

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
Excuse the absence of Councilmember Seibert	Approved
<b>Presentations</b>	
Employee Service Awards: 5 Years - Belinda Paxton, Police Officer, Police (not in attendance), Mark Harpring, Lead Worker II, Golf Course, Corey Miller, Maintenance Worker II, Utility Field Staff (not in attendance), 10 Years - Kari Chennault, Program Engineer – Surface Water, Engineering (not in attendance)	Presented
Volunteer of the Month: JoAnn Sewell - October 2012 Volunteer of the Month	Presented
New Honda Dealership in Marysville: Mike O'Brien	Presented
<b>Approval of Minutes</b>	
November 5, 2012, City Council Work Session Minutes	Approved
<b>Consent Agenda</b>	
Approval of the November 5, 2012, Payroll in the Amount of \$1,405,843.18; Paid by Check Number's 26040 through 26084	Approved
Approval of the November 7, 2012, Claims in the Amount of \$1,208,809.68; Paid by Check Number's 80667 through 80849 with Check Number's 76306 and 80588 Voided.	Approved
Approval of the November 14, 2012, Claims in the Amount of \$2,000,403.08; Paid by Check Number's 80850 through 81001 with no Checks Voided.	Approved
<b>Review Bids</b>	
<b>Public Hearing</b>	
<b>New Business</b>	
Residential Lease Agreement and Security Deposit Receipt with Tracey, Paige, and Garret Mackie for Mother Nature's Window Property Residence.	Approved
Amended Snohomish County Human Services Grant Amendment to Provide Funds to Purchase New Countertops, Cabinet Door Fronts and Replacement Stripping the Kitchen Area of the Ken Baxter Community Center.	Approved
Supplemental Agreement No. 1 to the Professional Services Agreement with Kennedy/Jenks Consultants to Extend the Time for the Crown Pacific Site Brownfield Cleanup at No Cost.	Approved
Final Plat Approval of Meadows at Two Cedars Division 3	Approved
IRU 30 Year Purchase Agreement for Fiber to Snohomish County from Black Rock Cable, Inc.	Approved
An Ordinance of the City Of Marysville, Washington Relating To The City's Comprehensive Plan; Amending the Comprehensive Plan By The Adoption of the Marysville, Lake Stevens and Lakewood School Districts' 2012 – 2017 Capital Facilities Plans as a Sub Element of the City's Comprehensive Plan and Establishing the Adoption of Said Plan and the Collection and Imposition of School Impact Fees, Pursuant to the City's Annual Comprehensive Plan Amendment and Update Process.	Approved Ord. No. 2912

An Ordinance of the City of Marysville, Washington, Amending the City's Municipal Code and Development Regulations by Amending Title 22G, Administration and Procedures, by Adding Section 22G.010.205, Expiration of Application; and Amending Section 22A.010.160 Of MMC Chapter 22A.010, General Administration, Related to Tracking Amendments to the City's Uniform Development Code.	Approved Ord. No. 2913
An Ordinance of the City of Marysville, Washington, Amending the City's Municipal Code and Development Regulations by Amending Title 22G, Administration and Procedures, by Adding Chapter 22G.120, Site Plan Review; and Amending Section 22A.010.160 of MMC Chapter 22A.010, General Administration, Related to Tracking Amendments to the City's Uniform Development Code	Approved Ord. No. 2914
<b>Legal</b>	
<b>Mayor's Business</b>	
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Recess</b>	8:10 p.m.
<b>Executive Session</b>	8:20 p.m.
<b>Real Estate – one item RCW 42.30.110(1)(c)</b>	
<b>Personnel – one item RCW 42.30.110(1)(f)</b>	
<b>ACTION</b>	Approved
<b>Adjournment</b>	8:45 p.m.

**Regular Meeting**  
November 26, 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 Greg Kanehan of Marysville Free Methodist 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, Michael Stevens, Rob Toyer, Jeff Vaughan, and Donna Wright

**Absent:** Jeff Seibert

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Grant Weed, Senior Planner Chris Holland, Parks and Recreation Director Jim Ballew, Community Information Officer Doug Buell, Associate Planner Angela Gemmer, Information Services Manager Worth Norton, Recording Secretary Laurie Hugdahl.

CAO Hirashima reported that Councilmember Jeff Seibert had called in ill today.

**Motion** made by Councilmember Muller, seconded by Councilmember Toyer, to excuse the absence of Councilmember Seibert. **Motion** passed unanimously (6-0).

Mayor Nehring welcomed some staff and students from Northshore Christian Academy and thanked them for bringing refreshments. .

**Committee Reports**

Councilmember Rasmussen reported on the 11/14 Parks and Recreation Committee meeting where the following items were reviewed:

- The Community Center Advisory Committee was present at the meeting and shared some of the work that they have been doing.
- Parks Board discussed reviewing a smoking policy for the parks as there continue to be issues with the litter surrounding smoking activity.
- There was discussion about naming the former Doleshel tree farm. Tara Mizell will work on putting this topic out on the social media that the Parks department uses to gather suggestions from the community.
- Dr. Ballew reviewed the 2013 budget with the info about the Parks department. It was voted to surplus the pool table.
- Reports were given about activities in each of the departments.
- Parks continues to be busy and running lots of programs. The Activity Guide will be going out soon.
- Flyers for Merrysville for the Holidays winter celebration were distributed. The Tour of Lights begins December 6 from 6 to 9.

Councilmember Rasmussen reported on the Marysville Fire District Board of Directors Meeting of 11/19 where they reviewed and approved the 2013 proposed budget.

## Presentations

### A. Employee Service Awards

5 Years:

- Belinda Paxton, Police Officer, Police (not in attendance)
- Mark Harpring, Lead Worker II, Golf Course
- Corey Miller, Maintenance Worker II, Utility Field Staff (not in attendance)

10 Years:

- Kari Chennault, Program Engineer – Surface Water, Engineering (not in attendance)

### B. Volunteer of the Month

Mayor Nehring recognized JoAnn Sewell as *October 2012 Volunteer of the Month* for her valuable and extensive contributions to the Marysville Food Bank.

### C. New Honda Dealership in Marysville: Mike O'Brien

Mayor Nehring introduced Mike O'Brien from the O'Brien Group. Mr. O'Brien thanked JoAnn Sewell for her tremendous contributions to the Marysville Food Bank and announced that he planned to donate \$10,000 to the Marysville Food Bank for Ms. Sewell to use as she sees fit. He reviewed facts on his current car dealerships and then proceeded to review plans for the new Honda dealership in Marysville. Construction will start in January of 2013. They look forward to hiring local Marysville employees on top of a couple current employees. His group purchased five acres just north of the new overpass at 156th. They expect to hire 50 to 60 employees within the first year and after

that possibly over 100. They are projecting \$50 to \$60M in sales the first year and over \$100 M after that. He stated that they are looking forward to being in the community and commented that the City of Marysville has been outstanding to work with.

## Audience Participation

Peter, PO Box 191, Marysville, stated that he is not happy with the proposed development that will be going in at Lakewood Station on 172<sup>nd</sup> bordering 27<sup>th</sup> Ave NE. He owns property in the area and is concerned about the potential backup of traffic since he is directly adjacent to the proposed development. He referred to the current traffic mess at Costco and Target. This is especially troublesome and impactful to existing private residential homes. He encouraged staff to work with the adjacent property owners so they will not be so negatively impacted by the development. He emphasized that he also does not want to see diesel trucks idling at the new development.

## Approval of Minutes

1. Approval of the November 5, 2012, City Council Work Session Minutes.

**Motion** made by Councilmember Stevens, seconded by Councilmember Muller, to approve the November 5, 2012 City Council Work Session Minutes as presented.

**Motion** passed unanimously (6-0).

## Consent

2. Approval of the November 5, 2012, Payroll in the Amount of \$1,405,843.18; Paid by Check Number's 26040 through 26084.
3. Approval of the November 7, 2012, Claims in the Amount of \$1,208,809.68; Paid by Check Number's 80667 through 80849 with Check Number's 76306 and 80588 Voided.
4. Approval of the November 14, 2012, Claims in the Amount of \$2,000,403.08; Paid by Check Number's 80850 through 81001 with no Checks Voided.

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

## Review Bids

## Public Hearings

## New Business

5. Residential Lease Agreement and Security Deposit Receipt with Tracey, Paige, and Garret Mackie for Mother Nature's Window Property Residence.

Director Ballew explained that this is the lease agreement for the property. They have met all the criteria and have moved into the residence. It is not a caretaker agreement.

**Motion** made by Councilmember Muller, seconded by Councilmember Rasmussen, to authorize the Mayor to sign the Residential Lease Agreement and Security Deposit Receipt with Tracey, Paige, and Garret Mackie for Mother Nature's Window Property Residence. **Motion** passed unanimously (6-0).

6. Amended Snohomish County Human Services Grant Amendment to Provide Funds to Purchase New Countertops, Cabinet Door Fronts and Replacement Stripping the Kitchen Area of the Ken Baxter Community Center.

Director Ballew explained that Snohomish County had requested language changes which he pointed out.

**Motion** made by Councilmember Stevens, seconded by Councilmember Muller, to authorize the Mayor to sign the Amended Snohomish County Human Services Grant Amendment to Provide Funds to Purchase New Countertops, Cabinet Door Fronts and Replacement Stripping the Kitchen Area of the Ken Baxter Community Center. **Motion** passed unanimously (6-0).

7. Supplemental Agreement No. 1 to the Professional Services Agreement with Kennedy/Jenks Consultants to Extend the Time for the Crown Pacific Site Brownfield Cleanup at No Cost.

CAO Hirashima explained that this is just a time extension to do the monitoring for the site next to the Public Works Building.

Councilmember Muller asked if full-time monitoring would be done or just soil samples. CAO Hirashima thought that there was some monitoring equipment actually in the ground.

**Motion** made by Councilmember Muller, seconded by Councilmember Toyer, to authorize the Mayor to sign the Supplemental Agreement No. 1 to the Professional Services Agreement with Kennedy/Jenks Consultants to Extend the Time for the Crown Pacific Site Brownfield Cleanup at No Cost. **Motion** passed unanimously (6-0).

8. Final Plat Approval of Meadows at Two Cedars Division 3.

Associate Planner Angela Gemmer reviewed this item. There were no further questions or comments.

**Motion** made by Councilmember Wright, seconded by Councilmember Stevens, to approve the Final Plat Approval of Meadows at Two Cedars Division 3. **Motion** passed unanimously (6-0).

9. IRU 30 Year Purchase Agreement for Fiber to Snohomish County from Black Rock Cable, Inc.

Information Services Manager Worth Norton reviewed this item. He explained that Black Rock provides point-to-point dark fiber for commercial use and is a critical piece of the City's infrastructure. Black Rock Cable has been purchased by Wave Broadband and staff would like to get the contract signed prior to that happening.

Councilmember Rasmussen asked for an update on the alternate path. Mr. Norton explained that it is currently under construction and is very close to being lit up. The City will have an opportunity to tap into that. He confirmed that it is included in this agreement.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Stevens, to authorize the Mayor to sign the IRU 30 Year Purchase Agreement for Fiber to Snohomish County from Black Rock Cable, Inc. subject to the City Attorney's final approval and subject to any mutually agreed upon final revisions between Black Rock and the City.

**Motion** passed unanimously (6-0).

10. An Ordinance of the City Of Marysville, Washington Relating To The City's Comprehensive Plan; Amending the Comprehensive Plan By The Adoption of the Marysville, Lake Stevens and Lakewood School Districts' 2012 – 2017 Capital Facilities Plans as a Sub Element of the City's Comprehensive Plan and Establishing the Adoption of Said Plan and the Collection and Imposition of School Impact Fees, Pursuant to the City's Annual Comprehensive Plan Amendment and Update Process.

Senior Planner Chris Holland reviewed this item. There were no comments or questions from Council.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Stevens, to approve Ordinance No. 2912. **Motion** passed unanimously (6-0).

11. An Ordinance of the City of Marysville, Washington, Amending the City's Municipal Code and Development Regulations by Amending Title 22G, Administration and Procedures, by Adding Section 22G.010.205, Expiration of Application; and Amending Section 22A.010.160 Of MMC Chapter 22A.010, General Administration, Related to Tracking Amendments to the City's Uniform Development Code.

Angela Gemmer reviewed this item regarding expiration of application.

**Motion** made by Councilmember Wright, seconded by Councilmember Vaughan, to approve Ordinance No. 2913. **Motion** passed unanimously (6-0).

12. An Ordinance of the City of Marysville, Washington, Amending the City's Municipal Code and Development Regulations by Amending Title 22G, Administration and Procedures, by Adding Chapter 22G.120, Site Plan Review; and Amending Section 22A.010.160 of MMC Chapter 22A.010, General Administration, Related to Tracking Amendments to the City's Uniform Development Code.

Ms. Gemmer discussed the amendments to the municipal code by addition of a Site Plan Review chapter.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Toyer, to approve Ordinance No. 2914. **Motion** passed unanimously (6-0).

## Legal

### Mayor's Business

- Mayor Nehring stated that he had the opportunity on 11/15 to attend the NJROTC Passing Review Ceremony which was a great event.
- Merrysville for the Holidays will be this Saturday night. He thanked Director Ballew for his work on the Tour of Lights. Thanks also to Rotary for their participation in that.

### Staff Business

Jim Ballew:

- He was thrilled with the events of the night, especially the very large donation to the Marysville Food Bank by Mr. O'Brien.
- He encouraged everyone to attend the parade.
- Tour of Lights is going to be wonderful this year. With the help of the Hotel/Motel grant there will be some great new additions.
- There was a great article in the *Seattle Times* about the improvements that have been made to Jennings Park.

Chief Smith reported that the police are gearing up for the parade and the holiday.

Chris Holland had no further comments.

Angela Gemmer had no further comments.

Worth Norton had no further comments.

Sandy Langdon stated that she appreciates 156<sup>th</sup> being opened and being able to get in the back way. Overall sales are up so it is looking good for revenues.

Grant Weed stated the need for an Executive Session to discuss two items - one to consider the potential lease of real estate and one concerning employee performance with potential action on the real estate matter. He estimated that they would need 15 minutes.

Gloria Hirashima:

- She clarified that the turn on 156<sup>th</sup> Street is an interim turn until development occurs that will turn that change into a straight lane through 27<sup>th</sup> Avenue.
- There were articles concerning Marysville and Cedar Grove in the *Seattle Times* last week and in the *Seattle Weekly* on Wednesday.
- Staff is looking at the issue of lighting on 51<sup>st</sup> Avenue. Director Nielsen thought that the street lights might arrive in the next couple weeks. A signal will also be coming January.

## Call on Councilmembers

Carmen Rasmussen:

- She requested an excused absence for next Monday as she has a work commitment on December 3.
- She agrees that the overpass and 51<sup>st</sup> are great additions to the City.
- Kudos to Parks Department for a tremendous number and scope of events during the holidays. She appreciates the amount of time and effort that it takes to put on those events for the City.
- She stated that she would have appreciated a work session for the volume of information they addressed at tonight's meeting. She suggested that they might want to reconsider the work sessions on the 3rd Mondays if there are full agendas.

Steve Muller:

- He commented that the *Seattle Times* does a good job of getting the word out.
- The Historical Society will be having pictures with Santa this Saturday from 11 to 3 at Marysville Mall.

Rob Toyer had no further comments.

Michael Stevens:

- He stated the need for an excused absence for December 3 as he will be out of town.
- He has received great reports about 156<sup>th</sup> and 51<sup>st</sup>.
- The new restaurant up 116th is a great new addition to the City. He enjoyed making his own soda there.

Donna Wright:

- She attended the Snohomish County Cities event where Dave Williams from AWC was the speaker and brought them up to date on state legislature issues.

- On 51<sup>st</sup> she had an elderly couple contact her to complain that everyone else on the two blocks got new fences but they did not.

Jeff Vaughan recommended that signage be added to direct people better to the 156th overcrossing since it is easy to miss. Gloria Hirashima indicated that staff could look into that.

Mayor Nehring recessed the meeting at 8:10 for 10 minutes. The meeting reconvened at 8:20 into Exec Session to address two items for 15 minutes with potential action expected on the real estate matter.

### **Executive Session**

- A. Litigation
- B. Personnel - One item regarding employee performance - RCW 42.30.110(1)(f)
- C. Real Estate - One item regarding the potential lease of real estate – RCW 42.30.110(1)(c)

**Motion** made by Councilmember Muller, seconded by Councilmember Wright to extend Executive Session to 8:45 p.m. Motion passed unanimously (6-0).

**Motion** made by Councilmember Muller, seconded by Councilmember Rasmussen to execute a short term lease agreement with Walmart for 601 Delta. Motion passed unanimously (6-0).

### **Adjournment**

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Mayor  
Jon Nehring

\_\_\_\_\_  
April O'Brien  
Deputy City Clerk