



# Minutes of the Arlington City Council Zoom Meeting

October 18, 2021

**Councilmembers Present:** Michele Blythe, Jan Schuette, Debora Nelson, Marilyn Oertle, Heather Logan, Don Vanney and Mike Hopson.

**Council Members Absent:** None.

**Staff Present:** Mayor Barb Tolbert, Paul Ellis, Sarah Lopez, Marc Hayes, Kristin Garcia, Tony Orr, and Wendy Van Der Meersche.

**Also Known to be Present:** Michele Yotty, Chris Beaty, David Harrington, Jessica Olson, Shawna Storms, Laura Meno, Jenna Estep, Mariska Lebahn, Deja Reed, Sera Sabol, Kimberly Leach, and 83 YouTube viewers.

Mayor Barb Tolbert called the meeting to order at 7:00 p.m., and the Pledge of Allegiance and roll call followed.

Mayor Tolbert acknowledged the citizens present on Zoom who would be providing public comment regarding Centennial Park Apartments' tenants parking in the Highland View Estates neighborhood, and introduced City Administrator Paul Ellis and Community and Economic Development Director Marc Hayes to speak. Mr. Hayes provided an update, stating Phase 1 is open, and only the parking for that Phase has been developed. Currently, there are 130 occupied units, with 160 parking stalls. City staff met with Williams Investments last week to review the parking scenario, and observed two areas where additional parking stalls may be gained. Mr. Hayes provided additional information regarding upcoming Phase 2. City Administrator Paul Ellis provided additional details, and stated that police have patrolling the neighborhood because of vehicles parked on the street illegally or parked for over 72 hours.

## **APPROVAL OF THE AGENDA**

Mayor Pro Tem Jan Schuette moved to approve the agenda as presented. Councilmember Marilyn Oertle seconded the motion, which passed with a unanimous vote.

## **INTRODUCTION OF SPECIAL GUESTS AND PRESENTATIONS**

None.

## **PROCLAMATIONS**

None.

**PUBLIC COMMENT**

The following Highland View Estates residents spoke about the difficulties they are experiencing with Centennial Park Apartments' residents parking in their Highland View Estates neighborhood. Issues brought forward included severely reduced parking for residents and their guests, homeowners' driveways, trash receptacles, and mailboxes being blocked, and concern for safety of bicyclists and pedestrians. Some stated that they have been sworn at, and their neighborhood has been littered by apartment residents.

David Harrington, 17523 Highland View Drive, Arlington  
Chris Beaty, 6719 Upland Drive, Arlington  
Shawna Storms, 17502 Highland View Drive, Arlington  
Jessica Olson, 17425 Highland View Drive, Arlington

City Clerk Wendy Van Der Meersche then read written public comments from the following Highland View Estates residents, who reaffirmed what the speakers previously stated.

Allan Yotty, 17529 Highland Drive, Arlington  
Andrea Eckert, 17431 Highland View Drive, Arlington  
Dominic Ferenczy, 6919 Highland View Drive, Arlington  
Ellyn Erickson, 6713 Highland View Drive, Arlington  
Ken Stevens, 17719 Highland View Drive, Arlington  
Sabrina Brown, 6925 Highland View Drive, Arlington  
Susan Meisch, 17623 Upland Drive, Arlington

Mayor Tolbert thanked the residents of the neighborhood for coming forward with their concerns, and Marc Hayes and Paul Ellis for their assistance.

**CONSENT AGENDA**

Mayor Pro Tem Jan Schuette moved, and Councilmember Don Vanney seconded the motion to approve the Consent Agenda that was unanimously carried:

1. Minutes of the October 2 Council retreat, and October 4 and October 11, 2021 Council meetings
2. Accounts Payable:  
Approval of EFT Payments Petty Cash Check #2007 and Claims Checks #103857 through #103987 dated October 5, 2021 through October 18, 2021 for \$2,348,355.17; and Approval of Payroll EFT Payments and Checks #30118 through #30124 dated September 1, 2021 through September 30, 2021 for \$1,165,889.68
3. Dedication of Right of Way for 173rd Place NE
4. Dedication of Right of Way for Smokey Point Boulevard

**PUBLIC HEARING**

None.

**NEW BUSINESS****Appointment to PARC Commission**

Community Engagement Director Sarah Lopez requested Council appoint Rick Sloan to the Parks, Arts, and Recreation Commission (PARC).

Council Member Marilyn Oertle moved, and Council Member Michele Blythe seconded the motion to appoint Rick Sloan to the Parks, Arts, and Recreation Commission (PARC). The motion passed unanimously.

**Appointment to Youth Council**

Community Engagement Director Sarah Lopez requested Council consent to the appointments of Grace Saenz, Laura Meno, Jenna Estep, Mariska Lebahn, Deja Reed, Sera Sabol and Kimberly Leach to the 2021-2022 Arlington Youth Council. Kimberly Leach, Laura Meno, Sera Sabol, Mariska Lebahn, Jenna Estep, Deja Reed were present at the Zoom meeting, and introduced themselves to Council.

Council Member Marilyn Oertle moved, and Council Member Debora Nelson seconded the motion to consent to the appointments of Grace Saenz, Laura Meno, Jenna Estep, Mariska Lebahn, Deja Reed, Sera Sabol, and Kimberly Leach to the 2021-2022 Arlington Youth Council. The motion passed unanimously.

**Resolution Requesting the Washington Legislature Provide Clarification of Legislative Intent in Law Enforcement Related Bills**

City Administrator Paul Ellis requested Council approve the resolution requesting the Washington Legislature provide clarification of legislative intent in law enforcement related bills.

City Council is requesting that the Washington Legislature provide clarification of legislative intent in law enforcement related bills. Council is requesting that the Legislature work with cities and counties, and their respective law enforcement agencies, to ensure that law enforcement officers have sufficient authority to maintain public order and investigate crimes in a reasonable manner.

The Washington State Legislature passed a number of bills this past legislative session regarding standards for law enforcement officers. A number of law enforcement agencies have interpreted some words and phrases in these bills in a manner that appears contrary to the legislative intent, which has produced uncertainty in law enforcement response and ability to act, and this decreases public safety. This decrease in public safety is likely to persist unless the legislature takes action to clarify its intent. Discussion followed with Mr. Ellis answering Council questions.

Mayor Pro Tem Jan Schuette moved, and Council Member Don Vanney seconded the motion to approve the resolution requesting the Washington Legislature provide clarification of legislative intent in law enforcement related bill, and authorized the Mayor and Council to sign the resolution. The motion passed unanimously.

**Contract Approval for Capital Facilities Needs Assessment**

Finance Director Kristin Garcia requested Council approve the contract with MENG Analysis for a Capital Facilities Needs Assessment.

Mayor Pro Tem Jan Schuette moved, and Council Member Marilyn Oertle seconded the motion to approve the contract with MENG Analysis for an amount not to exceed \$108,809, and authorized the Mayor to sign the contract. The motion passed unanimously.

**Revisions to Arlington Municipal Code Chapter 3.98 regarding Property Tax Exemption for the Cascade Industrial Center**

Community and Economic Development Director Marc Hayes requested Council approve the ordinance reflecting amendments to Chapter 3.98 of the Arlington Municipal Code (AMC), related to Engrossed House Bill 1386. Discussion followed with Mr. Hayes answering Council questions.

Mayor Pro Tem Jan Schuette moved, and Council Member Debora Nelson seconded the motion to approve the ordinance adopting amendments to Chapter 3.98 of the Arlington Municipal Code, and authorized the Mayor to sign the ordinance, subject to final review by the City Attorney. The motion passed unanimously.

**Ordinance Amending Title 20 of the Arlington Municipal Code Addressing Engrossed Substitute House Bill 1220**

Community and Economic Development Director Marc Hayes requested Council approve the ordinance adopting zoning regulations and amending Title 20 of the Arlington Municipal Code (AMC). Discussion followed with Mr. Hayes answering Council questions.

Mayor Pro Tem Jan Schuette moved, and Council Member Debora Nelson seconded the motion to approve the ordinance adopting amendments to Chapter 20.08 of the Arlington Municipal Code, and authorized the Mayor to sign the ordinance, subject to final review by the City Attorney. The motion passed with a 6-1 vote, with Council Member Hopson voting no.

**COMMENTS FROM COUNCILMEMBERS**

Council Member Vanney thanked Mr. Ellis and staff for preparing tonight's resolution, and thanked his fellow Council Members for supporting it.

Council Member Nelson asked for additional information to come forward regarding possible permitted parking at Centennial Park Apartments. She also asked about Phase II occupancy at the apartments, while the parking stalls are being created. Mr. Hayes said creating additional parking stalls is being reviewed at this time. Council Member Oertle asked what the final number of parking spaces will be at the Centennial Park Apartments. Mr. Hayes stated 267 stalls, without additional parking coming. Mixed use developments have a lower parking yield. Discussion followed with Mr. Hayes answering Council questions.

Council Member Schuette provided an update regarding the Transportation Policy Board.

**ADMINISTRATOR & STAFF REPORTS**

None.

**MAYOR'S REPORT**

None.

**EXECUTIVE SESSION**

None.

**ADJOURNMENT**

With no further business to come before the Council, the meeting was adjourned at 8:18 p.m.



Barbara Tolbert  
Barbara Tolbert, Mayor

