

City Council



1049 State Avenue
Marysville, WA 98270

**Regular Meeting
July 25, 2022**

Call to Order

Mayor Nehring called the meeting to order at 7:01 p.m. and led the Pledge of Allegiance.

Invocation

None

Pledge of Allegiance

Roll Call

Present:

Mayor: Jon Nehring

Council: Council President Kamille Norton, Councilmember Mark James, Councilmember Tom King, Councilmember Michael Stevens, Councilmember Steve Muller, Councilmember Kelly Richards, Councilmember Peter Condyles (newly elected)

Staff: Chief Administrative Officer (CAO) Gloria Hirashima, Finance Director Crystil Wooldridge, Systems Analyst Mike Davis, Information Systems Administrator Chris Brown, IT Director Stephen Doherty, Community Information Officer (CIO) Connie Mennie, Deputy City Attorney Burton Eggertsen, Police Chief Erik Scairpon, Community Development Director Haylie Miller, Public Works Director Jeff Laycock, Parks & Recreation Director Tara Mizell, Financial Operations Manager John Nield

Approval of the Agenda

Motion to approve the agenda moved by Councilmember Steve Muller seconded by Councilmember Kelly Richards.

VOTE: Motion carried 7 - 0

Presentations

A. City Council Vacancy Position #1 Candidate Interview and Selection

The Council interviewed the six final candidates: Deirdre Kvangnes, Kristin Kinnamon, Peter Condyles, Brad Thompson, Katie Sutherland, and Janet Keefe. Each councilmember asked a question of the applicants, and the applicants responded. Councilmembers then had the opportunity to ask follow-up questions. Finally, each applicant gave a closing statement.

Council Vote - The following individuals received votes and made it to the next round:

- Condyles - 3
- Keefe - 1
- Kvangnes - 1
- Sutherland 1

Council voted again with weighted ballots with the following results:

- Peter Condyles - 5
- Janet Keefe - 1

Peter Condyles was selected as the new councilmember and immediately sworn in to that position.

Council recessed from 8:24 to 8:32 p.m.

Audience Participation

None.

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

1. Approval of the June 27, 2022 Council Meeting Minutes

Motion to approve the June 27, 2022 Council Meeting Minutes moved by Councilmember Kelly Richards seconded by Council President Kamille Norton.

VOTE: Motion carried 6 - 0

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

ABSTAIN: Councilmember Peter Condyles

2. Approval of the July 5, 2022 Council Work Session Minutes

Motion to approve the July 5, 2022 Council Work Session Minutes moved by Councilmember Tom King seconded by Councilmember Kelly Richards.

VOTE: Motion carried 5 - 0

AYES: Council President Kamille Norton, Councilmember Mark James, Councilmember Tom King, Councilmember Michael Stevens, Councilmember Kelly Richards

ABSTAIN: Councilmember Steve Muller, Councilmember Peter Condyles

3. Approval of the July 11, 2022 Council Meeting Minutes

Motion to approve the July 11, 2022 Council Meeting Minutes moved by Councilmember Mark James seconded by Council President Kamille Norton.

VOTE: Motion carried 6 - 0

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

ABSTAIN: Councilmember Peter Condyles

Consent

4. Approval of the July 6, 2022 Claims in the Amount of \$635,345.14 Paid by EFT Transactions and Check Numbers 156491 through 156631 with Check Number 155859 Voided

5. Approval of the July 8, 2022 Payroll in the Amount of \$1,817,716.98 Paid by EFT Transactions and Check Numbers 34042 through 34071

6. Approval of the July 13, 2022 Claims in the Amount of \$2,092,731.66 Paid by EFT Transactions and Check Numbers 156632 through 156784 with Check Numbers 150592 and 156003 Voided

7. Approval of the July 20, 2022 Claims in the Amount of \$4,750,419.57 Paid by EFT Transactions and Check Numbers 156785 through 156971

8. Approval of the July 25, 2022 Payroll in the Amount of \$1,613,465.97 Paid by EFT Transactions and Check Numbers 34072 through 34091

Motion to approve Consent agenda items 4, 5, 6, 7, and 8 moved by Council President Kamille Norton seconded by Councilmember Kelly Richards.

AYES: ALL

Review Bids

9. Consider Approving the Contract Award for the Marysville Community Center Remodel P2205 with Wilder Custom Construction in the Amount of \$237,883.46 with a Management Reserve of \$23,788.35 for a Total Allocation of \$261,671.81

Director Laycock explained that the first low bidder was unable to complete the contract, so Wilder Custom Construction was selected.

Motion to approve the Contract Award for the Marysville Community Center Remodel P2205 with Wilder Custom Construction in the Amount of \$237,883.46 with a Management Reserve of \$23,788.35 for a Total Allocation of \$261,671.81 moved by Councilmember Kelly Richards seconded by Councilmember Steve Muller.

AYES: ALL

10. Consider Approving the Contract Award for the Sunnyside Blvd & 52nd St NE Signalization Project with Kamins Construction in the Amount of \$1,179,619.81 with a Management Reserve of \$117,962.00 for a Total Allocation of \$1,297,581.81

Director Laycock reviewed this item pertaining to the signal project for Sunnyside and 52nd. The low bidder was Kamins Construction. The project is funded with a federal grant award. There will be an additional grant award agreement later in the agenda to supplement the grant amount.

Councilmember Muller asked how they can commit to a start date on signal poles. Director Laycock agreed it is tough, but they expect an 8-month delay.

Councilmember King asked if the City has worked with Kamins Construction before. Director Laycock replied that they have not, but Kamins has submitted several bids and has been checked out thoroughly.

Motion to authorize the Mayor to sign and execute the Contract Award for the Sunnyside Blvd & 52nd St NE Signalization Project with Kamins Construction in the Amount of \$1,179,619.81 with a Management Reserve of \$117,962.00 for a Total Allocation of \$1,297,581.81 moved by Councilmember Kelly Richards seconded by Council President Kamille Norton.

AYES: ALL

Public Hearings

11. Consider Approving an Ordinance to Designate an Additional Targeted Area for Property Tax Exemption for the Value of New Construction of Industrial/Manufacturing Facilities

Councilmember Condyles recused himself because the firm he works for worked on this item.

Director Miller reviewed the proposal which would expand the targeted urban area that is a tax relief area that aligns with the Cascade Industrial Park.

The public hearing was opened at 8:45 p.m. Public comments were solicited. There were none. The public hearing was closed at 8:45 p.m.

Motion to adopt Ordinance No. 3226 to designate an Additional Targeted Area for Property Tax Exemption for the Value of New Construction of Industrial/Manufacturing Facilities moved by Council President Kamille Norton seconded by Councilmember Steve Muller.

VOTE: Motion carried 6 - 0

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

ABSTAIN: Councilmember Peter Condyles

New Business

12. Consider Approving the Professional Services Agreement for Construction Management Services for Sunnyside Blvd and 52nd St NE Signalization Project with KBA, Inc. in the Amount of \$117,500.00

Director Laycock reviewed this item.

Motion to authorize the Mayor to sign and execute the Professional Services Agreement for Construction Management Services for Sunnyside Blvd and 52nd St NE Signalization Project with KBA, Inc. in the Amount of \$117,500.00 moved by Council President Kamille Norton seconded by Councilmember Kelly Richards.

AYES: ALL

13. Consider Approving a Local Agency Agreement Supplement with WSDOT for the Sunnyside Blvd & 52nd St NE Signalization Project

Director Laycock reviewed this item related to the additional grant funds as mentioned earlier.

Motion to authorize the Mayor to sign and execute a Local Agency Agreement Supplement with WSDOT for the Sunnyside Blvd & 52nd St NE Signalization Project moved by Councilmember Steve Muller seconded by Councilmember Mark James.

AYES: ALL

14. Consider Approving a Resolution Establishing a Public Participation Plan for the 2024 Comprehensive Plan Periodic Update

Director Miller reviewed this item related to the Public Participation Plan for the Comprehensive Plan update.

Motion to adopt Resolution 2520 moved by Councilmember Tom King seconded by Councilmember Mark James.

AYES: ALL

15. Consider Approving an Interagency Reimbursement Agreement with Administrative Office of the Courts

Deputy Director Eggertsen reviewed this item related to reimbursements which will allow the City to apply for reimbursements for some of its costs.

Motion to authorize the Mayor to sign the Interagency Reimbursement Agreement with Administrative Office of the Courts moved by Councilmember Kelly Richards seconded by Councilmember Tom King.

AYES: ALL

16. Consider Approving the Project Acceptance for 8th Street Improvements

Director Laycock reviewed this item and noted that 8th Street looks great. The project was completed well under the amount awarded.

Councilmember King commented that the street drops down several degrees going westbound. Director Laycock indicated he would look into that.

Council President Norton asked if there have been any new accidents or other issues with the new 4-way sign at 8th and Cedar. Chief Scairpon replied there have not. Council President Norton was very happy to see this project came under budget.

Councilmember King commented he has heard positive comments about the 4-way stop.

Motion to authorize the Mayor to approve the Project Acceptance for 8th Street Improvements moved by Councilmember Mark James seconded by Councilmember Kelly Richards.

AYES: ALL

17. Consider Approving the Project Acceptance for 2021 Pavement Preservation Program

Director Laycock reviewed this item.

Motion to authorize the Mayor to approve the Project Acceptance for 2021 Pavement Preservation Program moved by Councilmember Kelly Richards seconded by Councilmember Michael Stevens.

AYES: ALL

18. Consider Approving the Project Acceptance for Jennings Park Pickleball Courts

Director Laycock reviewed this item related to the pickleball courts.

Councilmember King thanked the City for paving the parking lot.

Motion to authorize the Mayor to approve the Project Acceptance for Jennings Park Pickleball Courts moved by Councilmember Michael Stevens seconded by Councilmember Kelly Richards.

AYES: ALL

19. Consider Approving an Ordinance for Amendments to the Municipal Code Regarding Protection Orders

Deputy City Attorney Eggertsen reviewed this code update regarding protection orders to reflect new state legislation. It also adopts criminal penalties for filing a false Extreme Risk Protection Order (ERPO) for the purpose of harassment.

Councilmember James asked if the ERPOs were part of the state update. Deputy City Attorney Eggertsen replied that the City has already adopted a number of provisions regarding ERPOs. This would adopt additional penalties related to using them for harassment. Councilmember James asked if they have seen any violations of the ERPOs. Deputy City Attorney Eggertsen was not sure, but offered to follow up.

Motion to adopt Ordinance 3227 for Amendments to the Municipal Code Regarding Protection Orders moved by Councilmember Steve Muller seconded by Councilmember Kelly Richards.

AYES: ALL

20. Consider Approving an Ordinance Amending the 2021-2022 Biennial Budget and Providing for the Establishment of Pay Classifications and Grades or Ranges as Budgeted for in Ordinance No. 3160

Finance Director Wooldridge reviewed this item for budget amendments related to pay classifications.

Motion to adopt Ordinance 3228 Amending the 2021-2022 Biennial Budget and providing for the Establishment of Pay Classifications and Grades or Ranges as Budgeted for in Ordinance No. 3160 moved by Council President Kamille Norton seconded by Councilmember Tom King.

AYES: ALL

21. Consider Approving an Ordinance for Ziplly Fiber Northwest Franchise Amendment

Deputy City Attorney Eggertsen reviewed this item which will extend the franchise for one more year.

Motion to approve adopt Ordinance 3229 for Ziplly Fiber Northwest Franchise Amendment moved by Councilmember Tom King seconded by Councilmember Kelly Richards.

AYES: ALL

Legal

Mayor's Business

22. Appointment of City Clerk – John Nield

Motion to remove the appointment of Crystil Wooldridge as City Clerk moved by Council President Kamille Norton seconded by Councilmember Kelly Richards.

AYES: ALL

Motion to confirm the appointment of John Nield as City Clerk moved by Councilmember Kelly Richards seconded by Councilmember Michael Stevens.

AYES: ALL

23. Community and Housing Development Citizen Advisory Committee Appointments – Cheyenne Markel, Mike Leighan, Roger Hoen, Mark James, and Tom King

Mayor Nehring had the following comments:

- The Old Dominion grand opening was exciting.
- The Port Report was really good.
- Congratulations to Peter Condyles.

23. Community and Housing Development Citizen Advisory Committee Appointments – Cheyenne Markel, Mike Leighan, Roger Hoen, Mark James, and Tom King

Motion to confirm the Citizen Advisory Committee for Housing and Community Development Appointments – Cheyenne Markel, Mike Leighan, Roger Hoen, Mark James, and Tom King moved by Councilmember Kelly Richards seconded by Councilmember Steve Muller.

AYES: ALL

Staff Business

Director Laycock gave an update on the recent water main break.

Call on Councilmembers and Committee Reports

Councilmember Condyles thanked the Council for selecting him. He is very excited to serve on the Council.

Councilmember James commented that the Old Dominion ribbon cutting was a great addition to the CIC. He reminded everyone to get their ballots turned in. He welcomed Councilmember Condyles to the Council.

Councilmember King agreed that Old Dominion freight lines is an impressive operation. He has attended two movies in the park and two concerts in the park and thoroughly enjoyed them. He also welcomed Peter Condyles to the Council.

Councilmember Stevens welcomed Councilmember Condyles.

Councilmember Richards also enjoyed the Old Dominion ribbon cutting. He attended the Port Report with the Mayor. Congratulations to Peter Condyles. He commented that he and other councilmembers received an anonymous letter. He encouraged people to use their name.

Councilmember Muller congratulated Peter Condyles.

Council President Norton reported on the 7/12 Finance Committee meeting. She thanked staff and Council for navigating through the Council appointment process. She congratulated Peter Condyles.

Adjournment

The meeting was adjourned at 9:25 p.m.

Approved this _____ day of _____, 2022.

Mayor
Jon Nehring