

MARYSVILLE CITY COUNCIL MINUTES

April 24, 1989

7:30 p.m.

Council Chambers

PRESENT: Rita Matheny, Mayor  
Councilmembers:  
 Ken Baxter, Mayor ProTem  
 Mel Schank  
 Dave Weiser  
 Bill Roberts  
 Larry Hots (excused)  
 Bob Lashua  
 Lee Cundiff  
Administrative Staff:  
 John Garner, City Administrator  
 Phil Dexter, Finance Director  
 Mike Corcoran, City Planner  
 Jim Ballew, Parks & Rec. Supt.  
 Jim Allendoerfer, City Attorney  
 Doug Ronning, Fire Chief  
 Bob Dyer, Acting Police Chief  
 Dave Zabell, Public Works Director  
 Duke Carrier, Sanitation Dept. Supt.  
 Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Matheny called the meeting to order at 7:30 p.m. and led the flag salute.

ROLL CALL:

Finance Director Dexter called the roll with all members present/absent as indicated above.

MINUTES OF PREVIOUS MEETING:

Councilor Schank noted in the 4/10/89 minutes, page 5, last paragraph, that "Margaret Strand" should be "Marguerite Strand" and on page 10, in the 4th paragraph from the bottom, "themselveas" should be "themselves as." Councilor Schank then moved the minutes be approved as corrected, Councilor Baxter seconded and the motion passed unanimously.

AUDIENCE PARTICIPATION: None.

PRESENTATION:

Mayor Matheny presented a plaque/award from the Municipal Treasurers Assn. to Nacelle Huselein and Phil Dexter for their work in developing the City of Marysville Investment Policy.

Finance Director Dexter gave a brief description of the investment policy and noted that it will be referred to again later on the agenda this evening.

PETITIONS AND COMMUNICATIONS:

1. National Consumers Week - April 23-29, 1989 - Proclamation.
2. American Diabetes Proclamation; "Bike Ride Sunday Plus" - May 21, 1989.
3. Letter from Bill France, MSW, Child Protection Specialist, for Prosecuting Attorney of Snohomish County.
4. Letter from Arvo Tamsar (Estonian exchange student principal), Principal Tallinna School.
5. Letter from Burlington Northern Railroad dated 3/31/89.

City Administrator Garner also noted that he had received a call from Karin Stanton who asked that he pass along her appreciation to the Council for the cooperation she received from them while she was with the Globe.

PUBLIC HEARINGS: None.

CONSENT AGENDA:

1. 4/24/89 Claims in the amount of \$226,162.02.
2. Planning Commission Recommendation Approving Nelson/Little Rezone from RR 7,200 to Multi-family Medium Density, PA 8901003.
3. Personnel Report.

Councilor Lashua asked if "Dispatcher" and "Communication Officer" was the same position, as referenced in the Personnel Report and City Administrator Garner said it was the same position.

Councilor Schank moved that Items 1, 2 and 3 be approved and Councilor Lashua seconded the motion.

Councilor Lashua asked if the Nelson/Little Rezone project would be contributing toward the 47th & 528 TIP and Public Works Director Zabell explained that they would not be as the property is already constructed and not included in the TIP.

The motion passed unanimously.

REVIEW BIDS: None.

CURRENT BUSINESS:

1. School District's request for water line along 67th Ave. from Grove Street to Middle School site (continued from 4/10/89 meeting).

CORRECTED: SEE 5-1-89  
MINUTES

Mr. Ward Sayles of the School District addressed the Council and referred to the the letter in the packets addressed to City Administrator Garner. He said there would be five points that the school district will be responsible for and in return, they are asking that the City be responsible for oversizing costs and frontage.

Parks & Recreation Supt. Ballew stated that he estimated the frontage along 67th to be 100' with an additional 400' that would be needed to tie in the pro shop and the irrigation system. He said the City would be responsible for 500' but that only 100' of that comes under the school district agreement.

Mayor Matheny asked about the improvements in front of the Christian School and Parks & Recreation Supt. Ballew stated that the Christian School will be picking up their own frontage costs.

Councilor Roberts moved that the request be granted, with conditions as proposed and Councilor Lashua seconded.

Discussion ensued regarding recovery and Dean Farley, Deputy Supt., Marysville School District, asked about the City's tying into the system for irrigation uses. Parks & Rec. Supt. Ballew said a satellite system for irrigation would be used. Councilor Schank noted that if the City pays for the frontage on 67th, the City should have recovery rights and Councilor Roberts concluded that recovery/reimbursement would be based on use, would be fair and the school district would have recovery rights also and this would have to be further negotiated at a later date.

The motion passed unanimously.

2. Planning Commission Recommendation - Kingswood Rezone, PA 8901004.

(Councilor Roberts stepped down.)

City Planner Corcoran reviewed the Kingswood Rezone, noting that it had been heard by the Planning Commission on 3/28/89 and was a request for high density from low with a binding site plan to go to 20.3 units per acre. The Planning Commission recommended denial of the request but the minority report recommended approval subject to staff findings of fact and conclusions. It was also noted that a letter has since been received from Shockey & Associates in favor of the minority report.

City Attorney Allendoerfer noted that the fact that there's a minority report does not necessarily mean the City Council must have a public hearing; it presents another side.

Councilor Schank asked about the property to the west and City Planner Corcoran stated that this and the Ripper property to the west are separate.

Councilor Schank moved that a public hearing be held by City Council and advertised for 5/22/89. Councilor Cundiff seconded and the motion passed.

### 3. Spring Cleanup (continued from 4/3/89 meeting).

Councilor Cundiff commented that with the list of restrictions, it's like having no Spring Cleanup and Councilor Lashua added that the guidelines are probably necessary but that he disagreed with the restriction of dirt and sod. Councilor Schank pointed out that the dirt and sod could possibly be from people cleaning up City sidewalk areas and agreed with Councilor Lashua.

Councilor Baxter said he knew of two people that have been saving debris in the alley for a year and it's abusing the program. Sanitary Supervisor Carrier agreed the problem is in the alleys with about 90% of the Spring cleanup pickup being from alleys and the accumulation of debris on City property (in the alleys) is against the city ordinance. It also requires additional manpower which is not available.

Public Works Director Zabell also noted that tipping fees are being increased from \$35 to \$79/ton for solid waste and it is becoming a real problem to both the City and the County.

Councilor Cundiff noted that with all the restrictions and limiting it to garbage trucks and a one-man operation, it would be the same as regular service but Sanitation Supervisor Carrier pointed out that there would be extra service for two weeks.

Councilor Weiser suggested allowing extra cans and Sanitary Supervisor Carrier said that the City allows 3 now and that it more than enough, he feels.

Mayor Matheny pointed out that Spring Cleanup is one of the benefits living in Marysville has. Sanitary Supervisor Carrier said Marysville could adopt a plan similar to other cities where people are allowed to take their garbage to the transfer station and on a voucher system, the City would pay for it for a week's use.

There was discussion regarding recommendation #6 - restriction of construction materials and Sanitary Supervisor Carrier said the wording could be changed to allow construction materials providing they are cut up and bundled/packaged so that one man can pick it up.

Councilor Lashua asked if a dumpster could be provided for these bundled 3-4' lengths of construction materials and Sanitary Supervisor Carrier agreed that was another alternative, stating they have provided Northwest Garbage dumpsters on occasion in the past but added that they would have to be careful about making sure only Marysville residents use the dumpster.

Councilor Lashua asked about the chipper that the City had purchased specifically for Spring Cleanup and Public Works Director explained that the City still has a lot of need for it because they have the same problem with disposing of tree branches, etc. which cannot go through the garbage trucks.

Councilor Schank noted that with regard to recommendation #4 - disposal of washers, dryers, etc. - the words "by the owner" should be added at the end so it is not construed to mean that the City will dispose of them at the Everett or Arlington Transfer Stations for the owner.

Councilor Lashua asked about disposal of old recliners and other overstuffed furniture and Sanitary Supervisor Carrier explained that they could go through the garbage truck.

Councilor Schank asked about recommendation #7 - no hazardous materials such as paints and chemicals and Sanitary Supervisor Carrier said there is going to be a hazardous waste acceptance point in Everett, June 3rd, as long as the cans are marked clearly as to what they are. He noted this has also been advertised on Channel 18.

There was discussion and it was agreed on recommendation #1 that all tree limbs and brush must be cut in lengths of 3' or less rather than "approximately 3-foot lengths."

Councilor Lashua moved that the Spring Cleanup proceed with the recommendations as outlined, with changes to items #1, #4 and #6 as discussed and that only the garbage truck be used and no backhoes or dump trucks. Councilor Baxter seconded the motion and it passed with Councilor Cundiff opposing.

#### 4. City's Investment Policy.

Councilor Lashua said that in lieu of monthly detailed reports, he would suggest quarterly reports and after a brief discussion, Councilor Baxter agreed that quarterly detailed reports would be adequate. Councilor Cundiff agreed also.

Councilor Lashua said he would also like to see a paragraph included in the policy that would give some kind of preference to investing in local financial institutions. Finance Director Dexter said he would be happy to discuss this at length; that he has done some research on this issue and that technically, Citizens Bank is the only "local" bank because it is home-based in Marysville and they have indicated that they do not wish to invest public money. He explained that investment of public funds is not always attractive to a bank because it means they have to hold more funds in reserve.

Mayor Matheny appointed Councilors Cundiff and Lashua to serve on a "Financial Advisory Committee" and meet with Finance Director Dexter and/or Nacelle Huselein further.

Finance Director Dexter said it was interesting that the report on public funds invested shows none on deposit in Marysville especially with other entities in the area such as PUD and the Marysville School District. He said that some cities have a policy of requiring the bank to be involved in the community before investing funds with them, however this is difficult to monitor.

Councilor Lashua moved that Resolution #1354 be approved, adopting the City's Investment Policy, but with the option of amendment at a later date. Councilor Schank seconded and the motion passed unanimously.

NEW BUSINESS:

**1. SE Downtown Marysville Drainage Improvements.**

Public Works Director Zabell stated that 18 months ago, Larry Wade was directed to study the downtown drainage problem from 7th Street to 1st and from State to Liberty. He referred to the information in the packets including a breakdown of the benefit to the sewer treatment and piping with \$610,000 costs to be charged to the Utility Budget and \$185,000 to come from the Street Fund.

Councilor Baxter moved for approval of the proposal and Councilor Schank seconded.

Mayor Matheny asked if there were any grant monies available for funding a project of this nature and Public Works Director Zabell stated no; that the Clean Water Act grant monies could not be used for cleaning up the sewer system.

Councilor Lashua noted that he was surprised at the fact that there is more storm water than sewage going into the sewer right now. He asked about the timeline for the project.

Public Works Director Zabell stated that time is of the essence so that newly paved streets are not dug up and that he would like to see Mr. Wade begin preparing construction drawings and contract specifications as soon as possible so it can go out for bid. He noted that construction would probably not be completed this year.

Councilor Roberts asked if these items were included in the 1989 Budget and Public Works Director Zabell explained that the \$185,000 is not in the budget as yet but could be covered out of the Street Fund. He noted that they should proceed with the storm sewer on 2nd St. before any street improvements are done with a temporary outfall constructed on First; this portion of the project would run less than \$100,000.

The motion passed unanimously.

**2. Snohomish County Hams Club Antenna Request.**

City Administrator Garner referred to the letter in the packets from the Hams Organization and noted that cities are prohibited from "giving away" items such as this and that the procedure would be to pass a resolution declaring the antenna, which is no longer used by the City, as surplus.

Mayor Matheny asked if the antenna would be useful in case of an emergency and suggested the antenna be left in place, stating that the Hams could still have the use of it.

City Administrator Garner said he didn't see any use for it by the City except in the event of a catastrophe possible and Lt. Dyer noted that the Hams do give a lot of assistance to the City and Maryfest and the antenna is no longer needed at City Hall since the whole system has been redone and relocated to the Public Safety Building. Public Works Director Zabell added that City Hall's antenna system is now hooked up to the Highway 9 water tower.

Councilor Lashua moved that Resolution #1355 be adopted declaring the antenna surplus. Councilor Schank seconded the motion.

There was discussion regarding the bidding process and Councilor Baxter noted that he would prefer the antenna not be removed or if it is that any roof damage to City Hall be repaired/patched.

Councilor Lashua suggested adding that as a condition to the bid specs. The motion passed unanimously.

**3. Professional Service Contract with Cheyne & Associates for Recreational Survey.**

Parks & Recreation Supt. Ballew explained that the Parks & Recreation Comprehensive Plan update has begun which is required by the State. He referred to the packet with the proposal from Cheyne & Associates to survey the community and provide an analysis based on an 800 random sample, coordinate meetings, and provide a computer tabulation/report. He described their services with a recommendation that a task force be appointed from the community in lieu of town meetings.

Councilor Baxter moved that the City contract with Cheyne & Associates with the fee not to exceed \$4,000. Councilor Cundiff seconded and the motion passed unanimously.

**4. Withers Annexation.**

Councilor Schank said he was in favor of accepting the 10% petition and Councilor Baxter agreed. Councilor Lashua asked if it is within the RUSA boundary and City Planner Corcoran said, yes and there are also plats immediately adjacent that could bring in sewer.

There was discussion about the exact location of the property and its proximity to the Schmelzer Annexation and City Planner Corcoran noted that both the Comp Plan and RUSA designations are RR 12,500.

City Attorney Allendoerfer noted that this annexation will create an island of county property and it would probably more acceptable to the Boundary Review Board if the petition included that island. He asked about access and it was noted that access was on 52nd.

City Planner Corcoran said there have been a number of property owners in the area that have indicated an interest in annexation; the people that were against annexation in that area were brought in by the Boundary Review Board under the Schmelzer Annexation.

Councilor Baxter noted that this seems to be the only way the City is annexing--small parcels at a time like this. There was discussion regarding annexation policies, the new 60% rule, the boundaries of the proposal and some concern expressed about creating an island of county property. City Attorney Allendoerfer stated that he would like to see the people in the island approached regarding annexation.

Jim Egge, representing Mr. Withers, addressed the Council and stated as far as he knew, the surrounding property owners are against annexation but the 10% petition property does have access although it's not clear on the map in the packets. He pointed out where the other property owners on the petition were located.

City Planner Corcoran noted that the plat of Rivers Inlet (south of Schmelzer) may want to annex and also, the County Planning Dept. may want a public hearing regarding the Withers Annexation.

Councilor Roberts expressed concern regarding an island of non-annexed property being created, being Sunnyside Hills and there was more discussion regarding that area. He noted that probably about half the residents want to be annexed and if it is, it would mean about 500 additional Marysville residents, with property valuations probably higher than the downtown Marysville area. He said he felt the increased tax base would justify the annexation and be an asset to the City.

Councilor Schank moved and Councilor Baxter seconded to accept the 10% petition and to proceed with a 75% petition, as per standard procedure. The motion passed. (Councilor Roberts did not vote.)

5. Utility Variance - Michael McDonough.

City Planner Corcoran explained that the applicant's property is west of the freeway and that he had a verbal commitment regarding the variance from Vern Castle (previous owner).

City Attorney Allendoerfer noted that Mr. McDonough has been trying to obtain this variance for some time and the Council has never accepted the verbal commitment from Vern Castle as justification for the variance.

City Administrator Garner said that Mr. McDonough had addressed Council two years ago at the time of the moratorium and there was a problem with the water quality.

Councilor Baxter noted that the City has an easement across his property and Mr. McDonough probably expects water for the easement but City Attorney Allendoerfer explained that Vern Castle already received the exchange of water for the easement and so McDonough shouldn't be receiving free water also.

There was discussion regarding why the applicant has not appeared before the Council (he missed the meeting in February when he was on the agenda), and discussion regarding the basis of the request for the variance with City Administrator Garner pointing out that he is now within the proposed RUSA boundaries. Councilor Roberts suggested waiting until the RUSA boundaries are adopted before granting the variance as it does not appear to be a very urgent request.

Councilor Baxter said he remembered the applicant having water quality problems and also that other variances have been granted to the neighbors, about six requests.

Councilor Cundiff said he would like more information regarding the water quality before considering granting the variance.

Councilor Lashua moved that the application be heard/scheduled again once staff has had an opportunity to follow up with the applicant for more information and also to make sure applicant is able to attend the Council meeting. Councilor Cundiff seconded the motion. Passed unanimously.

6. Utility Variance - Smokey Point Church of Christ.

Councilor Cundiff asked if there was any information from the City of Arlington and Public Works Director Zabell stated that the property is not in their present service area (Arlington's); it fronts the Petunia District which will be Arlington water eventually. The location of the "triangle" was discussed as well as possibilities for the outcome of Arlington's decision.

Councilor Roberts moved that the request be postponed until we hear from Arlington. Councilor Baxter seconded and the motion passed unanimously.

LEGAL MATTERS:

1. Chita's Order on Second Appeal.

Lt. Dyer reported on Chita's for the last two weekends:

4/14/89 - 13 arrests  
4/15/89 - 6 arrests  
4/21/89 - 6 arrests  
4/22/89 - 0 arrests

He said he believed that strong police presence does present deterrence and requested a cut back to four officers because of 0 arrests on 4/22 and in fairness to Mr. Mumford. He noted there have not been any serious problems, just minor parking and litter problems.

Councilor Weiser asked about the attendance at Chita's and Lt. Dyer said that on the first Friday night (4/14) they had a big crowd because they have been advertising on a Seattle radio station.

City Attorney Allendoerfer noted that under the Order on Second Appeal, Lt. Dyer is to report every two weeks and Councilor Roberts said he felt that quite a burden on City Council to re-evaluate every two weeks.

Lt. Dyer (Acting Police Chief) said that he would like to have the latitude where he can make the decision for more or less security officers and Councilor Roberts said he would agree with that.

Councilor Schank noted that if the situation gets out of hand, Lt. Dyer can always come back to Council and the license can be suspended or revoked at that time.

Councilor Cundiff said he was under the impression that there were to be 6 security officers hired for six months and Councilor Roberts said he remembered only that it was to be evaluated after the first two weeks with further decision-making to be done at that time as to number of security officers.

City Attorney Allendoerfer suggested that on the bottom of page 5 of the Order on Second Appeal, "the police chief shall advise City Council after each two week cycle" could be changed.

There was discussion regarding arrest pattern and Councilor Baxter suggested that the police chief could advise by memo in the packet. Councilor Schank said he thought there should be a time limit, to be left up to the police chief.

Lt. Dyer said he could give City Administrator Garner a memo on the Monday morning of the Council meeting, to be distributed to Council and the concensus was that would be a satisfactory arrangement.

City Attorney Allendoerfer suggested reducing the number to four security officers in the Order on Second Appeal but Councilor Schank said he would like it left up to the discretion of the police chief, with a maximum of six.

City Attorney Allendoerfer suggested changing "City Council" to "police chief" then on page 6 of the Order on Second Appeal.

Lt. Dyer added that he will be meeting with Mr. Mumford this week and will be letting him know that the number of security officers is going to be somewhat reactionary to the number of arrests. Lt. Dyer said that Mr. Mumford would be billed once a month and if there are any problems with payment they would have the ability to hold back manpower.

City Attorney Allendoerfer noted that payment would be an administrative problem but Lt. Dyer pointed out that the officers will be paid by the City and then the City needs to be reimbursed by Chita's. Councilor Lashua mentioned liening rights.

Councilor Baxter moved to authorize the mayor to sign the Order on Second Appeal with the change on page 6 authorizing the "police chief" instead of "City Council" to determine the number of officers. Councilor Schank seconded and the motion passed unanimously.

ORDINANCES & RESOLUTIONS:

1. A Resolution of the City of Marysville Denying the Hebert Rezone.

City Attorney Allendoerfer stated that Harvey Jubie has offered to buy the Hebert property and apply for a low density rezone and if the denial is changed to "without prejudice" there would be no additional fee.

There was general discussion regarding the Planning Commission recommendation for denial, growth in the community and City Planner Corcoran noted that it would cost about \$60-\$70 to re-advertise a rezone hearing.

Mayor Matheny noted that is a good subject for the Planning Commission to discuss and bring back a suggestion with regard to fee structure. Discussion followed regarding Planning Commission workshops, policies, decisions and the Hebert rezone. It was noted that with policies and goals better defined, it will be easier for the Planning Commission to make decisions rather than the possibility of an applicant's representative (often only representing an earnest money agreement) coming in and trying to change policy at the Planning Commission public hearing.

Mayor Matheny reiterated that a review of the fee schedule is in order and Councilor Roberts pointed out that the filing fee for a rezone is only \$150 in Marysville, as opposed to a much higher fee in the county.

Councilor Weiser moved that Resolution #1356 be adopted, denying the Hebert Rezone (with prejudice). Councilor Cundiff seconded and the motion passed with Councilor Roberts not voting.

2. An Ordinance of the City of Marysville Rezoning the Eaton/Jubie Property and Amending the Official Zoning Map Previously Adopted in Ordinance No. 772.

Councilor Baxter moved that Ordinance #1686 be adopted. Councilor Schank seconded and the motion passed with Councilor Roberts not voting.

3. An Ordinance of the City of Marysville Amending Chapter 3.51 of the Marysville Municipal Code Relating to the Petty Cash Fund.

Councilor Schank moved that Ordinance #1687 be adopted relating to the Petty Cash Fund and Councilor Weiser seconded the motion. The motion passed unanimously.

City Attorney Allendoerfer asked for clarification with regard to the John Henken RUSA Variance for preparation of the resolution

- that it be limited to water service only
- that it be effective concurrently with county approval of land use as an auto dealership
- maximum water usage of 30,000 gallons per month.

Councilor Cundiff moved that the mayor be authorized to sign the document as agreed when it is prepared. Councilor Schank seconded the motion and it passed unanimously.

4. Wallock & Associates - Contract for Police Exams.

City Attorney Allendoerfer noted that a contract has been recommended with this firm to administer civil service exams at a cost of \$10.00 per exam booklet plus a \$250 initiation fee with the firm as a testing service. It was noted that the current firm conducting the civil service exams is not doing a satisfactory job in changing the test booklets enough in order to screen out professional test takers. City Administrator Garner concurred that a change is necessary in testing firms at this point.

Councilor Baxter moved and Councilor Weiser seconded that the contract be executed. Passed unanimously.

City Attorney Allendoerfer clarified the need to change the ordinance with regard to use of a city vehicle by the Fire Marshal.

City Attorney Allendoerfer asked for clarification on the \$10/ft. sidewalk improvement program -- if it applies to commercial property.

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Councilor Lashua said he remembered that commercial property was to be covered if it is replacement sidewalk and City Administrator Garner noted that it has been a 50/50 split in the past for both commercial and residential.

Public Works Director Zabell pointed out that his question was specifically related to Bundy Carpets--if it would be 50/50 for an existing business along 7th.

Councilor Cundiff said he felt "replacement" is the key word and if there is no existing curbs, gutters and sidewalks along 7th, then it would have to be paid for 100% by Bundy.

After more discussion, it was the concensus that existing businesses and existing curbs, gutters and sidewalks must be in place before being eligible for the 50/50 program and so it was agreed that Bundy would have to pay for 100% of his frontage on 7th and 50% of his frontage on State.

City Attorney Allendoerfer gave an update on the Chita's lawsuit, stating they have filed an arbitrary and capricious law suit regarding the six officers being required but with tonight's decision, it would appear that they will not be following up on that. Also, he stated that Mumford is looking for \$13,000 in attorney fees to be paid by the City.

There was a brief discussion regarding the probation period for Chita's business license, the basis for requiring six officers, testimony regarding the need for more security, the memo reports to come from the police chief and observation of future arrest pattern and frequency.

CALL ON COUNCILMEMBERS:

Councilor Cundiff asked about the new sidewalks and curbs to be installed at 1st & Alder and Public Works Director Zabell stated that was part of the "SE Downtown Marysville Drainage Improvements" discussed earlier under New Business and they want to put the drainage improvements in before proceeding with curbs, gutters and sidewalks and paving the street. He said he expects the project to be completed in about 8 weeks.

Councilor Lashua asked for an update on the SW corner of 51st & Grove and City Administrator Garner said there are no vehicles parked on the City right of way at this time; that the owner has basically taken care of the problem it seems.

There followed discussion regarding whether or not the owner (apparently a mechanic) has a business license, whether he was in violation of an ordinance prohibiting inoperable vehicles on private property, and the fact that when vehicles are parked too close to the corner, it creates sight obstruction. City Attorney Allendoerfer noted that the ordinance applies only to junk cars and in which case the police department would be the enforcing agency.

Councilor Roberts gave a Traffic Advisory Committee update, stating that a major point of discussion has been curbs, gutters and sidewalks along 528 and whether they shouldn't be installed back off the road somewhat for pedestrian safety. Public Works Director Zabell said there's approximately an 11-1/2' width to work with and there was further discussion regarding bus turn out provisions, mitigation fees and the possibility of using private easements for sidewalks.

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Councilor Roberts noted that Hewlett-Packard is a good example of setting sidewalks well back from a major arterial, including plantings and somewhat of a buffer for pedestrian traffic. He added that people in Glenwood Mobile Home Estates have indicated a high interest in pedestrian traffic and 528 is also an entrance to the City so he would like to see something done similar to what H-P has done.

Councilor Cundiff pointed out that 67th & 528 is a very dangerous intersection and Councilor Roberts noted that the LID has been approved and that will be a fully improved intersection.

Public Works Director Zabell asked about maintenance of a burm if they meander the sidewalk in front of Suncrest Terrace and Councilor Roberts stated that the majority of a burm would be maintained by the multiple family projects. Councilor Lashua agreed that the majority of the burm would be handled by PRDs and multi family developments.

Councilor Baxter and Mayor Matheny congratulated Chief Ronning on an excellent annual Fire Dept. Report.

Councilor Baxter asked about permission being given for motor home sales in the mall; that he could not find out whether the company has a business license yet. City Administrator Garner explained that the City Business License Coordinator has been off sick and that he would follow up on it for Councilor Baxter.

There followed discussion regarding "shows" versus legitimate businesses, selling out of a mall, whether they would be covered under the mall's business license, the Green River Ordinance.

Councilor Baxter said he would also like to have someone check into Marysville RV dumping in the Marysville Mall's and others' garbage dumpsters.

City Administrator Garner reminded Council there is a meeting scheduled with Tom Hughes and Jim Allendoerfer 5/2/89 with regard to the PUD water issue.

Councilor Baxter gave a brief update on the Montgomery water line study, stating that preliminary studies are done with recommendations having been made with regard to route selection, geotechnical reports, etc.; there are four documents completed. He noted that they are recommending a 30" pipeline however that would be an additional \$700,000. He said their route selection recommendation will be presented at next Council meeting.

CORRECTED: SEE 5-1-89  
MINUTES STET

There was a brief discussion regarding PUD's interest in the Montgomery study and that they have budgeted for consulting services also; more discussion regarding PUD policies.

Councilor Weiser asked about the mall boundary because there is no sidewalk on the north side of 3rd. Councilor Lashua said he understood that was the Mall's intent and is in accordance with the overall plan that was accepted by City Council originally.

Councilor Weiser also noted that the Royal Fork's garbage is attracting a lot of seagulls and maybe the garbage needs to be covered, more containers or to be dumped more often. City Administrator Garner stated he would check into the matter.

Councilor Schank said he had seen no truck route signs on State yet in accordance with the ordinance and no "No Turn" signs. Public Works Director Zabell stated that none of the truck route has been posted as yet; that they will be resigning it next week.

Councilor Schank asked about whether the personnel review has been started and City Administrator Garner said it has.

City Administrator Garner reminded Council that there will be a Mayor's Advisory Committee meeting Wednesday morning at 7:30 a.m. at Cedarcrest and the Arlington meeting would be 5/1/89 at Cedarcrest.

RECOVERY CONTRACTS:

City Attorney Allendoerfer stated J. W. Misich Construction has applied for a recovery contract for an 8" sewer line and a 6" water line. Also Arne Nyman has installed an 8" and 12" sewer line between 71st & 55th and wishes a recovery contract.

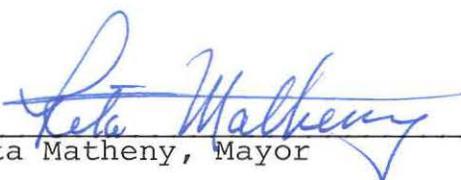
Councilor Lashua moved that Recovery Contract #138 (Misich's sewer line), #139 (water line) and #140 (Nyman) be signed by the mayor. Councilor Schank seconded and the motion passed unanimously.

Councilor Baxter reminded Council that the architectural proposals are due by 5/1/89.

ADJOURNMENT:

There being no further business to come before City Council at this time, the meeting adjourned at 10:36 p.m.

Accepted this 1 day of MAY, 1989.

  
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Rita Matheny, Mayor

  
\_\_\_\_\_  
Phillip Dexter, Finance Director