

**REVISED**  
**CITY OF MUKILTEO, WASHINGTON**  
**CITY COUNCIL MEETING MINUTES**  
**May 3, 2010**  
**City Council Chambers – 11930 Cyrus Way**

**APPROVED**  
CITY OF MUKILTEO

6.7.10

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**CALL TO ORDER** Mayor Marine called the meeting to order at 7:00 PM and led the flag salute.

**ATTENDANCE** Mayor/Councilmembers:  
Mayor Marine, Council President Lord, Council Vice President Emery and Councilmembers Grafer, Gregerson, Stoltz, Tinsley (arrived at 7:16 PM) and Vanderwielen.

City Staff:  
City Administrator Hannan, City Attorney Belbeck, Community Development Director McCartney, Finance Director James, Police Commander Macklin, Public Works Director Waters, Recreation & Cultural Services Manager Berner, Assistant City Engineer Niggemyer, Senior Planner Pickus.

**AGENDA ORDER** No changes were requested.

**SPECIAL PROCLAMATION** National Public Works Week May 17 – May 23  
Mayor Marine advised that this item would be brought back to a future meeting for presentation.

**REPORTS FROM MAYOR AND CITY COUNCIL** Councilmember Vanderwielen reported that the Mukilteo Youth Advisory Committee will be honored by Lynnwood Rotary Club Youth Challenge Award on May 6th, at 7pm at Lynnwood High School.

Mayor Marine advised that the City made the appropriation list for Senator Murray's office in the amount of \$800,000 for Japanese Gulch (about 90% there); and may be receiving around \$400,000 for the band shell at Lighthouse Park from the RCO Grant, Phase 2.

**CITIZEN COMMENTS** None.

**CONSENT AGENDA** Mayor Marine asked if there were any items Council wanted pulled for discussion. Councilmember Stoltz abstained from April 26<sup>th</sup> minutes. There were no requests so the Mayor declared the Consent Agenda Items 1 and 2 approved as presented.

**1. Approval of Meeting Minutes of April 19 and April 26, 2010 (AB10-01)**  
To approve the Minutes of April 19 and April 26, 2010 as presented.

**2. Approval of Payment Vouchers Totaling \$1,024,540.77 (AB10-02)**  
To approve the following payment vouchers:

Direct Deposit #12634-12733	209,571.70
Payroll Checks #35167-35175	17,636.56
Benefits/Deductions #35176-35201 & EFTs	<u>143,731.95</u>
<b>Payroll Total</b>	<b>\$370,940.21</b>
Claims Checks #58129-58133 & EFTs	128,045.57
Claims Checks #58134-58262 & EFTs	<u>525,554.99</u>
<b>Claims Total</b>	<b>\$653,600.56</b>
<b>Total Expenditures</b>	<b>\$1,024,540.77</b>

**BUSINESS ITEMS**

**3. Waterfront Area Parking (AB10-16)**

City Administrator Hannan gave a presentation that included a Proposed Plan for Lighthouse Park, Employee Parking, First Street Parking, and Parking Alternatives for Council consideration. Council questions of staff and discussion followed.

Public Comment

Vicki Derks, Mukilteo spoke against paid parking on 1<sup>st</sup> Street and impacts to the Arts Building.

Winifred Clark, Everett, spoke against 1<sup>st</sup> Street Parking and about impacts to her business located in the Arts Building.

Dan Hammer, Mukilteo, spoke about difficulties for resident boaters and that more parking should be designated for this purpose.

Christine Schmaltz, Mukilteo, spoke about businesses having priority over commuters for parking.

Motion: To approve Resolution 2010-11 as drafted.  
Motion By: Gregerson  
Seconded By: Lord  
Action: PASSED unanimously.

Clerk’s Note: Per recommendation from City Attorney Belbeck, this motion was made following the Public Hearing on the Parking Code because it referenced a new MMC Code section (contained in Ordinance 1244) that had not yet been adopted.

**PUBLIC HEARING**

**4. Parking Code Amendment Ordinance 1244 & Resolution 2010-06 (AB10-59)**

Mayor Marine opened the Public Hearing.

Senior Planner Pickus gave a presentation for Council consideration that included the purpose of the Ordinance 1244 to create two new sections: 1) establish an Employee Parking Permit Zone; and 2) Parking Payment Zone. Resolution 2010-06 implements the new employee parking permit tool and modifies residential parking permit rules for easier administration and enforcement. Council questions of staff followed.

Mayor Marine opened the meeting for Public Testimony.

Linda Wooding, Mukilteo, asked who would enforce the parking code.

Vicki Derks, Mukilteo, asked how the parking code would affect her if she stayed late.

Patty Cooper, Mukilteo, asked about the cost of the program.

Motion: To close the Public Hearing.  
Motion By: Tinsley  
Seconded By: Grafer  
Action: PASSED unanimously.

**Ordinance No. 1244**

Main Motion: To adopt Ordinance 1244 (as amended below), relating to parking of motor vehicles on public rights-of-way, amending MMC 10.08.070 – restricted parking zones; to create parking payment zones; adopting a new section MMC 10.08.075 – administration of parking payment zone; amending MMC 10.08.090 – residential parking permit zone; adopting a new section MMC 10.08.095 – employee parking permit zone; adopting a new section MMC 10.08.097 – non-peak hour parking permits.

**PUBLIC HEARING  
continued**

Motion By: Emery  
Seconded By: Vanderwielen  
Action: PASSED unanimously.

Motion: To amend Ordinance 1244, amending Section 10.08.097B, strike the second sentence and replace with “The number of annual permits shall be established by resolution.”

Motion By: Gregerson  
Seconded By: Lord  
Action: PASSED unanimously.

Motion: To amend Ordinance 1244, revising Section 10.08.097A, to read, “All persons and businesses may apply for non-peak hour parking permits for use in non-peak hour permit zones to be established by resolution.

Motion By: Gregerson  
Seconded By: Lord  
Action: PASSED unanimously.

**Resolution 2010-06**

Main Motion: To approve Resolution 2010-06, (as amended below) reestablishing restricted parking zones, re-designating residential parking permit zone in north Mukilteo, and designing an employee parking permit zone, with amendments noted by staff and administrative changes of angled parking on 4<sup>th</sup> and 5<sup>th</sup> streets and Lincoln Avenue.

Motion By: Gregerson  
Seconded By: Lord  
Action: PASSED unanimously.

Motion: To amend Resolution 2010-06, Section 4H adding “3. Front Street”.

Motion By: Gregerson  
Seconded By: Emery  
Action: PASSED unanimously.

**BUSINESS ITEMS  
continued**

**5. EMS Tax Levy (AB10-19)**

City Administrator Hannan reported that two open houses had been scheduled for May 11 and May 12 and advertised as Beacon inserts and notices to newspapers as well as posted on the City website, in the City Administrator’s Weekly Bullets, radio public announcements, and posted on the City noticing boards.

**6. Pedestrian Underpass (AB10-51)**

Assistant City Engineer Niggemyer presented the conceptual design for the pedestrian underpass from the north side of the bridge near the ferry terminal to Lighthouse Park. Council discussion and questions of staff followed.

Vicki Derks, Mukilteo, spoke about the amount spent in the past 20 years regarding this project.

Christine Schmaltz, Mukilteo, spoke about the need for another way to get to the park.

Motion: To request that staff bring back to Council a consultant Task Order for producing final bid project documents including all the additional geotechnical exploration that is necessary and that staff vigorously explore options for bringing this project to completion as inexpensively as possible.

Motion By: Tinsley  
Second By: Gregerson  
Action: PASSED unanimously.

**BUSINESS ITEMS**  
**continued**

**7. Portable Restrooms for Special Events (AB10-54)**

Recreation & Cultural Services Manager Berner reported the need for clarification of the City's policy for portable restrooms for the Waterfront Art Festival and other larger events at Lighthouse Park. Council discussion and questions followed.

Christine Schmaltz, Mukilteo, stated that no one used the port-a-potties at last year and asked why they were necessary.

Council consensus was to discuss revision of this policy at a future date.

**Community Center Concerns (initiated at meeting – AB10-61)**

Mayor Marine expressed concern regarding spending money on putting a green roof on the community center and the expense of a weight room. Assistant City Engineer Niggemyer advised that a change order would be a \$75,000 credit to city for the roof. This item will be discussed at the next meeting.

**8. Japanese Gulch Open Area (AB10-58)**

Mayor Marine adjourned to Executive Session to discuss property acquisition.

Motion: To authorize the Mayor to negotiate and execute real estate purchase and sale agreement for purchase of real property as discussed in Executive Session, and the purchase and sale agreement after execution will be brought back to City Council for ratification.

Motion By: Emery

Second By: Vanderwielen

Action: PASSED unanimously.

**9. Waterfront Project Status Report (AB10-06)**

Not presented due to the lateness of the meeting.

**CITIZEN**  
**COMMENTS**

Vicki Derks, Mukilteo, commented on not being able to access the construction site at Lighthouse Park.

**COMMENTS FROM**  
**MAYOR AND CITY**  
**COUNCIL**

Councilmember Gregerson reported that the Sustainability Committee had met and discussed several recommendations for consideration by Council including:

- Instead of updating Council's individual Municipal Code Books with paper inserts that the code books be returned to the City Clerk and information be accessed on the City website.
- Staff decrease the amount of paper for Council packets by not reprinting information already given in recent meeting packets.
- Instead of bottled water, return to using the pitcher of water and glasses.
- Council might consider not getting hard copies of the Council packets, but access the information on the website.

**STAFF**  
**COMMENTS**

Assistant City Engineer Niggemyer advised that the entrance to Lighthouse Park would be closed to large vehicles on May 17, 18 and 19 while the entrance is being improved. Postcards were mailed to those who had boat launch permits.

Recreation & Cultural Services Manager Berner advised that the Council had been invited to having a representative on the committee naming of the community center rooms. Councilmember Lord and Gregerson are interested in work on committee.

**ADJOURNMENT**

The meeting adjourned at 11:23 PM.

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These minutes are excerpts from the Council proceedings. An audio recording of the meeting was made.

Prepared by:

  
Shawna Gossett, Permit Services Supervisor

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