

City Council



501 Delta Ave  
Marysville, WA 98270

**Regular Meeting  
June 26, 2023**

**Call to Order**

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

**Invocation**

Pastor Aaron Thompson gave the invocation.

**Pledge of Allegiance**

Mayor Nehring led the Pledge of Allegiance.

**Roll Call**

**Mayor:** Jon Nehring

**Council:**

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

**Absent:** Councilmember Kelly Richards (excused)

**Staff:** Chief Administrative Officer (CAO) Gloria Hirashima, City Attorney Jon Walker, Interim Finance Director Sandy Langdon, Asst. Police Chief Lawless, Parks, Culture, and Recreation Director Tara Mizell, Community Development Director Haylie Miller, Asst. Public Works Director Max Phan, Communications Manager Connie Mennie, Communications Specialist Bridgette Larsen, Human Resources Director Megan Hodgson, Network Systems Administrator Chris Brown, Skip Knutsen (via Zoom), Police Officer Paden Marlin

**Motion** to excuse the absence of Councilmember Richards moved by Council President Norton, seconded by Councilmember Muller. **Motion passed unanimously.**

## Approval of Agenda

**Motion** to approve the agenda moved by Councilmember James, seconded by Councilmember Condyles. **Motion passed unanimously.**

## Presentations

A.) Oath of Office for Police Officer Paden Marlin

Police Officer Paden Marlin was introduced, sworn in, and welcomed.

B.) Mayor's Excellence Award

Mayor Nehring recognized the Utility Billing Team for successfully resolving all 949 COVID payment plans in addition to the work they do every day.

C.) Proclamation Declaring July 2023 Parks and Recreation Month in Marysville

Mayor Nehring read the proclamation declaring July 2023 Parks and Recreation Month in the City of Marysville.

D.) Strategies 360 Legislative Update

Kelsey Hulse, Vice President Government Relations, Strategies 360, gave an update on the 2023 legislative sessions.

## Approval of Minutes

1.) May 22, 2023 City Council Meeting Minutes

**Motion** to approve the May 22, 2023 City Council Meeting Minutes as presented moved by Councilmember Muller, seconded by Councilmember James. **Motion passed unanimously.**

2.) June 5, 2023 City Council Work Session Minutes

**Motion** to approve the June 5, 2023 City Council Work Session Minutes as presented moved by Councilmember Condyles, seconded by Councilmember King. **Motion passed unanimously.**

3.) June 12, 2023 City Council Meeting Minutes

**Motion** to approve the June 12, 2023 City Council Meeting Minutes as presented moved by Councilmember James, seconded by Council President Norton. **Motion passed unanimously.**

## Consent

- 4.) May 31, 2023 Claims in the Amount of \$1,089,561.50 Paid by EFT Transactions and Check Numbers 163203 through 163267
- 5.) June 07, 2023 Claims in the Amount of \$2,420,543.90 Paid by EFT Transactions and Check Numbers 163268 through 163429 with Check Numbers 153737, 154771 and 160789 Voided
- 6.) June 09, 2023 Payroll in the Amount of \$1,828,248.14 Paid by EFT Transactions and Check Numbers 34626 through 34646
- 7.) June 21, 2023 Claims in the Amount of \$1,883,514.37 Paid by EFT Transactions and Check Numbers 163600 through 163743 with Check Numbers 145606 and 163574 Voided

**Motion** to approve Consent Agenda items 4, 5, 6, and 7 moved by Councilmember King, seconded by Council President Norton. **Motion passed unanimously.**

### **Review Bids**

- 8.) Contract Award - 80th St NE Non-Motorized Project

**Motion** to authorize the Mayor to award and execute the contract for the 80th Street NE Non-Motorized Project with Reece Construction Company in the amount of \$899,816.00 and approve a management reserve of \$89,981.60 for a total allocation of \$989,797.60 moved by Councilmember Muller, seconded by Council President Norton. **Motion passed unanimously.**

### **Public Hearings**

- 9.) Six-Year Transportation Improvement Program (TIP) Update

The hearing was opened at 7:25 p.m.

Staff Presentation: Asst. Director Phan reviewed the Six-Year TIP projects and funding sources. The total six-year program is \$479 million. The 2024 estimated program is \$129 million. He highlighted projects in the following categories: Non-Motorized Projects, Traffic Safety/Intersection Improvements, Widening/Lane Addition Projects, New Alignment Projects, Bridges, Pavement Preservation, Joint Agency Projects, and Debt Service.

Councilmember Muller asked about a placeholder they used to have for 88th to 100th on 67th for pedestrian improvements. Asst. Director Phan indicated he would look into that.

Councilmember King said the railroad is planning on adding two more passenger trains between Seattle and Vancouver. This is another good reason to build that overcrossing at Grove.

Public Testimony: The public testimony portion of the public hearing was opened at 7:37 p.m. and public comments were solicited. Seeing none, the public hearing was closed at 7:38 p.m.

**Motion** to approve Resolution 2530 adopting a Six-Year Transportation Improvement Program (2024-2029) for the City of Marysville moved by Councilmember James, seconded by Councilmember King. **Motion passed unanimously.**

- 10.) A Resolution of the City Council of the City of Marysville, Washington, Declaring Certain Real Property Purchased with Utility Funds to be Surplus and Authorizing Its Demolition

The public hearing was opened at 7:39 p.m.

Staff Presentation: City Attorney Walker reviewed this item.

Public Testimony: The public testimony portion of the public hearing was opened at 7:40 p.m. and public comments were solicited.

Tom Lewis, 1811 25th Avenue NE, Apt K105, Marysville, WA 98271, asked about plans for what the City is going to do with the property after they demolish it. CAO Hirashima explained there are no immediate plans but there are plans to utilize for public recreation purposes.

Seeing no further comments, the public hearing was closed at 7:42 p.m.

**Motion** to approve Resolution No. 2531 moved by Councilmember Stevens, seconded by Councilmember Muller. **Motion passed unanimously.**

### **New Business**

- 11.) Administrative Service Contract between Premera Blue Cross and City of Marysville

Director Hodgson reviewed this item.

**Motion** to authorize the Mayor to execute the agreement with Premera Blue Cross moved by Councilmember Stevens, seconded by Council President Norton. **Motion passed unanimously.**

- 12.) 2022 Transportation Benefit District (TBD) Annual Report

Asst. Director Phan reported on the 2022 TBD Funds Annual Report.

2022 Pavement Preservation - \$1,560,000:

- 152nd Street NE (Smokey Point Blvd to city/county line)
- 51st Avenue NE (152nd Street NE to city limits)
- Shoultes Road (100th Street NE to 51st Avenue NE)

2022 Transportation Projects \$865,237:

- Sunnyside Blvd and 52nd Avenue NE Intersection
- Sunnyside Blvd and 53rd Avenue NE Intersection
- 8th Street Improvements from State Avenue to Ash Avenue

Revenues generated from TBD sales tax revenue have continued to trend higher than anticipated. Original estimates were \$1.6 M annually.

Mayor Nehring asked staff to take a look at the transition into the Safeway parking lot from Grove Street. Asst. Director Phan indicated they would look into it.

**Motion** to approve the 2022 Transportation Benefit District Annual Report moved by Council President Norton, seconded by Councilmember Muller. **Motion passed unanimously.**

13.) Local Agency Agreement and Local Agency Federal Aid Project Prospectus with WSDOT for the 2020 City Safety RRFBs Project

Asst. Director Phan reviewed this item related to the 2020 City Safety RRFBs (Rectangular Rapid Flashing Beacons) project which will install pedestrian-activated flashing beacon systems at two crosswalk locations.

**Motion** to authorize the Mayor to sign and execute the Local Agency Agreement and Local Agency Federal Aid Project Prospectus to obligate construction funds for the 2020 City Safety RRFBs project moved by Council President Norton, seconded by Councilmember James. **Motion passed unanimously.**

14.) July 1, 2023 to June 30, 2024 Property and Cyber Insurance Renewal

CAO Hirashima reviewed this item related to cyber insurance renewal.

Councilmember James asked if they have had any incidents reported on this policy. CAO Hirashima replied they have not. Councilmember James asked if there is anything they can do to make their rate better. CAO Hirashima explained they have looked into that.

**Motion** to authorize the Mayor to sign and execute the July 2023 through June 2024 Property and Cyber Insurance Policy renewal at an annual cost of \$410,634.35 moved by Councilmember King, seconded by Councilmember Condyles. **Motion passed unanimously.**

15.) Water Quality Combined Financial Assistance Agreement with DOE for the LID Retrofit for Cascade and Shoultes Safe Routes

Asst. Director Phan reviewed this item.

Council President Norton asked about any speed limit impacts as a result of these projects. Asst. Director Phan replied that the speed limit would not change.

**Motion** to authorize the Mayor to sign and execute the State of Washington Department of Ecology Agreement No. WQC-2023-MaryPW-00143 Water Quality Combined Financial Assistance Agreement for the LID Retrofit for the Cascade and Shoultes Safe Routes Project moved by Councilmember James, seconded by Council President Norton.

**Motion passed unanimously.**

- 16.) Local Agency Agreement Supplement and Local Agency Federal Aid Project Prospectus with WSDOT for the State Ave Corridor Pavement Preservation National Highway System (NHS) Project

Asst. Director Phan reviewed this item.

**Motion** to authorize the Mayor to sign and execute the Local Agency Agreement Supplement and Local Agency Federal Aid Project Prospectus to obligate construction funds for the State Ave Corridor Pavement Preservation NHS project moved by Councilmember Muller, seconded by Councilmember King. **Motion passed unanimously.**

- 17.) Local Agency Agreement Supplement and Local Agency Federal Aid Project Prospectus with WSDOT for the 116th Street Pavement Preservation National Highway System (NHS)

Asst. Director Phan reviewed this item.

**Motion** to authorize the Mayor to sign and execute the Local Agency Agreement Supplement and Local Agency Federal Aid Project Prospectus to obligate construction funds for the 116th Street Pavement Preservation NHS Project moved by Council President Norton, seconded by Councilmember Condyles. **Motion passed unanimously.**

- 18.) Police Interceptor SUV - Purchase Authorization

Skip Knutsen reviewed this item regarding procurement of four new and six used police Interceptor SUVs.

**Motion** to authorize the Mayor to sign and execute the purchase agreements for Ford Interceptor SUV's as they are made available as part of the procurement process moved by Councilmember James, seconded by Councilmember Muller. **Motion passed unanimously.**

19.) A Resolution Adopting Policies and Procedures for Right-of-Way Acquisition

Asst. Director Phan reviewed the updates to ROW procedures with WSDOT.

**Motion** to approve Resolution 2532 and authorize the Mayor to sign the attached Right-of-Way Procedures, Administrative Settlement Policy, Waiver of Appraisal Procedure, Relocation Appeal Process and thereby adopting the City's right-of-way procurement policy consistent with the Washington State Department of Transportation program requirements moved by Councilmember Stevens, seconded by Councilmember King. **Motion passed unanimously.**

20.) A Resolution regarding Gissberg Twin Lakes

Director Mizell reviewed this item regarding the transfer of ownership of Gissberg Twin Lakes Park from Snohomish County to the City of Marysville.

Councilmember King asked if the restrooms are currently closed. Director Mizell replied that they are.

Councilmember Muller asked about tree removals. Director Mizell replied they are out to bid for the last trees to be removed.

**Motion** to approve Resolution No. 2533 moved by Councilmember Muller, seconded by Councilmember Condyles. **Motion passed unanimously.**

21.) A Resolution of the City Council of the City of Marysville, Washington, Declaring Certain Real Property Surplus and Authorizing Its Demolition

City Attorney Walker explained this is another resolution regarding surplus property (four parcels).

**Motion** to approve Resolution No. 2534 moved by Councilmember Stevens, seconded by Council President Norton. **Motion passed unanimously.**

22.) An Ordinance of the City of Marysville Amending Chapter 6.27 of the Municipal Code in Regard to Controlled Substances and Drug Paraphernalia

City Attorney Walker explained this is in response to state legislative action regarding possession of a controlled substance. This is an emergency ordinance to protect public health and safety and would go into effect immediately.

**Motion** to adopt Ordinance No. 3275 moved by Council President Norton, seconded by Councilmember James. **Motion passed unanimously.**

23.) An Ordinance of the City of Marysville for Public Art

Director Mizell reviewed this proposal to set up an art funding mechanism to purchase public art.

Councilmember Muller requested having proposed art projects come to Council for final approval. City Attorney suggested that the Economic Development Committee could recommend projects which could then come back to Council for final approval if desired by the Council.

Council President Norton asked if there would be some professional oversight on this. Director Mizell explained they could structure this however they like. Staff's intention was to avoid having councilmembers have to attend an additional meeting.

City Attorney Walker discussed the proposed revised language and process.

Exhibit A, Number 2 revised language would say: *The Mayor will present proposals to the Council's Economic Development Committee The proposals approved by the Economic Development Committee would be presented to the City Council which will decide whether to approve any proposal.*

**Motion** to adopt Ordinance No. 3276 with changes as read into the record moved by Councilmember Condyles, seconded by Councilmember Stevens. **Motion passed unanimously.**

## **Mayor's Business**

Mayor Nehring:

- Thanks to MaryFest, City Council, and everyone involved in Strawberry Festival.
- The AWC conference last week in Spokane had really good classes and tours.
- On Wednesday night, there will be a joint coffee klatch with the superintendent at Lakewood High School.
- There will be two ribbon cuttings this week.

## **Staff Business**

City Attorney Walker stated the need for an Executive Session to discuss one item regarding the performance of public employee for ten minutes with potential action.

## **Call on Councilmembers and Committee Reports**

Councilmember Condyles:

- He thanked MaryFest for their hard work on Strawberry Festival. It was a great week. He was glad the rain held off.
- He attended the AWC Conference in Spokane last week. The highlight for him was touring the Podium athletic facility along the riverwalk.

Councilmember James:



- Thanks to the Utility Billing Team for getting the payment plan balances down to zero.
- He attended the ribbon cutting at Ridgeway's clubhouse on Thursday, the 15th.
- Market in the Park seemed to be really well attended.
- The parade was really nice. He liked the 5:00 start.
- The AWC Conference in Spokane was great. He also enjoyed the mobile tours, especially the one of the Podium athletic facility.

Councilmember King:

- He and Councilmember Richards attended the Comprehensive Plan Open House last week.
- On behalf of the Strawberry Festival, he thanked the City for their support. He also thanked the school district and the Tribes for their support.

Councilmember Stevens:

- He agreed the 5:00 start time is great for families. He also enjoyed the parade route.
- He reported on the Economic Development Committee meeting earlier tonight. They discussed the draft Housing Needs Assessment. A final report is expected in November. They also discussed updates to development fees cost of service.

Councilmember Muller:

- He had a great time at the Strawberry Festival. It was an honor to represent the City. He recognized the hard work by MaryFest.
- He will not be at the July 3 meeting.

Council President Norton:

- She reported on the Finance Committee meeting from last week. She reviewed sales tax numbers. They also celebrated the closing out of the utility payment plans.
- She reported on the Public Safety Committee meeting. Citywide, compared to the pre-pandemic four-year average, crime is down 10.92%. Compared to 2021 YTD, suicide calls were up 512% which highlights the need for mental health services. There was a good discussion about code enforcement and how that happens. Graffiti numbers are down.
- She agreed that this was one of the better AWC conferences that she has attended. She particularly enjoyed the tour of the sports complex.

**Adjournment/Recess**

Council went into recess at 8:45 p.m.

**Executive Session**

Council went into Executive Session at 8:52 for 10 minutes with potential action to discuss one item related to performance of a public employee. Executive Session was extended for five minutes at 9:02 and again at 9:07. Executive Session ended at 9:12 p.m.

### Reconvene

The meeting reconvened at 9:12 and immediately adjourned with no action.

### Adjournment

**Motion** to adjourn at 9:12 p.m. moved by Council President Norton, seconded by Councilmember Muller. **Motion passed unanimously.**

The meeting was immediately adjourned at 9:12 p.m.

Approved this 12<sup>th</sup> day of July, 2023.

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Mayor  
Jon Nehring

