

City Council



1049 State Avenue
Marysville, WA 98270

**Work Session
Meeting
September 8, 2020**

Call to Order & Pledge of Allegiance

Mayor Nehring called the September 8 virtual work session to order at 7 p.m. and led those present in the Pledge of Allegiance.

Roll Call

Present:

Mayor: Jon Nehring

Council: Council President Kamille Norton, Councilmember Jeff Vaughan, Councilmember Tom King, Councilmember Kelly Richards, Councilmember Mark James, Councilmember Steve Muller

Absent: Councilmember Stevens (excused)

Staff: CAO Gloria Hirashima, Finance Director Sandy Langdon, Parks & Rec. Director Tara Mizell, City Engineer Jeff Laycock, Interim Police Chief Jeff Goldman, Human Resources Manager Teri Lester, City Attorney Jon Walker, Community Development Director Jeff Thomas, Senior Planner Angela Gemmer, Asst. Public Works Director Kari Chennault, Fire Marshall Martin McFalls, Public Relations Administrator Connie Mennie, IT Manager Worth Norton, Systems Analyst Mike Davis

Motion to excuse the absence of Councilmember Stevens moved by Council President Norton seconded by Councilmember Richards.

AYES: ALL

Approval of the Agenda

Motion to waive normal Council rules in order to allow action on items 5, 6, 7, 8, 14, and 27 moved by Councilmember Richards seconded by Councilmember King.

AYES: ALL

Motion to approve the agenda moved by Councilmember James seconded by Councilmember Muller.

AYES: ALL

Committee Reports

Councilmember King reported on the recent meeting of the Snohomish County Fire Commissioners Association. The group received an update on Covid-19 from the Director of Emergency Management. The also discussed flooding, flu season, and other natural disasters and received an update on the new Snohomish County radio system.

Council President Norton gave a report on the September 3 Finance Committee meeting where they talked about the budget and sales tax numbers. Sales tax numbers are down, but not as much as anticipated. In general revenues are expected to meet expenses with the amended budget. There was also discussion about the CARES Act funding.

Presentations

A. Proclamation: Declaring September 8, 2020 as Lissencephaly Awareness Day

Mayor Nehring read the proclamation declaring September 8, 2020 as Lissencephaly Day and encouraging residents to join in supporting these families.

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

1. Approval of the July 6, 2020 City Council Work Session Minutes
2. Approval of the July 13, 2020 City Council Meeting Minutes
3. Approval of the July 27, 2020 City Council Meeting Minutes
4. Approval of the August 20, 2020 Special City Council Meeting Minutes

Councilmember Richards referred to the August 20, 2020 Special City Council Meeting Minutes and noted the correction on the second page that the original motion by him was withdrawn and not voted on.

Consent

9. Approval of the August 12, 2020 Claims in the Amount of \$1,617,035.97 Paid by EFT Transactions and Check Numbers 142574 through 142717 with Check Number 138429 Voided

10. Approval of the August 19, 2020 Claims in the Amount of \$9,389,196.14 Paid by EFT Transactions and Check Numbers 142718 through 142858 with Check Numbers 138502 and 140004 Voided
11. Approval of the August 25, 2020 Payroll in the Amount of \$1,339,222.06 Paid by EFT Transactions and Check Numbers 33202 through 33215
12. Approval of the August 26, 2020 Claims in the Amount of \$760,434.27 Paid by EFT Transactions and Check Numbers 142859 through 143007 with Check Numbers 122303, 138573, 139244, 140088, 140411, 140748, 140824, 141102 and 141197 Voided
13. Approval of the September 2, 2020 Claims in the Amount of \$717,615.39 Paid by EFT Transactions and Check Numbers 143008 through 143156 with Check Numbers 139415, 139690 and 142802 Voided

Motion to Approve to remove items 5, 6, 7, and 8 from the Consent Agenda in order to take action tonight moved by Councilmember Richards seconded by Councilmember James.

AYES: ALL

5. Approval of the July 29, 2020 Claims in the Amount of \$4,065,664.81 Paid by EFT Transactions and Check Numbers 142321 through 142446 with Check Number 141753 Voided (Action Requested 9/8/2020)

Motion to approve item 5, the July 29, 2020 Claims in the Amount of \$4,065,664.81 Paid by EFT Transactions and Check Numbers 142321 through 142446 with Check Number 141753 Voided moved by Councilmember King seconded by Council President Norton.

AYES: ALL

6. Approval of the August 5, 2020 Claims in the Amount of \$1,355,725.42 Paid by EFT Transactions and Check Numbers 142447 through 142573 with Check Number 138429 Voided (Action Requested 9/8/2020)

Motion to approve item 6, the August 5, 2020 Claims in the Amount of \$1,355,725.42 Paid by EFT Transactions and Check Numbers 142447 through 142573 with Check Number 138429 Voided moved by Council President Norton seconded by Councilmember Muller.

AYES: ALL

7. Approval of the August 10, 2020 Payroll in the Amount of \$1,716,191.17 Paid by EFT Transactions and Check Numbers 33181 through 33200 (Action Requested 9/8/2020)

Motion to approve item 7, the August 10, 2020 Payroll in the Amount of \$1,716,191.17 Paid by EFT Transactions and Check Numbers 33181 through 33200 moved by Councilmember Richards seconded by Councilmember King.

AYES: ALL

8. Approval of the August 10, 2020 Miscellaneous Payroll in the Amount of \$1,268.29 Paid by EFT Transactions and Check Number 33201

Motion to approve item 8, the August 10, 2020 Miscellaneous Payroll in the Amount of \$1,268.29 Paid by EFT Transactions and Check Number 33201 moved by Councilmember Muller seconded by Councilmember James.

AYES: ALL

Review Bids

Public Hearings

New Business

14. Consider the Community Grant Program and Small Business Relief Program, Including Approving Final Grant Awards

Finance Director Langdon reviewed this item including proposed changes as contained in the agenda bill.

Motion to authorize the Mayor to initiate and authorize the Community Grant Program and Small Business Relief Program, Including Approving Final Grant Awards moved by Councilmember King seconded by Councilmember James.

AYES: ALL

15. Consider the Watershed Planning Project Professional Services Agreement

City Engineer Laycock reviewed this PSA with Northwest Hydraulics Consultants to do a watershed planning project to help address water quality issues as it relates to the sub basin. This is a grant-funded study of the entire city which is required under the City's storm water permit and funded largely by the Department of Ecology.

16. Consider the 83rd and Soper Intersection Improvements Project Physical Completion Letter Starting the 45-day Lien Filing Period for Project Closeout

City Engineer Laycock reported that this was a successful project with the City in conjunction with Lake Stevens to construct the roundabout and frontage improvements at 83rd and Soper. The project came in significantly under the contract amount.

Council President Norton asked about issues she had heard about with people driving over the top of the roundabout. City Engineer Laycock replied that there were some

calls right after it was installed, but nothing in the past month or two. Mayor Nehring added that the engineering was done by Lake Stevens.

17. Consider the Distribution Easement with PUD No. 1 of Snohomish County

City Engineer Laycock reviewed this Distribution Easement agreement with Snohomish County PUD for Olympic View Park to bring power into the site.

18. Consider the 2020 Transportation Benefit District Project Supplement Contract No. 1 with Reece Construction

City Engineer Laycock reviewed TBD overlays projects in the downtown area.

19. Consider the Agreement with Paul and Diana Wolfe Regarding the Centennial Trail Expansion Project

City Engineer Laycock reviewed this item which will allow for the Centennial Trail Expansion Project. In lieu of financial compensation, the City will provide a fence and driveway access through a portion of the City's property on the north side.

20. Consider the Agreement with Marysville School District No. 25 Regarding the Centennial Trail Expansion Project

City Engineer Laycock reviewed this item which will allow for the Centennial Trail Expansion Project. The school district will receive financial compensation. He reviewed the location of this on the map.

21. Consider a Resolution Amending the Investment Policy

Finance Director Langdon discussed proposed amendments to the City's Investment Policy. Two of the updates related to best practices and one update was necessary to align with Washington State Investment Board Policy.

22. Consider an Ordinance Amending the Qualified Scientific Professionals Definition

Senior Planner Gemmer reviewed this proposal to strengthen the City's requirements. The amendments would change the requirements for wetland professionals to include a PWS (Professional Wetland Scientist) qualification and also differentiate wetland professionals from fish and wildlife habitat professionals.

23. Consider an Ordinance Amending the Minimum Required Parking Spaces Code

Senior Planner Gemmer reviewed the proposed changes to the parking standards. The primary change would amend the requirement for studio parking standards to 1.25 parking spaces per studio apartment unit. Additional changes would correct internal inconsistencies on the multifamily parking standards and eliminate some unnecessary language on the Accessory Dwelling Unit and one-bedroom multifamily parking spaces.

24. Consider an Ordinance Amending the Mobile/Manufacture Home and RV Park Code

Senior Planner Gemmer explained that the proposed amendments would better define requirements in the Mobile/Manufactured Home code with respect to drainage and frontage improvements. It would also allow for tiny houses within Mobile/Manufactured Home parks and repeal the RV Park Codes.

25. Consider an Ordinance Amending the Frontage Improvement Code

Senior Planner Gemmer reviewed this item. Proposed amendments would clarify that frontage improvements are required when new mobile/manufactured home parks are developed and when an existing mobile/manufactured home park is enlarged or increased in density. It would also align the timing of frontage improvement construction for short plats with what is expected for plats and clarify that frontage improvements are not required for Accessory Dwelling Units. It would give discretion over variances and deviations to the Public Works Director or designee to align with the rest of the code.

26. Consider an Ordinance Adjusting Closing Times for Parks and Amending Other Provisions Related to the Use of Parks

City Attorney Walker reviewed changes to parks closing times which will be 30 minutes after sunset. The opening time will be adjusted to 7 a.m. There was discussion about issues associated with trespass in the parks.

Councilmember Richards asked about the hours for Ebey Waterfront Park since people like to get out fishing early. Director Mizell commented that they have been the same as other parks. There is no gate there, but technically people using the park after hours would still be trespassing. Council President Norton suggested that the waterfront park could open a little earlier. City Attorney Walker indicated posting the hours with language stating "or as otherwise posted" would be one option.

Councilmember Richards spoke in support of selling passes for people who wanted to use the boat launch early or late.

Councilmember James asked if the hours would apply to all city parks and trails. He expressed concern about creating a problem for neighbors passing through parks or trails after hours. City Attorney Walker affirmed that the hours would apply to all city parks and trails. Regarding issues with neighbors, he didn't think that would be an issue. Signage would be the first step, followed by a warning if necessary, and then enforcement at the direction of police.

Councilmember Vaughan reviewed the broader hours of other boat launches in the area. He commented on the challenge of planning trips within these limited hours. He also noted the rise in popularity of ecotourism and kayaking; there are sometimes trips at night to see phytoplankton that glow in the water. He believes that the more people

that use the boat launch at all hours the better from a crime prevention standpoint. He also expressed concern about leaving enforcement up to the discretion of police officers. This could create issues in the future.

Director Mizell commented that the park hours have opened at 6:30 for years and it hasn't been a problem. She suggested just adding the clause about "unless otherwise posted". Council President Norton concurred. Interim Chief Goldman thought this would provide the enforcement tools that the police need. He suggested that the City look at permitting at some point in the future as other boat launches do. City Engineer Laycock thought this might be an issue since the land is leased from DNR.

27. Consider an Ordinance Amending the 2019-2020 Biennial Budget and Providing for the Adjustment to Expenditures as Adopted in Ordinance No. 3108

Human Resources Manager Lester reviewed this item regarding upgrading pay grids. Finance Director Langdon reviewed the amendment related to a proposal to purchase a house to support the MESH program.

Motion to approve Ordinance No. 3154 moved by Councilmember Muller seconded by Councilmember Richards.

AYES: ALL

Legal

Mayor's Business

28. Consider the Planning Commission Appointment of Kevin Johnson and Re-Appointment of Roger Hoen

Motion to approve the Planning Commission Appointment of Kevin Johnson and Re-Appointment of Roger Hoen moved by Councilmember Richards seconded by Councilmember King.

AYES: ALL

Other Mayor's Business:

- There was a Mayor's Task Force on Growth Management meeting today with good discussion around State Avenue beautification, Comprehensive Plan updates, master planning in certain areas, and signage. He thanked everyone involved in that.
- He thanked the Council for the quick turnaround in signing on to a letter regarding the I-5/529 interchange. This resulted in the southbound onramp being put back in for on-time delivery in 2023.
- The Government Affairs Committee meeting will be postponed for a couple weeks.

- The 1st Street bypass project is wrapping up. The ribbon cutting will be on October 2 at 2 p.m. He encouraged the Council to bring forward any ideas so a name could be approved before the ribbon cutting, if desired.

Staff Business

Chief McFalls welcomed everyone back.

Director Thomas noted that things have been busy in Community Development. He thanked Senior Planner Gemmer for all her work on various code amendments and improvements.

City Engineer Laycock reiterated positive comments about the I-5/529 interchange. The 1st Street bypass is coming along very well. Public Works has been very busy over the summer.

City Attorney Walker had no further comments.

Finance Director Langdon had no further comments.

Director Mizell reminded Council of the Park Board Meeting tomorrow night. She asked Council to RSVP regarding the September 18 Cedar Fields event.

Interim Chief Goldman reminded Council of the Public Safety Committee meeting via Zoom this Thursday at 4:30 p.m.

HR Manager Lester had no further comments.

Public Relations Administrator Mennie stated there would be a virtual 9/11 Ceremony this Friday. There will also be a virtual Mayor's coffee klatch next Monday before the Council meeting.

CAO Hirashima welcomed the Council back and thanked them for the Special Meeting on August 20 to approve the Police Chief contract. She announced that a new chief has been hired and will be starting on September 21. She thanked Interim Chief Goldman for his hard work this year and for agreeing to transition with the new chief.

Call on Councilmembers

Councilmember Muller thanked Interim Chief Goldman for stepping in and helping out this year.

Councilmember James congratulated Community Development for all the good news and growth in the City even during a pandemic.

Councilmember Vaughan reported on statistics and news from today's Snohomish Health District meeting. He thanked staff and the Mayor for getting the I-5/529 interchange project back on track.

Councilmember Richards reported on a city wastewater/storm water field trip he took.

Councilmember King recognized the retirement of Mike Robinson who retired from 31 years with Golf and Parks. Councilmember King said he got a tour of the Parks summer camp program that was held this summer at the old petting zoo and also took a tour of Fire Station 65 on behalf of the Fire Board.

Council President Norton thanked the Mayor and staff for their work on getting the I-5/529 interchange back into the project.

Adjournment

Motion to adjourn the meeting at 8:22 p.m. moved by Councilmember Muller seconded by Councilmember James.

AYES: ALL

The meeting adjourned at 8:22 p.m.

Approved this _____ day of _____, 2020.

Mayor
Jon Nehring