

CITY OF LYNNWOOD  
CITY COUNCIL BUSINESS MEETING MINUTES  
September 14, 2009

1  
2 10. CALL TO ORDER - The September 14, 2009 Business Meeting of the Lynnwood City  
3 Council, held in the Council Chambers of Lynnwood City Hall, was called to order by  
4 Mayor Gough at 7:00 p.m. The flag salute was led by Council President Ruth Ross.  
5

6 20.

ROLL CALL

Mayor Don Gough

Council President Ruth Ross

Council Vice President Stephanie Wright

Councilmember Ted Hikel

Councilmember Loren Simmonds

Councilmember Jim Smith

Councilmember Mark Smith

Councilmember Lisa Utter

Council Assistant Beth Morris

Others Attending:

Parks & Recreation Director Sordel

Public Works Director Franz

Police Chief Jensen

Fire Chief Olson

Community Development Director Krauss

Planning Manager Garrett

City Attorney Frimodt

Labor Relations Program Manager Itaoka

Special Project Manager Dahm

Other:

Jamie Gravelle, ESCA (Emergency Services  
Coordinating Agency)

7  
8  
9 30. APPROVAL OF MINUTES

10  
11 A. Business Meeting 8/10/2009

12 B. Work Session 8/17/2009

13 C. Work Session 8/19/2009

14 D. Special Business Meeting 8/19/2009  
15

16 *Motion made by Council Vice President Stephanie Wright, seconded by Councilmember*  
17 *Hikel, to approve the minutes identified as 30A through D. Motion passed unanimously to*  
18 *approve the minutes as presented.*  
19

20 *Motion made by Councilmember Hikel, seconded by Council President Ross, to excuse the*  
21 *absences of the following members for the following meetings:*

22 • *Councilmember Mark Smith – August 10 Business Meeting*

23 • *Council Vice President Stephanie Wright – September 9 Special Work Session*

24 • *Councilmember Jim Smith – September 9 Special Work Session*

25 *Motion passed unanimously.*  
26

27 40. MESSAGES AND PAPERS FROM THE MAYOR - None

28  
29 50. COUNCIL COMMENTS AND ANNOUNCEMENTS  
30

- 1 50.1 Councilmember Jim Smith stated that he attended the National League of Cities  
2 Leadership Conference which was an excellent conference.  
3 50.2 Council President Ruth Ross had no comments.  
4 50.3 Council Vice President Stephanie Wright apologized for missing the last meeting, but  
5 stated that she was in Hawaii celebrating her 10<sup>th</sup> wedding anniversary.  
6 50.4 Councilmember Hikel reminded everyone that the Multicultural Festival would be  
7 held on Saturday, September 19 at St. Thomas More School from 10 to 5.  
8 50.5 Councilmember Simmonds stated that they met with representatives from the  
9 Washington State Auditors Office to go through the exit conference. Last Thursday  
10 evening the 7<sup>th</sup> session of Lynnwood University began. Approximately 75 residents  
11 have signed up for the classes. Finally, he discussed the results of the Seahawks game.  
12 50.6 Councilmember Mark Smith had no comments.  
13 50.7 Councilmember Utter noted that she felt very refreshed from the break. She suggested  
14 that it be noted in the minutes that they have been having issues with the microphones.  
15 She also asked about an ordinance that was supposed to be ready last week with the  
16 revised budget numbers.  
17

18 [Note: The City Council has been experiencing intermittent problems with some of the  
19 microphones and jacks used in the recording process; however the problems have been resolved.  
20 We apologize for any inconvenience this has caused in either the minutes or the audio portion of  
21 the minutes.]  
22

## 23 60. PRESENTATIONS AND PROCLAMATIONS

### 24 A. Proclamation: National Preparedness Month

25  
26  
27 Mayor Gough read the proclamation proclaiming September 2009 as National  
28 Preparedness Month and NOAA Weather Radio Awareness Month in the City of  
29 Lynnwood.  
30

31 *Motion made by Councilmember Hikel, seconded by Councilmember Simmonds, that*  
32 *the Council concur in the proclamation. Motion passed unanimously.*  
33

## 34 70. WRITTEN COMMUNICATIONS AND PETITIONS

## 35 80. CITIZENS COMMENTS AND COMMUNICATIONS

36  
37  
38 80.1 Barbara Earl, 15432 - 25<sup>th</sup> Drive SE, Mill Creek, WA 98012, president of Best  
39 Consulting, noted that the South Snohomish County Chamber of Commerce Annual  
40 Meeting is coming up on October 14 from 5:30 to 8:00 p.m. at the Lynnwood  
41 Convention Center. This is a community event where a number of people will be  
42 honored. She welcomed all of the council members to attend that event. Secondly, she  
43 stated that the ribbon-cutting for the Community Transit Swift Bus Rapid Transit will  
44 be held on November 29 at the lot currently being used for construction at 196<sup>th</sup> and  
45 Highway 99.  
46

47 80.2 Ed Wallace, Kingsbury West Mobile Home Park, 5220 - 176<sup>th</sup> Street SW, Lynnwood,  
48 WA 98037, discussed a dangerous situation with power surges and old electrical

1 systems at Kingsbury West. Councilmember Hikel wondered if the fire department or  
2 community development department might be able to look into this more, especially  
3 since it appears that this is a safety issue. Community Development Director Paul  
4 Krauss commented that if the homeowners invite city electrical inspectors in they can  
5 go take a look at the situation.  
6

7 80.3 Al Rutledge, 7101 Lake Ballinger Way, Edmonds, WA, attended the Stevens Hospital  
8 Commission meeting recently and explained the problem they had on the Lake  
9 Ballinger fire. Two of the fire district people were there and they sent him to the  
10 meeting of the Fire District 1 training session. He will be going to the Fire District 1  
11 Commissioner's meeting to explain the situation to them. Also, he commented that  
12 write-in candidates should be announced at the meetings.  
13

## 14 90. BUSINESS ITEMS AND OTHER MATTERS

### 15 90.1 UNANIMOUS CONSENT AGENDA

16 Councilmember Simmonds pointed out that item B had been deleted from the Consent  
17 Agenda.  
18

19 *Councilmember Simmonds moved for unanimous consent of the following consent*  
20 *agenda items.*  
21

#### 22 **A. Collective Bargaining Agreement with the Lynnwood Professional Firefighters** 23 **Local 1984**

24 *Authorize the Mayor to sign the 2010 successor labor agreement with Lynnwood*  
25 *Professional Firefighters Local 1984.*  
26

#### 27 **C. 44<sup>th</sup> Avenue West Interurban Trail, Bridge and East Trail Extension to 40<sup>th</sup>** 28 **Avenue West**

29 *Reject all bids on the 44th Avenue West Interurban Trail and Bridge Overcrossing*  
30 *project and direct staff to make appropriate changes to the bid documents, and rebid*  
31 *the project.*  
32

#### 33 **D. Voucher Approval**

34 *Approve claims and payroll in the amount of \$2,281,312.63 and \$4,451,823.56*  
35 *respectively, and that the lists be made a part of the record of this Council meeting.*  
36

#### 37 **E. Contract: Annual Maintenance agreement for Cartegraph Asset Management** 38 **Software**

39 *Authorize the Mayor to enter into and execute on behalf of the City a contract with*  
40 *Cartegraph for annual software maintenance and corresponding payments of \$12,000*  
41 *for the Cartegraph asset management software.*  
42

#### 43 **F. Contract: Doc Hageman Park Architect, Addendum #1**

44 *Authorize Mayor to sign Contract Addendum #1 with JGM Landscape Architects for*  
45 *Phase I design services for an amount not to exceed \$184,354.00.*  
46  
47  
48

1           *The Consent Agenda was approved unanimously.*

2  
3       90.2 PUBLIC HEARINGS OR MEETINGS

4  
5           A. Hazard Mitigation Plan Update

6  
7           Introduction: Mayor Gough opened the hearing at 7:33 p.m. He announced the  
8           purpose of the hearing and noted that everyone present would have the opportunity  
9           to be heard. He reviewed the order of speaking – staff presentation, testimony from  
10          anyone wishing to speak, then questions from the Council.

11  
12          Staff Presentation: Planning Manager Garrett reviewed the purpose, history and  
13          updates of the Hazard Mitigation Plan. He discussed the process for adoption of the  
14          updates. He introduced the other two staff members who have worked on this  
15          document, Jamie Gravelle, ESCA (Emergency Services Coordinating Agency) and  
16          Harry Dahm, Deputy Director Public Works.

17  
18          Written Communications: None

19  
20          Public Testimony: None

21  
22          Council Questions:

23  
24          Councilmember Hikel referred to page 90.2-4-4 which has an outdated map since it  
25          does not show Maple Precinct as part of the City. Planning Manager Garrett  
26          indicated that they would work on updating that map.

27  
28          Councilmember Hikel then referred to page 90.2-4-20. Under the last item on that  
29          page, he recommended that “banned fireworks” be removed from the list.

30  
31          Councilmember Utter asked for clarification about the word “seiche”. Jamie  
32          Gravelle from ESCA explained that it is a tsunami contained in a bowl-type area  
33          such as might be possible in Puget Sound.

34  
35          Councilmember Utter asked if there are any things that other entities are doing to  
36          conserve water that we are not recommending here. Ms. Gravelle explained that  
37          this primarily refers to partnerships with the water district, education attempts, low-  
38          flow devices, etc. She noted that there is not currently a huge threat from drought in  
39          this area. Also, there is not a lot that the cities can do other than partnering with the  
40          water districts. Councilmember Utter recommended adding that the city has  
41          adopted some conservation pricing as well as water conservation kits and the  
42          rebate.

43  
44          Councilmember Simmonds asked Mr. Garrett about page 90.2-1-1 which has two  
45          disclaimers. Mr. Garrett emphasized that this is a plan that compiles existing city  
46          projects in one place; there are no new commitments in the document. He reviewed  
47          the content of the two disclaimers. Councilmember Simmonds commented on the  
48          importance of having the plan and noted that not having a mitigation plan would

1 disqualify the jurisdiction from receiving federal grant funds. Ms. Gravelle further  
2 explained that the disclaimer was written in order to protect the cities.

3  
4 Councilmember Hikel stated that there is no need at this time for the city to look at  
5 conservation rates as this puts a penalty on people who have larger families and  
6 therefore use more water. This is only necessary when you have a problem with  
7 drought, which we do not have in this area. He recommended using water wisely,  
8 but spoke against penalizing residents without any regard to their personal needs.

9  
10 Councilmember Utter clarified that they were simply enumerating the actions that  
11 are being taken to address these issues. The rates are in place for certain customers.  
12 She felt it was important to list all of the actions that contribute to mitigation of the  
13 risk that the Council has already done.

14  
15 Public Testimony: None

16  
17 The hearing was closed at 7:50 p.m.

18  
19 *Motion made by Councilmember Utter, seconded by Councilmember Simmonds, to*  
20 *authorize the Mayor to submit the Hazard Mitigation Plan to the State of*  
21 *Washington and FEMA (Federal Emergency Management Agency) for review and*  
22 *there will be two corrections – one in regard to Maple Precinct and one in regard*  
23 *to fireworks and staff is directed to add in a proper reference to conservation*  
24 *pricing by the city.*

25  
26 Councilmember Utter commended the work done by staff on this.

27  
28 Councilmember Hikel asked if there was a schedule of when they might hear back  
29 from the two agencies. Ms. Gravelle guessed that it might be January or February.

30  
31 *The motion carried unanimously.*

32  
33 B. 2009 Comprehensive Plan Amendments - 2009 Docket

34  
35 Introduction: Mayor Gough opened the hearing at 7:54 p.m. He announced the  
36 purpose of the hearing and noted that everyone present would have the opportunity  
37 to be heard. He reviewed the order of speaking – staff presentation, testimony from  
38 anyone wishing to speak, then questions from the Council.

39  
40 Staff Presentation: Planning Manager Kevin Garrett delivered the staff presentation.  
41 He summarized the items and discussed Planning Commission recommendations as  
42 contained in Council's packet. He then responded to some questions brought up at  
43 the work session last week.

44  
45 Written Communications: Mr. Garrett distributed copies of a letter from Snohomish  
46 County Department of Planning and Development Services which was received last  
47 Friday. Item 3 on page 3 is a reminder to the city that in the land use designations  
48 the allowed density in some of the single-family areas was reduced. In doing so

1 they reduced the development capacity there. There is a requirement under GMA  
2 for the city to accept a certain amount of development capacity both in the city and  
3 in the annexation area. Mr. Garrett commented that they were aware of the impacts  
4 of protecting single-family neighborhoods. They intend to make up that capacity for  
5 future development in other areas, such as the Highway 99 corridor. The letter from  
6 Planning Supervisor Jacqueline Reid from Snohomish County Planning and  
7 Development Services Department dated September 11, 2009 regarding the City of  
8 Lynnwood 2009 Comprehensive Plan Amendments was entered into the record of  
9 the hearing.

10  
11 Public Testimony:

12  
13 Lee Michaelis, RW Thorpe and Associates, Inc., 705 – 2<sup>nd</sup> Avenue, Suite 710,  
14 Seattle, WA 98104, spoke as a representative of Gregg Powers and Som Agerwal  
15 who own the property for the Powers/Agerwal Comprehensive Plan amendment. He  
16 spoke in support of the expansion of the mixed use zoning. He reviewed positive  
17 discussions they have had with neighbors. He also discussed buffers they intend to  
18 have around the property.

19  
20 Gregg Powers, 1122 East Pike Street #751, Seattle, WA 98122, reviewed his  
21 involvement with this property. He discussed how this project could meet some of  
22 the needs of the thousands of students at the college and also fulfill the city's plans  
23 for this area.

24  
25 Mary K. Hervol, 6620 – 198<sup>th</sup> Place SW, Lynnwood, WA 98036, Carriage Gardens  
26 Townhomes, stated that representatives of the Powers/Agerwal project came to  
27 their board meeting to address questions and concerns they had about this property,  
28 especially regarding the landscaping, the type of clients, parking, and the road  
29 adjacent to the fence. After this meeting the board of Carriage Gardens felt satisfied  
30 with the answers to their questions. The general feeling was that it was a new and  
31 exciting improvement in the area and that the owners of the property could be  
32 trusted.

33  
34 Carlin McKinley, POB 2358, Lynnwood, WA 98036, said she has a house in  
35 Carriage Gardens and commented that she was not invited to the board meeting.  
36 She discussed the plans for the building and expressed concern that it would cast  
37 quite a shadow on her house as well as the first three rows of houses. Height is a  
38 very big consideration. She recommended a maximum of three stories as opposed to  
39 five stories.

40  
41 She also discussed her work with the Meadowdale Park Board and their fight to  
42 maintain the 9600 square foot zoning for the Meadowdale Park area and how a  
43 developer now wants to build 18 condos in four lots in this single-family area. She  
44 noted that that area is a sensitive area and is also in the city's MUGA. She  
45 encouraged the City of Lynnwood to get involved in the battle. She commented that  
46 there are very few developers who do what they say they will do. She asked the  
47 City to maintain their single-family zoning.

1 Al Rutledge, 7101 Lake Ballinger Way, Edmonds, WA, noted that there were two  
2 complaints raised to the Planning Commission but those appear to have been  
3 resolved since those people were not at this meeting. He noted, however, that Ms.  
4 McKinley's comments on the building heights should be considered very carefully.  
5

6 Jo Parkening, 4515 – 176<sup>th</sup> Street SW, Alpine Ridge South, Space 22, Lynnwood,  
7 WA 98037, discussed retirement housing options available for residents in the city.  
8 She asked that the choice of manufactured/mobile homes be preserved for residents.  
9 She invited people to walk through Alpine Ridge South to see what can be done  
10 when owners step up to the plate and take care of the infrastructure. She noted that  
11 the City of Tumwater has stepped up to the plate this year and they now have a  
12 zone for manufactured housing.  
13

14 Council recessed from 8:40 to 8:48 p.m.  
15

16 Council Questions:  
17

18 Councilmember Utter asked staff about the maximum allowable height and the  
19 requirements for setback in the college zone. Planning Manager Garrett responded  
20 that the current RMM zoning allows buildings up to 35 feet tall. The proposed  
21 College District Mixed Use allows buildings up to 50 feet tall. Additionally, any  
22 development proposal would need to comply with the citywide design guidelines.  
23

24 Council President Ruth Ross asked if the applicant had anything to add regarding  
25 the height issue. Mr. Powers reviewed the height needs of the project and noted that  
26 they would not have more than four stories. Regarding setbacks, he stated that they  
27 would be at least 35 feet from Carriage Gardens. They will notify them of any  
28 design that they have and will be sensitive to issues that are raised.  
29

30 Councilmember Hikel asked about setbacks. Mr. Garrett reviewed these  
31 requirements. Councilmember Hikel then asked about parking requirements. Mr.  
32 Garrett reviewed how this would be calculated. There was discussion about various  
33 parking, setback and landscaping scenarios.  
34

35 Councilmember Simmonds commented asked about the parties that spoke in  
36 opposition to this amendment at the Planning Commission public hearing. Planning  
37 Manager Garret summarized the arguments of one individual. The main concern  
38 expressed related to the possible impact of approval of this proposal on the value of  
39 his property, the assessment and his property taxes. Staff contacted the assessor's  
40 office who told them that on a general basis their approach is to value a property at  
41 its highest and best use. Since this proposal would not change the allowable use,  
42 density or any other zoning matter on his property, they didn't see any potential for  
43 any noticeable change in property value from the approval. What could happen is if  
44 any of the properties in the mixed use area happen to sell and redevelop that might  
45 cause the assessor to re-evaluate the value of properties in that particular zone. The  
46 resident also expressed concern about traffic on 200<sup>th</sup> and additional people living  
47 in the area. The city's traffic staff looked at this and feels that there is plenty of  
48 unused capacity on 200<sup>th</sup> for a bit of additional traffic.

1  
2 Councilmember Simmonds asked Mr. Powers if they had similar discussion with  
3 people living in the other neighboring apartment buildings as they did with people  
4 living in Carriage Park. Mr. Powers stated that they did not do additional outreach  
5 to the property owners to the east. The property to the north is the one that they felt  
6 had the most impact from this type of development. The other ones are transitional  
7 and are similar to the uses that may go into this site already. He stated that if they  
8 come across concerns from any of the neighbors they would work with them to  
9 satisfy any of the impacts that they would have.

10  
11 Councilmember Jim Smith asked about staff's comment regarding front-facing the  
12 lots along 200<sup>th</sup>. Mr. Garrett explained that when staff looked at existing uses of lots  
13 outside the subject property, they saw more front yards on the prolongation of 200<sup>th</sup>  
14 than on the 68<sup>th</sup> side. Councilmember Jim Smith noted his apprehension to approve  
15 a change in use based on only an example that was shown to them. He noted that  
16 they had no way of knowing what the use would actually end up being. He  
17 expressed concerns about the height, the parking situation, and setbacks. Mr.  
18 Powers responded that one of the main purposes for his vision of developing this is  
19 to have work/live lofts where people are living in the same place that they are  
20 working and not relying on getting in their car all the time to go to school or go to  
21 work. He believes that this will be a great example of that. Councilmember Jim  
22 Smith expressed support for mixed use property and applauded the concept, but  
23 voiced concern about the number of people living and working on this limited piece  
24 of property. He spoke against reductions in parking to accommodate the idea that  
25 they would have to come up with alternative forms of transportation or that these  
26 are students that are just walking across the student. The parking is a major concern  
27 that he has with this property. Mr. Powers noted that the bus stop is in front of this  
28 property and that would cut down on the need for parking. Mr. Michaelis added that  
29 they are limited to 20 units. He noted that the retail is going to be driven by the  
30 parking.

31  
32 Councilmember Mark Smith asked Planning Manager Garrett if Carriage Gardens  
33 went up to their maximum allowable height of 35 feet. Mr. Garrett thought that they  
34 were pretty close. Councilmember Mark Smith asked if the property at Carriage  
35 Gardens is at the same level as the property under consideration. Mr. Garrett replied  
36 that it varies. Councilmember Mark Smith discussed concerns about shadowing and  
37 asked if those concerns have been reviewed. Mr. Garrett stated that shadow studies  
38 have not been required. Councilmember Mark Smith was pleased with the idea of  
39 buildings right up on the sidewalks. He feels this will encourage walkability and  
40 community. He asked where the parking would be if the front of the building is  
41 right up to the sidewalk. Mr. Garrett stated that it would either be under the  
42 building or behind it. He reiterated Mr. Michaelis' comment that the amount of  
43 retail space they could get on there would be driven by the parking and how they  
44 could arrange it. This would require economic analysis of the parking situation by  
45 the applicant. Councilmember Mark Smith asked if the applicant would be required  
46 to have retail on the ground level or if they could have a five-story condominium  
47 project. Mr. Garrett stated that they only get 20 units, but they could have five  
48 stories if the bottom level was constructed of a non-combustible material.

1 Councilmember Mark Smith commented that according to his understanding the  
2 college mixed-use zone was done with the intent of creating a college zone that  
3 would serve the unique needs of the college. Mr. Garrett concurred.

4 Councilmember Mark Smith asked if Mr. Garrett believed that this change in  
5 zoning would benefit the college mixed use and overlay zone as a whole. Mr.  
6 Garrett thought that it would.

7  
8 Councilmember Mark Smith referred to item 7 on the docket, the MUGA Future  
9 Land Use Map Amendments. He asked if they could declare something an  
10 emergency in order to move a comprehensive plan amendment along at any time of  
11 year. Mr. Garrett stated that there are exceptions to the once-a-year update. One of  
12 those exceptions is for an emergency. There was discussion about how the County  
13 has handled this issue.

14  
15 Councilmember Hikel asked if there would be a requirement that the building be  
16 sprinkled. Director Krauss replied that the city has adopted codes that would require  
17 sprinkling of a building of that nature. Councilmember Hikel then referred to  
18 Element 8, the Parks Element Update. He asked if this would include the loss of  
19 fields at the old Lynnwood High School property. Mr. Garrett thought that when  
20 this was tabled the status of that athletic facility had not yet been determined. His  
21 recollection was that the intent was to let the process for that property work its way  
22 to conclusion and then bring in whatever was appropriate to change in the 2010  
23 docket.

24  
25 Councilmember Utter brought up the Powers/Agerwal Land Use Amendment. She  
26 asked what the usage is to the east and the south. Mr. Garrett was not certain.  
27 Councilmember Utter expressed confusion about how they arrived at the frontage  
28 on 200<sup>th</sup>. Mr. Garrett explained how they came to this conclusion. He noted that  
29 Council could initiate a code amendment at any time during the year to reconsider  
30 and change setbacks if they did not feel the way the setbacks were figured was  
31 appropriate.

32  
33 Public Testimony: None

34  
35 The public hearing was closed at 9:48 p.m.

36  
37 *Motion made by Councilmember Hikel, seconded by Councilmember Mark Smith to*  
38 *approve Ordinance No. 2798, "AN ORDINANCE OF THE CITY COUNCIL OF*  
39 *THE CITY OF LYNNWOOD, WASHINGTON, ADOPTING THE 2009*  
40 *AMENDMENTS TO THE CITY OF LYNNWOOD 2020 COMPREHENSIVE PLAN*  
41 *AND PROVIDING FOR AN EFFECTIVE DATE, SUBMISSION TO THE STATE,*  
42 *SEVERABILITY AND SUMMARY PUBLICATION."*

43  
44 Councilmember Hikel commented that the main entrance to the college is  
45 scheduled to be 204<sup>th</sup> Street in the future. He feels it is very logical that the front of  
46 the property is on 200<sup>th</sup>, especially with regard to access to the back of the building.  
47 He feels this is a reasonable use of the property in the change of the zoning based  
48 on what is currently in the neighborhood and what is proposed for the south part of

1 this neighborhood. He supports the change and hopes the developers follow through  
2 with the people who live next door and around that neighborhood.

3  
4 Councilmember Mark Smith spoke in support of this ordinance. He thanked staff  
5 for their hard work on the many elements of this comprehensive plan docket.

6  
7 *Upon a roll call vote, the motion carried (6-1) with Councilmember Simmonds*  
8 *voting against the motion.*

9  
10 *Motion made by Councilmember Hikel, seconded by Councilmember Mark Smith to*  
11 *approve Ordinance No. 2799, "AN ORDINANCE OF THE CITY COUNCIL OF*  
12 *THE CITY OF LYNNWOOD, WASHINGTON, REZONING THE PROPERTIES*  
13 *KNOWN AS THE POWERS/AGARWAL PROPERTIES FROM RMM (MEDIUM*  
14 *DENSITY MULTIPLE FAMILY RESIDENTIAL) TO CDM (COLLEGE DISTRICT*  
15 *MIXED USE), CONSISTENT WITH THE 2009 COMPREHENSIVE PLAN*  
16 *AMENDMENTS; AMENDING SECTION 21.57.200 OF THE LYNNWOOD*  
17 *MUNICIPAL CODE; PROVIDING FOR AN EFFECTIVE DATE AND*  
18 *PROVIDING FOR SUMMARY PUBLICATION."*

19  
20 Councilmember Hikel thanked the Planning Commission for the hard work they  
21 have done on this matter.

22  
23 *Upon a roll call vote, the motion carried (6-1) with Councilmember Simmonds*  
24 *voting against the motion.*

25  
26 90.3 UNFINISHED BUSINESS - None

27  
28 90.4 OTHER BUSINESS ITEMS

29  
30 A. Agreements: Hall Lake Waterline

31  
32 *Motion made by Councilmember Hikel, seconded by Councilmember Utter, to*  
33 *authorize the Mayor to enter into agreements with residents of Hall Lake, the*  
34 *Public Utility District, and the Hall Lake Development for participatory payments*  
35 *and easements for the City to construct a new public water main north of Hall*  
36 *Lake. Motion carried unanimously.*

37  
38 *Motion made by Councilmember Jim Smith, seconded by Councilmember Utter, to extend the*  
39 *meeting to 10:15 p.m. Motion carried.*

40  
41 B. Financial Plan: Revised Ordinance and Funding Summary: Doc Hageman Park,  
42 Phase I

43  
44 *Motion made by Councilmember Mark Smith, seconded by Councilmember Ted*  
45 *Hikel, to approve Ordinance No. 2800, "AN ORDINANCE TO ESTABLISH A*  
46 *BUDGET IN FUND 322 FOR DOC HAGEMAN PARK MASTER PLANNING AND*  
47 *PHASE 1 DEVELOPMENT, AS AUTHORIZED BY RCW 35A.34 PROVIDING*

1                    *FOR SEVERABILITY, AN EFFECTIVE DATE, AND FOR SUMMARY*  
2                    *PUBLICATION.” Upon a roll call vote, the motion carried unanimously (7-0).*

3  
4                    C. Regional Fire & Police Training Center

5  
6                    *Motion made by Councilmember Hikel, seconded by Council President Ross, to*  
7                    *approve the fire department request restoring \$67,500 of the SIP funds to pay the*  
8                    *City of Lynnwood’s portion of an architectural development fee for the regional fire*  
9                    *and police training center and approval of the Interlocal Agreement.*

10  
11                    Councilmember Hikel and Simmonds spoke in support of the motion.  
12                    Councilmember Simmonds strongly encouraged their representatives to press hard  
13                    to secure any and all funding available at the federal, state and county levels as well  
14                    as other paying community partners.

15  
16                    *Motion carried.*

17  
18                    100. NEW BUSINESS

19  
20                    Scheduling Motions:

- 21  
22                    • *Motion made by Councilmember Lisa Utter, seconded by Councilmember Jim Smith,*  
23                    *to schedule budget adjustments at the next Council Business Meeting on 9/28.*

24  
25                    Councilmember Simmonds urged the Mayor and the Council President to keep track  
26                    of the items that are slated to bring back to the Council.

27  
28                    Councilmember Hikel stated that he would be voting against the motion. He felt it  
29                    would be using up time that would be better spent in a more constructive way. He  
30                    emphasized that they already know that the city and the council are not allowed to  
31                    overspend their budget.

32  
33                    *The motion carried.*

34  
35                    *Motion made by Councilmember Utter, seconded by Councilmember Jim Smith, to extend the*  
36                    *meeting to 10:25. Motion carried.*

- 37  
38                    • *Motion made by Councilmember Lisa Utter, seconded by Council President Ruth*  
39                    *Ross, to schedule the concept of a dark skies ordinance to the next available work*  
40                    *session to be referred to the Planning Commission. The motion carried.*

41  
42                    110. STAFF REPORTS - None

43  
44                    90.4                    D. Executive Session If Needed

45  
46                    Council recessed into Executive Session at 10:15 for ten minutes to review  
47                    litigation and potential litigation with no action expected. At 10:25 p.m. the

1 Executive Session was extended for ten more minutes until 10:35. At 10:35 Council  
2 came out of Executive Session and immediately adjourned the meeting.  
3

4 120. ADJOURNMENT  
5

6 The meeting was adjourned at 10:35 p.m.  
7  
8  
9

10 \_\_\_\_\_  
11 Don Gough, Mayor  
12  
13

14 \_\_\_\_\_  
15 John Moir  
16 Finance Director