

Snohomish City Council Meeting Minutes

February 6, 2018

1. **CALL TO ORDER:** Mayor Kartak called the Snohomish City Council meeting to order at 6:00 p.m., Tuesday, February 6, 2018 in the Snohomish School District Resource Service Center, George Gilbertson Boardroom, 1601 Avenue D, Snohomish, Washington.

MAYOR/COUNCILMEMBERS PRESENT

Larry Countryman
Steve Dana
Karen Guzak
John Kartak, Mayor
Tom Merrill
Linda Redmon
Jason Sanders
Lynn Schilaty

STAFF PRESENT

Pat Adams, HR Manager/City Clerk
Glen Pickus, Planning Director
Keith Rogers, Police Chief
Steve Schuller, Interim City Administrator
Grant Weed, City Attorney

2. **APPROVE AGENDA** contents and order:

MOTION by Guzak, second by Schilaty to approve the agenda as presented. The motion passed unanimously (7-0).

3. **APPROVE MINUTES** of the January 16, 2018 regular meeting.

MOTION by Redmon, second by Guzak to approve the minutes of the regular meeting. The motion passed unanimously (7-0).

4. **CITIZEN COMMENTS** on items not on the Agenda

Mayor Kartak welcomed the citizens to the meeting and discussed the procedures for providing citizen comments.

Mary Pat Connors, 1030 Avenue D and 801 First Street, expressed her dissatisfaction with the passage of Resolution 1371, allowing additional public comment at Council meetings. She feels the privilege has been abused. There are many ample opportunities for citizens to express their concerns and opinions; and to contact staff and their elected officials.

Kathy Jacobsen, would like the City to consider installing electric vehicle charging stations within the City of Snohomish.

Mac Bates, 902 Fourth Street, he spoke, as a member of the Carnegie Foundation, to the extensive public input and public process involved with the Carnegie restoration project and the annex removal recommendations.

Shawn Gay, 5814 95th Drive, spoke to the continued noise disturbances related to the commercial operations at the Fred Meyer and other stores located within Snohomish Station. She provided research where other jurisdictions have successfully regulated noise disturbances during night hours.

Cheryl Mazurek, 5806 95th Drive SE spoke to the continued late night and early morning noise disturbances related to the commercial operations at the Fred Meyer and other stores located within Snohomish Station. She shared audio with the Council, which included back up beepers and generator trucks.

Suzanne Davis, 1018 13th Street, spoke to the continued noise disturbances from the loading docks at Haggen Foods during the nighttime sleeping hours. She also referenced garbage truck noises.

Bill Betten, requested a discussion item tonight regarding a questionnaire to be sent to the citizens within their utility bills to seek their input regarding the Carnegie building restoration and annex destruction. He would like to have the wording of the questionnaire discussed by the Council under New Business tonight.

Fred Gibbs, thanked Steve Schuller, Mayor Kartak and Councilmembers Redmon, Sanders, Guzak and Merrill for attending the recent Snohomish Building Bridges meeting.

Mike Whitney, 521 Cypress, noted we live in a republic where the elected officials vote on the laws and policy, and not a direct democracy where everyone votes on everything. The Council voted to remove the annex of the Carnegie Building. The Council needs to do the job they were elected to do.

Morgan Davis, 206 Avenue I, would like to know if the Mayor will address Mr. Betten's request during New Business. The questionnaire is reasonable. He expressed his dissatisfaction with the current design plans of the Carnegie renovation project and the costs. The City desperately needs a Council meeting space.

Mary Curry, supports the current school levies.

Lanni Johnson, 422 Avenue A, supports the Carnegie restoration project and annex removal plan moving forward, and spoke to her dissatisfaction regarding the attacks made against Councilmember Karen Guzak by another citizen at the last meeting.

Citizen Comments: Closed

5. **ACTION ITEM: Planning Commission's 2017 Annual Report and 2018 Work Program**

Planning Director Glen Pickus stated Snohomish Municipal Code (SMC) 2.16.060 requires the Planning Commission to provide an annual report to the City Council on its activities. At the Council workshop prior to the regular meeting tonight, the Planning Commission reviewed its annual report. While the SMC does not require the City Council to take action, staff proposes the Council accept the annual report.

The SMC does not require the Planning Commission to develop a work program, but staff requires a work program in order to ensure the Planning Commission works efficiently and in the City's interest. During the workshop tonight, the proposed 2018 Planning Commission work program was reviewed by the Council. Because the Planning Commission is a recommending body to the City Council, it is important the Commission work on issues the Council supports. Similar to the annual report, staff is asking that the City Council acknowledge their approval of the proposed 2018 Planning Commission Work Program. Although the Work Program is a living document and subject to change, staff wants to ensure the priorities listed are appropriate to the City Council.

Citizen Comments: None
Citizen Comments: Closed

MOTION by Countryman, second by Redmond to ACCEPT the 2017 Planning Commission Annual Report and APPROVE the 2018 Planning Commission Work Program.

Councilmember Schilaty stated there was a joint workshop with the Planning Commission earlier in the evening, and she wished to thank the Planning Commission and staff, as they have a huge responsibility. Their work helps provide the foundation of the City's appearance and assists with economic growth. The Planning Commissioners devote a lot of time and work to the City.

Mayor Kartak also thanked the Planning Commission and staff for their hard work.

VOTE ON THE MOTION: The motion passed unanimously (7-0).

6. DISCUSSION ITEM: Police Quarterly Report

Chief Keith Rogers stated every three months, he reviews the crime data, which includes calls for service and records activities. He will also discuss the City's community engagement efforts.

From October through December 2017, the trend remained the same from the previous quarter. There were approximately 300 calls per months, which were officer initiated and about 500 9-1-1 generated calls.

In December 2017, there was a slight increase in burglaries and theft. Vehicle thefts continue to be a concern and is being monitored. There were four (4) reported vehicle thefts. There are no specific locations where the thefts are occurring, as they are happening throughout the City. The City has a good retail core, which has resulted in increased thefts. The police department is working with one of the businesses struggling with their loss prevention efforts at Snohomish Station.

Traffic calls remain consistent, and are primarily related to traffic problems along Pine Avenue. There will be increased emphasis through enforcement, but the police are also looking at engineering and/or educational solutions. Enforcement is the last option. Education and engineering are critical components to traffic safety. Traffic stops are approximately 100 per month. DUIs are consistent with no new trends noted.

Fire and aid call assists resulted in 18 for October, 12 for November and 19 for December. City law enforcement assists with Lake Stevens or the County totaled 40 for the quarter, and mental health calls were 15. There were 31 City noise complaints.

City records staff is comprised of two civilians. Public disclosure requests for the quarter totaled 177 requests. Concealed pistol licenses totaled 55 and fingerprints for the quarter were 50. Fingerprinting is primarily for School District employees.

Chief Rogers discussed the significant investigation involving missing citizen Henry Groeneveld. Within the last week, he was recovered. This was a tragic situation. However, Chief Rogers also wanted to share that this was a success story for the Snohomish Police Department and its relationship with the Sheriff's Office, because of the extensive additional services provided.

Chief Rogers stated the Snohomish Police Department's model is "Community First." Since his appointment in September 2017, the department has expanded its community engagement efforts through social media. He is now sharing department highlights, adding photographs and providing content through social media, resulting in 1,000 new Facebook followers. There are now 3,700 followers. 10% of the community is now following the Snohomish Police Department. Chief Rogers also noted the police department has doubled its followers on Twitter.

Chief Rogers reviewed the community engagement activities for the past quarter, such as Government Day at Snohomish High School and Shop with A Cop. "Community First" is the focus.

Councilmember Sanders asked if there were any identifiable crime trends.

Chief Rogers responded most crime spikes occur during the summer months. The peak calls for crimes occur around July 3. During the winter months, crime slows down.

Councilmember Sanders commented on traffic stops and the education and awareness focus. He appreciates that approach. On the ride-along he attended, many of the contacts during stops were to raise awareness. He supports "Community First" and civic engagement, which serves to build effective relationships.

Chief Rogers stated if citizens sign up for Twitter, he will attempt to conduct a "Tweet-Along," where the deputy tweets every event throughout their shift to capture what a night in Snohomish looks like from the officer's viewpoint.

Councilmember Redmon thanked the Chief and his staff for their hard work. She noted violent crime, vagrancies and drug arrest statistics were not included in the presentation. Those are the type of statistics she is frequently asked about.

Chief Rogers will attempt to add those statistics and extract that specific information from the data. This is the problem with statistics and dispatch coding. He knows the violent crime rate in Snohomish is low, and that property and nuisance crimes are more prevalent.

Councilmember Schilaty thanked the Chief for his presentation. She stated it would be helpful to her if he would define acronyms in his future reports.

Citizen Comments:

Brigit Wakefield Netz, 132 Avenue E, stated she has directly dealt with a child with addiction issues. She thanked the Chief for his "Community First" emphasis. She contacted the police and received the help they needed.

Mary Curry, would like to see statistics on arrests related to heroin and juvenile use of heroin.

Mayor Kartak thanked the Chief and noted he is a great fit for the City and he appreciates the "Community First" approach to law enforcement activities.

Citizen Comments: Closed

7. **CONSENT ITEMS:**

- a. **AUTHORIZE** payment of claim warrants #62097 through #62172 in the amount of \$155,866.81, and payroll checks #15451 through #15467 in the amount of \$415,742.41 issued since the last regular meeting
- b. **AUTHORIZE** Mayor to Sign Amendment to Agreement with the Snohomish County Public Defender Association for Indigent Defense Services

MOTION by Guzak, second by Merrill to pass the Consent Items. The motion passed unanimously (7-0).

8. OTHER BUSINESS/INFORMATION ITEMS:

Councilmember Guzak brought up the issue regarding installing electric vehicle charging stations. She felt Kathy Jacobsen's presentation under citizen comments was very impactful and recalled there were charging stations on the City's capital budget a few years ago.

Mr. Schuller responded this item can be brought back as part of the proposed 2019-2020 budget. He is aware that the technology associated with electric charging stations is changing very rapidly, and may be outdated within ten years.

Councilmember Guzak believes it's time to consider what this technology can provide for Snohomish, including potential locations and cost estimates.

Councilmember Dana asked if charging stations are always publicly owned and if a private sector opportunity exists with these stations.

Mr. Schuller stated there are examples of both publically and privately owned charging stations.

Councilmember Guzak asked Mr. Schuller for his comments on where the City is relative to the noise ordinance.

Mr. Schuller responded the City studied a number of ways it could attempt to regulate noise. None of the regulatory alternatives are practical. Former Mayor Hamilton discussed this in some detail at the November 21, 2017 Council meeting. The City has studied codes from other cities and from around the state, including the Department of Ecology, which is the Washington State default regulation. The City could not find any codes that regulate this type of activity as a public nuisance noise. The City also worked with the City Attorney's Office and brought in an outside legal expert. From that discussion, there are other opportunities beside regulations and laws to resolve these issues. Although the loading dock noise concerns started with Fred Meyer, it has now expanded to other stores, and the City is in conversations with the Northwest Grocery Association.

Former Mayor Hamilton did communicate that the City would look into conducting a noise study. In December, City Engineer Yosh Monzaki was directed to search for a noise consultant to complete this work. The Greenbusch Group, Inc. was contacted and selected to conduct this work, and a draft scope of work was developed to include meeting with the affected citizens and to conduct a review of the Snohomish Municipal Code. The Greenbusch Group will also meet with representatives of Fred Meyer, Safeway, Haggen Food and the City. Discussions will include possible operational and physical changes, along with cost estimates to address noise concerns. Although, the City Council directed staff to move forward with these efforts, it has not taken action on it yet. The next steps will be to present the scope to Council, including City costs, along with specific outcomes and to obtain the Council's feedback.

9. COUNCILMEMBER COMMENTS/LIAISON REPORTS:

Councilmember Schilaty was not able to attend the last Economic Development Committee meeting.

Councilmember Guzak attended the Snohomish County Tomorrow meeting with Mayor Kartak and Councilmember Redmon. There was a proposal to complete a land swap. For example, to take land in the urban Mill Creek area and incorporate it into Mill Creek for development, but then to let go of some urban areas in Granite Falls. It is an interesting land swap proposal. The steering committee had a long discussion about this and decided to not support the proposal. The issues surrounding land use as the County grows and expands

will continue to present growth challenges. The City's affiliation with this group will be exceedingly important over the next several years.

Councilmember Guzak also attended the Senior Center breakfast fundraiser, as well as the Snohomish Building Bridges Group meeting on February 1. Mr. Schuller did a great job presenting ten key points regarding City Government. As liaison to the Chamber of Commerce, she wanted to remind citizens of the Wine Festival occurring on March 3 at the Thomas Family Farm. She encouraged citizens to purchase tickets from the Chamber of Commerce website. She noted she is personally in favor of supporting the school levies.

Councilmember Sanders attended the Economic Development Committee meeting. He is very pleased and excited the City will be filling the Economic Development Manager position. When the Economic Development Manager is hired, the EDC will want to meet with them and discuss their strategy plan for 2018. It was also noted, the EDC will have an upcoming joint workshop with the City Council to further discuss their work plan for 2018.

Councilmember Merrill attended the Snohomish Bridge Building group meeting. Mr. Schuller did a great job presenting. As a representative for the Community Transit Board, he attended their board meeting on January 18. The board elected its new board of director members. For the small cities, Stanwood Mayor Leonard Kelley was re-confirmed and Sultan City Councilmember Joe Neigle replaced Tom Hamilton. Granite Falls City Councilmember Bruce Straughn was appointed the alternate.

Councilmember Merrill also attended the Snohomish County Cities meeting. The keynote speaker was Sue Rahr, Executive Director of the Criminal Justice Training Center and former Sheriff of King County. The academy currently has a backlog for providing the classes that are necessary to certify new law enforcement officers. She is asking cities and counties to support her efforts to increase funding for the academy, so they can address the backlog. He also attended the Puget Sound Regional Council New Member Training, along with Mayor Kartak and Councilmember Redmon. His take away from this training is everybody is experiencing great growth in the Puget Sound region. The residential growth has been spread relatively evenly throughout the four counties. However, the jobs are confined to the Seattle and Everett areas. This is stressing the transportation system. There is a need to spread these jobs throughout the four counties. Councilmember Merrill commented he is looking for ideas on how to address the opioid, mental health and homeless situation, and attended a seminar, entitled Asset Based Community Development presented by Jim Diers on the subject of building successful community agency association and government ventures to address tough problems. He will share these useful ideas with the Public Safety Commission.

Councilmember Redmon attended the Parks Board meeting, and they are in the process of developing their 2018 work plan. The Parks Board seeks additional input from citizens on naming parks. There is also interest in discussing a City Parks and Recreation Director position. She attended City Action Days in Olympia and received an overview from the newly elected officials statewide. Attorney General Ferguson discussed his lawsuit against Purdue Pharmaceutical regarding OxyContin and his efforts to decrease prescription levels within the state as a prevention method. She attended the Historic Downtown Snohomish meeting and GroundFrog Day. She also attended the Puget Sound Regional Council Newly Elected Workshop. The group is a Planning Commission involving Snohomish, King, Kitsap and Pierce Counties, and addresses regional planning to accommodate growth. She spoke with the State Secretary of Transportation, and he indicated the City needs to be thinking about autonomous mobility. Councilmember Redmon attended the Homeless and Housing Advocacy Day in Olympia. In attendance were the Low Income Housing Alliance, Housing Hope, United Way, YWCA, and Catholic Services. She spoke with Representative Lovick and Senator Hobbs. Representative Harmsworth did not make himself available. She asked that they support legislation that provides funding that makes resources available to

Snohomish citizens. She attended the Snohomish Building Bridges event and thought Mr. Schuller did a wonderful job and was very humorous. Next Thursday, she will attend Leadership Snohomish County at Glacier Peak High School. She supports the school levies. Additionally, she will be attending VISION 2050 for Snohomish County. There will be a listening session on February 22, which can be accessed at www.prsc.org.

Councilmember Countryman stated he is liaison to Historic Downtown Snohomish and attended their last meeting. They have good ideas and continue to showcase Snohomish effectively. He questioned the noise abatement process and asked if the consultant would consider building a sound wall next to the Fred Meyer Loading Dock to reduce the noise.

Mr. Schuller responded the consultant will provide options and the related estimated costs for the Council to consider.

Councilmember Countryman expressed his opposition to removing the Carnegie annex. He has lived beside the Carnegie building for 43 years. In 2005, there were proposals to keep the annex and restore the building. The idea at the time was to more closely replicate the entryway and stairways and leave the annex standing. He is a builder and believes if a hip roof was added, the building could be salvaged and added as a meeting hall. The City needs a large space. The new Carnegie concepts presented don't meet the design standards in place within the Historic District. Adding on to the back of the building for a stairway or elevators into the building is going to look just as bad as the annex does right now. The building can be modified. He is opposed to proceeding forward on the proposed Carnegie restoration project.

Councilmember Dana agreed with Councilmember Countryman's comments regarding the Carnegie annex. The annex warrants preservation. From a practical standpoint, the annex building represents public meeting space that would be very difficult to replace. Council meeting locations have been discussed. Currently, the City uses the School District facility as an option because the School District helps make it available. For the first four years when he was a Councilmember in the 1990s, the Council met in the basement of the Carnegie building. It was pit. The annex would serve as a useful substitute. It is ground level and ADA compliant. There is a lot to be said for the space. There are some design issues that can be addressed to make it more pleasing to the eye. It's important to evaluate its benefit to the entire community. Further, there are budget issues. It's not clear whether the cost numbers are well managed. When it was funded with private money, everybody was in favor of the Foundation raising billions of dollars and spending it on restoring the old building, but now that it's a City project funded with public dollars, the Council needs to be more responsible and accountable to the community.

Councilmember Schilaty raised a point of order. She stated her understanding of Council Comments and Liaison Reports are for Councilmembers to report on community events, meetings attended, and to provide informational items. She does not believe it is the time to discuss upcoming agenda items. If the Council would like to discuss this matter further, she would welcome it. Councilmember Schilaty can see this time devolving into a second City Council meeting with non-agenda items. That is not fair to the Council or to the public.

The Mayor did not comment or issue a ruling regarding the point of order.

10. **COUNCIL PRESIDENT'S ITEMS/REPORTS:**

Councilmember Sanders re-stated the Council President's role and responsibilities. He indicated he meets the second and fourth Tuesday of each month with the Mayor and City Administrator to discuss and set the Council's meeting agenda to conduct the business of the City. He appreciated the ability to speak with the Council Presidents from the City of Marysville and City of Lake Stevens. The need to build trust and relationships is key in this

role. The intent is to streamline the communications, and not to take the Council's voice away.

Councilmember Sanders has spent a lot of time attending meetings with the Mayor and Administrator and working with Councilmembers to make sure the appropriate issues are being addressed and moved forward. One of the issues being discussed as a Council is to conduct a review of the 2018 Council Goals and to align these goals with the five year plan, and committee work plans. The proposal is to ensure the Council is in agreement with the 2018 Council Goals and to establish deliverables. He is excited to work with the Council.

Councilmember Sanders stated the question raised under citizen comments regarding a survey for the Carnegie project was brought to him on the day of the finalization of the agenda and could not be added. Mr. Betten's email was directed to the entire Council and there have been no Councilmembers who have supported the idea of a survey moving forward. The Council President's role is not to set the agenda on their own, but to make sure the agenda reflects the voice of the entire Council. The Council has not asked that this survey issue be included on a future agenda.

11. CITY ADMINISTRATOR'S COMMENTS:

Mr. Schuller reported the winter issue of the Quarterly Magazine has been mailed to all City residents. The Carnegie restoration project discussion will be held on March 6, 2018 at the Senior Center, 506 Fourth Street. The City's goal and intent is to address this issue in a balanced way. It should be noted, this project has been reviewed and discussed through public and Council processes. Council directed staff to move forward with the Carnegie restoration project, and staff has been doing so. He wished to provide feedback regarding utility bill stuffers and in using utility bills to communicate various issues. This was discussed during the Open Government process. After researching the idea, there was a strong recommendation utility bills only be used to communicate utility items related to wastewater, water or stormwater.

12. MAYOR'S COMMENTS:

Mayor Kartak stated, in reference to homelessness, he and Mr. Schuller went to Lake Stevens and Arlington to visit some community outreach facilities. They looked at what type of services were offered to their homeless populations and community members in need. He noted, the City will be recruiting an Economic Development Manager and accepting applications shortly. He looks forward to filling this position. Mayor Kartak will also be selecting the City Administrator within the week. He congratulated Mr. Schuller on the outstanding job he did presenting at the Snohomish Building Bridges meeting.

13. Adjourn to **EXECUTIVE SESSION** at 7:53 p.m. to discuss pending litigation with no action to follow.

14. Reconvene and **ADJOURN** at 8:12 p.m.

APPROVED this 20th day of February 2018

CITY OF SNOHOMISH

ATTEST:

John Kartak, Mayor

Pat Adams, City Clerk