



MINUTES

City Council Regular Meeting

6:00 PM - Tuesday, October 6, 2020

Virtual and Audio Meeting Format during COVID-19 Pandemic

Minutes are the official record of Mill Creek City Council meetings. Minutes summarize the council meeting and documents any actions taken by City Council.

A recording of this City Council meeting can be found [here](#):
The agenda packet for this City Council meeting can be found [here](#).

Virtual Meeting Info

City Council Regular Meeting
Tue, Oct 6, 2020 6:00 PM - 8:30 PM (PDT)

Please join my meeting from your computer, tablet, or smartphone.
<https://global.gotomeeting.com/join/576938557>

You can also dial in using your phone.
United States: [+1 \(408\) 650-3123](tel:+14086503123)

Access Code:576-938-557

CALL TO ORDER

Mayor Holtzclaw called the meeting of the Mill Creek City Council to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pro Tem Vignal

ROLL CALL

Councilmembers Present:
Brian Holtzclaw, Mayor
Stephanie Vignal, Mayor Pro Tem
Vince Cavaleri, Councilmember
Mark Bond, Councilmember
John Steckler, Councilmember
Benjamin Briles, Councilmember

Councilmembers Absent:

AUDIENCE COMMUNICATION

B. Public comment on items on or not on the agenda

Barb Heidel, a Mill Creek resident, congratulated and welcomed newly appointed Councilmember Benjamin Briles.

PRESENTATIONS

C. Appointment of Councilmember Benjamin Briles and Voting Tabulation at City Council Special Meeting (*Mayor Holtzclaw and Grant Degginger, City Attorney*)

In order to include in the record the Councilmembers votes for a particular nominee, City Clerk Naomi Fay read the voting tabulations from the September 29, 2020 City Council Special Meeting to clearly state the names of each nominee, the number of votes received and the Councilmembers voting for that nominee.

Councilmember Steckler made a motion to include the Councilmembers votes for a particular nominee in the minutes of the Special Meeting on September 29, 2020. Mayor Pro Tem Vignal seconded the motion. The motion passed unanimously.

[Ballot 1 Round 1](#)

[Ballot 1 Round 2](#)

[Ballot 1 Round 3](#)

[Ballot 1 Round 4](#)

D. Legal Fees Presentation (*Grant Degginger, Interim City Attorney*)

City Manager Michael Ciaravino introduced Interim Interim City Attorney Grant Degginger who gave a [presentation](#) on the City's legal fees. The following were items discussed:

- The City of Mill Creek's legal needs
- 2019- 2020 Legal Expenses on Public Records Act (PRA) Requests
- 2019-2020 Other Legal Expenses
- 2019 - 2020 Budget vs. Actual Spending
- 2019 - 2020 Unanticipated Legal Needs
- Potential Areas for Cost Reduction

Council engaged in discussion and Q & A.

[R1 2020.10.02 Council Presentation re Legal Fees](#)

E. 2020 Draft Mill Creek Stormwater Management Plan (SWMP) Requirements (*Mike Todd, Director of Public Works and Development Services & Stacey Clear, Gray & Osborne*)

Director of Public Works and Development Services Mike Todd introduced Stacey

Clear, Engineer (P.E.) from Gray & Osborne who gave a [presentation](#) on NPDES permit requirements. The following items were discussed:

- background
- Permit/SWMP elements
- Non-compliance history
- Next steps for ensuring compliance.

Council engaged in discussion and Q & A.

[Agenda Summary Draft SWMP Presentation October 6 2020](#)
[NPDES presentation 10.6.2020 S. Clear](#)

STUDY SESSION

- F. 2021-2011 Preliminary Revenue Sources and Expenses
(*Jeff Balentine, Finance Director*)

Finance Director Jeff Balentine provided an overview to City Council and the public with an estimate of the 2021-2022 revenue sources and a preliminary forecast through 2026 across all the City's funds. The Study Session provided preliminary budget projects and recommendations in order get receive feedback and guidance from Members of Council.

The [presentation](#) included the following items for discussion:

- All estimates of revenues
- Necessary departmental expenditures
- Interest
- Debt service
- Outlook by fund through 2026.

Council engaged in discussion and Q & A.

[10-6-20 Finance Agenda Summary R1](#)
[COMC 2021-2022 Estimate of Revenue Sources Expenses](#)

NEW BUSINESS

- G. Resolution to Approve the Sale of a 2014 Ford Police Interceptor Sedan (Car 39) by Live Auction
(*Robert Phillips, Acting Police Chief*)

Acting Police Chief Robert Phillips briefed Members of Council on the recommendation to sell Car 39, a white 2014 Ford Police Interceptor Sedan as surplus property and requests the authorization of [Resolution 2020-590](#).

Councilmember Bond made a motion to adopt Resolution 2020-590 authorizing the City Manager to sell Car 39, a 2014 Ford Police Interceptor Sedan, by a live auction and that the City Manager direct James G. Murphy Company to accept

the highest bid that exceeds the City's estimated value of \$8,640. Councilmember Cavaleri seconded the motion. The motion passed unanimously.

[AIS - Resolution to Approve the Sale of Surplus Car 39 by Live Auction R1](#)

[Attachment A - Proposed Resolution R1](#)

[Attachment B - Interim Chief Phillip's Certification Letter](#)

[Attachment C - Mill Creek Municipal Code 3.44](#)

[Attachment D - Repair Estimate - Maintenance Records](#)

PROPOSED NEW INITIATIVES

- H. Proposed Resolution Supporting the City of Mill Creek Police Department
(*Councilmember Vincent Cavaleri*)

Councilmember Cavaleri brought forth Resolution for discussion in support of the City of Mill Creek Police Department.

Council engaged in discussion.

Councilmember Cavaleri made a motion to approve Resolution 2020-591. Councilmember Bond seconded the motion.

Mayor Pro Tem Vignal proposed changes to the draft resolution. Council engaged in discussion.

Mayor Pro Tem Vignal made a motion to amend the second paragraph to strike the words "*to promote racial justice*" out of the paragraph and to read as "*Whereas, there have been calls around the United States, and some locally for municipalities to cut the budgets of law enforcement.*" Councilmember Cavaleri seconded the motion. The motion passed unanimously.

Mayor Pro Tem Vignal continued discussions to apply an amendment to the last paragraph of the resolution.

Council engaged in discussion.

Mayor Pro Tem Vignal made a motion to amend the last paragraph by striking the words "*and will not compromise the safety of our community*" from the resolution to read as follows: "*Now, therefore, be it resolved, that the Mill Creek City Council supports our Police Officers and will make public safety a top priority in the 2012 - 2022 biennium budget.*" Councilmember Steckler seconded the motion. The motion was defeated 1-5 with Mayor Pro Tem Vignal in support.

Council continued discussion.

Mayor Pro Tem Vignal made a motion to amend the last paragraph to read:

"Now, therefore, be it resolved, that the Mill Creek City Council supports our Police Officers and will make public safety a top priority in the 2021- 2022 biennium budget and will strive to promote a strong and safe community."
Councilmember Briles seconded the motion. The motion passed 5-1 with Councilmember Cavaleri in opposition.

The amended resolution passed unanimously.

[Res. Law Enforcement Support R1](#)

CONSENT AGENDA

- I. City Council Meeting Minutes of September 22, 2020.

Councilmember Mark Bond made a motion to approve the consent agenda. Councilmember Cavaleri seconded the motion. The motion passed unanimously.

[Meeting Minutes R2- 22 Sep 2020](#)

REPORTS

- J. Mayor/Council

- Community Transit - City of Mill Creek Representative

Mayor Holtzclaw informed Members of Council of the need to appoint a City of Mill Creek Representative to the Community Transit Board with a deadline to inform by Monday, October 12, 2020.

Council engaged in light discussion.

- Mayor Pro Tem Vignal requested to be the new representative on the Community Transit Board

Mayor Pro Tem Vignal made a motion to extend the regular meeting to 9:00 p.m. Councilmember Briles seconded the motion. The motion passed unanimously.

Councilmember Bond thanked Councilmember Cavaleri for bringing forth Resolution 2020-591.

Councilmember Steckler reminded Council and the public about the Shred-it event on October 24, 2020

Mayor Pro Tem Vignal made the following comments and reported:

- Gratitude to Councilmember Cavaleri for bringing forth Resolution 2020-591.
- Participation in the Housing Affordability Response Team (HART) meeting and provided an update encouraging further discussions.
- Participation in the Mill Creek Chamber of Commerce networking event celebrating the re-opening of Arena Sports.

- K. City Manager

- Proclamation of Emergency - Extension
- Police Department Awards

- Sno 911 Communications Site Lease Agreement
- [Planning Schedule](#)

City Manager Michael Ciaravino requested an extension to the Proclamation of Emergency to November 3, 2020 consistent with the State Legislature and Governor Inslee.

Mayor Pro Tem Vignal made a motion to extend the Proclamation of Emergency to November 3, 2020. Councilmember Briles seconded the motion. The motion passed unanimously.

City Manager Michael Ciaravino provided an update on the status of the hiring of the new Chief of Police for the City of Mill Creek.

City Manager Ciaravino introduced Acting Police Chief Robert Phillips to recognize those who received the Police Department awards. Acting Chief Phillips discussed the results of the Police Officer awards including the Larry Davis Award and the Officer of the Year Award.

City Manager Ciaravino announced that he is signing a Site Lease Agreement with Sno 911 which will improve 2-way radio communications.

AUDIENCE COMMUNICATION

- L. Public comment on items on or not on the agenda

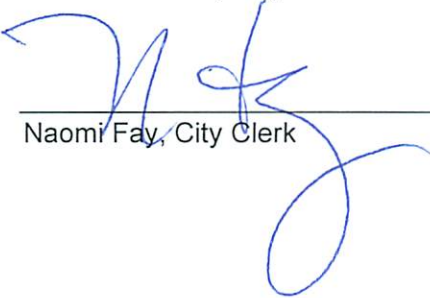
Sid Siegel, a Mill Creek resident, commented on the human resources function in the City of Mill Creek and the stormwater plan.

ADJOURNMENT

With no objection, Mayor Holtzclaw adjourned the meeting at 8:58 p.m.



Brian Holtzclaw, Mayor



Naomi Fay, City Clerk