

**Mount Vernon
City Council
Regular Meeting Minutes
August 12, 2009**

The meeting was called to order by Mayor Norris at 7:00 p.m.

Present: Mayor Norris, Councilmembers Cheney, Combs, Lindquist, McMullen, Ragan, and Urban.

Absent: Councilmember Fiedler

Staff Present: Police Chief Bergsma, Engineering Manager Chesterfield, Community and Economic Development Director Hanson, Fire Chief Hari, Finance Director Huschka, Information Services Manager Kleppe, City Attorney Rogerson, Special Projects Administrator Stendal.

Citizens Present: 12

CONSENT AGENDA

- A. Approval of July 15, 2009 Study Session Minutes and July 22, 2009 and April 29, 2009 Council Retreat Minutes.

Councilmember Urban moved to approve the July 15, 2009 Study Session Minutes, July 22, 2009 Regular Council Meeting Minutes and April 29, 2009 Council Retreat Minutes. Motion seconded by Councilmember Lindquist. Motion carried 6-0.

- B. Approval of August 12, 2009 Claims Numbered 112086-112090, 112110-112365 in the amount of \$668,070.98.

Councilmember Urban moved to approve the August 12, 2009 Claims Numbered 112086-112090, 112110-112365 in the amount of \$668,070.98. Motion seconded by Councilmember Lindquist. Motion carried 6-0.

- C. Agreement 2355:

Councilmember Lindquist moved to approve agreement 2355. Motion seconded by Councilmember Combs. Motion carried 6-0.

REPORTS

1. Public Works Committee: see Committee agenda and minutes for details.
2. Councilmember Comments: Councilmember Combs reported on her attendance at the dedication of the rebuilt Roca Del Fuerta Church last weekend.
3. Mayor's Report: Mr. Stendal reported that the City has received \$86,720 in additional CDBG funds which will be used to improve and repair curbs, sidewalks and A.D.A. ramps along Kincaid.

Mr. Kleppe presented information regarding a recent bid for the TV10 Studio migration that would move Council Chambers from the Multi-purpose room to the Municipal Courtroom. There were two bids received with Dimensional Communications being the apparent low bidder at \$56,285.77.

Councilmember Cheney moved to authorize the Mayor to enter into an agreement with Dimensional Communications for TV10 Studio Migration to the Municipal Courtroom. Motion seconded by Councilmember Ragan. Motion carried 6-0.

4. Agenda Request: Councilmember Ragan requested a discussion of the two reading rule on a future agenda.

NEW BUSINESS

1. Mount Vernon in Bloom: Mr. Stendal introduced Sharon Merrill, Mount Vernon Plant Society, who spoke about the Mount Vernon in Bloom Project. Mayor Norris and Mrs. Merrill presented Certificates of Recognition to the winners of the 2009 "Summer Color Competition". Mrs. Merrill thanked Christianson Nursery for their donation of gift certificates for category winners. The Mount Vernon Plant Society received National, State and Regional awards for starting a beautification program at a recent conference.
 - Winners in the Residential Division:
 - Roger and Janine Penzoti and Eileen Shorts were co-winners
 - Telo and Beverly Hernandez were second
 - Kimberly and Jason Griffith were third
 - Mobile home residences:
 - Doris Fairbanks
 - Winners in the business division:
 - Gentleman Gene's Pub & Eatery
 - Winners in the public building division:
 - Skagit Valley Tulip Festival Offices
2. Comprehensive Plan Amendments
 - LU09-0006 Little Mountain Park Master Plan: Ms. Hanson asked Mr. Otos to provide background information on the proposed amendment to LU09-006, Little Mountain Park (LMP) Master Plan. This would replace the 1990 LMP Master Plan and be added to the Park, Recreation & Open Space Plan in Chapter 4 of the Comprehensive Plan. This will provide a comprehensive guide for park development for the next 20 years. The Parks Department has worked with an advisory committee to develop this plan.

Mayor Norris opened the public hearing.

There being no comment Mayor Norris closed the public hearing.

- LU09-0007 2009 Stormwater Update: Ms. Hanson asked Mr. Chesterfield to present background information on the proposed amendment to LU09-007 2009 Stormwater Update. This would replace the 2004 Comprehensive Stormwater Management Update in Appendix CF-5 of Chapter 7 of the Mount Vernon Comprehensive Plan to reflect current Washington Department of Ecology Permit requirements. Under the Federal Clean Water Act the City of Mount Vernon is required to adopt either the 2005 Stormwater Management manual for Western Washington or an equivalent Stormwater Management Plan. The adoption of

this ordinance would be the first step towards the City's compliance with the "Phase II" Municipal State Stormwater permit requirements. This permit is related to the NPDES permit that the city has applied for related to stormwater discharge.

Mayor Norris opened the public hearing.

There being no comment Mayor Norris closed the public hearing.

Councilmember Urban moved to approve Ordinance 3452 adopting Amendments to the Comprehensive Plan. Motion seconded by Councilmember McMullen. Motion carried 6-0.

3. Mount Vernon Municipal Code 13.33 Stormwater Amendment: Mr. Chesterfield presented information on the progress made on the proposed code. This is the second step towards bringing the City into compliance with the Washington State Department of Ecology stormwater permit requirements. This proposed ordinance will adopt the 2005 Stormwater Management Manual for Western Washington (Ecology Manual). The goal of the Ecology Manual adoption requirement is to "turn back the clock" and achieve environmental improvements and control illicit discharges to the municipal storm water system.

Councilmembers asked for the following changes in the Ordinance:

- 1) Section 5 - items E and F shall be retained and become items D and C detailing the process for appeals and exemptions.
- 2) Section 10 - retain language in the final paragraph stating, "...shall have the authority, with the approval of the City Council, to develop and implement administrative procedures..."

Mayor Norris opened the public hearing.

There being no comment Mayor Norris closed the public hearing.

Councilmember Ragan moved to approve Ordinance 3453 amending Mount Vernon Municipal Code 13.33 by adopting the 2005 Stormwater Management Manual for Western Washington and technical appendices as amended and with the changes outlined above. Motion seconded by Councilmember Urban. Motion carried 6-0.

4. Interlocal Agreement with Skagit County: Ms. Huschka presented a request for Council to approve an interlocal agreement with Skagit County for an award of \$500,000 in funding for the Downtown and Waterfront Flood Control Project. This funding is through Skagit County's Economic Development Public Facilities Program which is funded by a .09% rebate of state sales and use tax known as the distressed/rural county sales and use tax program. These funds will be used for construction of the downtown flood control measure. The City has three years to complete the work and receive these funds.

Councilmember Combs moved to authorize the Mayor to enter into an interlocal agreement with Skagit County for the award of \$500,000 for the Downtown and Waterfront Flood Control Project. Motion seconded by Councilmember Urban. Motion carried 6-0.

5. Establish Change Fund: Ms. Huschka requested Council approval of a resolution establishing a \$150 change fund for the Solid Waste Utility. The Solid Waste Utility receives cash payments for the purchase of yard waste punch cards and the purchase of compost bins at its Yard Waste Facility.

Councilmember Lindquist moved to approve Resolution 794 establishing a \$150 change fund for the Solid Waste Utility. Motion seconded by Councilmember Urban. Motion carried 6-0.

The meeting was convened to executive session at 7:55 p.m. the estimated length of which is 35 minutes.

6. Executive session for the discussion of litigation or potential litigation.

There being no further business the meeting was adjourned at 8:30 p.m.

SUBMITTED BY:

Rebecca J. Wade, Recording Secretary

ATTEST:

Alicia D. Huschka, Finance Director

APPROVE:

Bud Norris, Mayor