

**CITY OF DUVALL  
COUNCIL MEETING MINUTES  
August 17, 2021  
7:00 P.M. – Virtual Meeting via Zoom**

*Due to public health emergency, this meeting was held remotely. All Councilmembers and staff attended via Zoom webinar.*

**The City Council Meeting was called to order by Mayor Ockerlander at 7:04 P.M.**

**Roll Call**

**Council Present:** Amy McHenry, Mike Remington, Jennifer Knaplund, Dianne Brudnicki, Michelle Hogg, Rick Shaffer, Dorothy Lengyel

**Staff Present:** Ryan Cotton, Lara Thomas, Michael DeBock, Steve Leniszewski, Dana Mason, Jodi Wycoff, City Attorney Daniel P. Kenny

**I. Additions or Corrections to the Agenda:**

Under Consent Agenda add: Payroll for August 5, 2021 in the amount of \$303,750.08; and Claims for August 2, 2021 through August 17, 2021 in the amount of \$825,820.57; move New Business AB21-82a, AB21-83a and AB21-84a and Unfinished Business AB21-80b to just after approval of consent agenda; add a 20 minute Executive Session regarding Legal Risk of Current or Proposed Action pursuant to RCW 42.30.110(1)(i) and move King County Fire District 45 scheduled report to occur prior to comments from the audience; and under New Business, add AB21-87a Resolution mandating COVID-19 vaccination as a condition of employment.

**II. Adoption of Council Agenda:**

*It was moved and seconded (McHenry-Hogg) to approve the 08/17/21 Council Agenda. The motion carried (7 ayes).*

**III. Approval of Consent Agenda:**

*It was moved and seconded (Hogg-McHenry) to approve the consent agenda which includes approving the Committee of the Whole and City Council meeting minutes of 07/20/21; Payroll for 08/05/21 Checks #52044-52045 and #52046-52053 in the amount of \$303,750.08 including EFTs in the amount of \$225,641.47; and Claims for 08/02/21 through 08/17/21 Checks #52031-52043 and #52054 in the amount of \$825,820.57 including EFTs in the amount of \$8,067.76. The motion carried (7 ayes).*

**IV. New Business:**

**1. (AB21-82a) Ordinance – Amend Duvall Municipal Code 2.08 “Municipal Court”**

**2. (AB21-83a) Interlocal Agreement - City of Issaquah Municipal Court Services**

*It was moved and seconded (Remington-McHenry) to suspend Council Procedures in Section 5.6 requiring additional review and finalize AB21-82a and AB21-83a at this meeting.*

*The motion carried (7 ayes).*

*It was moved and seconded (Shaffer-McHenry) to adopt Ordinance #1284 amending Duvall Municipal Code Chapter 2.08 - Municipal Court to vest jurisdiction for municipal traffic and criminal violations in the City of Issaquah Municipal Court, transferring jurisdiction of pending cases to the City of Issaquah Municipal Court, and reserving conditional authority to the Duvall Municipal Court; providing for severability; and establishing an effective date; and to authorize*

*the Mayor to sign Interlocal Agreement (ILA) with the City of Issaquah for municipal court services and facilities. The motion carried (7 ayes).*

**3. (AB21-84a) Interlocal Agreement Amendment – South Correctional Entity (SCORE) – Inmate Housing Services**

*It was moved and seconded (Lengyel-Shaffer) to suspend Council Procedures in Section 5.6 requiring additional review and finalize this item at this meeting. The motion carried (7 ayes).*

*It was moved and seconded (Lengyel-Shaffer) to authorize the Mayor to sign an Amendment to Original Agreement for Inmate Housing with SCORE Jail. The motion carried (7 ayes).*

**V. Unfinished Business:**

**1. (AB21-80b) Police Department Renovation Scope**

*It was moved and seconded (Shaffer-Remington) to suspend Council Procedures in Section 5.6 requiring additional review and finalize this item at this meeting. The motion carried (7 ayes).*

*It was moved and seconded (Shaffer-Brudnicki) to approve additional budget appropriations through an adjustment / amendment for the Police Station Renovation projects that combine the \$104,000 Main Street bond proceeds approved in the 2021/2022 Biennial Budget with the \$104,860 State of Washington Department of Commerce Direct Program Grant \$22138 for a total of \$208,860. The motion carried (7 ayes).*

**VI. Executive Session: Legal Risk of Current or Proposed Action -20 minutes -  
RCW 42.30.110(1)(i)**

7:33 p.m. City Council went into a 20-minute Executive Session regarding legal risk of current or proposed action.

*In attendance at Executive Session: Mayor Amy Ockerlander; Councilmembers Dianne Brudnicki, Rick Shaffer, Amy McHenry, Mike Remington, Michelle Hogg, Jennifer Knaplund, and Dorothy Lengyel, Interim City Administrator Ryan Cotton, Public Works Director Steve Leniszewski, and City Employment Attorney Dan Swedlow.*

7:53 p.m. The Closed Session was extended in increments for a total of 27 minutes.

8:15 p.m. The regular Council meeting resumed.

**VII. Scheduled Items:**

**1. King County Fire District 45 Update**

David Burke, Fire Chief, gave an update on District business including call volumes, a new full time IT staff member, National Night Out, and deployment to assist with wildland fires. Chief Burke said that he is retiring at the end of August and thanked Council and the City for years of collaboration and friendships. Council wished Chief Burke well in his retirement.

**VIII. Comments from the Audience:**

Elizabeth Hill, representing Duvall Foundation for the Arts, expressed concerns about an anticipated notice from Westcott to DFA regarding removal of the old Thayer Barn and storage structure covering the barn from the Duvall Village commercial lot where the barn is currently located. Ms. Hill said DFA does not have the funding to move the barn and structure.

Ken Albinger, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

Carol Kufeldt, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

Roger Jones, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

*Jodi Wycoff, City Clerk, read aloud the following public comments received via email:*

William Chappell, area resident, spoke in opposition of the COVID-19 vaccination mandate for City employees.

Zane Rutledge, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

Jason Coon, area resident, spoke in opposition of the COVID-19 vaccination mandate for City employees.

Lori Bailey, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

Jason Powell, Teamsters Business Agent, spoke in opposition of the COVID-19 vaccination mandate for City employees and the need for collective bargaining related to the policy.

Rose Hollis, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

Haley Connor, area resident, spoke in opposition of the COVID-19 vaccination mandate for City employees.

Sara Baquero-Garcia, area resident, spoke in support of the COVID-19 vaccination mandate for City employees.

Marcie Decker, area resident, spoke in opposition of the COVID-19 vaccination mandate for City employees.

**IX. Scheduled Items (continued):**

**2. Mayor's Report**

Mayor Ockerlander thanked Officer Benjamin for organizing National Night Out and Kass Holdeman for organizing SummerStage.

**3. Council Reports**

Councilmember McHenry asked Council if there was interest in creating interim procedures for Council committees while the ad-hoc Procedures Committee continues work on final committee procedures. There was Council consensus to draft interim procedures for discussion at a future Committee of the Whole meeting. Councilmember McHenry gave an update on upcoming Council Chats.

Councilmember Hogg gave an update the recent King County Flood Control District Advisory Board meeting she attended.

#### **4. Council Committee Reports**

**Finance and Administration:** *No report.*

**Land Use:** *No report.*

**Public Safety:** Councilmember Brudnicki reviewed items discussed at the last meeting including recruitment, the interlocal agreements and code amendments on tonight's agenda, the take-home vehicle policy, legislative bills related to Police reform and an interlocal agreement with the School District for School Resource Officer services.

**Public Works:** *No report.*

**Council Procedures Update/Code of Conduct Ad-Hoc:** Councilmember Hogg said the committee updated minor language in Chapter 3 and has a special meeting this week to update additional chapters of the procedures.

**City Council Human Services Grant Policy Ad-Hoc:** *No report.*

#### **5. Administration Update**

Ryan Cotton, Interim City Administrator, gave an update on the City Administrator recruitment process including the selection schedule and reviewed the agenda for the upcoming Council Retreat.

*Pursuant to Council Procedures, it was moved and seconded (Remington-Hogg) to extend the meeting beyond 9:30 p.m. The motion carried (7 ayes).*

Lara Thomas, Deputy City Administrator/Community Development Director, gave an update on phase 1 of City facilities re-opening and said that, due to a potential exposure, City Hall and Police Department were re-closed to the public and staff is conducting meetings by appointment only outside. The Depot Building remains open to renters with modified hours. Ms. Thomas reviewed a letter received from Duvall Foundation of the Arts (DFA) stating they anticipate notice from Westcott to DFA regarding removal of the old Thayer Barn and storage structure covering the barn from the Duvall Village commercial lot where the barn is currently located. Ms. Thomas explained that DFA has given the City five days to notify them if the City is interested in moving the barn and storage structure for future use. Ms. Thomas and Elizabeth Hill, representing DFA, answered questions from Council.

**X. Presentation:** *None*

**XI. Public Hearing:** *None*

**XII. New Business (continued):**

**4. (AB21-86a) Confirm Mayor Ockerlander's appointment of Anastasia Maier to the Duvall Cultural Commission Position 4, a vacant three-year term ending 12-31-22**

*It was moved and seconded (Hogg-Brudnicki) to confirm Mayor Ockerlander's appointment of Anastasia Maier to the Duvall Cultural Commission Position 4, a vacant three-year term ending 12-31-22. The motion carried (7 ayes).*

**5. (AB21-85a) Resolution reimplementing a fee schedule for Big Rock Ballfields**  
Steve Lenizewski, Public Works Director, introduced this item and answered questions from Council. This item will be on the next agenda for action.

**6. (AB21-87a) Resolution requiring COVID-19 vaccination as a condition of employment**  
*It was moved and seconded (Lengyel-Hogg) to suspend Council Procedures in Section 5.6 requiring additional review and finalize this item at this meeting. The motion carried (7 ayes).*

*It was moved and seconded (Lengyel-Shaffer) to approve Resolution #21-12 requiring COVID-19 vaccination as a condition of employment. The motion carried (6 ayes-Brudnicki, McHenry, Remington, Hogg, Lengyel, Shaffer; 1 nay-Knaplund).*

**XIII. Unfinished Business (continued):**

**2. (AB21-78b) Ordinance Amending/Creating Administrative Leave Policy**

Ryan Cotton, Interim City Administrator, answered questions from Council. This item will be on the next agenda for further discussion and potential action.

**3. (AB21-79b) Consultant Services Contract – 3rd Avenue Design**

*It was moved and seconded (McHenry-Brudnicki) to authorize the Mayor to execute a contract with KPG for design and engineering services for the 3<sup>rd</sup> Avenue NE Reconstruction Project. The motion carried (7 ayes).*

**XIV. Adjournment:**

*There being no further business and no objections, Mayor Ockerlander adjourned the meeting at 11:13 p.m.*

Signed \_\_\_\_\_  
Amy Ockerlander, Mayor

Attest \_\_\_\_\_  
Jodi Wycoff, City Clerk