

City Council



**1049 State Avenue
Marysville, WA 98270**

**Regular Meeting
November 22, 2021**

Call to Order

Mayor Nehring called the November 22, 2021 Regular Meeting of the Marysville City Council 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: Council President Kamille Norton, Councilmember Tom King, Councilmember Mark James, Councilmember Kelly Richards, Councilmember Michael Stevens, Councilmember Steve Muller

Absent: Councilmember Jeff Vaughan (excused)

Staff: Finance Director Sandy Langdon, Project Manager Bryan Milligan, Asst. Parks Director Dave Hall, Information Services Director Worth Norton, City Attorney Jon Walker, Systems Analyst Mike Davis, Public Works Services and Utilities Director Karen Latimer, Public Works Engineering and Transportation Director Jeff Laycock, Community Development Director Haylie Miller, Police Chief Erik Scairpon, Communications Manager Connie Mennie

Motion to excuse the absence of Councilmember Vaughan moved by Council President Norton seconded by Councilmember Muller. **AYES: ALL**

Approval of the Agenda

Motion to approve the agenda moved by Councilmember Muller seconded by Councilmember Richards. **AYES: ALL**

Presentations

- A. Proclamation: Declaring November 27, 2021 as Marysville Pilchuck Football Day in Marysville

Mayor Nehring read the proclamation into the record.

- B. Proclamation: Declaring November 27, 2021 as Small Business Saturday in Marysville

Mayor Nehring read the proclamation into the record.

- C. Proclamation: Declaring November 2021 as National Hospice Palliative Care Month in Marysville

Mayor Nehring read the proclamation into the record.

- D. Proclamation: Declaring December 11, 2021 as Buddy Bowl Day in Marysville

Mayor Nehring read the proclamation into the record and thanked Preston Dwoskin for helping to organize this event.

Audience Participation

Preston Dwoskin thanked Council for the proclamation and the recognition. He invited all councilmembers to the event. He also asked Chief Scairpon what is being done to address speeding and other violations in school zones. Chief Scairpon replied that there is some video enforcement of violations if drivers pass a stop paddle on a bus. The traffic unit also focuses on school zones when they are able along with school resource officers.

Approval of Minutes

1. Approval of the October 25, 2021 City Council Meeting Minutes

Motion to approve the October 25, 2021 City Council Meeting Minutes moved by Councilmember King seconded by Council President Norton. **AYES: ALL**

2. Approval of the November 1, 2021 City Council Work Session Minutes

Motion to approve the November 1, 2021 City Council Work Session Minutes moved by Council President Norton seconded by Councilmember James. **AYES: ALL**

Consent

3. Approval of the October 27, 2021 Claims in the Amount of \$885,505.65 paid by EFT Transactions and Check Numbers 151166 through 151357 with Check Numbers 123018, 125975, 126262, 126394, 126584, 126749, 130151, 131176, 132528, 133803, 133809, 133904, 134077, 134238, 134458, 134708, 134964, 135143, 135235, 135327, 135547, 135759, 135915, 136062, 136069, 136184, 136322, 136606, 136658, 136735, 136867, 136943, 137254, 137754, 137887, 138265, 138265, 138890, 139683, 139857, 140020, 140227, 140242, 140571, 140857, 141013, 141030, 141341, 141448, 141512, 141596 Voided
4. Approval of the November 3, 2021 Claims in the Amount of \$1,809,792.72 paid by EFT Transactions and Check Numbers 151358 through 151487 with Check Number 139596 Voided
5. Approval of the November 10, 2021 Claims in the Amount of \$245,881.24 paid by EFT Transactions and Check Numbers 151488 through 151628
6. Approval of the November 10, 2021 Payroll in the Amount of \$1,485,812.41 paid by EFT Transactions and Check Numbers 33702 through 33717

Motion to approve Consent Agenda items 3, 4, 5, and 6 moved by Councilmember Richards seconded by Councilmember Muller. **AYES: ALL**

Review Bids

7. Consider Approving the 8th Street Improvements Contract with SRV Construction in the Amount of \$684,910.50 with a Management Reserve of \$68,491.05 for a Total Allocation of \$753,401.55

Director Laycock reviewed this item related to the 8th Street improvements for mitigation of impacts due to traffic from the civic campus project.

Motion to authorize the Mayor to sign and execute the 8th Street Improvements Contract with SRV Construction in the Amount of \$684,910.50 with a Management Reserve of \$68,491.05 for a Total Allocation of \$753,401.55 moved by Councilmember James seconded by Councilmember Richards. **AYES: ALL**

Public Hearings

8. Consider Approving the Ordinance Setting the Regular Property Tax Levy for Emergency Medical Care and Services on all Real, Personal, and Utility Property Subject to Taxation within the Corporate Limits of the City of Marysville for the Year 2022

Staff Presentation: Director Langdon introduced this item related to setting the EMS property tax amount for 2022. This will be the 4th year of the 6-year Levy Lid Lift that went to the voters in 2018 and keeping the \$.50 limit on the EMS. There were no Council questions.

The public hearing was opened at 7:26 p.m. Mayor Nehring solicited public comments. Seeing none the hearing was closed at 7:27 p.m.

Motion to approve Ordinance 3201 moved by Councilmember Muller seconded by Councilmember James. **AYES: ALL**

New Business

9. Consider Approving the Resolution to Accept Donation by Fox Television Stations LLC – KCPQ 13 of Ford Media Van

Chief Scairpon explained this is regarding acceptance of a donation of a van by Fox 13. It will be used for major crime investigations and disaster scenes.

Motion to approve Resolution 2508 moved by Councilmember Richards seconded by Councilmember Stevens. **AYES: ALL**

10. Consider Approving the Compass Health Agreement for Mental Health Professionals in the Amount of \$262,500.00

Chief Scairpon explained this would update the ongoing mental health contract with Compass which is paid for by grants from Washington Association of Sheriffs and Police Chiefs (WASPC).

Motion to approve the Compass Health Agreement for Mental Health Professionals in the Amount of \$262,500.00 moved by Councilmember James seconded by Councilmember King. **AYES: ALL**

11. Consider Approving the JAG Grant from the Department of Justice in the Amount of \$15,768.00 for Stop Sticks

Motion to authorize the Mayor to accept the JAG Grant from the Department of Justice in the Amount of \$15,768.00 for Stop Sticks moved by Council President Norton seconded by Councilmember Richards. **AYES: ALL**

12. Consider Approving the Supplemental Agreement No. 1 to the Professional Services Agreement with WH Pacific Inc. for Construction Support Services for the State Avenue HSIP (3rd to 80th) Project Extending the Agreement End Date to December 31, 2022

Director Laycock reviewed this no-cost time Supplement No. 1 to the Professional Services Agreement with WH Pacific, Inc.

Motion to authorize the Mayor to sign and execute the Supplemental Agreement No. 1 to the Professional Services Agreement with WH Pacific Inc. for Construction Support Services for the State Avenue HSIP (3rd to 80th) Project Extending the Agreement End Date to December 31, 2022 moved by Councilmember Muller seconded by Councilmember James. **AYES: ALL**

13. Consider Approving the Supplemental Agreement No. 8 to the Professional Services Agreement with KPG, Inc. for Engineering Services for the State Ave HSIP (3rd to 80th) Project Extending the Agreement End Date to December 31, 2022

Director Laycock reviewed this no-cost Supplement No. 8 providing design support and extending the agreement due date to December 31, 2022.

Motion to authorize the Mayor to sign and execute the Supplemental Agreement No. 8 to the Professional Services Agreement with KPG, Inc. for Engineering Services for the State Ave HSIP (3rd to 80th) Project Extending the Agreement End Date to December 31, 2022 moved by Councilmember Richards seconded by Councilmember Muller. **AYES: ALL**

14. Consider Approving the Civic Center Supplemental Tower TI Commissioning Agreement in the Amount of \$25,944.00

Project Engineer Milligan reviewed this Supplemental Agreement for commissioning services throughout the newly started 4-story City Hall tower.

Councilmember Richards pointed out a discrepancy in the numbers. Project Engineer Milligan verified the correct amount being requested was \$25,944, and that the total allocation number was added up correctly.

Motion to authorize the Mayor to sign and execute the Civic Center Supplemental Tower TI Commissioning Agreement in the Amount of \$25,944.00 moved by Council President Norton seconded by Councilmember Richards. **AYES: ALL**

15. Consider Approving the Ordinance Revising MMC 14.07.010

Director Latimer reviewed this ordinance which would amend MMC 14.07.010 related to capital charges for Accessory Dwelling Units (ADUs.)

Councilmember King asked if any customers would receive a credit due to past payments. Director Latimer indicated staff would look at that and issue any refunds necessary.

Councilmember James asked for clarification about what the capital charges pay for. Director Latimer explained it pays for a customer's share of the existing utility infrastructure and any improvements to it. Councilmember James recommended no charges for attached ADUs that use the existing infrastructure. Director Latimer reviewed circumstances when the charges would apply. Councilmember James expressed concern about attached ADUs being charged at all. He did not think the impact would be any different than a family living in the house. Councilmember Muller clarified that it is 35% of the fee, not the cost of the project. Director Latimer agreed and reviewed the proposed fees. Councilmember James recommended amending this to exclude attached ADUs. Councilmember Muller explained that the homeowner would still be running more sewer and water lines on the site. The charges would contribute to the overall system to help to pay for expansion and replacement citywide. Director Latimer explained the amendment would make the charges more equitable for everyone that uses the system.

Councilmember Richards stated he was in support, but would be abstaining.

Motion to approve Ordinance No. 3202 revising MMC 14.07.010 moved by Councilmember Muller seconded by Council President Norton.

VOTE: Motion carried 5 - 0

AYES: Council President Norton, Councilmember King, Councilmember James, Councilmember Stevens, Councilmember Muller

ABSTAIN: Councilmember Richards

Mayor's Business

- Thanks to Council President Norton for chairing the last meeting when he was gone.
- He wished everyone a Happy Thanksgiving.

Staff Business

Asst. Director Hall brought everyone's attention to Marysville for the Holidays on December 4 and Marysville Community Lights starting on December 4. The parade will start at 6:30 p.m.

Chief Scairpon:

- The Police Department received a \$1000 donation last week for the holiday coat drive in partnership with the Marysville Food Bank. He saw Councilmember King at the Food Bank last Friday when they served 174 cars.

- Tip-a-Cop at Applebee's has been rescheduled to December 10 to help the Shop-with-a-Cop event on December 13.

Director Miller informed the Council that Senior Planner Kate Tourtellot is working on some changes to the Accessory Dwelling Unit code which will make the requirements more flexible in some areas. Councilmember Richards asked if the changes are in line with the county's code. Director Miller indicated that staff is looking at the county's code, but it will not be exactly the same.

Call on Councilmembers and Committee Reports

Councilmember King:

- Thanks to Chief Scairpon for directing traffic last Friday at the food bank.
- The LEOFF 1 Board met last week and updated policies regarding elective vision surgeries.
- Community Development Block Grant Committee met last week and approved several great projects and programs.
- He noticed that streetlights on State Avenue between 10th and Grove have been replaced with LEDs and look great. Director Laycock explained that they have found a cost effective solution and will continue with replacement as lights burn out.
- He is looking forward to the parade. The Strawberry Festival float has been decorated and has a new sound system.

Councilmember Stevens wished everyone a Happy Thanksgiving.

Councilmember Richards:

- He reported on the November 10 Park Board Meeting:
 - Mother's Nature Window is starting to work on a parking lot.
 - The Remote Control Park at Strawberry Fields is moving along.
 - The engineering design for the pump track should be done in March; it will then go out to bid.
 - Comeford Park is progressing.
- He thanked the Mayor for the proclamation regarding Marysville-Pilchuck. He recognized Lake Stevens High School who is also doing well.
- He asked for confirmation that there will be a retreat on December 3 and also in February. Mayor Nehring affirmed this.

Councilmember Muller wished everyone a Happy Thanksgiving.

Councilmember James:

- He asked when discussion surrounding the sign code updates would continue. Director Miller thought City Attorney Walker was assembling a list of changes which would be possible.
- He enjoyed awarding the grants on the CDBG Committee.

- The holiday lights look great around the city.
- The food bank is definitely very busy.
- Thanks to Director Miller for the updates on the ADU code. He asked when it would be coming to Council. Director Miller thought it would be in January.
- He wished everyone Happy Thanksgiving.

Council President Norton:

- She requested that the Council be notified if there are revisions to the agenda. She thought she had downloaded the most recent one right before the meeting but it was not.
- She is looking forward to the holiday lights.
- She has had several requests for the City to look at and address the use of wheeled All-Terrain Vehicles (ATVs) in the city. Chief Scairpon thought they could get the ATV topic on a workshop in January.

Motion to add discussion about allowing ATVs in the City to a future agenda moved by Council President Norton seconded by Councilmember James. **AYES: ALL**

Councilmember James said he did not have the revised agenda until he downloaded it at the meeting. He wondered which agenda it was that had been approved at the beginning of the meeting. Mayor Nehring replied that it is implied that they are approving the most recent agenda. He indicated that staff would be sure to notify Council via email if there are updated agendas.

Councilmember Richards asked Asst. Director Hall if they could put a ribbon around the water tower box for the holidays. Director Laycock did not think they should interfere with the contractor.

Councilmember Muller noted that the upgraded agenda did not get downloaded to the iPad content page, but the link in the email worked. Director Langdon replied that staff would make sure all the areas are updated.

Adjournment

Motion to adjourn the meeting moved by Councilmember Richards seconded by Councilmember James. **AYES: ALL**

The meeting was adjourned at 8:26 p.m.

Approved this _____ day of _____, 2022.

Mayor
Jon Nehring