

Marysville City Council Work Session

February 6, 2012

7:00 p.m.

City Hall

Call to Order

Pledge of Allegiance

Roll Call

Committee Reports

Presentations

Discussion Items

Approval of Minutes (Written Comment Only Accepted from Audience.)

1. Approval of the January 9, 2012, City Council Meeting Minutes.
2. Approval of the January 10, 2012, Joint Planning Commission and City Council Meeting Minutes.
3. Approval of the January 23, 2012, City Council Meeting Minutes.

Consent

4. Approval of the January 18, 2012, Claims in the Amount of \$1,824,373.53; Paid by Check Number's 74830 through 74935.
5. Approval of the January 25, 2012, Claims in the Amount of \$351,526.10; Paid by Check Number's 74936 through 75021.
6. Approval of the February 1, 2012, Claims in the Amount of \$1,153,603.87; Paid by Check Number's 75022 through 75147 with Check Number's 73685 and 74696 Voided.
7. Approval of the January 20, 2012, Payroll in the Amount of \$785,769.71; Paid by Check Number's 25079 through 25120.

Review Bids

8. Award Bid for the LED Lighting Retrofit Contract.

Public Hearings

9. An **Ordinance** of the City of Marysville, Washington, Creating a New Chapter 6.28 to the Marysville Municipal Code Entitled "Stay Out of Drug Areas (SODA) Orders"; Providing for Severability; and Effective Date (*Public Hearing will be Held on February 13, 2012*).
10. An **Ordinance** of the City of Marysville, Washington, Amending Marysville Municipal Code Chapter 6.37 Regulating the Time, Place and Manner for Solicitation on the Public Right of Way; Providing for Severability and Effective Date (*Public Hearing will be Held on February 13, 2012*).

Marysville City Council Work Session

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7:00 p.m.

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New Business

11. Amendment No. 3 to the Janitorial Services Contract between the City of Marysville and Advantage Building Services Revising the Labor Rate.
12. Acceptance of the Ingraham Boulevard Corridor Improvement Project, Starting the 45-Day Lien Filing Period for Project Closeout with SRV Construction.
13. Acceptance of the Wastewater Treatment Plant Fence Project, Starting the 45-Day Lien Filing Period for Project Closeout with NPR Fence.
14. Pedestrian Improvements.
15. An **Ordinance** of the City of Marysville, Washington, Amending Sections of Marysville Municipal Code Chapter 6.30 Relating to Lewd Conduct; Providing for Severability; and Effective Date.
16. An **Ordinance** of the City of Marysville, Washington, Authorizing the City of Marysville to Continue to Impose a Sales and Use Tax as Authorized by RCW 82.14.415 as a Credit Against State Sales and Use Tax; Certifying the Costs to Provide Municipal Services to the Central Marysville Annexation Area; and Setting a New Threshold Amount for Fiscal year 2012 Relating to Annexations.
17. An **Ordinance** of the City of Marysville, Washington Amending Marysville Municipal Code Section 9.20.070 Relating to Permits for Fireworks Stands.
18. A **Resolution** of the City of Marysville Adopting Revised Green Fees for Cedarcrest Municipal Golf Course.

Legal

Mayor's Business

19. Planning Commission Appointment: Roger Hoen

Staff Business

Call on Councilmembers

Executive Session

- A. Litigation
- B. Personnel
- C. Real Estate

Adjourn

Special Accommodations: The City of Marysville strives to provide accessible meetings for people with disabilities. Please contact the City Clerk's Office at (360) 363-8000 or 1-800-833-6384 (Voice Relay), 1-800-

Marysville City Council Work Session

February 6, 2012

7:00 p.m.

City Hall

Adjourn

833-6388 (TDD Relay) two days prior to the meeting date if any special accommodations are needed for this meeting.

Work Sessions are for City Council study and orientation - Public Input will be received at the February 13, 2012, City Council meeting.

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Presentations	
Volunteer of the Month - Preston Dwoskin	Presented
Approval of Minutes	
Approval of December 5, 2011 City Council Work Session Minutes.	Approved
Approval of December 12, 2011 City Council Meeting Minutes.	Approved
Joint Marysville City Council and Tulalip Tribes December 12, 2011 Meeting.	Approved
Consent Agenda	
Approval of December 14, 2011 Claims in the Amount of \$2,400,147.40; Paid by Check Number's 74152 through 74290.	Approved
Approval of December 21, 2011 Claims in the Amount of \$387,550.41; Paid by Check Number's 74291 through 74413.	Approved
Approval of December 20, 2011 Payroll in the Amount of \$987,384.96; Paid by Check Number's 24990 through 25031.	Approved
Approval of December 28, 2011 Claims in the Amount of \$300,474.49; Paid by Check Number's 74414 through 74590.	Approved
Authorize the Mayor to Sign the Agreement with Securus Technologies for Inmate Telephone Services.	Approved
Public Hearing	
New Business	
A Resolution of the City of Marysville Amending Resolution No. 2260 as Amended, by Adopting Revisions to the Personnel Rules of the City of Marysville, Relating to Evaluation, Training, and Development - Membership in Civic and Service Organizations Policy.	Approved Res. No. 2316
Waste Management Washington, Inc. for Curbside-Collected Recyclables and Curbside-Collected Recyclables, Yard Waste and Commercial Collection, Processing, Marketing and Disposal Services.	Approved
A Resolution of the City of Marysville Amending the Hartford Deferred Compensation Plan.	Approved Res. No. 2317
Legal	
Mayor's Business	
Committee and Board Appointments.	Approved
Staff Business	
Call on Councilmembers	
Adjournment	7:45 p.m.
Executive Session	7:50 p.m.
Litigation – one item, Per RCW 42.30.110 (1)(i)	
Personnel –	
Real Estate	
Adjournment	8:00 p.m.



Regular Meeting
January 9, 2012

Call to Order / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance. The invocation was given by Nik Baumbart from the Marysville Assembly of God.

Roll Call

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

Mayor: Jon Nehring

Council: Steve Muller, Carmen Rasmussen, Jeff Seibert, Michael Stevens, Rob Toyer, Jeff Vaughan, and Donna Wright

Absent: None

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Smith, City Attorney Grant Weed, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Recording Secretary Laurie Hugdahl.

Committee Reports

Councilmember Seibert reported on the 1/6 Public Works Committee Meeting where the following items were discussed:

- Surface Water may be taking over private ponds. The recommendation from the Committee was to proceed with reviewing that option and try to come up with a plan for moving forward.
- Agriculture reduction on Surface Water fees.
- PUD Purchase – The City has submitted a final offer and is waiting for a response.
- Impact fees – A joint meeting will be held with the Planning Commission this week to discuss this topic further.
- Possibility of a utility tax to raise the internal amount to the AWC average.

- Update on NPDES Phase II permit - The new permit will start on 2013 and carry through to 2018.

Presentations

A. Volunteer of the Month

Preston Dwoskin was awarded with the Volunteer of the Month for December 2011 for his volunteer involvement with seniors, baseball teams, and a number of community service projects as well as the tremendous impact he has had on the community and his involvement in ARC of Snohomish County.

Audience Participation - None

Approval of Minutes

1. Approval of December 5, 2011 City Council Work Session Minutes.

Motion made by Councilmember Vaughan, seconded by Councilmember Stevens, to approve the December 5, 2011 City Council Work Session Minutes. **Motion** passed unanimously (5-0) with Councilmembers Toyer and Muller abstaining.

2. Approval of December 12, 2011 City Council Meeting Minutes.

Motion made by Councilmember Wright, seconded by Councilmember Rasmussen, to approve the December 12, 2011 City Council Meeting Minutes. **Motion** passed unanimously (5-0) with Councilmembers Toyer and Muller abstaining.

3. Joint Marysville City Council and Tulalip Tribes December 12, 2011 Meeting.

Councilmember Rasmussen referred to item V on pages 3 and 4, and noted that *Debbie Brady* should be corrected to *Debbie **Bray***.

Motion made by Councilmember Rasmussen, seconded by Councilmember Vaughan, to approve the minutes of the Joint Marysville City Council and Tulalip Tribes December 12, 2011 Meeting. **Motion** passed unanimously (5-0) with Councilmembers Toyer and Muller abstaining.

Consent

Motion made by Councilmember Vaughan, seconded by Councilmember Wright, to approve the following Consent Agenda items:

4. Approval of December 14, 2011 Claims in the Amount of \$2,400,147.40; Paid by Check Number's 74152 through 74290.

5. Approval of December 21, 2011 Claims in the Amount of \$387,550.41; Paid by Check Number's 74291 through 74413.
6. Approval of December 20, 2011 Payroll in the Amount of \$987,384.96; Paid by Check Number's 24990 through 25031.
7. Approval of December 28, 2011 Claims in the Amount of \$300,474.49; Paid by Check Number's 74414 through 74590.
8. Authorize the Mayor to Sign the Agreement with Securus Technologies for Inmate Telephone Services.

Motion to pass Consent Agenda items 4, 5, 6, 7, and 8 passed unanimously (7-0).

Review Bids

Public Hearings

New Business

9. A Resolution of the City of Marysville Amending Resolution No. 2260 as Amended, by Adopting Revisions to the Personnel Rules of the City of Marysville, Relating to Evaluation, Training, and Development - Membership in Civic and Service Organizations Policy.

Motion made by Councilmember Rasmussen, seconded by Councilmember Muller, to approve Resolution No. 2316. **Motion** passed unanimously (7-0).

10. Waste Management Washington, Inc. for Curbside-Collected Recyclables and Curbside-Collected Recyclables, Yard Waste and Commercial Collection, Processing, Marketing and Disposal Services.

CAO Hirashima reviewed the proposed contract with Waste Management.

Waste Management General Manager Tim Crosby thanked the Council for the years that they have been allowed to work in the community and for considering this contract extension. Due to the growth in Snohomish County they felt it was prudent to move a facility to this area. They found a property on 41st Street, signed a long-term lease, and plan to employ 45 to 50 employees. Mayor Nehring thanked him and the other representatives from Waste Management for attending the meeting tonight and for their work on this.

Motion made by Councilmember Muller, seconded by Councilmember Stevens, to approve and authorize the Mayor to sign the contract with Waste Management. **Motion** passed unanimously (7-0).

11. A Resolution of the City of Marysville Amending the Hartford Deferred Compensation Plan.

Assistant Human Resources Director Kristie Guy reviewed some changes that had been made to this item as discussed at the work session last week.

Motion made by Councilmember Vaughan, seconded by Councilmember Seibert, to approve Resolution No. 2317. **Motion** passed unanimously (7-0).

Legal - None

Mayor's Business

12. Committee and Board Appointments.

Mayor Pro Tem Vaughan noted that the Fire Annexation Subcommittee should be removed from this list.

There was some discussion about the participants for the Fire Board. Councilmember Toyer indicated he would defer to Councilmember Stevens for the position on the Fire Board.

Mayor Pro Tem solicited any other changes to the proposed committee assignments. Councilmember Seibert noted that some of the previous Councilmembers that aren't on the Council any more are still listed on some boards and commissions outside the City. Mayor Nehring stated that they would be taken off the final list and those spots would remain vacant until Cities and Towns votes on them.

Councilmember Seibert thanked Councilmembers Toyer and Stevens for working out the Fire Board issue.

There was consensus to approve the committee appointments as discussed.

Mayor Nehring had the following comments:

- He had a good meeting with Congressman Larsen last Friday where he discussed the City's transportation priorities. There is some movement on a Transportation Authorization Bill in the United States House of Representatives and there is a chance there will be some grant monies available.
- Director Nielsen is in the process of putting together a Transportation Priority package that they will take down to Olympia later this month.

- A Joint Planning Commission and Council meeting will be held on Tuesday night at 7 p.m.
- The Community Transit Board gave away the out-of-service Community Transit vans and one of them went to the Northwest Baptist Church in Marysville.
- He gave an update on Project Concentrus.
- The Everett Clinic is making great progress on their building out at 172nd.

Mayor's Business

Staff Business

Jim Ballew:

- The Graffiti Task Force met last week. April 14 will be the first community clean-up of the year. There will be another meeting at the beginning of February to prepare for that.
- Father Daughter Dance started registration today. There were people in line at 8 a.m. to register.
- The Marysville Silvertips night will be February 11.
- There will be a Park Board meeting on Wednesday night.
- Report on Tour of Lights will be coming to Council in February.

Chief Smith wished everyone Happy New Year and welcomed the new Council members.

Kevin Nielsen:

- His department has been busy cleaning up year-end paperwork.
- They continue to work on transportation issues as discussed by Mayor Nehring. The TIGER grant for 116th did not receive any funding, but the Public Works Trust Fund has money available and we will be applying for some utility money.
- The State Route 9 Coalition Team will be headed to Olympia on January 24.

Kristie Guy had no comments.

Doug Buell:

- The Diversity Advisory Committee met tonight and had a very productive meeting. There will be a full staff report at the January 23 meeting.
- January 27 is the State of the City address at the Chamber of Commerce Breakfast. On Tuesday, January 24 there will be an address to the employees at the high school auditorium.

Sandy Langdon stated that they have been busy cleaning up year-end paperwork.

Grant Weed discussed possible impacts related to the new rules by the Department of Ecology concerning the NPDES II Stormwater Permits. He will be working with staff to make sure that the City's concerns are heard on this issue. He informed Council of the

need for an Executive Session to update Council on one matter concerning potential litigation. It was expected to last 10 minutes with no action.

Gloria Hirashima:

- The Community Development Block Grant public meeting will be held on Tuesday from 5 to 6:30 p.m. The first public hearing will be held on January 24 at the Planning Commission meeting.
- They received an update on the amount of funding that will be available to award through the CDBG funds and it will be about \$218,000 for annual allocations.
- Community Development has been working on implementing a new online permit program. This will go live on January 12, but will not be unveiled to the public until February 1 after any bugs have been worked out. Staff has worked very hard to get this ready.

Call on Councilmembers

Carmen Rasmussen stated that she would like to be at the CDBG public meeting, but she will have to miss it because of work. She requested copies of the minutes of that meeting. She will try to be here by 7 for the joint meeting, but may be a little late.

Steve Muller thanked department heads and staff for last Thursday and Friday's orientation which was excellent. He informed Council that Mr. Hylback has put the plant farm on the market.

Rob Toyer concurred that the orientation was very informative

Michael Stevens welcomed the new commissioners to their first official meeting. He thanked staff for all their work on the redistricting efforts.

Jeff Seibert asked Director Nielsen for an update on the timeline for bridge. Director Nielsen indicated he would try to get an updated schedule.

Donna Wright said she might be a few minutes late for the CDBG meeting, but she planned on attending.

Jeff Vaughan had no comments.

Council recessed at 7:45 until 7:50 at which time they reconvened into an Executive Session for ten minutes to discuss potential litigation with no action expected.

Executive Session

- A. Litigation - one item, per RCW 42.30.110 (1)(i)
- B. Personnel

C. Real Estate

Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 8:50 p.m.

Approved this _____ day of _____, 2012.

Mayor
Jon Nehring

April O'Brien
Deputy City Clerk



**JOINT PLANNING COMMISSION
AND CITY COUNCIL MEETING**

January 10, 2012

7:00 p.m.

City Hall

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Nehring called the January 10, 2012 meeting to order at 7:02 p.m. Mayor Nehring welcomed the members of the Planning Commission, City Council and Staff and led those present in the Pledge of Allegiance.

Roll Call:

CAO Hirashima gave the roll call. The following staff, Councilmembers, and Commissioners were noted as being present:

Planning Commission

Chairman: Steve Leifer

Mayor: Jon Nehring

Commissioners: Matthew Chapman, Marvetta Toler, Jerry Andes, Eric Emery

Councilmembers: Jeff Vaughan, Donna Wright, Jeff Seibert, Michael Stevens, Stephen Muller, Rob Toyer, and Carmen Rassmussen

Staff: CAO/Community Development Director Gloria Hirashima, City Attorney Grant Weed, Senior Planner Chris Holland, Public Works Director Kevin Nielsen, and Recording Secretary Amy Hess

Absent: Steve Lebo

CURRENT BUSINESS:

Impact Fee Options:

CAO Hirashima gave some background on the proposed Impact Fee Deferral. She described the process that had been gone through and noted that there was feedback from the development community as well as the School District which pointed in the direction of Impact Fee reduction rather than deferral. Ms. Hirashima described how the Planning Commission had discussed what types of growth were trying to be stimulated as well as the options that are available. She gave a briefing of the available options. Option 1 was to continue on the path of Impact Fee Deferral path. She noted that it is unusual for water and

sewer mitigation fees to be included in Impact Fee Deferral Ordinances, but that since the City is in that business, it was included. She described how the deferral process would work. The Second Option would be to reduce the impact and connection fees. The Third Option is to reduce certain types of Impact Fees to target specific types of development. A Fourth Option is to combine Impact Fee Deferrals in some areas and fee reductions in others. Staff is recommending Option 4. Ms. Hirashima described the types of development that staff felt would be most beneficial which are commercial, light industrial, and multi-family.

Mayor Nehring opened up general conversation between the Council and Planning Commission.

Chair Leifer discussed the passion that is associated with this topic and how important he felt it was to discuss this with Council. There is a consensus among the Planning Commission that something needs to be done to get some economic growth in the city.

Councilmember Wright questioned the types of Impact Fees and why Cities that do not charge impact fees were not included on the information provided. Councilmember Seibert questioned CAO Hirashima on her statement that there is low occupancy in multi-family. CAO Hirashima clarified that she miss-spoke and meant low vacancy not occupancy. Councilmember Seibert questioned if fees would be collected at occupancy, how pre-sales would be addressed. CAO Hirashima replied that a building permit would still have to be obtained and an inspection would still have to be done prior to occupancy. Ms. Hirashima described the discussions that had taken place in Planning Commission meetings and why fees weren't being recommended to be deferred beyond point of inspection. Councilmember Seibert noted a potential loophole in a commercial strip mall type setting. Attorney Weed noted that there is no question that there are details that need to be worked out when there is any type of deferral in fees. He noted that they needed to be thoughtful in how the City crafted the Ordinance to protect the City's interest.

Chair Leifer questioned if a reduction was a cleaner way to handle things rather than a deferral. Attorney Weed responded that in his opinion it was simpler. He noted that a possible sunset or end to the reduction would need to be discussed. Chair Leifer wanted to know if there was a way to defer property taxes in any way. Attorney Weed replied that that is a very limited prospect as it is a state law and constitutional requirement for equal distribution of taxes. Attorney Weed noted that it is not impossible, but it would be very limited. CAO Hirashima noted that the County collects property taxes, not the City and that the majority of taxes do not come to the City. She added that there is an exemption for multi-family development in place that could be utilized; noting that it is not a deferral, it is an actual exemption. CAO Hirashima also stated that when she has seen it used, it has been in a downtown area because that is a very costly and difficult area to develop. The City has used this as an incentive to attract downtown redevelopment.

Councilmember Muller noted that he wanted to remain competitive and wanted to know how we could apply pilot offerings in the markets where the City is interested in increasing development the way other jurisdictions such as Kirkland have done. He thought if we could get some momentum going, even if it meant giving away the farm on a specific project to

see what the actual impacts would be, it would be very beneficial. Councilmember Muller felt that we needed to get out in front of opportunities in order to avoid missing the few that there are.

Councilmember Seibert asked Director Nielsen to explain the water and sewer fees that we currently charge and the formula used to get the actual fees. Mr. Nielsen described how the traffic impact fee formula works including trip distribution and how the discounts apply across the board. Councilmember Seibert also pointed out the reductions that the School Districts had taken. Mr. Nielsen compared Marysville's fees in comparison with surrounding jurisdictions. CAO Hirashima added that generally speaking, when looking at Commercial fees, Marysville is favorable comparable. There was further discussion regarding how Marysville fees relate to other jurisdictions. Chair Leifer stated that he agreed that Marysville was middle of the road with most fees, but questioned if that is where we want to be. He felt that we need to be more competitive in a way that is very obvious; we are not going to gain much interest. Councilmember Rassmussen agreed with the business comparison, but noted that we have to be fiscally prudent and not cross the line where we are providing services at a loss. She stated that the formula is very complicated. Director Nielsen noted that there is a difference depending on what fee you are talking about and what each fee funds. Creating zones or overlays was discussed. Councilmember Seibert was concerned that we would end up in a "race to the bottom" situation. He felt that a targeted type of development discount would be more beneficial. He also thought that expanding traffic rebate fees might be a better option to look at. Councilmember Muller noted his frustration at the difficulty of getting the momentum going. Mr. Nielsen responded to zones and how this strategy could be implemented and how LOS at intersections plays into this option. Mr. Nielsen wanted to make everyone aware of the concurrency issue that could arise from implementing a zone.

Chair Leifer questioned if it could be demonstrated how reducing or deferring the fees now and the improvements that we might see in the future, if this could be demonstrated, would Councilmember Rassmussen and Councilmember Seibert be supportive. Councilmember Rassmussen and Councilmember Seibert responded that if it could be demonstrated, they would be supportive, but that they wanted to make sure that citizen's tax dollars were not being used to benefit someone else's profit.

Councilmember Rassmussen had a question about how the deferral/reduction affects the Lake Stevens School District and advanced planning. Was it actually planning or purchase of property and fiscal expenditures or was it the not knowing that is the problem. It was responded that it was on the Fiscal side and would make planning much more difficult.

PUBLIC COMMENT:

Jim Baker, Exec. Director of Finance Marysville School District

Mr. Baker thanked staff for the opportunity to discuss the issues at hand and gave a better understanding of the goals of the City. He stated that they are not against the notion of deferral with a sunset of 1 ½ to 2 years. The District supports the recommendation of Option 4 which includes a combination in order to spur economic activity and growth.

Councilmember Muller questioned if Marysville School District was operating with excess capacity. Mr. Baker replied that yes, MSD is, but feels that it is bottoming out this year and will begin to rebound within 2 years and peak out in the next 8 to 10 year term to a 15,000 student range. The recommended option allows sufficient time for this increase.

Fred Owen, Lakewood School District PO Box 222 North Lakewood WA 98259

Mr. Owen appreciated the chance to meet with City staff on this matter. He echoed Marysville School District's feelings on deferral. He noted that there is some capacity in Lakewood, but very little at the Middle and High School levels. They felt they could make it work with the deferral options with a sunset clause. They did not feel there should be any reduction, but in the spirit of spurring development, Lakewood School District would be willing to make a deferral work. Another concern was the tax exemption option and how that could affect the school district.

Councilmember Muller questioned multi-family fee reduction on Lakewood School District. He wanted to know if there is a threshold in how a potential multi-family development could become unmanageable. Mr. Owen replied that it is very difficult to predict what that number would be, but there is a study currently going on and he is using those numbers to see how a possible multi-family development could be absorbed.

Jim Tosti 235 Park Place Plaza Kirkland, WA

Mr. Tosti described some of the recent project that they have accomplished in Marysville. He stated that the City is not only in competition with local jurisdiction, but with the entire West coast, Texas, and Florida. He noted some of the potential projects that have been lost because of cost. We have to figure out how to be competitive for these large distribution centers and have a complete economic advantage to other areas. He also noted that the on and off ramps at the new 156th street overcrossing needs to be a priority and how a public and private sector venture can be worked out.

Commissioner Andes questioned the difference in mitigation fees to the areas that getting the business. Mr. Tosti replied that is not only the impact fees, it is a combination of issues.

Mayor Nehring wanted to know what the cost drivers are; is it water and sewer or something else. He wanted to know what Marysville can affect in real time to make a difference. Mr. Tosti replied that there is no easy answer. He felt that transportation is huge, as well as dependable timelines in permitting and land prices.

Joel Hylback

Mr. Hylback wanted to speak in support of Dan Eernisse and Brian Kenworthy.

Dan Eernisse Smokey Point Commercial, LLC

Mr. Eernisse described his experience. He stated that impact fees make sense; however you can't just look at the costs and negative impacts, you have to look at the benefits the developments bring; increased tax revenue, enthusiasm, increased shopping opportunities, job growth, etc. He discussed whether or not multi-family development pays for itself. He described how taxes function in order to benefit the community. He gave an example of how a multi-family development could increase tax revenue initially and over the near

future. There is incredible value for the city to see new development. He noted that rents in Marysville cannot go up; if they could, mitigation fees would not be an issue. Mr. Eerinessee noted that there have not been any new multi-family developments in Marysville, so the risk factor for developers goes up substantially. Two suggestions: eliminate or reduce fees for new development. He did not feel that deferral is an attractive offer. For his particular situation, the deferral is not important. Second suggestion is a multi-family property tax exemption. This is a huge incentive for developers. He felt that this option should be spread as broadly across the City as possible and see what happens. This option does not require citizens to pay more; school districts would not see any change.

Councilmember Muller agreed that the going market rates are a major problem. He wanted to know what type of unit count would be supported based on Mr. Eerinessee's studies. Mr. Eerinessee replied that there are a lot of apartment dweller jobs in an increasing number; the Tribe doesn't build for non-tribal members, which is an advantage in apartments. There is a lot of capacity as far as land goes, and there is a need which depends on other commercial developments, but that there could potentially be multiple projects.

Brian Kenworthy Kidder Matthews, Bellevue WA

Mr. Kenworthy described some of the experiences he had had in Marysville. He noted that costs were definitely a hurdle for development. Rents were major cost of occupancy for Marysville. Costs impacted where a tenant or developer chooses to go. The ability to give certainty in a development timeline is crucial in attracting users and developers. Having all of the players available and presenting a unified front when potential users come to look at options is also very important. If we can get one user in, it will in a sense snowball attracting more and more development. He felt anything the City can do minimize costs and get that first user in would be a huge benefit to the City.

Medical Marijuana:

Mayor Nehring deferred this item until a later date.

Impact Fee Options:

Mayor Nehring opened it up for further discussion between the bodies. Commissioner Toler questioned CAO Hirashima if the PTE option had been looked at, and had it been factored in to any of the options in front of them. CAO Hirashima replied that it is not something the city would recommend at this time. She felt that there was potential for development to come on its own. There was a shift of burden, albeit minimal, to the tax payers. Chair Leifer questioned how disruptive a 4 or 5 year exemption would be. CAO Hirashima replied that the City has some responsibility to acknowledge the short fall of multi-family housing, but at this point it is not what she would recommend. If it was an exemption for commercial or industrial, she would definitely stand behind it. Councilmember Rassmussen questioned if there is an actual loss to EMS if the exemption was allowed. There would in fact be a loss, but EMS is capped. Councilmember Muller felt that supporting Option 4 would make sense. He felt that getting a project up and running that rents could support is more

important. He added that some of these components were easy, but that the more difficult ones could be directed to the Economic Development Committee to sort through.

Councilmember Seibert could support reviewing Option 4, but would want a review after one year, and a definite sunset after 2 years. He stated that it would be easier to extend it if necessary in the future than to try to scale it back once it is in place.

Councilmember Stevens questioned Mr. Eernisse's 8 or 5 year sunset for the PTE and if a 2 year would be desirable. Mr. Eernisse replied that 2 years would be better than nothing, but 4 to 5 years would be recommended. Councilmember Vaughan felt that some of Mr. Eernisse's comments made sense, but putting multi-family developments first seems out of sequence. He felt that getting the jobs in place would drive the need for housing. Providing incentives in a targeted way is more important and getting an anchor in is where the focus should be. Commissioner Emery thought we should look at both areas because they go hand in hand. He felt that targeting both things at the same time would be beneficial and desirable. We need to get the first housing development and the first big box in and the rest would follow suit. Commissioner Andes concurred with Commissioner Emery, but also saw Councilmember Vaughan's point. He suggested that staff find the lowest and most valuable rates for the fees in question.

Mayor Nehring thought that there was the beginning of a consensus for Option 4 with a wide variety of sunset clauses, deferrals and reductions. Councilmember Seibert noted that he is not in favor of finding the lowest fees at all. He was more in support of a deferral than a reduction. CAO Hirashima noted that she felt industrial development was very important. Councilmember Seibert wanted to know if there was an option available that is outside of the box that would allow negotiations for a particular user. Attorney Weed responded that there is some measure of flexibility in the RCW that dictates how mitigation fees have to be assessed. Councilmember Seibert suggested adding that provision to the options on the table. Director Nielsen spoke to the permitting certainty that was noted as very desirable and that the City is still working to obtain master permits in the north end which has been an on-going process. The transportation issue is another one that staff is working to nail down and make simpler for incoming development.

Chair Leifer questioned Councilmember Vaughan's comment about not seeking warehouse space in Marysville. Councilmember Vaughan replied that the type of space he needs does not exist in Marysville. An anchor is needed to allow smaller companies such as his to lease or purchase a portion of those areas.

Councilmember Rassmussen would like to pursue commercial and industrial with whatever gusto didn't "give away the farm". She thought one high quality multi-family project go in to re-set the rates. Councilmember Stevens spoke to the project being proposed by Mr. Eernisse and felt that it is a very high quality development of which the likes do not exist in Marysville. He thought this was a great opportunity for the city to look at. He agreed that the housing would come with the development, but that the timeline might not be right.

Mayor Nehring stated that he felt there is a general consensus that something needs to be done to spur targeted development in Marysville. He stated that staff would move forward and get some more information to the Planning Commission.

CAO Hirashima commented on the demographics of Marysville and encouraged the bodies to look at the recent demographic data collected in the census. Mayor Nehring added that we needed some more of the upper income housing which could help spur development.

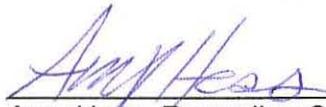
Chair Leifer re-emphasized that whether it is multi-family, commercial or industrial, it comes down to net operating income which is related to cost of the project. If the numbers don't come up right, the project doesn't pencil. The current fees can be project prohibitive and are one of the few things this body has control over.

ADJOURNMENT:

The meeting was adjourned at 9:48 p.m.

NEXT MEETING:

Planning Commission-Tuesday, January 24, 2012
City Council - Monday, January 23, 2012



Amy Hess, Recording Secretary

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Presentations	
Employee Services Awards - 5 years: Elisabet (Bet) Galde, Accounting Tech, Finance; Tanya Hanson, Program Clerk, Finance; Lori Dye, Program Specialist, Police (not in attendance); Steve Kinney, Maintenance Worker II, Streets (not in attendance); Erin Aber, Program Specialist, Police (not in attendance)	Presented
Diversity Award - Marvetta Toler	Presented
Approval of Minutes	
Approval of January 3, 2012 City Council Work Session Minutes.	Approved
Consent Agenda	
Approval of the December 31, 2011 Claims in the Amount of \$252,048.08; Paid by Check Number's 74591 through 74677.	Approved
Approval of the December 31, 2011 Claims in the Amount of \$2,091,699.43; Paid by Check Number's 74705 through 74829.	Approved
Approval of the January 4, 2012 Claims in the Amount of \$37,135.85; Paid by Check Number's 74678 through 74689.	Approved
Approval of the January 5, 2012 Payroll in the Amount of \$1,405,973.66; Paid by Check Number's 25032 through 25078.	Approved
Approval of the January 11, 2012 Claims in the Amount of \$13,095.95; Paid by Check Number's 74690 through 74704.	Approved
Public Hearing	
New Business	
Coordinated Prevention Grant Agreement G1200275 between the State of Washington Department of Ecology and the City of Marysville.	Approved
Professional Services Agreement between the City of Marysville and Blue Marble Environmental LLC for Consultant Purposes.	Approved
Acceptance of the 2011 Zone Boundary Modifications Project, Starting the 45-Day Lien Filing Period for Project Closeout with Reece Trucking and Excavating, Inc.	Approved
Downtown Initiative	Continued
Pedestrian Improvements	Continued
An Ordinance of the City of Marysville Amending Section 3.69.010 of the Marysville Municipal Code to Increase the City Surface Water Utility Gross Receipts Tax Rate from Six Percent to Eight and One Half Percent of Gross Receipts.	Approved Ord. No. 2884
An Ordinance of the City of Marysville Amending Section 3.65.010 of the Marysville Municipal Code to Increase the City Water and Sewer Gross Receipts Tax Rate from Six and One Half Percent to Eight and One Half Percent of Gross Receipts.	Approved Ord. No. 2885
Legal	
Review the Conduct of Business at Council Meetings.	Continued
Mayor's Business	
Staff Business	
Call on Councilmembers	

Adjournment	9:50 p.m.
Executive Session	9:55 p.m.
Litigation	
Personnel – one item, per RCW 42.30.110 (1)(g)	
Real Estate - one item, per RCW 42.30.110 (1)(b)	
Adjournment	10:05 p.m.



Regular Meeting
January 23, 2012

Call to Order / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance. The invocation was given by Kurt Onken from Messiah Lutheran Church.

Roll Call

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

Mayor: Jon Nehring

Council: Steve Muller, Carmen Rasmussen, Jeff Seibert, Michael Stevens, Rob Toyer, Jeff Vaughan, and Donna Wright

Absent: None

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Smith, City Attorney Grant Weed, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Recording Secretary Laurie Hugdahl.

Committee Reports

Councilmember Rasmussen reported that the **Fire District Board of Directors** only met briefly due to the weather conditions on January 18 and approved claims.

Councilmember Rasmussen then reported on the January 11 **Marysville Parks Advisory Board** meeting where the following items were discussed:

- The Board welcomed new Parks Board Member Scott Allen.
- Director Ballew gave a year-end summary and reported that in 2011 the Parks department broke records for revenue production. There were 1722 volunteer hours of parks maintenance. 435 acres of parks were managed by the Parks department. They have done a tremendous job with a large amount of work and fewer staff.

- The Treecycling program produced 40 yards of mulch which is the most ever. This will be used on the trail system.
- Bayview Trail opened successfully. There has been a lot of community interest and comments with many questions about when the trail will be expanded or lengthened.
- Three Eagle Scout projects have been completed and two more are in the works.
- Father-Daughter Dance registration was done 75% on-line.
- The Board approved a proposal to increase fees at Cedarcrest Golf Course as presented by staff. These are small increases necessary to cover the increased operational costs.
- Director Ballew gave a report on the Tour of Lights.
- There was discussion about sub-committee assignments.

Presentations

A. Employee Services Awards

The following employees were recognized for 5 years of service to the City:

- Elisabet (Bet) Galde, Accounting Tech, Finance
- Tanya Hanson, Program Clerk, Finance
- Lori Dye, Program Specialist, Police (not in attendance)
- Steve Kinney, Maintenance Worker II, Streets (not in attendance)
- Erin Aber, Program Specialist, Police (not in attendance)

B. Diversity Award

Mayor Nehring presented Marvetta Toler with the first ever Leader in Diversity Award. This award recognizes a community member, business, or an organization that displays longstanding, continuing, and exceptional leadership in fostering diversity in the community and society. This rarely-to-be-granted award is also intended to highlight the contributions of those who advance the cause of inclusivity in ways that foster positive changes to achieve a quality of opportunities for all residents while creating a harmonious environment. He reviewed Ms. Toler's role as a catalyst for the Marysville Diversity Advisory Committee and her significant contributions made to the advancement of diversity within Marysville and the region.

Audience Participation

Dennise Oban, 1929 6th Street #B, Marysville, WA, explained she is a disabled person who can not drive. As a pedestrian in Marysville, she complained about incomplete and lack of sidewalks, poor lighting, and lack of crosswalks. She encouraged the City to improve its pedestrian access. She suggested that snow plows plow the snow to the center of the road as opposed to onto the sidewalks and driveways, which made those impassable during the recent snow and ice event. She also expressed concern about being approached by someone about Point in Time Count. She was not familiar with the program and asked the City not to support it without more definitive information.

Mayor Nehring commented that the City is concerned about the homeless, but they are not in position to provide funding for the type of project she mentioned; it would have to be private funding. He commended the many food banks, feeds, and people in Marysville who are trying to provide shelters. He agreed that they need to work on completing the sidewalks and they are working on this bit by bit.

Councilmember Carmen Rasmussen explained that the Point in Time Count is an official, annual count of the number of homeless people in Snohomish County. This helps to provide funding and to assess the needs of the homeless. The count is performed by all of the social service agencies and shelters who are actively serving homeless people in the community. Councilmember Rasmussen offered to provide her more information if she was interested. Ms. Oban indicated she would like more information.

Councilmember Seibert said he had also noticed that in certain areas that are heavily used by pedestrians and handicapped, the sidewalks were covered with snow. Director Nielsen explained that the reason they push it to the side is because that is where the storm drains are. He said they would look at the pedestrian corridors to see what they could do and re-evaluate the priority of which sidewalks they shovel.

Councilmember Seibert recommended discussing this with Community Transit also.

Director Nielsen commented that they had talked about doing an educational piece to encourage homeowners to clear the sidewalks in front of their houses which might help.

Andrew Shanafelt, 8253 Corliss Avenue North #1, Seattle, WA 98103, thanked the City of Marysville on behalf of the Muscular Dystrophy Association for their participation in the 2011 Fill the Boot Fundraiser with the Marysville Fire Department where they raised \$8,893.68 in one day.

Approval of Minutes

1. Approval of January 3, 2012 City Council Work Session Minutes.

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to approve the January 3, 2012 City Council Work Session Minutes as presented. **Motion** passed unanimously (7-0).

Consent

2. Approval of the December 31, 2011 Claims in the Amount of \$252,048.08; Paid by Check Number's 74591 through 74677.

3. Approval of the December 31, 2011 Claims in the Amount of \$2,091,699.43; Paid by Check Number's 74705 through 74829.

4. **Approval of the January 4, 2012 Claims in the Amount of \$37,135.85; Paid by Check Number's 74678 through 74689.**
5. **Approval of the January 5, 2012 Payroll in the Amount of \$1,405,973.66; Paid by Check Number's 25032 through 25078.**
6. **Approval of the January 11, 2012 Claims in the Amount of \$13,095.95; Paid by Check Number's 74690 through 74704.**

Motion made by Councilmember Vaughan, seconded by Councilmember Wright, to approve Consent Agenda items 2, 3, 4, 5, and 6. **Motion** passed unanimously (7-0).

Review Bids

Public Hearings

New Business

7. **Coordinated Prevention Grant Agreement G1200275 between the State of Washington Department of Ecology and the City of Marysville.**

Director Nielsen announced they are receiving a grant from Department of Ecology in the amount of \$48,736 to hopefully increase recycling provisions for multi-family and commercial. The City will provide some in-kind services of approximately \$16,000 to support the proposed 2012-2013 Waste Reduction and Recycling Outreach Assistance and Education Program activities.

Councilmember Rasmussen commented that she was very excited about this and knows that many residents will also be happy to have this available. This is a great thing for the City, the residents, and the environment.

Councilmember Vaughan recalled that they have done this before in the past. He asked about the success of the past program. Director Nielsen said he did not have percentage figures because they do not separate tonnages, but they are going to try to implement something with Waste Management to track it this time.

Motion made by Councilmember Seibert, seconded by Councilmember Rasmussen, that the Council authorize the Mayor to sign the Coordinated Prevention Grant Agreement G1200275 between the State of Washington Department of Ecology and the City of Marysville. **Motion** passed unanimously (7-0).

8. **Professional Services Agreement between the City of Marysville and Blue Marble Environmental LLC for Consultant Purposes.**

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to authorize the Mayor to sign the Professional Services Agreement between the City of

Marysville and Blue Marble Environmental LLC for Consultant Purposes. **Motion** passed unanimously (7-0).

9. Acceptance of the 2011 Zone Boundary Modifications Project, Starting the 45-Day Lien Filing Period for Project Closeout with Reece Trucking and Excavating, Inc.

Director Nielsen explained that they implemented this program to save money to offset increased water costs from the City of Everett. Marysville had two different water zones before – the North Marysville Water Zone and the South Water Zone where the water was bought from Everett. The boundary was removed with the Department of Health’s approval and now we are moving water from the north end further south, limiting our purchase of water and avoiding a rate increase. All the capital improvements have been done and it has been a successful program. Mayor Nehring commended his work on this and noted it will be a huge cost neutralizer for the citizens of Marysville.

Motion made by Councilmember Seibert, seconded by Councilmember Vaughan, to authorize the Mayor to accept the 2011 Zone Boundary Modifications Project, Starting the 45-Day Lien Filing Period for Project Closeout with Reece Trucking and Excavating, Inc.. **Motion** passed unanimously (7-0).

10. Downtown Initiative.

Chief Administrative Officer Gloria Hirashima reviewed the initiative created by the Executive office, the city department, and the Economic Development Committee as outlined on the agenda bill in Council’s packet. These four items include: increasing community participation, safety and security, image and neighborhood aesthetics, and parks and recreation.

Regarding safety and security, City Attorney Grant Weed reviewed ordinances his office has drafted that address lewd contact, Stay out of Drug (SODA) areas, and pedestrian interference concerns.

Chief Smith said he appreciated the work City Attorney Weed did to put these ordinances together. Regarding the SODA area he noted that, at a minimum 20% of drug arrests are within the area they are trying to identify as the downtown area. This does not include the complaints they receive so it could be even higher. This would provide police with something more than what is codified right now and is something that they need.

Councilmember Seibert noted that the Economic Development Committee met tonight and had a consensus that they would like to move forward with the four items reviewed by CAO Hirashima.

Councilmember Muller asked what happens when someone who resides in the SODA area is restricted from that area. City Attorney Weed noted that when there are special circumstances it would be incumbent upon them to make that known to the judge. The

judge has the authority to specially tailor the order. He would expect to see that the area does not have a high level of residents because it is mostly business and commercial.

Councilmember Rasmussen referred to the “image and neighborhood aesthetics” item and expressed hesitation about legislating “against poverty”, especially regarding maintenance items that might be unaffordable for some. She said she would want more specific information about this before she could support it. She expressed support about the other items.

There was consensus to bring this back to Council in February.

11. Pedestrian Improvements.

CAO Hirashima reviewed the Marshall and Sunnyside/67th Avenue shoulder improvements that staff is proposing to meet goals and policies contained within its comprehensive plan, transportation plan, and healthy communities’ initiatives. Staff has identified additional unallocated funds in the 2012 budget that would enable these small projects to be constructed this year. Both could be designed and constructed using internal resources and staff for each project.

Councilmember Seibert referred to the map of Sunnyside Blvd. and brought up concerns about missing sidewalk links and shoulders between 50th and 53rd. Director Nielsen noted that they looked at multiple scenarios. This was picked due to the cost basis of what they can provide. This will benefit motorists, in addition to pedestrians, by having a shoulder. Councilmember Seibert commented that this could create more of a problem on the corner before the lift station and other areas that they are not improving. Director Nielsen indicated they would look into that and bring back more information. Councilmember Seibert also noted that most of the housing is on the north side. Residents will need to cross the road, but there is no safe place to cross there. He thought that it would make more sense to do it on the north side. Director Nielsen offered to bring back an estimate for the north side. CAO Hirashima stated that they realize this would not meet the current standards, but would be a way to improve it.

Councilmember Muller asked about an area with an open ditch. Director Nielsen said they would be piping that area. Councilmember Muller noted that they have design standards for the private sector that say they can’t do this and wondered how the City would respond to criticisms about this. CAO Hirashima commented that for new areas they will maintain that standard, but since they are improving existing areas they may need to modify standards. She added that there has been no activity that the City is initiating that required these improvements. The City is just trying to make it better. Councilmember Muller suggested that there might be ways that they would incorporate this type of thing into newly acquired areas.

Councilmember Stevens noted that on 116th Street, the property directly south of Marshall Elementary is for sale. He also wondered if this stretch has been proposed to the school district, noting that they helped out with the Getchell project. Councilmember

Muller said they are looking at another access to Marshall off of State to get traffic off 116th.

Councilmember Seibert asked about looking at a mechanism where the City could do the improvements and then charge a latecomers fee to recoup some of the costs. City Attorney Weed said there is a legal mechanism that can be set up for this type of situation. Director Nielsen noted that they would need to really think it through and make sure it makes sense for the whole area.

There was consensus to get more information on channelization on the whole corridor before taking any action. Staff will also look at options for a crosswalk for the future.

Councilmember Rasmussen asked what some of the other projects were that they considered. CAO Hirashima said they would bring that back to the Council.

12. An Ordinance of the City of Marysville Amending Section 3.69.010 of the Marysville Municipal Code to Increase the City Surface Water Utility Gross Receipts Tax Rate from Six Percent to Eight and One Half Percent of Gross Receipts.

Finance Director Langdon explained that this is an increase for internal utility tax on water and sewer. This does not increase rates to citizens. This is General Fund revenue and would help assist with the Street and Golf subsidies.

Councilmember Seibert commented that there was no end date. He recommended putting a sunset date on this. Finance Director Langdon thought that it would need to be a minimum of five years. Staff's recommendation was that they do not sunset it, but instead that they review it in the future.

Councilmember Muller asked about putting language in that it gets revisited in the future. Finance Director Langdon indicated that they could include that.

Motion made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve Ordinance No. 2884 with verbiage to the effect that this ordinance shall automatically terminate without further action of the City Council five years from the effective date.

Councilmember Rasmussen offered a friendly amendment to change it to six years. Councilmember Seibert refused the friendly amendment.

Upon a roll call vote the **motion** failed 4-3 with Councilmembers Toyer, Seibert, and Vaughan voting in the affirmative and Councilmembers Vaughan, Wright, Stevens, and Rasmussen voting against the motion.

Motion made by Councilmember Muller, seconded by Councilmember Rasmussen, to approve Ordinance No. 2884 with the provision that the Ordinance shall be reviewed by the City Council every two years from the effective date hereof.

Councilmember Vaughan commented that he had asked for recognition prior to the motion being made.

Councilmember Muller withdrew his motion.

Motion made by Councilmember Vaughan, seconded by Councilmember Seibert, to approve Ordinance No. 2884 with verbiage to the effect that this ordinance shall automatically terminate without further action of the City Council six years from the effective date hereof.

Councilmember Seibert offered a friendly amendment to include a two-year review. Councilmember Vaughan accepted the friendly amendment.

Motion carried 6-1 to approve the motion as amended with Councilmember Stevens voting against the motion.

13. An Ordinance of the City of Marysville Amending Section 3.65.010 of the Marysville Municipal Code to Increase the City Water and Sewer Gross Receipts Tax Rate from Six and One Half Percent to Eight and One Half Percent of Gross Receipts.

Motion made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve Ordinance No. 2885 with verbiage to the effect that this ordinance shall automatically terminate without further action of the City Council six years from the effective date hereof and that it include a two-year review. **Motion** carried 6-1 with Councilmember Stevens voting against the motion.

Legal

14. Review the Conduct of Business at Council Meetings.

City Attorney Grant Weed reviewed the current Rules of Conduct and solicited comments or questions.

Councilmember Seibert had the following comments:

- Page 4 and 5 refer to the third Monday meetings which are not currently being held.
- On page 5 under proper notice for Special Meetings, he suggested that they update this to email with a required response and if no response then follow up with a phone call. They could eliminate the written notice.
- On page 6 the meeting place needs to be corrected from the Public Safety Building to City Hall.
- On page 9, under Written Comments, the practice has been to allow written comments the night of the meeting. City Attorney Weed noted that these procedures relate to quasi-judicial hearings. The intent was that the staff and

Council did not want to be flooded at the last minute with a lot of written comments that they would have to absorb on the spot. Councilmember Seibert thought that this section referred to a different section than the quasi-judicial hearings. City Attorney Weed agreed that this appeared to be separate. He noted that the Council always has the authority to continue a hearing to the next meeting if they need more time.

Councilmember Rasmussen noted that they could say that items should be submitted the week prior to the meeting in order to be included in the packet, and items provided after that would be included as staff time allows. Councilmember Seibert noted that his concerns were concerning written comments provided the night of the meeting. Councilmember Rasmussen agreed that they should accept comments, written or not, the night of the meeting.

Councilmember Wright referred to the section regarding Attendance. She requested language addressing a situation where a councilmember who was medically unable to attend or perform their duties could be removed. Councilmember Seibert suggested a minimum of 8 weeks or even possibly longer.

City Attorney Weed suggested language such as, "Based on Council motion, given a bona fide medical condition, the Council may excuse the councilmember automatically for up to six weeks."

Councilmember Stevens noted that he thought part of Councilmember Wright's concern was to remove the emotional aspect from this type of situation by handling this ahead of time. If someone is incapable of serving for a period of time then they would be removed from their position.

City Attorney Weed stated that vacating an office is covered under state law. He offered to take a look at the state statute and report back to Council.

Councilmember Seibert thought that this would only cover situations where a councilmember is medically incapacitated longer than a certain period.

Councilmember Vaughan asked for clarification of "regular meeting". There was discussion about whether this included study sessions. City Attorney Weed noted that by legal definition the 1st, 2nd, and 4th weeks are regular meetings because they are regularly scheduled. Councilmember Seibert asked for clarification of this in the code. City Attorney Weed explained how some other cities handle this. The state statute that refers to three consecutive meetings covers both work session and regular meetings. Under the law there are only two types of meetings you can have - a regular meeting and a special meeting.

City Attorney Weed stated that he would bring back information related to the following questions:

- Could the Council have an automated excused absence for up to 8 weeks if they so chose?

- When is a councilmember's seat vacated based on incapacitation?

Mayor's Business

Mayor Nehring had the following comments:

- They had a Joint Planning Commission meeting with Planning Commission on January 12. Staff will be bringing back information related to competitiveness issues on fees.
- City Attorney Weed's office has drafted a bill that they will be taking to Olympia this week to try to find sponsors for a state exemption opportunity for manufacturing and industrial from property tax for up to 10 years. This would be another tool to try to attract business.
- The SERS Board met last Friday. They have arrived at a plan to keep the system functioning through 2020. There will be some cost elements involved, but not as much as it would cost to replace the system early.
- He attended a Competing for Tomorrow Economic Alliance of Snohomish County Event on January 12. They discussed Snohomish County's need for education and infrastructure in a competitive business climate for aerospace.
- YMCA Director Reeshemah Davis has received a great opportunity to move to Dallas to take a position with the YMCA there. He thanked her for her contributions to the City and stated that she will be missed greatly.
- AWC will be this Wednesday and Thursday.
- He thanked Public Works, Parks, Police, Fire, and Doug Buell, for the hard work done this past week during the snow and ice storm. He reviewed the exceptional service and the hard work done by city staff.
- He received a thank you letter from the school district for the services provided to them during the storm.
- He distributed an agenda for the Joint School Board-Council meeting.

Staff Business

Jim Ballew had the following comments:

- He congratulated Marveta Toler for receiving the Leader in Diversity Award.
- Parks were busy with the snowfall. They cancelled all their programs. The Baxter Building was closed and the golf course is still closed.
- A rare ribbon seal showed up in the marina and stayed there for two days. This was a special event as a ribbon seal has not been seen south of Ketchikan since 1966. NOAH came down and took photographs. Staff did a good job putting up signage and protecting the mammal.
- The Heroes Half-Marathon will be held on April 29.
- His staff sent off letters to Senators Murray and Cantwell and Representative Larsen in support of the Community Transformation Grant Program. This is a valuable program to our community and about \$280 million is being threatened.
- He will be going to Olympia tomorrow to attend an all-day summit on parks and recreation funding.

- He wished the Mayor luck on his State of the City address tomorrow for employees.

Doug Buell gave a report on the Diversity Advisory Committee's Two-Year Work Plan. The plan is divided into Education, Government, Business and Workforce, Outreach and Engagement, Arts and Culture, Partnerships with Community Stakeholders, Law and Justice, and Children and Families. He reviewed the Government section which addresses what government can do to increase the importance of diversity. The goals were to make government bodies, like committees and boards, more reflective of the face of the community; to ensure that differences are considered by the Mayor and the Council in the decision-making processes; and to encourage diversity and cultural competency training for elected officials, city leaders, and personnel. Mr. Buell commented that they have already been sending out messages about vacancies in boards. They developed the Leader in Diversity Award that they granted tonight to Marvetta Toler. They have added the Google Translate tool on every page on the City's website. The Committee plans to take the contents of the Work Plan out to the community. He commended the incredible work done by the Committee. Mayor Nehring thanked the committee members who were in attendance.

Chief Smith:

- There will be no Public Safety meeting this week. There was consensus to postpone until next month.
- He reviewed traffic incidents related to the snow. He thanked the streets department for the excellent work they did during the snow.
- He congratulated Sgt. Mark Thomas and Lt. Rasmussen for putting the ops plan together and keeping everything going.

Kevin Nielsen:

- The ribbon seal was in the *Seattle Times* today on the front page of the Local section.
- He gave an update on the snow and ice event. Overall everything went very smoothly. Now they are beginning the work of cleaning up the sand. There is a chance that some of the costs may be reimbursed by FEMA.
- The Design Build contract was awarded for the break in access.

Sandy Langdon gave an update on the impacts of the snow and ice event on City Hall.

Grant Weed stated the need for an Executive Session for two items concerning Lease or Purchase of Real Estate and Performance of a Public Employee for 20 minutes with no action expected.

Gloria Hirashima commended city employees on their outstanding work during the snow event. She especially acknowledged Public Works for the exceptional work that they did.

Call on Councilmembers

Carmen Rasmussen congratulated Marvetta Toler. She thanked Public Works for plowing and for picking up garbage during the snow event.

Steve Muller also congratulated Marvetta Toler. He asked Kevin Nielsen about their purchase of a new street sweeper. He asked if it was to add additional coverage or to replace equipment. Director Nielsen said it was a replacement, but they are keeping the old one too for construction sweeping.

Rob Toyer had no comments.

Michael Stevens congratulated Marvetta Toler. He commented that he and Councilmember Toyer attended the Elected Officials Essentials presentation which was very informative. He congratulated the Publics Works crew for their work during the snow event.

Jeff Seibert congratulated Marvetta Toler. He was happy that his garbage was picked up. He was pleased that Waste Management picked up his yard waste even though they said they wouldn't get to it until next month.

Donna Wright congratulated Marvetta Toler. She also was happy about getting her garbage picked up.

The Council recessed at 9:50 p.m. for five minutes after which time they reconvened into Executive Session to discuss one personnel item and one real estate item. It was announced that the Executive Session would last five minutes with no action expected.

Executive Session

- A. Litigation
- B. Personnel – one item, per RCW 42.30.110 (1)(g)
- C. Real Estate – one item, per RCW 42.30.110 (1)(b)

Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 10:10 p.m.

Approved this _____ day of _____, 2012.

Mayor
Jon Nehring

April O'Brien
Deputy City Clerk

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Claims	AGENDA SECTION:
PREPARED BY: Sandy Langdon, Finance Director	AGENDA NUMBER:
ATTACHMENTS: Claims Listings	APPROVED BY:
	MAYOR CAO
BUDGET CODE:	AMOUNT:

Please see attached.

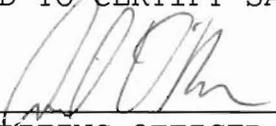
RECOMMENDED ACTION:

The Finance and Executive Departments recommend City Council approve the **January 18, 2012** claims in the amount of **\$1,824,373.53** paid by **Check No.'s 74830 through 74935**.

COUNCIL ACTION:

BLANKET CERTIFICATION
CLAIMS
FOR
PERIOD-1

I, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE **CLAIMS** IN THE AMOUNT OF **\$1,824,373.53 PAID BY CHECK NO.'S 74830 THROUGH 74935** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.



AUDITING OFFICER

1/12/12

DATE

MAYOR

DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **13TH DAY OF FEBRUARY 2012.**

COUNCIL MEMBER

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 1/13/2012 TO 1/18/2012

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
74830	REVENUE, DEPT OF	SALES & USE TAX-DEC.2011	COMMUNITY DEVELOPMENT-	0.75
	REVENUE, DEPT OF		CITY CLERK	2.10
	REVENUE, DEPT OF		POLICE ADMINISTRATION	20.82
	REVENUE, DEPT OF		ER&R	34.24
	REVENUE, DEPT OF		RECREATION SERVICES	39.99
	REVENUE, DEPT OF		CITY STREETS	200.88
	REVENUE, DEPT OF		PRO-SHOP	241.69
	REVENUE, DEPT OF		GENERAL FUND	279.07
	REVENUE, DEPT OF		WATER/SEWER OPERATION	369.55
	REVENUE, DEPT OF		INFORMATION SERVICES	719.38
	REVENUE, DEPT OF		GOLF COURSE	3,446.40
	REVENUE, DEPT OF		STORM DRAINAGE	6,253.96
	REVENUE, DEPT OF		SOLID WASTE OPERATIONS	26,885.28
	REVENUE, DEPT OF		UTIL ADMIN	46,544.67
74831	AFTS	REMITTANCE PROCESSING-DEC.2011	UTILITY BILLING	892.22
	AFTS	WEB PAYMENT SERVICES-DEC.2011	UTILITY BILLING	1,198.25
	AFTS	BILL PRINTING SERVICES-DEC.201	UTILITY BILLING	8,110.72
74832	AGRICULTURE, DEPT OF	RENEWAL-HARPRING	MAINTENANCE	33.00
	AGRICULTURE, DEPT OF	RENEWAL-MECHLING	MAINTENANCE	33.00
	AGRICULTURE, DEPT OF	RENEWAL(6)	PARK & RECREATION FAC	198.00
74833	ALBERTSONS	REFRESHMENT REIMBURSEMENT	UTIL ADMIN	9.49
74834	ALBERTSONS	SUPPLY REIMBURSEMENT	PERSONNEL ADMINISTRATIO	3.58
	ALBERTSONS		PRO-SHOP	12.00
	ALBERTSONS		RECREATION SERVICES	39.88
	ALBERTSONS		PERSONNEL ADMINISTRATIO	51.90
74835	AMERICAN CLEANERS	DRY CLEANING SERVICES	POLICE PATROL	8.68
	AMERICAN CLEANERS		POLICE ADMINISTRATION	21.70
	AMERICAN CLEANERS		OFFICE OPERATIONS	43.44
	AMERICAN CLEANERS		DETENTION & CORRECTION	52.11
	AMERICAN CLEANERS		POLICE INVESTIGATION	159.65
74836	ANDERSON, NICOLE	REFUND CLASS	PARKS-RECREATION	72.00
74837	ARAMARK UNIFORM	LAUNDRY SERVICE	MAINTENANCE	14.61
74838	AREVALO, LORENA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
74839	AUSTIN, MARGARET	CLASS REFUND	PARKS-RECREATION	144.00
74840	AYERS DISTRIBUTING	2012 EASTER EGG HUNT SUPPLIES	GENERAL FUND	-77.66
	AYERS DISTRIBUTING		RECREATION SERVICES	980.66
74841	BANK OF AMERICA	TRAINING REIMBURSEMENT	EXECUTIVE ADMIN	170.00
74842	BANK OF AMERICA	MTG/TRAINING REIMBURSEMENT	EXECUTIVE ADMIN	216.70
	BANK OF AMERICA		CITY COUNCIL	368.55
74843	BATTERIES PLUS	BATTERY REPLACEMENTS	COMPUTER SERVICES	40.29
	BATTERIES PLUS		WATER RESERVOIRS	40.30
74844	BICKFORD FORD	ENGINE COOLING ASSEMBLY	EQUIPMENT RENTAL	235.67
74845	BLACK ROCK CABLE INC	I-NET LEASE	COMPUTER SERVICES	493.50
74846	BOYD, RAE	INMATE MEDICAL CARE	DETENTION & CORRECTION	3,000.00
74847	BREWER, MARTY	USED GOLF BALLS	GOLF COURSE	250.00
74848	BURCH, MYRNA	UTILITY TAX REBATE	NON-DEPARTMENTAL	85.42
74849	CAPTAIN DIZZYS EXXON	CAR WASHES	PARK & RECREATION FAC	4.50
	CAPTAIN DIZZYS EXXON		POLICE PATROL	184.50
74850	CASCADE DISTRICT	BAIL POSTED	GENERAL FUND	290.00
74851	CIC VALUATION GROUP	PROFESSIONAL SERVICES	ENGR-GENL	2,500.00
74852	COAST TO COAST	SUPPLIES	GENERAL FUND	-35.20
	COAST TO COAST		CRIME PREVENTION	444.40
74853	COMMERCE DEPT OF	MEMBERSHIP FEE	NON-DEPARTMENTAL	50.00
74854	CONSOLIDATED PRESS	WINTER/SPRING 2012 ACTIVITIES	EXECUTIVE ADMIN	1,923.40
	CONSOLIDATED PRESS		RECREATION SERVICES	3,402.62
74855	COSTLESS SENIOR SRVC	INMATE PRESCRIPTIONS	DETENTION & CORRECTION	145.58
	COSTLESS SENIOR SRVC		DETENTION & CORRECTION	624.02

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74856	CUZ CONCRETE PROD	JET SET CONCRETE REPAIR	STORM DRAINAGE	915.50
	CUZ CONCRETE PROD	GALV HATCH VAULT COVER	WATER SERVICE INSTALL	2,307.75
74857	DAHLBERG, LESLIE	RENTAL DEPOSIT REFUND	GENERAL FUND	200.00
74858	DANIELS, DON	UTILITY TAX REBATE	NON-DEPARTMENTAL	69.42
74859	DB SECURE SHRED	SHREDDING SERVICES	PERSONNEL ADMINISTRATIO	19.13
	DB SECURE SHRED		POLICE INVESTIGATION	45.85
	DB SECURE SHRED		POLICE PATROL	45.85
	DB SECURE SHRED		DETENTION & CORRECTION	45.85
	DB SECURE SHRED		OFFICE OPERATIONS	45.87
74860	DIAMOND B CONSTRUCT	SERVICE CALL-PSB	PUBLIC SAFETY FAC-GENL	658.58
	DIAMOND B CONSTRUCT	SERVICE CALL-LIBRARY	LIBRARY-GENL	670.67
	DIAMOND B CONSTRUCT	SERVICE CALL-DELTA BLDG	NON-DEPARTMENTAL	864.28
74861	DICKS TOWING	TOWING EXPENSE MP 11-8795	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE MP 11-8862	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE MP 11-8906	POLICE PATROL	43.44
74862	DINWIDDIE,RUTH&BOBBY	UTILITY TAX REBATE	NON-DEPARTMENTAL	66.31
74863	E&E LUMBER	CARPENTER ANT KILLER	ADMIN FACILITIES	4.66
	E&E LUMBER	JUMBO MARKERS	PARK & RECREATION FAC	6.49
	E&E LUMBER	BROOM	PARK & RECREATION FAC	13.67
	E&E LUMBER	SCREWS & BITS	MAINT OF GENL PLANT	27.32
	E&E LUMBER	PIPE	PARK & RECREATION FAC	42.32
	E&E LUMBER	FLANGE,PIPE,FASTNERS	PARK & RECREATION FAC	163.93
74864	EDGE ANALYTICAL	LAB ANALYSIS	WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	20.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	30.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	127.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	150.00
74865	ENFORCEMENT TECH.	EQUIPMENT REPAIR	GENERAL FUND	-53.86
	ENFORCEMENT TECH.		POLICE PATROL	680.10
74866	EVERETT HERALD	RENEWAL	COMMUNITY CENTER	162.00
74867	FASHEMPOUR, DUANE	RECOVERY CONTRACT#289-WATER	WATER/SEWER OPERATION	6,418.66
74868	FCS GROUP	PROFESSIONAL SERVICES	SOLID WASTE OPERATIONS	1,920.00
74869	FERRELLGAS	PROPANE	SOLID WASTE OPERATIONS	43.84
	FERRELLGAS		WATER SERVICE INSTALL	43.84
	FERRELLGAS		TRAFFIC CONTROL DEVICES	43.84
	FERRELLGAS		ROADWAY MAINTENANCE	43.84
74870	GENERAL ADMINISTRAT	WIN 7 LICENSES-BITLOCKER ENCRY	COMPUTER SERVICES	8,767.28
74871	GILLETTE, DON	UTILITY TAX REBATE	UTIL ADMIN	36.22
	GILLETTE, DON		NON-DEPARTMENTAL	39.74
	GILLETTE, DON		UTIL ADMIN	128.41
74872	GOODWIN, SANDY	REFUND	PARKS-RECREATION	70.00
74873	GREENSHIELDS	REPAIR FLAG LANYARD	PARK & RECREATION FAC	14.96
	GREENSHIELDS	HYDRAULIC HOSE ASSEMBLY	EQUIPMENT RENTAL	213.44
74874	HAYES, JUNE & CARROL	UTILITY TAX REBATE	NON-DEPARTMENTAL	58.14
74875	HORIZON FORD	FUEL SHUT OFF SOLENOID	EQUIPMENT RENTAL	586.81
74876	HYATT, JAMES	UTILITY TAX REBATE	NON-DEPARTMENTAL	25.95
74877	INFORMATION SERVICES	TELECOMMUNICATIONS	OFFICE OPERATIONS	1,121.80
74878	IZZA DUZZA ENT LLC	REFUND-BUSINESS LICENSE	GENL FUND BUS LIC & PERMI	50.00
74879	JURADO, MEGAN	REFUND	PARKS-RECREATION	80.00
74880	LASTING IMPRESSIONS	BASKETBALL LEAGUE SHIRTS	RECREATION SERVICES	5,205.52
74881	LESLIE, JAMES	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
74882	MARYSVILLE AWARDS	HOLIDAY FOOD & TOY DRIVE TROPH	PERSONNEL ADMINISTRATIO	22.26
	MARYSVILLE AWARDS	NAME BADGES-NEW COUNCIL MEMBER	CITY COUNCIL	43.44
74883	MARYSVILLE FIRE DIST	FIRE CONTROL/EMERGENCY AID SER	FIRE-GENL	198,985.10

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74883	MARYSVILLE FIRE DIST	FIRE CONTROL/EMERGENCY AID SER	FIRE-GENL	596,955.30
74884	MARYSVILLE PRINTING	VOL. APPRECIATION POST CARDS	EXECUTIVE ADMIN	36.27
	MARYSVILLE PRINTING	2012 SPRING SOCCER FLYERS	RECREATION SERVICES	126.63
	MARYSVILLE PRINTING	BUSINESS CARDS-MULLER/TOYER	CITY COUNCIL	178.97
74885	MARYSVILLE SCHOOL	2012 POOL USAGE-HEALTHY COMMUN	COMMUNITY EVENTS	1,000.00
74886	MARYSVILLE, CITY OF	60 STATE AVE	MAINT OF GENL PLANT	25.52
	MARYSVILLE, CITY OF	WTR-1050 COLUMBIA AVE	PARK & RECREATION FAC	30.19
	MARYSVILLE, CITY OF	WTR-4TH/I-5 IRR	PARK & RECREATION FAC	52.48
	MARYSVILLE, CITY OF	4" FIRELINE	ADMIN FACILITIES	65.16
	MARYSVILLE, CITY OF	WTR/SWR-316 CEDAR AVE	PARK & RECREATION FAC	95.14
	MARYSVILLE, CITY OF	WTR/SWR-514 DELTA AVE	PARK & RECREATION FAC	99.46
	MARYSVILLE, CITY OF	WTR/SWR-1050 COLUMBIA AVE	PARK & RECREATION FAC	106.29
	MARYSVILLE, CITY OF	WTR/SWR-601 DELTA AVE	NON-DEPARTMENTAL	126.42
	MARYSVILLE, CITY OF	WATER-1ST ST & STATE AVE	PARK & RECREATION FAC	162.08
	MARYSVILLE, CITY OF	WTR/SWR-61 STATE AVE	PARK & RECREATION FAC	176.72
	MARYSVILLE, CITY OF	WTR/SWR-80 COLUMBIA	MAINT OF GENL PLANT	177.80
	MARYSVILLE, CITY OF	GARBAGE 80 COLUMBIA	ROADWAY MAINTENANCE	575.00
	MARYSVILLE, CITY OF	WTR/SWR/GBG-514 DELTA AVE	COMMUNITY CENTER	604.24
	MARYSVILLE, CITY OF	WTR/SWR/GBG-1326 1ST ST #B	STORM DRAINAGE	618.86
	MARYSVILLE, CITY OF	WTR/SWR/GBG-1015 STATE AVE	COURT FACILITIES	630.70
	MARYSVILLE, CITY OF	WTR/SWR/GBG-1049 STATE AVE	ADMIN FACILITIES	699.36
	MARYSVILLE, CITY OF	GARBAGE-80 COLUMBIA AVE	EQUIPMENT RENTAL	751.12
	MARYSVILLE, CITY OF	WTR/SWR/GBG-80 COLUMBIA	WASTE WATER TREATMENT	1,542.06
	MARYSVILLE, CITY OF	WTR-80 COLUMBIA AVE	WASTE WATER TREATMENT	1,640.75
74887	MASTRI, BOBBI	REFUND	PARKS-RECREATION	58.00
74888	MEYER, RUTHIE	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
74889	MOTION PICTURE	MPLC UMBRELLA LICENSE	BAXTER CENTER APPRE	290.91
74890	MOTOROLA	RADIO REPAIR	POLICE PATROL	426.80
74891	NEXTEL	ACCT #130961290	WATER FILTRATION PLANT	69.31
	NEXTEL		SEWER LIFT STATION	69.31
74892	NORTHWEST CASCADE	HONEY BUCKET	PARK & RECREATION FAC	112.68
74893	OFFICE DEPOT	OFFICE SUPPLIES	UTIL ADMIN	3.76
	OFFICE DEPOT		COMMUNITY DEVELOPMENT-	3.76
	OFFICE DEPOT		ENGR-GENL	12.55
	OFFICE DEPOT		COMMUNITY DEVELOPMENT-	46.75
	OFFICE DEPOT		POLICE PATROL	222.30
74894	OKANOGAN COUNTY JAIL	HOUSING-DEC.2011	DETENTION & CORRECTION	13,277.23
74895	OREGON MUDDERS INC	RAIN BOOTS	GOLF COURSE	112.00
74896	PACIFIC NW BUSINESS	TONER	FINANCE-GENL	39.61
	PACIFIC NW BUSINESS		CITY CLERK	39.61
74897	PELZER GOLF SUPPLIES	PRINTED GOLF TOWELS	GOLF COURSE	480.75
74898	PETROCARD SYSTEMS	FUEL CONSUMED	EQUIPMENT RENTAL	55.95
	PETROCARD SYSTEMS		STORM DRAINAGE	92.32
	PETROCARD SYSTEMS		BUILDING MAINTENANCE	210.90
	PETROCARD SYSTEMS		PARK & RECREATION FAC	284.78
	PETROCARD SYSTEMS		COMMUNITY DEVELOPMENT-	379.26
	PETROCARD SYSTEMS		GENERAL SERVICES - OVERH	1,938.61
	PETROCARD SYSTEMS		SOLID WASTE OPERATIONS	3,406.35
	PETROCARD SYSTEMS		MAINT OF EQUIPMENT	4,843.70
	PETROCARD SYSTEMS		POLICE PATROL	6,791.33
74899	PRINGLE, HARRY	UTILITY TAX REBATE	NON-DEPARTMENTAL	31.04
	PRINGLE, HARRY		UTIL ADMIN	36.22
	PRINGLE, HARRY		UTIL ADMIN	128.41
74900	PUBLIC FINANCE INC.	LID ADMINISTRATION	NON-DEPARTMENTAL	220.07
	PUBLIC FINANCE INC.		ENTERPRISE D/S	327.25
74901	PUD	ACCT #2026-7070-9	STREET LIGHTING	53.88
	PUD	ACCT #2011-4215-5	TRANSPORTATION MANAGEM	68.46

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74901	PUD	ACCT #2004-9950-7	PARK & RECREATION FAC	72.58
	PUD	ACCT #2004-9984-6	PARK & RECREATION FAC	72.58
	PUD	ACCT #2025-7611-2	STREET LIGHTING	106.54
	PUD	ACCT #2033-4458-5	STREET LIGHTING	196.54
	PUD	ACCT #2008-1280-8	PUMPING PLANT	587.36
	PUD	ACCT #2024-6155-4	SEWER LIFT STATION	1,106.11
	PUD	ACCT #2026-0420-3	STREET LIGHTING	1,389.37
	PUD		STREET LIGHTING	1,841.74
	PUD	ACCT #2025-7611-2	STREET LIGHTING	2,024.32
	PUD	ACCT #2028-8209-8	STREET LIGHTING	8,097.29
	PUD		STREET LIGHTING	12,664.99
74902	PUGET SOUND ENERGY	ACCT #856-208-715-8	NON-DEPARTMENTAL	78.44
	PUGET SOUND ENERGY	ACCT.# 616-190-400-5	COMMUNITY CENTER	84.32
	PUGET SOUND ENERGY	ACCT #433-744-084-8 DELTA BLDG	NON-DEPARTMENTAL	91.03
	PUGET SOUND ENERGY	ACCT #433-744-264-6	PRO-SHOP	128.01
	PUGET SOUND ENERGY	ACCT # 922-456-500-3	MAINT OF GENL PLANT	177.24
	PUGET SOUND ENERGY	ACCT #549-775-008-2 CITY HALL	ADMIN FACILITIES	598.62
	PUGET SOUND ENERGY	ACCT #835-819-211-3	COURT FACILITIES	649.47
	PUGET SOUND ENERGY	ACCT. # 435-851-700-3	MAINT OF GENL PLANT	821.48
	PUGET SOUND ENERGY	ACCT #753-901-800-7	PUBLIC SAFETY FAC-GENL	1,332.08
74903	PUGET SOUND SECURITY	KEYS	WASTE WATER TREATMENT	10.58
74904	REVENUE, DEPT OF	4TH QTR LEASEHOLD TAX 2011	WATER/SEWER OPERATION	682.74
	REVENUE, DEPT OF		GOLF COURSE	1,348.20
	REVENUE, DEPT OF		GENERAL FUND	1,720.65
	REVENUE, DEPT OF		WATER SERVICES	2,906.25
74905	REX'S RENTALS, SALES	RENTAL EQUIPMENT-TOUR OF LIGHT	PRO-SHOP	108.60
74906	RICHARD, MICHAEL	LAB ANALYSIS	WASTE WATER TREATMENT	350.00
74907	RIDER, SARAH	REFUND	PARKS-RECREATION	40.00
74908	SERIES, SHON	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
74909	SIMS, JAMES & WANDA	UTILITY TAX REBATE	NON-DEPARTMENTAL	99.69
74910	SMITH, LUETTA		NON-DEPARTMENTAL	41.32
74911	SNO CO AUDITOR	VOTER REGISTRATION FEE	NON-DEPARTMENTAL	80,265.00
74912	SNO CO TREASURER	CRIME VICTIM/WITNESS FUNDS	CRIME VICTIM	945.60
74913	SNO CO TREASURER	HOUSING-DEC.2011	DETENTION & CORRECTION	24,199.92
74914	SONITROL	SECURITY SERVICES	PUBLIC SAFETY FAC-GENL	97.00
	SONITROL		PARK & RECREATION FAC	128.00
	SONITROL		COMMUNITY CENTER	138.00
	SONITROL		WATER FILTRATION PLANT	238.25
	SONITROL		WASTE WATER TREATMENT	238.41
	SONITROL		ADMIN FACILITIES	323.00
	SONITROL		UTIL ADMIN	406.00
74915	SOUTH DISTRICT COURT	BAIL POSTED	GENERAL FUND	1,000.00
74916	STATE PATROL	BACKGROUND CHECKS-DEC.2011	PERSONNEL ADMINISTRATIO	120.00
74917	SUBURBAN PROPANE	PROPANE	MAINTENANCE	723.99
74918	UNITED PARCEL SERVIC	SHIPPING EXPENSE	POLICE PATROL	19.32
	UNITED PARCEL SERVIC		WASTE WATER TREATMENT	107.22
74919	VERIZON/FRONTIER	ACCT. # 03 0275 1093675586 10	TRAFFIC CONTROL DEVICES	50.18
	VERIZON/FRONTIER	ACCT. # 03 0275 1075678927 08	TRAFFIC CONTROL DEVICES	52.61
	VERIZON/FRONTIER	ACCT #101043276407	STREET LIGHTING	53.97
	VERIZON/FRONTIER	ACCT #POLE BLDG	POLICE PATROL	53.97
	VERIZON/FRONTIER	ACCT. # 03 0254 1039572340 07	WASTE WATER TREATMENT	65.53
	VERIZON/FRONTIER	ACCT #1109792481505	UTIL ADMIN	74.92
	VERIZON/FRONTIER	ACCT #101451140308	PUBLIC SAFETY FAC-GENL	105.21
	VERIZON/FRONTIER	ACCT #100152074306	ADMIN FACILITIES	107.93
	VERIZON/FRONTIER	ACCT #106241644206	CENTRAL SERVICES	653.39
74920	VERIZON/FRONTIER	ACCT # 971967546-00001	MUNICIPAL COURTS	-47.90
	VERIZON/FRONTIER		PURCHASING/CENTRAL STOF	24.89

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74920	VERIZON/FRONTIER	ACCT # 971967546-00001	CRIME PREVENTION	30.25
	VERIZON/FRONTIER		ANIMAL CONTROL	30.25
	VERIZON/FRONTIER		LEGAL-GENL	43.01
	VERIZON/FRONTIER		STORM DRAINAGE	43.01
	VERIZON/FRONTIER		COMPUTER SERVICES	43.01
	VERIZON/FRONTIER		EXECUTIVE ADMIN	49.78
	VERIZON/FRONTIER		UTILITY BILLING	49.78
	VERIZON/FRONTIER		SOLID WASTE CUSTOMER E	49.78
	VERIZON/FRONTIER		GOLF ADMINISTRATION	49.78
	VERIZON/FRONTIER		EQUIPMENT RENTAL	49.78
	VERIZON/FRONTIER		BUILDING MAINTENANCE	49.78
	VERIZON/FRONTIER		ENGR-GENL	55.16
	VERIZON/FRONTIER		FINANCE-GENL	55.16
	VERIZON/FRONTIER		RECREATION SERVICES	55.16
	VERIZON/FRONTIER		PARK & RECREATION FAC	55.16
	VERIZON/FRONTIER		PERSONNEL ADMINISTRATIO	55.16
	VERIZON/FRONTIER		YOUTH SERVICES	60.50
	VERIZON/FRONTIER		WASTE WATER TREATMENT	65.16
	VERIZON/FRONTIER		COMMUNITY DEVELOPMENT-	74.67
	VERIZON/FRONTIER		RECREATION SERVICES	74.67
	VERIZON/FRONTIER		UTIL ADMIN	86.10
	VERIZON/FRONTIER		COMMUNITY DEVELOPMENT-	86.51
	VERIZON/FRONTIER		STORM DRAINAGE	99.56
	VERIZON/FRONTIER		EXECUTIVE ADMIN	110.32
	VERIZON/FRONTIER		UTIL ADMIN	110.32
	VERIZON/FRONTIER		LEGAL - PROSECUTION	110.70
	VERIZON/FRONTIER		OFFICE OPERATIONS	121.00
	VERIZON/FRONTIER		PARK & RECREATION FAC	124.45
	VERIZON/FRONTIER		STORM DRAINAGE	124.45
	VERIZON/FRONTIER		COMMUNITY DEVELOPMENT-	149.34
	VERIZON/FRONTIER		DETENTION & CORRECTION	181.50
	VERIZON/FRONTIER		WASTE WATER TREATMENT	195.65
	VERIZON/FRONTIER		ENGR-GENL	199.12
	VERIZON/FRONTIER		POLICE ADMINISTRATION	220.64
	VERIZON/FRONTIER		POLICE INVESTIGATION	233.43
	VERIZON/FRONTIER		POLICE ADMINISTRATION	273.21
	VERIZON/FRONTIER		COMPUTER SERVICES	279.94
	VERIZON/FRONTIER		GENERAL SERVICES - OVERH	323.57
	VERIZON/FRONTIER		UTIL ADMIN	559.33
	VERIZON/FRONTIER		POLICE PATROL	1,297.50
	VERIZON/FRONTIER		TRIBAL GAMING-GENL	1,849.43
74921	WA STATE BAR ASSOCIA	LICENSE RENEWAL-MILLETT	LEGAL - PROSECUTION	474.00
74922	WA STATE TREASURER	PUBLIC SAFETY & BLDG REVENUE	GENERAL FUND	598.50
	WA STATE TREASURER		GENERAL FUND	51,165.54
74923	WA STATE TREASURER	FORFEITED PROPERTY-STATE PORTI	DRUG SEIZURE	514.30
74924	WARD, KEVIN	MEAL REIMBURSEMENT PER CONTRAC	UTIL ADMIN	14.00
74925	WASHINGTON STATE UNV	REGISTRATION-ROBINSON	PARK & RECREATION FAC	50.00
	WASHINGTON STATE UNV	REGISTRATION-ROTH	PARK & RECREATION FAC	50.00
	WASHINGTON STATE UNV	REGISTRATION-SZECHENYI	PARK & RECREATION FAC	50.00
	WASHINGTON STATE UNV	REGISTRATION-BACKSTROM	PARK & RECREATION FAC	100.00
	WASHINGTON STATE UNV	REGISTRATION-PHELPS	PARK & RECREATION FAC	100.00
74926	WCIA	LIABILITY & PROPERTY PROGRAM	GENERAL FUND	1,256.00
	WCIA		GENERAL FUND	2,511.00
	WCIA		GENERAL FUND	2,512.00
	WCIA		GENERAL FUND	3,139.00
	WCIA		GENERAL FUND	3,767.00
	WCIA		GENERAL FUND	3,767.00

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 1/13/2012 TO 1/18/2012

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
74926	WCIA	LIABILITY & PROPERTY PROGRAM	ER&R	4,395.00
	WCIA		GENERAL FUND	5,023.00
	WCIA		WATER/SEWER OPERATION	6,279.00
	WCIA		GENERAL FUND	6,279.00
	WCIA		GENERAL FUND	6,907.00
	WCIA		GENERAL FUND	7,535.00
	WCIA		GENERAL FUND	7,535.00
	WCIA		GENERAL FUND	8,791.00
	WCIA		GENERAL FUND	11,930.00
	WCIA		GENERAL FUND	13,186.00
	WCIA		GENERAL FUND	13,814.00
	WCIA		GENERAL FUND	16,325.00
	WCIA		GENERAL FUND	18,209.00
	WCIA		GENERAL FUND	25,744.00
	WCIA		GOLF COURSE	27,628.00
	WCIA		GARBAGE	45,837.00
	WCIA		GENERAL FUND	52,116.00
	WCIA		CITY STREETS	57,139.00
	WCIA		WATER/SEWER OPERATION	276,277.00
74927	WEBCHECK	WEBCHECK SERVICES DEC.2011	UTILITY BILLING	615.00
74928	WEST PAYMENT CENTER	WEST INFORMATION CHARGES	LEGAL - PROSECUTION	610.06
74929	WESTERN FACILITIES	JANITORIAL SUPPLIES	DETENTION & CORRECTION	48.08
74930	WETZEL, JAKE	MEAL REIMBURSEMENT PER CONTRAC	UTIL ADMIN	8.69
74931	WILBUR-ELLIS	TEEJET TIP SPRAY NOZZLES	MAINTENANCE	68.17
74932	WILLIAMS, JOHN	UTILITY TAX REBATE	NON-DEPARTMENTAL	79.56
74933	WOGGE, CHESTER	USED GOLF BALLS	GOLF COURSE	90.00
74934	WOLTERS KLUWER LAW	2012 BASIC GUIDE TO PAYROLL	FINANCE-GENL	407.26
74935	WWCPA	RENEWAL-BROWN, EDDIE	UTIL ADMIN	15.00
	WWCPA	RENEWAL-CALLAHAN	UTIL ADMIN	15.00
	WWCPA	RENEWAL-CRAIN	UTIL ADMIN	15.00
	WWCPA	RENEWAL-DZAWALA	UTIL ADMIN	15.00
	WWCPA	RENEWAL-KINNEY, PAUL	UTIL ADMIN	15.00
	WWCPA	RENEWAL-ROODZANT	UTIL ADMIN	15.00
	WWCPA	RENEWAL-SCHOOLCRAFT	UTIL ADMIN	15.00
	WWCPA	RENEWAL-LATIMER	UTIL ADMIN	30.00
WARRANT TOTAL:				<u>1,824,373.53</u>

REASON FOR VOIDS:

- INITIATOR ERROR
- WRONG VENDOR
- CHECK LOST IN MAIL
- UNCLAIMED PROPERTY

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Claims	AGENDA SECTION:	
PREPARED BY: Sandy Langdon, Finance Director	AGENDA NUMBER:	
ATTACHMENTS: Claims Listings	APPROVED BY:	
	MAYOR	CAO
BUDGET CODE:	AMOUNT:	

Please see attached.

RECOMMENDED ACTION: The Finance and Executive Departments recommend City Council approve the January 25, 2012 claims in the amount of \$351,526.10 paid by Check No.'s 74936 through 75021 .
COUNCIL ACTION:

BLANKET CERTIFICATION

CLAIMS
FOR
PERIOD-1

I, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE **CLAIMS** IN THE AMOUNT OF **\$351,526.10 PAID BY CHECK NO.'S 74936 THROUGH 75021** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

AUDITING OFFICER

DATE

MAYOR

DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **13TH DAY OF FEBRUARY 2012.**

COUNCIL MEMBER

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 1/19/2012 TO 1/25/2012**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
74936	AMSAN SEATTLE	DEGREASER	ER&R	399.98
74937	ARLINGTON, CITY OF	4TH QTR 2011 SURFACE WATER	WATER/SEWER OPERATION	40,050.71
74938	ASSN OF WA CITIES	2012 SERVICE FEE	NON-DEPARTMENTAL	41,036.00
74939	BICKFORD FORD	COMPRESSOR PRESSURE RELIEF VAL	EQUIPMENT RENTAL	9.11
	BICKFORD FORD	FRONT BRAKE PAD SET	ER&R	130.28
	BICKFORD FORD	THROTTLE BODY ASSEMBLY	EQUIPMENT RENTAL	213.97
74940	BORDER, MAXINE	UTILITY TAX REBATE	UTIL ADMIN	36.22
	BORDER, MAXINE		NON-DEPARTMENTAL	61.25
	BORDER, MAXINE		UTIL ADMIN	128.41
74941	CARDWELL, IRATXE	INTERPRETER SERVICES	COURTS	100.00
74942	CODE PUBLISHING	MMC ELECTRONIC UPDATE	CITY CLERK	326.31
74943	COOP SUPPLY	ANTI-FREEZE	PARK & RECREATION FAC	14.29
74944	CREIGHTON ENGINEERIN	PROFESSIONAL SERVICES	COMMUNITY DEVELOPMENT-	350.00
74945	CROWN FILMS LLC	DOG WASTE BAGS	STORM DRAINAGE	609.84
74946	CUTTING EDGE BUILDER	HYDRANT METER REFUND	WATER/SEWER OPERATION	657.36
74947	DAGGETT, KIM	MEAL REIMBURSEMENT	UTIL ADMIN	20.88
74948	DB SECURE SHRED	SHREDDING SERVICES	CITY CLERK	7.31
	DB SECURE SHRED		FINANCE-GENL	7.31
	DB SECURE SHRED		UTILITY BILLING	7.32
	DB SECURE SHRED		PROBATION	16.45
	DB SECURE SHRED		MUNICIPAL COURTS	49.38
74949	DELL	DATACENTER PROJECT/SERVER	IS REPLACEMENT ACCOUNTS	11,058.88
74950	DONALDSON, BRENDA	SUPPLY REIMBURSEMENT	UTIL ADMIN	43.43
74951	DOPPS, MARIA C.	INTERPRETER SERVICES	COURTS	104.45
	DOPPS, MARIA C.		COURTS	300.00
74952	DUNBAR, ARLINE	UTILITY TAX REBATE	NON-DEPARTMENTAL	25.40
74953	E&E LUMBER	PAINT	PARK & RECREATION FAC	39.09
	E&E LUMBER	HAND TROWEL,BIT HOLDER/SET	BUILDING MAINTENANCE	40.69
	E&E LUMBER	SCREW,CIRCULAR SAW,ETC.	PARK & RECREATION FAC	283.73
	E&E LUMBER	LUMBER	PARK & RECREATION FAC	754.88
74954	ECKMAN, WALTER	UTILITY TAX REBATE	NON-DEPARTMENTAL	34.15
74955	EDWARDS, BARBARA		NON-DEPARTMENTAL	34.48
	EDWARDS, BARBARA		UTIL ADMIN	36.22
	EDWARDS, BARBARA		UTIL ADMIN	128.41
74956	ENGINEERING BUSINESS	MAINTENANCE AGREEMENT	UTIL ADMIN	106.43
74957	EVERETT STAMP WORKS	INK REFILL	EXECUTIVE ADMIN	15.04
74958	EVERGREEN SECURITY	FIRE/SECURITY MONITORING	COURT FACILITIES	117.00
74959	FIRE PROTECTION,INC	FIRE MONITORING	WATER FILTRATION PLANT	204.00
	FIRE PROTECTION,INC	FIRE MONITORING & MAINTENANCE	PUBLIC SAFETY FAC-GENL	204.00
74960	FOOTJOY	SHOES	GOLF COURSE	103.08
74961	FULLERTON & ASSOCIAT	PROFESSIONAL SERVICES	GMA - STREET	690.00
74962	GOVCONNECTION INC	MEMORY UPGRADE	COMPUTER SERVICES	69.50
	GOVCONNECTION INC	PRINTER	MUNICIPAL COURTS	161.81
74963	GRAYBAR ELECTRIC CO	MISC. SCREWS, BUSHINGS	MAINT OF GENL PLANT	55.93
74964	GREGG, LYNDA	UTILITY TAX REBATE	NON-DEPARTMENTAL	103.57
74965	GRIFFEN, CHRIS	PUBLIC DEFENDER	LEGAL - PUBLIC DEFENSE	75.00
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	112.50
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	150.00
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	187.50
74966	HACKNEY, JANET	UTILITY TAX REBATE	NON-DEPARTMENTAL	62.03
74967	HANSEN, BARBARA		NON-DEPARTMENTAL	32.44
	HANSEN, BARBARA		UTIL ADMIN	36.22
	HANSEN, BARBARA		UTIL ADMIN	128.41
74968	HANSEN, LEWIS R	ULTRASONIC CLEAN	UTIL ADMIN	59.74
74969	HARRIS, JANENE	UTILITY TAX REBATE	NON-DEPARTMENTAL	48.89
74970	HATHAWAY, BEVERLEY		NON-DEPARTMENTAL	61.83
74971	HINKSON, VIOLA		NON-DEPARTMENTAL	58.28

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 1/19/2012 TO 1/25/2012

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
74995	PARTS STORE, THE	LIGHT BULB	EQUIPMENT RENTAL	2.17
	PARTS STORE, THE	ENGINE COOLANT THERM.	EQUIPMENT RENTAL	5.52
	PARTS STORE, THE	AMBER LED MARKER LIGHT	ER&R	52.30
	PARTS STORE, THE	OIL FILTERS, WIPER BLADES	ER&R	73.88
	PARTS STORE, THE	REAR BRAKE PAD SET	EQUIPMENT RENTAL	124.99
74996	PEACE OF MIND	MINUTE TAKING SERVICES	CITY CLERK	142.60
	PEACE OF MIND		CITY CLERK	173.60
74997	PSSP - PUGET SOUND	SECURITY SERVICES	PROBATION	753.38
	PSSP - PUGET SOUND		MUNICIPAL COURTS	2,260.12
74998	PUD	ACCT #2009-7395-6	SEWER LIFT STATION	47.46
	PUD	ACCT #2024-6102-6	MAINT OF GENL PLANT	49.90
	PUD	ACCT #2021-7595-6	TRAFFIC CONTROL DEVICES	78.12
	PUD	ACCT #2020-0032-9	PARK & RECREATION FAC	88.70
	PUD	ACCT #2031-9973-2	TRANSPORTATION MANAGEM	107.10
	PUD	ACCT #2004-4880-1	TRANSPORTATION MANAGEM	126.76
	PUD	ACCT #2010-6528-1	PARK & RECREATION FAC	126.84
	PUD	ACCT #2020-0351-3	PUMPING PLANT	138.24
	PUD	ACCT #2023-6854-4	TRANSPORTATION MANAGEM	230.41
	PUD	ACCT #2023-6855-1	PARK & RECREATION FAC	304.50
	PUD	ACCT #2016-2888-0	WASTE WATER TREATMENT	441.00
	PUD	ACCT #2016-7563-4	WASTE WATER TREATMENT	766.75
	PUD	ACCT #2011-4725-3	PUMPING PLANT	868.06
	PUD	ACCT #2010-2169-8	PARK & RECREATION FAC	1,038.36
	PUD	ACCT #2010-2160-7	PARK & RECREATION FAC	1,094.77
	PUD	ACCT #2008-2454-8	MAINT OF GENL PLANT	1,414.02
	PUD	ACCT #2021-7733-3	MAINT OF GENL PLANT	1,600.03
	PUD	ACCT #2015-8728-4	WASTE WATER TREATMENT	1,707.55
	PUD	ACCT #2003-0347-7	WATER FILTRATION PLANT	2,173.63
	PUD	ACCT #2015-7792-1	PUMPING PLANT	2,494.52
	PUD	ACCT #2014-6303-1	PUBLIC SAFETY FAC-GENL	3,605.58
	PUD	ACCT #2016-3968-9	MAINT OF GENL PLANT	3,669.37
	PUD	ACCT.# 2020-0499-0	LIBRARY-GENL	5,033.42
	PUD	ACCT. # 2014-2063-5	WASTE WATER TREATMENT	9,807.76
	PUD	ACCT #2020-7500-8	WASTE WATER TREATMENT	14,016.90
	PUD	ACCT #2017-2118-0	WASTE WATER TREATMENT	15,769.93
74999	RADIOSHACK	POWER SUPPLY	TRIBAL GAMING-GENL	86.87
75000	RECREATION & PARK	REGISTRATION-MIZELL	RECREATION SERVICES	249.00
75001	RUSDEN, JOHN	PROTEM SERVICES	MUNICIPAL COURTS	740.00
75002	SAFEWAY INC.	SUPPLY REIMBURSEMENT	EXECUTIVE ADMIN	3.87
	SAFEWAY INC.		EXECUTIVE ADMIN	13.34
	SAFEWAY INC.		CITY COUNCIL	44.04
	SAFEWAY INC.		CITY COUNCIL	52.42
75003	SERS	SERS OPERATING ASSESSMENT	COMMUNICATION CENTER	152,078.00
75004	SIMON, TERRY	PROTEM SERVICES	MUNICIPAL COURTS	370.00
75005	SIX ROBBLEES INC	PINTLE HITCH EYE	EQUIPMENT RENTAL	31.61
75006	SOUND PUBLISHING	LEGAL ADS	CITY CLERK	103.27
	SOUND PUBLISHING		COMMUNITY DEVELOPMENT-	116.74
75007	STCLAIR, MAE	UTILITY TAX REBATE	NON-DEPARTMENTAL	76.19
75008	STRATEGIES 360	PROFESSIONAL SERVICES	NON-DEPARTMENTAL	1,750.00
75009	STUNS, BONITA	UTILITY TAX REBATE	NON-DEPARTMENTAL	73.66
75010	SUBURBAN PROPANE	PROPANE	PARK & RECREATION FAC	1,500.93
75011	TAB PRODUCTS CO	FILE FOLDERS, LABELS	MUNICIPAL COURTS	1,341.84
75012	THORLEIFSON, JOANNE	UTILITY TAX REBATE	NON-DEPARTMENTAL	50.76
75013	TITLEIST	GOLF BALLS	GOLF COURSE	234.41
	TITLEIST		GOLF COURSE	884.45
75014	TORO NSN	LEASE PAYMENT	MAINTENANCE	134.00
75015	VERIZON/FRONTIER	ACCT# 03 0275 1054427570 10	EXECUTIVE ADMIN	23.87

DATE: 1/23/2012
TIME: 1:32:26PM

CITY OF MARYSVILLE
INVOICE LIST
FOR INVOICES FROM 1/19/2012 TO 1/25/2012

PAGE: 4

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
75015	VERIZON/FRONTIER	ACCT.# 030275105943275009	STREET LIGHTING	49.59
	VERIZON/FRONTIER	ACCT #102954091901	UTIL ADMIN	53.04
	VERIZON/FRONTIER		COMMUNITY DEVELOPMENT-	53.04
	VERIZON/FRONTIER	ACCT #404449227007	PERSONNEL ADMINISTRATIO	55.69
	VERIZON/FRONTIER	ACCT #109471572710	POLICE INVESTIGATION	60.20
	VERIZON/FRONTIER		RECREATION SERVICES	79.80
	VERIZON/FRONTIER	ACCT #102857559902	LIBRARY-GENL	106.08
	VERIZON/FRONTIER	ACCT #404449227007	MUNICIPAL COURTS	209.50
75016	WALTMAN, RUTH	UTILITY TAX REBATE	NON-DEPARTMENTAL	16.86
75017	WESTERN PETERBILT	AMBER MAKER LIGHT	ER&R	139.99
75018	WETZEL, JAKE	ENDORSEMENT FEE REIMBURSEMENT	UTIL ADMIN	71.00
75019	WILLIAMS, LAURIE	REFUND	GENL FUND BUS LIC & PERMI	50.00
75020	WITHROW, JOYCE	UTILITY TAX REBATE	NON-DEPARTMENTAL	33.02
	WITHROW, JOYCE		UTIL ADMIN	36.22
	WITHROW, JOYCE		UTIL ADMIN	128.41
75021	WOODBURY, VIOLET		NON-DEPARTMENTAL	22.90
WARRANT TOTAL:				<u>351,526.10</u>

REASON FOR VOIDS:

INITIATOR ERROR
WRONG VENDOR
CHECK LOST IN MAIL
UNCLAIMED PROPERTY

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Claims	AGENDA SECTION:	
PREPARED BY: Sandy Langdon, Finance Director	AGENDA NUMBER:	
ATTACHMENTS: Claims Listings	APPROVED BY:	
	MAYOR	CAO
BUDGET CODE:	AMOUNT:	

Please see attached.

RECOMMENDED ACTION:

The Finance and Executive Departments recommend City Council approve the **February 1, 2012** claims in the amount of **\$1,153,603.87** paid by **Check No.'s 75022 through 75147 with Check No.'s 73685 and 74696 voided.**

COUNCIL ACTION:

BLANKET CERTIFICATION

CLAIMS

FOR

PERIOD-2

I, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE **CLAIMS** IN THE AMOUNT OF **\$1,153,603.87 PAID BY CHECK NO.'S 75022 THROUGH 75147 WITH CHECK NO.'S 73685 AND 74696 VOIDED** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

Carol O'Brien

AUDITING OFFICER

1/26/12

DATE

MAYOR

DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **13TH DAY OF FEBRUARY 2012.**

COUNCIL MEMBER

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 1/26/2012 TO 2/1/2012**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
75022	AAA FIRE & SAFETY	CARBON DIOXIDE	WATER/SEWER OPERATION	81.90
75023	ALBERTSONS	SUPPLY REIMBURSEMENT	DETENTION & CORRECTION	164.39
75024	AMSAN SEATTLE	JANITORIAL SUPPLIES-PW SHOP	MAINT OF GENL PLANT	177.09
	AMSAN SEATTLE	JANITORIAL SUPPLIES-PSB	PUBLIC SAFETY FAC-GENL	242.45
	AMSAN SEATTLE	JANITORIAL SUPPLIES-CITY HALL	ADMIN FACILITIES	323.33
	AMSAN SEATTLE	JANITORIAL SUPPLIES-PW ADMIN	UTIL ADMIN	348.91
	AMSAN SEATTLE	JANITORIAL SUPPLIES-COURT	COURT FACILITIES	424.72
75025	ANGEL, MARIA	UB 249999999400 10502 57TH DR	WATER/SEWER OPERATION	17.32
75026	ASSN OF WA CITIES	2012 AWC DRUG & ALCOHOL TESTIN	UTIL ADMIN	3,119.00
75027	ATTERBERRY REAL ESTA	UB 651060462000 10604 62ND AVE	WATER/SEWER OPERATION	116.62
75028	B.H.W. HOLDINGS LLC	HELMET KITS, CHAPE SETS, ETC.	PARK & RECREATION FAC	362.50
75029	BANK OF AMERICA	BANK ANALYSIS FEE-2011	NON-DEPARTMENTAL	31,049.79
	BANK OF AMERICA		UTIL ADMIN	31,049.80
75030	BAXTER AUTO CENTER	HOSE CLAMPS,HOSE & NUT DRIVER	SNOW & ICE CONTROL	49.08
75031	BERMANI, JOHN & ELIZ	UB 986800380000 6800 38TH PL N	WATER/SEWER OPERATION	107.70
75032	BICKFORD FORD	BRAKELITE SWITCH	EQUIPMENT RENTAL	16.34
75033	BOB BARKER COMPANY	JAIL SUPPLIES	DETENTION & CORRECTION	1,279.78
75034	BOESPFLUG, DAVE & LI	UB 450550000000 4818 138TH ST	WATER/SEWER OPERATION	117.70
75035	BRINKS INC	ARMORED TRUCK SERVICE	GOLF ADMINISTRATION	103.84
	BRINKS INC		COMMUNITY DEVELOPMENT-	180.97
	BRINKS INC		UTIL ADMIN	180.97
	BRINKS INC		UTILITY BILLING	332.00
	BRINKS INC		POLICE ADMINISTRATION	332.01
	BRINKS INC		MUNICIPAL COURTS	332.01
75036	BRK MANAGEMENT SRVCS	EHM - DECEMBER 2011	DETENTION & CORRECTION	698.50
75037	CALLAWAY GOLF	PUTTER	GOLF COURSE	117.99
75038	CARRS ACE	TOOLS & MATERIAL-SIGNAL MAINT	TRANSPORTATION MANAGEM	139.99
75039	CEMEX	MODIFIED B ASPHALT	WATER SERVICE INSTALL	143.78
75040	COAST CRANE COMPANY	SERVICE MANUAL	EQUIPMENT RENTAL	607.57
75041	COMCAST	MONTHLY BROADBAND	COMPUTER SERVICES	216.90
75042	COMCAST	ACCT. # 8498310020001355	BAXTER CENTER APPRE	49.91
75043	COOP SUPPLY	FENCE CAPS,BOLTS & TENSION BAN	WATER RESERVOIRS	7.98
	COOP SUPPLY	REFLECTORS	PARK & RECREATION FAC	17.53
	COOP SUPPLY	WEEDEATER LINE	WATER RESERVOIRS	24.97
	COOP SUPPLY	FENCE POST PULLER	WATER RESERVOIRS	46.69
	COOP SUPPLY	HAND SAWS	ROADSIDE VEGETATION	82.51
	COOP SUPPLY	RUBBER STRAPS, STRAW BALES	PARK & RECREATION FAC	119.72
75044	CORRECTIONS, DEPT OF	INMATE MEALS	DETENTION & CORRECTION	811.00
	CORRECTIONS, DEPT OF		DETENTION & CORRECTION	1,373.80
	CORRECTIONS, DEPT OF		DETENTION & CORRECTION	1,784.20
75045	DELL	REPLACEMENT WORKSTATIONS	IS REPLACEMENT ACCOUNTS	2,890.37
	DELL	REPLACEMENT DESKTOPS	IS REPLACEMENT ACCOUNTS	3,455.11
75046	DENNIS, ELDON	LEOFF1 REIMBURSEMENT	POLICE ADMINISTRATION	389.00
75047	DIAMOND B CONSTRUCT	LOCKER ROOM REMODEL-PSB	PUBLIC SAFETY FAC-GENL	1,066.85
75048	DICKS TOWING	TOWING EXPENSE MP 12-00126	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE MP 12-00238	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE MP 12-00240	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE MP 12-294	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE MP 12-397	POLICE PATROL	141.18
75049	DUNLAP INDUSTRIAL	WEEDEATER STRING FOR D.O.C.	ROADWAY MAINTENANCE	73.65
	DUNLAP INDUSTRIAL		STORM DRAINAGE	73.65
	DUNLAP INDUSTRIAL	6' LADDER FOR VAN # 107	BUILDING MAINTENANCE	106.96
75050	DYER, ROBERT L	LEOFF1 REIMBURSEMENT	POLICE ADMINISTRATION	503.90
75051	E&E LUMBER	1X3 PRIMED MDF	UTIL ADMIN	4.26
	E&E LUMBER	REFLECTORS	PARK & RECREATION FAC	5.41
	E&E LUMBER	1X4 MDF	UTIL ADMIN	7.49
	E&E LUMBER	PUTTY, SPACKLE	PARK & RECREATION FAC	7.99

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 1/26/2012 TO 2/1/2012**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
75051	E&E LUMBER	PAINT	PARK & RECREATION FAC	28.23
	E&E LUMBER	NO TRESPASSING SIGN & TIE WIRE	WATER RESERVOIRS	29.51
	E&E LUMBER	FASTNERS & DRILL BITS	WATER SUPPLY MAINS	52.59
	E&E LUMBER	PAINT SUPPLIES	PARK & RECREATION FAC	73.82
	E&E LUMBER	PAINT, SNOW SHOVELS	PARK & RECREATION FAC	99.78
	E&E LUMBER	MISC. ITEMS	ER&R	434.90
75052	EAST JORDAN IRON WOR	3" BOLT	STORM DRAINAGE MAINTEN/	66.58
	EAST JORDAN IRON WOR	SEWER RING & STORM LIDS	STORM DRAINAGE	1,027.51
	EAST JORDAN IRON WOR		STORM DRAINAGE MAINTEN/	1,027.51
75053	ECOLOGY, DEPT. OF	BIOSOLIDS PERMIT FEES	UTIL ADMIN	3,091.43
75054	ESTRADA, ROSALINDA	UB 766503000000 6503 77TH AVE	WATER/SEWER OPERATION	126.08
75055	EVERETT, CITY OF	ANIMALS TO SHELTER-DEC. 2011	ANIMAL CONTROL	3,565.00
75056	EVERGREEN RURAL WATE	REGISTRATION-DAGGETT/MORGISON	UTIL ADMIN	240.00
75057	EVERGREEN SECURITY	SERVICE CALL	COURT FACILITIES	103.17
75058	FEDERAL NATIONAL MOR	UB 620660000001 10523 39TH DR	WATER/SEWER OPERATION	281.48
75059	FOOTJOY	SHOES	GOLF COURSE	107.44
75060	FRANE, DANIEL	UTILITY TAX REBATE	NON-DEPARTMENTAL	116.98
75061	FRYER, FRANK		UTIL ADMIN	36.22
	FRYER, FRANK		NON-DEPARTMENTAL	38.50
	FRYER, FRANK		UTIL ADMIN	128.41
75062	GALLS INC	FLASHLIGHT CHARGERS	ER&R	347.48
75063	GENERAL CHEMICAL	ALUMINUM SULFATE	WASTE WATER TREATMENT	4,079.53
75064	GOVCONNECTION INC	MISC. REPLACEMENT PERIPHERALS	COMPUTER SERVICES	249.94
75065	GREENSHIELDS	FUEL NOZZLES, FILTERS, MARKER,	MAINTENANCE	377.85
75066	GUNDERSON, JARL	LEOFF1 REIMBURSEMENT	POLICE ADMINISTRATION	338.00
75067	HD FOWLER COMPANY	ROPE	STORM DRAINAGE MAINTEN/	34.31
	HD FOWLER COMPANY	FIRE HOSE	STORM DRAINAGE	104.09
	HD FOWLER COMPANY	MISC. PARTS-AMR INSTALL	WATER SERVICE INSTALL	110.56
	HD FOWLER COMPANY	HAND CORE	STORM DRAINAGE	170.72
	HD FOWLER COMPANY	CONCRETE LIDS	WATER/SEWER OPERATION	195.35
	HD FOWLER COMPANY	2" VALVES	WATER SERVICE INSTALL	243.80
	HD FOWLER COMPANY	VALVE,RETAINERS & T-BOLTS	WATER SERVICE INSTALL	461.87
	HD FOWLER COMPANY	2" ADAPTERS & 5/8" SETTERS	WATER/SEWER OPERATION	467.27
	HD FOWLER COMPANY	2" ADAPTERS, CURB STOPS	WATER/SEWER OPERATION	474.60
75068	HD SUPPLY WATERWORKS	DRAIN PLUG	HYDRANTS	56.28
	HD SUPPLY WATERWORKS	O-RINGS & SEAT RUBBER	HYDRANTS	187.48
	HD SUPPLY WATERWORKS	COVER BONNET	HYDRANTS	244.91
75069	HEBERT, MARK & SUSAN	UB 980098000299 3904 71ST AVE	WATER/SEWER OPERATION	95.42
75070	HOLMES, DENNIS	REFUND	PARKS-RECREATION	5.00
75071	INGVARSSON,BJORG	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
75072	INTL ASSOC CHIEFS	IACP DUES-CHIEF SMITH	POLICE ADMINISTRATION	120.00
	INTL ASSOC CHIEFS	IACP DUES-LAMOUREUX	POLICE ADMINISTRATION	120.00
75073	ISS-WONDERWARE	WONDERWARE ANNUAL SUPPORT	WASTE WATER TREATMENT	10,805.70
75074	JENSEN, JACQULYN	UB 160160000000 12909 46TH DR	WATER/SEWER OPERATION	244.85
75075	JET PLUMBING	PLUMBING REPAIRS	MAINTENANCE	199.31
75076	JUBIE, HARV	UB 986713450000 6717 45TH PL N	GARBAGE	212.62
75077	KENWORTH NORTHWEST	AIR DRIER FILTER ELEMENT	ER&R	159.65
75078	KING COUNTY DIST COU	BAIL POSTED	GENERAL FUND	500.00
75079	LAKE INDUSTRIES	1 1/4" MINUS ROCK	WATER DIST MAINS	77.37
	LAKE INDUSTRIES		STORM DRAINAGE	77.38
	LAKE INDUSTRIES		ROADWAY MAINTENANCE	77.38
	LAKE INDUSTRIES	DUMP FEE	STORM DRAINAGE MAINTEN/	180.00
75080	LASTING IMPRESSIONS	YOUTH BASKETBALL SHIRT	RECREATION SERVICES	22.10
	LASTING IMPRESSIONS	EMBROIDERY & CITY PATCHES	UTIL ADMIN	34.21
	LASTING IMPRESSIONS	VOLUNTEER APPRECIATION GIFTS	EXECUTIVE ADMIN	659.78
75081	LAYMANCE, TREVER J	UB 983218000000 3218 64TH AVE	WATER/SEWER OPERATION	37.79
75082	LICENSING, DEPT OF	HARLEY, ANTHONY (RENEWAL)	GENERAL FUND	18.00

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 1/26/2012 TO 2/1/2012**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
75083	LORANGER, LORI	REFUND	PARKS-RECREATION	5.00
75084	LOWES HIW INC	ROPE	WATER SUPPLY MAINS	25.69
	LOWES HIW INC	NAILER	PARK & RECREATION FAC	66.60
75085	MARYSVILLE FIRE DIST	FIRE CONTROL/EMERGENCY AID SRV	FIRE-GENL	198,985.10
	MARYSVILLE FIRE DIST		FIRE-GENL	596,955.30
75086	MARYSVILLE PRINTING	BINDING-QUARTER SECTION MAPS	WATER DIST MAINS	9.23
	MARYSVILLE PRINTING	BUSINESS CARDS-SEIBERT	CITY COUNCIL	113.92
	MARYSVILLE PRINTING	PROPERTY CONTROL FORMS	POLICE PATROL	218.17
	MARYSVILLE PRINTING	2012 UTILITY BROCHURES	UTILITY BILLING	3,105.96
75087	MAYER, MICHAEL & SAL	UB 570665000001 17713 27TH AVE	WATER/SEWER OPERATION	83.20
75088	MCLOUGHLIN & EARDLEY	STROBE BEACON LIGHTS	ER&R	-17.29
	MCLOUGHLIN & EARDLEY		ER&R	218.30
75089	MICROFLEX INC	TAX AUDIT PROGRAM	FINANCE-GENL	58.98
	MICROFLEX INC	TAXTOOLS SALES TAX CONVERSION	FINANCE-GENL	300.00
75090	MILLER, KATIE MARIE	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
75091	MORA, MARIELA		GENERAL FUND	100.00
75092	MORLEY, DONALD R	UB 760036250000 5336 69TH DR N	WATER/SEWER OPERATION	26.02
75093	MOTOR TRUCKS	DOOR ACTUATOR	EQUIPMENT RENTAL	44.55
75094	MOUNT, HERMAN	LEOFF1 REIMBURSEMENT	POLICE ADMINISTRATION	49.00
75095	NAKKEN, LUCAS	REMOVE & RELOCATE FENCE	GMA - STREET	162.90
75096	NATIONAL BARRICADE	ORANGE FLAG SIGNS	TRANSPORTATION MANAGEM	156.38
75097	NORTH COAST ELECTRIC	LOCKING RECEPTICAL, CONDUIT	MAINTENANCE	244.28
75098	OCHOA, ISRAEL G.	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
75099	OFFICE DEPOT	OFFICE SUPPLIES	PARK & RECREATION FAC	-24.05
	OFFICE DEPOT		FINANCE-GENL	6.42
	OFFICE DEPOT		DETENTION & CORRECTION	23.26
	OFFICE DEPOT		COMPUTER SERVICES	31.47
	OFFICE DEPOT		OFFICE OPERATIONS	34.62
	OFFICE DEPOT		SOLID WASTE OPERATIONS	42.58
	OFFICE DEPOT		PARK & RECREATION FAC	44.19
	OFFICE DEPOT		WATER QUAL TREATMENT	51.26
	OFFICE DEPOT		OFFICE OPERATIONS	53.93
	OFFICE DEPOT		POLICE INVESTIGATION	57.21
	OFFICE DEPOT		PERSONNEL ADMINISTRATIO	73.16
	OFFICE DEPOT		FINANCE-GENL	75.64
	OFFICE DEPOT		POLICE ADMINISTRATION	77.21
	OFFICE DEPOT		UTILITY BILLING	90.55
	OFFICE DEPOT		CITY COUNCIL	113.46
	OFFICE DEPOT		CITY CLERK	138.17
	OFFICE DEPOT		OFFICE OPERATIONS	174.78
	OFFICE DEPOT		POLICE PATROL	355.85
	OFFICE DEPOT		COMMUNITY CENTER	378.47
75100	OKANOGAN COUNTY JAIL	HOUSING-NOVEMBER 2011	DETENTION & CORRECTION	16,144.93
75101	PACIFIC NW BUSINESS	TONER	DETENTION & CORRECTION	507.82
75102	PARTS STORE, THE	LOCK BOLT	EQUIPMENT RENTAL	5.96
	PARTS STORE, THE	THERMOSTAT & GASKET	EQUIPMENT RENTAL	14.81
	PARTS STORE, THE	WINDSHIELD WIPER BLADE	ER&R	24.02
	PARTS STORE, THE	COARSE HELICOIL	EQUIPMENT RENTAL	41.26
	PARTS STORE, THE	BATTERY, CORE DEPOSIT/RETURN	EQUIPMENT RENTAL	91.59
	PARTS STORE, THE	FILTERS, WASHER FLUID	ER&R	102.78
	PARTS STORE, THE	BRAKES, WHEEL SEAL, SPRING KIT	EQUIPMENT RENTAL	140.90
	PARTS STORE, THE	LIGHTS, WIPER BLADES, BULBS	ER&R	218.60
75103	PETERSON BROS DRYWAL	DRYWALL LOCKER ROOM	PUBLIC SAFETY FAC-GENL	325.80
75104	PETTY CASH- PW	PETTY CASH REIMBURSEMENT	ROADS/STREETS CONSTRUC	4.33
	PETTY CASH- PW		ENGR-GENL	5.00
	PETTY CASH- PW		ROADS/STREETS CONSTRUC	7.50
	PETTY CASH- PW		UTIL ADMIN	15.45

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 1/26/2012 TO 2/1/2012**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
75104	PETTY CASH- PW	PETTY CASH REIMBURSEMENT	EQUIPMENT RENTAL	15.75
	PETTY CASH- PW		STORM DRAINAGE	16.55
	PETTY CASH- PW		GENERAL SERVICES - OVERH	58.56
75105	POESCHEL, JUTTA	RENTAL DEPOSIT REFUND	GENERAL FUND	200.00
75106	POLICE & SHERIFFS PR	ID CARDS	GENERAL FUND	-2.79
	POLICE & SHERIFFS PR		OFFICE OPERATIONS	12.43
	POLICE & SHERIFFS PR	ID CARD	OFFICE OPERATIONS	12.44
	POLICE & SHERIFFS PR	ID CARDS	POLICE PATROL	22.80
75107	PRUDEN, BRITTONI	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
75108	PUD	ACCT #2023-7865-9	MAINT OF GENL PLANT	32.76
	PUD	ACCT #2016-7213-6	SEWER LIFT STATION	42.59
	PUD	ACCT #2006-5074-5	TRANSPORTATION MANAGEM	70.06
	PUD	ACCT #2027-2901-8	TRANSPORTATION MANAGEM	92.57
	PUD	ACCT #2030-0516-0	STREET LIGHTING	98.45
	PUD	ACCT #2008-2727-7	TRANSPORTATION MANAGEM	154.14
	PUD	ACCT #2024-6354-3	SEWER LIFT STATION	174.13
	PUD	ACCT #2021-4311-1	TRANSPORTATION MANAGEM	242.42
	PUD	ACCT #2025-5745-0	STREET LIGHTING	247.30
	PUD	ACCT #2032-3100-6	TRANSPORTATION MANAGEM	381.86
	PUD	ACCT #2005-8648-5	SEWER LIFT STATION	1,683.76
75109	PUGET SOUND SECURITY	SUPPLIES	POLICE PATROL	3.53
	PUGET SOUND SECURITY		POLICE PATROL	7.05
75110	REED, LONNA	RENTAL DEPOSIT REFUND	GENERAL FUND	200.00
75111	REGAN, CHERYL	CPL FEE REFUND	POLICE-GENL GOVMNT	10.00
75112	ROBINSON, MIKE	SUPPLY REIMBURSEMENT	PARK & RECREATION FAC	31.46
75113	ROSSON, JOSEPH B & P	UB 730550000005 6513 20TH DR N	WATER/SEWER OPERATION	35.00
75114	RUSSELL, VICTORIA	UTILITY TAX REBATE	NON-DEPARTMENTAL	41.10
75115	RV & MARINE SUPPLY	NEVERKINK HOSES	WATER SERVICES	42.67
75116	SAN DIEGO POLICE EQU	REPLACEMENT AMMO	POLICE TRAINING-FIREARMS	7,044.01
75117	SCCFOA	2012 DUES-LANGDON/GRITTON	FINANCE-GENL	50.00
75118	SCIENTIFIC SUPPLY	MEMBRANE FILTERS & FILTER PAPER	WASTE WATER TREATMENT	510.86
75119	SCOVILLE, SAM	REFUND	PARKS-RECREATION	5.00
75120	SEMINAR GROUP	REGISTRATION-GUY	PERSONNEL ADMINISTRATIO	175.00
75121	SIEMENS ENERGY	WWTP ALUMINUM TANK	WASTE WATER TREATMENT	535.66
75122	SNO CO PUBLIC WORKS	SOLID WASTE DISPOSAL FEES	SOLID WASTE OPERATIONS	109,347.00
75123	SNO CO TREASURER	INMATE PRESCRIPTIONS	DETENTION & CORRECTION	104.32
75124	SNOPAC	ACCESS QTRLY ASSESSMENT	COMMUNICATION CENTER	3,023.00
	SNOPAC	DISPATCH SERVICES	COMMUNICATION CENTER	73,905.92
75125	SOUND SAFETY	RUBBER BOOTS-GETTLE	UTIL ADMIN	92.41
75126	STATE PATROL	FINGERPRINTING SERVICES	COMMUNITY DEVELOPMENT-	26.00
	STATE PATROL		GENERAL FUND	308.00
75127	STEELE, ALLENA	EMPLOYEE APPRECIATION REIMBURS	PERSONNEL ADMINISTRATIO	111.00
75128	STEEN, WALTER	UTILITY TAX REBATE	NON-DEPARTMENTAL	43.02
75129	SUMMIT LAW GROUP, LL	PROFESSIONAL SERVICES	PERSONNEL ADMINISTRATIO	11,716.11
75130	SUNRISE ENVIRONMENT	WIPEOFF	PARK & RECREATION FAC	206.63
75131	SUPERIOR LAND DEVELO	UB 980098000523 3115 79TH AVE	WATER/SEWER OPERATION	31.62
75132	SWEARENGIN, ROBERT	LEOFF 1 REIMBURSEMENT	POLICE ADMINISTRATION	1,282.00
75133	TEDFORD, RENEE	REFUND	PARKS-RECREATION	5.00
75134	TITLEIST	FAIRWAY METAL	GOLF COURSE	175.89
75135	TULALIP TRIBAL COURT	BAIL POSTED	GENERAL FUND	250.00
75136	UBERT, LAVADA	UB 400130000000 1612 172ND ST	WATER/SEWER OPERATION	47.72
75137	UNION BANK	UB 651442000000 6305 100TH ST	WATER/SEWER OPERATION	10.80
75138	UNITED PARCEL SERVIC	SHIPPING EXPENSE	POLICE PATROL	73.25
	UNITED PARCEL SERVIC		POLICE PATROL	92.07
75139	UTILITIES UNDERGROUN	EXCAVATION NOTIFICATION-DEC.20	UTILITY LOCATING	246.50
75140	VERIZON/FRONTIER	ACCT #102241136800	MUNICIPAL COURTS	54.40
	VERIZON/FRONTIER	ACCT #103441136808	MUNICIPAL COURTS	54.40

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 1/26/2012 TO 2/1/2012**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
75140	VERIZON/FRONTIER	ACCT. # 030211109943275106	STREET LIGHTING	54.40
	VERIZON/FRONTIER	ACCT. #030278102564566904	PARK & RECREATION FAC	56.22
75141	WAXIE SANITARY SUPPL	JANITORIAL SUPPLIES	PARK & RECREATION FAC	344.42
75142	WFOA	DUES-LANGDON/GRITTON/NIELD	FINANCE-GENL	150.00
75143	WHATCOM COUNTY	BAIL POSTED	GENERAL FUND	100.00
75144	WILBUR-ELLIS	FERTILIZER	MAINTENANCE	675.73
75145	WILLIAMS, DON	UB 811040000001 6322 49TH DR N	WATER/SEWER OPERATION	33.63
75146	WMTA	DUES-GRITTON/LANGDON	FINANCE-GENL	80.00
75147	YARISH, JEFTHA	REFUND	PARKS-RECREATION	75.00

WARRANT TOTAL: 1,153,902.38

LESS VOIDED CHECKS:

CHECK # 73685	CHECK LOST IN MAIL	(\$75.00)
CHECK # 74696	INITIATOR ERROR	(\$223.51)

WARRANT TOTAL: 1,153,603.87

REASON FOR VOIDS:

- INITIATOR ERROR
- WRONG VENDOR
- CHECK LOST IN MAIL
- UNCLAIMED PROPERTY

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Payroll	AGENDA SECTION:	
PREPARED BY: Sandy Langdon, Finance Director	AGENDA NUMBER:	
ATTACHMENTS: Blanket Certification	APPROVED BY:	
	MAYOR	CAO
BUDGET CODE:	AMOUNT:	

RECOMMENDED ACTION:

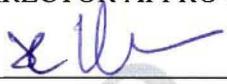
The Finance and Executive Departments recommend City Council approve the January 20, 2012 payroll in the amount \$785,769.71 Check No.'s 25079 through 25120.

COUNCIL ACTION:

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 6, 2012

AGENDA ITEM: Contract Award – LED Street Lighting Retrofit	
PREPARED BY: Jeff Laycock, Project Engineer	DIRECTOR APPROVAL: 
DEPARTMENT: Public Works, Engineering	
ATTACHMENTS: <ul style="list-style-type: none">• Certified Bid Tabulation• Vicinity Map	
BUDGET CODE: 10111864.541000, EECBG	AMOUNT: \$X

SUMMARY:

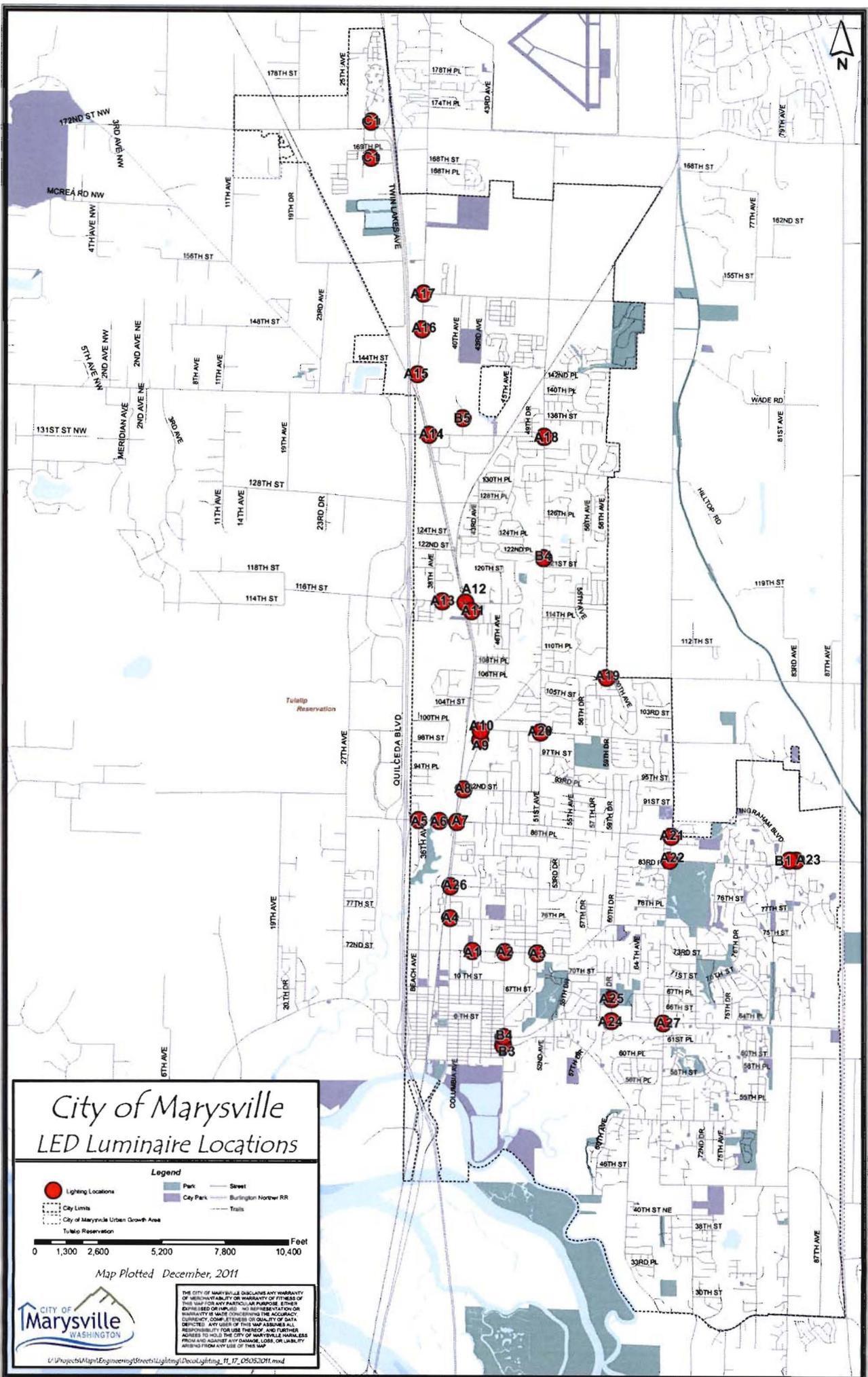
The LED Street Lighting Retrofit project includes the retrofit of existing street luminaires with LED luminaires at the locations shown on the attached vicinity map. Converting the existing lighting to more energy efficient lighting will generate significant long-term savings for the City.

The City has remaining \$53,989.51 in funds from the Energy Efficiency and Conservation Block Grants (EECBG) which will be used for this project. In addition, the project is estimated to receive up to \$12,454.00 in rebates from Snohomish County PUD by converting to energy efficient lighting.

The project was advertised for a January 26, 2012 bid opening. The City received X bids as shown on the attached bid tabulation. The low bidder was X. References have been checked and found to be satisfactory.

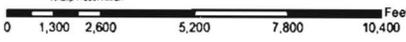
Contract Bid (Includes Sales Tax):	\$X
<u>Management Reserve:</u>	<u>\$X</u>
Sub Total:	\$ X
Estimated EECBG:	\$ 53,989.51
<u>Estimated PUD Rebate:</u>	<u>\$12,454.00</u>
Total Cost to the City:	\$ 0

RECOMMENDED ACTION: Staff recommends that Council authorize the Mayor to award the bid for the LED Lighting Retrofit contract to X in the amount of \$X including Washington State Sales Tax and approve a management reserve of \$X for a total allocation of \$X.



City of Marysville LED Luminaire Locations

- Legend**
- Lighting Locations
 - City Limits
 - City of Marysville Urban Growth Area
 - Tulalo Reservation
 - Park
 - City Park
 - Street
 - Burlington Northern RR
 - Trails



Map Plotted December, 2011



THE CITY OF MARYSVILLE DISCLAIMS ANY WARRANTY OF MERCHANTABILITY OR WARRANTY OF FITNESS OF THIS MAP FOR ANY PARTICULAR PURPOSE. OTHER EXPRESS OR IMPLIED. NO REPRESENTATION OR WARRANTY IS MADE CONCERNING THE ACCURACY, CURRENTLY, COMPLETENESS OR QUALITY OF DATA DERIVED. ANY USER OF THIS MAP ASSUMES ALL RESPONSIBILITY FOR USE THEREOF, AND FURTHER AGREES TO HOLD THE CITY OF MARYSVILLE HARMLESS FROM AND AGAINST ANY DAMAGE, LOSS, OR LIABILITY ARISING FROM ANY USE OF THIS MAP.

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CITY CLERK

**Notice of Public Hearing
Before the Marysville City Council**

Notice is hereby given that the Marysville City Council will hold a Public Hearing at 7:00 p.m., on Monday, February 13, 2012, in the Council Chambers of Marysville City Hall located at 1049 State Avenue, Marysville, Washington. The purpose of this public hearing is to consider the following:

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, CREATING A NEW CHAPTER 6.28 TO THE MARYSVILLE MUNICIPAL CODE ENTITLED “STAY OUT OF DRUG AREAS (SODA) ORDERS”; PROVIDING FOR SEVERABILITY; AND EFFECTIVE DATE.

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, AMENDING MARYSVILLE MUNICIPAL CODE CHAPTER 6.37 REGULATING THE TIME, PLACE AND MANNER FOR SOLICITATION ON PUBLIC RIGHT OF WAY; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE.

Any person may appear at the hearing and be heard in support of or opposition to this proposal. Additional information may be obtained at the Marysville City Clerk’s Office, 1049 State Avenue, Marysville, Washington 98270.

The City of Marysville

April O’Brien
Deputy City Clerk

Dated: February 1, 2012

Published Marysville Globe: February 8, 2012

Special Accommodations: The City of Marysville strives to provide accessible meetings for people with disabilities. Please contact the City Clerk’s Office at (360) 363-8000 or 1-800-833-6384 (voice relay), 1-800-833-6388 (TDD relay) two days prior to the meeting date if any special accommodations are needed for this meeting.

THIS NOTICE IS NOT TO BE REMOVED, MUTILATED OR CONCEALED IN ANY WAY BEFORE DATE OF HEARING.

CITY OF MARYSVILLE
Marysville, Washington

ORDINANCE _____

**AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON,
CREATING A NEW CHAPTER 6.28 TO THE MARYSVILLE MUNICIPAL
CODE ENTITLED “STAY OUT OF DRUG AREAS (SODA) ORDERS”;
PROVIDING FOR SEVERABILITY; AND EFFECTIVE DATE.**

WHEREAS, the City Council has been advised that Washington Courts have consistently held that the right to travel is guaranteed by the United States Constitution and that right applies to intrastate as well as interstate travel; and

WHEREAS, the City Council finds that local business owners, property owners and the Marysville Police Department reported an increase of crime in the “Stay Out of Drug Area” (SODA) areas; and

WHEREAS, the City Council finds that the provisions of this Ordinance are necessary for the public health, safety and welfare; and

WHEREAS, the City Council wishes to establish predetermined SODA areas, recognizing that, in addition to the predetermined SODA areas, Municipal Court Judges may on a case-by-case basis issue orders with prohibited areas for defendants that are different than the legislatively determined SODA area; and

WHEREAS, the City Council deems it appropriate to enact legislation including SODA areas and enforcement of SODA orders to reduce crime; not to penalize or interfere with the Constitutional right to travel of persons in the City but instead to place reasonable geographic restrictions, at the discretion and with oversight of elected Municipal Court Judges, upon persons who are charged with or convicted of crimes, where orders are limited in time and to areas where there is ongoing drug or criminal activity.

NOW THEREFORE, the City Council of the City of Marysville, Washington do ordain as follows:

Section 1. A new MMC Chapter 6.28 entitled “**STAY OUT OF DRUG AREAS (SODA) ORDERS**” is hereby adopted to read as follows:

**Chapter 6.28
“STAY OUT OF DRUG AREAS (SODA) ORDERS”**

Sections:

- 6.28.010 Orders—Conditions.
- 6.28.020 Person subject to court order defined.
- 6.28.025 Stay out of drug areas orders—Issuance—Other court orders.
- 6.28.030 Violation of order—Rearrest.

6.28.040 Prohibited areas—Designation—Modification and termination.

6.28.010 Orders—Conditions.

Any judge or judge pro tempore of the Marysville municipal court may issue written orders to criminal defendants describing conditions of their pretrial release or the post-conviction conditions of suspension or deferral of their sentences. Orders must be substantially in the form described in this chapter.

6.28.020 Person subject to court order defined.

As used in this chapter, “person subject to court order” means any person who is subject to an order issued under Section 6.28.010.

6.28.025 Stay out of drug areas orders—Issuance—Other court orders.

(1) Any order issued pursuant to this chapter that specifically orders as a condition of pretrial release and/or deferral or suspension of sentence that the defendant stay out of areas with a high level of illegal drug trafficking shall be hereinafter referred to as a “SODA” (“Stay Out of Drug Areas”) order.

(2) SODA orders may be issued to anyone charged with or convicted of possession of drug paraphernalia, manufacture/delivery of drug paraphernalia, delivery of drug paraphernalia to a minor, selling/giving drug paraphernalia to another person, possession of marijuana, or any of the aforementioned crimes that occur within a drug-free zone.

(3) Nothing within this section shall be construed as precluding the court from issuing an order pursuant to this chapter that isn’t specifically a SODA order.

6.28.030 Violation of order—Rearrest.

(1) Written orders issued under this chapter shall contain the court’s directives and shall bear the legend:

WARNING: Violation of this order subjects the violator to rearrest under Chapter 6.28 MMC and may result in imposition of suspended or deferred jail time and/or fine.

(2) Whenever a police officer shall have probable cause to believe that a person is subject to an order issued under this chapter and the person knows of the order, and that a violation of the order is occurring in the officer’s presence, the officer shall have the authority to bring the person before the court wherein the order was issued, and for such purpose may rearrest such person without warrant or other process.

6.28.040 Prohibited areas—Designation—Modification and termination.

(1) Whenever an order is issued under this chapter, the subject of the order may be ordered to stay out of certain areas that are set forth within the written order. These areas will hereinafter be referred to as “prohibited areas.”

(2) Prohibited areas that are set forth in SODA orders shall be established by a resolution of the city council, at a minimum of every two years. The police department shall provide information to the city council to support establishment and/or the elimination of prohibited areas in the form of one or more declarations and/or other sworn testimony. The declaration(s) and/or other sworn testimony shall:

- (a) Be by declarant(s) familiar with areas of the city that suffer a high incidence of drug trafficking activity;
- (b) Set forth the education, experience and other relevant qualifications of the declarant(s);
- (c) Set forth the basis for proposing prohibited areas, e.g., crime mapping data or other information;
- (d) Describe the proposed prohibited areas; and
- (e) Provide other information that supports the council's review and determination of prohibited areas.

(3) Prohibited areas that are set forth in orders issued under this chapter other than SODA orders may be set by court discretion and are not required to be set in accordance with subsection B of this section.

(4) Upon request for modification or termination of any order issued under this chapter, the court shall consider the requested modification or termination by allowing for a process by which the subject of the order can provide relevant testimony or other evidence in support of his/her request.

(5) Unless otherwise ordered by the court, an order issued under this chapter shall have as its termination date two years from the date of its issuance.

(6) Whenever an order is issued, modified or terminated pursuant to this chapter, the clerk of the court shall forward a copy of the order on or before the next judicial day to the Marysville police department. Upon receipt of the copy of the order, the Marysville police department shall enter the order until the expiration date specified on the order into any computer-based criminal intelligence information system(s) available to Marysville police officers. Upon receipt of notice that an order has been terminated, the Marysville police department shall remove the order from the computer-based criminal intelligence information system(s).

(7) Nothing in any provision of this chapter related to SODA orders shall be construed as prohibiting the subject of a SODA order from participating in a scheduled court hearing or from attending a scheduled meeting with his/her legal counsel within a prohibited area.

Section 2. General Duty. It is expressly the purpose of this ordinance to provide for and promote the health safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this ordinance. It is the specific intent of this ordinance that no provision nor any term used in this ordinance is intended to impose any duty whatsoever upon the City or any of its officers or employees. Nothing contained in this ordinance is intended nor shall be construed to create or form the basis of any liability on the part of the City, or its officers, employees or agents for any injury or damage resulting from any action or inaction on the part of the City related in any manner to the enforcement of this ordinance by its officers, employees or agents.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 4. Effective Date. This ordinance shall become effective five days after the date of its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2012.

CITY OF MARYSVILLE

By _____
Jon Nehring, Mayor

ATTEST:

By _____
April O'Brien, Deputy City Clerk

Approved as to form:

By _____
Grant Weed, City Attorney

Date of Publication: _____

Effective Date (5 days after publication): _____

**CITY OF MARYSVILLE
Marysville, Washington**

ORDINANCE _____

**AN ORDINANCE OF THE CITY OF MARYSVILLE,
WASHINGTON, AMENDING MARYSVILLE MUNICIPAL CODE
CHAPTER 6.37 REGULATING THE TIME, PLACE AND
MANNER FOR SOLICITATION ON PUBLIC RIGHT OF WAY;
PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE.**

WHEREAS, coercive solicitation causes fear and intimidation upon citizens, and harms tourism and businesses; and

WHEREAS, solicitation at certain locations on public rights of way poses traffic and public safety risks; and

WHEREAS, the City of Council believes that it is important to protect the citizens of Marysville from fear and intimidation accompanying coercive solicitation, to promote tourism and business and to preserve the quality of urban life while providing safe and appropriate venues for constitutionally protected activities.

NOW THEREFORE, the City Council of the City of Marysville, Washington do ordain as follows:

Section 1. MMC Chapter 6.37 entitled “PEDESTRIAN INTERFERENCE” is hereby amended to be entitled “PEDESTRIAN INTERFERENCE – COERCIVE SOLICITATION” and to read as follows:

**Chapter 6.37
PEDESTRIAN INTERFERENCE – COERCIVE SOLICITATION**

Sections:

6.37.010 Purpose ~~Pedestrian interference.~~

6.37.020 Definitions ~~Penalty~~

6.37.030 Pedestrian interference

6.37.040 Coercive Solicitation - Prohibited

6.37.050 Time of Solicitation.

6.37.060 Place of Solicitation.

6.37.070 Penalty.

6.37.010 Purpose.

The purpose of this chapter is to regulate and punish acts of coercive and aggressive begging, and acts of begging that occur at locations or under circumstances specified herein which create an enhanced sense of fear or intimidation in the person being solicited, or pose risk to traffic and public safety.

6.37.020 Definitions.

The following definitions apply in this chapter:

- (1) “Aggressively beg” means to beg with the intent to intimidate or coerce another person into giving money or goods.
- (2) “Coerce” or “Coercive” means to do any of the following with intent:
 - (a) To approach, speak or gesture to a person in such a manner as would cause a reasonable person to believe that the person is being threatened with a commission of a criminal act upon the person, another person or property in the person’s possession.
 - (b) To approach within 1 foot of a person for the purpose of making a solicitation without obtaining said person’s initial consent; or
 - (c) To persist in a solicitation after the person solicited has given a negative response; or
 - (d) To block the passage of a person, pedestrian traffic, a vehicle or vehicular traffic while making a solicitation; or
 - (e) To engage in conduct that would reasonably be construed as intended to compel or force a person being solicited to accede to demands; or
 - (f) To make any false or misleading representation in the course of making a solicitation.
- (3) “Intimidate” means to engage in conduct which would make a reasonable person fearful or feel compelled.
- (4) “Beg” means to ask for money or goods as a charity, whether by words, bodily gestures, signs, or other means.
- (5) “Obstruct pedestrian or vehicular traffic” means to walk, stand, sit, lie, or place an object in such a manner as to block passage by another person or a vehicle, or to require another person or a driver of a vehicle to take evasive action to avoid physical contact. Acts authorized as an exercise of one’s constitutional right to picket or to legally protest, and acts authorized by a permit issued pursuant to Chapters [12.08](#) or [12.28](#) MMC, shall not constitute obstruction of pedestrian or vehicular traffic.
- (6) “Public place” means an area generally visible to public view and includes alleys, bridges, buildings, driveways, parking lots, parks, plazas, sidewalks and streets open to the general public, including those that serve food or drink or provide

entertainment, and the doorways and entrances to buildings or dwellings and the grounds enclosing them.

(7) "Solicitation" for the purposes of this chapter is any means of asking, begging, requesting, or pleading made in person, orally or in a written or printed manner, directed to another person, requesting an immediate donation of money, contribution, alms, financial aid, charity, gifts of items or service of value, or the purchase of an item or service for an amount far exceeding its value, under circumstances where a reasonable person would understand that the purchase is in substance a donation.

6.37.030 Pedestrian Interference.

A person is guilty of pedestrian interference if, in a public place, he or she intentionally:

- (1) Obstructs pedestrian or vehicular traffic; or
- (2) Aggressively begs.

6.37.040 Coercive Solicitation - Prohibited.

It shall be unlawful for a person to make coercive solicitation.

6.37.050 Time of Solicitation.

It shall be unlawful to make solicitation to pedestrians on any public right of way or public place after sunset or before sunrise.

6.37.060 Place of Solicitation.

(1) It shall be unlawful to solicit at the following places:

- (a) On-ramp or off-ramp to state route or interstate highway, specifically I-5;
- (b) Within 300 feet of the following intersections identified in the Exhibit A Map, attached hereto and incorporated by reference:

*****add intersections.**

(2) It shall be unlawful for a person to sell, or offer for immediate sale, goods, services or publications, or to distribute items without remuneration, to a person in a vehicle, at the following:

- (a) On-ramp or off-ramp to state route or interstate highway, specifically I-5;
- (b) Within 300 feet of the street intersections set forth in (1) (b) above.

6.37.070 Penalty.

Pedestrian Interference is a misdemeanor. Coercive Solicitation is a misdemeanor. Any person violating this chapter shall be punished by a fine not to exceed \$1,000.00 ~~500.00~~ or by imprisonment and jail for not more than ~~six months~~ 90 days or by both such fine and imprisonment.

Section 2. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 3. Effective Date. This ordinance shall become effective five days after the date of its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2012.

CITY OF MARYSVILLE

By _____
Jon Nehring, Mayor

ATTEST:

By _____
April O'Brien, Deputy City Clerk

Approved as to form:

By _____
Grant Weed, City Attorney

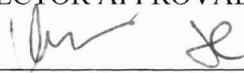
Date of Publication: _____

Effective Date (5 days after publication): _____

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 2/13/2012

AGENDA ITEM: Revise Labor Rate Listed on Janitorial Services Contract	
PREPARED BY: Tonya Miranda, Admin Services Manager DEPARTMENT: Public Works	DIRECTOR APPROVAL: 
ATTACHMENTS: Amendment No. 3 to Janitorial Contract Revising Labor Rate Copy of Amendment No. 2 to Janitorial Contract Copy of Amendment No. 1 to Janitorial Contract	
BUDGET CODE: N/A	AMOUNT: \$0.00

SUMMARY:

Effective January 1, 2012, the minimum wage for the State of Washington increased to \$9.04 per hour. Amendment No. 3 to the janitorial services contract between the City of Marysville and Advantage Building Services will revise the work contract paperwork to reflect the new minimum wage amount. While the janitorial work contract forms currently list a labor rate that is less than the new minimum wage, the actual wage of the janitorial staff already complies with the new wage requirement and that wage was considered in the current contract amount calculation. Therefore, no adjustment needs to be made to the previously approved contract amount.

RECOMMENDED ACTION: Staff recommends that Council Authorize the Mayor to sign the Amendment No. 3 to the janitorial services contract between the City of Marysville and Advantage Building Services revising the labor rate.

AMENDMENT NO. 3 TO JANITORIAL SERVICES CONTRACT
BETWEEN
THE CITY OF MARYSVILLE
AND
ADVANTAGE BUILDING SERVICES
Effective January 1, 2012

The City and Advantage Building Services agree to amend and modify the Contract as follows to reflect the State of Washington's new minimum wage of \$9.04 per hour.

1. The hourly labor rate listed on the work contracts will be amended to \$9.04 for janitorial services, effective January 1, 2012.
2. The work contracts will be adjusted to maintain the current annual Contract amount of \$60,474.60.
3. All terms, conditions and provisions of the Contract and Amendment No. 1 and Amendment No. 2 shall remain in full force and effect except as expressly modified by this Amendment.

IN WITNESS WHEREOF, the parties have executed this contract Amendment No. 3 by their duly authorized representatives to be effective the day and the year first above written.

Attest:

CITY OF MARYSVILLE

City Clerk

Mayor

Approved as to form:

CONTRACTOR
ADVANTAGE BUILDING SERVICES

City Attorney

By 
Its Partner

Address: 632 107th PL SE
Everett, WA 98201

Telephone: 425-355-9287

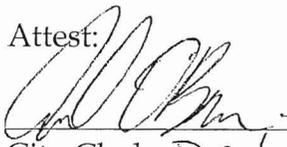
**AMENDMENT NO. 2 TO JANITORIAL SERVICES CONTRACT
BETWEEN
THE CITY OF MARYSVILLE
AND
ADVANTAGE BUILDING SERVICES**

The City and Advantage Building Services agree to amend and modify the Contract as follows to include a 4.4% increase in janitorial service fees and to extend the Contract for a third annual term.

1. Site Address #14, "CD Construction Building," located at 60 State Avenue, will be removed from the cleaning schedule of the Contract.
2. Advantage Building Services will be paid an additional \$2,537.81 for the third annual term extension of the Contract for a total Contract amount of \$60,474.60.
3. The Contract will be extended for a third annual term beginning October 1, 2011 and will end September 30, 2012.
4. All terms, conditions and provisions of the Contract remain in full force and effect except as expressly modified by this Amendment.

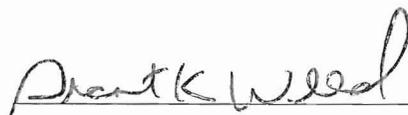
IN WITNESS WHEREOF, the parties have executed this contract Amendment No. 2 by their duly authorized representatives to be effective the day and the year first above written.

Attest:



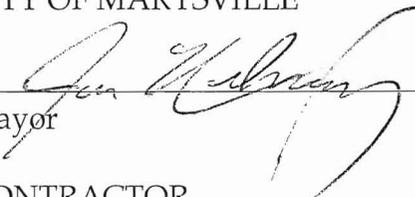
City Clerk - Deputy

Approved as to form:



City Attorney

CITY OF MARYSVILLE



Mayor

CONTRACTOR
ADVANTAGE BUILDING SERVICES

By 

Its Partner

Address: 632 107th DC SE
Everett, WA 98208

Telephone: 425-355-9287

AMENDMENT NO. 1 TO JANITORIAL SERVICES CONTRACT
BETWEEN
THE CITY OF MARYSVILLE
AND
ADVANTAGE BUILDING SERVICES

The City and Advantage Building Services agree to extend the Contract for a second annual term.

1. The Contract will be extended for a second annual term beginning October 1, 2010 and will end September 30, 2011.
2. All terms, conditions and provisions of the Contract remain in full force and effect except as expressly modified by this Amendment.

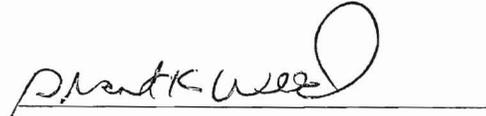
IN WITNESS WHEREOF, the parties have executed this contract Amendment No. 1 by their duly authorized representatives to be effective the day and the year first above written.

Attest:



City Clerk
Deputy

Approved as to form:


City Attorney

CITY OF MARYSVILLE


Mayor

CONTRACTOR
ADVANTAGE BUILDING SERVICES

By 
Its CoOwner

Address: 632 107th PL SE
Everett WA 98208

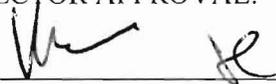
Telephone: 425-355-9287

DUPLICATE

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2011

AGENDA ITEM: Project Acceptance: Ingraham Boulevard Corridor Improvements	
PREPARED BY: Patrick Gruenhagen, Project Manager	DIRECTOR APPROVAL: 
DEPARTMENT: Engineering	
ATTACHMENTS: • Substantial Completion Letter	
BUDGET CODE: 30500030.563000 R0502	AMOUNT: N/A

SUMMARY:

Marysville City Council awarded the construction contract for the *Ingraham Boulevard Corridor Improvement Project* to SRV Construction on December 14, 2009, in the amount of \$2,775,249.96. Subsequent to this, the City deemed the project substantially complete on October 19, 2010. (See attachment.) As illustrated within the tables below, the total cost to complete the project compares favorably to the overall amount budgeted:

<u>Construction Budget:</u>	<u>Actual Construction Cost:</u>
Base Contract Amount	\$2,775,249.96
<u>Construction Contingency</u>	<u>\$138,762.50</u>
Subtotal	\$2,914,012.46
<u>Sept. 2010 Contingency Increase</u>	<u>\$165,000.00</u>
TOTAL	\$3,079,012.46

The work performed under this contract ultimately underwent *final inspection* by the City on March 15, 2011, and was found to be physically complete in accordance with the approved plans and specifications.

It is noteworthy that the City and its contractor parted on very positive terms “with a handshake” at the time of recent closeout negotiations. This came about *despite* the considerable challenges that this rather unique project presented both parties at various times over the life of construction – oftentimes leading to periods of elevated tension between the City and SRV. It therefore reflects highly on SRV that things were able to end on such an upbeat note. Public Works staff recognize that this is consistent with Marysville’s past experiences with this particular contractor. (on such projects as the Lakewood Sewer Extension and the 116th Street NE road improvements)

RECOMMENDED ACTION: Staff recommends that Council authorize the Mayor to accept the Ingraham Boulevard Corridor Improvement Project, starting the 45-day lien filing period for project closeout.



PUBLIC WORKS

Kevin Nielsen, *Director*

80 Columbia Avenue
Marysville, Washington 98270
Phone (360) 363-8100
Fax (360) 363-8284
ci.marysville.wa.us

October 27, 2010

Mr. John Snyder
SRV Construction Company
P.O. Box 481
Oak Harbor, Washington 98277

Subject: Marysville Project No. R-0502
TIB Project No. 9-P-143(006)-1
Ingraham Boulevard Corridor Improvements
Substantial Completion

Dear John:

Pursuant to our recent conversations, and the enclosed e-mail, I am writing to confirm that the City is in agreement that it received full use and benefit of the project as of last Tuesday, October 19, 2010. Consequently, the project is hereby deemed Substantially Complete as of that day.

I understand from Rick Herzog that he is working directly with SRV's field personnel to establish a punchlist of items that must be dealt with prior to physical completion, and that some of that work is already under way. Per the City's prior request, I'd appreciate it if SRV could provide an anticipated schedule for completion of plantings. As we've been contacted by Washington Department of Fish & Wildlife with a request to walk the project, we are particularly interested in gaining closure over long-standing questions relating to completion of seeding within the wetland cell of the pond, among other things. I would appreciate it if you could call me at your convenience to discuss these things, as I work to schedule a site visit with the WDFW representative.

Sincerely,

CITY OF MARYSVILLE

A handwritten signature in cursive script that reads "Pat Gruenhagen".

Patrick L. Gruenhagen, P.E.
Project Manager

cc: Project File, R-0502

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Project Acceptance – Wastewater Treatment Plant Fence	
PREPARED BY: Jeff Laycock, Project Engineer	DIRECTOR APPROVAL: 
DEPARTMENT: Public Works, Engineering	
ATTACHMENTS: <ul style="list-style-type: none">• Notice of Physical Completion Letter	
BUDGET CODE: 40142480.548000	AMOUNT: N/A

SUMMARY:

Approximately 3,150 feet of 6' high chain link fencing and access gates were installed along the westerly and southerly boundary of the wastewater treatment plant in preparation for the future Waterfront Trail Project.

City Council awarded the project to NPR Fence on September 12, 2011 in the amount of \$49,195.80 including sales tax. The project was physically completed on December 30, 2011 with no additional cost or credits to the City.

Work performed under this contract was inspected by City staff and found to be physically complete in accordance with the approved plans and specifications. Staff recommends Council's acceptance of the project for closeout.

RECOMMENDED ACTION: Staff recommends that Council authorize the Mayor to accept the Wastewater Treatment Plant Fence project, starting the 45-day lien filing period for project closeout.



PUBLIC WORKS

Kevin Nielsen, *Director*

80 Columbia Avenue
Marysville, Washington 98270
Phone (360) 363-8100
Fax (360) 363-8284
marysvillewa.gov

January 4, 2012

NPR Commercial Construction, Inc.
PO Box 1017
Lake Stevens, WA 98258

Subject: WWTP Fence Project – Physical Completion

Dear Nathan:

The WWTP Fence project was considered physically complete as of Friday December 30, 2011.

This notification does not constitute completion, or final acceptance by the City.

Recommendation for Final Acceptance will be sent to the City Council for approval at the first available council meeting following receipt of the final pay request. This date of final acceptance shall start the forty-five (45) day lien period for the release of your retainage bond upon receipt of the following.

1. Certificate of Release from the Department of Revenue
2. Certificate of Release from the Employment Security Department
3. Certificate of Release from the Department of L&I
4. Affidavit of Wages Paid

It has been a pleasure working with you on this project. I hope that NPR will consider bidding on future projects with the City.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Laycock".

Jeff Laycock, PE
Project Engineer

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Pedestrian Improvements	AGENDA SECTION: New Business	
PREPARED BY: Gloria Hirashima, Chief Administrative Officer	AGENDA NUMBER:	
DEPARTMENT: Executive	APPROVED BY:	
ATTACHMENTS: 1. Marshall Shoulder Improvements 2. Sunnyside/67 th Avenue Shoulder Improvements 3. Spreadsheet of shoulder improvement estimates	MAYOR	CAO
	AMOUNT: \$210,000	
BUDGET CODE:		

The City has identified various walking improvements throughout the community that would meet goals and policies contained within its comprehensive plan, transportation plan, and healthy communities' initiatives. Staff has identified additional unallocated funds in the 2012 budget that would enable these small projects to be constructed this year.

These projects were identified as high priorities for city-initiated shoulder improvements due to several factors: 1) current use by pedestrians and bicycles; 2) proximity to schools or use by school age children; 3) limited potential for developer initiated improvements in future; 4) relatively small investment to complete a significant neighborhood loop-often characterized by gaps in shoulder and sidewalks due to development improvements in areas; 5) potential for in-house construction due to limited size and scope as both are maintenance enhancements to existing roadway shoulders.

These improvements, if funded, could be designed and constructed using internal resources and staff for each shoulder improvement. The Marshall shoulder improvements are estimated at \$94,675 including right of way acquisition. This is anticipated to be complete by 2013. Sunnyside/67th Avenue improvements are estimated at \$71,981 for phase 1- Sunnyside Blvd, and \$41,329.75 for phase 2 on 67th Avenue NE and could be constructed by fall of 2012.

Council requested more information concerning identified shoulder improvements throughout Marysville. Attached is the spreadsheet that was compiled for the 2012 budget workshops. The Marshall/Sunnyside-67th Avenue improvements referenced above are shoulder improvements identified for the Sunnyside, Jennings Park, and Marshall neighborhoods.

RECOMMENDED ACTION: Staff recommends that Council approve a budget amendment to the 2012 budget for \$210,000 to construct the Marshall and Sunnyside shoulder improvements.
COUNCIL ACTION:

City of Marysville

Marshall Shoulder Needs

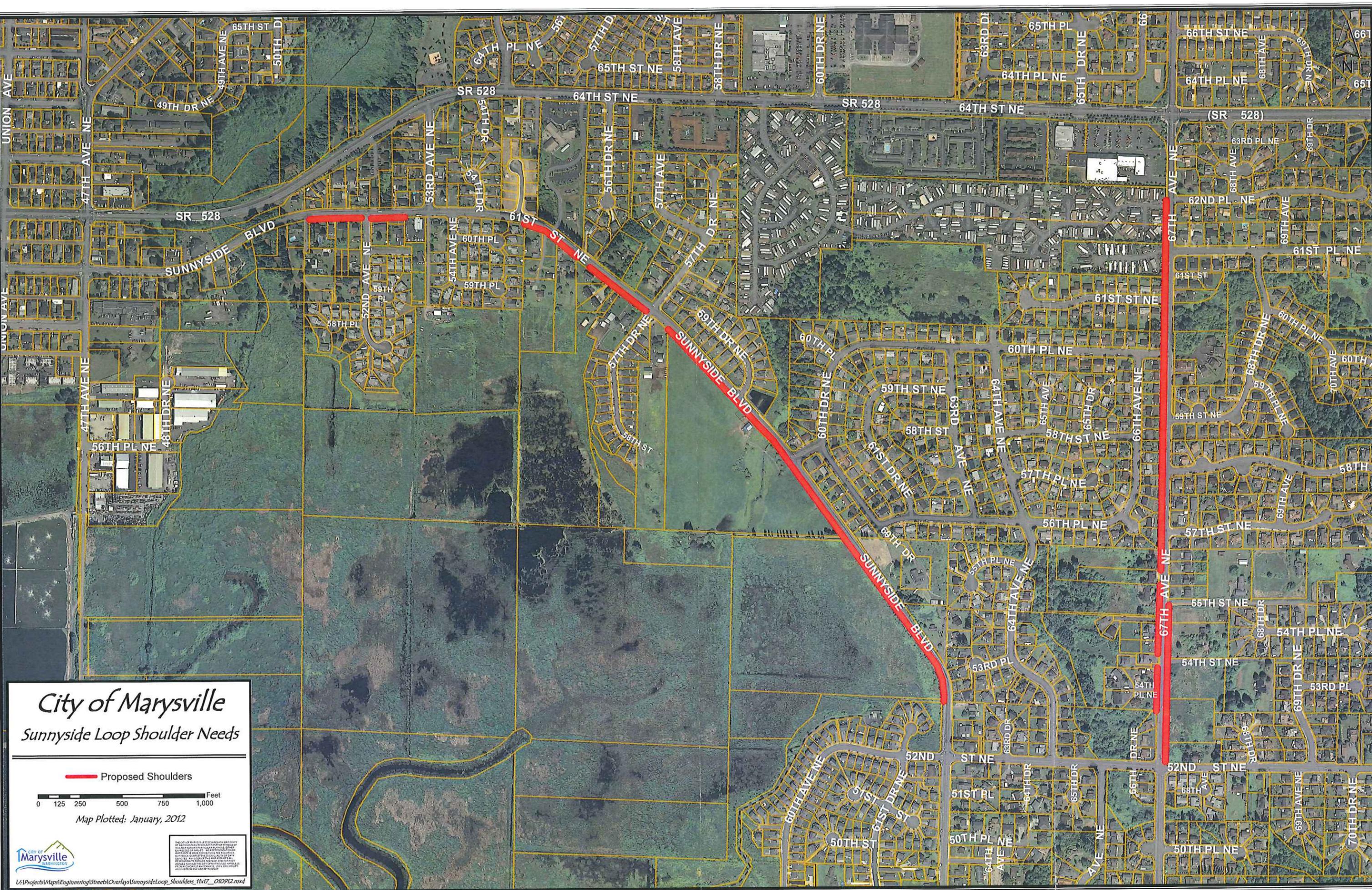
Proposed Shoulders



Map Plotted: January, 2012



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City of Marysville

Sunnyside Loop Shoulder Needs

 Proposed Shoulders



Map Plotted: January, 2012



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**Marshall Shoulder Improvements
Shoulder Improvements**

last updated on 01/11/2012

DESCRIPTION	QUANTITY	UNITS	UNIT PRICES	TOTAL PRICE
Roadway Excavation Including Haul	150	CY	\$10.00	\$1,500.00
Gravel Borrow Including Haul	50	TON	\$8.00	\$400.00
Crushed Surfacing Base Course (4")	100	TON	\$12.00	\$1,200.00
HMA CI 1/2" PG 64-22 (2")	60	TON	\$65.00	\$3,900.00
Stormwater Improvements (25%)	1	LS	\$3,000.00	\$3,000.00
Property Restoration	1	LS	\$1,500.00	\$1,500.00
CONSTRUCTION TOTAL				\$11,500.00
RIGHT-OF-WAY (@ \$10 per sf)				\$80,300.00
Parcel 30050900103200		815 sf		\$8,150.00
Parcel 30050900102200		983 sf		\$9,830.00
Parcel 30050900102400		2576 sf		\$25,760.00
Parcel 30050900103000		3156 sf		\$31,560.00
Parcel 30050900409600		500 sf		\$5,000.00
DESIGN (25%)				\$2,875.00
PROJECT TOTAL				\$94,675.00
INITIAL ESTIMATE				\$113,439.00

**Sunnyside Loop Shoulder Improvements
Shoulder Improvements**

Phase 1 - Sunnyside Blvd

last updated on 01/11/2012

DESCRIPTION	QUANTITY	UNITS	UNIT PRICES	TOTAL PRICE
Roadway Excavation Including Haul	400	CY	\$10.00	\$4,000.00
Gravel Borrow Including Haul	150	TON	\$8.00	\$1,200.00
Crushed Surfacing Base Course (4")	500	TON	\$12.00	\$6,000.00
HMA CI 1/2" PG 64-22 (2")	300	TON	\$65.00	\$19,500.00
Stormwater Improvements (25%)	1	LS	\$13,000.00	\$13,000.00
Retaining Wall	600	SF	\$25.00	\$15,000.00
Chain Link Fence (4')	200	LF	\$20.00	\$4,000.00
Property Restoration	1	LS	\$1,000.00	\$1,000.00
CONSTRUCTION TOTAL				\$63,700.00
RIGHT-OF-WAY (@\$10 per sf)				\$0.00
DESIGN (10%)				\$6,370.00
PERMITTING (3%)				\$1,911.00
PROJECT TOTAL				\$71,981.00
INITIAL ESTIMATE				\$106,256.00

**Sunnyside Loop Shoulder Improvements
Shoulder Improvements**

Phase 2 - 67th Ave NE

last updated on 01/11/2012

DESCRIPTION	QUANTITY	UNITS	UNIT PRICES	TOTAL PRICE
Roadway Excavation Including Haul	350	CY	\$10.00	\$3,500.00
Gravel Borrow Including Haul	100	TON	\$8.00	\$800.00
Crushed Surfacing Base Course (4")	450	TON	\$12.00	\$5,400.00
HMA CI 1/2" PG 64-22 (2")	275	TON	\$65.00	\$17,875.00
Stormwater Improvements (25%)	1	LS	\$8,000.00	\$8,000.00
Property Restoration	1	LS	\$1,000.00	\$1,000.00
CONSTRUCTION TOTAL				\$36,575.00
RIGHT-OF-WAY (@\$10 per sf)				\$0.00
DESIGN (10%)				\$3,657.50
PERMITTING (3%)				\$1,097.25
PROJECT TOTAL				\$41,329.75
INITIAL ESTIMATE				\$47,383.00

City of Marysville
Paved Shoulder Needs

Neighborhood	Shoulder Improvement	Begin	End	Length (ft)	In-House Cost	
Sunnyside/East Sunnyside	40th St NE (south shoulder)	Sunnyside Blvd	68th Dr NE	1,785	\$ 49,777	
	Sunnyside Blvd (east shoulder)	end s/w 350' north of 49th St	begin asphalt 550' south of 49th	800	\$ 29,155	
Jennings Park	Sunnyside Blvd (west shoulder)	53rd Ave NE	52nd St NE	3,650	\$ 20,622	
	52nd St NE (north shoulder)	67th Ave NE	350' east	350	\$ 237,844	
	52nd St NE (north shoulder)	69th Dr NE	73rd Ave NE	900	\$ 106,256	
	67th Ave NE (east side)	52nd St NE	55th St NE	900	\$ 13,883	
	67th Ave NE (west side)	62nd Pl NE	52nd St NE	950	\$ 9,700	
	55th Ave NE (west side)	Grove St	70th St NE	3,000	\$ 37,683	
	70th St NE (south side)	55th Ave NE	58th Dr NE	700	\$ 37,333	
	64th Ave NE (west side)	Grove St	73rd Pl NE	1,400	\$ 11,433	
	Downtown	67th St NE (north side)	47th Ave NE	49th Dr NE (MMS entrance)	400	\$ 15,089
		8th St (both sides)	Ash Ave	Cedar Ave	1,350	\$ 6,467
8th St (both sides)		BNSF tracks	Delta Ave	500	\$ 40,222	
Grove St (both sides)		Ash Ave	Cedar Ave	1,250	\$ 4,311	
Pinewood	47th Ave NE (portions of both sides)	Grove St	84th St NE	3,000	\$ 265,106	
	51st Ave NE (portions of both sides)	Grove St	84th St NE	4,400	\$ 79,833	
	80th St NE (south side)	51st Ave NE	east 900'	600	\$ 102,422	
	84th St NE (south side)	51st Ave NE	53rd Dr NE	850	\$ 8,967	
	88th St NE (widen existing to 5' both sides)	State Ave	57th Dr NE	8,000	\$ 11,661	
Gatchell	83rd Ave NE (both sides)	Grove St	84th St NE	3,700	\$ 62,222	
	60th Dr NE (west side)	Grove St	88th St NE	2,800	\$ 339,353	
	84th St NE (north side)	67th Ave NE	74th Dr NE	1,400	\$ 97,656	
	84th St NE (south side)	83rd Ave NE	SR9	1,825	\$ 95,178	
further analysis req'd	88th St NE (portions of both sides)	57th Dr NE	67th Ave NE	2,800	\$ 78,756	
	Kellogg Marsh	92nd St NE (north side)	State Ave	51st Ave NE	2,600	\$ 29,808
		108th St NE (north side)	Roundabout	250' East	250	\$ 37,956
Marshall	108th St NE (south side)	55th Ave NE	57th Dr NE	600	\$ 146,433	
	116th St NE (portions of both sides)	State Ave	46th Ave NE	1,850	\$ 93,522	
Shoules					\$ 6,444	
Smokey Point					\$ 46,467	
Lakewood					\$ 113,439	
TOTAL ALL PROJECTS					\$ 1,192,174	

CITY OF MARYSVILLE
Marysville, Washington

ORDINANCE _____

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, AMENDING SECTIONS OF MARYSVILLE MUNICIPAL CODE CHAPTER 6.30 RELATING TO LEWD CONDUCT; PROVIDING FOR SEVERABILITY; AND EFFECTIVE DATE.

NOW THEREFORE, the City Council of the City of Marysville, Washington do ordain as follows:

Section 1. MMC Chapter 6.30 entitled PUBLIC INDECENCY – PROSTITUTION – SEX CRIMES, is hereby amended to read as follows:

**Chapter 6.30
PUBLIC INDECENCY – PROSTITUTION – SEX CRIMES**

Sections:

- [6.30.010](#) Statutes incorporated by reference.
- [6.30.020](#) Definitions.
- [6.30.025](#) Lewd Conduct
- [6.30.030](#) Unlawful public exposure prohibited.
- [6.30.040](#) Facilitating unlawful public exposure prohibited.
- [6.30.050](#) Exemptions.
- [6.30.060](#) Public display of sexually explicit material.
- [6.30.070](#) Location of performers providing certain forms of entertainment restricted.
- [6.30.080](#) Affirmative defenses.

6.30.010 Statutes incorporated by reference.

The following statutes relating to public indecency, prostitution, sexual exploitation of children, and other sex crimes are incorporated by reference:

RCW

- 9A.44.010 Definitions for sexual offenses.
- 9A.44.096 Sexual misconduct with a minor in the second degree.
- 9A.44.120 Admissibility of child’s statement.
- 9A.88.010 Indecent exposure.
- 9A.88.030 Prostitution.
- 9A.88.050 Prostitution – Sex of parties immaterial – No defense.
- 9A.88.090 Permitting prostitution.
- 9A.88.110 Patronizing a prostitute.

9.68A.011 Definitions.

9.68A.080 Processing depictions of minors engaged in sexually explicit conduct.

9.68A.090 Communication with minor for immoral purposes.

(Ord. 1642, 1988; Ord. 1399, 1984; Ord. 1309, 1983; Ord. 965 § 16.01, 1977).

6.30.020 Definitions.

As used in this chapter, the following words and terms shall have the meaning set forth in this section:

(1) “Expressive dance” means any dance which, when considered in the context of the entire performance, constitutes an expression of theme, story, or ideas, but excluding any dance such as, but not limited to, common barroom-type topless dancing which, when considered in the context of the entire performance, is presented primarily as a means of displaying nudity as a sales device or for other commercial exploitation without substantial expression of theme, story or ideas.

(2) “Exposed” means the state of being revealed, exhibited or otherwise rendered open to public view.

(3) “Public exposure” means the act of revealing, exhibiting or otherwise rendering open to public view.

(4) “Public place” means an area generally visible to public view, and includes streets, sidewalks, bridges, alleys, plazas, parks, driveways, parking lots, automobiles (whether moving or not), and buildings open to the general public, including those which serve food or drink or provide entertainment in the doorways and entrances to buildings or dwellings in the grounds enclosing them.

(5) “Sexual contact” means any touching of the sexual or other intimate parts of a person done for the purpose of gratifying sexual desire of either party.

(6) “Sexual intercourse”:

(a) Has its ordinary meaning and occurs upon any penetration, however slight; and

(b) Also means any penetration of the vagina or anus, however slight, by an object, when committed on one person by another, whether such persons are of the same or opposite sex, except when such penetration is accomplished for medically recognized treatment or diagnostic purposes; and

(c) Also means any act of sexual contact between persons involving the sex organs of one person and the mouth or anus of another, whether such persons are of the same or opposite sex.

(7) "Sexually explicit material" means any pictorial or three-dimensional material depicting sexual intercourse, masturbation, sodomy, bestiality, direct physical stimulation of unclothed genitals, flagellation or torture in the context of sexual relationship, or emphasizing the depiction of adult human genitals; provided, however, that works of art or of anthropological significance shall not be deemed to be within the foregoing definition. In determining whether material is prohibited for public display by this section, such material shall be judged without regard to any covering which may be affixed or printed over the material in order to obscure genital areas in a depiction otherwise falling within the definition of this subsection.

(8) "Unlawful public exposure" means:

(a) A public exposure of any portion of the human anus or genitals;

(b) A public exposure of any portion of the female breast lower than the upper edge of the areola; or

(c) A public exposure consisting of touching, caressing or fondling of the male or female genitals or female breasts, whether clothed or unclothed.

(9) The word "he" includes masculine, feminine and neuter; therefore references to "he" shall also be meant to refer to "she." (Ord. 2070 § 7, 1996; Ord. 1281 § 2, 1983).

6.30.025 Lewd conduct.

(1) Penalty:

(a) A person is guilty of a misdemeanor lewd conduct if he intentionally performs a lewd act in a public place or at a place and under circumstances where such act could be observed by the public.

(b) The owner or operator of premises open to the public is guilty of a misdemeanor if he intentionally permits lewd conduct in a public place under his control.

(2) "Lewd act" means:

(a) Public exposure of one's genitals, buttocks, or any portion of the female breast below the top of the areola; or

(b) Public touching, caressing or fondling of the genitals or female breast whether clothed or not; or

(c) Public urination or defecation in a place other than a washroom or toilet room; or

(d) Public masturbation; or

(e) Public sexual intercourse; or

(f) Simulation of any such intercourse or such acts as described in (a) - (e) in this section, including but not limited to the use of devices which appear to be male or female genitalia or female breasts to simulate such acts as described in (a) – (e) in this section.

(g) In addition, a person commits the offense of lewd conduct if he or she performs any lewd act when he or she knows or reasonably should know such act is likely to be observed by a person and such act is likely to cause reasonable affront or alarm.

(3) "Public" or "public display" means easily visible from a public thoroughfare or from property of others, or in a public place in manner so obtrusive as to make it difficult for an unwilling person to avoid exposure.

(4) This chapter shall not be construed to prohibit:

(a) Plays, operas, musicals or other dramatic works which are not obscene;

(b) Classes, seminars and lectures held for scientific or education purposes;

(c) Exhibitions or dances which are not obscene.

(d) Breast feeding an infant

6.30.030 Unlawful public exposure prohibited.

It is unlawful for any person to intentionally commit any act constituting unlawful public exposure as defined in this chapter. A violation of this section is a misdemeanor (Ord. 1281 § 2, 1983).

6.30.040 Facilitating unlawful public exposure prohibited.

It is unlawful for the owner, lessee, manager, operator or other person in charge of any public place to knowingly permit, encourage or cause to be committed, whether by commission or omission, any unlawful public exposure upon said premises. (Ord. 1281 § 2, 1983).

6.30.050 Exemptions.

The prohibitions set forth in MMC ~~6.30.025 030~~ and through 6.30.040 shall not apply to any:

- (1) “Expressive dance,” as defined in MMC 6.30.020;
- (2) Play, opera, musical, or other dramatic work;
- (3) Class, seminar, or lecture, conducted for a scientific, medical or educational purpose;
- (4) Nudity within a locker room or other similar facility used for changing clothing in connection with athletic or exercise activities. (Ord. 1281 § 2, 1983).

6.30.060 Public display of sexually explicit material.

- (1) A person is guilty of displaying sexually explicit material if he knowingly places such material upon public display, or if he knowingly fails to take prompt action to remove such a display from property in his possession after learning of its existence.
- (2) Material is placed upon “public display” if it is placed on or in a billboard, viewing screen, theater marquee, newsstand, display rack, window, showcase, display case or similar place so that sexually explicit material is easily visible from a public thoroughfare or from the property of others. (Ord. 1281 § 2, 1983).

6.30.070 Location of performers providing certain forms of entertainment restricted.

No entertainer shall appear in any public place while unclothed or with any portion of the buttocks, genitals, pubic region or female breasts exposed, if allowed to so perform under the exemptions of MMC 6.30.050, except upon a stage or other surface raised at least 18 inches above the level of the floor upon which the closest patrons are seated or standing, nor closer than six feet from the nearest patron. (Ord. 1281 § 2, 1983).

6.30.080 Affirmative defenses.

It is an affirmative defense to a prosecution for violation of MMC ~~6.30.025 030~~ through ~~or~~ 6.30.040 that the nudity or other public exposure, when considered in the context in which presented, provided actual literary, artistic, political or scientific value and was not provided for commercial or sexual exploitation or with an emphasis on an appeal to a prurient interest. (Ord. 1281 § 2, 1983).

Section 2. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 3. Effective Date. This ordinance shall become effective five days after the date of its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2012.

CITY OF MARYSVILLE

By _____
Jon Nehring, Mayor

ATTEST:

By _____
April O'Brien, Deputy City Clerk

Approved as to form:

By _____
Grant Weed, City Attorney

Date of Publication: _____

Effective Date (5 days after publication): _____

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 2/13/2012

AGENDA ITEM: AN ORDINANCE OF THE CITY OF MARYSVILLE, WA, AUTHORIZING THE CITY OF MARYSVILLE TO CONTINUE TO IMPOSE A SALES AND USE TAX AS AUTHORIZED BY RCW 82.14.415 AS A CREDIT AGAINST STATE SALES AND USE TAX; CERTIFYING THE COSTS TO PROVIDE MUNICIPAL SERVICES TO THE CENTRAL MARYSVILLE ANNEXATION AREA; AND SETTING A NEW THRESHOLD AMOUNT FOR FISCAL YEAR 2012 RELATING TO ANNEXATIONS.	
PREPARED BY: Sandy Langdon, Admin. Svcs./Finance Dir. DEPARTMENT: Finance	DIRECTOR APPROVAL:
ATTACHMENTS: Ordinance	
BUDGET CODE:	AMOUNT:

SUMMARY:

The attached ordinance authorizes the continuance of the current 0.2% state sales and use tax credit as provided by RCW 82.14.415

RCW 82.14.515 allows the City to impose a 0.2% credit against state sales and use tax for annexation populations of at least 20,000 to assist with funding the costs of a newly annexed area, Central Marysville, for a period of ten years. This credit is funded from the State's portion of sales and use tax (6.5%) and is calculated on the entire City sales and use tax gross receipts

In order to continue receiving the credit the City needs to provide the Department of Revenue a new threshold amount for the next fiscal year, and notice of any applicable tax rate changes. The City estimates the projected cost to be at least \$ to provide municipal services to the annexation area which exceeds the projected general revenue to be \$ that the City would otherwise receive from the Central Marysville Annexation Area on an annual basis and which results in an estimated revenue shortfall of \$.

RECOMMENDED ACTION: Staff recommends that Council Authorize the Mayor to sign the ordinance to continue to impose a sales and use tax as authorized by RCW 82.14.415 as a credit against state sales and use tax; certifying the costs to provide municipal services to the central Marysville annexation area; and setting a new threshold amount for the fiscal year 2012 relating to annexations.

CITY OF MARYSVILLE
Marysville WA, Washington

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, AUTHORIZING THE CITY OF MARYSVILLE TO CONTINUE TO IMPOSE A SALES AND USE TAX AS AUTHORIZED BY RCW 82.14.415 AS A CREDIT AGAINST STATE SALES AND USE TAX; CERTIFYING THE COSTS TO PROVIDE MUNICIPAL SERVICES TO THE CENTRAL MARYSVILLE ANNEXATION AREA; AND SETTING A NEW THRESHOLD AMOUNT FOR FISCAL YEAR 2012 RELATING TO ANNEXATIONS.

WHEREAS, state law authorizes the reallocation of the sales tax already collected by the state to be remitted to the City to assist with funding the costs of certain newly annexed areas; and

WHEREAS, the City Council of the City of Marysville, Washington, adopted its Ordinance No. 2792, annexing the Central Marysville Annexation Area with a population of at least 20,000 people, effective December 30, 2009 (“Central Marysville Annexation Area”); and

WHEREAS, pursuant to RCW 82.14.415, the City is authorized, under the circumstances of this annexation, to impose a sales and use tax as authorized with that tax being a credit against the state tax; and

WHEREAS, with the passage of Ordinance No. 2799 in November 2009, the City imposed such a sales and use tax under RCW 82.14.415 for the Central Marysville Annexation Area; and

WHEREAS, the City Council finds and determines that the projected cost of at least \$ to provide municipal services to the annexation area exceeds the projected general revenue estimated to be \$ that the City would otherwise receive from the Central Marysville Annexation Area on an annual basis and which results in an estimated revenue shortfall of \$; and

WHEREAS, due to said revenue shortfall, the City Council finds that it is appropriate to continue said sales and use tax for the Central Marysville Annexation Area under the authority of RCW 82.14.415.

NOW THEREFORE, the City Council of the City of Marysville, Washington, does ordain as follows:

Section 1. Continuation of sales and use tax under authority of RCW 82.14.415 and Ordinance No. 2799. The continuation of the sales and use tax for the Central Marysville Annexation Area as previously authorized and imposed pursuant to RCW 82.14.415 and Ordinance No. 2799 at a tax rate of 0.2% is hereby authorized and renewed for 2011.

Section 2. Certification of costs to provide municipal services to Central Marysville Annexation Area. In accordance with RCW 82.14.415(9), it is hereby certified that the costs to provide municipal services to the Central Marysville Annexation Area fiscal year 2012 is \$.

Section 3. Threshold amount. The threshold amount for the Central Marysville Annexation Area for fiscal year 2012 for imposing the sales and use tax credit under RCW 82.14.415 is \$.

Section 4. Effective Date. This Ordinance shall be effective (5) five days following adoption and publication.

PASSED by the City Council and APPROVED by the Mayor this ____ day of February, 2012.

JON NEHRING, Mayor

ATTEST:

APRIL O'BRIEN, Deputy City Clerk

APPROVED AS TO FORM:

GRANT WEED, City Attorney

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON AMENDING MARYSVILLE MUNICIPAL CODE SECTION 9.20.080 RELATING TO PERMITS FOR FIREWORKS STANDS	AGENDA SECTION: Current Business			
PREPARED BY: Gloria Hirashima, Chief Administrative Officer DEPARTMENT: Executive	AGENDA NUMBER:			
ATTACHMENTS: <ol style="list-style-type: none"> 1. Marysville Municipal Code 9.20. 2. Fireworks Stand comparisons by City. 3. Draft ordinance revising 9.20, MMC - option 1. 4. Draft ordinance revising 9.20, MMC - option 2. 	APPROVED BY: <table border="1" style="width: 100%;"> <tr> <td style="width: 50%; text-align: center;">MAYOR</td> <td style="width: 50%; text-align: center;">CAO</td> </tr> </table>		MAYOR	CAO
MAYOR	CAO			
BUDGET CODE:	AMOUNT:			

In 2011, the City Council discussed the fireworks stand process as it related to firework stand permit applications under consideration for the July 2011 Fourth of July fireworks sales. The City Council discussed altering the fireworks ordinance to allow additional fireworks stands or revising criteria for selection of stand permits. Ultimately, there were adequate permits available in 2011 to approve all applications. No changes were made to the fireworks stand code in 2011, however there was discussion about reconsidering the requirements for future permit periods.

Staff has researched other firework stand permit applications and attached the comparison table. Two options are proposed. Option 1 would remove the limitations on firework stand permits (currently limited to eight stands). Option 2 would leave the stand limits at eight, but impose additional process for approving the permits and allowing for multiple vendors.

Staff has researched other community firework stand ordinances. Of the communities that allow private sales (most do not), limits are not common. State law requires that if cities adopt fireworks codes that are more stringent than state law, advance notice of one year must be provided prior to enactment. Current state law does not provide for maximum stand limits within a jurisdiction. Therefore, if the City were to consider increasing the limits or imposing additional conditions for fireworks stands it would require one year advance notice prior to enactment. Another option is to repeal the stand limits. Since this is not more stringent than state law, the change could take effect immediately.

RECOMMENDED ACTION: Either option 1 or 2 will address the concerns raised with respect to firework stand permits.
COUNCIL ACTION:

Chapter 9.20 FIREWORKS

Sections:

- [9.20.010](#) State statutes adopted.
- [9.20.015](#) Additional definitions.
- [9.20.020](#) Date and time limits for sale or discharge of consumer fireworks.
- [9.20.070](#) Permit procedure.
- [9.20.080](#) Action by city council.
- [9.20.090](#) Issuance of – Nontransferable.
- [9.20.110](#) Operation of fireworks stands.
- [9.20.120](#) Temporary fireworks stand specifications.
- [9.20.125](#) Enforcement – Revocation of permit.
- [9.20.130](#) Penalties for violations.

9.20.010 State statutes adopted.

The following sections of the State Fireworks Law (Chapter 70.77 RCW) are adopted by reference, including any amendments to the same which may hereafter be enacted by the state of Washington:

RCW

- 70.77.126 Definition of “fireworks.”
- 70.77.131 Definition of “display fireworks.”
- 70.77.136 Definition of “consumer fireworks.”
- 70.77.138 Definition of “articles pyrotechnic.”
- 70.77.141 Definition of “agricultural and wildlife fireworks.”
- 70.77.146 Definition of “special effects.”
- 70.77.160 Definition of “public display of fireworks.”
- 70.77.165 Definition of “fire nuisance.”
- 70.77.180 Definition of “permit.”
- 70.77.190 Definition of “person.”
- 70.77.205 Definition of “manufacturer.”
- 70.77.210 Definition of “wholesaler.”
- 70.77.215 Definition of “retailer.”
- 70.77.230 Definition of “pyrotechnic operator.”
- 70.77.255 Acts prohibited without a license.
- 70.77.285 Public display permit – Bond.
- 70.77.290 Public display permit.
- 70.77.295 Public display permit – Amount of bond.
- 70.77.311 Exemptions from licensing.
- 70.77.335 License authorizes activities of salesmen, employees.
- 70.77.405 Authorized sales of toy caps, tricks, novelties.
- 70.77.410 Public displays not to be hazardous.

- 70.77.415 Supervision of public displays.
- 70.77.420 Storage permit required.
- 70.77.425 Approved storage facilities required.
- 70.77.430 Sale of stock after revocation or expiration of license.
- 70.77.450 Examination, inspection of books and premises.
- 70.77.480 Prohibited transfers of fireworks.
- 70.77.485 Unlawful possession of fireworks – Penalties.
- 70.77.488 Unlawful discharge or use of fireworks – Penalty.
- 70.77.510 Sales or transfers of display fireworks – Penalty.
- 70.77.515 Sales or transfers of consumer fireworks – Penalty.
- 70.77.520 Unlawful to permit fire nuisance where fireworks kept – Penalty.
- 70.77.535 Articles pyrotechnic, special fireworks for entertainment media.
- 70.77.545 Violation a separate, continuing offense.
- 70.77.547 Civil enforcement not precluded.
- 70.77.580 Posting by retailers of lists of allowed fireworks.

(Ord. 2737 § 1, 2008; Ord. 2409 § 1, 2002; Ord. 1942 § 1, 1993; Ord. 1778 § 1, 1990; Ord. 1376 § 2, 1984).

9.20.015 Additional definitions.

The following additional definitions shall apply in this chapter:

“Permittee” means any person issued a fireworks permit in conformance with this chapter. (Ord. 2737 § 1, 2008; Ord. 2409 § 2, 2002).

9.20.020 Date and time limits for sale or discharge of consumer fireworks.

No fireworks shall be sold or discharged within the city except as follows:

- (1) The sale of consumer fireworks shall be allowed from 12:00 noon to 11:00 p.m. on June 28th and from 9:00 a.m. to 11:00 p.m. on June 29th through July 4th.
- (2) Consumer fireworks may be discharged July 4th only from 9:00 a.m. to 11:00 p.m. and December 31st from 9:00 a.m. to 2:00 a.m. on January 1st. (Ord. 2737 § 1, 2008; Ord. 2529 § 1, 2004; Ord. 2409 § 3, 2002; Ord. 2031 § 1, 1995; Ord. 1942 § 2, 1993).

9.20.070 Permit procedure.

Any adult person, firm, partnership, corporation or association may apply for a fireworks permit; provided, that the applicant must hold a current business license issued by the city, and must be, or be sponsored by, a person or entity which has a permanent address within the city limits. The application shall be in writing and shall be filed with the city clerk at least 30 days in advance of the proposed sale of fireworks. The application shall include the following:

- (1) Proof that the applicant has been issued a fireworks license or permit by the Chief of the Washington State Patrol acting through the Director of Fire Protection;

(2) A description of the proposed location of the fireworks;

(3) Proof that the applicant has an insurance policy with bodily injury liability limits of \$50,000/\$1,000,000 for each person and occurrence and \$50,000 for property damage liability for each occurrence. The city shall be named as an additional insured on the policy;

(4) An annual license fee of \$50.00;

(5) Subject to MMC [9.20.080](#), such permit shall be issued if the application meets the requirements of Chapter 70.77 RCW and all ordinances of the city of Marysville within the earlier of 30 days after the receipt of the application or by June 10th of the calendar year. (Ord. 2737 § 1, 2008; Ord. 2409 § 4, 2002; Ord. 2031 § 2, 1995; Ord. 1592, 1987; Ord. 1241 § 2, 1982; Ord. 1235 § 3, 1982).

9.20.080 Action by city council.

Upon seven days' advance written notice to the applicant, the city council shall hold a public meeting on the issuance of a fireworks permit. The city council shall have power, in its discretion, to grant or deny the application, subject to reasonable conditions, if any, as it shall prescribe. No more than eight fireworks stands shall be permitted within the city limits. The decision of the city council with respect to an application shall be final. (Ord. 2737 § 1, 2008; Ord. 1241 § 3, 1982; Ord. 1235 § 4, 1982).

9.20.090 Issuance of – Nontransferable.

Upon approval by the city council of a fireworks permit, the city clerk shall issue the same to the applicant, who thereafter shall be the permittee. The permit shall be for a term of one year. No permit shall be transferable without express approval by the city council. (Ord. 2737 § 1, 2008; Ord. 2409 § 5, 2002; Ord. 1235 § 5, 1982).

9.20.110 Operation of fireworks stands.

The party holding the fireworks permit shall operate the fireworks stand exclusively by and through its employees, members or designees. At least one adult person (age 18 or over) shall be present at all times a fireworks stand is open to the public. No person under 16 years of age shall be allowed to sell fireworks or remain within a fireworks stand when it is open to the public. (Ord. 2737 § 1, 2008; Ord. 1778 § 2, 1990; Ord. 1241 § 4, 1982; Ord. 1235 § 6, 1982; Ord. 479 § 11, 1962).

9.20.120 Temporary fireworks stand specifications.

All retail sales of consumer fireworks shall be permitted only from a retailer at a retail fireworks stand or outlet that is temporary, and the sale from any other building or structure is prohibited.

A retail fireworks stand shall be subject to the following provisions, unless preempted by state-wide standards, in which event the state-wide standards shall apply:

(1) No retail fireworks stand shall be located within 25 feet of any other building, nor within 50 feet of any gasoline station.

(2) Retail fireworks stands shall be temporary and need not comply with the provisions of the building code of the city; provided, however, that all stands shall be erected under the supervision of the fire chief, as defined elsewhere in this code, who shall require that the stand be constructed in a manner which shall ensure the safety of attendants and patrons, shall be wired according to state or national electrical code, and shall satisfy any state-wide standards issued by the State Director of Fire Protection. At least two approved fire extinguishers with 2.5 gallons apiece, or equivalent, shall be maintained at each stand at all times.

(3) Each stand must have two exits.

(4) No retail fireworks stand shall be located closer than 600 feet to another fireworks stand.

(5) All weeds and combustible material shall be cleared from the location of the stand, including a distance of at least 20 feet surrounding the stand.

(6) "No Smoking" signs shall be prominently displayed on the fireworks stand.

(7) Each retail fireworks stand shall be operated by adults only. No fireworks shall be left unattended in a stand.

(8) All unsold stock and accompanying litter shall be removed from the location by 12:00 noon on the sixth day of July of each year.

(9) The retail fireworks stand shall be disassembled and removed from the location by 12:00 noon on the sixth day of July of each year. (Ord. 2737 § 1, 2008; Ord. 2409 § 6, 2002; Ord. 1778 § 3, 1990; Ord. 479 § 12, 1962).

9.20.125 Enforcement – Revocation of permit.

The city fire marshal shall be authorized to enter and inspect all fireworks stands to assure compliance with the provisions of this chapter and to protect the public health, safety and welfare. The fire marshal is authorized to temporarily revoke any permit, for cause. Any party aggrieved by such revocation shall have the right to appeal the same to the city council within 10 days thereafter. The decision of the city council shall be final. (Ord. 2737 § 1, 2008; Ord. 1235 § 7, 1982).

9.20.130 Penalties for violations.

(1) Any person violating this chapter shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding \$1,000, or by imprisonment in the jail for a period not exceeding 90 days, or by both such fine and imprisonment. Further, the license shall be revoked.

(2) Any person violating portions of this chapter specifically designated by this chapter or by RCW as gross misdemeanor or misdemeanor, upon conviction shall be guilty and punished for gross misdemeanor by a fine not to exceed \$5,000 or by imprisonment in jail for a period not to exceed 365

days or by both such fine and imprisonment; for misdemeanor by a fine not to exceed \$1,000 or by imprisonment in jail for a period not to exceed 90 days or by both such fine and imprisonment.

(3) Civil Infraction.

(a) Violations involving possession or discharge of small quantities of fireworks, unless specifically designated in this chapter or RCW as gross misdemeanor or misdemeanor, is a civil infraction, and may be cited as a “civil infraction.”

(i) Upon finding that a violation has been committed the person committing the act shall be assessed an amount not to exceed \$500.00 plus applicable statutory assessments.

(ii) Such penalty is in addition to any other remedies or penalties specifically provided by law; nothing in this section precludes the charging of a misdemeanor or gross misdemeanor crime as defined under this chapter or RCW.

(iii) Three or more of said “civil infractions” within any consecutive two-year period of time shall be cited as a misdemeanor as set forth in subsection (1) of this section.

(b) “Civil infraction” has the meaning given that term by Chapter 7.80 RCW, the Infraction Rules for Courts of Limited Jurisdiction (“IRLJ”) and any local rule adopted by the Marysville municipal court. (Ord. 2737 § 1, 2008; Ord. 479 § 13, 1962).

FIREWORKS STANDS – COMPARISON BY CITY

City or Town	Application Submittal	Number of Stands	Fees	Vendor(s)	Date(s) of Sale	Date(s) of Discharge
Bothell	On or after April 1st of the year for which the permit is issued until the closing filing date of May 31st.	No limit (Currently at a total of 7 for the year.)	\$100 permit fee per stand plus \$122 deposit for clean-up of debris. If debris is cleaned within 24 hours of sales, deposit is returned.	Most applicants submit through primary vendor, TNT Fireworks. Applicants tend to be church and sports groups, and social organizations. Has one school submitting this year.	From 12:00 noon until 11:00 p.m. on the first day of July, 9:00 a.m. until 11:00 p.m. on the second and third days of July, and from 9:00 a.m. until 9:00 p.m. on the fourth day of July.	July 4 th , 9:00 a.m. to 11:00 p.m.
Everett	30 days in advance of proposed fireworks display	General Sales Not Permitted – Public Display Permits Only				
Lynnwood	Submitted to the office of the finance director no later than June 1 st .	No limit on number of permits – each stand must have a separate permit	\$100 permit fee per stand plus \$150.00 deposit per stand, conditioned upon the removal of the temporary stand and the cleaning up of all debris and litter from the site and adjoining area of the temporary stand by 11:59 p.m., July 15th		12:00 noon on July 1st to 10:00 p.m. on July 4th.	9:00 a.m. until 11:00 p.m. on July 4th only.
Marysville	30 days in advance of proposed fireworks sales	8	\$50 per stand	TNT Fireworks is the primary vendor.	From 12:00 noon to 11:00 p.m. on June 28th and from 9:00 a.m. to 11:00 p.m. on June 29th through July 4th.	July 4th only from 9:00 a.m. to 11:00 p.m. and December 31st from 9:00 a.m. to 2:00 a.m. on January 1st.
Mountlake Terrace	30 days in advance of the proposed display	General Sales Not Permitted – Public Display Permits Only	No fee – per RCW 70.77.311(2)(d)	—		
Mukilteo	14 days prior to proposed event	General Sales Not Permitted – Public Display Permits Only	\$50		—	

CITY OF MARYSVILLE
Marysville, Washington

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON
AMENDING MARYSVILLE MUNICIPAL CODE SECTION 9.20.070
RELATING TO PERMITS FOR FIREWORKS STANDS.

THE CITY COUNCIL OF THE CITY OF MARYSVILLE, WASHINGTON DO ORDAIN
AS FOLLOWS:

Section 1. MMC 9.20.070 is hereby amended to read as follows:

"9.20.070 Permit procedure.

Any adult person, firm, partnership, corporation or association may apply for a fireworks permit; provided, that the applicant must hold a current business license issued by the city, and must be, or be sponsored by, a person or entity which has a permanent address within the city limits. The application shall be ~~in writing and shall be~~ filed with the ~~city clerk at least 30 days in advance of the proposed sale of fireworks~~ business licensing specialist or designee.

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The application shall include the following:

- (1) Proof that the applicant has been issued a fireworks license or permit by the Chief of the Washington State Patrol acting through the ~~Director of Fire Protection~~ city's Fire Marshal;
- (2) A description of the proposed location of the fireworks;
- (3) Proof that the applicant has an insurance policy with bodily injury liability limits of \$50,000/\$1,000,000 for each person and occurrence and \$50,000 for property damage liability for each occurrence. The city shall be named as an additional insured on the policy;
- (4) An annual license fee of ~~\$50~~ 100.00;
- (5) Subject to MMC 9.20.080, such permit shall be issued if the application meets the requirements of Chapter 70.77 RCW and all ordinances of the city of Marysville, ~~within the earlier of 30 days after the receipt of the application or by June 10th of the calendar year.~~

Section 2. MMC 9.20.080 is hereby amended to read as follows:

”9.20.080 Action by city council.

Upon seven days’ advance written notice to the applicant, the city council shall hold a public meeting on the issuance of a fireworks permit. The city council shall have power, in its discretion, to grant or deny the application, subject to reasonable conditions, if any, as it shall prescribe.

~~No more than eight fireworks stands shall be permitted within the city limits.~~—The decision of the city council with respect to an application shall be final.”

Section 3. Severability. If any word, phrase, sentence, provision, or portion of this ordinance is declared to be invalid or unenforceable, it shall not affect validity or enforceability of the remaining words, phrases, sentences, provisions or portions of this ordinance.

Section 4. Effective Date. This ordinance shall take effect and be in force one year after its passage, approval and publication as provided by law.

CITY OF MARYSVILLE
Marysville, Washington

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON
AMENDING MARYSVILLE MUNICIPAL CODE SECTION 9.20.070
RELATING TO PERMITS FOR FIREWORKS STANDS.

THE CITY COUNCIL OF THE CITY OF MARYSVILLE, WASHINGTON DO ORDAIN
AS FOLLOWS:

Section 1. MMC 9.20.070 is hereby amended to read as follows:

"9.20.070 Permit procedure.

Any adult person, firm, partnership, corporation or association may apply for a fireworks permit; provided, that the applicant must hold a current business license issued by the city, and must be, or be sponsored by, a person or entity which has a permanent address within the city limits. The application shall be ~~in writing and shall be~~ filed with the ~~city clerk at least 30 days in advance of the proposed sale of fireworks~~ business licensing specialist or designee. The filing period for fireworks permits shall open on March 1st of the calendar year, and close by April 30. In the event there are more applications for licenses than there are licenses available, licenses shall be issued by lottery system with each permit applicant receiving one lot for each qualified permit application. If any fireworks permits remain available following the initial filing period, they will be issued on a first come, first served basis to qualified applicants.

The application shall include the following:

- (1) Proof that the applicant has been issued a fireworks license or permit by the Chief of the Washington State Patrol acting through the ~~Director of Fire Protection~~ city's Fire Marshal;
- (2) A description of the proposed location of the fireworks;
- (3) Proof that the applicant has an insurance policy with bodily injury liability limits of \$50,000/\$1,000,000 for each person and occurrence and \$50,000 for property damage liability for each occurrence. The city shall be named as an additional insured on the policy;
- (4) An annual license fee of ~~\$50~~ 100.00;

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(5) Subject to MMC [9.20.080](#), such permit shall be issued if the application meets the requirements of Chapter 70.77 RCW and all ordinances of the city of Marysville ~~within the earlier of 30 days after the receipt of the application or by June 10th of the calendar year following the close of each filing period and action by city council.~~ “

Section 2. Severability. If any word, phrase, sentence, provision, or portion of this ordinance is declared to be invalid or unenforceable, it shall not affect validity or enforceability of the remaining words, phrases, sentences, provisions or portions of this ordinance.

Section 3. Effective Date. This ordinance shall take effect and be in force one year after its passage, approval and publication as provided by law.

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 2/13/2012

AGENDA ITEM: Parks and Recreation Fee Proposal- Cedarcrest Golf Course	
PREPARED BY: Jim Ballew DEPARTMENT: Parks and Recreation	DIRECTOR APPROVAL:
ATTACHMENTS: 2012 Fee Schedule -Cedarcrest Golf Course	
BUDGET CODE:	AMOUNT:

SUMMARY:

A fee increase is recommended at Cedarcrest Golf Course to assist in generating revenues to meet increased operational expenses and debt service payments associated with course improvements. Fees have not been adjusted since 2009. The attached schedule represents an average increase of \$1.00 per round for daily fees and less than \$1.00 a day for average pass holders.

RECOMMENDED ACTION: Staff recommends that Council Authorize the Mayor to sign the Resolution adopting revised fees for play at Cedarcrest Municipal Golf Course Effective February 1, 2012.

CITY OF MARYSVILLE
Marysville, Washington

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARYSVILLE ADOPTING REVISED GREEN FEES FOR CEDARCREST MUNICIPAL GOLF COURSE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARYSVILLE, WASHINGTON, AS FOLLOWS:

The schedule of green fees for Cedarcrest Municipal Golf Course attached hereto as Exhibit A, is hereby adopted. The effective date of said weekend green fees and promotional fees shall be February 1, 2012.

PASSED by the City Council and APPROVED by the Mayor this 23rd day of January, 2012.

CITY OF MARYSVILLE

By _____
MAYOR

Attest:

By _____
CITY CLERK

Approved as to form:

By _____
CITY ATTORNEY

Cedarcrest Golf Course Fee Increase Proposal 2012

Current Fees (All fees include tax)

Winter Rates (October 1-May 31)

Weekdays M-F (excluding holidays)	18 holes/ 9 Holes	
Regular Rate	\$26	\$15
Senior (55 Years)	\$22	\$15
Military	\$22	\$15
Junior	\$14	\$14
Early Bird (Before 8 am)	\$22	N/A
Twilight	\$20	N/A

Weekends Sat/Sun & Holidays

Regular Rate	\$29	\$15
Twilight Rate (After 2pm – Oct 31)	\$20	N/A

Cart Fees

Regular Rate	\$13	\$7
Twilight	\$8	\$7
Pull Cart	\$5	\$5
Trail Fee	\$8	\$8

Spring and Summer Rates (April 1–September 30)

Weekdays M-F (excluding holidays)	18 holes/ 9 Holes	
Regular Rate	\$31	\$20
Senior (55 Years)	\$24	\$15
Military	\$24	\$15
Junior	\$15	\$14
Early Bird (Before 8 am)	\$22	N/A
Twilight	\$20	N/A

Weekends Sat/Sun & Holidays

Regular Rate	\$36	\$20
Twilight Rate (After 2pm – April 30)	\$20	N/A

Recommended Fees

18 holes/ 9 Holes

Regular Rate	\$27	\$16
Senior (55 Years)	\$23	\$15
Military	\$23	\$16
Junior	\$15	\$15
Early Bird (Before 8 am)	\$23	N/A
Twilight	\$21	N/A

Regular Rate	\$30	\$16
Twilight Rate (After 2pm – Oct 31)	\$21	N/A

Regular Rate	\$14	\$8
Twilight	\$9	\$8
Pull Cart	\$6	\$6
Trail Fee	\$8	\$8

18 holes/ 9 Holes

Regular Rate	\$32	\$20
Senior (55 Years)	\$25	\$16
Military	\$25	\$16
Junior	\$16	\$16
Early Bird (Before 8 am)	\$23	N/A
Twilight	\$21	N/A

Regular Rate	\$37	\$21
Twilight Rate (After 2pm – April 30)	\$21	N/A

Cart Fees

Regular Rate	\$13	\$7
Twilight	\$8	\$7
Pull Cart	\$5	\$5
Trail Fee	\$8	\$8

\$14	\$8
\$9	\$8
\$6	\$6
\$9	\$9

Passes and Punch Cards

Recommendation to offer including sales and admission tax at each level as follows:

	<u>Current</u>
Annual Pass	\$1400 plus tax (\$1520)
Senior Pass	\$900 plus tax (\$977)
Super Senior 3 month pass	\$175 plus tax (\$190)
Junior Pass 3 Month	\$175 plus tax (\$190)
*10 Round Punch Card	\$250 (includes tax)
Senior 10 Round Punch Card	\$190 (includes tax)

<u>2012 Recommended Fees</u>
\$1718
\$1104
\$215
\$215
\$225* Market Adjusted
\$205

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: February 13, 2012

AGENDA ITEM: Marysville Planning Commission	AGENDA SECTION: Mayor's Business
PREPARED BY: April O'Brien, Deputy City Clerk	AGENDA NUMBER:
ATTACHMENTS: 1. Appointment Sheet	APPROVED BY:
	MAYOR CAO
BUDGET CODE:	AMOUNT:

Mayor Nehring is requesting the appointment of Roger Hoen to fill Rob Toyer's position on the Marysville Planning Commission.

RECOMMENDED ACTION: Mayor Nehring recommends the City Council confirm the appointment of Roger Hoen to the Marysville Planning Commission serving until August 2, 2014.
COUNCIL ACTION:



Office of the Mayor
Jon Nehring
1049 State Avenue
Marysville, WA 98270
Phone: 360-363-8000
Fax: 360-651-5033
marysvillewa.gov

APPOINTMENT

I, JON NEHRING, duly elected and acting Mayor of the City of Marysville, do hereby appoint ROGER HOEN as a member of the Marysville PLANNING COMMISSION of the City of Marysville, pursuant to the provisions of the Marysville Municipal Code 18.04.020; dated this 13th day of February, 2012.

M A Y O R

I do swear and affirm I will perform the duties assigned to me as a member of the Marysville PLANNING COMMISSION of the City of Marysville in the manner required by law.

Dated this 13th day of February, 2012

ROGER HOEN

This term of appointment expires the 2nd day of August, 2014.