

**CITY COUNCIL
STUDY SESSION MINUTES
December 11, 2012**

The Study Session of the Monroe City Council was held on December 11, 2012, in the Council Chambers at City Hall. Mayor Zimmerman called the meeting to order at 7:00 p.m.

Councilpersons present: Goering, Cudaback, Williams, Kamp, Davis, Gamble, and Hanford.

Staff present: Brazel, Feilberg, Warthan, Nelson, Quenzer, Ginnard, Sax, and Martinson.

Student Representative Harano was present.

City Attorney Zach Lell was not present.

Attorney Scott Snyder was present for the Executive Session (Collective Bargaining)

The meeting was opened with the Pledge of Allegiance.

At Mayor Zimmerman's recommendation, Final Action #2A & #2B (Comp Plan & School Mitigation amendments) were pulled from the agenda and will be brought back as part of the 2013 Comprehensive Plan discussion.

COMMENTS FROM CITIZENS

Fred Walser PO Box 237 (692 Park Lane), Monroe, is chair of the US2 Safety Coalition. He addressed Council to give an update on US 2 and issues with the proposed coal trains.

Vickie Mullen, 10312 210th Street SE, Snohomish, addressed Council regarding school mitigation fee errors. She also questioned what the EIS changes mean in the fee schedule.

Meredith Mechling, 16324 Chain Lake Road, Monroe, also questioned EIS changes in the fee schedule.

BUSINESS & ACTION ITEMS

CONSENT AGENDA

- 1. Ordinance Amending 2012 Budget/2nd & Final Reading**
- 2. 2013 Legislative Agenda**

The motion was made by Councilperson Goering and seconded by Councilperson Hanford, to approve the consent agenda. On vote,

Motion carried 7/0.

NEW BUSINESS

1. Approval of Congestion Mitigation and Air Quality Grant to Purchase Right-of-Way for Shared Pedestrian/Bicycle Trail Along Chain Lake Road

Public Works Director Feilberg gave a brief introduction explaining that the City of Monroe applied for a grant to fund purchase of right-of-way for a shared pedestrian/bicycle path along the remainder of Chain Lake Road. The City has been awarded \$131,480. The required match for this grant is \$20,520. Cost for wetland report on impacts is estimated at \$9,000. The environmental review must be completed first.

After questions and responses, the motion was made by Councilperson Goering and seconded by Councilperson Cudaback, to approve in concept the funding to purchase right-of-way along Chain Lake Road. On vote,

Motion carried 7/0.

2. Schedule Date for Consideration of Hearing Examiner's Recommendation for Cable Park Shoreline Conditional Use Permit (SLCU201201)

Public Works Director Feilberg gave a brief overview explaining that a public hearing was held in front of the hearing examiner on November 16, 2012, regarding the Shoreline Substantial Development Permit (SL201201) and the Shoreline Conditional Use Permit (SLCU201201) regarding the Cable Park at Lake Tye proposed by H3O Development.

The hearing examiner found in favor of the City of Monroe and recommends the Shoreline Conditional Use Permit with conditions that avian diverters be installed during winter months.

In accordance with MMC 21.50.050(A), the City Council shall schedule a meeting to consider the hearing examiner's recommendation "at the council's next available public meeting following receipt of the recommendation".

After discussion, the motion was made by Councilperson Goering and seconded by Councilperson Kamp, to set the date of December 18, 2012, for consideration of the hearing examiner's recommendation on Shoreline Conditional Use Permit (SLCU201201). On vote,

Motion carried 7/0.

FINAL ACTION

1. Ordinance Adopting 2013 Budget/2nd & Final Reading

Finance Director Nelson gave a brief statement explaining that there are no changes since the 2013 Budget was last presented.

After comments, the motion was made by Councilperson Goering and seconded by Councilperson Hanford, to accept as second and final reading Ordinance #025/2012

adopting the 2013 budget, including funding of a City Clerk position. "AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, ADOPTING THE BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2013." As read into the record by City Administrator Brazel.

After further comments, the motion was on the floor to adopt the ordinance for the 2013 Budget. On vote,

Motion carried 7/0.

2. **CPA2013-D School Mitigation Fees/2nd & Final Readings:**
 - A. **Ordinance Amending the Comp Plan (Capital Facilities Element)**
 - B. **Ordinance Amending MMC Chapter 20.07 (School Impact Mitigation Fee Program)**

This item was tabled until 2013 Comp Plan discussions.

3. **Approval of Transportation Improvement Board Grant for Overlay of Fryelands Boulevard**

Public Works Director Feilberg gave a brief overview explaining that the City of Monroe applied for a grant to fund repaving the southbound lanes of Fryelands Blvd from Tye Street to 152nd Street. The City has been awarded \$352,005. The required match for this grant is \$62,118.

The motion was made by Councilperson Cudaback and seconded by Councilperson Gamble, to approve in concept the funding of the repaving of the southbound lanes of Fryelands Blvd. from Tye Street to 152nd Street. On vote,

Motion carried 7/0.

4. **Interlocal Agreement with Snoho County for Furnishing Equipment/Maintenance/Repair Service**

Chief Quenzer gave a brief introduction explaining that the proposed agreement extends the contract one year until December 31, 2013, and increases the hourly rate by \$1.03.

After discussion, the motion was made by Councilperson Cudaback and seconded by Councilperson Williams, to authorize the Mayor to sign proposed renewal agreement between Snohomish County and The City of Monroe for Furnishing Equipment Maintenance/Repair Service. On vote,

Motion carried 7/0.

Motion to extend the meeting was made and withdrawn by Councilperson Goering.

MEETING WAS RECESSED AND RECONVENED IN STUDY SESSION: 7:35 p.m.

EXECUTIVE SESSION Approximately 8:00 p.m.:

1. Executive Session: Pertaining to Collective Bargaining

Mayor Zimmerman explained that there was a need to go into an executive session for the purposes of discussing collective bargaining, pursuant to RCW 42.30.140(4)(a), as read into the record by City Administrator Brazel. The executive session will last approximately 45 minutes; no action is anticipated in open session.

MEETING RECESSED INTO EXECUTIVE SESSION: 7:38 p.m.
EXECUTIVE SESSION WAS EXTENDED
MEETING RECONVENED INTO REGULAR SESSION: 8:34 p.m.

There was no Council action following the executive session.

STUDY SESSION

1 2013 Fee Schedule Proposal

Public Works Director Feilberg explained that the change to the EIS statement and fees was intended to clarify staff's interpretation, based on recommendations made by the State Auditor.

Discussion ensued. Further discussion about charging for EIS will occur at another meeting as it would require changing Chapter 20 MMC.

Director Feilberg explained the changes on Pages 5, 6, and 7.

Sewer rates were increased by 14% to pay for bonds and water increased by 5.6%, due to increase on water by City of Everett.

After discussion about the difference on appeals fees (applicant vs. non-applicant), it was determined that the appeals fees would be reviewed at the next meeting.

Chief Quenzer explained that the Police Department wanted to add lamination fees to provide an additional service to citizens for concealed weapons permits (\$3.75 each).

2. Department Report

No further reports outside what was in agenda packet.

Mayor Report

Mayor Zimmerman reported that there had been a question presented to

Councilperson Cudaback that possible preferential treatment had been given to a person who opened a business that had been "red tagged". He assured her that there had been no preferential treatment. They have been in contact with the City attorney, who suggested continuing to work with the business owner to avoid ending up in court. He read the City Attorney's e-mail message regarding the situation.

City Administrator Brazel explained that the City no longer "red tags", unless it's a question of safety. They are working cooperatively with the businesses to ensure that a more positive culture is in place. He further commented on the compliments that they are receiving on the permitting process from developers.

Mayor Zimmerman reported that Paul Loots had stepped down from the Planning Commission.

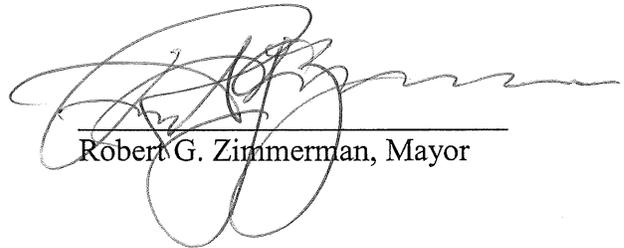
3. Draft Agenda for December 18, 2012

City Administrator Brazel presented the draft agenda for December 18, 2012.

ADJOURNMENT

There being no further business, the meeting was adjourned.

MEETING ADJOURNED: 9:28 p.m.



Robert G. Zimmerman, Mayor



Eadye Martinson, Deputy City Clerk