

MARYSVILLE CITY COUNCIL WORK SESSION

March 19, 2007

7:00 p.m.

City Hall

CORRECTED: SEE 3/26/07 MINUTES

CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Kendall called the March 19, 2007 Work Session of the Marysville City Council to order at 7:00 p.m. There was no invocation. Mayor Kendall led those present in the Pledge of Allegiance.

ROLL CALL

Finance Director Sandy Langdon gave the roll call. The following staff and councilmembers were in attendance.

Council: Mayor Pro Tem Jon Nehring, Lee Phillips, Carmen Rasmussen, Jeff Seibert, John Soriano, Jeff Vaughan, and Donna Wright,

Staff: Grant Weed, City Attorney; Sandy Langdon, Finance Director; Paul Roberts, Public Works Director; Gloria Hirashima, Community Development Director; Rick Smith, Chief of Police; Doug Buell, Community Information Officer; and Laurie Hugdahl, Recording Secretary.

COMMITTEE REPORTS

None.

PRESENTATIONS

None.

Mayor Kendall noted that two Action Items would be added to the agenda for tonight. Also, under Current Business, an item regarding greens fees was added.

ACTION ITEMS

- 1. Professional Services Agreement with Perteet Engineering for Review and Comments on Traffic Mitigation Fee Calculation for Comprehensive Transportation Plan Update.

Public Works Director Paul Roberts explained that Perteet would be studying traffic mitigation fees regarding the update for 2007.

Councilmember Carmen Rasmussen referred to the last sentence in the first paragraph of Exhibit A. She suggested adding revising to say: "However, the City wishes to have an immediate update of the Traffic Impact fee schedule to **potentially** revise the Impact Fee Schedule." Paul Roberts indicated that that was a possibility, but noted that the consultant would only be making a recommendation; it is up to the Council to adopt any new fees. City Attorney Grant Weed concurred.

Motion made by Councilmember Seibert, seconded by Councilmember Wright, to authorize the Mayor to sign the Professional Services Agreement in the amount of \$5,000.00 with Pertect Engineering, Inc. **Motion** passed unanimously (7-0).

An Ordinance of the City of Marysville, Washington, Establishing a Moratorium on the Filing and Receipt of Applications within the Smokey Point Subarea which include the 20% Residential Component as Referenced in Section III of Appendix "A" to Ordinance No. 2487. Providing for Severability, Declaring an Emergency, and Establishing an Effective Date.

Community Development Director Hirashima explained that this area was adopted back in 2003. Only one master plan application has been submitted and it was not what the City was hoping to receive. This Ordinance would prevent new vesting of any new applications from occurring until the Comprehensive Plan docket revision is complete and would go into effect immediately.

Grant Weed commented that there would be a need to hold a public hearing within 60 days. (He later clarified that this would need to be held by Council) The intent is to prohibit only those master plans that want to utilize the 20% residential mix.

Motion made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve Ordinance 2691. **Motion** passed unanimously (7-0).

Amendment to the Resolution Concerning Development of a Polytechnic University.

Mayor Kendall recommended that Council change the wording on the Resolution to indicate that Council remains neutral on whether the university is a free-standing university or affiliated with another university. This would repeal the previously approved Resolution No. 2200.

Councilmember Phillips emphasized his desire to see a college here.

Motion made by Councilmember Phillips, seconded by Councilmember Rasmussen, to approve Resolution No. 2201. **Motion** passed unanimously (7-0).

DISCUSSION ITEMS

None.

APPROVAL OF MINUTES

2. **Approval of March 12, 2007 City Council Meeting Minutes.**
3. **Approval of March 19, 2007 City Council Work Session Minutes.**

CONSENT AGENDA

4. **Approval of February 14, 2007 Claims.**
5. **Approval of March 20, 2007 Payroll.**
6. **Approval of March 21, 2007 Claims.**
7. **Approval of Renewal of Liquor Licenses: Kuhnle's Tavern, 204 State Avenue; Maxi's Restaurant, 9611 Smokey Point Boulevard, Suite C; 4th Street Market & Deli, 1212 4th Street; 7-Eleven Store #2306-32834A, 3609 88th Street NE; 7-Eleven Store #29536, 10031A Shoultes Road; LaHacienda #4, 9922 State Avenue; Smoke Plus, 9206 State Avenue #C; and Shell Foodmart #126, 1209 4th Street.**
8. **Approval of Fireworks 2007 Stand Permits for: Marysville Kiwanis (6 stands); Mountain View Assembly of God (1 stand); and Turning Point Church (1 stand).**
9. **Approval of Final Plat for Serenade Subject to Applicant Meeting All Conditions of Plat Approval Prior to April 5, 2007 Recording Deadline; PA 0006019.**

Gloria Hirashima explained that this is nearing its expiration date and they are anxiously looking forward to completion of all items by April 5. She will have an update at the next meeting.

Councilmember Seibert asked how close they are to being done. Director Hirashima reiterated that they intend to be done by April 5. Everyone is hopeful that they will complete it.

Councilmember Rasmussen commented on the proximity of the detention pond to the existing home. She inquired what the setback is. Councilmember Seibert noted that according to the documents it was 10-feet. Director Hirashima explained that because it was an existing home it was closer than usual.

10. Approval of Final Plat for Kenley PRD; PA 05005.

Gloria Hirashima explained that this is all signed off.

11. Authorize Mayor to Sign Professional Services Agreement with MWH Americas, Inc. in the Amount of \$25,870 for Stillaguamish Water Treatment Plant Improvements Tracer Study.

CORRECTED: SEE 3/26/07
MINUTES 5/18 3.21.07

Paul Roberts explained that the Department of Health has given approval for operations with the condition that they are to conduct a tracer study.

Councilmember Seibert asked why the tracer study was not done initially. Director Roberts explained that he thinks the reason this is being required now is that it is a new kind of facility and the Department of Health just wants extra confirmation. He noted that this had always been presumed to be a source under the influence of groundwater. Councilmember Seibert said this is typically a part of the design process. Director Roberts replied that it was done as part of the design process, but DOH has now added this requirement. He thought that they were just exercising an "abundance of caution" in the way that they approve plans, but said he would confirm that.

Councilmember Seibert asked about the Time of Performance since this was not included in the agreement. Director Roberts said it would be early May unless some aspect of the list needs to be redone.

City Attorney Grant Weed commented that the consultant had initially used their own form of the agreement. This was subsequently replaced with the city's version. Apparently the two versions had gotten intermingled in the packet, but this would be corrected for next week.

REVIEW BIDS

12. Water Meters & Meter Transmitter Units Connection Services.

Public Works Director Roberts stated that Neptune is the only responsive bidder

13. Mill Site Demolition Project at 60 State Avenue.

Staff noted that the first bidder, TW Enterprises did not have a sealed bid. Staff is recommending award of the bid to 3 Kings Environmental.

14. Delta Avenue Sewer Replacement Project.

Public Works Director Roberts was pleased to report that the engineering estimate was higher than the bid amount. Staff recommended that the bid be awarded to Marshbank Construction.

Councilmember Soriano wondered why Marshbank was significantly lower on the dewatering estimate. Mr. Roberts was not sure, but noted that dewatering is standard operating procedure. He stated that they had nailed the estimate for that portion. Mayor Kendall noted that they have a history of work in Marysville and have familiarity with the area. Director Roberts indicated he would check with his staff.

PUBLIC HEARING

None.

CURRENT BUSINESS

Greens Fees.

Mayor Kendall explained that the Park Board is recommending that the Three-Month Seasonal Passes Category be expanded to include a Super Senior Rate (80 and older).

Councilmember Nehring thought this was a good idea. He asked about some of the other rates on the handout. Mayor Kendall explained that those rates represented a range.

NEW BUSINESS

15. PEG/I-NET Fee.

Councilmember Seibert clarified that this is regarding the EG/I-Net fee, not PEG.

Doug Buell delivered a PowerPoint presentation on the EG/I-Net fee. Right now the fee is at \$1. This can be changed by Council decision at any time. He compared this with what neighboring jurisdictions are doing.

He reviewed proposed cable capital improvements:

- The key goal for Channels 21 and 26 are to acquire digital video-audio and studio equipment.
- Channel 26 seeks camcorders, teleprompters, etc. to outfit the existing studio which would be available for City use. (~\$55,464)
- Channel 21 seeks video equipment, media, data storage (~\$6,561)

Other potential improvements:

- "Webstreaming: at a cost of ~\$8,000 for software and Web server upgrade.

- They would need to acquire additional bandwidth at ~\$240/month

Discussion:

Councilmember Vaughan noted that there are other companies that could provide the service for videos.

Councilmember Rasmussen asked if the estimated costs allow for expansion needs. Mr. Buell explained that the I-Net maintenance agreement is \$6,700/ year. The additional \$23,000 would be set aside for replacement needs and future expansion.

Councilmember Rasmussen commented that many senior citizens do not have internet access at the level that would allow webstreaming.

Councilmember Seibert thought that the prior equipment purchases were supposed to allow the City to do webstreaming. Mr. Buell explained that it is compatible and can be used to create the content, but they do not have anything to create the webstreaming portion to get it on the internet. It can be converted, but can't be sent out without the new software and web server upgrade.

Councilmember Seibert referred to the school request for studio equipment. Mr. Buell explained that the City would have access to this equipment; the school is a designated access provider.

Councilmember Seibert asked how much money would be needed annually to have a cable channel. Mr. Buell said it would depend on how much we upgrade and how much technology changes. Councilmember Phillips said he had hoped to have a one-year and a five-year plan, but they were not able to get that together. They plan to come back at budget time with a capital plan.

Councilmember Seibert said he wanted some clear numbers. Mr. Buell indicated that they would try to get that for next week. He commented that it would be difficult because technology changes so quickly.

Councilmember Seibert asked how the high definition technology would affect all the equipment purchased before 2009. Mr. Buell said that some would be usable, but they would not know the specifics until that time. He noted that some people are skeptical that it will really happen.

Councilmember Seibert asked, if we don't provide \$62,000 for upgrades and equipment would they still be able to do it? Mr. Buell said they could, but that it would be a lower quality and more time consuming for him.

Councilmember Seibert stated that he believes the I-Net should be separated from cable. Some portion should come from the General Fund, not just from cable customers.

Councilmember Donna Wright asked which option the committee is recommending. Mayor Kendall said they are not specifying an option, but are recommending retaining the dollar.

LEGAL

16. Recovery Contract for Water; Nathan Kelley; Hidden Quilceda Estates.

17. Recovery Contract for Sewer, Nathan Kelley; Hidden Quilceda Estates.

Gloria Hirashima indicated she would check to see why one of the units was not listed on the Recovery Contract for Water.

ORDINANCES AND RESOLUTIONS

None.

MAYOR'S BUSINESS

Mayor Kendall said he would be out of town on Wednesday. Mary Swenson is also out of town.

STAFF BUSINESS

Gloria Hirashima reported that the Developers Breakfast last Friday went well. There were approximately 55 people in attendance. Staff gave an overview of the codes and regulatory changes.

Doug Buell noted that there would be a Healthy Communities Meeting at the School District Service Center from 5:30 p.m. to 8:30 p.m.

Paul Roberts discussed a scheduling conflict with the April 6 Public Works meeting. There was consensus to move the meeting to Friday, April 13.

He noted that he is attending a legal education seminar on surface water. There have been good discussions and information.

Sandy Langdon noted that Mayor Kendall and Lee Phillips would both be unable to attend the Finance Committee meeting on Wednesday. Since there was a very light agenda, there was consensus to cancel this month's meeting. She stated that the streamlined sales tax bill passed.

Chief Smith referred to Councilmember Vaughan's inquiry about the "sunglasses" for the police department. He explained that these are actually safety goggles for the ¾ helmets; they are also included in the contract.

Grant Weed clarified that Council is required to hold a hearing within 60 days of enacting the moratorium.

CALL ON COUNCILMEMBERS

Lee Phillips thanked Doug Buell for all his work on the EG/I-Net issue. He expressed concern about the change in speed limit on State Avenue at 136th going southbound and the fact that the speed limit sign is not visible.

Carmen Rasmussen commended staff's job on the Developers Breakfast last week. She noted that when it came time for questions and comments there were none. She felt this was a testimony to the excellent communication done by staff. She liked the information about low impact development and would like to get one of the handouts.

She said they are having a second meeting regarding the Cinco de Mayo festival tomorrow.

Jon Nehring commented on an email from Ed Mohs. Mayor Kendall said that had been turned over to Chief Smith who will update Council when he has more information.

Jeff Seibert asked about the cutting of the road at 80th and Cedar. Paul Roberts said that Kevin Nielsen had looked at it and it looks like they are in violation. Gloria Hirashima said she would look into it.

Jeff Seibert said he would be bringing a proposal regarding modification of right-of-way permits.

He complimented Rick Herzog for his efforts to assist him with right-of-way issues. He noted that Aaron Reardon had spoken at Cities and Towns about not supporting Sound Transit's plan due to funding issues.

He asked Grant Weed to confirm what the franchise funds could be used for.

He told Councilmember Rasmussen that AWC had a good presentation last year or the year before on green building. He thought this CD might still be available.

Mayor Kendall noted that Snohomish County PUD is also working on a process for this. Paul Roberts added that there are three other sources for learning more:

1. US Green Build Council (LEED Certification)
2. Seattle/King County Master Builders Build Green Project
3. Cascade Land Conservancy

John Soriano commented that County Executive Aaron Reardon had acknowledged the city's support of the polytechnic university. He noted that Tara Mizell did a great job representing the City and the Parks programs at last week's Lakewood Open House.

Donna Wright complimented staff on the Developers Breakfast. She reported that the National League of Cities was very interesting. She reviewed some of the highlights from workshops she attended.

Mayor Kendall said he was also at the conference and spent considerable time with legislators and their staffs in discussion regarding the City's needs, especially with regard to transportation. He also attended the Public Transit Associations Conference, which had some good issues.

INFORMATION ITEMS

18. **Marysville Library Board Minutes; February 8, 2007.**
19. **Marysville Park Board Minutes; February 14, 2007.**

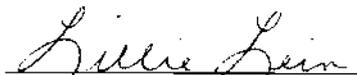
ADJOURNMENT

Seeing no further business, Mayor Kendall adjourned the meeting at 8:45 p.m.

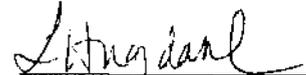
Approved this 26th day of March, 2007.



Mayor
Dennis Kendall



Deputy City Clerk
Lillie Lein



Recording Secretary
Laurie Hugdahl