

MINUTES RECAP

MARYSVILLE CITY COUNCIL MEETING

FEBRUARY 6, 1995

CALL TO ORDER:

7:00 p.m.

ROLL CALL:

Councilmember Wright excsd

MINUTES OF PREVIOUS MEETINGS:

1/23/95 Minutes Approved

AUDIENCE PARTICIPATION:

None

CONSENT AGENDA:

Approved:

1. Approval of Feb. 6, 1995 Claims (1994) in the amount of \$300,617.09.
2. Approval of Final Plat; Northpointe Div. V; PA9001004.
3. Authorize Mayor to Sign Letter of Agreement between City of Marysville & Snohomish County Center for Battered Women.
4. Approval of Turnover of 13 Commercial Accts. & Purchase of 17 Containers from Waste Management Northwest.

STAFF'S BUSINESS:

MAYOR'S BUSINESS:

1. PTA Awareness Month Proclamation February, 1995

CALL ON COUNCILMEMBERS:

PRESENTATIONS:

1. Vision 2020; Metro Transportation Plan; Jerry Dinndorf, PSRC
2. Washington State Dept. of Corrections; Barbara Kerns.

PUBLIC HEARINGS:

None

CURRENT BUSINESS:

1. Fourth Street Bypass. Public Works Dept. to proceed w/feasibility study.

NEW BUSINESS:

1. ULID #19 formation; 45th Dr. NE adjacent to 84th St. NE Res. 1718 Approved
2. Utility Var. K. Kloster; UV95-001 Approved
3. Utility (Water) Connection WSP; UV94-010 Approved
4. Utility Var. C. Roberts; UV94-012 Approved
5. Proposed Change of CWSP Boundary Continued for up to 60 da. 3/4/95 & 3/20/95 tentative workshop dates
6. Proposed Connector Columbia to State To be discussed at retreat
7. Request for 2 Hr. Parking Limit 1500 Block 10th St. Approved

ORDINANCES & RESOLUTIONS:

1. Resolution granting Shoreline CUP & Height Variance for Property owned by PUD No. 1 of Snohomish County, subject to conditions. Res. 1717 Approved

LEGAL MATTERS:

None

ADJOURNMENT INTO EXECUTIVE SESSION:

10:30 p.m.

1. Litigation No Action
2. Personnel No Action
3. Real Estate No Action

RECONVENED & ADJOURNED:

11:40 p.m.

MARYSVILLE CITY COUNCIL MINUTES

FEBRUARY 6, 1995

7:00 p.m.

Council Chambers

Present: Dave Weiser, Mayor
Councilmembers:
Donna Pedersen, Mayor Pro Tem
John Myers
Ken Baxter
Donna Wright (excused)
Mike Leighan
Otto Herman (7:08 p.m.)
Shirley Bartholomew
Administrative Staff:
Steve Wilson, Finance Director
Dave Zabell, City Administrator
Grant Weed, City Attorney
Gloria Hirashima, City Planner
Ken Winckler, Director of Public Works
Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Weiser called the Council meeting to order at 7:00 p.m. and led the flag salute.

ROLL CALL:

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

MINUTES OF THE PREVIOUS MEETING:

On page 2 of the 1/23/95 minutes, under Call on Councilmembers, it was noted that Councilmember Herman had asked that "CT" be deleted prior to the word "business."

There being no further corrections, Councilmember Bartholomew moved and Councilmember Leighan seconded to approve the minutes of the 1/23/95 meeting as corrected. Passed unanimously.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS: None.

CONSENT AGENDA:

1. Approval of Feb. 6, 1995 Claims (1994) in the amount of \$300,617.09.
2. Approval of Final Plat; Northpointe Div. V; PA9001004.
3. Authorize Mayor to Sign Letter of Agreement between City of Marysville & Snohomish County Center for Battered Women.
4. Approval of Turnover of 13 Commercial Accts. & Purchase of 17 Containers from Waste Management Northwest.

There was discussion about Item #4 wherein Public Works Director Winckler stated there will actually be a total of 23 commercial accounts given over to the City, with the purchase of 17 containers. City Administrator Zabell pointed out that the City can now service these accounts efficiently; it represents additional revenue for the City and no additional manpower.

Councilmember Myers moved and Councilmember Leighan seconded to approve Consent Agenda Items 1 through 4. Passed unanimously.

STAFF'S BUSINESS:

City Administrator Zabell stated he will be bringing the proposed addendum to the library feasibility study before Council soon. Also, Initiative 164 information will be put in the weekly briefing within the next week or so.

Public Works Director Winckler announced there will be an earthquake preparedness meeting Wed. 2/8/95 in the PUD Building; there will be a RUSA meeting this Thursday at 7:30 a.m., the PUD draft for location of the Luminaires in Parkview Manor will be put in an upcoming Council weekly briefing. He also noted that a traffic study at 51st & Grove did not warrant a 4 way stop.

MAYOR'S BUSINESS:

Mayor Weiser briefly mentioned two State board vacancies and a communication regarding what other cities are doing with water towers.

PTA Awareness Month Proclamation.

The Mayor read and signed a proclamation proclaiming February PTA Awareness Month.

CALL ON COUNCILMEMBERS:

Councilmember Pedersen asked about a letter that had indicated the pastor's wish to be involved with regard to 51st & Grove traffic and she said she would like to see him informed with regard to the traffic study recently completed. She asked about the Purchasing Policy & Procedure Manuals and Finance Director Wilson stated they are under review and the issue will be brought back before Council in the next week or two.

Councilmember Pedersen asked about progress with regard to a skateboarding park and the back gate at Jennings Park.

Mayor Weiser explained this would probably be better addressed by Jim Ballew, upon his return from out of town.

Councilmember Pedersen noted she had the idea of turning Marysville's water tower into a giant strawberry and also noted shopping centers in Phoenix have specifically designated senior parking, an idea Marysville might want to adopt in order to promote shopping at the mall.

Councilmember Baxter said he was encouraged that people are not wanting to tear down the water towers anymore.

Councilmember Myers asked about the old library feasibility study and City Administrator Zabell stated he will be able to at least get cost estimates and life expectancy of a City Hall in the old library building and what you need to do to upgrade the present City Hall information within the next week or two.

Councilmember Myers stated he would be in favor of having senior parking designated places, in addition to handicapped spaces.

Councilmember Bartholomew reported there is strong House opposition to IAC funding in the current legislature; the Republicans have tried to stop funding so we need to let them know our position and needs. She asked about the ER & R program in Public Works.

Public Works Director Winckler stated he is working on this and the ER & R program will be in place very soon.

Councilmember Herman said he would like to see the skateboard park project proceed and asked if it could be an upcoming agenda item.

Mayor Weiser said this would be followed up in Executive Session.

Councilmember Leighan asked about the new library construction completion and City Administrator Zabell stated it's going well and is planned to be completed in May.

Councilmember Leighan mentioned the stale dated status of AWC bulletins once they arrive in the Council packets and there was discussion about how information could be sent and received in a more timely manner. To this end, Councilmember Herman stated he now has a fax in his home: 653-5407.

Councilmember Leighan asked about the committee that was meeting to discuss prisoner work release siting and City Administrator Zabell stated he would follow up on this. He noted that public input is the very last consideration to the State, it seems.

Councilmember Leighan asked about oil and antifreeze recycling and Public Works Director Winckler stated he will put information in the weekly briefing.

Councilmember Leighan asked about the right of way for luminaires in Parkview Manor and Public Works Director Winckler said PUD and City staff are to meet prior to the lights being put in.

Councilmember Leighan reported the Rotary Club has spent about \$16,000 on various projects in the community in the last 2 years and he said he would like to see some further discussion in Executive Session with regard to site acquisition for a skateboard park, etc. He said he would also like to see more discussion about the golf course, City Hall and other issues at a retreat.

Mayor Weiser agreed it is time that another retreat time and place be discussed.

Councilmember Baxter reported the Fire Board is going to Olympia Thursday, meeting at the Public Safety Building at 6:30 a.m.

Councilmember Pedersen said she will be going to Olympia soon and so will be attending the RUSA meeting Thursday morning instead of going to Olympia this time.

PRESENTATIONS:

1. Vision 2020; Metro Transportation Plan; Jerry Dinndorf; Puget Sound Regional Council.

Mr. Dinndorf presented a 15 minute video giving visual evidence as to why we need to get a transportation plan in place and the ideas for the 4 counties in question: King, Snohomish, Pierce and Thurston. The video explained tying together of growth management mandates, economic development issues, planning and solutions looking toward the next 25 years to the year 2020. It was explained that we must have a Master Transportation Plan in order to get federal funding and last year we lost out on funding because of high air pollution. It was noted that not only are we concerned about transporting people, we must find efficient methods to transport freight and goods. Mr. Dinndorf stated PSRC has been hosting open houses and one hearing and there is a joint meeting coming up March 9 at which various representatives from the 4 counties will be making recommendations with regard to financing, policies and other information about the Master Transportation Plan. He noted also there will be a general assembly meeting 4/27/95 and up until that time, anyone can submit comments to PSRC.

2. Washington State Dept. of Corrections Presentation; Barbara Kerns.

Ms. Kerns explained their pilot project for supervising felons once they have have been released from prison, in the Marysville and Arlington area. She said they were inviting these two communities to participate in the program and help the Dept. of Corrections identify resources, standards, needs, etc. within the community, eg. a residential program that would facilitate supervision of felons. She reviewed her hand out with regard to types of felons involved and talked about their TOTEM (Throw Out The Entire Manual) project, where they will only be sticky about strictly legal areas in an attempt to open up communication in the respective communities.

Ms. Kerns explained amendments to the law which have caused changes in supervision requirements and she stated that the Division of Corrections is actually one of the departments not targeted for budget cuts but rather budget increases with case loads increasing because of population growth. She said they are looking for people to help them develop performance standards, criteria, help define priorities. She also noted that 90% of the offenders being supervised return to the county where they committed the crime. One of the groups they will be contacting is treatment centers, she said, as they are a good resource of knowledge and experience with offenders. She also talked a bit about community service programs where offenders who have completed their confinement time work in the community, especially parks and she talked about this as a resource to the community and how the crew is screened, have appropriate supervision, etc.

CURRENT BUSINESS:

1. Fourth Street By-Pass.

Public Works Director Winckler reviewed the agenda bill and noted that further to Hammond Collier & Wade's original estimate of the project, with the cost of living adjustment added in, it is more like \$210,000. He stressed the need to start making plans on this soon and said the Public Works Staff is seeking Council guidance. He added that WSDOT can't give right of way on the west side but is seeking an agreement for maintenance.

Mayor Weiser asked about shoreline permitting requirements and City Planner Hirashima stated she will be following up on this; Welco just submitted a draft plan, she said.

Councilmember Baxter commented on the parking on First St. and Public Works Director Winckler stated the information in the packets is recommendation only.

Councilmember Leighan asked about the 20' logs Welco hauls over the road and there was discussion about road width, the boat launch location, traffic volume, alternate routes for Welco, shoreline permit, air space, haul road, financing/funding, Tulalip Tribes portion of the project, how will Marysville's portion of the project match up/merge, need for putting up a barricade, traffic/signal study.

Councilmember Bartholomew moved that the Public Works Dept. proceed with a feasibility study for a traffic light in the vicinity of 1st & Cedar, 1st and State, etc. Councilmember Myers seconded and the motion passed unanimously.

It was noted City Planner Hirashima would report back regarding the Welco situation, road width, etc.

NEW BUSINESS:

3. Washington State Patrol Utility - Water Connection; UV 94-010.

Public Works Director Winckler reviewed the agenda bill and there was some discussion about the Washington State Patrol portion of the service with a separate meter being for them.

Joe Sullivan, WSP, 4242 Martin Way, Olympia, addressed Council. He stated they have an agreement with Boeing, a permit from the Tulalip Tribes and at this time they are asking for a variance from the City of Marysville. They currently have a drilled well which is very high in particular matter, he said but they can use the existing well for fire protection and irrigation.

After noting the RUSA committee had discussed this matter, Councilmember Baxter moved to grant the variance, but that a travel cost needs to be agreed on for reading the WSP meter. Councilmember Myers seconded.

There was discussion about separating out Boeing and WSP accounts/meters, manual calculations, findings about this being a public safety facility and whether the variance would run with the property or the user.

City Attorney Weed said it would be up to the Council and also would have to concur with Boeing's agreement; he suggested making the variance use specific.

Councilmember Baxter amended his motion so that the variance was granted specific to the use (Washington State Patrol Office) and to include a \$5 to \$10 service charge, as determined by the City Administrator and Finance Director, for meter reading costs. Councilmember Myers seconded and the motion passed unanimously.

It was also discussed that a letter is to be sent by WSP stating this agreement to Ken Winckler for Boeing. It was also stated that this should be part of the motion.

4. Utility Variance for Charles E. Roberts; UV 94-012.

Dennis Windreth, representative for Charles Roberts, addressed the Council. He stated they have tested the water four times and can't come up with a good water quality; they are just asking for one water connection, he said and explained about the access. He said the property is about 3-1/2 acres.

Councilmember Faxter moved to grant the variance with it being restricted to one residence, with recommendations of City staff and City Attorney. Councilmember Herman seconded the motion.

It was noted there is a non-protest agreement on file and the variance request meets the criteria for approval.

The motion passed unanimously.

2. Utility Variance for Karl A. Kloster; UV 95-001.

Public Works Director Winckler reviewed the agenda bill and stated the issue is low flow; the water is of satisfactory quality.

Karl Kloster, 9025 67th Av. NE, addressed Council. He said they just want the one water connection; there is a well located on his parents' property, 200' from the road, a little east from his house which is on 5.04 acres, his dad has 33+ acres, he said. He stated they have been experiencing continuously declining water flow, though mainly during the summer.

Councilmember Myers moved to grant the variance, with a non-protest agreement to be signed prior to service. Councilmember Herman seconded the motion and it passed unanimously.

7. Request for Two-Hour Parking Limit in the 1500 Block of Tenth St.

Public Works Director Winckler reviewed the agenda bill.

Tom Graham, CPA, representing the Marysville Chamber of Commerce, addressed Council. He showed them some photos depicting the street full of parked cars but an empty post office parking lot all day long.

Mayor Weiser noted there are some business employees/owners who park on 10th St. and he didn't want to see them ticketed, like what happened when 2 hour parking limits were instituted on 3rd.

There was discussion about the postal employees no longer using their personal vehicles for delivering mail and so they park on the street and take the post office delivery vans out for the day, leaving the back post office parking lot completely empty until the end of the day when they have completed their routes.

Tom Graham read a statement on behalf of the businesses and one resident on 10th with regard to abuse of parking on 10th. He said several attempts have been made to resolve this with the post office and their employees, to no avail. Also, many transit riders use the 1500 block of 10th as a park and ride lot. He stated several business owners have threatened to move their business out of Marysville as a result; Frontier Bank & Calkins & Johnson actually need another parking place on 10th and it is suggested the City issue a parking pass/permit for these businesses.

There was discussion about off street parking available, park and ride problems, church parking lot use.

Councilmember Bartholomew moved to sign the 1500 Block of 10th as 2 hour parking, as requested. Councilmember Myers seconded and the motion passed unanimously.

1. Utility Local Improvement Dist. #19; 45th Dr. NE adjacent to 84th St. NE.

Public Works Director Winckler reviewed the agenda bill and there was discussion about neighborhood meetings, annexation, there being support in the neighborhood however they have not seen the figures involved as yet, RUSA boundaries, Brennick annexation, City being willing to pay \$59,000 to replace a 10" sanitary sewer line where elevation needs to be corrected.

Councilmember Baxter moved to adopt ULID 19 with the recommendations of the Public Works Dept. and to set the public hearing for 3/27/95. Councilmember Leighan seconded and the motion passed unanimously.

5. Proposed Change of CWSP Boundary.

Public Works Director Winckler reviewed the agenda bill.

Councilmember Herman asked about RUSA/IUGB policy and providing utilities in an area that may never become part of Marysville.

There was discussion about this having been treated as a service area for many years, consistent policies, CWSP boundary criteria, process for changing boundary, county council and State Dept. of Health involvement, this being within the Arlington planning area but it was decided years ago Arlington can't serve it. More discussion about Arlington annexation areas, six requests denied, elimination of wells, water purveyors that can provide water and septic service, history of variances, current discussions with Arlington about policies still on the table, projected employment and population figures, changing our annexation MMC/policy, time line for negotiating CWSP.

Councilmember Myers moved to have the Public Works Dept. proceed with the CWSP process to amend boundaries. Councilmember Bartholomew seconded the motion but it was a tie vote, with Councilmembers Herman, Leighan and Pedersen against. (3-3)

Councilmember Bartholomew moved and Councilmember Baxter seconded to continue this to next meeting. This motion also tied, with Councilmembers Pedersen, Herman and Leighan against. (3-3)

Councilmember Herman moved to continue this for up to ninety days to allow for a workshop or retreat so that policies may be developed. Councilmember Pedersen seconded and there was discussion about the Smokey Point Annexation time frame being 6-9 months.

Councilmembers Baxter, Myers and Bartholomew voted against and so this motion tied 3-3 also.

Councilmember Myers then moved to continue this for up to sixty days to allow for a workshop or retreat so that policies may be developed. Councilmember Bartholomew seconded.

There was brief discussion about policies being out of date, upcoming 2/15/95 State meeting about mutual service agreements and holding a meeting immediately thereafter.

The motion passed unanimously and 3/4/95 and 3/20/95 were set up as dates for a workshop.

6. Proposed Connector - Columbia to State.

Public Works Director Winckler reviewed the agenda bill and there was discussion that this has been covered with regard to including it in the study of the First St. Bypass, including this in the overall program, alignment, right of way, feasibility, this being a part of the study of the light at the intersection of Columbia & 1st or 1st & State, possible change in design needed, looking at this project in terms of how it will relate/impact the 4th St. bypass, increased property values, doing core drilling to determine whether 2nd is structurally able to handle truck traffic or how much it would cost to bring it up to standard for a truck route, access alternative to State, 4th also being used as a truck route, need to have a bypass.

Consensus was for this to be discussed at Council Retreat with Larry Wade to be present.

ORDINANCES & RESOLUTIONS:

- 1. Resolution Granting a Shoreline Conditional Use Permit and Height Variance for Property Owned by PUD No. 1 of Snohomish County, subject to conditions.**

Councilmember Pedersen moved and Councilmember Herman seconded to approve/adopt Resolution 1717. Passed unanimously.

- 2. Resolution setting up ULID 19. Resolution #1718 Assigned.**

ADJOURNMENT INTO EXECUTIVE SESSION: 10:30 p.m.

- 1. Litigation.** (No Action)
- 2. Personnel.** (No Action)
- 3. Real Estate.** (No Action)

RECONVENED & ADJOURNED: 11:40 p.m.

Accepted this 13th day of February, 1995.

David Weese
MAYOR

Mary P. Swanson
CITY CLERK

Shanda A. Swanson
RECORDING SECRETARY