

**City Council**



**1049 State Avenue  
Marysville, WA 98270**

**Regular Meeting  
October 24, 2022**

**Call to Order**

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

**Invocation**

Chaplain Dan Hazen 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

Absent: None

Staff: Chief Administrative Officer (CAO) Gloria Hirashima, City Clerk/Finance Planning Manager John Nield, Finance Director Crystil Wooldridge, Parks & Recreation Director Tara Mizell, IT Director Stephen Doherty, Community Development Director Haylie Miller, Police Chief Erik Scairpon, Public Works Director Jeff Laycock, City Attorney Jon Walker, Information Systems Administrator Chris Brown, Information Systems Analyst Mike Davis, Systems and Database Analyst Will Kaiser, Public Information Officer Connie Mennie, Deputy City Clerk Genevieve Geddis

**Approval of the Agenda**

The budget presentation was pulled and will come back on November 7. The public hearing will be held on November 14th and 28th.

**Motion** to approve the agenda moved by Council President Norton seconded by Councilmember Richards.

**AYES: ALL**

## **Presentations**

A. Police Officers' Promotional Swearing In

Derek Carlile and John Elton were sworn in.

## **Audience Participation**

None.

## **Approval of Minutes**

1. September 26, 2022 City Council Meeting Minutes

[CC 09262022.docx](#)

**Motion** to approve the September 26, 2022 City Council Meeting Minutes moved by Councilmember James seconded by Council President Norton.

**VOTE: Motion carried 6 - 0**

**AYES:** Peter Condyles, Mark James, Tom King, Kelly Richards, Steve Muller, Kamille Norton

**ABSTAIN:** Michael Stevens

2. October 3, 2022 City Council Work Session Minutes

[WS 10032022.docx](#)

**Motion** to approve the October 3, 2022 City Council Work Session Minutes moved by Councilmember Stevens seconded by Councilmember Muller.

**AYES: ALL**

## **Consent**

3. September 23, 2022 Payroll in the Amount of \$1,758,091.59 Paid by EFT Transactions and Check Numbers 34151 through 34165

4. September 28, 2022 Claims in the Amount of \$958,167.49 Paid by EFT Transactions and Check Numbers 158161 through 158273 with Check Numbers 157681, 158215 and 158235 Voided

### **092822.rtf**

5. October 5, 2022 Claims in the Amount of \$825,822.29 Paid by EFT Transactions and Check Numbers 158274 through 158391

### **100522.rtf**

6. October 07, 2022 Payroll in the Amount of \$1,602,637.62 Paid by EFT Transactions and Check Numbers 34166 through 34179
7. October 12, 2022 Claims in the Amount of \$1,562,119.17 Paid by EFT Transactions and Check Numbers 158392 through 158589 with Check Numbers 140563 and 158365 Voided

### **101222.rtf**

8. October 19th, 2022 Claims in the Amount of \$792,533.73 Paid by EFT Transactions and Check Numbers 158590 through 158719 with Check Numbers 157745 and 158514 Voided

### **101922.rtf**

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

**AYES: ALL**

### **Review Bids**

9. Waste Water Treatment Plant (WWTP) Near Term Tertiary Treatment Improvements

### **Bid Tab Certified.pdf**

### **Marysville Near Term Project Manual - CONTRACT.pdf**

Director Laycock reviewed this item. The low bidder was McClure and Sons. Staff is recommending approval of the contract in the amount of \$3,238,504.03.

**Motion** to authorize the Mayor to sign and execute the WWTP Near Term Tertiary Treatment Improvements project contract with McClure and Sons, Inc. in the amount of \$2,944,094.03 and approve a management reserve of \$294,410.00 for a total allocation of \$3,238.504.03 moved by Councilmember Muller seconded by Councilmember Richards.

**AYES: ALL**

### **Public Hearings**



10. Ordinance to extend the interim regulations established by Ordinance 3216, related to the maximum residential density allowed in the Community Business Zone.

**0 AB-CB zone CA22-007.docx.pdf**

Director Miller introduced the public hearing regarding extending the interim regulations for the Community Business zone. Staff is requesting the interim regulations be extended for six months to allow development of a form-based code.

Councilmember Muller asked for more regular updates regarding the Planning Commission meetings. Director Miller indicated they could provide those.

The public hearing was opened at 7:40 p.m. There were no comments. The public hearing was closed at 7:41 p.m.

**Motion** to adopt Ordinance No. 3235 extending the interim regulations adopted by Ordinance 3216 by six (6) months moved by Councilmember King seconded by Councilmember Richards.

**AYES: ALL**

11. Agreement to Relinquish Interest in Rucker Building to Snohomish County

**Agmt to Relinquish Real Property Int 9.26.22.docx**

City Attorney Walker reviewed this item related to the Rucker Building. It would transfer the City's fractional share of the ownership to the County.

The public hearing was opened at 7:41 p.m. Public comments were solicited. There were none. The hearing was closed at 7:42 p.m.

**Motion** to approve the relinquishment of the City's interest in the Rucker Building to Snohomish County, and to authorize the Mayor to sign the Agreement to Relinquish Real Property Interest and associated Quit Claim Deed moved by Council President Norton seconded by Councilmember Stevens.

**AYES: ALL**

**New Business**

12. Maplewood Crossing (PA20-064) – Easement Release

**Easement Release (Maplewood).docx**

**Easement Release Exhibits.pdf**

**Existing Easement Document.pdf**

### **Maplewood Site Plan.pdf**

Director Miller reviewed this item related to an easement for water utilities. Staff is recommending release of the easement since it is no longer needed.

**Motion** to authorize the Mayor to execute the Release of Easement to Keystone Land, LLC for recording with Snohomish County moved by Councilmember Richards seconded by Councilmember King.

**AYES: ALL**

13. Amendment No. 1 to WSDOT Maintenance Agreement GMB 1117

### **WSDOT Maintenance Agreement GMB 1117 Amendment 1.pdf**

### **WSDOT Maintenance Agreement GMB 1117.pdf**

Director Laycock reviewed this item.

**Motion** to authorize the Mayor to sign and execute Amendment No. 1 to the WSDOT Maintenance Agreement number GMB 1117 moved by Councilmember Stevens seconded by Council President Norton.

**AYES: ALL**

14. Supplemental Agreement No. 1 to the Professional Services Agreement with BHC Consultants, LLC for the Wastewater Treatment Plant (WWTP) Near Term Tertiary Treatment Improvements Project

### **PSA\_SuppSF\_BHC.docx**

### **Exhibit A-1.pdf**

### **Fee.pdf**

Director Laycock reviewed this item related to the wastewater treatment plant.

**Motion** to authorize the Mayor to sign and execute Supplemental Agreement No. 1 to the Professional Services Agreement with BHC Consultants, LLC for the Wastewater Treatment Plant Near Term Tertiary Treatment Improvements Project moved by Councilmember James seconded by Councilmember Condyles.

**AYES: ALL**

15. Ordinance Amending Chapter 2.04 of the Municipal Code to Update Location of Council Meetings

### **Ordinance - Amending location of council meetings.docx**



City Attorney Walker explained they needed to update the Municipal Code to reflect the new location of Council meetings.

**Motion** to adopt Ordinance No. 3236 moved by Councilmember King seconded by Council President Norton.

**AYES: ALL**

16. Resolution Amending Council Procedures to Update Location of Council Meetings

### **Council Procedures Resolution- 10-24-22.docx**

**Motion** to adopt Resolution No 2524 moved by Councilmember Condyles seconded by Council President Norton.

**AYES: ALL**

### **Legal**

### **Mayor's Business**

Mayor Nehring announced that this would be the last Council meeting in this building. Staff will be moving to the new Civic Campus by the end of next week.

### **Staff Business**

Director Miller gave an update on a barn that burned down over on 116th. It is owned by the Tribes so the Fire District will be reaching out to representatives about cleaning that up. She noted there is also an abandoned gas station sign that was asked about on 4th Street. Staff is working with the owners of the property to have that sign removed.

CAO Hirashima noted that staff will get Council badges for access to the building prior to their first meeting there. If any councilmembers need a tour they should let staff know.

Councilmember King asked if there will be outdoor mailboxes for Council at the new building. CAO Hirashima replied that there will now be a Council workroom where they can put the mail.

City Attorney Walker stated the need for an Executive Session to address five items - one item regarding the purchase of real estate with action expected, one item regarding the lease of real estate with no action expected, and three collective bargaining items with action expected on one of those items. The total expected time was 20 minutes.

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

Councilmember Condyles congratulated the new police officers. He is excited to move to the new civic center but a little nostalgic about leaving this building.

Councilmember James agreed that it was nostalgic that this was the last meeting. He asked if they would be getting business cards with the new address. CAO Hirashima confirmed that they would be updated.

Councilmember King:

- Congratulations to the new officers. It was nice to see the great turnout.
- There was great turnout to the Mayor's coffee klatch last week as well.
- The new sidewalks around town look great.
- The garage in the alley between second and third on Union that has been tagged. Chief Scairpon indicated he would look into that.

Councilmember Stevens stated he would miss this building but is looking forward to the new building. It was great to see all the support for new officers tonight.

Councilmember Richards:

- It was great to see all the support for officers tonight.
- When we add new developments, do we look at where we might need crosswalks? Director Laycock replied that they look at development as it is coming in, but they don't mark every crosswalk. Councilmember Richards expressed concern that people are crossing there, but it is not marked and not safe.

Councilmember Muller commented that it is nice to see all the families in the room to support the police officers. He is excited to move to the new building.

Council President Norton agreed it is wonderful to see the promotions and all the wonderful support. It is bittersweet leaving this building, but she is looking forward to being in the new building.

### **Adjournment/Recess**

Council recessed at 8:10 for five minutes until 8:15 p.m.

### **Executive Session**

Executive Session was held to address 5 items - one item regarding the purchase of real estate with action expected, one item regarding the lease of real estate with no action expected, and three collective bargaining items with action expected on one of those items. Executive Session started at 8:20 p.m. and was expected to last for 20 minutes. It was extended for 10 minutes and 5 minutes. Executive Session ended at 8:55 p.m.

### **Reconvene**

The meeting reconvened at 8:55 p.m.

**Motion** to authorize the Mayor to sign and execute the Settlement Agreement with Teamsters regarding the police records unit moved by Councilmember Richards seconded by Councilmember Muller.

**AYES: ALL**

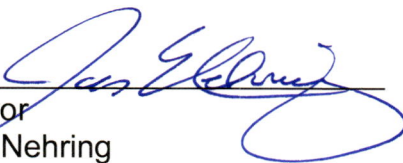
**Motion** to authorize the Mayor to sign and execute the Purchase and Sale Agreement with Steven Cong for Tax Parcel Number 31053300100500 for a purchase price of \$2.7 million moved by Councilmember Muller seconded by Councilmember Stevens.

**AYES: ALL**

### **Adjournment**

The meeting was adjourned at 8:58 p.m.

Approved this 30<sup>th</sup> day of November, 2022.

  
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Mayor  
Jon Nehring