

MINUTES OF A REGULAR MEETING OF THE
LACEY CITY COUNCIL HELD THURSDAY,
APRIL 1, 2021, REMOTE ATTENDANCE

- CALL TO ORDER: Mayor Ryder called the meeting to order at 4:00 p.m.
- PLEDGE OF ALLEGIANCE: Mayor Ryder led the Pledge of Allegiance.
- COUNCIL PRESENT: A. Ryder, C. Pratt, L. Greenstein, C. Cox, S. Steadman, E. Kunkel, M. Miller
- STAFF PRESENT: S. Spence, R. Almada, J. Burbidge, S. Egger, M. Hardie, S. Hock, S. Kelley-Fong, D. Schneider, R. Walk, T. Woo, R. Andrews, J. Brandt, P. Edmonds
- APPROVAL OF AGENDA
AND CONSENT AGENDA: Consent Agenda Items:
A. Council Meeting minutes of March 18, 2021.
B. A motion to approve payment of claims, wages and transfers for March 12, 2021, through March 23, 2021.
- COUNCILMEMBER STEADMAN MOVED TO APPROVE THE AGENDA AND CONSENT AGENDA. COUNCILMEMBER COX SECONDED. MOTION CARRIED.
- PUBLIC COMMENT: Persons wishing to provide public comment on items not on the agenda must pre-register to speak. Registration closed at 3:00 p.m. today.
- Gina Stanton, union representative for grocery workers, spoke in support of a hazard pay ordinance.
- Charlotte Verdini from Shelton, Washington spoke in favor of a hazard pay ordinance for grocery employees.

Danny Burkette spoke about the homeless youth in the community and deaths occurring.

Public comments may also be submitted by email by 12:00 p.m. today. Comments will be provided to the City Council electronically prior to the meeting. Comments will not be addressed during the meeting; however, comments received will be added to the official record.

No written public comments were received.

PUBLIC HEARINGS:

Ryan Andrews, Planning Manager, presented Capitol City Estates/Chambers Estates Annexation, Project No. 21-08.

The City received a petition for annexation for the area including Capitol City Golf Club Estates, Chambers Estates, Capitol City Townhomes, and the Capitol City Golf Course. The Thurston County Assessor's office has verified that the signatures represent not less than 60 percent of the assessed valuation for general taxation of the property for which the annexation has been petitioned.

The public hearing is required to be held by the City Council to accept testimony on the proposed annexation. Following the hearing, the annexation application will be sent to the Thurston County Boundary Review Board. Once the public hearing has been held and the Boundary Review Process has been conducted, the City Council can take final action on the annexation through passage of an ordinance approving the annexation.

There were no written public comments received for the Capitol City Estates/Chambers Estates Annexation project.

Mayor Ryder opened the Public Hearing on the Capitol City Estates/Chambers Estates Annexation at 4:19 pm.

Thomas Oatman, who resides in Chambers Estates, provided testimony in opposition to the Capitol City Estates/Chambers Estates Annexation project.

Mayor Ryder closed the Public Hearing on the Capitol City Estates/Chambers Estates Annexation at 4:26 pm.

MAYOR RYDER MOVED TO FORWARD THE CAPITOL CITY ESTATES/CHAMBERS ESTATES ANNEXATION TO THE THURSTON COUNTY BOUNDARY REVIEW BOARD. COUNCILMEMBER GREENSTEIN SECONDED. MAYOR RYDER, DEPUTY MAYOR PRATT, COUNCILMEMBERS COX, GREENSTEIN, MILLER, AND KUNKEL VOTED IN FAVOR. COUNCILMEMBER STEADMAN VOTED AGAINST. MOTION CARRIED.

Ryan Andrews, Planning Manager, presented the Mosure 54th Avenue Annexation, Project No. 21-54.

The City received a notice of intent to commence annexation proceedings filed by Patty Mosure for a single parcel located on 54th Avenue SE using the 60 percent petition method. The Thurston County Assessor's office has verified that the signatures represent not less than 60 percent of the assessed valuation for general taxation of the property for which the annexation has been petitioned.

The public hearing is required to be held by the City Council to accept testimony on the proposed annexation area. Following the hearing, the annexation application will be sent to the Thurston County Boundary Review Board. Once the public hearing has been held and the Boundary Review Process has been conducted, the City Council can take final action on the annexation through passage of an ordinance approving the annexation.

There were no written public comments received for the Mosure 54th Avenue Annexation.

Mayor Ryder opened the Mosure 54th Avenue Annexation Public Hearing at 4:43 p.m.

No public testimony was received.

Mayor Ryder closed the Mosure 54th Avenue Annexation Public Hearing at 4:44 p.m.

DEPUTY MAYOR PRATT MOVED TO FORWARD THE MOSURE 54TH AVENUE ANNEXATION TO THE THURSTON COUNTY BOUNDARY REVIEW BOARD. COUNCILMEMBER GREENSTEIN SECONDED. MOTION CARRIED.

PROCLAMATIONS:

Mayor and Council proclaimed April 2021 as Earth Month. Stephanie Bishop, South Sound GREEN, accepted the proclamation.

MAYOR'S REPORT:

Mayor Ryder announced the National Mayor's Challenge for Water Conservation and encouraged Lacey residents to sign up and make a pledge to conserve water.

CITY MANAGER'S REPORT:

Scott Egger, Public Works Director, requested Council award PW 2021-01 to low bidder South Sound Contractors in the amount of \$571,006.51.

This contract provides for the installation of approximately 2,100 LF of 8-inch and 12-inch diameter water main on Bedington Drive SE and Mugho Street SE. The work will include water and sewer service lines, meters, valves, transfer of water services, connections to existing water system, water main abandonments, pavement and lawn restoration and other work.

Three bids were received which ranged from a low of \$571,006.51 to a high of \$683,683.00. South Sound Contractors is the low bidder at \$571,006.51. The Engineer's Estimate is \$574,350.00.

South Sound Contractors is qualified and capable of performing the work. Start date of the project is anticipated to be May 2021, and there are 30 working days allotted.

COUNCILMEMBER STEADMAN MOVED TO AWARD LACEY CONTRACT NUMBER PW2021-01 TO LOW BIDDER SOUTH SOUND CONTRACTORS IN THE AMOUNT OF \$571,006.51 FOR THE BEDINGTON AND MUGHO IMPROVEMENTS PROJECT. DEPUTY MAYOR PRATT SECONDED. MOTION CARRIED.

Scott Spence, City Manager, announced the City received an award from Leadership Thurston County for the City's participation with Thurston Strong. He recognized the Community & Economic Development Department, Public Works Department, and Finance Department for their quick response to help local businesses during the COVID-19 pandemic.

STANDING COMMITTEES:

General Government & Public Safety Committee

Deputy Mayor Pratt reported the Committee met on March 23, 2021, to discuss the Thurston County Comprehensive Solid Waste Management Plan, 2020 Parks Maintenance Right of Way Annual Report, and were introduced to the Independent Investigation Team.

Land Use Committee

Councilmember Cox reported the Committee met on March 23, 2021, and received the Thurston Regional Planning Council Building Lands Report.

BOARDS, COMMISSIONS

AND COMMITTEE REPORTS:

Joint Animal Services Commission

Deputy Mayor Pratt reported JASCOM met regarding the following items:

- Interlocal Agreement
- New licensing software
- Modular surgery suite and medical area update

Thurston County Coalition Against Trafficking

Councilmember Miller reported on the upcoming annual 5k event.

Economic Development Council

Councilmember Miller reported they met regarding the following items:

- Supply gaps in Washington
- EDC accomplishments
- Filling the empty Shopko site

Community Action Council

Councilmember Steadman reported staff have been working hard to manage and distribute the grants received.

Mayor Ryder adjourned for a 5-minute break at 5:25 p.m., and convened to a Worksession at 5:30 p.m.

WORKSESSION

HAWKS GLENN STORMWATER FACILITY – MEMORANDUM OF UNDERSTANDING WITH THURSTON COUNTY

Scott Spence, City Manager, briefed Council on the Steilacoom/Marvin Annexation Project No. 18-154. The project originally began as an owner initiated annexation (i.e., Rainier Vista Mobile Home Park). The proposal expanded to include additional single-owner properties as well public properties from various local governments. On November 15, 2018, the City Council formally acted upon a petition for annexation filed by Frank Evans, Ostrom Mushroom Company, North Thurston Public Schools, Fire District 3, and the City of Lacey using the 60 percent petition method.

The proposed area for annexation included private properties within the Meadows Planning Area as well public properties such as the Regional Athletic Complex, Nisqually Middle

School, and Lacey Fire District 3. The annexation area generally centered on the intersection of Steilacoom Road SE and Marvin Road SE. This area included 259.1 acres on twelve separate tax parcels.

The City filed a petition with the Boundary Review Board (BRB), and during the review process, Thurston County submitted a Petition for Review and requested the boundaries be expanded by an additional 250 acres. After a series of meetings between the City and Thurston County, the request by Thurston County was reduced 150 acres from the original petition.

During the BRB's public hearings, the City learned of a stormwater facility referred to as Hawks Glenn or Hidden Forest, owned and operated by Thurston County within the revised annexation area. The BRB approved the revised annexation on April 9.

The discovery of the Hawks Glenn Stormwater System delayed the Steilacoom/Marvin annexation. It was necessary for Lacey staff to examine the scale of the stormwater system and the overall function. Several approaches to address the ownership and operations of the Hawks Glenn Stormwater System were unsuccessful. Additionally, COVID-19 delayed time and effort on this issue.

Eventually, the City and Thurston County settled on a principled agreement that addressed the orderly transfer of the main components of the stormwater system to the City, term of the agreement, potential for future joint projects, and liability.

Staff recommended approving the Memorandum of Understanding with Thurston County. Once executed, the Steilacoom/Marvin Annexation can go before City Council for final approval.

COUNCILMEMBER STEADMAN MOVED TO AUTHORIZE THE CITY MANAGER TO SIGN THE MEMORANDUM OF UNDERSTANDING WITH THURSTON COUNTY RELATING TO THE HAWKS GLENN STORMWATER SYSTEM. MAYOR RYDER SECONDED. MAYOR RYDER, DEPUTY MAYOR PRATT, COUNCILMEMBERS COX, STEADMAN, MILLER VOTED IN FAVOR. COUNCILMEMBERS GREENSTEIN AND KUNKEL VOTED AGAINST. MOTION CARRIED.

IN-PERSON COUNCIL MEETING STATUS

Dave Schneider, City Attorney, briefed Council on requirements the City would need to take in order to presume in-person meetings:

- 50% capacity in the Council Chambers
- Masks mandatory for everyone
- 6-foot social distancing required to be put in place
- Would need to retain a program supervisor, which would be present for the meeting
- Pre-registration would be required for those attending

- City would retain contact information for contract tracing purposes
- Entrances and exits would be staggered
- Entry times could be staggered

Staff is currently investigating a hybrid model for meetings and additional equipment needed for this model.

There was Council consensus not to return to in-person meetings at this time due to the current restrictions in place.

AMERICAN RESCUE PLAN ACT DISCUSSION

Scott Spence, City Manager, provided an overview of the American Rescue Plan Act (ARPA). The \$1.9 trillion recovery package was signed on March 11, 2021.

The City meets the criteria of a metropolitan city and will receive \$11.45 million in two separate allocations. The first allocation will be 60 days from March 11 (before May 11), and the second allocation will be 12 months from the first allocation (before May 11). The deadline to expend the funds is December 31, 2024.

Local governments may use the funds as follows:

- Response to the public health emergency
- Response to workers performing essential work
- Reduction in revenue
- Investments in water, sewer, or broadband infrastructure

Staff presented policy considerations and potential options for internal and external uses.

Council will discuss the ARPA funds at the April 8, 2021, Joint Worksession with the Thurston County Board of County Commissioners. Council will continue discussions at the Council Retreat on April 23, 2021.

Mayor Ryder adjourned the meeting at 6:25 p.m.

MAYOR: _____

ATTESTED BY CITY CLERK: _____

DATE APPROVED: _____