 voided checks #12812, #13988, #14002, #14019 through #14024 and #14027 and Payroll checks warrant #15967 through #16062 in the amount of \$261326.26. Motion carried unanimously.*

**7. Public Hearing**

- a. To Consider Public Testimony Regarding:
  - 1) Resolution 2009-03 Declaring certain Property to be Surplus to the needs of the City & Authorize the Finance Director to arrange for and to Execute the Sale of said Property for the Common Benefit

Mayor White opened the public hearing.

Finance Director Crystil Collins presented the staff report and stated that RCW 35.94.040 requires a public hearing for surplus equipment and property that were purchased for utility purposes. She introduced the resolution with the list of equipment for surplus. She stated the items on the list are either damaged or no longer provide a benefit for the City. She responded to questions from Council.

Mayor White asked for public comments. There being no public testimony Mayor White closed the public hearing.

*Motion by Councilmember Carlton, second by Councilmember Loney to approve Resolution No. 2009-3 declaring certain property to be surplus to the needs of the city and authorizing the Finance Director to arrange for and to execute the sale of said property for the common benefit. Motion carried unanimously.*

## 8. New Business

### a. 2008-2009 Comprehensive Plan Docket

- 1) Deliberation and 1<sup>st</sup> Reading of Ordinance 1245 implementing Zoning Text Amendments to the SR 9.6 Zone

Community Development Director Rebecca Lind provided the staff report stating Ordinance 1245 addresses the zoning text changes needed to implement the terms of the Development Agreement between the City and Weatherby I LLC for the Mineral Point Plat. She said the Development Agreement was approved at the last Council meeting and the Annexation of the property was effective March 8, 2009. Ms. Lind continued to say that this is a technical amendment that requires that the plat exist prior to annexation, vested to the county standards and that it comply with the City Comprehensive Plan land use designation.

Since this is first reading no action is required. Second reading will take place at the March 26, 2009 Council meeting.  
Ms. Lind responded to questions from Council.

- 2) Workshop and Deliberation on Remaining Docket Work Program: CPA 08-01, 08-2.1, 08-2.2, 08-2.5 and 08.26

Director Lind asked Council to provide some direction, feedback or any changes or recommendations to bring to the next meeting. She said she would like to highlight the main issues. The ordinances still need to be prepared. She asked Council how they would like to proceed. Councilmember Carlton asked for a workshop to go over the information. Council concurred. Council requested Planning Commissioners attend if possible, but not necessary. City Attorney Grant Weed clarified the steps required and commented that the code states that Council will consider amendments in March, but not necessary to adopt at that time.

City Attorney Weed recommended that Council make a motion to adopt the ordinance and have it read into record.

*Motion by Councilmember Carlton, second by Councilmember to approve the first reading of Ordinance 1245. Motion carried unanimously.*

A workshop was scheduled for March 16, 2009. Ms. Lind reviewed a few items with Council and a discussion took place regarding items that Council would like to discuss at the workshop.

- b. Authorize Mayor White to sign the UT 01337 Utility Design and Construction Agreement between the Washington State Department of Transportation and the City of Stanwood for the Design and construction of water system improvements.

Public Works Director Andy Bullington provided the staff report and answered questions from Council. He explained that the Washington State Department of Transportation (WSDOT) is proposing substantial construction improvements to State Route 532 through Stanwood. WSDOT has informed all utilities that upon completion of the project they will impose a ten year "no cut" moratorium throughout the project area. Mr. Bullington said this means that WSDOT will not approve any construction permits other than emergency repair work for the next ten years. They are requesting that each utility construct their improvements in conjunction or prior to the completion of the project.

Mr. Bullington went on to say that the City has two necessary water system improvements in the Water Comprehensive Plan and an existing two inch galvanized water main that feeds the Johnson Farm. WSDOT provided an opportunity for utilities by proposing that the City participate in the state's bidding process and the City participated. He added the bid for the City project was \$328,751.35, which was lower than the engineer's estimate of \$397,000.00.

The project management staff at WSDOT indicated that the City would likely only have the design work completed in 2009 and that portion of the bid was \$36,185.04 stated Mr. Bullington. The remaining portion of the construction work would most likely start in 2010 for the balance of the proposed contract amount of \$292,566.31.

Mr. Bullington advised Council that they approved a budget of \$34,400 for a partial design of the projects in 2009. An adjustment will need to be made to the water CIP to accommodate the mandate.

*Motion by Councilmember Wennerberg, second by Councilmember Kelley to authorize Mayor White to sign the UT 01337 Utility Design and Construction Agreement between the Washington State Department of Transportation and the City of Stanwood for the design and construction of water system improvements outlined in the agreement. Motion carried unanimously.*

## **9. Report of Officers and Committees**

### **a. Mayor's Report**

Mayor White reported on the following:

- She was recently the keynote speaker at Stanwood Middle School.
- The local Girl Scouts visited her at City Hall.
- She said she felt that City staff is remarkable and she is proud to have Joyce Papke as her City Administrator.

b. Committee Reports

Councilmember Loney reported the Public Safety Committee met regarding Stanwood and Camano Island fire services.

c. Councilmember Reports/Questions

Councilmember Carlton inquired about railroad issues, the facility plan and the cost of the City owned house located adjacent to City Hall. City Administrator Papke responded to his questions and Council discussed the removal of the house. Councilmember Wennerberg asked about other bids and City Attorney Grant Weed responded to his questions.

Councilmember Loney commented on the sign code.

d. City Administrator Business

City Administrator Joyce Papke reported on Washington State Department of Transportation (WSDOT) Highway 532 project. The project cost is approximately \$82 million and involves 10 miles of roadway.

Ms. Papke stated a project team is in place and the City is meeting weekly with WSDOT. They are going over issues expected to take place during construction and discussing possible long term effects on the community. She said concerns include C-curbing on the west end of town and WSDOT plans to acquire property near 532 and 72<sup>nd</sup> to put in a retention pond. If the community and Council want to prevent this from happening, they will need to communicate this with WSDOT.

There will be an open house in April to discuss the road construction issues and concerns.

*Motion by Councilmember Loney, second by Councilmember Chappel with the appropriate legal property description the NE corner of 72<sup>nd</sup> and 532 that we express as a council an opposition to that becoming a retention pond and end up being removed from our tax rolls and an alternative resolution be found for the sighting of what needs to be done in that area, retention pond, etc.*

City Attorney Weed suggested additional wording be added to the motion.

Councilmember Loney rescinded his motion and Councilmember Chappel rescinded his second.

*Motion by Councilmember Loney, second by Councilmember Chappel, to voice Council's opposition to current WSDOT storm water detention and wetland mitigation design at 72<sup>nd</sup> and 532 and direct staff to pursue all reasonable alternatives that preserve private property develop ability consistent with the City's comprehensive plan and zoning regulations. Motion carried unanimously.*

Ms. Papke discussed the issue of a special committee to investigate water and sewer capacity and the ramifications of growth in and out of the City limits. They already have good information from the last rate study that suggests a direction with possible legislation. She suggested that there is no need to meet with committee chairs at this time. At a later date, they will take a look at the data and put together some legislation and bring to Council for consideration.

Public Works Director Bullington reported that they are working with Burlington Northern to remove the debris from City property near the train station construction site.

e. Student Advisor Report

Mayor White introduced Student Adviser John Mighell and announced that he recently received his Eagle Scout Award.

Mr. Mighell reported on the following:

- The High School Tolo dance
- Boy's team basketball nearly went to State Finals
- Staff and student basketball game
- WASL is next week
- Spring sports started last week
- Senior projects are being presented next week
- Future Business Leaders of America (FBLA) is going to State
- Science team is going to State
- RAKE club (Random Acts of Kindness Everyday)
- Prom will be held on April 25<sup>th</sup>
- The high school play The Music Man starts next week
- Technology Student Association (TSA) is going to State

**10. Citizens Closing Comments**

There were no citizens closing comments.

**11. Adjourn to Executive Session**

Mayor White adjourned the meeting to executive session at 8:40 p.m. for 30 minutes to discuss four items: personnel disciplinary, two items regarding acquisition of real property and potential litigation. No action will be required.

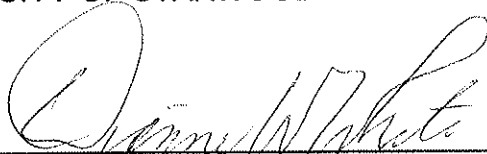
At 9:15 City Attorney Weed requested 10 more minutes for executive session.

**12. Reconvene and Adjourn**


The meeting reconvened at 9:17 p.m. There being no further business before the Council, Mayor White declared the meeting adjourned at 9:17 p.m.

CITY OF STANWOOD

ATTEST:



Dianne W. White, Mayor



Melissa A. Collins, City Clerk