



**Everett City Council Preliminary Agenda**  
**6:30 p.m., Wednesday, July 17, 2024**  
**City Council Chambers**

Roll Call

Pledge Of Allegiance

Land Acknowledgment

Approval Of Minutes: July 10, 2024

Mayor's Comments: Introduction Of Police Officer: Brett Gailey

Public Comment

Council Comments/Liaison Reports

Administration Update

City Attorney

**CONSENT ITEMS:**

(1) Adopt Resolution Authorizing Claims Against The City Of Everett In The Amount Of \$2,363,556.45 For The Period Ending June 29, 2024 Through July 5, 2024.

Documents:

[RES CLAIMS PAYABLE JUN 29, 2024 - JUL 5, 2024.PDF](#)

(2) Adopt Resolution Authorizing Payroll Claims Against The City Of Everett In The Amount Of \$5,743,737.10 For The Period Ending June 29, 2024.

Documents:

[2024 RESOLUTION FOR PAYROLL PAY PERIOD 14.PDF](#)

(3) Accept The Washington State Office Of Public Defense SPAR Grant In The Amount Of \$488,600 For The State Fiscal Year 2025 (7/1/24 To 6/30/25) And Authorize The Mayor Or Mayor's Designee To Sign All Necessary Documents Related To This Grant Award.

Documents:

[SPAR GRANT\\_AGENDA.PDF](#)

**PROPOSED ACTION ITEM:**

(4) CB 2406-13 – 2nd Reading - Adopt An Ordinance Vacating The Remaining Alleys In The Block Bounded By Rockefeller Avenue On The West, Oakes Avenue On The East, Pacific

Avenue On The North, And 32nd Street On The South. (Public Hearing, 3rd & Final Reading 7/24/24)

Documents:

[CB 2406-13.PDF](#)

Executive Session

Adjourn

## **PARTICIPATION IN REMOTE COUNCIL MEETINGS**

- o Call in to listen to the Council meetings: 425.616.3920, conference ID: 724 887 726#
- o Participate remotely via Zoom by registering to speak at [everettwa.gov/speakerform](https://everettwa.gov/speakerform). You must register no later than 30 minutes prior to the meeting. Or contact Angela Ely at 425.257.8703 or [aely@everettwa.gov](mailto:aely@everettwa.gov) and identify the topic you wish to address.
- o Provide written public comments by email to [Council@everettwa.gov](mailto:Council@everettwa.gov) or mail to 2930 Wetmore Avenue, Suite 9A, Everett, WA 98201. Emailing comments 24 hours prior to the meeting will ensure your comment is distributed to councilmembers and appropriate staff.
- o Persons seeking to comment on non-agenda items may be asked to submit the comments in writing if the comment does not address an issue of broad public interest.

## **AGENDAS, BROADCAST AND RECORDINGS**

- o The Council agendas and meeting recordings can be found, in their entirety, at [everettwa.gov/citycouncil](https://everettwa.gov/citycouncil).
- o The Council meetings are broadcast on government-access cable Comcast Channel 21 and Frontier Channel 29. They are rebroadcast on Monday and Tuesday at noon; Thursday at 2 p.m. and 7 p.m.; Friday and Sunday at 7 p.m.; Saturday at 10 a.m.
- o Watch live meetings and recordings at [YouTube.com/EverettCity](https://YouTube.com/EverettCity).

## **CONTACT THE COUNCIL**

If you do not wish to participate in the meeting, we provide these other methods of contacting your elected officials: Email the Council at [Council@everettwa.gov](mailto:Council@everettwa.gov).

- o Call the Council offices at 425.257.8703
- o You may call in just to listen to the meeting: 425.616.3920, conference ID 724 887 726#

The City of Everett does not discriminate on the basis of disability in the admission or access to, or treatment in, its programs or activities. Requests for assistance or accommodations can be arranged by contacting the Everett City Council Office at 425.257.8703. For additional information, please visit our website at <https://www.everettwa.gov/3129/American-Disabilities-Act-ADA-and-Title->.

Council President



## RESOLUTION NO. \_\_\_\_\_

Be it resolved by the City Council of the City of Everett:

That the payroll of the employees of the City of Everett as of June 29, and checks issued July 05, 2024, having been audited, be and the same is hereby approved and the proper officers are hereby authorized and directed to charge checks on the Payroll Fund in payment thereof:

Fund	Department	Gross Payroll	Employer Contributions
001	Legislative	12,844.48	6,940.53
003	Legal	95,551.35	27,874.93
004	Administration	52,283.99	12,064.65
005	Municipal Court	67,744.07	25,673.94
007	Personnel	60,650.73	18,563.29
010	Finance	163,639.80	40,371.89
015	Information Technology	127,951.24	38,042.28
018	Communications and Marketing	24,050.05	7,019.55
021	Planning & Community Dev	125,027.58	37,674.17
024	Public Works	228,312.49	76,848.26
026	Animal Shelter	57,890.18	23,440.86
030	Emergency Management	10,764.80	3,514.67
031	Police	1,246,744.47	315,529.81
032	Fire	870,865.91	209,006.29
038	Facilities/Maintenance	111,487.44	41,937.00
101	Parks & Recreation	172,241.81	61,329.22
110	Library	127,561.15	42,294.35
112	Community Theatre	8,654.25	2,138.09
120	Street	79,179.89	28,505.16
153	Emergency Medical Services	472,115.69	104,322.09
197	CHIP	11,771.46	3,492.99
198	Community Dev Block	3,839.53	1,276.38
401	Utilities	918,276.43	340,663.58
425	Transit	559,364.71	207,448.67
440	Golf	51,939.24	15,398.29
501	Equip Rental	82,984.36	31,066.08
		<u>\$5,743,737.10</u>	<u>\$1,722,437.02</u>

\_\_\_\_\_  
Councilperson Introducing Resolution

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Council President



## City Council Agenda Item Cover Sheet

**Project title:** WA State Office of Public Defense SPAR Grant

**Council Bill #** *interoffice use*

**Agenda dates requested:**

Briefing  
Proposed action  
Consent 07/17/24  
Action  
Ordinance  
Public hearing  
Yes X No

**Budget amendment:**

Yes X No

**PowerPoint presentation:**

Yes X No

**Attachments:**

**Department(s) involved:**

Legal

**Contact person:**

David Hall

**Phone number:**

425-257-8624

**Email:**

[dhall@everettwa.gov](mailto:dhall@everettwa.gov)

**Initialed by:**

Department head

Administration

Council President

**Project:** Simple Possession Advocacy and Representation (SPAR) Grant

**Partner/Supplier:** Washington State Office of Public Defense

**Location:** NA

**Preceding action:** N/A

**Fund:** 003/Legal

**Fiscal summary statement:**

None

**Project summary statement:**

The City applied to the Washington State Office of Public Defense and was awarded \$488,600 in grant funding, the maximum amount available. This award will be used to fund public defense consultation and representation services for indigent adults facing pending charges or charged in Everett Municipal Court with offenses involving possession or public use of a controlled substance, counterfeit substance, or legend drug.

This funding is reimbursement-based. The City will enter into a funding agreement with the Office of Public Defense.

The grant period will run from July 1, 2024, to June 30, 2025 (the state fiscal year).

**Recommendation (exact action requested of Council):**

Accept the Washington State Office of Public Defense SPAR grant in the amount of \$488,600 for the state fiscal year 2025 (7/1/24 to 6/30/25) and authorize the Mayor or Mayor's designee to sign all necessary documents related to this grant award.



## City Council Agenda Item Cover Sheet

**Project title:** An Ordinance Vacating the Remaining Alleys in the Block Bounded by Rockefeller Avenue on the West, Oakes Avenue on the East, Pacific Avenue on the North, and 32nd Street on the South

**Council Bill #** *interoffice use*

CB 2406-13

**Agenda dates requested:**

1 <sup>st</sup> Reading	7/10/24
Proposed action	7/17/24
Action	7/24/24
Ordinance	X
Public hearing	7/24/24
X Yes	No

**Budget amendment:**

Yes X No

**PowerPoint presentation:**

Yes X No

**Attachments:**

Ordinance, Map Exhibit

**Department(s) involved:**

Parks & Facilities, Planning

**Contact person:**

Bob Leonard

**Phone number:**

425-257-8335

**Email:**

bleonard@everettwa.gov

**Initialed by:**

RML

Department head

Administration

Council President

**Project:** Alley Right-of-Way Vacation Ordinance

**Partner/Supplier:** Petitioners abutting the alleys proposed for vacation

**Location:** 3100 Block between Rockefeller and Oakes Avenues

**Preceding action:** [04/05/2023 Resolution 7881](#), [05/31/23 Public Hearing](#)

**Fund:** 145 Real Property Acquisition

**Fiscal summary statement:**

Positive – The proposed Ordinance requires receipt of payment from the Petitioner for the full appraised value of the area to be vacated within 180 days of adoption of the Ordinance. The area to be vacated has been appraised by a professional certified appraiser in the amount of \$566,700.00.

**Project summary statement:**

On April 5, 2023 City Council adopted [Resolution 7881](#) setting a public hearing date of May 31, 2023 to hear and determine the petition for the remaining alleys in the block bounded by Rockefeller Avenue on the west, Oakes Avenue on the east, Pacific Avenue on the north, and 32nd Street on the south.

After holding the public hearing and receiving public comments, City Council determined that the public interest would best be served by granting the petition and vacating the alley rights-of-way. The proposed Ordinance provides for said vacation.

Though the original resolution occurred in May 2023, the project proponent was supportive of this timeline, coming for Council approval in July 2024, to accommodate their project circumstances.

**Recommendation (exact action requested of Council):**

Adopt an Ordinance vacating the remaining alleys in the block bounded by Rockefeller Avenue on the west, Oakes Avenue on the east, Pacific Avenue on the north, and 32nd Street on the south.



**ORDINANCE NO. \_\_\_\_\_**

**An ORDINANCE** providing for the vacation of the remaining alleys in the block bounded by Rockefeller Avenue on the west, Oakes Avenue on the east, Pacific Avenue on the north, and 32nd Street on the south.

**WHEREAS,**

- A. The abutting landowners (the "Petitioners") have petitioned for the vacation of certain rights of way in the City.
- B. The City Council, by Resolution No. 7881, established May 31, 2023, as the date of the public hearing.
- C. After holding the public hearing, the City Council determined that the public interest would best be served by granting the petition and vacating the rights of way as provided for in this Ordinance, subject to the terms and conditions set forth below.

**NOW, THEREFORE, THE CITY OF EVERETT DOES ORDAIN:**

**Section 1.**

The following described rights of way:

All that portion of the east/west alley lying northerly of Lot 20 and southerly of Lots 21 through 26 inclusive, in Block 739 of Everett Land Company's First Addition to Everett, according to the plat thereof recorded in Volume 3 of Plats, pages 20 through 20A, records of Snohomish County, Washington, more particularly described as follows;

Together with all that portion of the north/south alley lying easterly of Lots 1 through 10 and lying westerly of Lots 11 through 20, inclusive, in said Block 739 of Everett Land Company's First Addition to Everett. All situate in the City of Everett, County of Snohomish, State of Washington.

are hereby vacated as of the effective date of this Ordinance, subject to the following terms and conditions:

- A. The City shall not be responsible nor liable for storm drainage runoff resulting from existing drainage patterns as established on City rights of way that may currently, or in the future, go over, under or across the vacated rights of way.

- B. All City improvements within the vacated rights-of-way are the property of the Petitioner(s) on a strictly AS-IS basis.

## **Section 2.**

The Petitioners must compensate the City an amount equal to one hundred percent the appraised value determined by the City of the entire area described in Section 1 to be vacated by this Ordinance. The Petitioners shall have one-hundred eighty (180) days following the date this Ordinance becomes valid under the City Charter to pay this amount in full. The effective date of this Ordinance is governed as follows:

- A. If the Petitioners make payment-in-full by the end of the one-hundred eighty (180) days, then this Ordinance shall become effective (1) fifteen days after the date the Ordinance become valid or (2) the date of payment-in-full, whichever of (1) and (2) is later.
- B. If the Petitioners fail to make payment-in-full by the end of the one-hundred eighty (180) days, then this Ordinance and vacation hereunder shall be null and void and shall never become effective.

## **Section 3.**

The City Clerk and the codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers, and any internal references.

## **Section 4.**

The City Council hereby declares that should any section, paragraph, sentence, clause or phrase of this ordinance be declared invalid for any reason, it is the intent of the City Council that it would have passed all portions of this ordinance independent of the elimination of any such portion as may be declared invalid.

## **Section 5.**

The enactment of this Ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this Ordinance.

## **Section 6.**





It is expressly the purpose of this Ordinance to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this Ordinance. It is the specific intent of this Ordinance that no provision or any term used in this Ordinance is intended to impose any duty whatsoever upon the City or any of its officers or employees. Nothing contained in this Ordinance is intended nor shall be construed to create or form the basis of any liability on the part of the City, or its officers, employees or agents, for any injury or damage resulting from any action or inaction on the part of the City related in any manner to the enforcement of this Ordinance by its officers, employees or agents.

**Section 7.**

After this Ordinance becomes effective, a certified copy shall be recorded within the Snohomish County Auditor's Office.

**Section 8.**

All moneys derived from the vacation of the herein described rights of way shall be deposited into the Real Property Acquisition Fund 145 and any use of such moneys shall be consistent with Resolution No. 7397.

\_\_\_\_\_  
Cassie Franklin, Mayor

ATTEST:

\_\_\_\_\_  
Marista Jorve, City Clerk

PASSED: \_\_\_\_\_

VALID: \_\_\_\_\_

PUBLISHED: \_\_\_\_\_

EFFECTIVE DATE:\* \_\_\_\_\_

\*governed by Section 2 above

Pacific Ave

NORTH

Jackson House  
Senior Community

Previously Vacated  
Alley

Rockefeller Ave

Oakes Ave

Consolidated  
Development Site  
Approx. 1.95 Acres

Proposed Alley  
Vacation  
Approx. 9445 SF

**From:** [noreply@civicplus.com](mailto:noreply@civicplus.com)  
**To:** [Angela Ely](#)  
**Subject:** [EXTERNAL] Online Form Submittal: City Council virtual public comment registration form  
**Date:** Wednesday, July 17, 2024 1:35:05 PM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

## City Council virtual public comment registration form

### Instructions

All community participants must fill out the online speaker sheet completely. For assistance, please contact the council office at 425-257-8703 or [Aely@everettwa.gov](mailto:Aely@everettwa.gov).

**Participants must submit this form at least 30 minutes prior to the meeting (by 6 pm).**

After the public comment form is submitted, the community member will receive an email confirmation with the Zoom link and phone number to the meeting.

Forms submitted after that time will not receive the Zoom link/number to speak, but may still participate the day of the meeting by submitting comments to [Council@everettwa.gov](mailto:Council@everettwa.gov).

I understand	I have read the form instructions and understand
First and last name	Jeramy Olson
Address	Everett WA
District	District 3
City Council Districts map	<a href="#">Click here to view the Everett City Council Districts map</a>
Email address	olson_jeramy@comcast.net
Phone number	2062009615
Agenda date	7/17/2024
What is the topic you wish to speak about?	Public comment

Please be specific  
about the topic of your  
public comment

Funding of projects

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Participating in a city council meeting:

1. Each person is responsible for their internet or phone connection to the meeting; no action will be invalidated on the grounds that the loss of or poor quality of a person's individual connection prevented him or her from participating in a meeting.
2. Participants need to join by the beginning of meeting for non-agenda items or before their agenda item they wish to speak about.
3. All speakers must respect the 3-minute time limit to allow everyone an opportunity to speak.
4. The meeting host will give participants the ability to unmute themselves and turn on their camera when it is their time to speak.
  - Participants will mute their microphone when not speaking.
  - Participants connecting via the Zoom app are expected to turn on their device's camera when it is their turn to speak, if possible.
5. Speakers must connect to Zoom using the same name or phone number listed on this form in order to be called on when it is their time to speak.
6. City staff may direct the muting or temporarily disconnect a participant if the subject is disruptive, makes inappropriate remarks or speaking when not recognized.
7. The following comments are not allowed: comments on any kind of campaigning – whether for or against ballot measures or candidates running for office; comments focused on PERSONAL MATTERS that are unrelated to City business.
8. Those who wish to listen to the council meeting by phone (and not provide comment), you may call 425-616-3920 conference ID 724 887 726#. This line will be silent until the meeting begins.
9. Once public comments are completed, Zoom will be closed, but you may continue to watch the meeting by going to [City of Everett - YouTube](#).

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I agree

I have read and agree to the participation requirements.

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