

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
Excuse the absence of Councilmember Toyer	Approved
<b>Approval of the Agenda</b>	Approved
<b>Committee Reports</b>	
<b>Presentations</b>	
Declaring February 2019 as Black History Month	Presented
<b>Audience Participation</b>	
<b>Approval of Minutes</b>	
Approval of the January 7, 2019 City Council Work Session Minutes.	Approved
Approval of the January 14, 2019 City Council Meeting Minutes.	Approved
<b>Consent Agenda</b>	
Approval of the January 23, 2019 Claims in the Amount of \$347,807.62 Paid by EFT Transactions and Check Numbers 129860 through 130036 with No Check Numbers Voided.	Approved
Approval of the January 30, 2019 Claims in the Amount of \$232,261.79 Paid by EFT Transactions and Check Numbers 130037 through 130104 with Check Numbers 129953 and 129985 Voided.	Approved
<b>Review Bids</b>	
<b>Public Hearings</b>	
Consider an Ordinance Vacating the Rights-of-Way for Future Construction of the Civic Campus and Waive Compensation in Accordance with MMC 12.32.020.	Approved Ord. No. 3119
<b>New Business</b>	
Consider Amendment No. 9 to the Janitorial Services Contract with Advantage Building Services.	Approved
Consider the Technology Solution Contract with Compulink Management Center, Inc. dba Laserfische for an Enterprise Content Management System.	Approved
Consider the Local Agency Federal Aid Project Prospectus and Local Agency Funding Agreement with Washington State Department of Transportation thereby Securing Funding for the 80th St NE Non-Motorized Project.	Approved
Resolution with Snohomish County Fire Protection District No. 12 to form a Regional Fire Protecting Authority.	Approved Resolution No. 2460
Consider an Ordinance Amending MMC 3.63.030(3)(b) Low Income Disabled Citizen Discount	Approved Ordinance No. 3120
Consider an Ordinance to Continue to Impose Sales and Use Tax as Authorized by RCW 82.14.415 as a Credit against State Sales and Use Tax; Certifying the Cost to Provide Municipal Services to the Central Marysville Annexation Area; and Setting a New threshold Amount for the Fiscal Year 2019 Relating to Annexations.	Approved Ordinance No. 3121
<b>Legal</b>	
<b>Mayor's Business</b>	
2019 Legislative Priorities	Approved
<b>Staff Business</b>	

Discussion of City Levy Rate in regards to Proposed Regional Fire Authority Formation	Held/Approved
<b>Call on Councilmembers</b>	
<b>Recess</b>	7:50 p.m.
<b>Executive Session</b>	7:55 p.m.
<b>Pending Litigation – one item</b>	No Action
<b>Potential Litigation – two items</b>	Approved
<b>Adjournment</b>	8:08 p.m.

**Regular Meeting**  
February 11, 2019

**Call to Order / Pledge of Allegiance**

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

**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, and Jeff Vaughan

**Absent:** Rob Toyer

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Jon Walker, Public Works Director Kevin Nielsen, Community Development Director Dave Koenig, Fire Chief Martin McFalls

**Motion** made by Councilmember Muller, seconded by Councilmember James, to excuse the absence of Councilmember Toyer. **Motion** passed unanimously.

**Motion** made by Councilmember Stevens, seconded by Councilmember Norton, to approve the agenda. **Motion** passed unanimously.

**Committee Reports**

Councilmember James reported that the Community Development Block Grant Committee recently met. They did a final review and approval of the applicants for this cycle.

Councilmember Muller reported that Public Works Committee met on February 1. They reviewed project lists and funding.

Councilmember Stevens reported on the Economic Development Committee meeting on Friday where they received updates on the criminal safety campus.

## **Presentations**

A. Declaring February 2019 as Black History Month.

Mayor Nehring read a Proclamation into the record declaring February 2019 as Black History Month in the City of Marysville and encouraging all residents to recognize the significant and lasting contributions that African Americans bring to the success of our community.

## **Audience Participation**

Zach Von Schneider, Bellingham, raised concerns about the recent HVAC mechanical contractor bid for the City of Marysville.

Gary Caldecott, 9700 50<sup>th</sup> Ave, asked to get side-by-sides legalized in the city for use in the snow.

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

1. Approval of the January 7, 2019 City Council Work Session Minutes.

**Motion** made by Councilmember Norton, seconded by Councilmember King, to approve the January 7, 2019 City Council Work Session Minutes. **Motion** passed unanimously.

2. Approval of the January 14, 2019 City Council Meeting Minutes.

**Motion** made by Councilmember King, seconded by Councilmember James, to approve the January 14, 2019 City Council Meeting Minutes. **Motion** passed unanimously.

## **Consent**

3. Approval of the January 23, 2019 Claims in the Amount of \$347,807.62 Paid by EFT Transactions and Check Numbers 129860 through 130036 with No Check Numbers Voided.

4. Approval of the January 30, 2019 Claims in the Amount of \$232,261.79 Paid by EFT Transactions and Check Numbers 130037 through 130104 with Check Numbers 129953 and 129985 Voided.

**Motion** made by Councilmember Muller, seconded by Councilmember Stevens, to approve Consent Agenda items 3 and 4. **Motion** passed unanimously.

## **Review Bids**

## **Public Hearings**

5. Consider an Ordinance Vacating the Rights-of-Way for Future Construction of the Civic Campus and Waive Compensation in Accordance with MMC 12.32.020.

Director Koenig explained that this would vacate three alleys and two street ends on 6<sup>th</sup> and 7<sup>th</sup> between the BNSF railroad and Delta Avenue for the civic campus.

The public hearing was opened at 7:11 p.m. and public comments were solicited. Seeing none, the hearing was closed at 7:11 p.m.

**Motion** made by Councilmember Norton, seconded by Councilmember Muller, to approve Ordinance 3119. **Motion** passed unanimously.

## **New Business**

6. Consider Amendment No. 9 to the Janitorial Services Contract with Advantage Building Services.

Director Nielsen stated this would extend the existing janitorial contract for one more year for \$166,000.

**Motion** made by Councilmember Muller, seconded by Councilmember King, to authorize the Mayor to sign and execute Amendment No. 9 to the Janitorial Services Contract with Advantage Building Services. **Motion** passed unanimously.

7. Consider the Technology Solution Contract with Compulink Management Center, Inc. dba Laserfische for an Enterprise Content Management System.

Director Langdon explained this is a budget item from the 2019-2020 budget which would provide the structure for the paperless process.

**Motion** made by Councilmember Norton, seconded by Councilmember Muller, to authorize the Mayor to sign the contract between Technology Solution and the City of Marysville and Compulink Management Center, Inc. dba Laserfische for an Enterprise Content Management System. **Motion** passed unanimously.

8. Consider the Local Agency Federal Aid Project Prospectus and Local Agency Funding Agreement with Washington State Department of Transportation thereby Securing Funding for the 80th St NE Non-Motorized Project.

Director Nielsen reviewed this grant for \$272,000 of federal money which requires a Federal Aid Prospectus. The grant will be used to add bike lanes and sidewalks between 47<sup>th</sup> and 51<sup>st</sup> on 80<sup>th</sup> Street NE. This portion will take care of the design.

**Motion** made by Councilmember Vaughan, seconded by Councilmember James, to authorize the Mayor to sign and execute the Local Agency Federal Aid Project Prospectus and Local Agency Funding Agreement with Washington State Department of Transportation thereby Securing Funding for the 80th St NE Non-Motorized Project. **Motion** passed unanimously.

9. Consider a Resolution approving the Joint Resolution with Snohomish County Fire Protection District No. 12 to form a Regional Fire Protecting Authority.

CAO Hirashima explained this resolution would adopt the Plan for the Marysville Fire District Regional Fire Authority, put the matter before the voters on April 23, and set a property tax levy rate of \$1.45 per \$1,000.

City Attorney Walker pointed out the change that, due to timing of meetings, the selection of pro and con committee members has been assigned to the Marysville Fire District Fire Board.

**Motion** made by Councilmember King, seconded by Councilmember Stevens, to approve Resolution No. 2460. **Motion** passed unanimously.

10. Consider an Ordinance Amending MMC 3.63.030(3)(b) Low Income Disabled Citizen Discount.

Finance Director Langdon reviewed the amendments to the low income disabled citizen discount.

Councilmember Norton asked what the impact of this might be. Finance Director Langdon reported that based on the applications received in the past, there would be about a \$27,000 impact per year.

**Motion** made by Councilmember James, seconded by Councilmember King, to approve Ordinance No. 3120. **Motion** passed unanimously.

11. Consider an Ordinance to Continue to Impose Sales and Use Tax as Authorized by RCW 82.14.415 as a Credit against State Sales and Use Tax; Certifying the Cost to Provide Municipal Services to the Central Marysville Annexation Area; and Setting a New threshold Amount for the Fiscal Year 2019 Relating to Annexations.

Director Langdon explained this ordinance would enable the City to continue receiving the last full year of annexation sales tax credit. She pointed out that this would come from the state's portion of taxes and is not an additional tax on the citizens.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Stevens, to approve Ordinance No. 3121. **Motion** passed unanimously.

## Legal

### Mayor's Business

#### 13. Legislative Priorities

**Motion** made by Councilmember Norton, seconded by Councilmember Muller, to adopt the 2019 Legislative Priorities. **Motion** passed unanimously.

Other:

- The AWC Convention this week has been cancelled due to inclement weather.
- Mayor Nehring recognized all the crews and staff that have been working extremely hard with the snow storm.

### Staff Business

#### 12. Discussion of City Levy Rate in regards to Proposed Regional Fire Authority Formation.

Director Langdon reviewed this item.

Councilmember Norton commented that the Council has always been very mindful of taxpayers and reluctant to raise taxes unless necessary. She spoke in support of reducing the levy rate to a certain level and not retaining the entire amount. She proposed reducing the amount to \$1.15 which is \$.40 above the \$.75. This would balance sensitivity to the taxpayers while being responsible to provide the services that the citizens need and expect. It would be enough to cover lost sales tax revenue from the annexation credit which will expire next year and provide some additional funds to address public safety needs, public safety building, and obtain grants to get other projects done.

Councilmember King asked if the City received money from the County for the 88<sup>th</sup> Street improvements. Director Nielsen replied that they did. Some of the funds were used to construct 51<sup>st</sup> from 84<sup>th</sup> to 88<sup>th</sup>. There still are traffic impact fees in the amount of \$2.6 million available, but the total project cost is extremely large.

Councilmember Muller thanked Finance Director Langdon for the information. He asked how they could make the public aware that they could be charging a lot more, but they are actually reducing the current effective rate. CAO Hirashima explained that the City and the Fire District would have an active communication plan where this would be communicated.

Councilmember Stevens spoke highly of how effectively the staff uses the money they have to leverage grant money and get more products done. For this reason he spoke in support of the \$.40.

Councilmember James also spoke in support of the \$.40.

**Motion** made by Councilmember Muller, seconded by Councilmember Norton, to direct staff to reduce the levy rate of \$1.15. **Motion** passed unanimously.

Other Staff Business:

Chief Smith echoed praise for the public works crews, police officers, firefighters, and paramedics. He also thanked the citizens for driving safely.

Director Langdon also expressed appreciation to staff for their hard work.

City Attorney Walker stated the need for a 10-minute Executive Session to address three items – two items regarding potential litigation with action expected on both and one item on pending litigation with no action expected.

Director Koenig also praised the public works crews.

Chief McFalls expressed gratitude to public works. He also thanked the Council for their vision and continued support of public safety and the community at large.

Director Ballew expressed appreciation to everybody involved in managing the community. He also expressed appreciation to the community for being patient with all the cancellations due to the snow.

Director Nielsen commended his crews and the city staff for their work in the storm.

CAO Hirashima thanked the Council and the Mayor for their action tonight.

### **Call on Councilmembers**

Jeff Vaughan thanked everyone for their work during the snow storm.

Mark James thanked Director Nielsen for keeping the streets clear.

Tom King:

- He has heard a lot of positive comments from friends and relatives around town about how the City is handling the snow and ice.
- He volunteered at the Father-Daughter Dance which was very successful.

Michael Stevens said he received a call from a client of his who has a lot of multi-family housing facilities from Lynnwood up to the Skagit border. His client informed him that



Marysville has done the best job of keeping the roads clear of all the communities they have property in. He thanked everyone who spent so much time on the RFA Committee and getting this to where they are today.

Steve Muller echoed thanks to public works and public safety.

Kamille Norton thanked city staff for their hard work during the snow. She is also happy to be at this point of the RFA process. She thanked the Council for their thoughtful discussions through this whole process. She is excited to have this go to the voters now.

Mayor Nehring expressed appreciation to the Council for their hard work and thoughtfulness in decision-making.

### **Recess**

Council recessed from 7:50 to 7:58 p.m.

### **Executive Session**

Council reconvened in Executive Session at 7:58 for ten minutes to address three litigation items - two items regarding potential litigation with action expected on both and one item on pending litigation with no action expected. Executive Session ended at 8:08 p.m.

Litigation – three items, RCW 42.30.110(1)

**Motion** made by Councilmember Norton, seconded by Councilmember Muller, to authorize the Mayor to sign the engagement letter with Perkins Coie for Geddes Marina. **Motion** passed unanimously.

**Motion** made by Councilmember Muller, seconded by Councilmember Stevens, to authorize the Mayor to sign the utility settlement agreement with AMCAL. **Motion** passed unanimously.

### **Adjournment**

The meeting was adjourned at 8:08 p.m.

Approved this 4 day of March, 2019.

  
\_\_\_\_\_  
Mayor  
Jon Nehring