

**CITY COUNCIL
BUSINESS/STUDY SESSION MINUTES
December 13, 2011**

The Business/Study Session of the Monroe City Council was held on December 13, 2011, in the Council Chambers at City Hall. Mayor Robert Zimmerman called the meeting to order at 7:00 p.m.

Councilpersons present: Balk, Gamble, Cudaback, Hanford, Stima, and Goering.

Councilperson(s) absent: Williams

Staff present: Brazel, Feilberg, Nelson, Quenzer, Willis, Farrell, Roberts, Warthan, Popelka, Sax, and Martinson.

City Attorney Zach Lell was not present.

The motion was made by Councilperson Goering and seconded by Councilperson Gamble, to excuse Councilperson Williams' absence from tonight's meeting.

Councilperson Hanford stated he will be absent the third week of January.

The motion was on the floor to excuse Councilperson William's absence. On vote,

Motion carried 6/0.

The meeting was opened with the Pledge of Allegiance.

COMMENTS FROM CITIZENS

Vickie Mullen, 10312 210th St. SE, Snohomish, thanked Councilpersons Stima and Balk for their service to the city.

BUSINESS & ACTION ITEMS

CONSENT AGENDA

The motion was made by Councilperson Cudaback and seconded by Councilperson Stima, to approve the Consent Agenda. On vote,

Motion carried 6/0.

Items approved: 1) Ordinance Extending Downtown Benefit District Fee Waiver/2nd & Final Reading; 2) Release Retainage/South Kelsey Utility Relocation Project; 3) Authorize Mayor to Sign Utility Construction Agreement with Washington State Department of Transportation for Accepting Funds to Raise Three (3) Hydrants.

EXECUTIVE SESSION

Executive Session:

Mayor Zimmerman stated that there was a need for an executive session, for purposes of discussing pricing of property for sale or lease, pursuant to RCW42.30.110(c), as read into the record by City Administrator Brazel. The executive session is expected to last for approximately 15 minutes, unless extended by Council. Action in open session is anticipated when Council reconvenes.

MEETING RECESSED INTO EXECUTIVE SESSION: 7:06 p.m.

EXECUTIVE SESSION WAS EXTENDED

MEETING RECONVENED INTO REGULAR SESSION: 7:21 p.m.

The motion was made by Councilperson Goering and seconded by Councilperson Cudaback, to approve and to authorize the Mayor to sign the Letter of Intent with the NexCore Group as discussed in executive session. On vote,

Motion carried 6/0.

NEW BUSINESS

Ordinance Adopting the Amended Washington State Criminal Statutes (RCWs)/ 1st & Final Reading

Chief Quenzer explained that this ordinance amends Section 9.03.020 of the MMC amending RCW 98.60.045, changing it from criminal impersonation in the first degree to criminal impersonation in the second degree, which changes it from a felony to a gross misdemeanor.

After questioning the urgency of the ordinance, the motion was made by Councilperson Balk and seconded by Councilperson Cudaback, to wave Council rules and make New Business #1 a first & final reading of the proposed ordinance. On vote,

Motion carried 6/0.

After discussion, the motion was made by Councilperson Goering and seconded by Councilperson Balk, to approve as first and final reading Ordinance #033/2011, an ordinance of the City of Monroe, Washington, amending Chapter 9.03 of the Monroe Municipal Code relating to offenses against peace, morals and safety regulations, and setting a time when the same shall become effective, as read into the record by City Administrator Brazel.

After a clarifying question that this ordinance adds a second degree category, the motion was on the floor to adopt ordinance. On vote,

Motion carried 6/0.

Resolution Adopting 2012 Fee Schedule

City Administrator Brazel explained that the fee schedule amendments are brought forward several times per year. The proposed changes are from the Fire District and also for City sewer rate increases.

After discussion, the motion was made by Councilperson Balk and seconded by Councilperson Cudaback, to adopt Resolution 2011/025 a resolution by the Monroe City Council to amend Resolution #2011/0016, establishing fees, fines, penalties, interest and charges for 2012.

After further discussion, the motion was on the floor to adopt the resolution amending fees for 2012. On vote,

Motion carried 6/0.

FINAL ACTION

Ordinance Amending 2011 Budget/2nd & Final Reading

Finance Director Nelson stated that, since she had already given a presentation at a previous meeting, she was open to any questions Council may have.

After discussion, the motion was made by Councilperson Cudaback and seconded by Councilperson Stima, to accept as second and final reading Ordinance #028/2011 an ordinance of the City of Monroe, Washington, amending the budget for Fiscal Year 2011 to account for additional revenues and expenditures; providing for severability; and establishing an effective date, as read into the record by City Administrator Brazel. On vote,

Motion carried 6/0.

Ordinance Adopting the 2012 Budget.

Finance Director Nelson explained that this was the same as the preliminary budget she had already presented to Council, except for the changes noted on the coversheet.

After discussion, the motion was made by Councilperson Stima and seconded by Councilperson Hanford, to accept as second and final reading Ordinance #029/2011 an ordinance of the City of Monroe, Washington, adopting the budget for the Fiscal Year ending December 31, 2012, as read into the record by City Administrator Brazel. On vote,

Motion carried 6/0.

Ordinance Adopting Term Limits/2nd & Final Reading

Councilperson Goering requested that the adoption of the Term Limits ordinance be moved to January, to allow Councilperson Williams an opportunity to weigh in on it and share his thoughts.

The motion was made by Councilperson Goering and seconded by Councilperson Gamble, to table adoption of the ordinance until January 3, 2012. On vote,

Motion Carried 6/0.

Authorize Mayor to Sign 1-Year Contract Extension with Teamsters Bargaining Units: Public Works & Parks, Supervisors, & Office-Clerical

Human Resources Manager Warthan explained that they are requesting a one-year extension for three of the Teamsters bargaining units (Public Works and Parks Employees, Supervisory Employees, and Office-Clerical Employees).

After discussion, The motion was made by Councilperson Goering and seconded by Councilperson Hanford, to authorize the mayor to sign a one-year contract extension with the Teamsters Public, Professional & Office Clerical Employees and Drivers, Local Union #763 representing Public Works and Parks employees. On Vote,

Motion carried 6/0.

The motion was made by Councilperson Goering and seconded by Councilperson Stima, to authorize the mayor to sign a one-year contract extension with the Teamsters Public, Professional & Office Clerical Employees and Drivers, Local Union #763 representing Supervisory employees. On vote,

Motion carried 6/0.

The motion was made by Councilperson Goering and seconded by Councilperson Cudaback, to authorize the mayor to sign a one-year contract extension with the Teamsters Public, Professional & Office Clerical Employees and Drivers, Local Union #763 representing Office-Clerical employees. On vote,

Motion carried 6/0.

EXECUTIVE SESSION

Executive Session: Collective Bargaining

Chief Quenzer confirmed that here was no need for an executive session at this time.

COUNCIL RECESSED AND RECONVENED INTO STUDY SESSION: 8:00 p.m.

STUDY SESSION ITEMS

Department Reports

Wastewater Treatment Plant

Director Feilberg stated that all is going well at WWTP with the ongoing capital project.

Councilperson Balk asked that the City send a street sweeper more often, as he has seen more dirt in the area from the WWTP project. Utility Manager Roberts stated that he will pass the message on to appropriate staff.

Public Works

Planning & Permitting Division

Director Feilberg reported that completion of the Hill Street project has been delayed, due to the onset of winter. They will suspend the contract until after April 1st. The street can be used as is, but won't be finished until spring when it warms up and stops raining. They hope to have it open by Friday.

Economic Development Division

Economic and Development Manager Sax reported that the cable park contract is being finalized and that he might be bringing it forward next week.

Administration

City Administrator explained that the new City Website is going live on December 16th. It will continue to expand as the weeks move on. Director Nelson stated that citizens would be able to pay utility payments on-line after the first of the year.

City Administrator Brazel further explained that this is a major shift with all departments taking care of what they want to have on the Website.

Draft Agenda/December 20, 2011 Council Business Meeting

City Administrator Brazel presented the draft agenda for December 20, 2011. The H3O contract was tentatively added to the agenda.

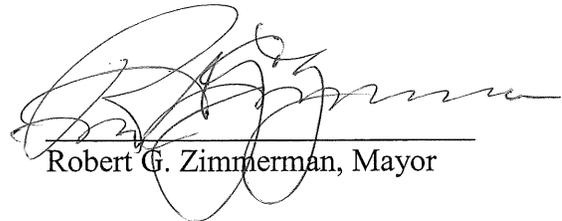
A past employment situation was added to the agenda to be discussed in Executive Session.

Councilperson Cudaback had a request from a citizen to ask council for a resolution to recognize Jayme Biendl Day, and to have flags fly half-mast. A proclamation for "Jayme Biendl Day" was added to the January 24th agenda.

Councilperson Cudaback mentioned the AWC training notice for elected officials. HR Manager Warthan stated that he will register her and any other interested Councilpersons.

After a suggestion from Councilperson Stima that new Councilmembers have 1-2 hours with the city attorney, HR Manager Warthan explained that there would be Council training at the Council meeting on 1/3/12, with a presenter from WCIA.

MEETING ADJOURNED: 8:19 p.m.



Robert G. Zimmerman, Mayor



Eadye Martinson, Deputy City Clerk