

August 10, 2016

The regular meeting of the Everett City Council was called to order at 6:30 p.m., August 10, 2016, in the City Council Chambers of the William E. Moore Historic City Hall, Council President Murphy presiding. Upon roll call, it was found that Mayor Stephanson and Council Members Roberts, Murphy, Franklin, Bader, Stonecipher, and Tuohy were present. Council Member Moore was excused

Council Member Bader led the Pledge of Allegiance.

The minutes of the August 3, 2016, City Council meeting were approved as printed.

MAYOR

APPOINTMENTS/REAPPOINTMENTS

Moved by Council Member Franklin, seconded by Council Member Tuohy, to concur with the following appointment:

CHIP Loan Review Committee

Appointment of Nancy Allen to Position 2 for the remainder of the 4-year term, expiring December 31, 2019.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

COUNCIL

Council Member Franklin reminded the public that Mutt Strut will be held at Langus Riverfront Park on Saturday, August 13, 2016, and encouraged citizens to attend and support the Animal Shelter.

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Council Member Tuohy announced that the Public Safety Subcommittee will meet next Wednesday, August 17, 2016, at 5:30 p.m. in the City Council Chambers.

Council Member Roberts announced that the General Government Subcommittee will meet on Wednesday, August 31, 2016, in the City Council Chambers.

President Murphy provided a liaison report on his attendance at the Snohomish Health District Board meeting yesterday.

ADMINISTRATION UPDATE ON PRIOR BUSINESS

There was no report from Administration.

CITY ATTORNEY

City Attorney Iles requested an executive session, anticipated to last no longer than 10 minutes, concerning a legal matter pursuant to RCW 42.30.110(1)(i)(c) with no announcement to follow.

CITIZEN COMMENTS

Bruce Young, Everett, spoke about false allegations against him and hardships that those allegations created for him.

Jackie Minchew, Everett, spoke about global warming and constitutionalists.

COUNCIL BRIEFING AGENDA:

Budget Review No. 2.

Presented by Susy Haugen, Finance

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Health District Presentation.

Presented by Gary Goldbaum, health officer and director of the Snohomish Health District.

CONSENT ITEMS:

Moved by Council Member Stonecipher, seconded by Council Member Bader, to approve the following consent items:

RESOLUTION - CLAIMS

To adopt Resolution No. 7015 acknowledging the payment of audited and approved claims against the City of Everett in the amount of \$2,469,634.09 for the period of July 23, 2016, through July 29, 2016.

RESOLUTION – PAYROLL

To adopt Resolution No. 7016 acknowledging payment of audited and approved payroll claims against the City of Everett in the amount of \$3,840,498.43 for the period ending July 23, 2016.

STREET CLOSURE – BUBBLE RUN

To authorize the closure of Grand Avenue, California Street to 19th Street; 19th Street, Grand Avenue to Colby Avenue; and Colby Avenue, 11th Street to 25th Street, on August 27, 2016, 7:00 a.m. to 4:00 p.m., for the 4th Annual Everett Bubble Run, and authorize the closure of various blocks on Grand Avenue and Colby Avenue (map attached) on August 26, 2016, 8:00 a.m. through August 27, 2016, 4:00 p.m.

BID CALL – GRAND AVENUE PARK BRIDGE CONSTRUCTION

To authorize the Call for Bids for Phase 1 and 2 of the Grand Avenue Park Bridge construction.

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Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

PUBLIC HEARING – COUNCIL BILL 1607-31:

Niels Tygesen, Planning, provided a brief overview of the proposed ordinances.

President Murphy opened a public hearing regarding Council Bill No. 1607-31, a proposed ordinance annexing property located East of the existing city limits, South of 12th St. N.E. and West of Union Slough, known as the Smith Island Municipal Annexation.

President Murphy invited public comment.

There were no citizens who wished to speak.

Moved by Council Member Roberts, seconded by Council Member Franklin, to close the public hearing.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

COUNCIL BILL 1607-31

THIRD AND FINAL READING:

AN ORDINANCE annexing property located East of the existing city limits, South of 12th St. N.E. and West of Union Slough, known as the Smith Island Municipal Annexation

Moved by Council Member Franklin, seconded by Council Member Bader, that this is declared to be the third and final reading of Council Bill No.

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1607-31, and the city clerk is directed to call the roll for the final disposition of the ordinance.

AYES: Roberts, Murphy, Franklin, Bader, Stonecipher, Tuohy
NAYS: None
EXCUSED: Moore

Ordinance No. 3506-16 adopted.

PUBLIC HEARING – COUNCIL BILL 1607-32:

President Murphy opened a public hearing regarding Council Bill No. 1607-32, a proposed ordinance establishing zoning for the Smith Island Municipal Annexation Area, amending Exhibit A to Ordinance No. 1671-89 (as amended).

President Murphy invited public comment.

There were no citizens who wished to speak.

Moved by Council Member Roberts, seconded by Council Member Bader, to close the public hearing.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

COUNCIL BILL 1607-32

THIRD AND FINAL READING:

AN ORDINANCE establishing zoning for the Smith Island Municipal Annexation Area, amending Exhibit A to Ordinance No. 1671-89 (as amended)

Moved by Council Member Stonecipher, seconded by Council Member Tuohy, that this is declared to be the third and final reading of Council Bill

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No. 1607-32, and the city clerk is directed to call the roll for the final disposition of the ordinance.

AYES: Roberts, Murphy, Franklin, Bader, Stonecipher, Tuohy
NAYS: None
EXCUSED: Moore

Ordinance No. 3507-16 adopted.

PUBLIC HEARING – COUNCIL BILL 1607-33:

President Murphy opened a public hearing regarding Council Bill No. 1607-33, a proposed ordinance adopting the Snohomish County Shoreline Management Program Resource and Aquatic Designations and Program Policies and Regulations as Interim Designations for the Smith Island Municipal Annexation Area, amending Ordinance No.'s 2600-02, 2021-94 and 1671-89 (as amended).

President Murphy invited public comment.

There were no citizens who wished to speak.

Moved by Council Member Roberts, seconded by Council Member Bader, to close the public hearing.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

COUNCIL BILL 1607-33

THIRD AND FINAL READING:

AN ORDINANCE adopting the Snohomish County Shoreline Management Program Resource and Aquatic Designations and Program Policies and Regulations as Interim Designations for the

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Smith Island Municipal Annexation Area, amending Ordinance No.'s 2600-02, 2021-94 and 1671-89 (as amended)

Moved by Council Member Roberts, seconded by Council Member Bader, that this is declared to be the third and final reading of Council Bill No. 1607-33, and the city clerk is directed to call the roll for the final disposition of the ordinance.

AYES: Roberts, Murphy, Franklin, Bader, Stonecipher, Tuohy
NAYS: None
EXCUSED: Moore

Ordinance No. 3508-16 adopted.

ACTION ITEMS:

**RESOLUTION – FINANCIAL SUPPORT TO THE SNOHOMISH COUNTY
TRANSPORTATION COALITION**

Moved by Council Member Franklin, seconded by Council Member Tuohy, to adopt Resolution No. 7017 for financial support to the Snohomish County Transportation Coalition (SNOTRAC) in the amount of \$5,000.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT – CLAIMS SETTLEMENT WITH BRENDA KENNEDY

Moved by Council Member Franklin, seconded by Council Member Bader, to authorize the Mayor to sign the settlement agreement to settle all claims with Brenda Kennedy in the amount of \$35,000.

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Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT – SNOHOMISH REGIONAL DRUG & GANG TASK FORCE

Moved by Council Member Franklin, seconded by Council Member Tuohy, to authorize the Mayor to sign the Interlocal Agreement establishing Snohomish Regional Drug & Gang Task Force in the amount of \$35,178.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

AGREEMENT – WASHINGTON STATE INTERNET CRIMES AGAINST CHILDREN TASK FORCE

Moved by Council Member Franklin, seconded by Council Member Roberts, to authorize the Mayor to sign the Interagency Agreement between the Washington State Internet Crimes Against Children Task Force, acting through the City of Seattle Police Department and the Everett Police Department.

Roll was called with all council members voting yes, except Council Member Moore who was excused.

Motion carried.

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COUNCIL BILL 1607-34

THIRD AND FINAL READING:

AN ORDINANCE relating to Noise, amending Ordinance 534-78 as amended (Chapter 20.08 EMC) and repealing sections under Section 16

Flora Diaz, Legal, provided an overview of three possible options for the proposed “public nuisance noise” definition.

President Murphy read the definition that the Council decided to adopt: “public nuisance noise” means any sound that annoys, injures, interferes with or endangers the comfort, repose, health or safety of others and affects the rights of a community or neighborhood although the extent of the damage may be unequal.

Katrina Lindahl, Everett, spoke in support of the proposed ordinance as amended.

Moved by Council Member Roberts, seconded by Council Member Franklin, that this is declared to be the third and final reading of Council Bill No. 1607-34, and the city clerk is directed to call the roll for the final disposition of the ordinance as amended.

AYES: Roberts, Murphy, Franklin, Bader, Stonecipher, Tuohy
NAYS: None
EXCUSED: Moore

Ordinance No. 3509-16 adopted.

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EXECUTIVE SESSION

The City Council meeting recessed for an executive session at 7:42 p.m., reconvened, and adjourned at 7:53 p.m.

Anna Pankusich

Deputy City Clerk

Read and approved as printed.

Scott Murphy

Council President