

City Council



501 Delta Ave
Marysville, WA 98270

**Regular Meeting
May 8, 2023**

Call to Order

Mayor Nehring called the meeting to order at 7:00 p.m.

Invocation

Alex Ghelli from Allen Creek Community Church gave the invocation.

Pledge of Allegiance

Council President Norton led the Pledge of Allegiance.

Roll Call

Present:

Council: Councilmember Peter Condyles (online), Councilmember Mark James, Councilmember Tom King, Councilmember Kelly Richards, Council President Kamille Norton

Staff: Chief Administrative Officer (CAO) Gloria Hirashima, City Attorney Jon Walker, Parks, Culture, and Recreation Director Tara Mizell, Community Development Director Haylie Miller, Public Works Director Jeff Laycock, Police Chief Erik Scairpon, IT Services Supervisor Jeremiah Nyman (online), Courts Administrator Suzanne Elsner (online), Public Works Services Manager Skip Knutsen (online), Network Systems Administrator Chris Brown

Absent: Councilmember Michael Stevens (excused), Councilmember Steve Muller (excused)

Motion to excuse Councilmember Muller and Stevens moved by Council President Norton, seconded by Councilmember James.

AYES: ALL

Approval of the Agenda

Motion to approve the agenda moved by Councilmember Richards, seconded by Councilmember James.

AYES: ALL

Presentations

A.) Proclamation Declaring May 7-13, 2023, Drinking Water Week in Marysville

Mayor Nehring read the proclamation into the record.

B.) Proclamation Declaring May 14-20, 2023, as Police Week in the City of Marysville and May 15, 2023, as Law Enforcement Memorial Day

Mayor Nehring read the proclamation into the record.

C.) Proclamation Declaring May 20, 2023, Human Resources Day in Marysville

Mayor Nehring read the proclamation into the record.

Audience Participation

Scott Allen, Sunnyside, expressed concern about fireworks in his neighborhood and requested that the fireworks electronic reader board be placed on Sunnyside Blvd. prior to the 4th of July. Mayor Nehring stated they would look into it. Director Laycock stated that they try to put the reader boards at the entrances to town (4th and 88th) rather than individual neighborhoods. CAO Hirashima thought they could find some form of a sign to put out there.

Consent

1.) April 26, 2023 Claims in the Amount of \$900,130.96 Paid by EFT Transactions and Check Numbers 162521 through 162655

5.) Fifth Amendment to Professional Services Agreement between The City of Marysville and PalAmerican Security

7.) Evidence Building Professional Services Agreement, Supplemental No. 1

8.) Memorandum of Understanding Between the Washington Traffic Safety Commission and the City of Marysville Police Department

9.) Purchase Order - 2023 Peterbilt 220 Pavement Paint Striping Truck

Mayor Nehring requested that the Council remove item 4 regarding the Strawberry Festival from the Consent Agenda because Councilmember King needed to recuse himself from that. That way he can vote on the rest of the Consent Agenda items.

Motion to remove item 4 from the Consent Agenda moved by Councilmember Richards, seconded by Councilmember James.

Motion passed with Councilmember King abstaining.

Motion to approve Consent Agenda items 1, 5, 7, 8, and 9 moved by Councilmember Richards, seconded by Council President Norton.

AYES: ALL

Councilmember King recused himself from item 4 because he is on the Board of Directors of the Strawberry Festival.

4.) Strawberry Festival Master Permit Proposal

Motion to authorize the Mayor to approve the 2023 Strawberry Festival Permit Proposal moved by Councilmember James, seconded by Council President Norton.

Motion passed with Councilmember King recusing himself.

Councilmember King returned to the room.

Review Bids

2.) Contract Award - 2023 Pavement Preservation Program

Director Laycock said he had no additional information from the workshop last week.

Motion to authorize the Mayor to sign and execute the 2023 Pavement Preservation Program contract with Reece Construction Company in the amount of \$4,153,293.47 and approve a management reserve of \$415,329.35 for a total allocation of \$4,568,622.82 moved by Council President Norton, seconded by Councilmember Richards.

AYES: ALL

3.) Contract Award - 2023 Road Re-Striping (Activated at 00:18:20)

Director Laycock stated he had no additional information on this item either. Staff is recommending approval.

Motion to authorize the Mayor to execute the 2023 Road Re-Striping project contract with Specialized Pavement Marking in the amount of \$153,953.94 and approve a management reserve of \$15,395.39 for a total allocation of \$169,349.33 moved by Councilmember King, seconded by Councilmember James.

AYES: ALL

New Business

- 6.) City of Marysville Climate Change Vulnerability Assessment and updates related to HB 1181.

Director Miller commented that HB 1181 was adopted recently. Council had requested additional information about how this would impact Marysville.

Maddie Seibert from Cascadia Consulting made a presentation regarding HB 1181 and how it relates to the Climate Vulnerability Assessment. This bill is meant to improve the state's response to climate change by updating the planning framework. The Governor signed it into law on May 3. It adds a new section to the GMA related to climate change and resiliency and adds a requirement to address this in comprehensive plans. There is funding tied to this bill but it still has to be approved. There are two sub elements required in the Climate Element - *Mitigation* and *Resilience*. The Department of Commerce guidance clarifies and sets additional requirements for compliance. It provides pathways jurisdictions can take to develop a Climate Element. She reviewed details of the additional requirements from the Department of Commerce. Ms. Seibert reviewed next steps for developing climate goals and policies.

Director Miller said the resolution accepting the CVA report would be coming to the next meeting.

- 10.) An Ordinance for Civic Center - Delta Avenue Right-of-Way Dedication

Motion to adopt Ordinance No. 3270 dedicating Tract 999 of the Civic Center Boundary Line Adjustment for public use as right-of-way for Delta Avenue and record with the Snohomish County Auditor moved by Councilmember Richards, seconded by Councilmember King.

AYES: ALL

- 11.) An Ordinance Amending MMC2.24.090 Related to Court Costs

Courts Administrator Elsner said she had no further comments.

Motion to adopt Ordinance No. 3271 moved by Council President Norton, seconded by Councilmember James.

AYES: ALL

- 12.) An Ordinance Amending Chapter 6.27 MMC by Criminalizing Possession of a Controlled Substance Without a Prescription, Removing the Referral Requirement, and Updating the Penalty for Use of a Controlled Substance in a Public Place.

City Attorney Walker said there was nothing new from last week.

Motion to adopt Ordinance No. 3272 moved by Councilmember Richards, seconded by Councilmember King.

AYES: ALL

Mayor's Business

Mayor Nehring:

- He attended a nice ribbon cutting for the Comeford Park opening.
- He and Councilmember James attended a groundbreaking for Kendall Auto Group.
- He presented Councilmember James with his AWC Advanced Certificate of Municipal Leadership. The group applauded him on his accomplishment.

Staff Business

Director Laycock announced that Clean Sweep will be happening this Saturday.

City Attorney Walker stated the need for an Executive Session for one item regarding acquisition of real estate with action expected for two minutes.

Call on Councilmembers and Committee Reports

Councilmember Condyles had no comments.

Councilmember James:

- He thanked Mayor Nehring for the kind words regarding his advanced certification.
- The Kendall Subaru groundbreaking was great.
- He is happy and proud to be part of the Comeford Park update.
- He attended the Snohomish County leaders group meeting this morning.
- He registered for the Public Officials Reception and Legislative Wrap Up on June 8. He encouraged other councilmembers to sign up.

Councilmember King:

- The Fire Board met last week and approved a contract to remodel Station 61 to allow the Fire Administration to move in.
- He attended a coffee klatch this morning held by the Fire Chief at the community center that was well received.
- The playground ribbon cutting brought back memories of going to the wading pool there when he was a kid.
- Thanks to Police for their excellent work.

Councilmember Richards:

- He attended the Comeford Park ribbon cutting.
- He responded to Scott Allen's comments about fireworks and noted that they understand his frustration. It also makes sense to have signs near where people are buying fireworks and coming back into the city.

Council President Norton:

- It's nice to be able to look out the windows and see people enjoying the park.
- She is excited about the pavement preservation projects that were approved tonight.
- She commended the Council for the action taken regarding drug possession. She appreciates that the Council will step up if the State is unable to.
- In honor of Law Enforcement Memorial Day, she recounted when she and others attended the Police Officer Memorial in Washington DC the last time they were there. It was a very sobering reminder of the sacrifice that so many have made. She expressed appreciation to Chief Scairpon and his staff for what they do to protect the city.

Adjournment/Recess

The meeting adjourned at 7:50 p.m. and reconvened at 7:55 p.m. in Executive Session for two minutes to address one item related to real estate with action expected.

Executive Session

Executive Session was held from 7:55 to 7:57 p.m.

Reconvene

Council reconvened at 7:57 p.m.

Motion to authorize the Mayor to sign and execute the first amendment to the Real Estate Purchase and Sale Contract with Christopher and Tracy Jacobson moved by Councilmember Richards, seconded by Councilmember James.

AYES: ALL

Adjournment

Motion to adjourn moved by Councilmember Richards, seconded by Councilmember King.

AYES: ALL

The meeting was adjourned at 7:58 p.m.

Approved this 23rd day of May, 2023.

Mayor
Jon Nehring