



Snohomish County Council

General Legislative Session

Meeting Minutes

Council Chair Jared Mead
Council Vice-Chair Nate Nehring
Councilmembers: Sam Low, Megan Dunn, Strom Peterson

Wednesday, May 17, 2023

9:00 AM

**Jackson Board Room
& Remote Meeting**

PRESENT:

Council Chair Mead
Council Vice-Chair Nehring
Councilmember Low
Councilmember Dunn
Councilmember Peterson (*not present*)
Ryan Countryman, Council Staff
Alethea Hart, Deputy Prosecuting Attorney
Lisa Campfield, Asst. Clerk of the Council
Debbie Eco, Clerk of the Council
Elena Lao, Deputy Clerk of the Council
**See names listed below of individuals providing public comment.*

A. Call to Order

Council Chair Mead called the meeting to order at 9:00 a.m. and provided instructions for those wishing to provide public comment in person and remote via Zoom.

B. Roll Call

The clerk called the roll and stated that four members were present.

C. Pledge of Allegiance

Council Chair Mead led the assembly with the Pledge of Allegiance.

D. Public Comments

The following individuals provided public comments:

- Gavin Doyle, Lockwood Elementary School PTA President, resident of Bothell, expressed concerns relating to pedestrian safety at the school and the need for a crosswalk with flashing lights.
- Sean Schoenfeldt, Lockwood Elementary School Assistant Principal, explained the urgent need to address pedestrian and traffic safety at the school by installing a crosswalk.
- Kelly McDonald, resident of Bothell, expressed concerns relating to the dangerous traffic and pedestrian situation for students attending Lockwood Elementary School.
- Michael Heminger, resident of Gold Bar, shared concerns relating to drug and criminal activities, property code enforcement, and the Sheriff's Office.

At 9:15 a.m., Council Vice-Chair Nehring recused himself from the meeting.

- Tom Ehrlichman, Dykes Ehrlichman Law Firm, questioned the discrepancy between the oral motion recited at the Closed Record Appeal Hearing on May 10, 2023, and Motion 23-215, as posted on today's agenda.

In consulting with Debbie Eco, Clerk of the Council, and Alethea Hart, Deputy Prosecuting Attorney, Council Chair Mead explained that public comment is closed regarding the Closed Record Appeal of Residential Treatment Facility North, however, Mr. Ehrlichman's procedural question will be addressed later on the agenda, when Council considers Motion 23-215.

- Deborah Wetzel, resident of Snohomish, wished to speak on Motion 23-192, dismissing the Closed Record Appeal of Husaynia Islamic Society of Seattle.

Council Chair Mead explained that public comment is closed on the Closed Record Appeal, and the Council is unable to hear comments on the matter.

At 9:17 a.m., Council Vice-Chair Nehring returned to the meeting.

E. Committee of the Whole**F. Resolutions**

1. Resolution 23-018, recognizing May 21, 2023, as World Day for [2023-0490](#)
Cultural Diversity for Dialogue and Development

The clerk read the resolution title into the record. Council Chair Mead opened public comment, and there being no persons present wishing to speak on the resolution, called for a motion or discussion of the Council.

Councilmember Dunn noted that she introduced the resolution by request from the Human Rights Commission. She also expressed appreciation in working with staff and the rest of the Council on drafting resolutions.

ACTION: Councilmember Dunn made a motion to approve Resolution 23-018. Council Vice-Chair Nehring seconded the motion and it carried unanimously by the four members present.

2. Resolution 23-024, recognizing and supporting grant deliverables to address climate change [2023-0522](#)

The clerk read the resolution title into the record. Council Chair Mead opened public comment, and there being no persons present wishing to speak on the resolution, called for a motion or discussion of the Council.

ACTION: Council Vice-Chair Nehring made a motion to approve Resolution 23-024. Councilmember Low seconded the motion and it carried unanimously by the four members present.

G. Consent Agenda

1. Motion 23-178, approving the apportionment of 2022 Public Utility District Privilege Taxes [2023-0380](#)
2. Motion 23-184, authorizing an intergovernmental cooperative purchasing agreement with the City of Edmonds [2023-0244](#)
3. Motion 23-185, authorizing an intergovernmental cooperative purchasing agreement with the City of Mill Creek [2023-0419](#)
4. Motion 23-181, authorizing the Executive to sign the National Association of County and City Health Officials (NACCHO) for the Implementation of the Overdose Prevention Strategies at the Local Level (LOPSLL) Project [2023-0472](#)
5. Motion 23-182, approving and authorizing the County Executive to sign the Low-Income Home Energy Assistance Program Contract 23-32606-081 Amendment A with the Washington State Department of Commerce [2023-0475](#)
6. Motion 23-175, approving the 4th amendment to the initial 2020 contract for legal services with Keating, Bucklin & McCormack regarding the Aradon Matter [2023-0453](#)
7. Motion 23-186, approving and authorizing the County Executive to execute an amended grant award from the Washington State Administrative Office of the Courts Reimbursement Agreement [2023-0466](#)

8. Motion 23-187, approving and authorizing the County Executive to execute an amended grant award from the Washington State Administrative Office of the Courts Reimbursement Agreement [2023-0468](#)

ACTION: Council Vice-Chair Nehring made a motion to approve the Consent Agenda. Councilmember Dunn seconded the motion and it carried unanimously by the four members present.

H. Administrative Matters

1. Motion 23-200, approving Administrative Matters presented at General Legislative Session on May 17, 2023 [2023-0556](#)
- a. Setting a public hearing date on June 7, 2023, at the hour of 10:30 a.m. to consider the following:
- 1) Ordinance 23-041, approving agreement with Washington State Department of Health for the sharing of Opioid Overdose Data [2023-0442](#)
 - 2) Ordinance 23-044, approving Amendment No. 11 to Consolidated Contract with Washington State Department of Health and providing authority for future amendments [2023-0455](#)
 - 3) Ordinance 23-047, approving and authorizing form agreements for Naloxone distribution between Snohomish County and local jurisdictions within Snohomish County [2023-0477](#)
 - 4) Ordinance 23-048, approving and authorizing form agreements for Naloxone distribution (Leave-Behind Program) between Snohomish County and local jurisdictions within Snohomish County [2023-0479](#)
- b. Approving Bid Award Recommendation for Bid PW-23-007SB for West Precinct Sheriff and Paine Field, Tenant Improvements for an estimated amount of \$7,110,616.00 plus applicable Washington State Sales Tax [2023-0524](#)
- c. Approving Bid Award Recommendation for Bid PW-23-019SB Jim Creek LWD Restoration to Ecogrind Site Solutions LLC in the amount of \$497,050.00 plus applicable Washington State Sales Tax [2023-0557](#)
- d. Approving Bid Award Recommendation for Bid PW-23-018SB Third Floor Demolition & Abatement to American Dickson JV, LLC in the amount of \$1,241,398.80 plus applicable Washington State Sales Tax [2023-0558](#)

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| e. | Approving Bid Award Recommendation for Bid PW-23-009SB Snohomish County Rural Roads Preservation: Pioneer Highway (300th St NW to Snohomish/Skagit County Line) to Reece Construction Company in the amount of \$874,481.50 plus applicable Washington State Sales Tax | <u>2023-0560</u> |
| f. | Receiving the 2022 Apprentice Utilization Report | <u>2023-0518</u> |
| g. | Receiving the 2023 American Rescue Plan Act (ARPA) Arts & Culture Grant Awardees Report | <u>2023-0519</u> |
| h. | Receiving the 1st Quarter 2023 Fleet Electrification Update | <u>2023-0437</u> |
| i. | Receiving the 2022 Surface Water Management Year-End Reporting by Council District | <u>2023-0505</u> |

ACTION: Council Vice-Chair Nehring made a motion to approve Motion 23-200. Councilmember Low seconded the motion and it carried unanimously by the four members present.

I. Action on Items from Committee

1. **Community Safety and Justice**
2. **Finance, Budget and Administration**
3. **Health and Community Services**
4. **Planning and Community Development**
5. **Public Infrastructure and Conservation**
6. **Committee of the Whole**

At this juncture, Council Vice-Chair Nehring recused himself from the meeting for Motion 23-215.

J. Other Business

1. Motion 23-215, affirming the Hearing Examiner's Decision in the Closed Record Appeal of Residential Treatment Facility North, File No. 22-102230 CUP [2023-0308](#)

The clerk read the formal title of the motion into the record.

Ryan Countryman, Sr. Legislative Analyst, provided a staff report. He explained that at the Closed Record Appeal Hearing held on May 10, 2023, the maker of the motion misspoke while making the oral motion directing staff to prepare a

written motion in saying "applicant" in finding (2)(e) of the motion. He said that the maker of the motion was clearly referring to the appellant in this finding and not the applicant. He said that staff prepared the written motion with the word "appellant" and therefore the verbal motion and the written motion do not match.

Mr. Countryman advised that Council make a motion to amend the verbal motion to change the word "applicant" to "appellant" as shown in the written motion.

Chair Mead made a disclosure that Council did receive ex-parte communication via email from parties-of-record expressing support of the Council and the Hearing Examiner's Decision in this matter. He said that no councilmember responded to those emails and that these emails will not influence councilmembers' decisions. Councilmember Low and Councilmember Dunn made the same disclosure.

Councilmember Dunn made a motion to amend the direction given as to additional finding (2)(e) to conform to the motion as currently written which uses the word "appellant."

Councilmember Low seconded the motion and it carried unanimously.

ACTION: Councilmember Dunn made a motion to approve Motion 23-215. Councilmember Low seconded the motion and it carried unanimously by the three members present.

K. Public Meetings/Hearings

L. Executive Session

M. Adjourn

At 9:25 a.m., Council Chair Mead recessed the meeting until the 10:30 a.m. Public Hearings.