

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
Excuse the absence of Councilmember Stevens.	Approved
<b>Approval of the Agenda</b>	Approved
<b>Presentations</b>	
<b>Committee Reports</b>	
<b>Approval of Minutes</b>	
Approval of the June 16, 2014 City Council Meeting Minutes.	Approved
Approval of the June 23, 2014 City Council Meeting Minutes.	Approved
<b>Consent Agenda</b>	
Approval of the June 18, 2014 Claims in the Amount of \$377,972.74; Paid by Check Number's 92807 through 92937 with No Check Number's Voided.	Approved
Approval of the June 25, 2014 Claims in the Amount of \$1,807,438.93; Paid by Check Number's 92938 through 93117 with Check Number 92777 Voided.	Approved
Approval of the June 20, 2014 Payroll in the Amount of \$1,010,585.29; Paid by Check Number's 27839 through 27896.	Approved
Approval of the July 3, 2014 Payroll in the Amount of \$1,634,196.87; Paid by Check Number's 27897 through 27955.	Approved
Consider Approving the Marysville Downtown Merchants Association to Conduct a Special Event on August 8, August 9, and August 10, 2014, Including the Street Closure of 3rd Street between State Avenue and Alder Avenue, as well as on Columbia Avenue from the Alley between 2nd Street and 3rd Street to the Alley between 3rd Street and 4th Street, as Requested by the Applicant.	Approved
Consider Approving the Quilceda Carvers to Conduct a Special Event Permit on July 25-27, 2014 at 1410 Grove Street (Previously Dunn Lumber Building).	Approved
Consider Renewing the Interlocal Agreement with the Snohomish Regional Drug and Gang Task Force.	Approved
Consider Approving the Professional Services Agreement with Maul Foster Alongi Consultants on the Geddes Marina Intergrated Planning and Brownfield Cleanup.	Approved
Approval of the July 2, 2014 Claims in the Amount of \$1,143,476.46; Paid by Check Number's 93118 through 93262 with No Check Numbers Voided.	Approved
<b>Review Bids</b>	
Consider Awarding the 88th St NE and 55th Ave NE Intersection Improvements contract with SRV Construction, Inc. in the amount of \$780,559.64 including Washington State Sales Tax and approve a management reserve of \$69,440.36 for a total allocation of \$850,000.00.	Approved
Consider Awarding the 2014 Pavement Preservation Program in the Amount of \$1,084,242.55 to CEMEX Inc. Including \$100,000 in Management Reserves for a Total Allocation of \$1,184,242.55.	Approved
Consider Awarding the Hybrid Automated Meter Infrastructure System to	Approved

July 14, 2014

7:00 p.m.

City Hall

HD Supply Waterworks in the Amount of \$424,446.81, Including Washington State Sales Tax.	
<b>Public Hearings</b>	
<b>New Business</b>	
<b>Legal</b>	
<b>Mayor's Business</b>	
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	7:53 p.m.
<b>Executive Session</b>	7:58 p.m.
<b>Litigation – four items</b>	no action taken
<b>Personnel</b>	
<b>Real Estate</b>	
<b>Adjournment</b>	8:13 p.m.

# COUNCIL



# MINUTES

## **Regular Meeting** July 14, 2014

### **Call to Order / Pledge of Allegiance**

Mayor Nehring called the meeting to order at 7:00 p.m. Pastor Brandon Wilson of Hillside Church gave the invocation, and Mayor Nehring led those present in the Pledge of Allegiance.

### **Roll Call**

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

- Mayor:** Jon Nehring
- Council:** Steve Muller, Kamille Norton, Jeff Seibert, Rob Toyer, Jeff Vaughan, and Donna Wright
- Absent:** Michael Stevens
- Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Grant Weed, Public Works Superintendent Doug Byde, Parks and Recreation Director Jim Ballew, and Recording Secretary Laurie Hugdahl.

Mayor Nehring noted that Councilmember Stevens emailed this afternoon to let everyone know he would not be able to attend the meeting tonight.

**Motion** made by Councilmember Toyer, seconded by Councilmember Wright, to excuse Councilmember Stevens. **Motion** passed unanimously (6-0).

### **Approval of the Agenda**

Mayor Nehring commented that item 13 had been pulled as well as the two appointments under Mayor's Business.

**Motion** made by Councilmember Toyer, seconded by Councilmember Muller, to approve the agenda as amended. **Motion** passed unanimously.

## **Committee Reports**

Jeff Seibert reported on the Wednesday, July 9 Snohomish County Solid Waste Advisory Board meeting where the following items were discussed:

- There was an update on Oso landslide debris contracts and progress with that operation.
- There was discussion regarding the waste export contract development process. They are developing an RFP for bidding out the export of the waste via rail, barge, etc. for the next 10-30 years.

Steve Muller reported on the July 10 Library Board meeting where the following items were discussed:

- The parking lot was restriped. Thanks to the City for that.
- Summer reading programs are up and running and are very strong.

Jeff Seibert reported on the July 11 Public Works Committee meeting where they had a very good tour of the Wastewater Treatment Plant. Part of that tour included the pilot project we're doing with the membrane filtration system to see how that works. It was pretty impressive.

## **Presentations**

### **Audience Participation**

Sheila Bussey, 5406 - 79<sup>th</sup> Avenue NE, distributed a letter and discussed concerns related to bee hives and the raising of honeybees in her neighbor's yard. She is highly allergic to bee stings and lives in fear of the bees that swarm like a dark cloud several times a week. She has had anxiety issues related to the bees and feels like a prisoner inside her own home. She has complained to Police and Planning and since there is no ordinance for bees or restrictions regarding hives, she can't get any assistance. She requested that there be some language added to the Nuisance Chapter of the Code to address bees.

CAO Hirashima noted that there are numerous people in the City who raise bees, and there are not currently any restrictions regarding that. Ms. Bussey recommended that there be a limit as to how many bees people can have.

Mayor Nehring recommended having staff take a look at this and review other cities' codes to see how they handle this. CAO Hirashima indicated they could do this.

Councilmember Vaughan agreed that staff should look into this.

Councilmember Seibert asked if anyone from Code Enforcement had been out to look at this. CAO Hirashima wasn't aware of anyone, but reiterated that the City has no code regarding this. She offered to take a look at other communities' codes to see how this is handled. Councilmember Seibert also thought that staff should take a look at the

situation just to have a clear idea of what the issues are. Ms. Bussey commented that she begged code enforcement and police to come out to take a look, but they said there was nothing they could do about it because since there is no code.

Councilmember Muller asked to see the pictures of the bees swarming. Ms. Bussey distributed those photos to staff. Councilmember Muller asked if there have been any incidents regarding children and bee stings. She stated that she wasn't aware of any.

Councilmember Vaughan commented that there are different reasons people raise bees, not just for the honey. It sounded to him like there was some honey production operation going on in her neighbor's backyard.

### **Approval of Minutes**

1. Approval of the June 16, 2014 City Council Meeting Minutes.

Councilmembers Wright and Toyer commented that they were absent at that meeting and would be abstaining from the vote.

**Motion** made by Councilmember Muller, seconded by Councilmember Norton, to approve the June 16, 2014 City Council Meeting Minutes as presented. **Motion** passed unanimously (4-0) with Councilmembers Wright and Toyer abstaining.

2. Approval of the June 23, 2014 City Council Meeting Minutes.

**Motion** made by Councilmember Norton, seconded by Councilmember Vaughan, to approve the June 23, 2014 City Council Meeting Minutes. **Motion** passed unanimously (5-0) with Councilmember Toyer abstaining.

### **Consent**

3. Approval of the June 18, 2014 Claims in the Amount of \$377,972.74; Paid by Check Number's 92807 through 92937 with No Check Number's Voided.
4. Approval of the June 25, 2014 Claims in the Amount of \$1,807,438.93; Paid by Check Number's 92938 through 93117 with Check Number 92777 Voided.
5. Approval of the June 20, 2014 Payroll in the Amount of \$1,010,585.29; Paid by Check Number's 27839 through 27896.
6. Approval of the July 3, 2014 Payroll in the Amount of \$1,634,196.87; Paid by Check Number's 27897 through 27955.
10. Consider Approving the Marysville Downtown Merchants Association to Conduct a Special Event on August 8, August 9, and August 10, 2014, Including the Street Closure of 3rd Street between State Avenue and Alder Avenue, as well as

on Columbia Avenue from the Alley between 2nd Street and 3rd Street to the Alley between 3rd Street and 4th Street, as Requested by the Applicant.

11. Consider Approving the Quilceda Carvers to Conduct a Special Event Permit on July 25-27, 2014 at 1410 Grove Street (Previously Dunn Lumber Building).
12. Consider Renewing the Interlocal Agreement with the Snohomish Regional Drug and Gang Task Force.
14. Consider Approving the Professional Services Agreement with Maul Foster Alongi Consultants on the Geddes Marina Intergrated Planning and Brownfield Cleanup.
15. Approval of the July 2, 2014 Claims in the Amount of \$1,143,476.46; Paid by Check Number's 93118 through 93262 with No Check Numbers Voided. +

**Motion** made by Councilmember Wright, seconded by Councilmember Toyer, to approve Consent Agenda items 3-6, 10-12, and 14-15. **Motion** passed unanimously (6-0).

#### **Review Bids**

7. Consider Awarding the 88th St NE and 55th Ave NE Intersection Improvements contract with SRV Construction, Inc. in the amount of \$780,559.64 including Washington State Sales Tax and approve a management reserve of \$69,440.36 for a total allocation of \$850,000.00.

**Motion** made by Councilmember Norton, seconded by Councilmember Wright, to authorize the Mayor to sign and execute the 88th St NE and 55th Ave NE Intersection Improvements contract with SRV Construction, Inc. in the amount of \$780,559.64 including Washington State Sales Tax and approve a management reserve of \$69,440.36 for a total allocation of \$850,000.00. **Motion** passed unanimously (6-0).

8. Consider Awarding the 2014 Pavement Preservation Program in the Amount of \$1,084,242.55 to CEMEX Inc. Including \$100,000 in Management Reserves for a Total Allocation of \$1,184,242.55.

**Motion** made by Councilmember Muller, seconded by Councilmember Toyer, to authorize the Mayor to sign and execute the contract for the 2014 Pavement Preservation Program in the Amount of \$1,084,242.55 to CEMEX Inc. Including \$100,000 in Management Reserves for a Total Allocation of \$1,184,242.55. **Motion** passed unanimously (6-0).

9. Consider Awarding the Hybrid Automated Meter Infrastructure System to HD Supply Waterworks in the Amount of \$424,446.81, Including Washington State Sales Tax.

**Motion** made by Councilmember Norton, seconded by Councilmember Muller, to award the Hybrid Automated Meter Infrastructure System to HD Supply Waterworks and authorize the Mayor to sign the contract in the Amount of \$424,446.81, Including Washington State Sales Tax. **Motion** passed unanimously (6-0).

## **Public Hearings**

## **New Business**

## **Legal**

## **Mayor's Business**

Mayor Nehring had the following comments:

- He commended everyone for having completed the required Open Government Training.
- This Friday Walgreens will be doing their official ribbon cutting from noon to 1.
- Thursday night at 5:30, the City will be hosting the Snohomish County Cities dinner meeting at the golf course.

## **Staff Business**

Chief Smith had no comments.

Sandy Langdon:

- There will be a Finance Committee meeting this Wednesday.
- There was an article in the *Globe* stating that the TBD sales tax effective date would be July 1. This was incorrect, but she has contacted the *Globe* and they have corrected their online version and will be printing a correction in the next issue.

Grant Weed stated the need for an Executive Session to update Council on four matters concerning pending litigation for 15 minutes with no action expected.

Doug Byde commented that Snohomish County was painting center lines and fog lines over the weekend per the Interlocal Agreement.

Steve Muller commented that his barber loves the new spray park, but has been having issues with parking for customers.

Jim Ballew:

- Signage was ordered and will be installed to help with the parking issues at the new spray park. The signs will be directing people to new parking lots. They have Interlocal agreements with the Berean Church and Reset Church to park.
- The spray park has had a lot of business, but also had some vandalism. There was also a Sani can fire in the park over the weekend.

- Over 700 people showed up for Frozen this weekend. It was a great turnout and everyone had a great time.
- The car show was another great event.
- Pooch-a- palooza was wonderful, but really hot.
- Junk in the Trunk was very popular.
- He commended staff for all the work they did over the weekend at various events.

Grant Weed stated the need for an Executive Session to discuss four pending litigation matters with no action expected and expected to last 15 minutes.

Gloria Hirashima gave a presentation regarding housing permit information that Snohomish County Tomorrow has been reviewing. CAO Hirashima reviewed the year 2010 in housing units permitted on a city-by-city basis where Marysville had quite a bit of activity. In 2011 and 2012 Marysville still had a high volume of residential permits relative to other cities. In 2013, Marysville had an even higher number of permits relative to other cities. In 2010-2013 Marysville had 1473 units permitted. The next closest city was Everett at 723. In 2010-2013 the total housing units permitted by city and unincorporated north Snohomish County. CAO Hirashima summarized that most of the development in the UGA has occurred in the unincorporated Snohomish County in the south and in Marysville in the north. She reviewed data showing the trend toward more multifamily development starting in 2011. In 2010 it was predominantly single family development, but by 2013 it was predominantly multifamily. There was discussion about the lot shortages in single family. CAO Hirashima reviewed the total UGA comparison of development in 2010-2013 by housing unit type. In the southwest area it was about 40% multifamily. Other UGA areas were about 75% single family. Marysville is much more similar to the southwest UGA area at about 40% multifamily. She stressed the Marysville has a very small Community Development department handling all of the permitting and applications.

Councilmember Muller asked CAO Hirashima if the City is coming up on the sunset of permit extensions. CAO Hirashima said they weren't because the state kept extending them at the state level. Muller asked about the number of lots that are undeveloped, but approved. CAO Hirashima replied that there are a lot of undeveloped, but approved preliminary plats. The City has been tracking available lots over the last several years ever since the recession started. When they first started in 2007 there were over 1000 available lots, but now the surplus is almost gone. There are currently about 50 single family lots ready to go and that is all. She commented that there may be a gap in single family activity that can even occur. There are a lot of plats approved, but the developers haven't moved to develop them.

Councilmember Vaughan pointed out that there was a drop-off with some of the neighbors such as Lake Stevens and Arlington in 2013. He wondered if this was because they ran out of lots. CAO Hirashima thought that was probably the case.

Councilmember Vaughan asked why Marysville hasn't seen much duplex growth. CAO Hirashima commented that this has never been a popular housing choice in Marysville. Councilmember Muller commented that one of the barriers to developing duplexes is the cost of the infrastructure.

### **Call on Councilmembers**

Kamille Norton had no comments.

Steve Muller commented that there were 200 cars at the car show. It was extremely hot, but a very good show.

Rob Toyer had no comments.

Jeff Seibert said he also attended the car show and was shocked at how many cars there were. He agreed that it was very hot.

Donna Wright had no comments.

Jeff Vaughan asked if it was correct that any changes to the fireworks ordinance would have to be made a year in advance. City Attorney Weed affirmed this. Councilmember Vaughan stated he would be interested in taking a look at the ordinance and reviewing it again. Councilmember Seibert said he would also be interested in looking at it again. Councilmember Muller said he also would be interested in reviewing it again. Councilmember Vaughan said he would be interested in seeing what other cities have done and if it has worked. He thinks the police department should have an opportunity for input. He also thinks citizen input is very important. There was consensus to have staff bring back more information on this.

Council recessed at 7:53 for 5 minutes before reconvening into Executive Session for 15 minutes to receive an update on four items concerning pending litigation with no action expected.

### **Executive Session**

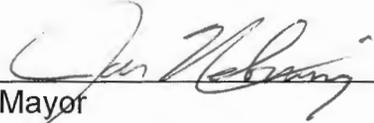
- A. Litigation – 4 items concerning pending litigation, RCW 42.30.110 (1)(i)
- B. Personnel
- C. Real Estate

Executive session ended and public meeting reconvened at 8:13 p.m. with no action taken.

**Adjournment**

Seeing no further business Mayor Nehring adjourned the meeting at 8:13 p.m.

Approved this 8 day of September, 2014.

  
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Mayor  
Jon Nehring

  
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April O'Brien  
Deputy City Clerk