

December 13, 2023

The regular meeting of the Everett City Council was called to order at 6:30 p.m., December 13, 2023, by President Stonecipher.

Upon roll call, it was found that Council Members Fosse, Rhyne, Schwab, Vogeli, Zarlingo, Tuohy, and Stonecipher were present. Mayor Franklin was excused.

Council Member Tuohy led the Pledge of Allegiance.

Council Member Rhyne recited the land acknowledgement.

MAYOR

Mayor Franklin was excused.

APPOINTMENTS

President Stonecipher, on behalf of Mayor Franklin, requested the following appointments:

**Moved by Council Member Rhyne, seconded by Council Member Zarlingo, to concur with the following appointments:**

Board of Park Commissioners

- Terese Hayes, Pos #5 – term expiring 12/31/2029
- Bill Quinlan, Pos #6 – term expiring 12/31/2029

Cultural Arts Commission

- Annie Loomis, Pos #7 – term expiring 12/31/2029
- Liam Cole, Pos #8 – term expiring 12/31/2029

Roll was called with all council members voting yes.

**Motion carried.**

*Library update*

Presented by Abigail Cooley, Library and Rebecca Frevert, Library Board

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PUBLIC COMMENT

Written comments were received by three (3) members of the public, and the following members of the public spoke: Chelsea Gray, Ethan Pfahl, Bria Hedahl, and Gail Chism.

Council Member Fosse left at 6:55 p.m. and returned at 6:57 p.m.

COUNCIL

Comments and liaison reports were provided by council members.

Council members requested additional information regarding recycling for businesses.

ADMINISTRATION UPDATE

Executive Director Lori Cummings stated the Mayor approved the following for appointment, which do not require a vote by Council.

CHIP Loan Review Committee

- Margaret Carmen, Pos #2 – term expiring 12/31/2027
- John Haack, Pos #3 – term expiring 12/31/2027

Lori also provided an update from the Board and Commission reception held last night. She also stated Council should anticipate apprenticeship and Project Labor Agreements ordinance briefings in January.

CITY ATTORNEY

City Attorney David Hall requested a 5-minute executive session pursuant to RCW 42.31.110.1(i), with council action to follow.

CONSENT ITEMS:

**Moved by Council Member Zarlingo, seconded by Council Member Tuohy, to approve the following consent items:**

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RESOLUTION - CLAIMS

To adopt Resolution No. 7961 authorizing claims against the City of Everett in the amount of \$2,427,933.48 for the period ending November 25, 2023, through December 1, 2023.

RESOLUTION – ELECTRONIC TRANSFER CLAIMS

To adopt Resolution No. 7962 authorizing electronic transfer claims against the City of Everett in the amount of \$8,818,624.26 for the period of July 1, 2023, through July 31, 2023.

RESOLUTION – ELECTRONIC TRANSFER CLAIMS

To adopt Resolution No. 7963 authorizing electronic transfer claims against the City of Everett in the amount of \$8,028,979.04 for the period of August 1, 2023, through August 31, 2023.

AGREEMENT AMENDED – LEASE AT EVERETT STATION

To authorize the Mayor to sign Amendment No. 1 to Lease Agreement with Bezos Academy at Everett Station.

AGREEMENT AMENDED – PGB OUTFALLS WQ TREATMENT RETROFIT PROJECT

To authorize the Mayor to sign Amendment No. 3 to Agreement No. WQC-2019-EverPW-00052 with the Washington State Department of Ecology extending the expiration date to June 30, 2024, for the Port Gardner Bay (PGB) Outfalls Water Quality (WQ) Treatment Retrofit Project.

RESOLUTION – PUBLIC HEARING

To adopt Resolution No. 7964 setting February 7, 2024, at 6:30 p.m. as the date and time to hear and determine the petition for the proposed vacation of Larch, Hemlock, and Fir Streets lying south of 12th Street and north of 14th Street in the plat of Baker Heights.

AGREEMENT – MUNICIPAL POLE ATTACHMENT

To authorize the Mayor to sign the Municipal Pole Attachment License Agreement with Snohomish County PUD.

Roll was called with all council members voting yes.

**Motion carried.**

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**PROPOSED ACTION ITEMS:**

**COUNCIL BILL 2311-63**

**SECOND READING:**

AN ORDINANCE closing a Special Improvement Project, entitled “17<sup>th</sup> Street Interceptor Upgrades,” Fund 336, Program 020, as established by Ordinance No. 3806-21

**COUNCIL BILL 2311-65**

**SECOND READING:**

AN ORDINANCE closing a Special Improvement Project, entitled “Grant Avenue Utilities Replacement,” Fund 336, Program 014, as established by Ordinance No. 3762-20

**COUNCIL BILL 2311-66**

**SECOND READING:**

AN ORDINANCE closing a Special Improvement Project, entitled “Lift Station #15 and Shore Avenue Forcemain,” Fund 336, Program 005, as established by Ordinance No. 3725-20

**COUNCIL BILL 2311-67**

**SECOND READING:**

AN ORDINANCE closing a Special Improvement Project, entitled “Maple Heights Bridge Seismic Retrofit,” Fund 303, Program 113, as established by Ordinance No. 3603-18

**COUNCIL BILL 2311-68**

**SECOND READING:**

AN ORDINANCE closing a Special Improvement Project, entitled “Reservoir No. 2 Replacement,” Fund 336, Program 017, as established by Ordinance No. 3792-20

**COUNCIL BILL 2311-69**

**SECOND READING:**

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AN ORDINANCE closing a Special Improvement Project, entitled "SEI to SRI Intertie and SRO8 Rehabilitation," Fund 336, Program 010, as established by Ordinance No. 3735-20

COUNCIL BILL 2311-71

FIRST READING:

AN ORDINANCE closing a Special Improvement Project, entitled "Water Main Replacement "W"," Fund 336, Program 023, as established by Ordinance No. 3813-21

COUNCIL BILL 2312-75

FIRST READING:

AN ORDINANCE creating a Special Improvement Project, entitled "Lift Station #15," Fund 336, Program 041, to accumulate all costs for the improvement

COUNCIL BILL 2312-76

FIRST AND SECOND READING:

AN ORDINANCE relating to Business and Occupation tax, adopting the new revision to the B&O Tax Model Ordinance to incorporate SB 5199 changes to 35.102.150

**ACTION ITEMS:**

COUNCIL BILL 2311-72

THIRD AND FINAL READING:

AN ORDINANCE approving the appropriations of the 2023 revised City of Everett Budget, and amending Ordinance No. 3970-23

**Moved by Council Member Tuohy, seconded by Council Member Schwab, that this is declared to be the third and final reading of Council Bill 2311-72, as amended.**

The City Clerk was directed to call the roll for the final deposition of the ordinance.

AYES: Fosse, Schwab, Vogeli, Zarlingo, Tuohy, Stonecipher

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NAYES: Rhyne  
ABSENT: None

**Ordinance 3985-23 adopted.**

COUNCIL BILL 2311-61

THIRD AND FINAL READING:

AN ORDINANCE amending Ordinance No. 3839-21 a Special Improvement Project, entitled "Later Phase Eclipse Mill Park Project and Riverfront Trail Improvements Project," Fund 354, Program 073, to accumulate design and construction support services for the amount of \$1,113,752

**Moved by Council Member Rhyne, seconded by Council Member Zarlingo, that this is declared to be the third and final reading of Council Bill 2310-61.**

The City Clerk was directed to call the roll for the final deposition of the ordinance.

AYES: Fosse, Rhyne, Schwab, Vogeli, Zarlingo, Tuohy, Stonecipher  
NAYES: None  
ABSENT: None

**Ordinance 3986-23 adopted.**

COUNCIL BILL 2311-62

THIRD AND FINAL READING:

AN ORDINANCE creating a Special Improvement Project, entitled "Loganberry Trail Improvements," Fund 354, Program 091, to accumulate all costs for the project

**Moved by Council Member Rhyne, seconded by Council Member Vogeli, that this is declared to be the third and final reading of Council Bill 2310-62.**

The City Clerk was directed to call the roll for the final deposition of the ordinance.

AYES: Fosse, Rhyne, Schwab, Vogeli, Zarlingo, Tuohy, Stonecipher  
NAYES: None  
ABSENT: None

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**Ordinance 3987-23 adopted.**

COUNCIL BILL 2311-60

THIRD AND FINAL READING:

AN ORDINANCE establishing the basic salary schedule for employees of the City of Everett for 2024, repealing Ordinance 3926-22

**Moved by Council Member Tuohy, seconded by Council Member Schwab, that this is declared to be the third and final reading of Council Bill 2312-60.**

The City Clerk was directed to call the roll for the final deposition of the ordinance.

AYES: Fosse, Rhyne, Schwab, Vogeli, Zarlingo, Stonecipher, Tuohy  
NAYES: None  
ABSENT: None

**Ordinance 3988-23 adopted.**

**BRIEFINGS:**

COUNCIL BILL 2311-64

SECOND READING:

AN ORDINANCE amending EMC 10.02.265, 10.18.025, 10.23.050, and 10.78.110, and creating new sections of EMC 10.16, and EMC 10.78

Presented by Lacey Offutt, Legal

Discussion ensued with Legal answering Council questions.

Council Member Fosse requested the specific RCW that defines “annoys.”

COUNCIL BILL 2311-70

SECOND READING:

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AN ORDINANCE relating to public health and safety, creating a sentence enhancement ordinance applicable at the prosecutor's option for certain qualifying crimes, when necessary preconditions have been met

Presented by Lacey Offutt, Legal

Discussion ensued with Legal answering Council questions.

Council Members Rhyne and Fosse requested input from incoming Snohomish County Sherriff.

Council Member Fosse requested input from the Municipal Court Judges.

EXECUTIVE SESSION:

The City Council recessed for an executive session at 8:21 p.m., and began the executive session at 8:23 p.m. The executive session ended at 8:28 p.m. and Council reconvened at 8:29 p.m.

ADVANCED SETTLEMENT – SEWER-WATER BACKUP

**Moved by Council Member Zarlingo, seconded by Council Member Rhyne, to authorize the Mayor to sign an advanced settlement funds agreement with Everett Steel for a sewer-water backup in the amount of \$67,609.44**

Roll was called with all council members voting yes.

**Motion carried.**

The City Council meeting adjourned at 8:30 p.m.



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City Clerk

Read and approved as printed.



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Council President



# 12.13.23 Council minutes

Final Audit Report

2023-12-22

Created:	2023-12-20
By:	Marista Jorve (mjorve@everettwa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAeWr7_Ms-xeezkAvp31MvpNbxOnoDQI3p

## "12.13.23 Council minutes" History

-  Document created by Marista Jorve (mjorve@everettwa.gov)  
2023-12-20 - 10:42:24 PM GMT
-  Document e-signed by Marista Jorve (mjorve@everettwa.gov)  
Signature Date: 2023-12-21 - 4:11:18 PM GMT - Time Source: server
-  Document emailed to Brenda Stonecipher (bstonecipher@everettwa.gov) for signature  
2023-12-21 - 4:11:19 PM GMT
-  Document e-signed by Brenda Stonecipher (bstonecipher@everettwa.gov)  
Signature Date: 2023-12-22 - 1:58:36 PM GMT - Time Source: server
-  Agreement completed.  
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