

COUNCIL

Marysville

MINUTES

Work Session
January 22, 2008

Call to Order / Invocation / Pledge of Allegiance

Mayor Dennis Kendali called the January 22, 2008 work session of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. Mayor Kendal led those present in the Pledge of Allegiance.

Roll Call

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

Mayor: Dennis Kendall

Council: Councilmember Jon Nehring, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

Absent: Councilmember Lee Phillips

Also Present: Chief Administrative Officer Mary Swenson, Public Works Director Paul Roberts, Community Development Director Gloria Hirashima, Finance Director Sandy Langdon, Chief of Police Rick Smith, City Attorney Cheryl Beyer, Parks and Recreation Director Jim Ballew, Assistant City Engineer Jeff Massie, and Recording Secretary Laurie Hugdahl

Councilmember Soriano commented that Councilmember Phillips had informed him that he would be unable to attend the meeting because he was sick.

Motion made by Councilmember Soriano, seconded by Councilmember Nehring, to excuse the absence of Councilmember Phillips due to illness. **Motion** passed unanimously (6-0).

Committee Reports

Councilmember Soriano announced that the LEOFF 1 Board reviewed and approved two claims.

Presentations

1. Transportation Benefit District Presentation.

Assistant City Engineer Jeff Massie gave a PowerPoint presentation on the Transportation Benefit District Presentation (TBD) which covered the following:

- Proposition 1 Review – RTID/ST2 components
- Proposition 1 Failure – Both components needed to pass (RTID 43% Yes; ST2 45% Yes)
- What's Next? – Plan may be resubmitted; Counties could establish a single county RTID; Counties could establish or participate in a TBD
- TBD Background – September 2007 WSAC/AWC TBD handout; Legislature in 1987 created TBDs as an option for local governments to fund transportation improvements; recently amended to state that without a public vote a TBD can be adopted by councils, but limited to \$20/vehicle Vehicle License Fee (VLF); Higher revenues can be imposed through voter approval
- Local TBD Discussion – TBD Subcommittee of Snohomish County Infrastructure Coordination Committee; \$20 VLF could generate about \$12.8 million annually countywide or \$675,000 annually pro-rata in Marysville; looked at property and sales tax and MVET revenue and bonding scenarios
- TBD Establishment Process – 60% of the cities representing 75% of the incorporated population must approve interlocal agreement before May 22, 2008; After May 22, the County or individual cities could enact their own TBDs
- Steps for Potential Marysville TBD Participation – If City is interested, send letter of interest to the County Executive and Council in Jan/Feb 2008; negotiate interlocal by Feb/Mar; approve interlocal by May 12 Council meeting in order to get to County by May 22 deadline
- Other Jurisdictions – Everett in support; Lynnwood, Mountlake Terrace, Mukilteo, Mill Creek – letters may be forthcoming; King and Pierce counties may be lobbying to extend deadline
- Closing Thoughts – If Marysville does not have interlocal, but it passed, citizens would still be assessed fees and receive funds distributions; Consider starting with a \$20 VLF; consider larger TBD program after establishing project delivery track record; Could view as replacing pre-Initiative 776 \$VLF; may want to negotiate interlocal in which both City and County designate TBD funds specifically to 88th Street corridor; legislators may be unreceptive to other funding requests if locals don't utilize the available funding options

Discussion:

Councilmember Jeff Seibert asked if the County would need to receive the interlocal and project list by May 22. Mr. Massie replied that they would. Councilmember Seibert thought that it would be problematic to identify the projects by this date. Mr. Massie commented that his understanding is that this is just a way to make the cities accountable as to how they plan to spend their funds. He thinks each city will receive a certain allotment of money to spend on the projects they have listed.

Councilmember Rasmussen noted that most of the interested cities on the list appear to be located in south Snohomish County. She was disappointed that there weren't more north county partners at this time. Mr. Massie agreed, but noted that the deadline was rather tight and many cities might not have made their decisions yet.

Public Works Director Paul Roberts reported that the legislature, especially Senator Haugan, is interested in killing the RTID proposal completely. He wondered if the City would agree to explore this TBD mechanism with the other parties in the county. His opinion was that there was not a downside to exploring it. Staff's recommendation is to submit a letter of interest.

Mayor Kendall wanted to know what would happen to license tabs that have a Tulalip address. Mr. Massie said that this would need to be determined. Mayor Kendall expressed concern that the County would end up with this money and that it will not be spent where it is produced. Director Roberts commented that the TBD legislation draws a distinction between incorporated and unincorporated. Marysville and the County could agree to share some interest in a project, but this would only be possible if we agree to explore an interlocal.

Councilmember Seibert again expressed concern about how the project list will be determined and how the money will be allocated. He noted that the County would need to put all this into an ordinance and he wondered how changes would occur. Jeff Massie explained his understanding of how this process would occur. Councilmember Seibert again expressed concern about how the County might ultimately choose to spend their funds.

Cheryl Beyer asked if there has been discussion about how jurisdictions might pool money on larger projects. Mr. Massie responded that regional projects were discussed during RTID phase and most of that money was going to DOT projects.

Councilmember Seibert asked about the board makeup. Mr. Massie explained that there are a minimum of five TBD board members with at least one board member who is an elected official from each participating jurisdiction.

Councilmember Rasmussen thought that it might be valuable for us to look at joining in with this and seeing what benefit our citizens could have from this much larger regional approach. However she believes many of our citizens might not benefit because they do the majority of their driving locally. She wondered if it would be better to join with our neighbors and form our own TBD to address issues that affect our residents. Most people are tired of funding road improvements that they do not benefit from. She said that she does not feel comfortable supporting this until we have more information from citizens about the exact issues they are willing to spend money on. City Attorney Beyer commented that the flipside of the local argument is commerce traffic because most of the City's produce and products come in from the outside. She referred to the recent

flooding events that wiped out portions of the freeway and how damaging this was for many businesses in the City.

Jeff Massie noted that the money for the \$20 license fee would be given back to each jurisdiction, but a regional project would need to go to the vote of the people.

Councilmember Seibert commented that if we partner with the County there is a possibility that we can join funds with the county to accomplish shared concerns such as 88th Street because cities can do joint projects if they agree. Councilmember Rasmussen expressed concern that north county unincorporated residents could be "donors" to areas that do not benefit them. Mayor Kendall noted that money would need to be spent within certain jurisdictions or districts.

Councilmember Soriano asked about prioritization of projects. Jeff Massie explained his understanding of this. Councilmember Seibert noted that they would probably want to start with a project that was small enough to be completed within two years unless there was a matching fund source. This would establish a track record of completing projects that we say we are going to complete.

Councilmember Rasmussen was concerned that there is no correlation between the number of vehicles you have and the number of miles that are driven. People with a number of vehicles may not feel that there is a connection between the fee assessed and the improvements that are being made. She wants to know why the voters voted down RTID so that the Council can better understand what the real issues are with the voters. City Attorney Beyer noted that this could be scheduled into public comments during meetings. Councilmember Seibert's opinion was that the message most voters heard before the vote was, "Too much, too little".

Councilmember Wright commented that the TBD would say that the money was going for specific projects in the Marysville area and this would probably be more acceptable to voters.

Councilmember Vaughan pointed out that the RTID money was going to buses, not streets or asphalt; buses are not a major issue for most of our voters. A TBD focuses on roads and the kinds of things people are concerned about.

Councilmember Rasmussen commented that if we assess the \$20 without a vote to the people we need to be absolutely sure that this is what the voters want. She felt that it would be better to raise the amount and give it to the voters to decide. This would empower them to decide what they want.

Councilmember Seibert felt that the City should explore this even if we don't ultimately decide to join. He wondered if it would be possible to get percentages of how different precincts in the City voted for RTID. This would give us a better idea of how people are feeling. Staff indicated that they could provide this information.

Chief Administrative Officer Mary Swenson remarked that Marysville voters consistently vote transportation issues down. This could be related to the fact that most transportation projects are occurring down south and are not benefiting the local drivers.

Public Works Director Paul Roberts said that the City needs to decide if they are interested in working with the County to explore this. If so, the County wants to know in order to coordinate with other jurisdictions. The County may choose to put this together as a package and put it out for a vote. If this does not happen by May 22, then the jurisdictions are free to create their own TBD without the county.

Councilmember Rasmussen said she was interested, but wants this to go to the voters. Councilmember Seibert suggested saying that they are interested, but not convinced at this point. Councilmember Soriano commented on the aggressive timeline for this. Councilmember Wright thought that we should at least be at the table, but should not make a commitment at this time. City Attorney Beyer noted that the City of Everett did a "Transmitted Support for Evaluation Letter." The City of Marysville could do something similar. CAO Swenson stated that given all the transportation issues in the City, Marysville should be a part of this. Councilmember Nehring concurred that we should be involved.

Director Roberts commented that Everett's perspective was that there was no downside to participating. Also, they wondered how they could go to Olympia and ask for money when they had not explored the options that were already available. He emphasized that a letter of interest is not a commitment, but allows you to be part of the discussion.

Councilmember Seibert asked if there has been any indication of how regional funding of projects will occur if RTID dies. Mayor Kendall thought there would be no discussion until the next session.

There was consensus to draft a letter of interest for review at the meeting next week. Mayor Kendall thanked Jeff Massie for the presentation.

Discussion Items - None

Approval of Minutes

2. Approval of January 14, 2008 City Council Meeting Minutes.
3. Approval of January 22, 2008 City Council Work Session Minutes.

Consent

4. Approval of January 16, 2008 Claims in the Amount of \$312,582.55; Paid by Check No.'s 44581 through 44675 with Check No. 44379 Voided.
5. Approval of January 23, 2008 Claims.

6. Approval of January 18, 2008 Payroll in the Amount of \$656,144.39; Paid by Check No.'s 19067 through 19126.

Review Bids

Public Hearings

New Business

7. A **Resolution** of the City of Marysville to Accept the Gift of \$3,000 from HomeStreet Bank to Purchase a Community Drinking Fountain for the Kiwanis Park Site.

Jim Ballew reviewed this item.

8. A Utility Construction Agreement with Washington State Department of Transportation for the SR528 Project from Interstate 5 to State Avenue in the Amount of \$127,265.17 as Advance Payment.

Paul Roberts noted that items 8, 9 and 10 all relate to the SR 528 reconstruction. This pertains to the water main replacement prior to overlaying the surface of SR 528 and allows us to contract with WSDOT contractors.

9. Pipeline License from Burlington Northern Santa Fe Railroad for the Water Main Replacement Improvements on SR528 from Interstate 5 to State Avenue.

Paul Roberts stated that this allows us to deal with BNSF right of way.

10. Detour Agreement with Washington State Department of Transportation for Detour Plan Associated with the SR528 Project from Interstate 5 to State Avenue.

Paul Roberts stated that this pertains to the detour plan submitted for WSDOT for detours during construction.

11. An **Ordinance** of the City of Marysville Amending Section 2.50.060 and Repealing Section 2.50.080 of the Marysville Municipal Code Relating to Travel Reimbursement.

Mayor Kendall stated that this is the City's per diem code, which is very outdated. This would basically align the City with the IRS regulations related to cost of living in different areas.

Legal - None

Mayor's Business

12. Marysville Parks and Recreation Board Re-Appointment; Keith W. Armstrong.

13. Marysville Parks and Recreation Board Re-Appointment; Mike Elmore.

Mayor Kendall informed the Council that he and CAO Mary Swenson went to Olympia and visited with lobbyists, Senator Haugan, and Senator Hobbs. They will be going back down next week and will continue to promote the Marysville site.

Staff Business

Jim Ballew reported that service club signs are going up within the next week.

Sandy Langdon had no comments.

Chief Smith said he had heard many positive and appreciative comments from his department about the Council meeting last week.

Paul Roberts reported that his staff is preparing the FY '09 package that they will take back to Washington DC next month. This will include the I-5 corridor, SR 2 and Highway 9. He expressed appreciation for Jeff Massie's work on the TBD issue.

Jeff Massie had no further comments.

Cheryl Beyer had no further comments.

Mary Swenson said that Mayor Kendall and the directors would be in a retreat the next two days. She noted the need for an Executive Session for approximately five minutes to discuss a real estate matter.

Call on Councilmembers

Soriano noted that he received an e-mail regarding a vacancy for someone on Snohomish County Policy Advisory Board. The position is open to a non-elected member of the public.

Donna Wright commented that Snohomish County Cities and Towns Nominating Committee is looking for nominations for vice president. There was some discussion about the number of votes per city.

Jeff Seibert asked if there was any feedback from staff on SWAC priorities. Director Roberts had none. Councilmember Seibert said if there are any priorities to submit, someone needs to let him or Larry Larson know. He again expressed concern about the leaning utility pole. CAO Swenson indicated she would ask Community Development Director Gloria Hirashima about this.

Jon Nehring asked if there would be a Public Safety committee meeting tomorrow. Chief Smith stated that there would not.

Carmen Rasmussen commented that she has been participating in CDBG Grant review.

Next week she will be participating in a Train the Trainers event for the SEARCH Institute. She hopes to be able to share the information with Council at an upcoming retreat. The following week she will be attending a conference on Ending Family Homelessness in Seattle. She stated that she attended a delightful ceremony for Jeff Vaughan's son and another Eagle Scout last weekend.

Jeff Vaughan thanked Mayor Kendall for speaking at the Eagle Scout ceremony last weekend.

Adjournment

Mayor Kendall recessed at 8:43 into Executive Session which began at 8:50 and lasted for five minutes, until 8:55 p.m.

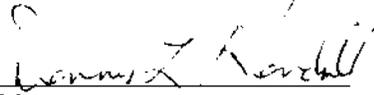
Executive Session

- A. Litigation
- B. Personnel
- C. Real Estate – One item was discussed.

Adjournment

Seeing no further business, Mayor Kendall adjourned the meeting at 8:55 p.m.

Approved this 15 day of February, 200th8.



Mayor
Dennis Kendall



Asst. Admin. Svcs. Director
Tracy Jeffries