

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Approval of the Agenda	Approved
Committee Reports	
Presentations	
Proclamation Honoring Councilmember Jeff Seibert	Presented
Audience Participation	
Approval of Minutes	
Approval of the November 27, 2017 City Council Meeting Minutes.	Approved
Consent Agenda	
Approval of the November 20, 2017 Payroll in the Amount of \$988,044.95 EFT Transactions and Check Number's 31216 through 31241 with Check Numbers 30510, 30801, & 30871 Voided.	Approved
Approval of the November 22, 2017 Claims in the Amount of \$485,967.39 Paid by EFT Transactions and Check Number's 120831 through 120973 with No Check Numbers Voided.	Approved
Approval of the November 29, 2017 Claims in the Amount of \$340,095.30 Paid by EFT Transactions and Check Numbers 120974 through 121103 with Check Number 111632 Voided.	Approved
Consider Approving an Interlocal Agreement with Washington State Department of Corrections for Community Correction Officer Services.	Approved
Consider Approving an Interlocal Agreement with Snohomish County Human Services Department Behavioral Health Program for Law Enforcement Embedded Social Worker Services.	Approved
Consider Approving the Renewal of the Interlocal for the Marysville Detective to Continue Participating with SNOCAT, the Local Regional Auto Theft Task Force.	Approved
Approval of the December 5, 2017 Payroll in the Amount of \$1,865,384.45 EFT Transactions and Check Number's 31242 through 31267.	Approved
Approval of the December 6, 2017 Claims in the Amount of \$1,361,999.13 Paid by EFT Transactions and Check Numbers 121104 through 121238 with Check Number 120441 Voided.	Approved
Review Bids	
Public Hearings	
New Business	
Consider Approving an Ordinance Affirming the Planning Commission's Recommendation and Adopting the Critical Areas Management Code Amendments.	Approved Ordinance No. 3073
Consider Approving an Ordinance Affirming the Planning Commission's Recommendation and Adopting Amendments to the Marysville Municipal Code Chapter 22C.090 Residential Density Incentives.	Approved Ordinance No. 3074
Consider Approving an Ordinance Affirming the Planning Commission's Recommendation and Adopting Amendments to the Marysville Municipal Code Chapter 22G.090 Subdivisions and Short Subdivisions.	Approved Ordinance No. 3075

Consider Approving an Ordinance Amending Chapter 11.08 of the Municipal Code to Prohibit Parking Vehicles with Expired Registration on Public Streets.	Approved Ordinance No. 3076
Consider Approving the Emergency Preparedness Coordinator Pay Classification, Establishing the Position at Pay Code N9 of the Non-Represented Pay Grid	Approved
Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget.	Approved Ordinance No. 3077
Consider Approving an Ordinance Amending Marysville Municipal Code Chapter 11.08.200 to Amend Tractor-Trailer Parking.	Approved Ordinance No. 3078
Consider Approving a Resolution Supporting Funding of a New Countywide 911 Emergency Radio System.	Approved Resolution No. 2430
Consider Approving an Ordinance Prohibiting Entering Roadway at Restricted Intersections.	Approved Ordinance No. 3079
Consider Approving Amendment No. 8 with Advantage Building Services for Janitorial Services which Increases the Contract by \$20,210.30 for a Total Amended Annual Contract Price of \$161,085.60 and Extend the Contract for an Eighth Annual Term.	Approved
Consider Approving a Resolution Adopting the Right-of-Way Procedures, Waiver of Appraisal Procedure and Administrative Settlement Policy thereby adopting the City's Right-of-Way Procurement Policy consistent with the Washington State Department of Transportation Program Requirements.	Approved Resolution No. 2431
Consider Approving to Petition to Withdraw from the Snohomish Conservation District.	Approved
Consider Approving the Eleventh Amendment of the Interlocal Agreement with the City of Arlington for Jail Services.	Approved
Consider Approving the Thirteenth Amendment of the Interlocal Agreement with the City of Lake Stevens for Jail Services.	Approved
Consider Approving the Teamster #763 Collective Bargaining Agreement for January 1, 2018 through December 31, 2020.	Approved
Consider Approving the Non-Represented Classification and Compensation Study and Salary Grid.	Approved
Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget and Providing for the Addition to the Teamster Represented Pay Classification, Grades and Ranges for 2018 as Budgeted for in Ordinance No. 3042.	Approved Ordinance No. 3080
Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget and Providing for the Addition to the Pay Classification, Grades and Ranges for 2018 as Budgeted for in Ordinance No. 3042.	Approved Ordinance No. 3081
Legal	
Mayor's Business	
Consider appointing Mayor Nehring as the City of Marysville caucus attendee to the Community Transit Caucus.	Approved

Staff Business	
Call on Councilmembers	
Consider providing notice to Arlington that Marysville is no longer moving forward with an RFA that includes them.	Approved
Consider authorizing staff to allocate resources to include Fire in the current Police workload study.	Approved
Consider directing staff to write a letter to Fire District 12 commissioners requesting a meeting of the RFA committee members for a date in January to discuss the opportunity to form an RFA.	Approved
Adjournment	9:20 p.m.
Reconvenement	9:30 p.m.
Executive Session	9:30 p.m.
Litigation – one item with no action	No Action
Real Estate – three items with action	
Action taken on three items	Approved
Adjournment	9:50 p.m.



Regular Meeting
December 11, 2017

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 Dan Hazen from Allen Creek Church 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: Steve Muller, Kamille Norton, Jeff Seibert, Michael Stevens, Rob Toyer, Jeff Vaughan, and Donna Wright

Absent: None

Also Present: Chief Administrative Officer Gloria Hirashima, Assistant Finance Director Jan Berg, Police Assistant Chief Jeffrey Goldman, City Attorney Jon Walker, Public Works Director Kevin Nielsen, Community Development Director Dave Koenig, Fire Chief Martin McFalls, Senior Planner Angela Gemmer, and Recording Secretary Laurie Hugdahl.

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

Committee Reports

None

Presentations

A. Proclamation Honoring Councilmember Jeff Seibert

Mayor Nehring read the Proclamation honoring Councilmember Seibert for his 16 years of dedicated and distinguished service to the City of Marysville and made comments expressing appreciation for his service. Councilmember Seibert thanked everyone for the Proclamation and made comments regarding his experience on the Council.

Audience Participation

None

Approval of Minutes

18. Approval of the November 27, 2017 City Council Meeting Minutes.

Motion made by Councilmember Norton, seconded by Councilmember Muller, to approve the November 27, 2017 City Council Meeting Minutes. **Motion** passed unanimously (7-0).

Consent

1. Approval of the November 20, 2017 Payroll in the Amount of \$988,044.95 EFT Transactions and Check Number's 31216 through 31241 with Check Numbers 30510, 30801, & 30871 Voided.
2. Approval of the November 22, 2017 Claims in the Amount of \$485,967.39 Paid by EFT Transactions and Check Number's 120831 through 120973 with No Check Numbers Voided.
3. Approval of the November 29, 2017 Claims in the Amount of \$340,095.30 Paid by EFT Transactions and Check Numbers 120974 through 121103 with Check Number 111632 Voided.
12. Consider Approving an Interlocal Agreement with Washington State Department of Corrections for Community Correction Officer Services.
13. Consider Approving an Interlocal Agreement with Snohomish County Human Services Department Behavioral Health Program for Law Enforcement Embedded Social Worker Services.
15. Consider Approving the Renewal of the Interlocal for the Marysville Detective to Continue Participating with SNOCAT, the Local Regional Auto Theft Task Force.
19. Approval of the December 5, 2017 Payroll in the Amount of \$1,865,384.45 EFT Transactions and Check Number's 31242 through 31267.
20. Approval of the December 6, 2017 Claims in the Amount of \$1,361,999.13 Paid by EFT Transactions and Check Numbers 121104 through 121238 with Check Number 120441 Voided.

Motion made by Councilmember Wright, seconded by Councilmember Vaughan, to approve Consent Agenda items 1-3, 12, 13, 15, 19, 20. **Motion** passed unanimously (7-0).

Review Bids

None

Public Hearings

None

New Business

4. Consider Approving an Ordinance Affirming the Planning Commission's Recommendation and Adopting the Critical Areas Management Code Amendments.

Senior Planner Gemmer responded to Councilmember Seibert's previous question about yearly permit data. She reviewed the proposed amendments.

Motion made by Councilmember Stevens, seconded by Councilmember Toyer, to approve Ordinance No. 3073 with Option C. **Motion** passed (6-1) with Councilmember Seibert voting against the motion.

5. Consider Approving an Ordinance Affirming the Planning Commission's Recommendation and Adopting Amendments to the Marysville Municipal Code Chapter 22C.090 Residential Density Incentives.

Community Development Director Koenig reviewed the proposed amendments relating to Residential Density Incentives.

Motion made by Councilmember Wright, seconded by Councilmember Stevens, to approve Ordinance No. 3074. **Motion** passed unanimously (7-0).

6. Consider Approving an Ordinance Affirming the Planning Commission's Recommendation and Adopting Amendments to the Marysville Municipal Code Chapter 22G.090 Subdivisions and Short Subdivisions.

Director Koenig reviewed the proposed Ordinance which would allow final plats to be approved administratively.

Motion made by Councilmember Muller, seconded by Councilmember Stevens, to approve Ordinance No. 3075. **Motion** passed unanimously (7-0).

7. Consider Approving an Ordinance Amending Chapter 11.08 of the Municipal Code to Prohibit Parking Vehicles with Expired Registration on Public Streets.

Assistant Chief Goldman reviewed this item related to prohibiting parking vehicles with expired registration on public streets.

Motion made by Councilmember Seibert, seconded by Councilmember Toyer, to approve Ordinance No. 3076. **Motion** passed unanimously (7-0).

23. Consider Approving the Emergency Preparedness Coordinator Pay Classification, Establishing the Position at Pay Code N9 of the Non-Represented Pay Grid.

CAO Hirashima reviewed the proposed new pay grid.

Motion made by Councilmember Wright, seconded by Councilmember Muller, to approve the Emergency Preparedness Coordinator Pay Classification, Establishing the Position at Pay Code N9 of the Non-Represented Pay Grid. **Motion** passed unanimously (7-0).

8. Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget.

Assistant Finance Director Jan Berg reviewed the proposed budget amendments.

Motion made by Councilmember Norton, seconded by Councilmember Toyer, to approve Ordinance No. 3077. **Motion** passed unanimously (7-0).

9. Consider Approving an Ordinance Amending Marysville Municipal Code Chapter 11.08.200 to Amend Tractor-Trailer Parking.

Director Nielsen thanked City Attorney Walker and City Engineer Jeff Laycock for working on this item. He reviewed the proposed amendment relating to tractor-trailer parking.

Motion made by Councilmember Seibert, seconded by Councilmember Stevens, to approve Ordinance No. 3078. **Motion** passed unanimously (7-0).

10. Consider Approving a Resolution Supporting Funding of a New Countywide 911 Emergency Radio System.

Motion made by Councilmember Vaughan, seconded by Councilmember Seibert, to approve Resolution No. 2430. **Motion** passed unanimously (7-0).

11. Consider Approving an Ordinance Prohibiting Entering Roadway at Restricted Intersections.

City Attorney Walker reviewed the proposed item related to traffic safety.

Motion made by Councilmember Muller, seconded by Councilmember Seibert, to approve Ordinance No. 3079. **Motion** passed unanimously (7-0).

14. Consider Approving Amendment No. 8 with Advantage Building Services for Janitorial Services which Increases the Contract by \$20,210.30 for a Total Amended Annual Contract Price of \$161,085.60 and Extend the Contract for an Eighth Annual Term.

Public Works Director Nielsen reviewed the proposed amendment relating to janitorial services.

Motion made by Councilmember Muller, seconded by Councilmember Wright, to authorize the Mayor to sign and execute Amendment No. 8 with Advantage Building Services for Janitorial Services which Increases the Contract by \$20,210.30 for a Total Amended Annual Contract Price of \$161,085.60 and Extend the Contract for an Eighth Annual Term. **Motion** passed unanimously (7-0).

16. Consider Approving a Resolution Adopting the Right-of-Way Procedures, Waiver of Appraisal Procedure and Administrative Settlement Policy thereby adopting the City's Right-of-Way Procurement Policy consistent with the Washington State Department of Transportation Program Requirements.

Director Nielsen reviewed the proposed Resolution relating to right-of-way procedures and the City's Administrative Settlement Policy.

Motion made by Councilmember Vaughan, seconded by Councilmember Stevens, to approve Resolution No. 2431. **Motion** passed unanimously (7-0).

21. Consider Approving to Petition to Withdraw from the Snohomish Conservation District.

Director Nielsen responded to Council's request last week to have staff look into withdrawing from the Snohomish Conservation District.

Councilmember Seibert reviewed some background on the Snohomish Conservation District. He noted that the City has a storm water fee which performs the same function, and he doesn't think it is right for citizens to be double-charged for this.

Councilmember Muller acknowledged that the Snohomish Conservation District's fee will be doubling, but he would hate to see the City pull out of this since they provide a good public service, especially with educating the youth.

Councilmember Seibert commented that the school district gets a discount on their stormwater fee for educating the kids about wetlands.

Councilmember Vaughan spoke in support of the statements made by Councilmember Seibert. The School District and Public Works have helped with many education projects in the past so he doesn't think this impacts the City's ability to do that in the future.

Motion made by Councilmember Seibert, seconded by Councilmember Vaughan, to direct staff to proceed with the process to withdraw from the Snohomish Conservation District. **Motion** passed (5-2) with Councilmembers Toyer and Muller voting against the motion.

24. Consider Approving the Eleventh Amendment of the Interlocal Agreement with the City of Arlington for Jail Services.

Commander Wendy Wade explained that the proposal for the new contract would raise fees 2.5% which reflects what the COLA has been.

Motion made by Councilmember Norton, seconded by Councilmember Seibert, to authorize the Mayor to sign the Contract for City of Arlington for Jail Services. **Motion** passed unanimously (7-0).

25. Consider Approving the Thirteenth Amendment of the Interlocal Agreement with the City of Lake Stevens for Jail Services.

Motion made by Councilmember Wright, seconded by Councilmember Vaughan, to authorize the Mayor to sign the Thirteenth Amendment of the Interlocal Agreement with the City of Lake Stevens for Jail Services. **Motion** passed unanimously (7-0).

26. Consider Approving the Teamster #763 Collective Bargaining Agreement for January 1, 2018 through December 31, 2020.

CAO Hirashima reviewed the proposed agreement.

Motion made by Councilmember Norton, seconded by Councilmember Muller, to approve the Teamster #763 Collective Bargaining Agreement for January 1, 2018 through December 31, 2020 subject to ratification by Teamsters #763 and final edits consistent with the tentative agreement. **Motion** passed unanimously (7-0).

27. Consider Approving the Non-Represented Classification and Compensation Study and Salary Grid.

CAO Hirashima explained that the City has recently conducted a review of non-represented classification and compensation. As a result an amended salary grid is being proposed.

Motion made by Councilmember Muller, seconded by Councilmember Wright, to approve the Non-Represented Classification and Compensation Study and Salary Grid, the 2.7 COLA adjustment for non-represented employees effective January 1, 2018 and

implementation in accordance with the memo from Gloria Hiroshima dated December 7, 2017. **Motion** passed unanimously (7-0).

28. Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget and Providing for the Addition to the Teamster Represented Pay Classification, Grades and Ranges for 2018 as Budgeted for in Ordinance No. 3042.

CAO Hirashima reviewed the proposed amendment relating to the Teamster Represented Pay Classification, Grades and Ranges for 2018.

Motion made by Councilmember Toyer, seconded by Councilmember Seibert, to approve Ordinance No. 3080. **Motion** passed unanimously (7-0).

29. Consider Approving an Ordinance Amending the 2017-2018 Biennial Budget and Providing for the Addition to the Pay Classification, Grades and Ranges for 2018 as Budgeted for in Ordinance No. 3042.

CAO Hirashima explained that this is the salary ordinance for 2018 for both the MPOA and the non-represented groups.

Motion made by Councilmember Stevens, seconded by Councilmember Toyer, to approve Ordinance No. 3081. **Motion** passed unanimously (7-0).

Legal

None

Mayor's Business

- Thanks to Council President Norton for attending the ribbon-cutting for Housing Hope on his behalf while he was at another meeting.
- Marysville School District had a great award ceremony at Marysville Pilchuck High School.
- He attended a quarterly AWC quarterly board meeting where they finalized the legislative agenda and the AWC budget among other things.
- There will be a ribbon-cutting tomorrow at 4:00 p.m. at ATI Physical Therapy.
- On January 4, Community Transit will be having a caucus. He requested that the Council appoint him as the caucus attendee again in an attempt to get re-elected to that board for another two-year term.

Motion made by Councilmember Toyer, seconded by Councilmember Seibert to appoint Mayor Nehring as the City of Marysville caucus attendee to the Community Transit Caucus. **Motion** passed unanimously (7-0).

Staff Business

Jeffrey Goldman:

- He expressed appreciation to Councilmember Seibert for his service and support.
- He wished everyone Merry Christmas and Happy Holidays.
- He announced that Marysville has two new police officers graduating on Wednesday.

Jan Berg had no comments.

Jon Walker:

- He expressed appreciation to Councilmembers Donna Wright and Jeff Seibert for their service.
- He stated the need for an Executive Session to address two items related to potential acquisition of real estate and one item related to potential lease of real estate with potential action on all three. One item related to potential litigation with no action would also be addressed for a total expected length of 15 minutes for all items.

Dave Koenig:

- He thanked Councilmembers Wright and Seibert for their service.
- He wished everyone Happy Holidays.

Chief McFalls wished everyone Happy Holidays.

Jim Ballew:

- He reviewed statistics related to recent holiday events in the City.
- He thanked Councilmembers Wright and Seibert for their service over the years.

Kevin Nielsen:

- Public Works Committee will be moving its meeting to second Friday of the month.
- He recognized city employees who were in the audience.
- He expressed appreciation to Councilmember Seibert for his service.
- He wished everyone Merry Christmas and Happy Holidays.

CAO Hirashima expressed appreciation to Councilmember Seibert for his service.

Call on Councilmembers

Jeff Vaughan expressed appreciation to Councilmember Seibert for his service.

Donna Wright made comments in appreciation to Jeff Seibert for his service and wished everyone Merry Christmas.

Jeff Seibert:

- He thanked everyone for their comments.

- He spoke regarding concerns about Arlington's participation with the RFA.

Motion made by Councilmember Seibert, seconded by Councilmember Toyer, to provide notice to Arlington that Marysville is no longer moving forward with an RFA that includes them.

Councilmember Muller suggested adding language to the effect that the City is still interested in pursuing an RFA with Fire District 12. Councilmember Seibert suggested addressing that separately.

Mayor Nehring gave a brief summary of Arlington's position.

Councilmember Wright read a statement relating to the issue and expressing concern about union pressure of her and other councilmembers on the RFA and other items. She spoke against the RFA without full disclosure of that information.

Councilmember Seibert commented that this is about what is appropriate for the citizens of Marysville.

Councilmember Stevens spoke in support of tabling discussions until January and issuing a statement. He also thought it would be good to have a joint statement from Marysville and Fire District 12 with a backup plan in place. He would like to allow Arlington the opportunity to remove themselves. He agrees with comments about equity for the taxpayers.

Councilmember Muller commented on difficulties throughout the process and stated it is evident that it isn't in the best interest of the citizens of Marysville to continue on with negotiations with Arlington.

Councilmember Norton commented that it was always the plan in the work plans to come back to the councils in December to make a decision about how to move forward.

Councilmember Stevens expressed concern about making a decision tonight without having had more information ahead of time.

Mayor Nehring commented that his understanding was that Arlington's Council would be discussing this and reporting back at an early January meeting.

Chief McFalls commented that his impression was that Arlington does want to come back and present this in another fashion. He urged the Council to reconsider and get more information before making a decision.

Motion passed 6-1 with Councilmember Stevens voting against the motion.

Councilmember Seibert wished everyone Happy Holidays and thanked everyone for the kind comments.

Michael Stevens expressed appreciation to Councilmember Seibert for his service.

Rob Toyer expressed appreciation to Councilmember Seibert for his service.

Steve Muller:

- He expressed appreciation to Councilmember Seibert for his service.
- He spoke in support of continuing to pursue an RFA in some fashion and asked staff about piggybacking on a workload analysis being done with Police. CAO Hirashima commented that it could be extended into an analysis of Fire if the Council is interested in that. The timeframe for this is approximately three months.

Motion made by Councilmember Muller, seconded by Councilmember Seibert, to authorize staff to allocate resources to include Fire in the current Police workload study. **Motion** passed unanimously (7-0).

Motion made by Councilmember Muller to form a new RFA committee with Fire District 12.

Councilmember Seibert suggested having the Mayor communicate with the Fire District and see what they think. Councilmember Norton concurred.

Councilmember Vaughan stated he shares some of Councilmember Wright's concerns about RFAs. He also recommended speaking with the Fire District to see where they stand on this. He stated he is still not sold on an RFA, and noted that it all depends on the details.

Councilmember Toyer concurred with Councilmember Vaughan and recommended reaching out to Fire District 12 to see if they are still interested in pursuing an RFA.

Councilmember Muller amended his original motion to direct staff to send a letter to Fire District 12 to express an interest in reestablishing discussions regarding the possibility of forming an RFA with Fire District 12.

Councilmember Vaughan suggested indicating that the Council is considering a variety of options moving forward including the possibility of forming an RFA with District 12 and would like to know where the Fire District stands.

Councilmember Seibert recommended being clear at the beginning where Marysville wants to be with governance.

Councilmember Stevens expressed frustration due to lack of prior information about this topic. He stated he was not comfortable with this process.

Motion restated and amended by Councilmember Muller, seconded by Councilmember Toyer, to direct staff to write a letter to Fire District 12 commissioners requesting a meeting of the RFA committee members for a date in January to discuss the opportunity to form an RFA. **Motion** passed 6-0 with Councilmember Stevens abstaining.

Kamille Norton expressed appreciation to Councilmember Seibert for his service.

Adjournment

Council recessed at 9:20 p.m.

Reconvenement

Council reconvened at 9:30 into Executive Session for 15 minutes to address one item related to potential litigation and three items related to real estate with action expected on the real estate items.

Executive Session

- A. Litigation – one item
- B. Personnel
- C. Real Estate – three items

Executive Session ended and public meeting reconvened at 9:50 p.m.

Motion made by Councilmember Seibert, seconded by Councilmember Muller to authorize the Mayor to sign purchase and sale agreement for the Opera House for 1.5 million and to exercise contingencies as appropriate. Motion passed (6-1) with Councilmember Toyer voting against the motion.

Motion made by Councilmember Muller, seconded by Councilmember Seibert to authorize the Mayor to sign the purchase and sale for TPN 30050900204500 at \$7,500 or within range discussed at executive session. Motion passed unanimously (7-0).

Motion made by Councilmember Seibert, seconded by Councilmember Muller to authorize the Mayor or Chief Administrative Officer Hirashima to send a threat of condemnation letter to Sterling Rentals in regard to purchase of Opera House. Motion passed (6-1) with Councilmember Toyer voting against the motion.

Adjournment

DRAFT

The meeting was adjourned at 9:50 p.m.

Approved this _____ day of _____, 2018.

Mayor
Jon Nehring