

MARYSVILLE CITY COUNCIL MINUTES

AUGUST 26, 1991

7:00 p.m.

Council Chambers

Present: Rita Matheny, Mayor (excused)

Ken Baxter, Mayor Pro Tem

Councilmembers:

Dave McGee

Dave Weiser

Donna Pedersen

Donna Wright

Lee Cundiff

Bob Lashua (7:10 p.m.)

Administrative Staff:

Carolyn Sanden, City Administrator

Gloria Hirashima, Associate Planner

Grant Weed, City Attorney

Steve Wilson, Assistant Finance Director

Roger Kelley, Community Information Officer

Dave Zabell, Public Works Director

Doug Ronning, City Fire Chief

Maude Barret & Pat Olsen, Centennial Coordinators

Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Pro Tem Baxter called the meeting to order at 7:00 p.m. and led the flag salute.

ROLL CALL:

Asst. Finance Director/City Clerk Wilson called the roll with all members present/absent as indicated above. It was explained that Mayor Matheny had to attend a meeting out of town this evening.

MINUTES OF PREVIOUS MEETINGS:

Councilor Cundiff moved and Councilor McGee seconded to approve the minutes of the 8/12/91 meeting as written. Passed unanimously.

With regard to the 8/19/91 Workshop minutes, City Administrator Sanden pointed out that there was a map attached to depict Urban Area Boundary and east of SR 9 was added because of Councilor Baxter's concern for that area to be serviced. She noted that this area is not presently included in the current UGB and she was not certain whether it was the Council's intention to include that area or not (Area 4).

After discussion, it was concluded that it was consensus of Council to keep Area 4 in.

Councilor Wright asked about keeping the Lakewood area within the UGB and City Administrator Sanden stated it was the intention to keep that area in.

Councilor Weiser moved and Councilor Pedersen seconded to approve the minutes of the 8/19/91 Workshop. Passed unanimously.

STAFF'S BUSINESS:

City Administrator Sanden explained the City had until 9/1/91 to come up with their Sensitive Area Ordinance. The Planning Dept. and Planning Commission has reviewed and the City has asked for an extension on the deadline, she said.

She also referred to a memo regarding a workshop regarding gang activity in Marysville and noted that the new date is now 9/18/91, 7 p.m. in the MPHS auditorium.

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City Administrator Sanden reported there is a group going around painting house numbers on curbs (for a price) but this group is not affiliated with the City; they are a business without a business license.

With regard to garbage collection, people will be served the day after Labor Day if their normal day is Monday.

With regard to the City Hall Roof, City Administrator Sanden said the heating and airconditioning is not included in the price submitted by the architects; it would cost approx. \$33,000 for it to be included.

Public Works Director Zabell reported that the 1991 Water Improvement project in Sunnyside will probably begin next month, that construction on the Sleasman ULID will begin 8/30/91 and that 6 additional aerators have been purchased in readiness for the WWTF upgrade.

MAYOR'S BUSINESS:

Mayor Pro Tem Baxter said Council needs to make a decision regarding the heating and airconditioning system for City Hall.

Councilor Weiser pointed out there would need to be an addition to the architectural contract and City Administrator Sanden confirmed this, adding that the "Scope of Work" section of their contract would have to be amended.

Councilor Pedersen said she felt it a good idea to install the system but asked how it would be paid for, with the recent changes in the budget and tightening of same.

Mayor Pro Tem Baxter pointed out that the City does have enough money set aside to pay for the roof structure itself.

City Administrator Sanden said yes, with contingencies, it will come to about \$56,000 with 50% to be paid out of the Utilities fund and the balance to be paid for by way of transfers out of the 1990 budget, eg. carpeting, etc.

Councilor McGee asked if sales tax revenues are still down and City Administrator Sanden said yes, they are down close to 2% lower than prior years at this time.

Councilor Cundiff asked if the airconditioning could be added at a later time, in the event the building is used for something else. Mayor Pro Tem Baxter stated that that flexibility was built into the plan at the workshop.

Councilor Weiser explained the plan was to put in four modular units, so there could be additions later.

Discussion followed regarding the chimney, roof installation, amending the contract/bid to include the heating and airconditioning system.

Councilor Weiser noted it was about \$12,000 per unit plus duct and electrical work and City Administrator Sanden pointed out the architectural fee would run about \$3,000 with a "not to exceed" clause. She added she believes they are negotiable on the fee.

Councilor McGee moved to amend the architectural contract for the City Hall Roof to include a bid for the heating and airconditioning system. Councilor Weiser seconded and the motion passed, with Councilor Cundiff opposed.

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CALL ON COUNCILMEMBERS:

Councilor Cundiff said he received two calls regarding the Green River Ordinance no longer being in effect in Marysville with regard to some people that were door-to-door soliciting. He said the police were going to follow up and City Administrator Sanden said she would check further on this.

Councilor Pedersen followed up on a traffic signal at 100th & Shoultes Rd. and Public Works Director Zabell said there were no signal warrants at this time.

Councilor Pedersen noted that Dick "Corky" Mathews, 10030 Shoultes is still having problems with the bus stop in front of his house and CT is not anticipating moving it. She asked that Mr. Mathews be advised of his options.

Councilor Weiser asked about the \$1.00 water surcharge being phased out and Asst. Finance Director Wilson said the last month they were charged should have been June.

Councilor Weiser asked about the disputed area in Sunnyside and future meetings/negotiations with PUD and City Administrator Sanden said nothing has been set up yet, that she was waiting to clarify the Urban Growth Boundary map first.

Councilor Weiser asked if there was ever any agreement on what course the City is going to take and he said he would like to see another RUSA Committee meeting and/or some kind of action on this issue.

City Administrator Sanden suggested a pre-meeting at next City Council meeting and that seemed to be the consensus. She said she would keep Council posted.

Councilor McGee reported he and his father took down 62 garage sale signs, illegally posted on utility poles, this past weekend. He asked about the aerators and curtains for the northwest area of the WWTF.

Public Works Director Zabell reported this phase of the upgrade will go to bid in October.

Councilor Pedersen asked about a left turn signal arrow at 4th & State and Public Works Director Zabell said he would follow this up with the State.

Mayor Pro Tem Baxter asked about cleaning up the Tudor property--whether the City has an ordinance on the books that would somehow force the mess to be cleaned up. There was some discussion and City Attorney explained there is a "general nuisance" ordinance and that Roger Kelley is checking on this to have it updated. He said another option might be in the subdivision code. He was directed to report back to Council on this at next meeting.

Councilor Cundiff asked about the schedule for the 47th/51st/Grove St. project and Public Works Director Zabell reported that the right of way was certified last week and is being reviewed right now, with construction probably to begin next week. He noted that some property had to be condemned to acquire the right of way.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Leroy Berry, 94th Place, addressed Council, stating he came before

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Council 2 years with a request for a crosswalk on State, which was put in. The problem now is that people can't seem to use it, he said, because the vehicular traffic does not seem to notice the crosswalk and he wondered if the City could install a banner similar to the ones they have in Arlington and Everett, which seem to be very effective at bringing the crosswalk to drivers' attention.

Public Works Director Zabell said he could look into the cost of a banner and report back at next Council meeting.

Margaret Natterstad, 10532 38th Av. NE, addressed Council, regarding the Quil Ceda Auto Annexation. She stated she had received correspondence from Trans America Title Co. who have found the annexation covenant, however report the title was held in the name of Westmark Corp. and the document was not signed or notarized properly. She explained that Swanson Dean is the parent company of Westmark and had no authority to sign the covenant on behalf of Westmark Corp. Mrs. Natterstad added that this can affect 17 lots in Indian Creek Estates with a total assessed valuation of \$1,432,400, which means there is now not a 60% sufficiency of petition if the covenants are in fact not legal. Mrs. Natterstad said she would like the annexation petition withdrawn, based on this new information.

City Attorney Weed said he would look into the matter.

PRESENTATIONS:

1. Awarding of Prizes for Best Quilt Squares for the Centennial Quilt.

Centennial Coordinator Pat Olsen remarked that usually, the City is receiving something from past generations but tonight the Centennial Quilt is being presented for generations to come. She credited Foy Cordner who headed the committee and she talked about the committee coming together to celebrate the centennial in such a unique way. She noted that the Centennial Committee voted that the quilt should be kept in one piece, rather than pieces being distributed in different places.

Centennial Coordinator Maude Barrett noted that this has been one of the most enjoyable Centennial projects they have worked on and she reported they had 700 votes for deciding on the best squares. She explained there were two categories - Adults & Children and she handed out awards for best squares in the Children's category first, to Girl Scout Troop 717, the Tulalip Girl Scouts, Troop 45 Girl Scouts and Troop 598 Girl Scouts. The "Spirit of Marysville" (best square) went to 12 year old Lea Daniels. In the adult category, awards were presented to Beth Barnes, Donna Ray, Lucy Sweet and Goldie Stoltz with the "Spirit of Marysville" award going to Kathryn Henry. There were also three special awards given: one to Elaine Katchell for making the most squares (4), one to the Visitors Information Center (Alda Paulsen) for their support, and one to Foy Cordner for doing a great job as the Centennial Quilt Committee Chairperson.

Maude suggested that the 10' x 15' quilt have a place in the next new City building so that it may be preserved for at least 100 years!

REVIEW BIDS:

None.

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CONSENT AGENDA:

1. 8/26/91 Claims in the amount of \$353,630.32.

Councilor Lashua asked about jail medical bills and noted that the bill for this month is \$1300, in addition to 2 physicians doing screening and evaluation, charging another \$1250. He also questioned Voucher #3098, vet services for \$99 and other travel expenses.

Councilor McGee also asked about jail medical expenses and City Administrator Sanden explained she did not have that information with her.

Councilor Lashua asked about Voucher 2850 appearing in the last set of vouchers already approved, as well as in this set. It was explained that the first page of vouchers listed are coding corrections and not vouchers to be paid again.

Councilor Weiser questioned Voucher #3193 payable to the Tulalip Inn, charged to the Parks Dept. and it was assumed this was regarding Sawmill Days.

Councilor Lashua moved to approved and Councilor Cundiff seconded the motion to approve Consent Agenda Item #1. Passed unanimously.

Mayor Pro Tem Baxter said he would like to see the Budget Committee take a hard look at travel expenses for educational programs, etc. to see if they are all necessary.

CURRENT BUSINESS:

1. Marysville Golf Center Conditional Use Permit; Compliance with Council Resolution.

Associate Planner Hirashima reviewed the matter, stating Council was to review again tonight to see if the Marysville Golf Center has complied with Resolution #1491. She also read into the record a letter from Kevin Hanchett, attorney for Marysville Golf Center, reviewing the agreements regarding insurance, dividing screens, extension poles, height of nets. Ms. Hirashima stated that the golf center has put up new dividing screen netting and has put a register in place at the front desk for golfers to sign in. She noted that Mr. Hanchett wished to address Council in person.

Kevin Hanchett, Attorney, addressed Council and reviewed the insurance requirements (which they have complied with), the side nets (which contained 100 balls as of last Saturday) and the fact that the pole extensions and I-beams have been ordered and will be installed about October 15th. He explained that more netting has been installed which will act as a "back up" system for the other nets/extensions and as far as the side nets, they seem to be very effective with 100 balls captured last Saturday. He said they would like to come back to City Council in a month for reassessment of the situation and in the meantime, the process of fabrication is under way, with the pole and net extensions to be installed as per the engineer's recommendations.

Councilor Pedersen asked if the lighting was in compliance and Mr. Hanchett stated they are still working on that.

Councilor Pedersen asked about the register/log and Mr. Hanchett stated the golfer is required to give their name, address, tee number, time in and out, with the person operating and/or owner's agent writing down this information.

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Councilor Pedersen noted that the register is not being completed as far as time out and Mr. Hanchett assured her he would follow up on this.

Delores Boone, 7404 66th Av. NE, addressed Council and handed out copies of letters and materials she would be referring to. She noted that Mr. Ramcke is asking for a further extension in order to comply with the City Resolution and pointed out that Mr. Ramcke has already had two years of complaints with no sincere efforts to rectify. She noted that all conditions except for the raising of the nets were to be completed by 8/21 but on 8/23 a ball came over the net into her yard, 2 balls came into the neighbor's yard, after the cages were completed. She noted that 2 balls hit her house at 3:30 on Saturday, 8/24 and she immediately phoned the Mayor as well as the driving range. She said the person at the driving range told her he did not know who the golfer would be, that the golfers move around. Ms. Boone said she sees no one observing the golfers and she quoted from the 8/5 Council minutes regarding Mr. Ramcke's excuses for not having ordered the extensions. She accused him of lying to City Council with regard to not logging in the golfers' time out and being in non-compliance on the woods issue. She also pointed out that the neighbors were not given proper notice of the public hearing that was held 7/1/91.

Ms. Boone referenced the Marysville Municipal Code several times, noting that no new testimony was to be given at one of the City Council meetings and yet Marysville Golf Center's attorney was allowed to. Also at the 8/5 meeting, none of the neighbors were notified as to the decision, she said. She concluded that the neighbors are tired of the delays, the feasibility studies for higher nets, the owner not taking responsibility for errant balls and she said they would like him out of business until he is in compliance with the Marysville Municipal Code and Resolution passed by City Council.

Bob O'Callahan, 7801 56th Dr. NE, addressed Council, stating he has played golf for 30 years in Marysville and it's his observation that they use the north side for most of the driving and he feels they are paying a good deal of attention to compliance, he said. He said he represents hundreds of golfers in favor of retaining the driving range.

Bob Denby, 17824 Marine Dr., employee of Marysville Golf Center, addressed Council, stating he feels it's appropriate to reflect on this situation with a different point of view. I stated he does not speak on behalf of the Ramckes, that is, they did not ask him to speak, but they have made steady progress to put the driving range in compliance with the City Council requests and he said he thinks they have made a big step in preventing balls from going over the nets. There is one person who is reporting a number of balls in a yard, he said, where it is pretty hard, to impossible, for a golfer to strike them there. Also, he said, there are a lot of kids picking up balls and hitting them. He said he feels the Ramckes are anxious to do the best job possible and that he thinks it's possible for the driving range to be a good neighbor. He stated he is an instructor at the driving range and has on more than one occasion asked people not to use woods/drivers but it often turns out that they are only using irons--it's very easy to misidentify in silhouette, he noted, and tell the difference between a driver and an iron. He also stated that he has seen on several occasions a representation of the number of golf balls in neighbors' yards--a number as high as 2000. He pointed out that those balls are the property of the Marysville Golf Center and as such, should be returned to the golf center as they are probably

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worth anywhere from 45 to 50 cents a ball, which represents a big investment on the part of the driving range.

Ted Schmelzer, 6027 67th NE, addressed Council, explaining that 15-20 yrs. we had a driving range in Marysville but it closed up and the Cedarcrest Golf Course has had to operate without a driving range for the last 15 yrs. With the Marysville Golf Center, this is a distinct asset to the golf course, he said, and added that he would like to see Council look at it as an asset and see if there isn't a way we can help them out to get into compliance. He said he sees at least 15 kids down there every Saturday, taking free lessons which is a good program for the kids and this should be treated as an asset to the community.

Mayor Pro Tem Baxter noted that letters received from Lynn Jefferson and Residents, Delores Boone and Terry Ostergard would be made part of the record.

Councilor Weiser asked if the cages were new and Kurt Ramcke said yes, he has spent a considerable amount of money on them (\$3155). He said they looked at several golf courses to come up with the present configuration and recovered 97 golf balls Saturday as a result. He said that shows him the cages are working and as far as the number of employees on site--it's usually 2 people--one teaching and one on the cash register/in the pro shop.

Mayor Pro Tem Baxter said he stopped out there today and noticed considerable improvement in the catching of errant balls.

Councilor Cundiff moved to follow staff recommendations and grant a 30 day extension for the pole/net extensions to be raised another 25' to 100', with "time in" and "time out" requirements, insurance requirements and lighting requirements to be implemented immediately; the golf center to report back in 30 days to Council. Councilor Wright seconded and after brief discussion, the motion passed unanimously.

2. YMCA Funding Request.

City Administrator Sanden explained their request for \$7500 was for the 1990-91 school year, for the After School Program at the Y, the money has now run out and they are requesting another \$7500. She said amending their time frame has been discussed with the Y and they will be doing that but in the meantime, are requesting \$3750 to get them to the end of 1991. She stated staff is reluctantly recommending denial with a recommendation that the Y be encouraged to submit a request for \$7500 for the 1992 City budget year.

Councilor McGee said he hated to see them denied but did not see an alternative with the City's tight budget at this time.

Mayor Pro Tem Baxter agreed but pointed out the City is in a budget crunch and can't make everyone happy.

Councilor McGee moved to "reluctantly" deny the request, to be looked at during the 1992 budget process. Councilor Lashua seconded and the motion passed unanimously.

NEW BUSINESS:

1. Johnson Annexation - 60% Petition.

Associate Planner Hirashima reviewed the request, noting the applicant submitted a 10% petition 7/1/91 which was approved by

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Council and the area is entirely within RUSA. She stated the total assessed valuation is \$232,000 and the petitions received amount to 65.6% of the valuation. Staff recommends acceptance/approval of the annexation with public hearing to be scheduled 10/7/91, she said.

Councilor Weiser asked about existing roads and Associate Planner Hirashima stated there are no existing roads within the non-developed subdivision.

Councilor Lashua moved to accept the petition for annexation and set a public hearing for 10/7/91, with the annexation being subject to bonded indebtedness of the City and current Comp Plan designation. Councilor Pedersen seconded and the motion passed unanimously.

2. Northwest Annexation 60% Petition.

Associate Planner Hirashima reviewed the request, noting that on 4/22/91, the 10% petition showed boundaries north to 136th, south to 88th however the applicant was unable to obtain 60% sufficiency of petition for this larger area. The request is now for boundaries south to 98th, north to 136th and for this area, they have signed petitions for 61.28% and staff recommends the reduced boundaries, she said, with a public hearing to be set 10/14/91 and with the annexation to be subject to the City's bonded indebtedness and present Comp Plan designation.

Councilors Pedersen and Weiser both commented on not seeing signatures on the petition from people that were known to be in favor of this annexation.

Wayne Leifer, 13001 Old Hwy. 99, addressed Council and thanked everyone for their support of the annexation. He said he sincerely hopes Council will approve because they have gone to a lot of effort to bring it this far and it was not an easy decision. He talked about a pocket of resistance in the area and they tried to stay away from that area as well as trying to keep straight boundaries. He said the most resistance was met south of 98th and north of 88th and they tried to stick to those in favor of the annexation.

Councilor Pedersen asked about pending annexation applications and Associate Planner Hirashima pointed these out on the map--the Nobach and Quil Ceda Auto annexations which she said are contiguous to the Northwest Annexation area. She pointed out that the reduced boundaries would be contiguous to City limits at only one point.

Councilor Weiser noted that Council had discussed a "phased manner" of annexation but he wasn't sure what that meant and Councilor Wright asked at what stage the Nobach annexation is.

Associate Planner Hirashima stated the Nobach annexation is at the 10% petition stage although they have asked for 60% petition applications from the Planning Dept.

There was discussion about Boundary Review Board considerations, the pending annexations, the surrounding area, the fact there is 61.28% in favor but only to the 98th St. boundary, annexation notifications, others in that area that want to be annexed, the BRB maybe wanting to square off boundaries, there being a separate process whereby the City can initiate an annexation, by the ballot method.

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City Administrator Sanden said the City could respond if there are people who want officials to come out and talk to them about questions they may have about annexation.

Councilor Wright clarified that the 10% petition signers have not been included in the 60% petition.

There was more discussion about how far Leifers are expected to go to get signatures, what boundary decisions the BRB might make.

Councilor McGee moved to accept the 60% petition for annexation, with the reduced boundaries from 98th to 136th, with a public hearing to be set 10/14/91, and with the annexation to be subject to the City's bonded indebtedness and current Comp Plan designation. Councilor Cundiff seconded and the motion passed 5-2, with Councilors Pedersen and Weiser against.

Councilor Pedersen said she was not opposed to the annexation, just that she would like to see better boundaries.

3. Utility Variance, 3320-173rd Dr. NE, Arlington - Brian Shular.

Public Works Director Zabell reviewed the request as per the agenda bill and the staff recommendation for denial. He noted the applicant is vested under Ordinance 1846 but the denial recommendation is because the applicant is not on Marysville water and present City ordinances preclude someone not on City water from having City sewer.

Brian Shular, 11804 N. Lk. Shore Dr., Lake Stevens, addressed Council and explained the County has written a letter saying the soils are poorly drained, the water table is extremely high and failure of an on site sewage disposal system is anticipated. He said there is a rental house on site, that the Marysville sewer line fronts the property on 173rd and that none of the properties along 173rd have City water, all of which are good reasons for him to be able to hook up to Marysville sewer. He further explained that it would cost him \$20,000 to bring in City water when everyone else on the street is on wells. He stated it is all zoned commercial but the houses are all being used as residential, with fairly elderly folks residing here. He said he can't see paying out \$3-4,000 for a sewer system that's not going to last.

Mayor Pro Tem Baxter explained that if the neighbors all wanted water (perhaps he may want to have the well water tested, he suggested), then getting on the sewer would not be a problem. He explained the applicant could have recovery rights on the water line and could form a ULID to finance the cost of construction.

Councilor Cundiff moved to deny the request without prejudice to allow the applicant to check with neighbors regarding the water. Councilor Weiser seconded and the motion passed unanimously.

4. Utility Variance, 161xx - 45 Rd., Arlington - Thomas Andrews.

Public Works Director Zabell reviewed the request, noting the property is outside of RUSA and that staff recommends denial based on the fact that the applicant has not demonstrated practical difficulties or unnecessary hardship. He noted that a similar request was presented to Council on 7/22/91 for the Besancons, 2 lots north of the subject property, which request was denied without prejudice because of a lack of demonstration of health hazard for a well system and verifying the necessity for water connection. He stated staff is recommending applicant be given time to get their well tested and possibly prove a health hazard.

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Thomas Andrews addressed the Council, stating all they have on the property now is an uncased cistern which is on the edge of the where the mound system would go but they have no well. He stated it would cost \$1800 to hook up to the water, which he is willing to do and which was his understanding that he could do, he said. He pointed out that there is only one place the mound system or well can go and it is the same place for both but the well has to go in 150' from the drain field, so it is impractical. He said they just want to build a two bedroom house and are prepared to pay the \$1800 plus fees for the meter, another \$10,000 for the mound system, but then do not have enough room for a well with a mound system, too. He said his neighbors to the northwest just put in a new mobile home and are able to use an existing septic system. His engineer explained he does not have sufficient dry area to put in a well and a mound system both, he said and they have over 6 acres. The drain field engineer (Kathy Stang) has already stated that he can't get good water on the property, he said and noted that he really has no alternatives but to hook up to Marysville water.

There was discussion about the new county regulations and Public Works Director Zabell said he would like to see the drain field engineer's report. It was also noted that Mr. Andrews could get a second opinion on this.

Councilor Weiser moved to continue this matter to 9/9/91, to allow the applicant time to get a second opinion and/or produce a report from the drain field engineer and/or county. Councilor McGee seconded and the motion passed unanimously.

5. U.L.I.D. No. 18 Formation.

Public Works Director Zabell reviewed the agenda bill, noting the plan is for an 8" water main to be put into the Kalma Addition, with staff recommending a public hearing date be set for 9/23/91.

Councilor Pedersen moved that Resolution #1493 be approved, as per staff recommendations and Councilor Wright seconded. Passed unanimously.

BREAK: 9:38 PM
 RETURN: 9:47 PM

ORDINANCES & RESOLUTIONS:

1. Proposed Ordinance for Yard Waste and Commercial Recycling Rates.

Public Works Director Zabell explained the code was not amended at the time of institution of the residential yard waste program but that it is possible to get a lower rate now with only one can. This would be an ordinance for setting recycling rates and changing the word "household" to "customer" because it would apply to commercial customers as well.

Councilor Cundiff asked about the pass-through charge and it was explained that this is \$1.50 per container and the City does not charge anything additional, they merely pass this \$1.50 charge through to the customer, per container.

Asst. Finance Director Wilson explained that the \$1.50 per container would be instead of the old \$2.25 rate (which in some cases, was for more than one container).

Councilor McGee moved to adopt Ordinance #1854, Councilor Wright seconded and the motion passed unanimously.

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2. Resolution Granting Utility Variance for the Gary Graber Property, 2900 Block 193rd St. NE, Arlington.

Councilor Lashua moved and Councilor Weiser seconded to approve Resolution #1494. Passed unanimously.

3. Resolution Stating its intention to annex certain property into the City and transmitting the matter to the Boundary Review Board for approval.

Councilor Weiser moved and Councilor Pedersen seconded to approve Resolution #1495. Passed unanimously.

4. Resolution adopting an Accident Prevention Program.

Fire Chief Ronning explained this program is now required by L&I and it serves the fire department by providing new employee orientation, safety orientation and training, self-inspection program, accident reports, hazardous chemical training, hazardous chemical right-to-know program awareness. He noted that the City has actually already been exercising this program in the past and adoption of the resolution would formalize the program. He stated they have been having safety meetings now for about 10 years and the L&I inspects records every two years and a model accident program was adopted 5 or 6 years ago but then they found out it was only for the fire dept., not the whole City, he said.

Councilor Lashua moved to adopt Resolution #1496 and Councilor Pedersen seconded the motion. Passed unanimously.

Public Works Director Zabell commented on the excellent feedback he has had concerning the various safety programs directed by Chief Ronning.

LEGAL MATTERS:

1. Interlocal Agreement Paramedic Service.

Fire Chief Ronning explained this agreement is between Cascade Valley Hospital, Fire District 12 and the Marysville Fire Dept. He explained how advantageous this agreement has been over the last four years versus the Everett program/contract. The two year contract is up at this time and the proposed contract has a 30 day termination clause, staff is recommending approval, they have no problem or conflicts with it and it has been reviewed by the City Attorney.

City Attorney Weed confirmed that there had been no substantive changes in the contract. He stated it bore a remarkable resemblance to the contract that he original wrote several years ago for Everett and seemed to be very well written!

Councilor Wright moved and Councilor Cundiff seconded to authorize the Mayor to sign the interlocal agreement, to be effective 9/1/91. Passed unanimously.

2. U.L.I.D. Financing Ordinance.

City Administrator Sanden explained that this groups several ULIDs together on the advice of bond counsel. She referred to a change in the law effective 9/7/91 and a memo from Phil Dexter regarding this. She handed out a document detailing the whole proposal, from bond counsel, Foster, Pepper & Shefelman. Councilor Lashua commented on the excellent interest rate the City would be getting.

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Councilor McGee moved and Councilor Wright seconded to adopt Ordinance #1855. Passed unanimously.

ADJOURNED INTO EXECUTIVE SESSION: 10:10 p.m.

RECONVENED: 11:00 p.m.

1. It was moved and seconded to authorize the Right of Way Agreement with Carol Foss, acquisition agent. Passed unanimously.
2. It was moved and seconded to authorize, at the price discussed in Executive Session, the right of way acquisition on the 80th St. project. Passed unanimously.
3. It was moved and seconded to approve the realignment of the right of way for the water pipeline project and to continue unchanged the amount authorized for acquisition.

ADJOURNMENT: 11:03 p.m.

Accepted this 3rd day of September, 1991.

Rita Welton
MAYOR

Phillip E. Dexter
CITY CLERK

Nanda A. Iverson
RECORDING SECRETARY