

City Council



1049 State Avenue
Marysville, WA 98270

**Regular Meeting
Minutes
December 14, 2020**

Call to Order / Invocation / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. Pastor John Mason gave the invocation, and Mayor Nehring led the Pledge of Allegiance.

Roll Call

Mayor: Jon Nehring

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

Staff: Finance Director Sandy Langdon, CAO Gloria Hirashima, Public Works Director Kevin Nielsen, Police Chief Erik Scairpon, City Attorney Jon Walker, Parks & Recreation Director Tara Mizell, Interim Community Development Director Allan Giffen, Fire Chief Martin McFalls, Human Resources Manager Teri Lester, Community Information Officer Connie Mennie, Information Services Manager Worth Norton, Systems Analyst Mike Davis, Assistant Police Chief Jeff Goldman, Commander Wendy Wade, Risk/Emergency Management Manager Diana Rose

Approval of the Agenda

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

AYES: ALL

Committee Reports

Councilmember King reported on the Government Affairs Committee meeting held last Thursday. The Tulalip Tribes gave an update on their new casino which is expected to

open mid-February. There was also discussion about possible purchase of a duplex they own on Sunnyside Blvd. for future access to the Ebey Waterfront Trail.

Presentations

Audience Participation

Mayor Nehring solicited public comments; there were none.

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

1. Approval of the November 2, 2020 City Council Work Session Minutes

Motion to approve the November 2, 2020 City Council Work Session Minutes moved by Council President Norton seconded by Councilmember Richards.

AYES: ALL

2. Approval of the November 9, 2020 City Council Meeting Minutes

Motion to approve the November 9, 2020 City Council Meeting Minutes moved by Councilmember Richards seconded by Councilmember James.

AYES: ALL

17. Approval of the November 23, 2020 City Council Meeting Minutes

Motion to approve the November 23, 2020 City Council Meeting Minutes moved by Councilmember James seconded by Councilmember Stevens.

AYES: ALL

Consent

3. Approval of the November 18, 2020 Claims in the Amount of \$778,534.05 Paid by EFT Transactions and Check Numbers 144619 through 144781 with Check Number 143714 Voided
4. Approval of the November 25, 2020 Payroll in the Amount of \$1,398,025.23 Paid by EFT Transactions and Check Number 33303 through 33308
5. Approval of the November 25, 2020 Claims in the Amount of \$658,655.86 Paid by EFT Transactions and Check Numbers 144782 through 144878 with No Check Number Voided
6. Approval of the December 2, 2020 Claims in the Amount of \$4,343,478.33 Paid by EFT Transactions and Check Numbers 144879 through 144985 with No Check Number Voided

24. Approval of the December 9, 2020 Claims in the Amount of \$3,157,795.59 Paid by EFT Transactions and Check Number 144986 through 145134 with Check Numbers 144439, 144541 and 144943 Voided
25. Approval of the December 10, 2020 Payroll in the Amount of \$1,523,679.48 Paid by EFT Transactions and Check Numbers 33309 through 33321
8. Consider Approving the Local Agency Supplemental Agreement No. 1 and Local Agency Federal Aid Project Prospectus with WSDOT for 80th St NE Non-Motorized Project Funding
9. Consider Approving the Supplemental Agreement No. 1 with Transportation Solutions, Inc. for Construction Support Services for the 2019 Citywide Highway Safety Improvements Project
10. Consider Approving the 2020 Biosolids Removal and Reuse Project, Starting the 60-day Lien Filing Period for Project Closeout
11. Consider Approving the Supplemental Agreement No. 7 with KPG, Inc., Extending the Agreement to December 31, 2021 and Authorizing \$40,719.11 in Additional Funds for Design Support
12. Consider Approving the Department of Commerce Grant Funding Agreement Thereby Securing Construction Funding for the Centennial Trail Project
13. Consider Approving the Construction Agreement with WSDOT for the Centennial Trail Connector Project
14. Consider Approving the Americans with Disabilities Act (ADA) Transition Plan
15. Consider Approving the Agreement with the Department of Ecology, Accepting a \$190,000.00 Grant for Publicly Available Electric Vehicle Supply Equipment
16. Consider Approving the Interlocal Agreement with Revisions and the Interlocal Agreement Establishing the Snohomish Regional Drug Task Force
18. Consider Approving the NASPO Political Subdivision Addendum with US Bank

Motion to approve the Consent Agenda in its entirety moved by Council President Norton seconded by Councilmember Muller.

AYES: ALL

Review Bids

Public Hearings

7. Public Hearing to Allow for Public Comment Concerning the Planning Process to Consider Amendments to the MMC Related to Enhanced Services Facilities

Staff Presentation:

Interim Community Development Director Giffen made a presentation regarding the siting of Enhanced Services Facilities (ESFs) in the City.

Council Comments and Questions:

Council President Norton asked about the comments the Planning Commission received on this item. Director Giffen reported the people who attended the Planning Commission were providers who are interested in establishing an ESF, a provider who wants to establish something that's not covered under ESFs, and several representatives from DSHS.

The public hearing was opened at 7:14 p.m. Public comments were solicited. Seeing none, the public hearing was closed at 7:15 p.m.

New Business

19. Consider Approving an Ordinance Amending the 2019-2020 Biennial Budget and Providing for the Increase of Certain Expenditure Items as Budgeted for in Ordinance No. 3108

Motion to approve Ordinance No. 3169 Amending the 2019-2020 Biennial Budget and providing for the Increase of Certain Expenditure Items as Budgeted for in Ordinance No. 3108 moved by Councilmember Richards seconded by Council President Norton.

AYES: ALL

20. Consider Approving an Ordinance to Amend MMC Chapter 3.51 Petty Cash Fund

Motion to approve Ordinance No. 3170 to Amend MMC Chapter 3.51 Petty Cash Fund moved by Councilmember King seconded by Councilmember James.

AYES: ALL

21. Consider Approving an Ordinance to Repeal MMC Chapter 3.99 Relating to the Ken Baxter Senior/Community Center Appreciation Fund

Motion to approve Ordinance No. 3171 to Repeal MMC Chapter 3.99 Relating to the Ken Baxter Senior/Community Center Appreciation Fund moved by Councilmember Richards seconded by Council President Norton.

AYES: ALL

22. Consider Approving a Resolution to Approve Temporary Community Uses of Parking Lots and Vacant City Property

City Attorney Walker reviewed this item which would set a policy for the use of parking lots. Councilmember James commented on some of his concerns about this item. Councilmember Vaughan asked if there have been requests for this. CAO Hirashima replied that there are numerous requests to use this space, most likely because the site is visible and has extra land attached to it. She discussed challenges associated with opening this up for use, and noted that it is also possible to not allow any community uses at all. Councilmember Vaughan recommended only having the space available for city use. City Attorney Walker explained that if Council takes no action any requests to use the parking lot would have to come to Council for approval which may not be the most efficient use of time.

Motion to approve designation of city parking lots and vacant city property for city purposes only moved by Councilmember James seconded by Councilmember Vaughan.

Councilmember Richards asked for confirmation that the Strawberry Festival use of the property would still be allowed. City Attorney Walker affirmed that a contract with them would still be allowed.

AYES: ALL

26. Consider Approving the Amendment to the Interlocal Agreement with the City of Arlington for Court Services

City of Attorney Walker reviewed this item related to an extension of the court services agreement.

Motion to authorize the Mayor to sign the Amendment to the Interlocal Agreement with the City of Arlington for Court Services moved by Councilmember Muller seconded by Councilmember Stevens.

AYES: ALL

27. Consider Approving the 2021-2022 Liability Renewal Proposal with Alliant Insurance Services, Inc

Risk/Emergency Management Manager Rose reviewed this renewal of the City's general liability insurance coverage. The amount increased by 31% which is more than expected, but is in line with what is happening nationally.

Motion to authorize the Mayor to sign the 2021-2022 Liability Renewal Proposal with Alliant Insurance Services, Inc. moved by Councilmember Richards seconded by Councilmember James.

AYES: ALL

28. Consider Approving the 2021 Interlocal Agreement with Snohomish Health District

CAO Hirashima reviewed this item.

Motion to authorize the Mayor to sign the 2021 Interlocal Agreement with Snohomish Health District with quarterly payments moved by Council President Norton seconded by Councilmember Muller.

AYES: ALL

29. Consider Approving the Interlocal Agreement with Whatcom County for Prisoner Transport

Commander Wade reviewed this renewal of a contract the City has had for a couple years with Whatcom County for transporting prisoners. This arrangement saves both money and staff time.

Motion to authorize the Mayor to sign and execute the Interlocal Agreement with Whatcom County for Prisoner Transport moved by Councilmember King seconded by Councilmember Richards.

AYES: ALL

Legal

Mayor's Business

23. 2021 State Legislative Priorities

Motion to approve the 2021 State Legislative Priorities moved by Councilmember James seconded by Councilmember Muller.

AYES: ALL

30. 2021 Board of Health Representative

Motion to re-appoint Councilmember Jeff Vaughan as the 2021 Board of Health Representative moved by Councilmember Richards seconded by Council President Norton.

AYES: ALL

Mayor Nehring wished everyone Merry Christmas, Happy Hanukkah, Happy New Year and happy holidays of all sorts.

Staff Business

Director Nielsen wished everyone a Merry Christmas and Happy New Year.

Director Giffen wished everyone happy holidays.

Chief Scairpon reported that their grant defense for a mental health grant went well. They hope to hear good news by the end of the month.

Director Langdon wished everyone happy holidays.

Chief McFalls wished everyone happy holidays.

Human Resources Manager Lester wished everyone happy holidays.

CIO Mennie expressed appreciation to the Parks Department for the holiday lights event.

Director Mizell reported on a much-appreciated regular donation that Parks has been receiving from a young person in the community.

Commander Wade had no comments.

City Attorney Walker stated there were two items for Executive Session - one item related to collective bargaining with action expected for ten minutes and one item related to personnel for 20 minutes with no action expected. There was consensus to go into closed session for the first item, reconvene to take action and then go into Executive Session for the second item.

CAO Hirashima wished everyone happy holidays.

Call on Councilmembers

Councilmember Stevens wished everyone Merry Christmas.

Councilmember Vaughan thanked the Council for letting him continue on the Board of Health. He wished everyone Merry Christmas and happy holidays.

Councilmember Richards wished everyone Merry Christmas and happy holidays. He noted that Marysville is looking very festive with all the lights and decorations. He recommended continuing the Tour of Lights in the future.

Councilmember Muller agreed that the Tour of Lights is awesome. A side benefit is that you get a chance to visit new areas of Marysville. He wished everyone happy holidays.

Councilmember James wished everyone Merry Christmas and happy holidays.

Councilmember King reported on the success of the annual toy and coat distribution. He expressed appreciation to Andrea Kingsford with Parks and Christie Veley with the Fire District for their assistance. He also thoroughly enjoyed the Tour of Lights and agrees with continuing it.

Council President Norton also enjoyed the Tour of Lights and seeing new parts of the City. She asked for an update on business grant applications. Finance Director Langdon

reported that all the funds have been allocated. Council President Norton expressed concern for those struggling during this hard time and urged the Council to help out where they are able. She wished everyone Merry Christmas and holidays.

Adjournment/Recess

Council recessed for five minutes before reconvening in Executive Session to address the first item.

Executive Session (1st Session)

Executive Session began at 8:21 p.m. to discuss the first item related to collective bargaining.

- A. Litigation
- B. Personnel – RCW 42.30.140(4)(a) collective bargaining item with action expected
- C. Real Estate

Reconvene

Council reconvened at 8:31 p.m. to take action on the first item.

Motion to authorize the Mayor to sign and execute the Memorandum of Understanding between Marysville Police Management Association (MPMA) and the City regarding the appointment of a temporary police commander moved by Council President Norton seconded by Councilmember James.

AYES: ALL

Executive Session (2nd Session)

- B. Personnel – RCW 42.30.110(1)(g) to review performance of a public employee

Council recessed again into Executive Session at 8:35 p.m. to discuss one item related to personnel estimated to take 25 minutes. Executive Session was extended 30 minutes. No action was taken.

Adjournment

The meeting was adjourned at approximately 9:30 p.m.

Approved this _____ day of _____, 2021.

Mayor
Jon Nehring