

COUNCIL



MINUTES

Work Session
June 7, 2010

Call to Order / Pledge of Allegiance

Mayor Kendall called the June 7, 2010 work session of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall and led those present in the Pledge of Allegiance.

Roll Call

Chief Administrative Officer Gloria Hirashima gave the roll call. The following staff and councilmembers were in attendance.

Council: Councilmember Jon Nehring, Councilmember Jeff Seibert, Councilmember Carmen Rasmussen, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

Absent: Councilmember Lee Phillips

Also Present: Chief Administrative Officer Gloria Hirashima, City Attorney Grant Weed, Finance Director Sandy Langdon, Public Works Director Kevin Nielsen, Parks Director Jim Ballew, Fire Chief Greg Corn and Assistant Administrative Services Director Tracy Jeffries.

CAO Hirashima reported that Councilmember Phillips is out of town.

Motion made by Councilmember Rasmussen, seconded by Councilmember Wright, to excuse the absence of Councilmember Phillips. **Motion** passed unanimously (6-0).

Mayor Kendall informed council that a citizen was present tonight and requested to speak to council on an important issue.

Motion made by Councilmember Vaughan, seconded by Councilmember Seibert, to waive the rules of procedure to allow public comment at the work session tonight. **Motion** passed unanimously (6-0)

Mike Davis, 6917 70th Avenue NE, Marysville, spoke regarding his frustration with the offensive smell from Cedar Grove. He discussed action he has taken on the issue and spoke against any expansion of the facility.

Presentations

Marysville Fire District Regional Fire Authority/Annexation

Fire Chief Greg Corn gave a PowerPoint presentation comparing the Regional Fire Authority and Fire District Annexation as options for future fire protection services. CAO Hirashima discussed several reasons why the City is considering action at this time. A major advantage would be proportional representation. CAO Hirashima said they were hoping to get direction from the Council at the next meeting as to how they would like to proceed.

Councilmember Jeff Seibert asked about getting information about the impacts to withdrawing from the district. Staff indicated they would provide this.

Mayor Kendall asked about the need to add additional people with the annexation. Chief Corn responded that at some time down the road they would probably add partners and/or create a Regional Fire Authority (RFA).

Councilmember Donna Wright asked how many issues the voters would be asked to consider for each of the options. CAO Hirashima stated that staff is recommending that the city look at retention of some of the existing levy for public safety and transportation. The RFA requires that the levy rate be part of the measure. With the annexation the city can assume the levy rate and the City Council can then reduce it. Finance Director Langdon stated that they have samples from both the formation of an RFA and an annexation and they both have one ballot issue which is very specific. Chief Corn clarified that with the RFA they would ask voters if they want to create an RFA with specific funding. With an annexation they would ask the voters if they want to annex the city into the fire district. The funding component would not be attached to the ballot with the annexation option. Councilmember Seibert added that they need to be very clear with the ballot measure if there are any tax impacts for the voters. Finance Director Langdon indicated they could do it as two separate questions. CAO Hirashima indicated that staff would research this issue more prior to next meeting. She agreed that regardless of the method they choose they need to make it clear as to what the city's intentions are. Councilmember Wright concurred that people need to understand what they are voting for in order for it to be successful.

Councilmember Soriano asked what the current levy rate is in District 12. Chief Corn said the regular levy is \$1.23 and the EMS levy is \$.50 for a combined levy for \$1.73. He explained that the \$.50 EMS levy doesn't go against the city's cap.

Councilmember Nehring recalled that they had discussed this issue several years ago. He asked why they hadn't pursued it at that time. CAO Hirashima thought that at that

time there was still some thought that the city might eventually do their own fire. Councilmember Seibert discussed his recollection of Council's discussions. CAO Hirashima noted that this issue keeps coming back as the city keeps growing. Councilmember Nehring noted that if they do the annexation there could still be an RFA created and they would automatically be a part of that unless the city voted to remove itself. Staff indicated that this was correct.

Committee Reports

Councilmember Jon Nehring reported on the **Snohomish County Tomorrow Steering Committee** which met on May 26.

- They went over discussion of the mediation process for land use disputes. The nature of the appeals seem to be getting more and more complex so the goal of the mediation process is to reduce the time and expense of the applicants, reduce the appeals, and improve communication.
- They went over PSRC-submitted projects for rural towns, centers and corridors.
- They continued discussion on countywide planning policies which developed into a debate regarding city versus county control of planning policies.

Councilmember Nehring then reported on the **Community Transit Board of Directors** meeting on June 3 where they discussed the following:

- Recipients from the Van Go Awards discussed how the vans are used.
- They approved the purchase of minibuses.
- A new janitorial housekeeping services contract was awarded to Buena Vista Services, Inc.

Discussion Items

Approval of Minutes

1. Approval of May 17, 2010 City Council Work Session Minutes.
2. Approval of May 24, 2010 City Council Meeting Minutes.

Consent

3. Approval of May 26, 2010 Claims in the Amount of \$674,040.02; Paid by Check No.'s 63183 through 63341 with Check No. 62184 Voided.
4. Approval of June 2, 2010 Claims.
5. Approval of June 4, 2010 Payroll.

New Business

6. Application for *GA Maxwell's* to conduct a Special Event from June 18, 2010 through June 20, 2010.

Staff is recommending approval.

Councilmember Seibert asked about restrictions for live bands. CAO Hirashima stated that they would need to comply with normal noise requirements.

7. Application for Patricia and Eric Schoonmaker, Owners of *Trusty Threads*, to Conduct a Craft Fair on June 26, 2010, July 31, 2010 and August 28, 2010.

Mayor Kendall stated that this would be in their parking lot on the corner of State Avenue and Columbia. The applicant has a letter from the property owner giving them the authority to use the parking lot for these functions.

Councilmember Nehring asked if this coincided with Homegrown. Director Ballew said it did not.

8. Amendment No. 1 to Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Coordination of Improvements to 88th Street NE.

Public Works Director Kevin Nielsen stated that this amendment includes the 51st Street corridor from 88th to 84th to the Interlocal Agreement.

Councilmember Soriano asked if the money would be used directly for construction. Director Nielsen said it includes everything associated with the project.

9. Marysville Fire District Regional Fire Authority/Annexation.

See *Presentations* above.

10. Marysville Fire District Interlocal Agreement Amendment.

CAO Gloria Hirashima stated that they are still working on the agreement language, but there will be an agenda bill and exhibits for the next packet. She explained that they have foreseen difficulties in the current contract language following the large annexation. Staff has been looking at how that language could be retooled to create a formula that keeps the Fire District budget whole, gives a proportional share of the budget to the city, and moves into the 2011 budget. Finance Director Sandy Langdon explained financial details of the current agreement and suggestions for amendments. Chief Corn explained that the wild card in this is assessed values and where they are going to go. CAO Hirashima stated that this is very important to the city because it dramatically affects the 2011 budget. She added that it will require approval by the Marysville Fire District Board of Commissioners as well.

11. An **Ordinance** of the City of Marysville, Washington Amending MMC 18B.14.035 by Adding a New Subsection (4)(e) Relating to Traffic Impact Fee Exemption Refunds.

CAO Hirashima reviewed the proposed amendment.

Councilmember Seibert proposed changing the title to *Traffic Impact Fee Rebate* instead of *Exemption*. CAO Hirashima concurred. Grant Weed explained that there is an underlying legal reason for the way the existing language is written.

12. An **Ordinance** of the City of Marysville Amending Section 2.50.090 of the Marysville Municipal Code Relating to City Issued Credit Cards.

Finance Director Sandy Langdon explained that this would amend city code to allow the use of credit cards for online purposes.

Mayor's Business

Mayor Kendall:

- He commended staff for Challenge Day on Saturday.
- The city received the first notification from the Office of Financial Management for population. Our population is semi-officially 58,040, which makes Marysville the 16th largest city in the state.
- He attended a lunch meeting with Senator Cantwell on Friday.
- Last week he attended ceremonies related to the new base commander.

Staff Business

Kevin Nielsen:

- The County is moving forward with a TBD on its own since there was not enough city support.
- There is high vegetation due to the amount of precipitation received recently.
- Staff is still looking at some projects at the Wastewater Treatment Plant that should help with algae-control.
- Bird watchers will be out tomorrow morning at the Wastewater Treatment Plant at 9 a.m. to do a tour. Mayor Kendall requested a report on what type and how many species they are finding out there.

Greg Corn echoed comments regarding the odor from Cedar Grove.

Jim Ballew:

- Healthy Communities Challenge Day was a record breaker in terms of people and great weather. He recognized the great partnership they have with the school district, Community Coalition, and many others. He commended Andrea for putting this together this year. He thanked everyone who attended the event.

- They are beginning construction on the disc golf course this Saturday. 31 people will be helping Christian with the project.
- There will be a ribbon cutting for Shasta Ridge on June 11 at 1:30.
- He also discussed flooding related to high vegetation and precipitation.
- He commended the police force for making an impact on the Comeford park challenge.

Sandy Langdon commented that the auditors left on Friday. The exit conference will probably be within the month.

Grant Weed:

- There is a hearing before the Land Use Hearing Examiner this Wednesday concerning the denial of the business license application for Elevated Medical.
- He stated the need for an executive session to discuss one potential litigation item expected to last 20 minutes with no action.

Gloria Hirashima:

- She commended Jim Ballew and his staff for an outstanding job on Healthy Communities Challenge Day. She was sorry she had to miss it, but heard it was a great event.
- She announced that the city won the AWC award. Jim Ballew worked with the AWC crew to do the film for Healthy Challenge Day. Jim Ballew stated that the award would be presented on Thursday morning.
- She and several others met with Tulalip Tribes to talk about the Qwuloolt project. The Tribes have submitted for their Shoreline Permit for the actual project. Staff is working with the Tribes on drafting an outline for an Interlocal Agreement to discuss details of the project such as dyke, levy maintenance, easements, outcomes for the dyking district, etc.
- She and Chief Smith met with the superintendent of Lakewood School District on the potential of annexation into the City. The Lakewood School District Board is currently discussing the issue. They have asked staff to attend the June 16 board meeting to answer some questions on annexation.

Call on Councilmembers

Carmen Rasmussen echoed the comments about Healthy Communities Challenge Day. She heard great comments from the vendors on the level of organization and clarity of communication that the Parks and Recreation staff had.

Jeff Vaughan stated that he sent an email to the City of Everett's Planning Department regarding Cedar Grove who forwarded the email to Cedar Grove. He will be visiting to learn more about their operations.

Jon Nehring:

- Healthy Communities Challenge Day was fantastic. Everyone had extremely positive comments.
- He had some business owners on 3rd Street contact him with some issues regarding signage for the new barista stand going up in the south part of town, the increase in panhandler activity, and the speed limit on 100th.

Donna Wright was sorry to miss the Healthy Communities Challenge Day, but she was attending a fire conference in Chelan. She discussed the Affordable Housing Consortium of Snohomish County that she attended in Everett.

John Soriano also was sorry to miss the Healthy Communities Challenge Day, but he was also at the fire conference with Councilmember Wright.

Jeff Seibert asked about the status of a letter to the City of Everett regarding Cedar Grove. Mayor Kendall indicated that they would work on that prior to Monday.

Recess

Mayor Kendall recessed the meeting at 8:32 p.m. for a short break before reconvening at 8:40 p.m. into Executive Session expected to last 20 minutes to discuss one item concerning potential litigation with no action.

Executive Session - started at 8:40 p.m.

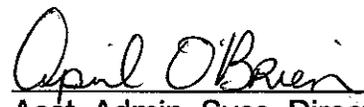
- A. Litigation – one item, pursuant to RCW 42.30.110(1)(i)
- B. Personnel
- C. Real Estate

Adjournment

Immediately upon completing the Executive Session, seeing no further business, Mayor Kendall adjourned the meeting at 9:00 p.m.

Approved this 28th day of June, 2010.


Mayor
Dennis Kendall


~~Asst. Admin. Svcs. Director~~
Tracy Jeffries Deputy City Clerk