

City Council



1049 State Avenue
Marysville, WA 98270

Regular Meeting Minutes

December 12, 2022

Call to Order

Mayor Nehring called the December 12, 2022 City Council meeting to order at 7:00 p.m.

Invocation

Pastor Rick Thiessen from Allen Creek Community Church gave the invocation.

Pledge of Allegiance

Mayor Nehring led the Pledge of Allegiance.

Roll Call

Present:

Mayor: Jon Nehring

Council: Councilmember Peter Condyles, Councilmember Mark James, Councilmember Tom King, Councilmember Michael Stevens, Councilmember Kelly Richards, Councilmember Steve Muller, Council President Kamille Norton

Staff: CAO Gloria Hirashima, City Attorney Jon Walker, Parks Director Tara Mizell, CD Director Haylie Miller, Police Chief Erik Scairpon, Systems and Database Analyst Will Kaiser, Public Works Director Jeff Laycock, City Clerk/Finance Planning Manager John Nield, Finance Director Crystil Wooldridge, Court Administrator Suzanne Elsner, Information Systems Administrator Chris Brown, IT Services Supervisor Jeremiah Nyman, Human Resources Director Megan Hodgson, Community Information Officer Connie Mennie (via Zoom), Deputy City Clerk Genevieve Geddis, Judge Lorrie Towers (via Zoom)

Approval of the Agenda

Motion to approve the agenda as presented moved by Councilmember Richards seconded by Councilmember King.

AYES: ALL

Presentations

A. Resource Centers

- Angelique Leoni, VP of Community Foundation of Snohomish County, spoke about the certification process of Family Resource Centers and services they offer. Police Chief Scairpon spoke in support of the Family Resource Centers and the value they provide to the police and to the community. Ryan Brown, Executive Director of LINC Northwest, discussed the services they provide and how they are trying to meet the increased needs of growing Marysville. He explained how Faith Lutheran Church has begun the process of gifting their facility to them. They hope to turn the facility into a Family Resource Center, and early learning center and a Sno-Isle Library branch.

Councilmember King spoke in support of this.

Councilmember James asked about CDBG funding given. Mr. Brown explained they received \$100,000 in CDBG COVID Funds. They received \$50,000 ARPA grant through Parks that funds a cold weather shelter program. They also received \$200,000 in Emergency Food and Shelter Program funds from United Way.

Council President Norton asked where the individuals and families assisted are from. Mr. Brown explained that they've served people from all over Marysville, but they have a far reach from Darrington to Monroe to Camano Island.

Councilmember Muller asked about how they planned to expand. Mr. Brown answered that they aim to partner more with small non-profits.

Mayor Nehring thanked Mr. Brown for their work on the cold weather shelter.

Councilmember James asked about how they work with Salvation Army and how the certification works. Angelique explained how certification works. Mr. Brown explained how they try not to duplicate services with Salvation Army.

Councilmember Richards asked if they would have to get recertified if they get a second facility. Ms. Leoni replied that they would.

Councilmember Stevens asked what aspects of a site they are looking for as they seek to expand. Mr. Brown explained they are looking for proximity to the communities they serve and the services they need. They are seeking to build relationships and empower people.

Audience Participation

None

Approval of Minutes

None

Consent

1. November 23, 2022 Payroll in the amount of \$1,620,809.43 Paid by EFT Transactions and Check Numbers 34209 through 34221.
2. November 23, 2022 Claims in the Amount of \$1,181,733.19 Paid by EFT Transactions and Check Numbers 159205 through 159284.

112322.rtf

3. November 30, 2022 Claims in the Amount of \$1,291,736.68 Paid by EFT Transactions and Check Numbers 159285 through 159384.

113022.rtf

4. Memorandum of Understanding between the City of Marysville and the City of Everett regarding overhead costs to administer the Therapeutic Court Grant

Overhead Expenses for Therapeutic Court Grant 11-28-22.docx

5. Supplemental Agreement No. 1 to the Professional Services Agreement with PH Consulting, LLC for Engineering Design Services Associated with the Quiet Zone Project

PSA_SuppSF.docx

PH QZ Additional Scope & Fee.updated.pdf

6. Interagency Agreement between Washington State Administrative Office of the Court and Marysville for continued participation in the Interpreter Reimbursement program

Interpreter Reimbursement.pdf

Exhibit A - FY23 Language Access Interpreter Reimbursement.docx

Exhibit B-Annotated Language Access Plan Template for Approval.pdf

Motion to approve the Consent Agenda moved by Councilmember Richards seconded by Councilmember Condyles.

AYES: ALL

Review Bids

Public Hearings

New Business

7. A Resolution for Proposed Rate Increase at Cedarcrest Golf Course

Cedarcrest proposed 6 year plan for rates increase 20-25 - MF (002).pdf

Golf Fees Resolution 11-29-22.docx

Motion to adopt Resolution No. 2526 moved by Council President Norton seconded by Councilmember James.

AYES: ALL

9. An Ordinance of the City of Marysville Amending Chapter 6.27 of the Municipal Code in Regard to the Use of Controlled Substances in Public Places

Use of a Controlled Substance in Public Ordinance.docx

Motion to adopt Ordinance No. 3247 moved by Councilmember Muller seconded by Councilmember Richards.

AYES: ALL

10. An Ordinance of the City of Marysville Amending Section 6.54.010 of the Municipal Code and Adopting the State Crime of Unlawful Transit Conduct in RCW 9.91.025

Unlawful Transit Conduct Ordinance 11-30-22.docx

Motion to adopt Ordinance No. 3248 moved by Councilmember Condyles seconded by Council President Norton.

AYES: ALL

11. Intergovernmental Agreement for Snohomish County Diversion Center Participation

2023 Marysville DC Agreement .pdf

Motion to approve the Intergovernmental Agreement for Snohomish County Diversion Center Participation moved by Councilmember Richards seconded by Councilmember James.

AYES: ALL

12. 2022 Community Beautification Program Award Approval

Councilmembers Muller, King, and Condyles, who are members of the Board and Trustees of the Historical Society, recused themselves.

CAO Hirashima presented this item.

Council President Norton asked if the list in the agenda bill contains all the applications. CAO Hirashima replied that it did. Council President Norton asked who was on review committee. CAO Hirashima replied that she represented Executive Department. The group also included Tara Mizell from Parks, Jeff Laycock from Public Works, Haylie Miller from Community Development, and Leah Tocco from Administrative Services.

Councilmember James asked about advertisement of this. CAO Hirashima thought it was primarily social media and the website.

Motion to approve the 2022 applicant awards for Community Beautification Program funding in the amount of \$39,413.87 moved by Councilmember Richards seconded by Council President Norton.

VOTE: Motion carried 4 - 0

AYES: Councilmember James, Councilmember Stevens, Councilmember Richards, Council President Norton

RECUSED: Councilmember Condyles, Councilmember King, Councilmember Muller

13. [Contract Award: Ebey Waterfront Park Docks Restoration](#)

[Trowbridge Contract for Ebey Waterfront Docks Restoration.pdf](#)

[Bid Tab 2022-11-01 with additional proposed.pdf](#)

Director Laycock reviewed this item.

Councilmember Muller asked about the cost to replace versus repairing. Director Laycock noted that what they are getting is close to a replacement, but a total replacement would have involved a longer timeline due to permitting requirements.

Councilmember King asked about the timeline. Director Laycock said per the contract they are expecting to be done at the end of March, but it could be earlier.

Motion to authorize the Mayor to execute the Ebey Waterfront Park Docks Restoration contract with Trowbridge LLC in the amount of \$150,428.33 and approve a management reserve of \$15,042.83 for a total allocation of \$165,471.16 moved by Councilmember Muller seconded by Councilmember Richards.

AYES: ALL

14. [An Ordinance Amending the 2021-2022 Biennial Budget and providing for the Increase of Certain Expenditure items as budgeted for in Ordinance No. 3160.](#)

2021-2022 Biennial Budget Amendment Ordinance draft Updated 12122022.docx

Finance Director Wooldridge reviewed final budget amendments for the 2021-2022 biennial budget.

Motion to adopt Ordinance No. 3249 moved by Council President Norton seconded by Councilmember James.

AYES: ALL

15. Liability Renewal Proposal 2023-2024 Coverage Year

23-24 Marysville UPDATED-DRAFT 12-9-22 Liability Renewal Draft Program Comparison and Projected Cost.pdf

CAO Hirashima reviewed this item related to general liability insurance renewal.

Motion to authorize the Mayor to sign and execute the Liability Insurance program with Alliant for 2023-2024 in an amount not to exceed \$600,000 moved by Councilmember King seconded by Councilmember Richards.

AYES: ALL

16. An Ordinance Amending the 2023-2024 Biennial Budget and Providing for the Establishment of Pay Classifications and Grades or Ranges as Budgeted for in Ordinance No. 3239

2023-2024 Biennial Budget Amendment Ordinance draft.docx

Director Wooldridge reviewed this item.

Councilmember Muller asked why there was a high end and a low end but no step provisions built into some of these positions. Director Wooldridge explained that is how the non-represented positions are represented. Where they are within the range is determined by their performance evaluation.

Motion to authorize the Mayor to sign and execute Ordinance 3250 amending the 2023-2024 Biennial Budget and providing for the Establishment of Pay Classifications and Grades or Ranges as Budgeted for in Ordinance No. 3239 moved by Council President Norton seconded by Councilmember Richards.

AYES: ALL

17. Professional Services Agreement with Transpo Group for Design of the 116th St. Pavement Preservation National Highway System (NHS) Project

Transpo Group PSA_116th St_R2108.pdf

Director Laycock reviewed this item. This is the first agreement with Transpo Group for the design of the NHS project on 116th Street.

Motion to authorize the Mayor to execute the Professional Services Agreement with Transpo Group for the design of the 116th St Pavement Preservation National Highway System project for the total amount of \$103,344.51 moved by Councilmember Richards seconded by Councilmember Muller.

AYES: ALL

18. Professional Services Agreement with Transpo Group for Design of the State Ave Pavement Preservation National Highway System (NHS) Project

Transpo Group PSA_State Ave_R2107.pdf

Director Laycock reviewed this item. This is the first agreement with Transpo Group for the design of the NHS project on State Avenue.

Councilmember King asked about the life expectancy of the overlay. Director Laycock replied they could expect 15-20 years for high volume arterials.

Motion to authorize the Mayor to execute the Professional Services Agreement with Transpo Group for the design of the State Ave Pavement Preservation NHS project for the total amount of \$164,354.96 moved by Council President Norton seconded by Councilmember Richards.

AYES: ALL

19. State Avenue Phase 1 Corridor Improvement Project (100th Street NE to 104th Street NE) – Supplemental Agreement to the Public Works Contract between the City of Marysville and Strider Construction Co. Inc.

Strider Supplemental 12.9.2022.pdf

Director Laycock reviewed this item and reported that the management reserve was exceeded by about \$215,000. The Transportation Improvement Board funded an additional \$350,000 due to changes in the project and cost overruns. This contract supplement with Strider is necessary to finalize the project and pay for the additional amount of the road.

Motion to authorize the Mayor to execute the Supplemental Agreement to the Public Works Contract between the City of Marysville and Strider Construction Co., Inc. for the State Avenue Phase I Corridor Improvement Project moved by Councilmember James seconded by Councilmember Condyles.

AYES: ALL

Legal

Mayor's Business

Mayor Nehring:

- He spoke about Open House of New Civic Campus from 4-6pm.
- He noted that Councilmember Condyles wrote an interesting article on his blog about history of this area.
- Snohomish County Cities meeting will be on Thursday.
- He and others attended the Prime Lending ribbon cutting last week to welcome them to town.
- January 24 will be the Strategies 360 legislative day for the City in Olympia.
- Government Affairs Committee had a good meeting with the Tribes and some state legislators regarding the 88th and 4th Street combined project.
- He thanked staff, Council, community partners, and the community at large for 2022. Merry Christmas and Happy Holidays to everyone. It's been a pleasure working with Council.
- Thanks to Councilmember Muller for putting together a meeting with BNSF today.

Staff Business

Chief Scairpon spoke about the Police Department raising funds for the holiday toy store, collecting over 700 jackets for the food bank to distribute, and the Shop with a Cop event at Dick's Sporting Goods for local families.

He reported on great crime fighting work the department is doing.

He thanked Council for their actions tonight adopting resolutions related to transit conduct and illicit narcotic use in public which will aid the police in their work.

City Attorney Walker stated the need for a 30-minute Executive Session to address five items - 3 items related to potential litigation with action expected on all, one item related to acquisition of real estate with action expected, and one item related to labor negotiations with no action expected.

Parks Director Mizell invited Council to see the new Parks Building from 4-6 p.m. on January 6.

Call on Councilmembers and Committee Reports

Councilmember Condyles thanked Gloria and Tara for the decor in the new building. He thanked Council for welcoming him with open arms this year.

Councilmember James said he is looking forward to the open house at Civic Center. Merry Christmas and Happy New Year to everyone.

Councilmember King:

- He spoke about the new traffic signal coming on Sunnyside Blvd. and 52nd Street and how it will be an improvement.
- The meeting with the Tribes and some legislators was great to discuss upgrades for 4th and 88th.
- The Prime Lending ribbon cutting and open house was nice.

- He reported on the Solid Waste Advisory Committee (SWAC) meeting on Friday where they discussed wastewater treatment screenings. Snohomish County Council is going to vote for an extension to come up with a solution.
- Volunteers at the Toy Store worked to distribute coats, hats, and toys for close to 700 families and 1700 kids.
- Merry Christmas and Happy New Year to everyone.

Councilmember Stevens spoke about how nice the Christmas decorations and lights are out front. He also commented how great Councilmember Condyles' blog is.

Councilmember Richards wished everyone Merry Christmas and Happy Holidays.

Councilmember Muller asked about Halloween signs on the Ebey Waterfront Trail that should be removed. He said the meeting with BNSF went very well today. Merry Christmas and Happy Holidays to everyone.

Council President Norton:

- She reported on the Public Safety Committee meeting where they talked about crime statistics. The northern part of the city remains an area of emphasis. They discussed patrol strategies to address some of those areas. The number of "3rd contact and arrest" drug-related contacts have gone up
- It has been a great, busy year. They said goodbye to old city hall and hello to new city hall and a new councilmember. She appreciates working with Council and staff. She wished everyone Merry Christmas and Happy Holidays.

Adjournment/Recess

Council went into recess at 8:33 p.m.

Executive Session

Executive Session was convened at 8:40 p.m. for 30 minutes until 9:10 p.m. to address five items - 3 items related to potential litigation with action expected on all, one item related to acquisition of real estate with action expected, and one item related to labor negotiations with no action expected.

Reconvene

The executive session ended and regular meeting reconvened at 9:10 p.m.

Motion to authorize the Mayor to sign and execute the settlement agreement with Adrian Pratt in the amount of \$16,000 to resolve all claims moved by Councilmember Richards seconded by Council President Norton.

AYES: ALL

Motion to authorize the Mayor to sign and execute the settlement agreement with Jessika Lindblom in the amount of \$39,000 to resolve all claims moved by Councilmember Richards seconded by Councilmember Muller.

AYES: ALL

Motion to authorize the Mayor to sign and execute the settlement agreement with Strider Construction in the amount of \$450,000 to resolve all claims moved by Councilmember James seconded by Council President Norton.

AYES: ALL

Motion to authorize the Mayor to sign and execute an amendment to the purchase and sale agreement with Steven Long to extend the time for contingencies and closing moved by Councilmember Richards seconded by Councilmember Condyles.

AYES: ALL

Adjournment

Motion to adjourn the meeting at 9:13 p.m. moved by Councilmember Richards seconded by Councilmember Muller.

AYES: ALL

The meeting was adjourned at 9:13 p.m.

Approved this 10th day of January, 2023.

Mayor
Jon Nehring

