

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Approval of the Agenda	Approved
Committee Reports	
Presentations	
HB 1783 Overview of Potential Impacts at Marysville Municipal Court	Held
Paid Family & Medical Leave – Anticipated Costs to City	Held
Audience Participation	
Approval of Minutes	
Approval of the June 25, 2018 City Council Meeting Minutes.	Approved
Approval of the July 2, 2018 City Council Work Session Minutes.	Approved
Consent Agenda	
Approval of the July 4, 2018 Claims in the Amount of \$1,748,670.03 Paid by EFT Transactions and Check Numbers 125616 through 125770 with Check Number 123412 Voided.	Approved
Approval of the July 11, 2018 Claims in the Amount of \$561,536.74 Paid by EFT Transactions and Check Number 125771 through 125909 with Check Numbers 123713, 123759 and 125700 Voided	Approved
Approval of the July 18, 2018 Claims in the Amount of \$403,761.87 Paid by EFT Transactions and Check Numbers 125910 through 126058 with Check Number 125888 Voided.	Approved
Approval of the July 20, 2018 Payroll in the Amount of \$1,069,322.46 Paid by EFT Transactions and Check Numbers 31708 through 31745.	Approved
Review Bids	
Consider Awarding the Sunnyside Overlay Contract with SRV Construction, Inc. in the Amount of \$644,702.30 Including Washington State Sales Tax and Approve a Management Reserve of \$64,470.23 for a Total Allocation of \$709,173.53.	Approved
Public Hearings	
New Business	
Consider Approving the Renewal Facility Use Agreement with the United States Bankruptcy Court.	Approved
Consider Approving the Waste 2 Resources Local Solid Waste Financial Assistance Agreement No. W2RLSWFA-1719-MaryPW-00105 between the State of Washington Department of Ecology and City of Marysville.	Approved
Consider Approving the Application for Marysville Downtown Merchants Association to Conduct a Special Event on August 10th, August 11th, and August 12, 2018, including the Street Closure of 3rd Street between State Avenue and Alder Avenue, as well as on Columbia Avenue from 2nd Street to 4th Street, as Requested by the Applicant.	Approved
Consider Approving a Resolution Declaring Certain Items of Property to be Unserviceable and Authorize the Surplus and/or Disposal Thereof.	Approved Resolution No. 2449
Consider Approving the Collective Bargaining Agreement and Authorize the Mayor to Sign the Final Agreement and Final Edits Consistent with the Tentative Agreement.	Approved
Consider Approving the Waste 2 Resources Waste Reduction and	Approved

Recycling Education Grant Agreement No. W2RWRRED-2019-MaryPW-00017 between the State of Washington Department of Ecology and City of Marysville.	
Consider Approving the Purchase of DynaSand Filter Equipment from Parkson Corporation in the Amount of \$156,000.00 including Freight and Washington State Sales Tax and Declaring the Purchase as a Sole Source.	Approved
Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget and Providing for the Addition to the Pay Classification, Grades, and Ranges as Budgeted for in Ordinance No. 3046.	Approved Ordinance No. 3098
Legal	
Mayor's Business	
Consider Approving Appointments to the Hotel/Motel Committee for 2018-2019.	Approved
Consider Approving Appointments to the Community and Housing Development Citizen Advisory Committee.	Approved
Staff Business	
Call on Councilmembers	
Adjournment	8:08 p.m.
Executive Session	8:40 p.m.
Real Estate – one item	Approved
Personnel – one item	Approved
Adjournment	9:30 p.m.

Regular Meeting
July 23, 2018

Call to Order / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance. Pastor Greg Kanehan gave the invocation.

Roll Call

Chief Administrative Officer Hirashima gave the roll call. The following staff and councilmembers were in attendance.

Mayor: Jon Nehring

Council: Mark James, Tom King, Steve Muller, Kamille Norton (President), Michael Stevens, Rob Toyer, and Jeff Vaughan

Absent: None

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Jon Walker, Public Works Director Kevin Nielsen, Parks Director Jim Ballew, Community Development Director Dave Koenig, Fire Chief Martin McFalls, Public Relations Administrator Connie Mennie, Judge Lorrie Towers, Court Administrator Suzanne Elsner, and Recording Secretary Laurie Hugdahl.

Motion made by Councilmember Muller, seconded by Councilmember Norton, to approve the agenda. **Motion** passed unanimously (7-0).

Committee Reports

Tom King reported that the Fire Board Personnel Committee met and interviewed six applicants for positions in the Fire District. They were all very well qualified. The EMS Committee also met and did monthly review of billings. The Fire Board met and reviewed calls and talked about insurance premiums on equipment. The Parks Board met and got an update on Parks projects from Director Ballew.

Jeff Vaughan reported on the Finance Committee meeting and noted that things seem to be tracking well with the budget. They discussed the criminal justice tax and the bond that is needed to obtain the funds to build the jail. There will probably be an interest rate increase coming up in September. Timing is important with this matter to take advantage of current interest rates. This may require a special council meeting in August.

Presentations

A. HB 1783 Overview of Potential Impacts at Marysville Municipal Court

Judge Towers and Court Administrator Suzie Elsner gave an overview of potential impacts of HB1783 to the municipal court. This legislation which was effective on June 7 addresses fines, costs, and assessments imposed by the court. It requires an individual inquiry be done regarding an individual's ability to pay. It eliminates interest accrual on non-restitution portions of legal financial obligations. Certain fees will no longer be allowed to be collected from indigent individuals. The new legislation also addresses how a court can take action for people who do not pay their costs. These regulations will have a significant impact on how much the court is collecting. Judge Towers reviewed various categories of revenue for the court in 2016 and 2017 and potential impacts on each category. It is expected that 80-90% of court clients will qualify for indigency.

Councilmember Muller asked what percentage of fees would be impacted. Judge towers explained it depends on the particular charge. There are mandatory and discretionary fines and fees for different types of charges.

Councilmember Norton asked if the indigent status is verified somehow. Court Administrator Elsner stated that individuals who are claiming to be indigent are required to bring in a letter of verification or other proof of indigency. This is all verified by staff.

B. Paid Family & Medical Leave – Anticipated Costs to City

Finance Director Langdon reviewed the requirements of paid Family and Medical Leave which was passed in 2017 in Washington State. This will offer employees partial leave wage replacement for illness or injury, a new child, caring for a sick or injured family member, and military connected events. The eligibility begins in January 1 of 2020. The estimated city impact is \$42,000 initially. Staff expects it will actually cost more over time.

Audience Participation

None

Approval of Minutes (Written Comment Only Accepted from Audience.)

1. Approval of the June 25, 2018 City Council Meeting Minutes.

Councilmember Vaughan referred to the second line of the recap and noted that it should be Rob Toyer.

Motion made by Councilmember Stevens, seconded by Councilmember Vaughan, to approve the minutes with the correction as noted and with Councilmember Toyer abstaining. **Motion** passed unanimously (6-0).

2. Approval of the July 2, 2018 City Council Work Session Minutes.

Motion made by Councilmember Norton, seconded by Councilmember King, to approve the minutes as presented with Councilmember Stevens abstaining. **Motion** passed unanimously (6-0).

Consent

3. Approval of the July 4, 2018 Claims in the Amount of \$1,748,670.03 Paid by EFT Transactions and Check Numbers 125616 through 125770 with Check Number 123412 Voided.

4. Approval of the July 11, 2018 Claims in the Amount of \$561,536.74 Paid by EFT Transactions and Check Number 125771 through 125909 with Check Numbers 123713, 123759 and 125700 Voided.

14. Approval of the July 18, 2018 Claims in the Amount of \$403,761.87 Paid by EFT Transactions and Check Numbers 125910 through 126058 with Check Number 125888 Voided.

16. Approval of the July 20, 2018 Payroll in the Amount of \$1,069,322.46 Paid by EFT Transactions and Check Numbers 31708 through 31745.

Motion made by Councilmember Vaughan, seconded by Councilmember Toyer, to approve the Consent Agenda items 3, 4, 14, and 16. **Motion** passed unanimously (7-0).

Review Bids

5. Consider Awarding the Sunnyside Overlay Contract with SRV Construction, Inc. in the Amount of \$644,702.30 Including Washington State Sales Tax and Approve a Management Reserve of \$64,470.23 for a Total Allocation of \$709,173.53.

Director Nielsen reviewed this item.

Motion made by Councilmember Muller, seconded by Councilmember Toyer, that the Council authorize the Mayor to sign the Sunnyside Overlay Contract with SRV Construction, Inc. in the Amount of \$644,702.30 Including Washington State Sales Tax and Approve a Management Reserve of \$64,470.23 for a Total Allocation of \$709,173.53. **Motion** passed unanimously (7-0).

Public Hearings

New Business

6. Consider Approving the Renewal Facility Use Agreement with the United States Bankruptcy Court.

Court Administrator Elsner explained that this is for United States Bankruptcy to use the facility through 2018. The City has recently given the bankruptcy court notice that they no longer have the time or the space for them. Their contract will be finished at the end of this year.

Motion made by Councilmember Toyer, seconded by Councilmember James, to authorize the Mayor to sign the Renewal Facility Use Agreement with the United States Bankruptcy Court. **Motion** passed unanimously (7-0).

7. Consider Approving the Waste 2 Resources Local Solid Waste Financial Assistance Agreement No. W2RLSWFA-1719-MaryPW-00105 between the State of Washington Department of Ecology and City of Marysville.

Director Nielsen explained that this work has already been completed, but this agreement would allow for reimbursement through the grant which was held up in the capital budget.

Motion made by Councilmember King, seconded by Councilmember Muller, to authorize the Mayor to sign the Waste 2 Resources Local Solid Waste Financial Assistance Agreement No. W2RLSWFA-1719-MaryPW-00105 between the State of Washington Department of Ecology and City of Marysville. **Motion** passed unanimously (7-0).

8. Consider Approving the Application for Marysville Downtown Merchants Association to Conduct a Special Event on August 10th, August 11th, and August 12, 2018, including the Street Closure of 3rd Street between State Avenue and Alder Avenue, as well as on Columbia Avenue from 2nd Street to 4th Street, as Requested by the Applicant.

Director Koenig reviewed this item.

Motion made by Councilmember James, seconded by Councilmember King, to approve the Application for Marysville Downtown Merchants Association to Conduct a Special Event on August 10th, August 11th, and August 12, 2018, including the Street Closure of 3rd Street between State Avenue and Alder Avenue, as well as on Columbia Avenue from 2nd Street to 4th Street, as Requested by the Applicant. **Motion** passed unanimously (7-0).

11. Consider Approving a Resolution Declaring Certain Items of Property to be Unserviceable and Authorize the Surplus and/or Disposal Thereof.

Chief Smith explained this list of equipment is inoperable, irreparable or obsolete.

Motion made by Councilmember Toyer, seconded by Councilmember Norton, to approve Resolution No. 2449. **Motion** passed unanimously (7-0).

12. Consider Approving the Collective Bargaining Agreement and Authorize the Mayor to Sign the Final Agreement and Final Edits Consistent with the Tentative Agreement.

CAO Hirashima reviewed this item related the collective bargaining agreement.

Motion made by Councilmember King, seconded by Councilmember Stevens, to approve the Collective Bargaining Agreement and Authorize the Mayor to Sign the Final Agreement and Final Edits Consistent with the Tentative Agreement. **Motion** passed unanimously (7-0).

13. Consider Approving the Waste 2 Resources Waste Reduction and Recycling Education Grant Agreement No. W2RWRRED-2019-MaryPW-00017 between the State of Washington Department of Ecology and City of Marysville.

Director Nielsen reviewed this item related to education regarding contamination of recycling.

Motion made by Councilmember Muller, seconded by Councilmember James, to authorize the Mayor to sign the Waste 2 Resources Waste Reduction and Recycling Education Grant Agreement No. W2RWRRED-2019-MaryPW-00017 between the State of Washington Department of Ecology and City of Marysville. **Motion** passed unanimously (7-0).

15. Consider Approving the Purchase of DynaSand Filter Equipment from Parkson Corporation in the Amount of \$156,000.00 including Freight and Washington State Sales Tax and Declaring the Purchase as a Sole Source.

Director Nielsen reviewed this item.

Motion made by Councilmember Vaughan, seconded by Councilmember Muller, to approve the Purchase of DynaSand Filter Equipment from Parkson Corporation in the Amount of \$156,000.00 including Freight and Washington State Sales Tax and Declaring the Purchase as a Sole Source. **Motion** passed unanimously (7-0).

17. Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget and Providing for the Addition to the Pay Classification, Grades, and Ranges as Budgeted for in Ordinance No. 3046.

CAO Hirashima explained that this is the new classification and wage table which supports the Teamster contract approved earlier.

Motion made by Councilmember Toyer, seconded by Councilmember Stevens, to approve Ordinance No. 3098. **Motion** passed unanimously (7-0).

Legal

Mayor's Business

9. Consider Approving Appointments to the Hotel/Motel Committee for 2018-2019.

Motion made by Councilmember James, seconded by Councilmember King, to approve the appointment of Jennifer Caveny, Jesica Stickles, Mary Kirkland, and Mr. Charles Lee to the Hotel/Motel Committee for 2018-2018. **Motion** passed unanimously (7-0).

10. Consider Approving Appointments to the Community and Housing Development Citizen Advisory Committee.

Motion made by Councilmember Toyer, seconded by Councilmember Muller, to approve the appointment of Cassandra Kunselman, Kelly Huestis, Roger Hoen, Mark James, Tom King, Greg Kanehen, Jodi Condyles, Daryn Budy, and Roberto Rivera to the Community and Housing Development Citizen Advisory Committee. **Motion** passed unanimously (7-0).

Other Mayor's Business:

Mayor Nehring reported that he attended the second annual Youth Academy Graduation last Saturday which was a tremendous event. He commended the SRO's and the team for that event.

Staff Business

Chief Smith commended staff for the Youth Academy and graduation event.

Sandy Langdon:

- The financial portion of the audit has been completed. It was a clean audit for the 2017 year.
- Council should have received an invitation for the accountability portion of the audit.

Jon Walker stated the need to discuss two Executive Session items, one related to the purchase of real estate and one related to the performance of a public official expected to last 20 minutes with potential action on both items.

Mayor Nehring suggested that the CPSM study special meeting take place after this meeting recesses, but before the Executive Session to accommodate those who were present for the special meeting. There was no objection to this.

Dave Koenig wished everyone a nice summer break.

Chief McFalls wished everyone a nice break in August.

Jim Ballew:

- He thanked the Council for the spray park which has been absolutely packed this summer.
- The activity at Ebey Waterfront Park has been up considerably. Police have helped considerably with transient activity.
- He reminded the Council about National Night Out on August 7.

Kevin Nielsen gave an update on upcoming construction projects and road closures and detours.

Gloria Hirashima:

- Thanks to the negotiating teams for working out the Teamster agreement.
- Staff is continuing to work on an assessment of insurance options for property liability and employee benefits. They hope to be able to make a recommendation by September or October.
- She commended Connie Mennie for her communication pieces that have been presented to Council and on social media and the website.

Call on Councilmembers

Councilmember Vaughan had no comments.

Councilmember James:

- He attended the Snohomish County Cities meeting where Josh Brown from the Puget Sound Regional Council updated the Vision 2050.
- He commended Connie Mennie and Commander Mark Thomas for their presentation at the library last week.

Councilmember King:

- He has enjoyed the outdoor movies and concerts.
- He gave an update on the Strawberry Festival float parade activities.

Councilmember Stevens had no comments.

Councilmember Toyer had no comments.

Councilmember Muller had no comments.

Councilmember Norton reported that the 4th of July Committee met with parks and police staff. They hope to have a recommendation for Council in September regarding the potential of event.

The meeting recessed at 8:08 p.m. and was followed by the Special Meeting relating to the police study prior to Executive Session.

Council reconvened into Executive Session at 8:40 p.m. and discussed two items with action expected on both. Executive Session was extended 30 minutes.

Executive Session

A. Personnel – one item

B. Real Estate – one item

Executive Session ended and Public Meeting reconvened at 9:30 p.m.

Motion made by Councilmember Muller, seconded by Councilmember Vaughan to authorize the Mayor to sign a purchase and sale contract in regard to 1321 5th Street between City and Mark Christle and Aaron Anderson in the amount of \$345,000.

Motion made by Councilmember Muller, seconded by Councilmember Norton, to authorize the Mayor to sign the sixth amendment to the Chief Administrative Officer Employment Contract, setting salary at \$16,997.96 per month.

Adjournment

The meeting was adjourned at 9:30 p.m.

Approved this 10 day of September, 2018.

Mayor
Jon Nehring

