



**MINUTES OF A REGULAR MEETING OF THE
LACEY CITY COUNCIL
THURSDAY, NOVEMBER 3, 2022,
IN PERSON AND REMOTE ATTENDANCE**

To hear Council's full discussion of a specific topic, or the complete meeting, watch the video-stream available on YouTube – <https://youtu.be/oy8zvWL4ils>

CALL TO ORDER

Mayor Ryder called the meeting to order at 6:00 p.m.

1. PLEDGE OF ALLEGIANCE

Mayor Ryder led the Pledge of Allegiance.

Council Present:

Mayor Andy Ryder
Deputy Mayor Malcolm Miller
Councilmember Carolyn Cox
Councilmember Lenny Greenstein
Councilmember Michael Steadman
Councilmember Ed Kunkel

Council Excused

Councilmember Robin Vazquez

Staff Present:

Scott Spence, City Manager
Robert Almada, Chief of Police
Jen Burbidge, Parks, Culture & Recreation Director
Shannon Kelley-Fong, Assistant City Manager
Dave Schneider, City Attorney
Rick Walk, Community & Economic Development Director
Troy Woo, Finance Director (*remote*)
Peri Edmonds, City Clerk

2. APPROVAL OF AGENDA AND CONSENT AGENDA

Consent Agenda Items:

- A. Council Worksession minutes of October 13, 2022.
- B. Council Meeting minutes of October 20, 2022.
- C. A motion to approve payment of claims, wages and transfers for October 13, 2022, through October 25, 2022.
- D. 2022 Property Retained by Police Department

Mayor Ryder requested amending the agenda to move Agenda Item 6 – Proclamations after Agenda Item 2 – Approval of Agenda & Consent Agenda.

COUNCILMEMBER GREENSTEIN MOVED TO APPROVE THE AMENDED AGENDA AND CONSENT AGENDA. COUNCILMEMBER STEADMAN SECONDED. MOTION CARRIED.

6. PROCLAMATIONS

- A. **Veterans Appreciation Month Proclamation:** Mayor Ryder and the City Council proclaimed November 2022 as Veterans Appreciation Month. US Army Lt. Col. David Stalker accepted the proclamation.

3. PUBLIC RECOGNITIONS AND PRESENTATIONS

- A. **Present Ruth Weigelt with the Spirit of Lacey Award:** Mayor Ryder presented the Spirit of Lacey Award to Ruth Weigelt for her 35 years of community service in the City of Lacey.

Mayor Ryder convened to a ten (10) minute recess at 6:15 p.m.

At 6:25 p.m., Mayor Ryder extended the recess for an additional 5 minutes, until 6:30 p.m.

Mayor Ryder reconvened the Council meeting at 6:30 p.m.

4. PUBLIC COMMENT

Verbal Public Comments: The deadline to pre-register to speak was 4:00 p.m. the day of the meeting.

0 – people signed up to speak via Zoom.

0 – people signed up to speak at the meeting.

Written Public Comments: The deadline to submit written public comments was 4:00 p.m. the day of the meeting. Written comments are not addressed during the meeting; however, they are added to the official record.

One (1) written public comment was received and will be made part of the record.

5. PUBLIC HEARING

- A. **2023 Revenue Source Hearing:** Troy Woo, Finance Director, presented the 2023 Revenue Sources and highlighted the projected property tax revenues, year-to-date sales tax comparison, new building permits and new construction valuation, transportation revenue sources, utility rate proposed increases for residential accounts, and utility rate comparison for commercial and residential.

Mayor Ryder opened the 2023 Revenue Source Hearing at 6:42 p.m.

Verbal Public Testimony: The deadline to pre-register to speak and provide public testimony was 4:00 p.m. the day of the meeting.

0 – people signed up to provide public testimony via Zoom.

0 – people signed up to speak at the meeting.

Written Public Comments: The deadline to submit written public testimony was 4:00 p.m. the day of the meeting. Written comments are not addressed during the meeting; however, they are added to the official record.

0 - written public testimony was received.

Mayor Ryder closed the 2023 Revenue Source Hearing at 7:35 p.m.

6. PROCLAMATIONS

- A. **Veterans Appreciation Month Proclamation:** Moved under Agenda Item 2 – Approval of Agenda and Consent Agenda.

7. REFERRAL FROM PLANNING COMMISSION

8. REFERRAL FROM HEARINGS EXAMINER

- A. **Lift Station #3 Replacement - #21-383:** Reace Fant, Associate Planner, presented the Hearings Examiner's recommendation to approve a Conditional Use Application for Lift Station #3 Replacement Project #21-383.

Dave Schneider, City Attorney, asked the following questions to the City Council relating to the quasi-judicial matter and the Appearance of Fairness Doctrine:

1. Do any Councilmembers have any personal interests that would be affected by either the approval or denial of this application?

Mayor Ryder, Deputy Mayor Miller, and Councilmembers Cox, Steadman, Kunkel, and Vazquez: No

2. Has any Councilmember had any ex parte communications about this particular project?

Mayor Ryder, Deputy Mayor Miller, and Councilmembers Cox, Steadman, Kunkel, and Vazquez: No

3. Is there any reason any Councilmember could not be fair and impartial in rendering a decision on this matter?

Mayor Ryder, Deputy Mayor Miller, and Councilmembers Cox, Steadman, Kunkel, and Vazquez: No

COUNCILMEMBER GREENSTEIN MOVED TO APPROVE THE HEARINGS EXAMINER'S RECOMMENDATION FOR LIFT STATION #3 REPLACEMENT PROJECT #21-383. COUNCILMEMBER KUNKEL SECONDED. MOTION CARRIED.

9. RESOLUTIONS

10. ORDINANCES

11. MAYOR'S REPORT

- A. **Appointment of Judith Doyle and Cathy Murcia to the Planning Commission:** Mayor Ryder recommended the appointments of Judith Doyle and Cathy Murcia to the Planning Commission.

MAYOR RYDER MOVED TO APPOINT JUDITH DOYLE AND CATHY MURCIA TO THE PLANNING COMMISSION. COUNCILMEMBER STEADMAN SECONDED. MOTION CARRIED.

Mayor Ryder commented that the Recruitment Committee met and interviewed three recruitment firms to recruit and hire the next City Manager. The Committee unanimously agreed to enter into a contract with J&P Consultants.

MAYOR RYDER MOVED TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH J&P CONSULTANTS FOR RECRUITMENT AND HIRING OF THE NEXT CITY MANAGER. DEPUTY MAYOR MILLER SECONDED. MOTION CARRIED.

12. CITY MANAGER'S REPORT

13. STANDING COMMITTEES

- A. Finance & Economic Development Committee
Mayor Ryder reported on the September 27, 2022, meeting.

- B. Land Use & Environment Committee
Councilmember Cox reported on the September 27, 2022, meeting.
- C. Transportation Committee
Deputy Mayor Miller reported on the October 4, 2022, meeting.

14. EXECUTIVE SESSION

- A. **Evaluate the Qualifications of an Applicant for Public Employment or Performance of a Public Employee (RCW 42.30.110(1)(g)).**

Mayor Ryder convened to an Executive Session at 7:55 p.m. for 20 minutes and will reconvene at 8:15 p.m.

Mayor Ryder reconvened the regular Council meeting at 8:15 p.m.

Mayor Ryder noted the City Council evaluated the qualifications of an applicant for public employment during the Executive Session.

COUNCILMEMBER GREENSTEIN MOVED TO AUTHORIZE MAYOR RYDER AND THE HUMAN RESOURCES DEPARTMENT TO NEGOTIATE A CONTRACT WITH RICK WALK, COMMUNITY & ECONOMIC DEVELOPMENT DIRECTOR, TO SERVE AS THE CITY'S INTERIM CITY MANAGER. COUNCILMEMBER KUNKEL SECONDED. MOTION CARRIED.

15. OTHER BUSINESS

16. BOARDS, COMMISSIONS AND COMMITTEE REPORTS

- A. Mayor Ryder
 - 1. Mayor's Forum – **no report**
 - 2. Thurston Chamber Shared Legislative Committee – **no report**
 - 3. Transportation Policy Board – **no report**
- B. Deputy Mayor Miller
 - 1. Economic Development Council (EDC) – **no report**
 - 2. Lodging Tax Advisory Committee (LTAC) – **no report**
 - 3. Thurston County Coalition Against Trafficking (TCCAT) – **no report**
 - 4. Thurston Thrives – **no report**
- C. Councilmember Cox
 - 1. Climate Mitigation Steering Committee – **no report**
 - 2. LOTT Clean Water Alliance – **no report**
 - 3. Regional Housing Council – **made report**
 - 4. Intercity Transit (*as alternate*) – **made report**

D. Councilmember Greenstein

1. Emergency Medical Services (EMS) – **no report**
2. TCOMM911 – **no report**

E. Councilmember Steadman

1. Community Action Council – **no report**
2. Nisqually River Council – **no report**
3. Thurston County Law & Justice – **no report**

F. Councilmember Kunkel

1. Joint Animal Services Commission (JASCOM) – **no report**
2. Lacey South Sound Chamber – **made report**
3. Olympia-Lacey-Tumwater Visitor & Convention Bureau (VCB) – **no report**
4. Solid Waste Advisory Committee (SWAC) – **made report**

G. Councilmember Vazquez

1. Intercity Transit – *(Councilmember Cox made report as alternate)*
2. Olympic Region Clean Air Agency – **no report**
3. Thurston Regional Planning Council – **no report**
4. Thurston County Board of Health – **no report**

16. ADJOURN

Mayor Ryder adjourned the Council Meeting at 8:35 p.m.

MAYOR: _____

ATTESTED BY CITY CLERK: _____

DATE APPROVED: _____