

**June 14, 2010**

**Marysville City Council Meeting**

**7:00 p.m.**

**City Hall**

**Call to Order**

**Invocation**

**Pledge of Allegiance**

**Roll Call**

**Committee Reports**

**Presentations**

A. Swearing-In of Police and Custody Officers. \*

B. Jarl Gunderson; Retirement Plaque. \*

**Audience Participation**

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

1. Approval of May 17, 2010 City Council Work Session Minutes.

2. Approval of May 24, 2010 City Council Meeting Minutes.

**Consent**

3. Approval of May 26, 2010 Claims in the Amount of \$674,040.02; Paid by Check No.'s 63183 through 63341 with Check No. 62184 Voided.

4. Approval of June 2, 2010 Claims in the Amount of \$4,939,080.89; Paid by Check Number's 63342 through 63475 with Check Number's 45730, 62668, and 63315 Voided. \*

5. Approval of June 4, 2010 Payroll in the Amount of \$1,390,292.08; Paid by Check Number's 22742 through 22820 with Check Number's 22617 Voided and Reissued with Check Number 22821. \*

6. Approval of the Application for *GA Maxwell's* to Conduct a Special Event from June 18, 2010 through June 20, 2010.

7. Approval of the Application for Patricia and Eric Schoonmaker, Owners of *Trusty Threads*, to Conduct a Craft Fair on June 26, 2010, July 31, 2010 and August 28, 2010.

8. Authorize the Mayor to Sign the Amendment No. 1 to Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Coordination of Improvements to 88<sup>th</sup> Street NE.

***\*These items have been added or revised from the materials previously distributed in the packets for the June 7, 2010 Work Session.***

June 14, 2010

**Marysville City Council Meeting**  
7:00 p.m.

City Hall

**Review Bids**

**Public Hearings**

**New Business**

9. Marysville Fire District Regional Fire Authority/Annexation. \*
10. Marysville Fire District Interlocal Agreement Amendment. \*
11. An **Ordinance** of the City of Marysville, Washington Amending MMC 18B.14.035 by Adding a New Subsection (4)(e) Relating to Traffic Impact Fee Exemption Refunds.
12. An **Ordinance** of the City of Marysville Amending Section 2.50.090 of the Marysville Municipal Code Relating to City Issued Credit Cards.
13. A **Resolution** of the City of Marysville Declaring an Emergency to Exist Due to Urban Flooding; Authorizing Emergency Works Contracts and Purchases for the Emergency Repair and Restoration of Utilities, Buildings and Contents, Parks and Golf Course, Roads, Bridges, Right of Way and Property; and Designating Representatives for Obtaining Emergency Assistance Funds and Preparing and Executing Necessary Legal Documents.

**Legal**

**Mayor's Business**

**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 Tracy Jeffries, Assistant Administrative Services Director, at (360) 363-8000 or 1-800-833-6384 (Voice Relay), 1-800-833-6388

*\*These items have been added or revised from the materials previously distributed in the packets for the June 7, 2010 Work Session.*

**June 14, 2010**

**Marysville City Council Meeting**  
**7:00 p.m.**

**City Hall**

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

***\*These items have been added or revised from the materials previously distributed in the packets for the June 7, 2010 Work Session.***

# COUNCIL



# MINUTES

## **Work Session**

*May 17, 2010*

### **Call to Order / Pledge of Allegiance**

Mayor Kendall called the May 17, 2010 work session of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall and led those present in the Pledge of Allegiance.

### **Roll Call**

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

**Mayor:** Dennis Kendall

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

**Absent:** Lee Phillips

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

CAO Hirashima stated that Councilmember Phillips had requested an excused absence due to work. **Motion** made by Councilmember Wright, seconded by Councilmember Soriano, to excuse Councilmember Phillips. **Motion** passed unanimously (6-0).

### **Presentations**

A. Snohomish County Transportation Benefit District.

Mayor Kendall referred to a document prepared by City Attorney Grant Weed addressing Council's questions and concerns regarding Transportation Benefit Districts (TBDs). City Attorney Grant Weed then summarized his research contained on the handout regarding types of vehicles that would be subject to the license fee requirement



and the possibility of a refund/rebate for owners of more than a prescribed number of vehicles for which the additional license fee is paid.

Public Works Director Kevin Nielsen reviewed a list of potential TBD fund allocations that staff has compiled. He also discussed various scenarios and their impact on the Pavement Condition Index (PCI). Mayor Kendall asked if these scenarios include the annexed areas. Director Nielsen said that they did not because they can use the 50/50 program there and also because the pavement in those areas is still in pretty good condition. Mayor Kendall asked if these funds can be used for the 50/50 program. Director Nielsen was not sure, but he noted that even without using it for the 50/50 program it could free up other money that could then be used for it. He referred to the graph of 305 Fund - GMA Streets and discussed the need for funding related to this. Other cities are very interested in what Marysville is doing with regard to the TBD the County is considering. Staff is requesting feedback from Council on what they would like to do.

Finance Director Langdon reported that the state has a 1% collection fee for the TBD. Based on state numbers in 2008 and the \$20 fee there would be a range of \$1.125 million to \$694,000 possible collections from the \$20 fee. CAO Hirashima discussed options available to the Council and what other cities are doing. If the Council wants to proceed with this it would require a public hearing.

Councilmember Wright asked about raising the amount to \$25 in order to go out to a vote in order to give the public a say on this. City Attorney Weed explained that anything over \$20 would have to go out to a vote. Councilmember Rasmussen asked if you could go to a vote even if you were under \$20. City Attorney Weed discussed the mechanism that would trigger the requirement of putting this out to a vote.

Councilmember Wright asked if government vehicles would be exempted. Finance Director Langdon explained that they would.

Councilmember Rasmussen asked about the cost of putting this out to the voters. City Attorney Weed replied that it depends when you put it to the voters and what other items are on the ballot. CAO Hirashima thought that it would probably be between \$30,000 and \$50,000. There was discussion about options available to the Council and possible next steps.

Councilmember Seibert asked about collector vehicles that only pay a one-time fee. Finance Director Langdon said it was based just on the annual registration fee so those would be exempt.

Councilmember Seibert asked about using the impact fee to provide a credit to commercial and industrial developments. He asked why commercial and industrial were exempt. Director Nielsen explained that it had to do with concerns about people having to pay twice.

Councilmember Soriano asked: *If the city opts to go with the \$20.01 and it does not pass, does that negate the County's ability to impose the tax on the city?* City Attorney Weed explained that if the City doesn't reach an agreement with the County they cannot collect the funds, but the City also would not benefit from a portion of the funds.

Councilmember Rasmussen thought that people would be more favorable to having local money collected and used for very local projects. She expressed support for putting this out to the voters with clear information to them about the impacts of this and the alternatives.

Councilmember Seibert expressed support for letting the County know that Marysville is planning on forming its own TBD and putting the matter out to a vote. He noted that if we don't try to form our own the County could form one anyway. He discussed possible courses of action if the citizens voted it down.

Councilmember Nehring agreed that going to the voters with information about all the money going to local projects they could have a choice on some major road improvements in the City.

Mayor Kendall summarized that the Council is not interested in being part of the County TBD. He recommended looking into the cost of an election and what possible dates would be.

City Attorney Weed indicated he would look into the possibility of forming this in two steps rather than one step.

## **Discussion Items**

### **Approval of Minutes**

1. Approval of May 3, 2010 City Council Work Session.
2. Approval of May 10, 2010 City Council Meeting.

### **Consent**

3. Approval of May 12, 2010 Claims.
4. Approval of May 19, 2010 Claims.

### **Review Bids**

5. Award the Sunnyside Well 2 Equipping Project.

Director Nielsen stated that there was only one bidder and the bid was quite a bit over the engineers estimate. Staff is talking it over with the bidder.

6. Award HVAC Maintenance and Repair Services.

Director Nielsen stated that the apparent low bidder was Diamond B, which is who they are using right now. The bids look really good for the three-year contract.

**New Business**

7. Adopt the Surface Water Inspector Job Description and Placement on the Non-Represented, Non-Management Classification Grid.

CAO Hirashima said this is a funded position for Public Works. They needed to go through the classification and compensation analysis because this is the first surface water inspector they have hired. Director Nielsen added that this position is needed for the NPDES Permit for Elicit Discharge and other program needs to meet the federal mandate.

8. Professional Services Agreement between City of Marysville and MWH Americas, Inc. for Design Services on the SR 9 1.8 MG Reservoir Project in the Amount of \$195,602.00.

Director Nielsen said they are designing the second reservoir up there which will service all of the new area.

9. Professional Services Agreement - Supplement No. 2 with BergerABAM on the Lakewood Triangle Access/156<sup>th</sup> Street Overcrossing Project Providing for a No Cost Extension of the Agreement End Date to December 31, 2010.

This is an extension of the contract date.

10. Interlocal Agreement between the City of Granite Falls and the City of Marysville for Outdoor Video Services.

Parks and Recreation Director Jim Ballew said that staff has offered services to Granite Falls in partnership with their chamber to provide outdoor video servicing at a cost of \$300 per event. This will not impact movies in the city and will help to defray the cost of providing movie nights to Marysville citizens.

11. Approve Stand Permits for the Marysville First Assembly (1 stand), Marysville Kiwanis (6 stands), Mountain View Assembly of God (1stand), and Turning Point Church (1 stand).

Mayor Kendall noted that there is a stand for the Kiwanis stand out in the Lakewood area as well.

Councilmember Rasmussen commented that the Turning Point Church isn't on the list of applicants although it is listed elsewhere. Staff indicated they would correct that.

Councilmember Nehring asked if there was anyone from the annexation area that was turned down. CAO Hirashima said that they were not; she noted that these are on a first come first served.

12. A **Resolution** of the City of Marysville Declaring Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.

Mayor Kendall reviewed surplus items.

13. An **Ordinance** of the City of Marysville Amending the 2010 Budget and providing for the increase of certain expenditure items as budgeted for in and Amending Ordinance No. 2798.

CAO Hirashima explained that due to the annexation component they had planned on scrutinizing the budget mid-year to see what is working and where adjustments could be used. This proposal has a net impact of zero on the budget. She, Finance Director Langdon, and other department directors discussed details of the proposed amendments.

14. An **Ordinance** of the City of Marysville Amending Section 14.07.070 of the Marysville Municipal Code to Include a Sewer Use Rate Reduction for Commercial Laundries.

Director Nielsen stated that the standard is set at 5% reduction to sewer.

### **Mayor's Business**

- NAMO (North American Motor Officers Association) was in town for four days of competition and training. MPOA was the sponsor and 160 riders participated.
- Thursday night is Mary Swenson's retirement celebration.

### **Staff Business**

Kevin Nielsen:

- He informed Council that batteries had been stolen over the weekend from their garbage trucks.
- Staff spent the weekend dealing with the HVAC issue in the server room.

Sandy Langdon

- Worth, Mike and Marty were very busy over the weekend with the HVAC issue. She thanked them for their work.
- The audit is going very well. They have about 2 ½ more weeks.

Rick Smith

- NAMOA was a great event. There were more participants at this year's conference than they have had in recent years. Everyone thought the venue was outstanding; there were no complaints whatsoever. He thanked Parks, Public Works, Finance, the Mayor and other staff for their assistance with the event. He thanked Lynnwood Police Department and the Tribes for helping out with NAMOA. The Tribes especially were absolutely phenomenal putting this event together.
- Police referred to a recent news story concerning Marysville. They potentially have some video on this and will be following up on that.
- Jarl Gunderson should be here next Monday.
- ZUMBA representatives will also be at the meeting to provide money for the K-9 program.
- There will be no Public Safety meeting this month.

Jim Ballew

- Bid for 116<sup>th</sup> bridge is down enough to a point where they can act. They have agreed to paint it before the barrier goes up.
- Strawberry Festival is 30 days away. Banners should be up in about 15 days.
- The disc golf course is now a reality. The Eagle Scout, Christian, raised \$6,000 and will break ground on June 12 for a 12-hole course.
- On June 11 there will be a dedication of the Shasta Ridge neighborhood park.
- There is a vacancy on the Park Board which will be posted. It would be nice to have someone from the newly annexed area.

Grant Weed:

- He stated the need to have an Executive Session to discuss pending litigation and a personnel matter. It was expected to last 15 minutes with no action taken.
- The City closed on the acquisition of the property where PEAK engineering was.

Gloria Hirashima:

- She stated that she and the Mayor visited Silicon Energy which is a solar cell manufacturer in Arlington who is relocating to Marysville because they are expanding operations.
- They had a productive meeting with the Chamber and some of the hotel/motel committee members.
- Staff also had a meeting with Fire Chief Greg Corn and Asst. Chief Martin McFalls to begin some discussions on the contract and the Regional Fire Authority.

## **Call on Councilmembers**

Donna Wright had no comments.

John Soriano enjoyed the NAMOA competition. He was impressed with their agility. He was sorry that he missed the law enforcement officers' memorial.

Jeff Vaughan enjoyed the law enforcement officers' memorial.

Carmen Rasmussen:

- She had the opportunity to go to Mountain. View High School to speak to their civics class. She shared with them the efforts of the Eagle Scout, Christian, who single-handedly accomplished a tremendous change in the City. The students were very interested in this.
- She is very appreciative that the budget discussion has been so positive and straightforward.

Jon Nehring asked if there would be a Finance Committee meeting this Wednesday. Finance Director Langdon replied that there would be.

Jeff Seibert:

- It was nice to see the officers from all over the region coming here for NAMOA. There were several from Canada, Oregon, and Idaho.
- He finds it interesting that they have received several calls from annexation area residents who want to get garbage service from the City.

## **Recess**

Mayor Kendall Seibert recessed the meeting at 8:35 p.m. for a short break before reconvening into Executive Session expected to last 15 minutes to discuss one item concerning pending litigation and one item concerning personnel with no action expected.

**Executive Session** - started at 8:40 p.m.

- A. Litigation – one item, pursuant to RCW 42.30.110(1)(i)
- B. Personnel – one item, pursuant to RCW 42.30.110(1)(g)
- C. Real Estate

## **Adjournment**

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Mayor  
Dennis Kendall

\_\_\_\_\_  
Asst. Admin. Svcs. Director  
Tracy Jeffries

|  |                           |
|--|---------------------------|
| <b>Call to Order/Pledge of Allegiance/Roll Call</b>  | 7:00 p.m.                 |
| <b>Presentations</b>   |                           |
| Zumba K9 Program Donation and Recognition.   | Presented                 |
| May Service Awards.  | Presented                 |
| USS Ingraham Delegation Welcome.   | Presented                 |
| <b>Approval of Minutes</b>   |                           |
| Approval of May 3, 2010 City Council Work Session Minutes.   | Approved                  |
| Approval of May 10, 2010 City Council Meeting Minutes.   | Approved                  |
| <b>Consent Agenda</b>  |                           |
| Approval of May 12, 2010 Claims in the Amount of \$726,173.46; Paid by Check Number's 62850 through 63018 with Check Number 56282 Voided.  | Approved                  |
| Approval of May 19, 2010 Claims in the Amount of \$726,593.60; Paid by Check Number's 63019 through 63182 with Check Number's 60585, 61801 & 62954 Voided.   | Approved                  |
| Adoption of the Surface Water Inspector Job Description and Placement on the Non-Represented, Non-Management Classification Grid.  | Approved                  |
| Authorize the Mayor to Sign the Professional Services Agreement between City of Marysville and MWH Americas, Inc. for Design Services on the SR 9 1.8 MG Reservoir Project in the Amount of \$195,602.00.  | Approved                  |
| Authorize the Mayor to Sign the Professional Services Agreement - Supplement No. 2 with BergerABAM on the Lakewood Triangle Access/156th Street Overcrossing Project Providing for a No Cost Extension of the Agreement End Date to December 31, 2010. | Approved                  |
| Authorize the Mayor to Sign the Interlocal Agreement between the City of Granite Falls and the City of Marysville for Outdoor Video Services.  | Approved                  |
| Approve Firework Stand Permits for the Marysville First Assembly (1 stand), Marysville Kiwanis (6 stands), and Mountain View Assembly of God (1stand).   | Approved                  |
| Authorize the Mayor to Sign the First Amendment to Police Chief Employment Contract.   | Approved                  |
| Approval of May 20, 2010 Payroll in the Amount of \$851,721.97; Paid by Check Number's 22670 through 22741.  | Approved                  |
| <b>Review Bids</b>   |                           |
| Award the Sunnyside Well 2 Equipping Project to Pump Tech, Inc. in the Amount of \$79,852.93 Including Washington State Sales Tax and Approve a Management Reserve of \$8,000 for a Total Allocation of \$87,852.93.                                   | Approved                  |
| Award HVAC Maintenance and Repair Services to Diamond B Constructors, Inc. in the Amount of \$200,000.00 Including Washington State Sales Tax.   | Approved                  |
| <b>New Business</b>  |                           |
| A Resolution of the City of Marysville Declaring Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.  | Approved<br>Res. No. 2287 |
| An Ordinance of the City of Marysville Amending the 2010 Budget and  | Approved                  |

|  |                           |
|--|---------------------------|
| Providing for the Increase of Certain Expenditure Items as Budgeted for in and Amending Ordinance No. 2798.  | Ord. No. 2822             |
| An Ordinance of the City of Marysville Amending Section 14.07.070 of the Marysville Municipal Code to Include a Sewer Use Rate Reduction for Commercial Laundries. | Approved<br>Ord. No. 2823 |
| Authorize the Mayor to sign the Independent Contractor Caretaker Agreement and Lease Agreement with Jonathan Hines and Amanda Hines for Strawberry Fields Park.    | Approved                  |
| <b>Mayor's Business</b>  |                           |
| <b>Staff Business</b>  |                           |
| <b>Call on Councilmembers</b>  |                           |
| <b>Adjournment</b>   | 8:29 p.m.                 |



# COUNCIL



# MINUTES

## **Council Meeting**

*May 24, 2010*

### **Call to Order / Invocation / Pledge of Allegiance**

Mayor Kendall called the May 24, 2010 meeting of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. The invocation was given by Cheryl Robinson, Ordained Reverend. Mayor Kendall led those present in the Pledge of Allegiance.

### **Roll Call**

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

**Mayor:** Dennis Kendall

**Council:** Councilmember Jon Nehring, Councilmember Carmen Rasmussen, Councilmember John Soriano, Councilmember Jeff Vaughan, Councilmember Lee Phillips and Councilmember Donna Wright

**Also Present:** Chief Administrative Officer Gloria Hirashima, City Attorney Grant Weed, Finance Director Sandy Langdon, Police Chief Rick Smith, Public Works Director Kevin Nielsen, Parks Director Jim Ballew and Assistant Administrative Services Director Tracy Jeffries.

### **Committee Reports**

Councilmember Carmen Rasmussen reported on the Parks Advisory Board meeting on May 12 where the following topics were discussed:

- There is relatively little interest in the community for a parks foundation although there was some interest in developing a smaller entity, a 501(c)(3) which would require substantially less money and work to put together.
- There was a report on the mini grants that were given through the Healthy Communities project.
- Healthy Communities Challenge Day will be coming up on June 5.
- There is a need to restart the process again of establishing priorities for the Healthy Communities project.
- The Parks Board approved the submission of a grant to Pepsi for refurbishing and remodeling of the Rotary Ranch to make it more user friendly for a user space.

- Funds have been raised for the 12-hole disc golf course by Christian, the Eagle Scout. Groundbreaking will be held on June 12.
- Establishment of caretakers and the budget amendment for the Bayview Trail were also discussed.
- Allcomers Track Meet will be moved to Lakewood High School this year due to renovation of the track at Pilchuck. It might be nice in the future to have some of the track meet events at Lakewood and some at Marysville Pilchuck to expand the Healthy Communities.
- There was a review of a few Boy Scout Eagle Scout projects that are happening.
- Shasta Ridge Park is almost ready. Ribbon cutting will be on June 11.
- Senior Picnic is on August 10.

Councilmember Carmen Rasmussen reported on the Library Board meeting on May 13:

- They are continuing to work on partnerships through state employment agencies, workshops for job seekers and computer classes.
- The Big Read will have a display case with letters from the Vietnam era.
- Library staff talked about some databases that are available on the Sno-Isle website for do-it-yourself information on small engine repair and auto repair.

Councilmember Jeff Seibert reported on the Solid Waste Advisory Committee meeting on May 12:

- They received an update from staff and SWAC members.
- The Department of Ecology is updating the code for solid waste and recycling.
- The Comprehensive Planning process was discussed.

He also reported on the May 12 Finance Committee meeting where the following topics were discussed:

- New clerk employee.
- Hotel/motel tax distribution - The process by which they assign grants will be reviewed.
- Financial update.
- Fire district agreement was discussed.
- Automated meter update – The doubles are finished.
- Information Services – Public Safety server room was an issue, but has been resolved.

## **Presentations**

A. Zumba K9 Program Donation and Recognition.

Michelle and Page, representatives from the Zumba program, presented Officer Oates with a check for \$1,630 to purchase a dog bite suit. Lt. Darin Rasmussen and Chief Smith thanked and recognized Michelle and Page.

B. May Service Awards.

Kevin Nielsen presented **John Cowling, Assistant City Engineer**, with his 5-year service award.

Gloria Hirashima presented **Paul Rochon, Code Enforcement Officer**, with his 20-year service award.

C. USS Ingraham Delegation Welcome.

Commander Adam J. Welter and Command Master Chief Todd Garchalla presented a PowerPoint presentation sharing what the sailors on the USS Ingraham have been doing to represent the Navy and our nation around the world.

Councilmember Nehring thanked them for coming to the meeting and for their service to the country. He then asked how much training goes into the refueling operation. Commander Welter explained that this is part of their normal training process and spans six to nine months.

Commander Welter commented that he is very excited about the USS Ingraham's relationship with the City of Marysville. He is looking forward to reinvigorating that relationship. He thanked the Council and everyone present for being a great community for the sailors.

Mayor Kendall asked about the average age of the 165 enlisted personnel. Master Chief Garchalla said the average was about 22-24 years old, although there is a range from 17 to 42. Mayor Kendall thanked them for the presentation and for their service.

**Audience Participation**

Laura Fletcher, 7417 86<sup>th</sup> PL NE, Marysville expressed concern about foreign language signs in town. She spoke in support of a requirement of having English on all signs and having English larger than any other language.

Councilmember Vaughan thanked Ms. Fletcher for her comments. He discussed his thoughts on this matter as a result of his work on the Graffiti Task Force. He spoke of the importance of having a common language as a culture, but he thinks that allowing information in other languages is an opportunity to help people feel a part of the community and know what is going on. Ms. Fletcher agreed with the importance of allowing people to have their own language on signs, but thought that the English should be there and should be twice as big. This would allow people to still feel welcome, but stress that we are an English-speaking culture. It might even have the side benefit of helping people to learn English.

Councilmember Rasmussen concurred with Councilmember Vaughan and stressed the importance of outreach to Latino and Russian families in particular in our community.

The Council has a strong commitment to business and allowing businesses to have their own marketing strategies without too much control. She spoke in support of allowing businesses to have signs in whatever language they choose. Ms. Fletcher discussed how this panned out in Fremont, California where they had this philosophy and now there are no English signs.

Councilmember Seibert asked CAO Hirashima if the Planning Commission had looked into anything related to languages. She indicated they did not. Councilmember Seibert asked if that was something they would look at if it was passed to them. CAO Hirashima explained that they just adopted a new sign code, but if the Council were to direct them to investigate that issue further they could do that. Councilmember Seibert suggested leaving that as an option for the Council to consider at the next meeting. He thanked Ms. Fletcher for her comments. Ms. Fletcher added that we were all immigrants at one point and that is why she feels so strongly that it is important to include the languages of immigrants; however she stressed that we are an English-speaking culture. That's what ties us together and that's what she wants to protect.

### **Approval of Minutes**

1. Approval of May 3, 2010 City Council Work Session.

Mayor Kendall referred to page 7 or 7, under Recess and noted that this should be corrected to *Mayor Kendall*.

Councilmember Seibert referred to page 6 of 7, under Jeff Seibert's comments, the second bullet, the fourth sentence should end with *Director Nielsen*, not Director Phillips.

**Motion** made by Councilmember Nehring, seconded by Councilmember Seibert, to approve the May 3, 2010 City Council Work Session Meeting minutes as amended. **Motion** passed (7-0).

2. Approval of May 10, 2010 City Council Meeting.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Wright, to approve the May 10, 2010 City Council Work Session Meeting minutes as presented. **Motion** passed (7-0).

### **Consent**

3. Approval of May 12, 2010 Claims in the Amount of \$726,173.46; Paid by Check Number's 62850 through 63018 with Check Number 56282 Voided.
4. Approval of May 19, 2010 Claims in the Amount of \$726,593.60; Paid by Check Number's 63019 through 63182 with Check Number's 60585, 61801 & 62954 Voided.

7. Adoption of the Surface Water Inspector Job Description and Placement on the Non-Represented, Non-Management Classification Grid.
8. Authorize the Mayor to Sign the Professional Services Agreement between City of Marysville and MWH Americas, Inc. for Design Services on the SR 9 1.8 MG Reservoir Project in the Amount of \$195,602.00.
9. Authorize the Mayor to Sign the Professional Services Agreement - Supplement No. 2 with BergerABAM on the Lakewood Triangle Access/156<sup>th</sup> Street Overcrossing Project Providing for a No Cost Extension of the Agreement End Date to December 31, 2010.
10. Authorize the Mayor to Sign the Interlocal Agreement between the City of Granite Falls and the City of Marysville for Outdoor Video Services.
11. Approve Firework Stand Permits for the Marysville First Assembly (1 stand), Marysville Kiwanis (6 stands), and Mountain View Assembly of God (1stand).
15. Authorize the Mayor to Sign the First Amendment to Police Chief Employment Contract.
17. Approval of May 20, 2010 Payroll in the Amount of \$851,721.97; Paid by Check Number's 22670 through 22741.

**Motion** made by Councilmember Soriano, seconded by Councilmember Nehring, to approve Consent Agenda items 3, 4, 7, 8, 9, 10, 11, 15 and 17. **Motion** passed unanimously (7-0).

### **Review Bids**

5. Award the Sunnyside Well 2 Equipping Project to Pump Tech, Inc. in the Amount of \$79,852.93 Including Washington State Sales Tax and Approve a Management Reserve of \$8,000 for a Total Allocation of \$87,852.93.

**Motion** made by Councilmember Nehring, seconded by Councilmember Vaughan, to authorize the Mayor to Award the Sunnyside Well 2 Equipping Project to Pump Tech, Inc. in the Amount of \$79,852.93 Including Washington State Sales Tax and Approve a Management Reserve of \$8,000 for a Total Allocation of \$87,852.93. **Motion** passed unanimously (7-0).

6. Award HVAC Maintenance and Repair Services to Diamond B Constructors, Inc. in the Amount of \$200,000.00 Including Washington State Sales Tax.

**Motion** made by Councilmember Wright, seconded by Councilmember Rasmussen, to authorize the Mayor to Award the HVAC Maintenance and Repair Services to Diamond

B Constructors, Inc. in the Amount of \$200,000.00 Including Washington State Sales Tax. **Motion** passed unanimously (7-0).

### **New Business**

12. A **Resolution** of the City of Marysville Declaring Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.

**Motion** made by Councilmember Nehring, seconded by Councilmember Seibert, to approve **Resolution** #2287. **Motion** passed unanimously (7-0).

13. An **Ordinance** of the City of Marysville Amending the 2010 Budget and Providing for the Increase of Certain Expenditure Items as Budgeted for in and Amending Ordinance No. 2798.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Soriano, to approve **Ordinance** #2822. **Motion** passed unanimously (7-0).

14. An **Ordinance** of the City of Marysville Amending Section 14.07.070 of the Marysville Municipal Code to Include a Sewer Use Rate Reduction for Commercial Laundries.

**Motion** made by Councilmember Wright, seconded by Councilmember Vaughan, to approve **Ordinance** #2823. **Motion** passed unanimously (7-0).

16. Independent Contractor Caretaker Agreement and Lease Agreement with Jonathan Hines and Amanda Hines for Strawberry Fields Park.

Parks and Recreation Director Ballew commented that this was not on the Work Session agenda. It was added to put them to work effective June 1 which will save staff time and resources. The Hines have both acted as substitute caretakers for existing caretakers so staff is confident they will do a good job.

**Motion** made by Councilmember Seibert, seconded by Councilmember Rasmussen, to authorize the Mayor to sign the Independent Contractor Caretaker Agreement and Lease Agreement with Jonathan Hines and Amanda Hines for Strawberry Fields Park. **Motion** passed unanimously (7-0).

### **Mayor's Business**

- Mary Swenson's retirement party on Thursday was a great event.
- In recognition of Bike-to-Work Day on Friday, he rode a bicycle from the library to Comeford Park in the rain.

## **Staff Business**

Jim Ballew:

- Healthy Communities Challenge Day will be on June 5. They have 82 vendors for the event which will take place from 10 to 4.
- The City received the AWC Municipal Excellence Award for Hometown Spirit for the Healthy Communities Challenge Event and the Healthy Communities Initiative.
- The Healthy Committees Leadership Committee agreed last week that they would go through a restart in September to focus on what they've accomplished and also look at what they can do in the next phase.
- They just received preliminary design for the Bayview Trail.

Rick Smith had no comments tonight.

Kevin Nielsen stated that staff is busy working on summer programs.

Doug Buell reminded everyone about the Boys and Girls Club Open House and Check Presentation on Thursday night at 5:30.

Sandy Langdon stated that they are helping the auditors clean up this week and then they will go back to their office to finish their report. We should hear back from them by mid-June

Grant Weed stated that there was no need for an executive session tonight.

Gloria Hirashima stated that she, the Mayor, and Lt. Goldman met with the owner of JR Phinickey's last week. He had approached staff and given some feedback on some of the security measures that he is employing in his establishment. Staff will continue to monitor this.

## **Call on Councilmembers**

Lee Phillips asked if they could move the discussion regarding the fire district to later in June since he will be out of town until June 8. Councilmember Rasmussen commented that she would prefer to meet on that issue on June 7 because they are under some time constraints.

John Soriano:

- He agreed with the decision of Healthy Communities to restructure the sub-teams as well as the leadership team.
- The fire district had an open house at both Station 66 and 62. One of the items they were promoting was a magnetized pouch called File of Life which contains information about prescription medicines and any other limitations that people within the household may have. He recommended picking up one of these at one of the fire stations.

Carmen Rasmussen expressed appreciation for the staff of the Ingraham coming to let them know what they've been doing and to get to know them a little bit better. She thanked Doug Buell and the Mayor for their continued connection with them. She is looking forward to more cooperation and more events together in the future.

Jon Nehring discussed the *summer smell* he has been noticing. He thanked Doug for the information about who to contact.

Jeff Vaughan said he enjoyed Mary Swenson's retirement function very much.

Donna Wright also enjoyed Mary Swenson's retirement event.

Jeff Seibert:

- He agreed that it was a good event. He appreciated the support from the community and the region.
- He received a letter from Mike and Julie Davis about the quality of the air. He asked about drafting a letter from Marysville City Council to Everett City Council and Everett Planning Department to make them aware of the issues. Mayor Kendall suggested that the City Attorney could look into that. CAO Hirashima thought it was a good idea to contact Everett so they are aware of issues. It was her understanding that Cedar Grove is preparing to submit an application soon to expand their operation. City Attorney Weed indicated that he would assist in drafting a letter. Councilmember Phillips expressed support for a letter, but also asked about the Clean Air Agency. There was discussion about how the Clean Air Agency fits into this.

## **Adjournment**

Seeing no further business Mayor Kendall adjourned the meeting at 8:29 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Mayor  
Dennis Kendall


\_\_\_\_\_  
Asst. Admin. Svcs. Director  
Tracy Jeffries



**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: June 14, 2010**

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

Please see attached.

**RECOMMENDED ACTION:**

The Finance and Executive Departments recommend City Council approve the **May 26, 2010** claims in the amount of **\$674,040.02** paid by **Check No.'s 63183 through 63341** with Check No. 62184 voided.

**COUNCIL ACTION:**

BLANKET CERTIFICATION  
**CLAIMS**  
FOR  
**PERIOD-5**

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 **\$674,040.02 PAID BY CHECK NO.'S 63183 THROUGH 63341 WITH CHECK NUMBER 62184 VOIDED** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

*Randy Kungu*  
AUDITING OFFICER

5/27/10  
DATE

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **26<sup>th</sup> DAY OF MAY 2010.**

\_\_\_\_\_  
COUNCIL MEMBER

\_\_\_\_\_  
COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

DATE: 05/26/2010  
TIME: 10:37:00AM

**CITY OF MARYSVILLE  
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|--------------|--------------------------------------|--------------------------------|----------------------|------------------------|
| 63183        | AABCO BARRICADE CO INC               | VESTS                          | 501.141100.          | 76.56                  |
| 63184        | ALBERTSONS FOOD CENTER #471          | KBSCC SUPPLIES                 | 00105250.531050.     | 60.13                  |
| 63185        | ALBERTSONS FOOD CENTER #471          | INMATE SUPPLIES                | 00103960.531000.     | 225.31                 |
| 63186        | AM TEST INC                          | TOTAL ORGANIC CARBON TESTS     | 40140780.541000.     | 20.00                  |
|              | AM TEST INC                          | WATER BACTERIOLOGICAL ANALYSIS | 40140780.541000.     | 860.00                 |
| 63187        | AMSAN SEATTLE                        | DEGREASER                      | 501.141100.          | 230.39                 |
| 63188        | ARAMARK UNIFORM SERVICES             | UNIFORM CLEANING               | 50100065.526000.     | 54.03                  |
| 63189        | ASSOCIATED EARTH SCIENCES            | PHASE I ESA- 7610 47TH AVE     | 40143780.541000.     | 2,495.07               |
|              | ASSOCIATED EARTH SCIENCES            | PHASE I ESA- 601 DELTA AVE     | 40143780.541000.     | 2,498.67               |
| 63190        | ASSOCIATED BAG COMPANY               | JAIL CLEANING SUPPLIES         | 00103960.531000.     | 112.17                 |
| 63191        | KARINE AVAGIMOVA                     | INTERPRETER SERVICES           | 00102515.549000.     | 125.00                 |
| 63192        | JAMES B BALLEW                       | REIMBURSE BRACKET PURCHASE     | 00105120.531060.     | 24.99                  |
| 63193        | BANK OF AMERICA                      | REIMBURSE PARKING              | 00105380.549000.     | 7.00                   |
| 63194        | BANK OF AMERICA                      | REIMBURSE TRAINING/TRAVEL EXPE | 00103121.543000.     | 537.80                 |
|              | BANK OF AMERICA                      |                                | 00103740.543000.     | 477.84                 |
|              | BANK OF AMERICA                      |                                | 10400022.549000.1004 | -495.13                |
|              | BANK OF AMERICA                      |                                | 10400022.549000.1004 | 94.00                  |
|              | BANK OF AMERICA                      |                                | 10400022.549000.1004 | 100.00                 |
|              | BANK OF AMERICA                      |                                | 10400022.549000.1004 | 395.00                 |
| 63195        | BAXTER AUTO CENTER                   | BRAKE CLEAN,CLEANING PADS      | 40142480.548000.     | 53.27                  |
| 63196        | OWEN EQUIPMENT COMPANY               | RONDO JET NOZZLES              | 40142080.535000.     | 863.37                 |
|              | OWEN EQUIPMENT COMPANY               |                                | 40145040.535000.     | 863.37                 |
| 63197        | BICKFORD FORD-MERCURY                | FUSE PANEL COVER               | 50100065.534000.     | 79.93                  |
| 63198        | BLUMENTHAL UNIFORMS & EQUIPMENT      | UNIFORM-THOMAS, M              | 00103222.526000.     | 96.63                  |
| 63199        | BOB BARKER COMPANY INC               | INMATE SUPPLIES                | 00103960.531000.     | 279.25                 |
| 63200        | BORDEN, GARRETT                      | UB 114315000000 4315 103RD PL  | 401.122110.          | 89.15                  |
| 63201        | LARRY BUELL                          | REIMBURSE MILEAGE              | 00103222.543000.     | 33.00                  |
|              | LARRY BUELL                          | REIMBURSE TRAVEL,MEAL EXPENSE  | 00103222.543000.     | 96.21                  |
| 63202        | MARYKE BURGESS                       | REIMBURSE EAC EVENT SUPPLIES   | 00100310.549010.     | 92.34                  |
| 63203        | VICKI CARVER                         | INSTRUCTOR SERVICES            | 00105120.541020.     | 166.60                 |
|              | VICKI CARVER                         |                                | 00105120.541020.     | 416.50                 |
| 63204        | CASCADE FASTENER INC                 | NAIL GUN REPAIR                | 50200050.535000.     | 36.10                  |
| 63205        | CASCADE NATURAL GAS                  | NATURAL GAS @ STILLY           | 40141580.547000.     | 2,178.00               |
| 63206        | CERTIFIED LABORATORIES DIVISION      | LUBRICATION                    | 42047165.548000.     | 233.40                 |
| 63207        | CHAMBERS, LAURA                      | UB 891049000000 5631 GROVE ST  | 401.122110.          | 34.23                  |
| 63208        | CHAMBERS, LAURA                      | UB 891050000005 5631 GROVE ST  | 401.122110.          | 63.91                  |
| 63209        | CHAMPION BOLT & SUPPLY               | GLOVES                         | 00105380.531000.     | 72.60                  |
| 63210        | KARI CHENNAULT                       | REIMBURSE MILEAGE/LUNCH        | 40145040.543000.     | 56.15                  |
| 63211        | CHUCKANUT GOLF CARS INC              | CART LEASE                     | 42047267.545000.     | 380.00                 |
| 63212        | CLEAN CUT TREE & STUMP GRINDING SRVC | DOWN 4 LEANING TREES,CLEAR TRA | 00105380.531000.     | 651.60                 |
| 63213        | COMCAST                              | GOLF PRO SHOP CABLE            | 42047267.549000.     | 69.35                  |
| 63214        | COMMERCIAL FIRE PROTECTION           | FIRE EXT SERVICE               | 501.141100.          | 36.75                  |
| 63215        | CO-OP SUPPLY                         | (25) SAND BAGS                 | 00105380.531000.     | 13.58                  |
|              | CO-OP SUPPLY                         | 50# BAG CASORON                | 00105380.531000.     | 148.77                 |
|              | CO-OP SUPPLY                         | CROSSBOW                       | 40142280.531000.     | 195.47                 |
| 63216        | WA DEPT OF CORRECTIONS               | INMATE MEALS                   | 00103960.531250.     | 1,187.77               |
|              | WA DEPT OF CORRECTIONS               |                                | 00103960.531250.     | 1,780.60               |
| 63217        | VONNIE CRAWFORD                      | INSTRUCTOR SERVICES            | 00105250.541020.     | 225.00                 |
| 63218        | WASHINGTON STATE CRIMINAL JUSTICE    | SWAT TRAINING-WOOD,SUTHERLAND  | 10400022.549000.1004 | 1,200.00               |
| 63219        | CRYSTAL SPRINGS                      | WATER DELIVERED/COOLER RENTAL  | 40142480.531330.     | 83.02                  |
| 63220        | DATABASE SECURE RECORDS DESTRUCTIO   | MONTHLY SHREDDING SERVICE      | 00100030.541000.     | 16.45                  |
|              | DATABASE SECURE RECORDS DESTRUCTIO   |                                | 00100050.541000.     | 49.38                  |

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|--------------|------------------------------------|--------------------------------|-----------------------|------------------------|
| 63220        | DATABASE SECURE RECORDS DESTRUCTIO | MONTHLY SHREDDING SERVICE      | 00100310.549000.      | 19.13                  |
| 63221        | SHEILA DAVIS                       | INSTRUCTOR SERVICES            | 00105120.541020.      | 280.00                 |
| 63222        | DEAVER ELECTRIC                    | INSTALL POWER TO COPIER ROOM   | 00103530.541000.      | 434.40                 |
|              | DEAVER ELECTRIC                    | INSTALL EMERGENCY LIGHTS       | 40143410.541000.      | 370.43                 |
|              | DEAVER ELECTRIC                    |                                | 40143780.541000.      | 530.93                 |
| 63223        | DELL MARKETING LP                  | REPLACEMENT PC                 | 50350390.535000.RPLC  | 1,179.97               |
| 63224        | DICKS TOWING INC                   | TOWING EXPENSE-MP 10-2954      | 00103222.531000.      | 43.44                  |
|              | DICKS TOWING INC                   | TOWING EXPENSE-MP 10-2803      | 00103222.541000.      | 43.44                  |
|              | DICKS TOWING INC                   | TOWING EXPENSE-MP 10-2901      | 00103222.541000.      | 43.44                  |
| 63225        | DEBORAH C DIMITRE                  | INSTRUCTOR SERVICES            | 00105250.531050.      | 125.00                 |
| 63226        | DUNLAP INDUSTRIAL                  | DIE GRINDER,BLADES,MANDREL     | 50200050.531000.      | 268.56                 |
| 63227        | E&E LUMBER INC                     | ANT KILLER,BAIT TRAPS          | 00103530.531000.      | 12.89                  |
|              | E&E LUMBER INC                     | SAW BLADES                     | 00105250.531000.      | 22.25                  |
|              | E&E LUMBER INC                     | (2) RUBBER Mallet              | 00105380.531000.      | 5.41                   |
|              | E&E LUMBER INC                     | PVC PIPE,COUPLING,ADAPTER      | 00105380.531000.      | 7.14                   |
|              | E&E LUMBER INC                     | TAPE DISPENSER                 | 00105380.531000.      | 13.35                  |
|              | E&E LUMBER INC                     | (4) DUCT TAPE                  | 00105380.531000.      | 23.85                  |
|              | E&E LUMBER INC                     | PAINT,ROLLER,BRUSHES           | 00105380.531000.      | 84.10                  |
|              | E&E LUMBER INC                     | SAW BLADES                     | 40143780.531000.      | 39.62                  |
|              | E&E LUMBER INC                     | TIE WIRE                       | 40143780.563000.      | 6.71                   |
|              | E&E LUMBER INC                     | PARTS FOR STOCK                | 501.141100.           | 384.75                 |
|              | E&E LUMBER INC                     | VIDEO ARRAIGNMENT SETUP SUPPLI | 50300090.531000.      | 1.40                   |
|              | E&E LUMBER INC                     |                                | 50300090.531000.      | 3.69                   |
| 63228        | EDGE ANALYTICAL INC                | LAB ANALYSIS                   | 40140780.541000.      | 84.00                  |
| 63229        | EMERALD HILLS COFFEE SERVICE       | COFFEE SUPPLIES                | 10605250.549000.      | 94.79                  |
| 63230        | EVERGREEN SAFETY COUNCIL           | MEMBERSHIP DUES                | 00100310.531200.      | 245.00                 |
| 63231        | FINAL TOUCH FINISHING SCHOOL       | INSTRUCTOR SERVICES            | 00105120.541020.      | 200.00                 |
| 63232        | MARY FORD                          | REFUND CLASS FEES              | 00110347.376009.      | 40.00                  |
| 63233        | JEFF FRANZEN                       | REIMBURSE TAC TEAM TRAINING ME | 00103222.543000.      | 75.31                  |
|              | JEFF FRANZEN                       | REIMBURSE GLOVES/PERMIT FEES   | 00103222.549000.      | 63.87                  |
| 63234        | KELLIE J. FRYMAN                   | SETTLEMENT AGREEMENT- UTILITY  | 40141380.548000.M0656 | 863.25                 |
| 63235        | GENERAL CHEMICAL CORP              | ALUM SULFATE 12.216 DRY TON    | 40142480.531320.      | 3,343.19               |
| 63236        | GENERAL CHEMICAL CORP              | ALUM SULFATE 12.194 DRY TON    | 40142480.531320.      | 3,337.17               |
| 63237        | GRAINGER INC                       | LARGE GEAR PULLER              | 40142480.531000.      | 257.94                 |
| 63238        | GRANITE CONSTRUCTION COMPANY       | PAY ESTIMATE # 19              | 30500030.563000.R0301 | 52,633.81              |
|              | GRANITE CONSTRUCTION COMPANY       |                                | 40220594.563000.W0007 | 11,838.19              |
|              | GRANITE CONSTRUCTION COMPANY       |                                | 40230594.563000.S0701 | 14,039.14              |
|              | GRANITE CONSTRUCTION COMPANY       |                                | 40250594.563000.D0501 | 24,111.22              |
| 63239        | CONTRACTORS SUPPLY CORPORATION     | COMBO WRENCH,PLIERS,ADJ WRENCI | 40142280.531000.      | 45.56                  |
| 63240        | GWEN BENNETT                       | UB 984242000000 5900 64TH ST N | 410.122100.           | 30.78                  |
| 63241        | DAYNA HANSON                       | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63242        | TERRY HAWLEY                       | REIMBURSE TRAVEL/CONF EXPENSE  | 40143410.543010.      | 15.30                  |
|              | TERRY HAWLEY                       |                                | 40143410.549020.      | 545.00                 |
| 63243        | HD FOWLER COMPANY                  | TRANSFORMER W/J-BOX            | 00105380.531000.      | 71.05                  |
|              | HD FOWLER COMPANY                  | END CAP                        | 10110240.531000.      | 6.83                   |
|              | HD FOWLER COMPANY                  | METER BOX COVER                | 401.141400.           | 16.27                  |
|              | HD FOWLER COMPANY                  | COUPLINGS,BOLT KITS            | 401.141400.           | 76.83                  |
|              | HD FOWLER COMPANY                  | METER STOPS                    | 401.141400.           | 115.24                 |
|              | HD FOWLER COMPANY                  | METER GASKETS,COUPLINGS,BRASS  | 401.141400.           | 323.39                 |
|              | HD FOWLER COMPANY                  | COPPER TUBING,BOLT KITS,ADAPTE | 401.141400.           | 372.20                 |
|              | HD FOWLER COMPANY                  | ADAPTERS,GASKETS,COUPLING,BRAS | 401.141400.           | 400.88                 |
|              | HD FOWLER COMPANY                  | METER SETTER                   | 401.141400.           | 596.82                 |

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# CITY OF MARYSVILLE

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|--------------|--------------------------------|--------------------------------|-----------------------|--------------------|
| 63243        | HD FOWLER COMPANY              | HARDWARE                       | 40140180.531000.      | 236.29             |
|              | HD FOWLER COMPANY              | BUSHING,ELBOWS,COUPLINGS,PVC P | 40142480.548000.      | 31.20              |
|              | HD FOWLER COMPANY              | WIRE CONNECTORS,COUPLINGS      | 42047165.531920.      | 83.15              |
|              | HD FOWLER COMPANY              | MEASURING TAPES,DUCT TAPE,FLAG | 501.141100.           | 146.95             |
|              | HD FOWLER COMPANY              | FLAGS,TAPE,WRENCH,TRENCH TOOL  | 501.141100.           | 172.23             |
| 63244        | DICK HERSCH                    | REFUND CLASS FEES              | 00110347.376020.      | 17.00              |
| 63245        | LETTIE HYLARIDES               | INTERPRETER SERVICES           | 00102515.549000.      | 108.80             |
| 63246        | IRON MOUNTAIN QUARRY LLC       | ROCK                           | 10110130.531000.      | 258.84             |
|              | IRON MOUNTAIN QUARRY LLC       | WASHED CHIPS                   | 10111561.549200.M1002 | 192.22             |
|              | IRON MOUNTAIN QUARRY LLC       | ROCK                           | 40145040.531000.      | 162.65             |
| 63247        | JUDD & BLACK                   | (2) MICROWAVES                 | 40143780.531000.      | 264.98             |
| 63248        | THE KELLY GROUP INC            | (25) HAND HOLE COVERS          | 101.231700.           | -31.39             |
|              | THE KELLY GROUP INC            |                                | 10110463.531000.      | 396.39             |
| 63249        | DENNIS KENDALL                 | REIMBURSE PARKING FEE          | 00100110.543000.      | 3.00               |
| 63250        | KENWORTH NORTHWEST INC         | SUSPENSION SPRING KIT          | 50100065.534000.      | 1,166.10           |
| 63251        | KING COUNTY DIST COURT         | BAIL POSTED                    | 001.229050.           | 750.00             |
| 63252        | KUNG FU NORTHWEST INC          | INSTRUCTOR SERVICES            | 00105120.541020.      | 474.00             |
| 63253        | LADY OF LETTERS, INC           | MINUTE TAKING SERVICES         | 00105380.541000.      | 220.00             |
| 63254        | LANGUAGE EXCHANGE              | INTERPRETER SERVICES           | 00102515.549000.      | 316.00             |
| 63255        | LASTING IMPRESSIONS INC        | EMBROIDERY-KING, A             | 00105380.531000.A1002 | 20.31              |
|              | LASTING IMPRESSIONS INC        | STAFF UNIFORMS                 | 42047165.526000.      | 338.76             |
|              | LASTING IMPRESSIONS INC        | HATS                           | 501.141100.           | 396.12             |
| 63256        | DEPT OF LICENSING              | CORT, EDWARD (RENEWAL)         | 001.237020.           | 18.00              |
|              | DEPT OF LICENSING              | MAIER, JAMEN (ORIGINAL)        | 001.237020.           | 18.00              |
|              | DEPT OF LICENSING              | MILLETT, KEVIN (ORIGINAL)      | 001.237020.           | 18.00              |
|              | DEPT OF LICENSING              | VARINDER, DHAMI (ORIGINAL)     | 001.237020.           | 18.00              |
|              | DEPT OF LICENSING              | WANAMAKER, DALLAS (RENEWAL)    | 001.237020.           | 18.00              |
|              | DEPT OF LICENSING              | WRIGHT, JONATHON (ORIGINAL)    | 001.237020.           | 18.00              |
| 63257        | JASON LOE                      | REFUND SECURITY DEPOSIT        | 001.239100.           | 200.00             |
| 63258        | LOWES HIW INC                  | AIR CONDITIONER                | 00100010.531000.      | 433.31             |
|              | LOWES HIW INC                  |                                | 00100010.531000.      | 433.31             |
| 63259        | LUMEC                          | REPLACEMENT LIGHT AND POLE     | 10110463.548000.      | 2,504.84           |
| 63260        | MADONNA MAGPALI                | REFUND CLASS FEES              | 00110347.376009.      | 54.00              |
| 63261        | JASON MARTINEZ                 | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00             |
| 63262        | MARYSVILLE FLORAL              | FLORAL WREATH FOR MEMORIAL     | 00103010.549000.      | 144.44             |
| 63263        | MARYSVILLE PRINTING            | BUSINESS CARDS-BUELL, D        | 00100720.543000.      | 113.92             |
|              | MARYSVILLE PRINTING            | SUMMER CAMP FLYERS             | 00105120.531080.      | 727.37             |
|              | MARYSVILLE PRINTING            |                                | 00105120.531090.      | 727.00             |
|              | MARYSVILLE PRINTING            | ENVELOPES                      | 42047267.531000.      | 171.11             |
| 63264        | MARYSVILLE SCHOOL DISTRICT #25 | FACILITY USAGE @ TMS           | 00105120.531091.      | 25.50              |
|              | MARYSVILLE SCHOOL DISTRICT #25 | FACILITY USAGE @ MMS           | 00105120.531091.      | 153.00             |
| 63265        | CITY OF MARYSVILLE             | WTR/SWR/GRB @ 6802 84TH ST NE  | 42047267.547000.      | 425.12             |
| 63266        | MCGREGOR HARDWARE DISTRIBUTION | CYLINDER                       | 00100010.531000.      | 59.73              |
| 63267        | MCLOUGHLIN & EARDLEY CORP      | STROBE LIGHT AND LIGHTBAR      | 501.141100.           | 365.60             |
|              | MCLOUGHLIN & EARDLEY CORP      |                                | 501.231700.           | -28.95             |
| 63268        | MICROFLEX INC                  | TAX AUDIT PROGRAM              | 00101023.541000.      | 50.00              |
| 63269        | KATALIN MARIETTA MOLNAR        | INTERPRETER SERVICES           | 00102515.549000.      | 150.00             |
|              | KATALIN MARIETTA MOLNAR        |                                | 00102515.549000.      | 150.00             |
| 63270        | SIGNE MOSER                    | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00             |
| 63271        | MOTOROLA                       | RADIO REPAIR                   | 00103222.548000.      | 426.80             |
| 63272        | BROOKE MYLOTT                  | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00             |
| 63273        | NAMOA                          | NAMOA GRANT FUNDING            | 00103222.549000.G1002 | 2,923.75           |

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**FOR INVOICES FROM 05/20/2010 TO 05/26/2010**

| <u>CHK #</u> | <u>VENDOR</u>                    | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT #</u> | <u>ITEM AMOUNT</u> |
|--------------|----------------------------------|--------------------------------|------------------|--------------------|
| 63274        | NATIONAL BARRICADE COMPANY       | YIELD SIGNS                    | 10111864.531000. | 240.72             |
| 63275        | NEPTUNE TECHNOLOGY GROUP, INC.   | AMR SUPPLIES                   | 40140580.531000. | 407.72             |
| 63276        | NEXTEL COMMUNICATIONS            | ACCT #844448815                | 00100020.542000. | 40.99              |
|              | NEXTEL COMMUNICATIONS            |                                | 00103010.542000. | 40.99              |
|              | NEXTEL COMMUNICATIONS            |                                | 00103010.542000. | 40.99              |
|              | NEXTEL COMMUNICATIONS            |                                | 00103010.542000. | 40.99              |
|              | NEXTEL COMMUNICATIONS            |                                | 00103010.542000. | 40.99              |
|              | NEXTEL COMMUNICATIONS            |                                | 40143410.542000. | 40.99              |
|              | NEXTEL COMMUNICATIONS            |                                | 40143410.542000. | 81.98              |
|              | NEXTEL COMMUNICATIONS            |                                | 50300090.542000. | 81.98              |
| 63277        | NORTH CENTRAL LABORATORIES       | BOD STANDARD, M-FC BROTH       | 40142480.531330. | 275.63             |
| 63278        | NORTH COAST ELECTRIC COMPANY     | SWITCH SELECTOR,PLATE,ENCLOSUR | 10110463.531000. | 217.36             |
| 63279        | NORTHUP GROUP                    | PRE-EMPLOYMENT SCREENING       | 00103010.541000. | 1,360.00           |
| 63280        | NORTHWEST CASCADE INC            | (4) HONEY BUCKET               | 00105120.531010. | 445.50             |
|              | NORTHWEST CASCADE INC            | (3) HONEY BUCKET               | 00105120.531030. | 313.43             |
|              | NORTHWEST CASCADE INC            | HONEY BUCKET                   | 00105380.545000. | 110.23             |
| 63281        | NORTHWESTERN AUTO REBUILD INC    | PAINT HOOD AREA VEH #P107      | 50100065.534000. | 464.27             |
|              | NORTHWESTERN AUTO REBUILD INC    | PAINT HOOD AREA VEH #P108      | 50100065.548000. | 594.59             |
|              | NORTHWESTERN AUTO REBUILD INC    | REPAIR DAMAGE VEH #546         | 50100065.548000. | 922.38             |
| 63282        | WORTH NORTON                     | REIMBURSE MTG/MILEAGE/REGISTRA | 50300090.531000. | 559.81             |
|              | WORTH NORTON                     |                                | 50300090.543000. | 65.27              |
| 63283        | OFFICE DEPOT                     | OFFICE SUPPLIES                | 00100020.531000. | 21.79              |
|              | OFFICE DEPOT                     |                                | 00100020.531000. | 22.01              |
|              | OFFICE DEPOT                     |                                | 00100110.531000. | 11.94              |
|              | OFFICE DEPOT                     |                                | 00102020.531000. | 101.69             |
|              | OFFICE DEPOT                     |                                | 00103121.531000. | 11.66              |
|              | OFFICE DEPOT                     |                                | 00103222.531000. | 6.75               |
|              | OFFICE DEPOT                     |                                | 00103222.531000. | 93.55              |
|              | OFFICE DEPOT                     |                                | 00103222.531000. | 223.66             |
|              | OFFICE DEPOT                     |                                | 00103222.531000. | 242.00             |
|              | OFFICE DEPOT                     |                                | 00103960.531000. | 5.00               |
|              | OFFICE DEPOT                     |                                | 00104190.531000. | 28.91              |
|              | OFFICE DEPOT                     |                                | 00104190.531000. | 35.00              |
|              | OFFICE DEPOT                     |                                | 00105250.531000. | 42.86              |
|              | OFFICE DEPOT                     |                                | 00105380.531000. | 53.34              |
|              | OFFICE DEPOT                     |                                | 40143410.531000. | 7.26               |
|              | OFFICE DEPOT                     |                                | 40143410.531000. | 22.01              |
|              | OFFICE DEPOT                     |                                | 50100065.531000. | 2.45               |
|              | OFFICE DEPOT                     |                                | 50100065.531000. | 7.26               |
|              | OFFICE DEPOT                     |                                | 50200050.531000. | 2.45               |
|              | OFFICE DEPOT                     |                                | 50200050.531000. | 7.26               |
| 63284        | OGDEN MURPHY WALLACE PLLC        | LEGAL SERVICES                 | 00199513.549000. | 891.42             |
| 63285        | OKANOGAN COUNTY JAIL             | INMATE HOUSING                 | 00103960.551000. | 23,052.00          |
| 63286        | PACIFIC NW BUSINESS PRODUCTS INC | TONER                          | 00105380.531000. | 214.92             |
| 63287        | PACIFIC POWER BATTERIES          | BATTERIES                      | 00103222.531000. | 45.35              |
|              | PACIFIC POWER BATTERIES          |                                | 10111864.531000. | 81.45              |
| 63288        | PACIFIC POWER PRODUCTS           | BLADES                         | 42047165.548000. | 334.82             |
| 63289        | PACIFIC TOPSOILS INC             | CONCRETE DUMP                  | 10110361.531000. | 70.80              |
|              | PACIFIC TOPSOILS INC             |                                | 10110361.531000. | 86.50              |
|              | PACIFIC TOPSOILS INC             |                                | 10110361.531000. | 103.80             |
|              | PACIFIC TOPSOILS INC             |                                | 40140580.531000. | 70.80              |
|              | PACIFIC TOPSOILS INC             |                                | 40140580.531000. | 86.50              |



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|--------------|----------------------------------|--------------------------------|-----------------------|------------------------|
| 63289        | PACIFIC TOPSOILS INC             | CONCRETE DUMP                  | 40140580.531000.      | 103.80                 |
| 63290        | THE PARTS STORE                  | AIR,FUEL FILTERS,BUNGEE CORDS, | 501.141100.           | 180.53                 |
|              | THE PARTS STORE                  | RELAY                          | 50100065.534000.      | 14.81                  |
|              | THE PARTS STORE                  | BRAKE PADS,FR WHEEL SEAL       | 50100065.534000.      | 36.07                  |
| 63291        | PAYDIRT, LLC                     | TRENCH BOX                     | 40142480.548000.      | 570.15                 |
| 63292        | PETROCARD SYSTEMS INC            | FUEL CONSUMED                  | 00100020.532000.      | 79.70                  |
|              | PETROCARD SYSTEMS INC            |                                | 00102020.532000.      | 516.33                 |
|              | PETROCARD SYSTEMS INC            |                                | 00103222.532000.      | 5,156.44               |
|              | PETROCARD SYSTEMS INC            |                                | 00105380.532000.      | 891.02                 |
|              | PETROCARD SYSTEMS INC            |                                | 10111230.532000.      | 1,675.86               |
|              | PETROCARD SYSTEMS INC            |                                | 40143880.532000.      | 4,297.98               |
|              | PETROCARD SYSTEMS INC            |                                | 40145040.532000.      | 46.54                  |
|              | PETROCARD SYSTEMS INC            |                                | 41046060.532000.      | 3,244.67               |
|              | PETROCARD SYSTEMS INC            |                                | 50100065.532000.      | 72.73                  |
|              | PETROCARD SYSTEMS INC            |                                | 50200050.532000.      | 238.19                 |
| 63293        | PICK OF THE LITTER DESIGN, INC.  | BANNERS                        | 00105090.531000.0811  | 125.00                 |
|              | PICK OF THE LITTER DESIGN, INC.  | (100) POSTERS                  | 00105090.531000.0811  | 273.67                 |
|              | PICK OF THE LITTER DESIGN, INC.  | BANNERS                        | 00105090.531050.      | 317.55                 |
|              | PICK OF THE LITTER DESIGN, INC.  | MINI BROCHURES                 | 00105120.531060.      | 1,686.56               |
| 63294        | PLATT- EVERETT                   | GEL PACKS                      | 40140580.531000.      | 2,052.96               |
| 63295        | PNWS-AWWA                        | 2010 WESTERN WA SHORT SCHOOL-B | 40143410.549030.      | 155.00                 |
|              | PNWS-AWWA                        | 2010 WESTERN WA SHORT SCHOOL-E | 40143410.549030.      | 155.00                 |
|              | PNWS-AWWA                        | 2010 WESTERN WA SHORT SCHOOL-G | 40143410.549030.      | 155.00                 |
| 63296        | PREMIER CATHODIC PROTECTION      | CATHODIC PROTECTION SURVEY     | 40140080.548000.      | 1,086.00               |
| 63297        | PRODUCE FOR BETTER HEALTH        | HEALTHY COMM/HOMEGROWN BALL    | 001.231700.           | -5.13                  |
|              | PRODUCE FOR BETTER HEALTH        |                                | 00105090.531050.      | 64.78                  |
| 63298        | PUGET SOUND SECURITY PATROL INC. | SECURITY SERVICES              | 00100030.541000.      | 820.64                 |
|              | PUGET SOUND SECURITY PATROL INC. |                                | 00100050.541000.      | 2,461.92               |
| 63299        | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2014-6303-1              | 00100010.547000.      | 2,852.31               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2020-0032-9              | 00105380.547000.      | 46.34                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2023-6855-1              | 00105380.547000.      | 176.63                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2010-6528-1              | 00105380.547000.      | 184.33                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2010-2169-8              | 00105380.547000.      | 430.09                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2010-2160-7              | 00105380.547000.      | 576.80                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2020-0499-0              | 00112572.547000.      | 2,913.96               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2030-0516-0              | 10110463.547000.A1601 | 76.10                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2031-9973-2              | 10111864.547000.      | 83.80                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2023-6854-4              | 10111864.547000.      | 143.41                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2020-0351-3              | 40140180.547000.      | 257.11                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2011-4725-3              | 40140180.547000.      | 429.34                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2015-7792-1              | 40140180.547000.      | 1,799.25               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2003-0347-7              | 40141580.547000.      | 1,398.86               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2005-8648-5              | 40142280.547000.      | 1,114.23               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2016-7563-4              | 40142480.547000.      | 899.66                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2020-7500-8              | 40142480.547000.      | 5,018.44               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2014-2063-5              | 40142480.547000.      | 7,850.46               |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2017-2118-0              | 40142480.547000.      | 19,036.43              |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2008-2454-8              | 40143780.547000.      | 1,325.54               |
| 63300        | RADIO SHACK                      | SIGNAL CONTROLLER/COMP COMM M  | 10111864.531000.      | 103.34                 |
| 63301        | RENTAL MANAGEMENT COMPANY        | UB 757414490000 7414 49TH PL N | 401.122110.           | 225.06                 |
| 63302        | CHRISTINE ROGERS                 | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63303        | SUNGA ROSE                       | ENTERTAINMENT-KBSCC            | 00105250.531050.      | 100.00                 |

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| <u>CHK #</u> | <u>VENDOR</u>                     | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT #</u>      | <u>ITEM AMOUNT</u> |
|--------------|-----------------------------------|--------------------------------|-----------------------|--------------------|
| 63304        | S&S WORLDWIDE INC                 | 2010 SUMMER CAMP SUPPLIES      | 001.231700.           | -54.34             |
|              | S&S WORLDWIDE INC                 |                                | 00105120.531080.      | 686.11             |
| 63305        | SCIENTIFIC SUPPLY & EQUIPMENT INC | PVC TUBING                     | 40142480.531400.      | 139.00             |
|              | SCIENTIFIC SUPPLY & EQUIPMENT INC | MEMBRANE FILTER,FILTER PAPER   | 40142480.531400.      | 392.06             |
| 63306        | JUANITA F. WADE                   | FLAGS                          | 420.231700.           | -37.29             |
|              | JUANITA F. WADE                   |                                | 42047165.531910.      | 470.79             |
| 63307        | SIX ROBBLEES INC                  | TRAILER TONGUE JACK            | 50100065.534000.      | 87.58              |
| 63308        | LEE ROY & LINDA LOU SMITH         | SETTLEMENT AGREEMENT-UTILITY E | 40141380.548000.M0656 | 3,400.00           |
| 63309        | SMOKEY POINT CONCRETE             | CONCRETE                       | 10111561.549200.M1002 | 418.11             |
|              | SMOKEY POINT CONCRETE             |                                | 10111561.549200.M1002 | 763.46             |
| 63310        | SMOKEY POINT CONCRETE             |                                | 10110240.531000.      | 186.93             |
|              | SMOKEY POINT CONCRETE             |                                | 40140980.531000.      | 186.93             |
| 63311        | SOUND PUBLISHING INC              | CALL FOR BIDS AD               | 40200034.560000.W0705 | 35.92              |
|              | SOUND PUBLISHING INC              |                                | 40220594.563000.W0607 | 212.41             |
|              | SOUND PUBLISHING INC              |                                | 40230594.563000.S R&R | 71.84              |
| 63312        | SOUND SAFETY PRODUCTS CO INC      | BOOTS,JACKET                   | 00105380.531000.A1002 | 185.59             |
|              | SOUND SAFETY PRODUCTS CO INC      | SAFETY GLASSES,HEADGEAR,GLOVES | 501.141100.           | 116.97             |
|              | SOUND SAFETY PRODUCTS CO INC      | T-SHIRTS,SWEATSHIRTS           | 501.141100.           | 202.00             |
| 63313        | SPRINGBROOK NURSERY               | 5/8" GRAVEL                    | 00105380.531000.      | 19.92              |
| 63314        | SRV CONSTRUCTION                  | PAY ESTIMATE # 2               | 30500030.563000.R0502 | 342,950.52         |
| 63315        | STATE AVENUE PLAZA, LLC           | MONTHLY LEASE PAYMENT-1015 STA | 00101250.545000.      | 28,000.00          |
| 63316        | WASHINGTON STATE PATROL           | FINGERPRINTING ID SERVICES     | 001.237100.           | 558.25             |
| 63317        | STRATEGIES 360 INC                | PROFESSIONAL SERVICES          | 00100110.541000.      | 27.00              |
|              | STRATEGIES 360 INC                |                                | 10111230.541000.      | 3,750.00           |
|              | STRATEGIES 360 INC                |                                | 40143410.541000.      | 3,750.00           |
| 63318        | JESSICA SUTTIE                    | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00             |
| 63319        | SWANK MOTION PICTURES, INC        | MOVIES-2010 MOVIES IN THE PARK | 00105120.531060.      | 1,879.61           |
| 63320        | TESSCO TECHNOLOGIES               | PARTS FOR VEH # V019 & H011    | 50100048.564000.      | 94.78              |
| 63321        | TIRE DISTRIBUTION SYSTEMS         | (6) TIRES                      | 50100065.534000.      | 1,146.04           |
| 63322        | TRAFFIC SAFETY SUPPLY CO INC      | (20) WARNING FLAGS             | 10111864.531000.      | 84.01              |
| 63323        | TRAVEL ADVANCE FUND               | SWAT BASIC-WOOD, J             | 00103222.543000.      | 246.00             |
| 63324        | TRAVEL ADVANCE FUND               | SWAT BASIC-SUTHERLAND, C       | 00103222.543000.      | 246.00             |
| 63325        | MARITZA TURK                      | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00             |
| 63326        | UNITED PARCEL SERVICE             | SHIPPING EXPENSE               | 40140880.531000.      | 12.77              |
|              | UNITED PARCEL SERVICE             | CREDIT FOR DUPLICATE CHARGE    | 40142080.531000.      | -6.33              |
|              | UNITED PARCEL SERVICE             | SHIPPING EXPENSE               | 40143780.541000.      | 69.28              |
| 63327        | UNITED PIPE & SUPPLY INC          | BRASS PARTS                    | 40140580.531000.      | 74.97              |
|              | UNITED PIPE & SUPPLY INC          | 2" SETTER                      | 40140580.531000.      | 601.20             |
|              | UNITED PIPE & SUPPLY INC          | ANGLE BALL VALVES              | 40140580.531000.      | 715.90             |
| 63328        | UNITED RENTALS                    | COMPRESSOR AND JACK HAMMER RE  | 10110070.549200.M1004 | 163.49             |
| 63329        | VALLEY FREIGHTLINER INC           | RIGHT DOOR PARTS-VEH # H002    | 50100065.534000.      | 38.18              |
|              | VALLEY FREIGHTLINER INC           | DOOR LATCH KIT                 | 50100065.534000.      | 568.67             |
| 63330        | VERIZON NORTHWEST                 | BLACKBERRY CHARGES             | 00100020.542000.      | 54.46              |
|              | VERIZON NORTHWEST                 |                                | 00100050.542000.      | 54.46              |
|              | VERIZON NORTHWEST                 |                                | 00100110.542000.      | 163.38             |
|              | VERIZON NORTHWEST                 |                                | 00100310.542000.      | 54.46              |
|              | VERIZON NORTHWEST                 |                                | 00101023.542000.      | 54.46              |
|              | VERIZON NORTHWEST                 |                                | 00101320.542000.      | 108.92             |
|              | VERIZON NORTHWEST                 |                                | 00103010.542000.      | 54.46              |
|              | VERIZON NORTHWEST                 |                                | 00105380.542000.      | 54.46              |
|              | VERIZON NORTHWEST                 |                                | 40143410.542000.      | 54.46              |
| 63331        | VERIZON NORTHWEST                 | ACCT #771271033-00002          | 00105515.531000.      | 119.63             |



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|--------------|--------------------------------|-------------------------------|-----------------------|------------------------|
| 63331        | VERIZON NORTHWEST              | ACCT #771271033-00002         | 40143410.531000.      | 268.02                 |
| 63332        | LAI GINGER WANG                | INTERPRETER SERVICES          | 00102515.549000.      | 150.00                 |
| 63333        | WATER ENVIRONMENTAL FEDERATION | WEF MEMBERSHIP-BYDE, D        | 40143410.549000.      | 70.00                  |
| 63334        | WAXIE SANITARY SUPPLY          | TISSUE DISPENSER              | 00105380.531000.      | 180.79                 |
| 63335        | TERESA WELLS                   | REFUND CLASS FEES             | 00110347.376004.      | 26.31                  |
| 63336        | WEST PAYMENT CENTER            | WASHINGTON ANNOTATED SUBSCRIP | 00100030.531000.      | 808.00                 |
| 63337        | WESTERN PETERBILT INC          | ELECTRIC WATER VALVE          | 50100065.534000.      | 139.65                 |
| 63338        | WHIDBEY ISLAND BANK            | ESCROW RETAINAGE-PAY ESTIMATE | 30500030.563000.R0502 | 18,050.03              |
| 63339        | ALEX WIERSMA                   | REIMBURSE TRAVEL/MEAL EXPENSE | 00103121.543000.      | 121.29                 |
| 63340        | LAUREN M. WOODMANSEE           | INSTRUCTOR SERVICES           | 00105120.541020.      | 306.00                 |
|              | LAUREN M. WOODMANSEE           |                               | 00105120.541020.      | 382.50                 |
|              | LAUREN M. WOODMANSEE           |                               | 00105120.541020.      | 401.20                 |
| 63341        | BRAD ZAHNOW                    | REIMBURSE DOH EXAM FEES       | 40143410.549000.      | 172.00                 |

**WARRANT TOTAL:** 674,461.51

**VOID**

**CHECK # 62184    CHECK LOST IN MAIL    (421.49)**

**REASON FOR VOIDS:**

**INITIATOR ERROR**

**WRONG VENDOR**


**CHECK LOST IN MAIL**

674,040.02

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: June 14, 2010**

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

Please see attached.

**RECOMMENDED ACTION:**


The Finance and Executive Departments recommend City Council approve the **June 2, 2010** claims in the amount of **\$4,939,080.89** paid by **Check No.'s 63342 through 63475** with Check No.'s 45730, 62668 & 63315 voided.

**COUNCIL ACTION:**

BLANKET CERTIFICATION

**CLAIMS**  
FOR  
**PERIOD-6**

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 **\$4,939,080.89 PAID BY CHECK NO.'S 63342 THROUGH 63475 WITH CHECK NUMBER'S 45730, 62668 & 63315 VOIDED** 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 **2<sup>nd</sup>** DAY OF **JUNE 2010.**

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COUNCIL MEMBER

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| <u>CHK #</u> | <u>VENDOR</u>                    | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT #</u>      | <u>ITEM AMOUNT</u> |
|--------------|----------------------------------|--------------------------------|-----------------------|--------------------|
| 63342        | WEED GRAAFSTRA AND BENSON INC PS | COURT BUILDING PROPERTY PURCHA | 00100011.561000.      | 3,852,217.23       |
| 63343        | AABCO BARRICADE CO INC           | SIGNS AND STANDS               | 40142080.531000.      | 3,485.38           |
|              | AABCO BARRICADE CO INC           |                                | 40145040.531000.      | 3,485.38           |
| 63344        | OLGA ACERO                       | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00             |
| 63345        | ACLARA RF SYSTEMS INC            | PROBE FOR PSION PROGRAMMER     | 401.231700.           | -27.66             |
|              | ACLARA RF SYSTEMS INC            |                                | 40140580.531000.      | 349.23             |
| 63346        | ADVANTAGE BUILDING SERVICES      | JANITORIAL SERVICES            | 00100010.541010.      | 605.88             |
|              | ADVANTAGE BUILDING SERVICES      |                                | 00101250.541010.      | 950.52             |
|              | ADVANTAGE BUILDING SERVICES      |                                | 00103530.541010.      | 535.16             |
|              | ADVANTAGE BUILDING SERVICES      |                                | 00105250.541000.      | 435.49             |
|              | ADVANTAGE BUILDING SERVICES      |                                | 00105380.541000.      | 620.40             |
|              | ADVANTAGE BUILDING SERVICES      |                                | 40141580.541000.      | 37.73              |
|              | ADVANTAGE BUILDING SERVICES      |                                | 40142480.541000.      | 403.76             |
|              | ADVANTAGE BUILDING SERVICES      |                                | 40143410.541000.      | 1,032.75           |
|              | ADVANTAGE BUILDING SERVICES      |                                | 40143780.541000.      | 202.51             |
| 63347        | APPLIED PROFESSIONAL SERVICES    | POTHOLE/AIRVAC TESTING         | 30500030.563000.R0604 | 1,180.00           |
| 63348        | ARAMARK UNIFORM SERVICES         | MECHANICS UNIFORM              | 42047165.526000.      | 11.62              |
|              | ARAMARK UNIFORM SERVICES         |                                | 42047165.526000.      | 11.62              |
|              | ARAMARK UNIFORM SERVICES         | UNIFORM CLEANING               | 50100065.526000.      | 82.81              |
| 63349        | ARONSEN, MELISSA                 | UB 331476500000 4330 151ST PL  | 401.122110.           | 137.00             |
| 63350        | BAG BOY                          | SLOTLINE PUTTERS               | 420.141100.           | 371.00             |
| 63351        | BANK OF AMERICA                  | TRAVEL EXPENSE REIMBURSEMENT   | 00103010.543000.      | 128.07             |
| 63352        | BARNES DISTRIBUTION INC          | RETURN WASHERS,CONNECTORS      | 50100065.531000.      | -62.17             |
|              | BARNES DISTRIBUTION INC          | MISC ELEC CONN,FITTINGS,NUTS,B | 50100065.531000.      | 463.58             |
|              | BARNES DISTRIBUTION INC          | MISC NUTS,BOLTS,WASHERS,SCREWS | 50100065.531000.      | 684.68             |
| 63353        | PAUL BENDEL                      | INSTALLATION OF LINK PIPE SLEE | 40143110.541000.      | 12,475.85          |
| 63354        | BERGER/ABAM ENGINEERS INC        | PAY ESTIMATE # 21              | 30500030.563000.R0604 | 53,179.51          |
|              | BERGER/ABAM ENGINEERS INC        | PAY ESTIMATE # 20              | 30500030.563000.R0604 | 122,562.86         |
| 63355        | BICKFORD FORD-MERCURY            | BRAKE ROTORS,BRAKE PAD SETS    | 501.141100.           | 503.77             |
| 63356        | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-MOORING, J             | 00103222.526000.      | 34.75              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-COSME, A               | 00103222.526000.      | 43.43              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  |                                | 00103222.526000.      | 54.30              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-MOORING, J             | 00103222.526000.      | 188.96             |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-COSME, A               | 00103222.526000.      | 750.78             |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-STEWART, A             | 00103960.526000.      | 14.06              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-BURTIS, M              | 00103960.526000.      | 32.58              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-STEWART, A             | 00103960.526000.      | 43.44              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-NELSON, R              | 00103960.526000.      | 99.86              |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-BURTIS, M              | 00103960.526000.      | 107.46             |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  |                                | 00103960.526000.      | 409.91             |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-NELSON, R              | 00103960.526000.      | 424.52             |
|              | BLUMENTHAL UNIFORMS & EQUIPMENT  | UNIFORM-STEWART, A             | 00103960.526000.      | 805.13             |
| 63357        | RAE BOYD, APRN, BC               | INMATE MEDICAL CARE            | 00103960.541000.      | 2,605.00           |
| 63358        | JEFF BURKHOLDER                  | REIMBURSE MILEAGE EXPENSE      | 00103960.543000.      | 34.00              |
| 63359        | CARR'S ACE HARDWARE              | PROPANE TORCH HEAD,TANK,STRIKE | 10110130.549000.      | 54.81              |
|              | CARR'S ACE HARDWARE              | FLAT BAR,LAMPS,CIRCUIT BRKR,BU | 10110463.531000.      | 207.02             |
|              | CARR'S ACE HARDWARE              | GLOVES                         | 10110770.531000.      | 23.85              |
|              | CARR'S ACE HARDWARE              | RAGS,EX CORDS,WASHERS,BOLTS    | 10111864.531000.      | 55.87              |
| 63360        | CASCADE RECREATION INC           | DOGIPOT WASTE BAGS             | 00105380.531000.      | 495.22             |
| 63361        | CASE POWER AND EQUIPMENT         | AUGER HARNESS,CORD             | 50100065.534000.      | 522.85             |

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|--------------|------------------------------------|--------------------------------|-----------------------|------------------------|
| 63362        | CEMEX                              | ASHPALT                        | 10110130.531000.      | 219.10                 |
| 63363        | COMCAST                            | MONTHLY BROADBAND CHARGES      | 50300090.531000.      | 169.95                 |
| 63364        | CO-OP SUPPLY                       | SEED SPREADER                  | 40140380.531000.      | 14.76                  |
| 63365        | CORPORATE OFFICE SUPPLY            | WYPALL WIPES                   | 501.141100.           | 92.26                  |
| 63366        | WA DEPT OF CORRECTIONS             | INMATE MEALS                   | 00103960.531250.      | 1,623.10               |
|              | WA DEPT OF CORRECTIONS             |                                | 00103960.531250.      | 1,798.00               |
| 63367        | WA DEPT OF CORRECTIONS             | WORK CREW 5/2010               | 00105380.549000.      | 1,201.19               |
|              | WA DEPT OF CORRECTIONS             |                                | 40145040.549000.      | 111.88                 |
| 63368        | JASON CRAIN                        | REIMBURSE TRAVEL/MEALS-TRAININ | 40143410.543040.      | 239.48                 |
| 63369        | CROP PRODUCTION SERVICES, INC      | FERTILIZER,SEED,FUNGICIDES     | 42047165.531900.      | 456.12                 |
|              | CROP PRODUCTION SERVICES, INC      |                                | 42047165.531930.      | 1,062.76               |
|              | CROP PRODUCTION SERVICES, INC      |                                | 42047165.531950.      | 680.65                 |
| 63370        | D-SQUARE ENERGY SYSTEMS, INC       | GENERATOR INSPECTION           | 40142280.548000.      | 266.07                 |
|              | D-SQUARE ENERGY SYSTEMS, INC       | REPAIR GENERATOR               | 40142280.548000.      | 266.07                 |
|              | D-SQUARE ENERGY SYSTEMS, INC       |                                | 40142280.548000.      | 914.09                 |
| 63371        | DAY & NITE PLUMBING & HEATING      | REFUND BUILDING PERMIT FEES    | 00107322.321000.      | 100.00                 |
| 63372        | DICKS TOWING INC                   | TOWING CHARGES- MP 10-3003     | 00103222.541000.      | 43.44                  |
| 63373        | E&E LUMBER INC                     | CONCRETE BLOCKS                | 00105380.531000.      | 20.53                  |
|              | E&E LUMBER INC                     | ROLLER COVERS,TRAYS,BRUSHES    | 00105380.531000.A1002 | 412.43                 |
|              | E&E LUMBER INC                     | METAL PRIMER,PAINT BRUSHES     | 41046060.531000.      | 48.14                  |
| 63374        | EAST JORDAN IRON WORKS             | SEWER MANHOLE FRAME,GRATE      | 10110070.549200.M1004 | 277.10                 |
|              | EAST JORDAN IRON WORKS             | CROSSWALK GRATE                | 40145040.548000.      | 121.66                 |
| 63375        | ECONOMY FENCE CENTER               | CEDAR FENCING                  | 00105380.531000.A1002 | 3,968.24               |
| 63376        | JONATHAN ELTON                     | REIMBURSE MILEAGE EXPENSE      | 00103222.543000.      | 128.65                 |
| 63377        | EVERETT STAMP WORKS                | (1,000) ELECTRICAL LABELS      | 00102020.531000.      | 688.14                 |
| 63378        | CITY OF EVERETT                    | ANIMAL SHELTER FEES            | 00104230.551000.      | 7,216.00               |
| 63379        | EYLANDER ELECTRIC                  | REFUND PERMIT FEES             | 001.237030.           | 4.50                   |
|              | EYLANDER ELECTRIC                  |                                | 00107322.321000.      | 50.00                  |
|              | EYLANDER ELECTRIC                  |                                | 00107345.358200.      | 50.00                  |
| 63380        | FAIRFIELD INN & SUITES BY MARRIOTT | TAC TEAM TRAINING EXPENSE      | 00103222.543000.      | 1,904.16               |
| 63381        | FERRELLGAS                         | PROPANE                        | 10110130.531000.      | 94.11                  |
|              | FERRELLGAS                         |                                | 10110564.531000.      | 94.11                  |
|              | FERRELLGAS                         |                                | 40140980.531000.      | 94.10                  |
|              | FERRELLGAS                         |                                | 41046060.531000.      | 94.10                  |
| 63382        | FIRST AMERICAN CORELOGIC           | SUBSCRIPTION FOR WIN@DATA      | 00102020.549000.      | 4,561.20               |
| 63383        | JANET FOLEY                        | INSTRUCTOR SERVICES            | 00105120.541020.      | 224.00                 |
| 63384        | WALLACE FORSLOF                    | REIMBURSE MEAL EXPENSE-TAC TRA | 00103222.543000.      | 55.89                  |
| 63385        | FRAME RATE                         | ANNUAL TAPP SUBSCRIPTION       | 00100720.541000.      | 1,287.00               |
| 63386        | VALENE FRYBERG                     | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63387        | GALVIN REALTY LAW GROUP            | UB 980098000374 3524 68TH DR N | 401.122130.           | 23.50                  |
| 63388        | GIRL SCOUTS                        | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63389        | MATTHEW GOOLSBY                    | REIMBURSE MEAL EXPENSE-TAC TRA | 00103222.543000.      | 69.42                  |
|              | MATTHEW GOOLSBY                    | REIMBURSE MILEAGE/MEAL EXPENSE | 00103222.543000.      | 379.94                 |
| 63390        | GOVCONNECTION INC                  | CAO & PSB'S TV SYSTEM SETUP    | 10400022.549000.1003  | 803.65                 |
|              | GOVCONNECTION INC                  | MISC PERIPHERAL REPLACEMENTS   | 50300090.531000.      | 318.68                 |
| 63391        | GRANITE CONSTRUCTION COMPANY       | MODIFED B ASPHALT              | 10110070.549200.M1004 | 131.99                 |
|              | GRANITE CONSTRUCTION COMPANY       | CLASS B ASPHALT                | 10110070.549200.M1004 | 732.60                 |
|              | GRANITE CONSTRUCTION COMPANY       |                                | 10110070.549200.M1004 | 14,231.73              |
| 63392        | GRAPHIC ENTERPRISES INC            | OVERAGE CHARGES FOR K&E/3036   | 40143410.531000.      | 38.43                  |
| 63393        | GRAYBAR ELECTRIC CO INC            | MISC IT SUPPLIES               | 50300090.531000.      | 80.76                  |

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|--------------|--------------------------------|--------------------------------|------------------|------------------------|
| 63394        | CONTRACTORS SUPPLY CORPORATION | OIL                            | 00105380.531000. | 144.10                 |
| 63395        | KRISTIE GUY                    | REIMBURSE TRAVEL EXPENSES      | 00100310.549011. | 449.59                 |
| 63396        | HASLER, INC                    | POSTAGE METER                  | 00104190.545000. | 219.60                 |
| 63397        | HD FOWLER COMPANY              | GASKETS                        | 401.141400.      | 57.93                  |
|              | HD FOWLER COMPANY              |                                | 401.141400.      | 107.93                 |
|              | HD FOWLER COMPANY              | RESETTER                       | 401.141400.      | 437.39                 |
|              | HD FOWLER COMPANY              |                                | 401.141400.      | 452.59                 |
|              | HD FOWLER COMPANY              | METER SETTER                   | 401.141400.      | 563.71                 |
|              | HD FOWLER COMPANY              | GASKETS                        | 40140180.531000. | 70.77                  |
|              | HD FOWLER COMPANY              | STEAMBOAT FORCE MAIN AIR/VAC S | 40142480.548000. | 290.03                 |
|              | HD FOWLER COMPANY              | (2) 28" ELECTRO FUSION COUPLIN | 40143110.541000. | 7,020.48               |
|              | HD FOWLER COMPANY              | DRINKING FOUNTAIN PARTS        | 42047165.531920. | 215.16                 |
|              | HD FOWLER COMPANY              | MARKING PAINT,STAKING FLAGS,ST | 501.141100.      | 236.61                 |
|              | HD FOWLER COMPANY              | SHOVELS,PAINT,METER WRENCH     | 501.141100.      | 383.47                 |
| 63398        | JOHN HENDRICKSON               | REIMBURSE TRAVEL EXPENSE       | 00103121.543000. | 85.00                  |
| 63399        | DARON HENRY                    | 2010 CHALLENGE DAY ENTERTAINME | 00105090.531000. | 600.00                 |
| 63400        | LISA HUGHLEY                   | REFUND DEPOSIT FOR RENTAL      | 001.239100.      | 100.00                 |
| 63401        | INTEGRA TELECOM                | ACCT #769949                   | 00100020.542000. | 151.47                 |
|              | INTEGRA TELECOM                |                                | 00100050.542000. | 161.08                 |
|              | INTEGRA TELECOM                |                                | 00100110.542000. | 74.17                  |
|              | INTEGRA TELECOM                |                                | 00100310.542000. | 65.92                  |
|              | INTEGRA TELECOM                |                                | 00100720.542000. | 12.41                  |
|              | INTEGRA TELECOM                |                                | 00101023.542000. | 70.89                  |
|              | INTEGRA TELECOM                |                                | 00101130.542000. | 38.96                  |
|              | INTEGRA TELECOM                |                                | 00101320.542000. | 76.44                  |
|              | INTEGRA TELECOM                |                                | 00102020.542000. | 350.19                 |
|              | INTEGRA TELECOM                |                                | 00103010.542000. | 105.12                 |
|              | INTEGRA TELECOM                |                                | 00103121.542000. | 130.55                 |
|              | INTEGRA TELECOM                |                                | 00103222.542000. | 478.71                 |
|              | INTEGRA TELECOM                |                                | 00103528.542000. | 22.66                  |
|              | INTEGRA TELECOM                |                                | 00103630.542000. | 11.30                  |
|              | INTEGRA TELECOM                |                                | 00103960.542000. | 169.57                 |
|              | INTEGRA TELECOM                |                                | 00104190.542000. | 153.20                 |
|              | INTEGRA TELECOM                |                                | 00104230.542000. | 13.31                  |
|              | INTEGRA TELECOM                |                                | 00105120.542000. | 57.65                  |
|              | INTEGRA TELECOM                |                                | 00105250.542000. | 26.97                  |
|              | INTEGRA TELECOM                |                                | 00105380.542000. | 71.44                  |
|              | INTEGRA TELECOM                |                                | 00105515.542000. | 13.39                  |
|              | INTEGRA TELECOM                |                                | 00143523.542000. | 110.13                 |
|              | INTEGRA TELECOM                |                                | 10111230.542000. | 85.34                  |
|              | INTEGRA TELECOM                |                                | 40142480.542000. | 118.09                 |
|              | INTEGRA TELECOM                |                                | 40143410.542000. | 213.71                 |
|              | INTEGRA TELECOM                |                                | 41046170.542000. | 11.30                  |
|              | INTEGRA TELECOM                |                                | 42047061.542000. | 63.57                  |
|              | INTEGRA TELECOM                |                                | 50100065.542000. | 38.48                  |
|              | INTEGRA TELECOM                |                                | 50148058.542000. | 12.02                  |
|              | INTEGRA TELECOM                |                                | 50200050.542000. | 22.86                  |
|              | INTEGRA TELECOM                |                                | 50300090.542000. | 89.69                  |
| 63402        | WASHINGTON STATE SECTION ITE   | 2010 WA SECTION ANNUAL MTG FEE | 00100020.549000. | 110.00                 |
| 63403        | JAY, STEVEN & CAROLYN          | UB 761337040001 7432 78TH DR N | 401.122110.      | 110.17                 |

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|--------------|-------------------------------------|--------------------------------|-----------------------|------------------------|
| 63404        | TRACY JEFFRIES                      | REIMBURSE LODGING-2010 EMP HEA | 00100310.549011.      | 190.52                 |
| 63405        | JOHNSTON, JEFFREY                   | UB 986110000001 6110 51ST ST N | 410.122100.           | 1,417.24               |
| 63406        | THE JP COOKE COMPANY                | LICENSE TAGS,RINGS             | 00102020.531000.      | 20.26                  |
| 63407        | SUSHMA KARRNAYANA                   | REFUND SECURITY DEPOSIT        | 001.239100.           | 200.00                 |
| 63408        | KEN'S TOWING                        | TOWING EXPENSE                 | 00103121.541000.      | 175.20                 |
| 63409        | KESSELRINGS GUN SHOP INC            | WEAPONS CREDIT                 | 00103222.526000.      | -271.50                |
|              | KESSELRINGS GUN SHOP INC            | WEAPONS AND SUPPLIES           | 00103222.526000.      | 13,438.07              |
| 63410        | NORTH AMERICAN YOUTH ACTIVITIES LLC | INSTRUCTOR SERVICES            | 00105120.531032.0812  | 446.40                 |
|              | NORTH AMERICAN YOUTH ACTIVITIES LLC |                                | 00105120.531032.0812  | 545.60                 |
|              | NORTH AMERICAN YOUTH ACTIVITIES LLC |                                | 00105120.531032.0812  | 744.00                 |
|              | NORTH AMERICAN YOUTH ACTIVITIES LLC |                                | 00105120.531032.0812  | 892.80                 |
|              | NORTH AMERICAN YOUTH ACTIVITIES LLC |                                | 00105120.531032.0812  | 1,041.60               |
|              | NORTH AMERICAN YOUTH ACTIVITIES LLC |                                | 00105120.531032.0812  | 1,289.60               |
| 63411        | JEREMY KING                         | REIMBURSE MEAL EXPENSE-TRAININ | 00103121.543000.      | 80.62                  |
| 63412        | L2 SYSTEMS, LLC                     | PUMP STATION REPAIRS           | 42047165.531920.      | 627.17                 |
| 63413        | LASTING IMPRESSIONS INC             | UNIFORM SHIRT                  | 00103630.526000.      | 59.37                  |
|              | LASTING IMPRESSIONS INC             | PATCHES                        | 501.141100.           | 200.91                 |
| 63414        | LAW ENFORCEMENT TARGETS             | TARGETS                        | 001.231700.           | -22.09                 |
|              | LAW ENFORCEMENT TARGETS             |                                | 00103740.531000.      | 278.99                 |
| 63415        | DEPT OF LICENSING                   | BEARD, STEPHEN (RENEWAL)       | 001.237020.           | 18.00                  |
|              | DEPT OF LICENSING                   | LAINHART, MARC (ORIGINAL)      | 001.237020.           | 18.00                  |
|              | DEPT OF LICENSING                   | LEE, RONALD (ORIGINAL)         | 001.237020.           | 18.00                  |
| 63416        | BRIAN LUTSCHG                       | REIMBURSE MEAL EXPENSE-TAC TRA | 00103222.543000.      | 262.71                 |
| 63417        | CITY OF LYNNWOOD                    | MOTOR OFFICER SCHOOL REGISTRAT | 10400022.549000.1004  | 50.00                  |
|              | CITY OF LYNNWOOD                    |                                | 10400022.549000.1004  | 50.00                  |
|              | CITY OF LYNNWOOD                    |                                | 10400022.549000.1004  | 50.00                  |
| 63418        | MARYSVILLE FIRE DIST #12            | FIRE CONTROL/EMERGENCY AID SRV | 00109522.551000.      | 457,865.33             |
|              | MARYSVILLE FIRE DIST #12            |                                | 00109526.551000.      | 184,794.22             |
| 63419        | MARYSVILLE PRINTING                 | LAMINATED SHEETS               | 00100310.549010.      | 4.89                   |
| 63420        | MARYSVILLE YOUTH SOCCER ASSOC.      | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63421        | HERMAN MOUNT                        | LEOFF 1 REIMBURSEMENT          | 00103010.541100.      | 49.00                  |
| 63422        | JANET MYER                          | INSTRUCTOR SERVICES            | 00105250.541020.      | 70.40                  |
| 63423        | NELSON PETROLEUM                    | DIESEL AND GASOLINE CONSUMED   | 42047165.532000.      | 998.20                 |
|              | NELSON PETROLEUM                    | BULK ENGINE AND HYDRAULIC OIL  | 501.141100.           | 1,833.28               |
|              | NELSON PETROLEUM                    | RED TAC GREASE                 | 50100065.531000.      | 232.23                 |
| 63424        | NEWMAN, RICHARD F                   | UB 240566700001 10310 53RD AVE | 401.122110.           | 11.91                  |
| 63425        | NEXTEL COMMUNICATIONS               | ACCT #130961290                | 40141580.531000.      | 47.87                  |
|              | NEXTEL COMMUNICATIONS               |                                | 40142280.531000.      | 47.87                  |
| 63426        | MARTY NORSBY                        | REIMBURSE TRAVEL EXPENSE       | 00100310.549011.      | 265.52                 |
| 63427        | NORTHWEST CASCADE INC               | HONEY BUCKET                   | 00105380.545000.      | 111.38                 |
|              | NORTHWEST CASCADE INC               |                                | 10110070.549200.M1004 | 141.50                 |
| 63428        | OFFICE DEPOT                        | OFFICE SUPPLIES                | 00100020.531000.      | 0.93                   |
|              | OFFICE DEPOT                        |                                | 00100020.531000.      | 18.51                  |
|              | OFFICE DEPOT                        | REFUND OFFICE SUPPLIES         | 00103222.531000.      | -6.03                  |
|              | OFFICE DEPOT                        | OFFICE SUPPLIES                | 00103222.531000.      | 6.03                   |
|              | OFFICE DEPOT                        |                                | 00103222.531000.      | 269.80                 |
|              | OFFICE DEPOT                        |                                | 40143410.531000.      | 0.75                   |
|              | OFFICE DEPOT                        |                                | 40143410.531000.      | 0.93                   |
|              | OFFICE DEPOT                        |                                | 40143410.531000.      | 102.37                 |
|              | OFFICE DEPOT                        | CHAIR MAT                      | 40143410.531000.      | 129.02                 |



DATE: 06/02/2010  
TIME: 10:48:42AM

**CITY OF MARYSVILLE**  
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| <u>CHK #</u> | <u>VENDOR</u>                    | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT #</u>      | <u>ITEM<br/>AMOUNT</u> |
|--------------|----------------------------------|--------------------------------|-----------------------|------------------------|
| 63428        | OFFICE DEPOT                     | OFFICE SUPPLIES                | 40143410.531000.      | 129.60                 |
|              | OFFICE DEPOT                     |                                | 40145040.531000.      | 18.51                  |
|              | OFFICE DEPOT                     |                                | 50100065.531000.      | 0.10                   |
|              | OFFICE DEPOT                     |                                | 50100065.531000.      | 9.26                   |
|              | OFFICE DEPOT                     |                                | 50148058.531000.      | 23.27                  |
|              | OFFICE DEPOT                     |                                | 50200050.531000.      | 0.10                   |
|              | OFFICE DEPOT                     |                                | 50200050.531000.      | 9.26                   |
| 63429        | OFFICE INTERIORS INC             | DESK FURNITURE-ABELL, N        | 00100110.549000.      | 1,703.50               |
| 63430        | PACIFIC NW BUSINESS PRODUCTS INC | (5) TONER                      | 00103010.531000.      | 317.93                 |
| 63431        | PACIFIC TOPSOILS INC             | SOD DUMP                       | 10110240.531000.      | 150.00                 |
| 63432        | THE PARTS STORE                  | WIRE COVERING                  | 40140580.531000.      | 79.92                  |
|              | THE PARTS STORE                  | ACCESSORY BELTS                | 42047165.548000.      | 123.09                 |
|              | THE PARTS STORE                  | FUEL FILTER                    | 501.141100.           | 11.31                  |
|              | THE PARTS STORE                  | OIL FILTER                     | 501.141100.           | 12.38                  |
|              | THE PARTS STORE                  | PLASTIC TIES                   | 501.141100.           | 12.67                  |
|              | THE PARTS STORE                  | AIR FILTER                     | 501.141100.           | 26.48                  |
|              | THE PARTS STORE                  | PLASTIC TIES,AIR FILTERS,FUEL  | 501.141100.           | 185.22                 |
|              | THE PARTS STORE                  | BATTERIES,PLASTIC TIES,AIR FIL | 501.141100.           | 345.05                 |
|              | THE PARTS STORE                  | RETURN BRK ROTORS              | 50100065.534000.      | -211.55                |
|              | THE PARTS STORE                  | THREAD ROD                     | 50100065.534000.      | 3.29                   |
|              | THE PARTS STORE                  | AXLE HUB NUT SOCKET            | 50100065.534000.      | 19.40                  |
|              | THE PARTS STORE                  | LUBEGUARD ATF ADDITIVE         | 50100065.534000.      | 24.74                  |
|              | THE PARTS STORE                  | AIR FILTER                     | 50100065.534000.      | 34.47                  |
|              | THE PARTS STORE                  | WHEEL SEAL,BRAKE PADS,ROTORS,B | 50100065.534000.      | 393.39                 |
| 63433        | PILCHUCK VETERINARY HOSPITAL     | VET SERVICES- MP 10-02840      | 00104230.541000.      | 253.00                 |
| 63434        | SHAWN POLLARD                    | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63435        | UNITED STATES POSTAL SERVICE     | RSO MAILING BULK PERMIT #52    | 00103121.542000.      | 185.57                 |
| 63436        | BRENT POTTER                     | REIMBURSE CDL FEES             | 42047061.549000.      | 130.00                 |
| 63437        | PROTHMAN COMPANY                 | ADVISORY SERVICES/INTERIM TRAN | 00100110.541000.      | 1,600.00               |
| 63438        | PUBLIC SAFETY TESTING INC        | QRTRLY SUBSCRIPTION FEES       | 00100490.541000.      | 575.00                 |
| 63439        | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2002-2385-7              | 00105380.547000.      | 707.42                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2030-6201-3              | 10110463.547000.      | 82.34                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2034-3089-7              | 10110463.547000.A1601 | 99.52                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2025-5745-0              | 10110463.547000.      | 134.93                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2022-9433-6              | 10110463.547000.      | 231.18                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2025-7232-7              | 10110463.547000.      | 255.45                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2021-7595-6              | 10110564.547000.      | 58.77                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2006-5074-5              | 10111864.547000.      | 62.69                  |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2027-2901-8              | 10111864.547000.      | 101.03                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2008-2727-7              | 10111864.547000.      | 112.53                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2021-4311-1              | 10111864.547000.      | 146.50                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2032-3100-6              | 10111864.547000.      | 193.77                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2020-3007-8              | 10111864.547000.      | 221.98                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2024-6354-3              | 40142280.547000.      | 136.74                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2024-9063-7              | 40142280.547000.      | 199.92                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2026-8910-5              | 40142480.547000.      | 176.18                 |
|              | PUD NO 1 OF SNOHOMISH COUNTY     | ACCT #2023-7865-9              | 40143780.547000.      | 29.23                  |
| 63440        | PUGET SOUND SECURITY             | KEYS                           | 00103222.531000.      | 8.52                   |
|              | PUGET SOUND SECURITY             | KEYS MADE AND KEY RINGS-PARKS  | 00105380.531000.      | 40.04                  |
| 63441        | QUARTERMASTER INC                | RADIO HOLDER                   | 00103222.526000.      | 35.61                  |



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**CITY OF MARYSVILLE  
INVOICE LIST**

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| <u>CHK #</u> | <u>VENDOR</u>                      | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT #</u>      | <u>ITEM<br/>AMOUNT</u> |
|--------------|------------------------------------|--------------------------------|-----------------------|------------------------|
| 63442        | SAN DIEGO POLICE EQUIPMENT CO      | AMMUNITION                     | 00103740.531000.      | 1,118.73               |
| 63443        | LYNN SCHROEDER                     | REIMBURSE MAILING,MTG SUPPLIES | 00100110.549000.      | 49.45                  |
|              | LYNN SCHROEDER                     |                                | 00100720.549000.      | 63.34                  |
| 63444        | SCP ENTERPRISES INC                | CONCRETE PUMPING               | 00105380.531000.      | 395.69                 |
| 63445        | SISKUN POWER EQUIPMENT             | WEEDEATER STRING               | 40145040.548000.      | 32.74                  |
| 63446        | SIX ROBBLEES INC                   | 7 WIRE TRAILER SOCKET          | 501.141100.           | 43.09                  |
| 63447        | RAY SIZEMORE                       | LOEFF I REIMBURSEMENT          | 00103010.541100.      | 36.52                  |
| 63448        | SHANNON SMITH                      | REFUND DEPOSIT FOR RENTAL      | 001.239100.           | 100.00                 |
| 63449        | SMOKEY POINT CONCRETE              | MATERIAL FOR STEAMBOAT FORCE N | 40142480.548000.      | 293.22                 |
| 63450        | SNAP-ON INCORPORATED               | FLOOR JACK                     | 50100065.535000.      | 551.43                 |
| 63451        | SNOHOMISH COUNTY CORRECTIONS       | BOOKINGS 4/2010                | 00103960.551000.      | 52,673.55              |
| 63452        | SOUND PUBLISHING INC               | APRIL NOTICES                  | 00102020.544000.      | 56.82                  |
| 63453        | SOUND SAFETY PRODUCTS CO INC       | GLOVES                         | 00103960.531000.      | 436.79                 |
| 63454        | UNISTAR-SPARCO COMPUTERS, INC      | BARRACUDA ARCHIVER UPDATE & RI | 50300090.541000.      | 4,081.58               |
| 63455        | SPARLING INC                       | PROFESSIONAL SERVICES          | 40230594.563000.S0901 | 1,263.50               |
| 63456        | SPORT SUPPLY GROUP INC             | (6) KICK BALL BALLS            | 00105120.531030.      | 83.78                  |
| 63457        | ASHLEY SPRINGER                    | REFUND CLASS FEES              | 00110347.376009.      | 54.00                  |
| 63458        | STANWOOD REDI-MIX, INC.            | CONCRETE                       | 00105380.531000.      | 453.95                 |
| 63459        | JULIE SWICK-LAFAVE                 | REIMBURSE INMATE SUPPLIES      | 00103960.531000.      | 49.85                  |
| 63460        | DEPT OF TRANSPORTATION NW REGION   | PROJECT COSTS                  | 30500030.563000.R0604 | 636.92                 |
|              | DEPT OF TRANSPORTATION NW REGION   |                                | 30500030.563000.R0604 | 1,724.20               |
|              | DEPT OF TRANSPORTATION NW REGION   |                                | 30500030.563000.R0904 | 2,756.09               |
|              | DEPT OF TRANSPORTATION NW REGION   |                                | 40220594.563000.W0804 | 367.46                 |
|              | DEPT OF TRANSPORTATION NW REGION   |                                | 40220594.563000.W0804 | 367.46                 |
|              | DEPT OF TRANSPORTATION NW REGION   |                                | 40220594.563000.W0804 | 2,651.24               |
| 63461        | UNITED PARCEL SERVICE              | SHIPPING EXPENSE               | 40145040.553100.      | 11.66                  |
| 63462        | UNITED PIPE & SUPPLY INC           | PUMP CONTROL VALVE,PIPE SUPPOR | 40140180.548000.      | 9,135.55               |
|              | UNITED PIPE & SUPPLY INC           | AMR PIPE AND TEE               | 40140580.531000.      | 452.43                 |
| 63463        | US HEALTHWORKS MEDICAL GROUP WA, P | PRE-EMPLOYMENT SCREENING       | 00103010.541000.      | 1,811.00               |
| 63464        | JEFF VANDENBERG                    | REIMBURSE MEAL EXPENSE-TAC TRA | 00103222.543000.      | 61.57                  |
| 63465        | VERIZON NORTHWEST                  | METER READING PROFESSIONAL SER | 40141280.541000.      | 409.00                 |
| 63466        | VERIZON NORTHWEST                  | ACCT #107747568401             | 00104190.542000.      | 53.70                  |
|              | VERIZON NORTHWEST                  | ACCT #104650377503             | 00105250.542000.      | 133.69                 |
|              | VERIZON NORTHWEST                  | ACCT #1025645669- DEERING      | 00105380.542000.      | 55.52                  |
|              | VERIZON NORTHWEST                  | ACCT #10624354707              | 10111864.547000.      | 180.78                 |
|              | VERIZON NORTHWEST                  | ACCT #64811477782              | 40141580.547000.      | 102.20                 |
|              | VERIZON NORTHWEST                  | ACCT #105660553702             | 40142280.542000.      | 90.66                  |
|              | VERIZON NORTHWEST                  | ACCT #1101641995410            | 40143410.542000.      | 30.22                  |
|              | VERIZON NORTHWEST                  | ACCT #1103241996301            | 40143410.542000.      | 65.73                  |
|              | VERIZON NORTHWEST                  | ACCT #1105841995206            | 40143410.542000.      | 75.89                  |
|              | VERIZON NORTHWEST                  | ACCT #106853520208             | 40143780.542000.      | 53.70                  |
|              | VERIZON NORTHWEST                  | ACCT #102954091901             | 50148058.542000.      | 55.56                  |
| 63467        | DANIEL VINSON                      | REIMBURSE MEAL EXPENSE-TAC TRA | 00103121.543000.      | 103.79                 |
|              | DANIEL VINSON                      | REIMBURSE FIREARMS TRAINING SU | 00103740.531000.      | 53.11                  |
| 63468        | VINYL SIGNS & BANNERS              | REPAIR AND UPDATE SIGNS        | 00105380.531000.      | 103.17                 |
| 63469        | VISITORS GUIDE PUBLICATIONS        | 2010 VISITORS GUIDE AD         | 00100720.541000.      | 1,100.00               |
| 63470        | WA ASSOC OF BUILDING OFFICIALS     | PUBLICATIONS                   | 00102020.531000.      | 349.93                 |
| 63471        | WASTE MANAGEMENT NORTHWEST         | YARDWASTE,RECYCLE SERVICE      | 41046290.541000.      | 77,721.52              |
| 63472        | WAXIE SANITARY SUPPLY              | JANITORIAL SUPPLIES            | 00105380.531400.      | 87.41                  |
| 63473        | WEST PAYMENT CENTER                | WEST INFORMATION CHARGES       | 00101320.549000.      | 518.56                 |

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| <u>CHK #</u>             | <u>VENDOR</u>         | <u>ITEM DESCRIPTION</u>       | <u>ACCOUNT #</u> | <u>ITEM<br/>AMOUNT</u>            |
|--------------------------|-----------------------|-------------------------------|------------------|-----------------------------------|
| 63474                    | WESTERN PETERBILT INC | PARKING BRAKE INDICATOR LIGHT | 50100065.534000. | 14.33                             |
|                          | WESTERN PETERBILT INC | HEATER CONTROL VALVE          | 50100065.534000. | 120.00                            |
| 63475                    | JEREMY WOOD           | REIMBURSE TRAVEL EXPENSE      | 00103222.543000. | 118.06                            |
| <b>WARRANT TOTAL:</b>    |                       |                               |                  | <b><u><u>4,967,137.39</u></u></b> |
| <b>VOIDS</b>             |                       |                               |                  |                                   |
| <b>REASON FOR VOIDS:</b> |                       | CHECK # 45730                 | INITIATOR ERROR  | (33.00)                           |
|                          |                       | CHECK # 62668                 | INITIATOR ERROR  | (23.50)                           |
|                          |                       | CHECK # 63315                 | INITIATOR ERROR  | (28,000.00)                       |
|                          |                       |                               |                  | <b><u><u>4,939,080.89</u></u></b> |

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: June 14, 2010**

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

**RECOMMENDED ACTION:**

The Finance and Executive Departments recommend City Council approve the June 4, 2010 payroll in the amount \$1,390,292.08 Check No.'s 22742 through 22820, with Check # 22617 voided and reissued with Check # 22821.

**COUNCIL ACTION:**

## CITY OF MARYSVILLE

### EXECUTIVE SUMMARY FOR ACTION

**CITY COUNCIL MEETING DATE:** June 14, 2010

|   |                            |     |
|---|----------------------------|-----|
| AGENDA ITEM:<br>Approval of Special Event Application; <i>GA Maxwell's</i>  | AGENDA SECTION:<br>Consent |     |
| PREPARED BY:<br>Carol Mulligan, Program Specialist  | AGENDA NUMBER:             |     |
| ATTACHMENTS:<br>1. Copy of Special Event Permit Application including site plan.<br>2. Certificate of Liability Insurance.<br>3. MMC 5.46 "Special Events". | APPROVED BY:               |     |
|   | MAYOR                      | CAO |
| BUDGET CODE:  | AMOUNT:                    |     |

*GA Maxwell's* (1204 – 3<sup>rd</sup> Street) has submitted an application to obtain a permit to conduct an outdoor dining / entertainment weekend during the *Marysville Strawberry Festival / Fathers' Day* weekend, June 18 – June 20, 2010. The applicant is proposing the use of their parking lot located east of the restaurant for this purpose, while utilizing their secondary lot located across the street at 1205 – 3<sup>rd</sup> Street for customer parking. Additionally, applicant has stated that they have obtained all necessary approvals and licenses from both the *Snohomish County Health District* and the *Washington State Liquor Control Board*. The Community Development Staff has reviewed all related department comments and determined that this application has been submitted in its entirety and to the satisfaction of all said departments.

#### RECOMMENDED ACTION:

The Community Development Staff recommends City Council approve the application for *GA Maxwell's* to conduct a special event as described above from June 18<sup>th</sup> through June 20<sup>th</sup>, 2010.

#### COUNCIL ACTION:



City of Marysville  
80 Columbia Avenue  
Marysville, WA 98270  
(360) 363-8100

**APPLICATION FOR SPECIAL EVENT PERMIT**

**\$25.00 NON-REFUNDABLE APPLICATION FEE**

*Additional Information or requirements may be requested*

*Please allow 3 - 4 weeks for processing*

NAME OF SPONSORING ORGANIZATION AND/OR INDIVIDUAL REPRESENTATIVE:

GA MAXWELL'S

ADDRESS: 1204 - 3RD ST. NE MARYSVILLE, WA. 98270

TELEPHONE NUMBER: (360) 659-1000

PURPOSE OF EVENT: OUTDOOR DINING / ENTERTAINMENT  
FOR STRAWBERRY FESTIVAL / FATHER'S DAY  
WEEKEND.

INSURANCE COMPANY: \_\_\_\_\_

*(Please attach a copy of Proof of Insurance naming the City of Marysville as co-insured.)*

PROPOSED DATE OF EVENT: JUNE 18, 19, 20 2010

LOCATION: PARKING LOT - EAST SIDE OF BUILDING

HOURS OF OPERATION: FRI. 3PM - 11 PM SAT. 10AM - 11 PM SUN. 10AM - 7AM

"LIVE MUSIC" → SCHEDULE OF EVENTS: FRI. 8PM - 11 PM SAT. 3PM - 6 PM / 8PM - 10PM

ESTIMATED ATTENDANCE: 100 PEOPLE

SPECIAL FACILITY REQUIREMENTS: N/A

CITY ASSISTANCE REQUIRED: N/A

**Received**

MAY 19 2010

City of Marysville  
Community Development

[Signature]  
SIGNATURE OF APPLICANT

5/17/10  
DATE

**FOR INTERNAL USE ONLY**

| DEPARTMENT         | Y/N CONDITION | DATE | INITIALS | REMARKS |
|--------------------|---------------|------|----------|---------|
| City Clerk         |               |      |          |         |
| Fire District      |               |      |          |         |
| Parks & Recreation |               |      |          |         |
| Planning           |               |      |          |         |
| Police             |               |      |          |         |
| Public Works       |               |      |          |         |
| Sanitation         |               |      |          |         |
| Streets            |               |      |          |         |

# **PROPOSAL FOR SPECIAL EVENT PERMIT**

**LOCATION:** GA MAXWELL'S  
1204 3<sup>RD</sup> ST  
MARYSVILLE, WA 98270  
(360) 659-1000

**Received**

MAY 19 2010

City of Marysville  
Community Development

**DATE:** JUNE 18 – 20<sup>TH</sup>, 2010

**EVENT:**

STRAWBERRY FESTIVAL WEEKEND AND FATHER'S DAY

**PURPOSE:**

TO EXTENDED OUR FAMILY DINING EXPERIENCE  
OUTSIDE TO OUR PARKING LOT

**SIZE:** SEE ATTACHED DIAGRAM

**HOURS OF OPERATION:**

FRI. JUNE 18<sup>TH</sup> - 3PM – 11PM  
SAT. JUNE 19<sup>TH</sup> – 10AM – 11PM  
SUN. JUNE 20<sup>TH</sup> – 10AM – 7PM

**STAFF:** STAFF WILL INCLUDE 14 EMPLOYEES DAILY

**FOOD SERVICE:**

FOOD SERVICE WILL MEET SNOHOMISH CO. HEALTH  
DEPT. REQUIREMENTS

**FOOD PLAN:**

FRI – SUN      OYSTERS ON THE BBQ  
BBQ PULLED PORK SANDWICHES SERVED  
WITH POTATO SALAD AND BAKED BEANS  
HOT DOGS AND CHILI  
CORN ON THE COBB

**SAT. 12PM – 3PM ONLY – RIBEYE STEAKS SERVED  
WITH RED POTATOES & CORN ON THE COBB**

**BEVERAGE PLAN:**

BEVERAGES SERVED WILL MEET ALL SNOHOMISH  
COUNTY HEALTH CODES AND WASHINGTON STATE  
LIQUOR BOARD REQUIREMENTS & HAS ALREADY BEEN  
APPROVED BY THE LIQUOR CONTROL AGENT, TROY MC  
CALLISTER.

**PARKING:**

TAKING AWAY 14 PARKING STALLS FROM THE EAST  
SIDE OF THE BLDG. AND WILL HAVE CUSTOMERS PARK  
IN OUR NORTH LOT WHICH HAS 26 PARKING STALLS  
PLUS 4 PARKING STALLS ON THE SOUTH SIDE OF THE  
BLDG. STREET PARKING IS ALSO AVAILABLE FOR 42  
PARKING SPACES ON THE WEST AND NORTH SIDE OF  
THE BLDG.

MISC. SUPPLIES WILL INCLUDE GARBAGE CANS,  
TABLES, CHAIRS, FENCING (PER LIQUOR CONTROL  
BOARD REQUIREMENTS WHICH HAS ALREADY BEEN  
APPROVED) AND HAND WASHING STATION PER HEALTH  
CODE.

N  
W + E  
S

3RD ST.

--- = FENCING

RAMP TO RESTAURANT  
UPSTAIRS

57 FT

RAMP TO  
DOWNSTAIRS

RESTAURANT

BEVERAGE  
SERVICE

PROPOSED  
DIAGRAM  
FOR OUTDOOR  
DINING  
(EXISTING PARKING LOT)

123 FT

Received

MAY 19 2009

City of Marysville  
Community Development

FOOD  
SERVICE  
TABLES

HAND  
WASH  
STATION

EXISTING  
FIX.

BAND

RAMP TO BACK  
OF RESTAURANT

53 FT

ALLEY

Approved 5/8/10  
*[Signature]*



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
05/19/2010

| <b>PRODUCER</b><br>Unico Insurance Agency, Inc<br>19011 Woodinville - Snohomish Road NE<br>Suite 270<br>Woodinville WA 98072 | THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.   |                             |        |                                       |  |            |  |            |  |            |  |            |  |
|--|---|-----------------------------|--------|---------------------------------------|--|------------|--|------------|--|------------|--|------------|--|
| <b>INSURED</b><br>GA Maxwell<br>1204 3rd St<br>Marysville WA 98270   | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 80%;">INSURERS AFFORDING COVERAGE</th> <th style="width: 20%;">NAIC #</th> </tr> <tr> <td>INSURER A: Oregon Mutual Insurance Co</td> <td></td> </tr> <tr> <td>INSURER B:</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> </table> | INSURERS AFFORDING COVERAGE | NAIC # | INSURER A: Oregon Mutual Insurance Co |  | INSURER B: |  | INSURER C: |  | INSURER D: |  | INSURER E: |  |
| INSURERS AFFORDING COVERAGE  | NAIC #  |                             |        |                                       |  |            |  |            |  |            |  |            |  |
| INSURER A: Oregon Mutual Insurance Co  |   |                             |        |                                       |  |            |  |            |  |            |  |            |  |
| INSURER B:   |   |                             |        |                                       |  |            |  |            |  |            |  |            |  |
| INSURER C:   |   |                             |        |                                       |  |            |  |            |  |            |  |            |  |
| INSURER D:   |   |                             |        |                                       |  |            |  |            |  |            |  |            |  |
| INSURER E:   |   |                             |        |                                       |  |            |  |            |  |            |  |            |  |

## COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR | ADD'L | TYPE OF INSURANCE   | POLICY NUMBER   | POLICY EFFECTIVE DATE (MM/DD/YYYY) | POLICY EXPIRATION DATE (MM/DD/YYYY) | LIMITS   |
|------|-------|---|---|------------------------------------|-------------------------------------|--|
| X    |       | <b>GENERAL LIABILITY</b><br><input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY<br><input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR<br><input checked="" type="checkbox"/> Liquor Liability<br><input checked="" type="checkbox"/> WA Stop Gap<br>GEN'L AGGREGATE LIMIT APPLIES PER:<br><input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC | BSP706109   | 09/11/09                           | 09/11/10                            | EACH OCCURRENCE \$ 1,000,000<br>DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000<br>MED EXP (Any one person) \$ 5,000<br>PERSONAL & ADV INJURY \$ 1,000,000<br>GENERAL AGGREGATE \$ 2,000,000<br>PRODUCTS - COMP/OP AGG \$ 2,000,000 |
|      |       | <b>AUTOMOBILE LIABILITY</b><br><input type="checkbox"/> ANY AUTO<br><input type="checkbox"/> ALL OWNED AUTOS<br><input type="checkbox"/> SCHEDULED AUTOS<br><input type="checkbox"/> HIRED AUTOS<br><input type="checkbox"/> NON-OWNED AUTOS  | <div style="font-size: 2em; font-weight: bold;">Received</div> <div style="font-size: 1.2em;">MAY 19 2009</div> <div style="font-size: 1.1em;">City of Marysville<br/>Community Development</div> |                                    |                                     | COMBINED SINGLE LIMIT (Ea accident) \$<br>BODILY INJURY (Per person) \$<br>BODILY INJURY (Per accident) \$<br>PROPERTY DAMAGE (Per accident) \$  |
|      |       | <b>GARAGE LIABILITY</b><br><input type="checkbox"/> ANY AUTO  |   |                                    |                                     | AUTO ONLY - EA ACCIDENT \$<br>OTHER THAN AUTO ONLY EA ACC \$<br>AGG \$   |
|      |       | <b>EXCESS / UMBRELLA LIABILITY</b><br><input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE<br><input type="checkbox"/> DEDUCTIBLE<br>RETENTION \$  |   |                                    |                                     | EACH OCCURRENCE \$<br>AGGREGATE \$<br>\$<br>\$   |
|      |       | <b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b><br>ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) <input type="checkbox"/> Y/N<br>If yes, describe under SPECIAL PROVISIONS below   |   |                                    |                                     | WC STATUTORY LIMITS <input checked="" type="checkbox"/> OTHER <input type="checkbox"/><br>E.L. EACH ACCIDENT \$<br>E.L. DISEASE - EA EMPLOYEE \$<br>E.L. DISEASE - POLICY LIMIT \$   |
|      |       | OTHER   |   |                                    |                                     |  |

## DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

City of Marysville is named additional insured as respects their interest in the operations of the named insured for use of streets, public rights of way and publicly owned property

## CERTIFICATE HOLDER

City of Marysville and its  
 Officers, Employees and Agents  
 80 Columbia Ave  
 Marysville, WA 98270  
 Phone:  
 Fax:

## CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 45 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

*Marya Schman*

## **IMPORTANT**

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

## **DISCLAIMER**

This Certificate of Insurance does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.

## Chapter 5.46

### SPECIAL EVENTS

#### Sections:

- 5.46.010 Definitions.
- 5.46.020 Permit required.
- 5.46.030 Permit application.
- 5.46.040 Approval.
- 5.46.050 Fees.
- 5.46.060 Departmental analysis.
- 5.46.070 Insurance required.
- 5.46.080 Denial of permit.
- 5.46.090 Appeal.
- 5.46.100 Sanitation.

#### 5.46.010 Definitions.

(1) "Special events" include any event which is to be conducted on public property or on a public right-of-way; and, also, any event held on private property which would have a direct significant impact on traffic congestion; or traffic flow to and from the event over public streets or rights-of-way; or which would significantly impact the need for city-provided emergency services such as police, fire or medical aid. It is presumed that any event on private property which involves an open invitation to the public to attend or events where the attendance is by private invitation of 100 or more people are each presumed to be an event that will have a direct significant impact on the public streets, rights-of-way or emergency services. Special events might include, but not be limited to, fun runs, roadway foot races, fundraising walks, auctions, bikeathons, parades, carnivals, shows or exhibitions, filming/movie events, circuses, block parties, markets, sporting events and fairs. (Ord. 2099 § 1, 1996).

#### 5.46.020 Permit required.

(1) No person or organization shall conduct a special event that affects the customary and ordinary use of public streets, rights-of-way, sidewalks and publicly owned property, i.e., parks, without first having obtained a special event permit from the city of Marysville.

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(a) Parades, athletic events or other special events that occur exclusively on city property and are sponsored or conducted in full by the city of Marysville. An internal review process will be conducted for these events;

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(d) Gatherings of 30 or fewer people in a city park, unless merchandise or services are offered for sale or trade;

(e) Temporary sales conducted by businesses, such as holiday sales, grand opening sales, or anniversary sales;

(f) Garage sales and rummage sales;

(g) Other similar events and activities which do not directly affect or use city services or property;

(h) Annual Strawberry Festival which is governed by Chapter 5.48 MMC. (Ord. 2099 § 2, 1996).

#### 5.46.030 Permit application.

(1) An application for a special event permit can be obtained at the office of the city clerk and will be completed and submitted to the city clerk no later than 60 days prior to the proposed event. A completed application does not constitute approval of the permit.

(2) A waiver of application deadline shall be granted upon a showing of good cause or at the discretion of the city clerk (risk manager). The city clerk shall consider an application that is filed after the filing deadline if there is sufficient time to process and investigate the application and obtain police and other city services for the event. Good cause can be demonstrated by the applicant showing that the circumstances that gave rise to the permit application did not reasonably allow the participants to file within the time prescribed, and that the event is for the purpose of exercising the right of free speech.

(3) The following information shall be provided on the special event permit application: purpose of the special event; name, address and telephone number of the sponsoring organization and/or individual(s); proposed date of event, location and hours of operation, schedule of events, estimated attendance, special facility requirements, city assistance required, and other information as the city deems reasonably necessary to determine that the permit meets the requirements of this chapter. (Ord. 2099 § 3, 1996).

#### 5.46.040 Approval.

Based on the type of event and the event to which city services will be required, approval of special event permit applications will be made by the following authorities:

(1) Approval by City Staff. Administrative approval for one-day events contained on a single site

that could involve special parking arrangements and hiring of police officers for crowd control and traffic control. City staff shall include a representative from the police, planning, public works, parks and recreation and city clerk departments.

(2) Approval by City Council. Multiple-day events (four days maximum) or any event involving street closures or impacts to services city-wide. Events lasting more than four days shall be subject to submittal of additional information as required by city staff.

(3) The city council will be notified of all special event approvals made by the city staff.

(4) If permits and/or coordination is required from other agencies, i.e., Community Transit, Department of Transportation, etc., these must be submitted prior to the issuance of the permit. (Ord. 2099 § 4, 1996).

#### **5.46.050 Fees.**

There will be a \$25.00 nonrefundable application fee for a special event permit. (Ord. 2099 § 5, 1996).

#### **5.46.060 Departmental analysis.**

(1) The city clerk will send copies of special event permit applications to all pertinent city departments for review and determination of services required.

(2) The applicant is required to contract with the Marysville police department and public works department to employ police officers for security and traffic control as determined by the departmental analysis.

(3) Cost of city services, i.e., police, public works employees, etc. for special events will be estimated prior to the event. Additional costs incurred will be evaluated following the completion of the event. The city may in its discretion require a cash deposit for such costs. (Ord. 2099 § 6, 1996).

#### **5.46.070 Insurance required.**

The applicant is required to obtain and present evidence of comprehensive liability insurance naming the city of Marysville as an additional insured for use of streets, public rights of way and publicly owned property such as parks. The insurance requirement is a minimum of \$1,000,000 for individual incidents, \$2,000,000 aggregate, per event, against all claims arising from permits issued pursuant to this chapter. A certificate of insurance shall be required naming the city as an additional insured and indemnifying the city's, its officers, employees and agents from all causes of

action, claims or liabilities occurring in connection with the permitted event. In circumstances posing an unusual risk of liability the city may, in its discretion, increase the minimum insurance requirements. (Ord. 2099 § 7, 1996).

#### **5.46.080 Denial of permit.**

Reasons for denial of a special event permit include, but are not limited to:

(1) The event will disrupt traffic within the city of Marysville beyond practical solution;

(2) The event will protrude into the public space open to vehicle or pedestrian travel in such a manner as to create a likelihood of endangering the public;

(3) The event will interfere with access to emergency services;

(4) The location or time of the special event will cause undue hardship or excessive noise levels to adjacent businesses or residents;

(5) The event will require the diversion of so many city employees that it would unreasonably affect other city services;

(6) The application contains incomplete or false information;

(7) The applicant fails to provide proof of insurance;

(8) The applicant fails to obtain a city business license and/or fails to pay the special event permit fee;

(9) The applicant does not meet current zoning requirements;

(10) The applicant fails to obtain local, county, state and federal permits as required. (Ord. 2099 § 8, 1996).

#### **5.46.090 Appeal.**

The applicant has the right to appeal any denial of a special events permit to the city council. (Ord. 2099 § 9, 1996).

#### **5.46.100 Sanitation.**

(1) A special event permit may be issued only after adequate waste disposal facilities have been identified and obtained by the applicant. The permittee is required to clean all permitted public and private properties and the right-of-way of rubbish and debris, returning it to its pre-event condition.

(a) If the permittee fails to clean up such refuse, the clean-up will be arranged by the city and the costs charged to the permittee.

(2) A special event permit may be issued only after adequate restroom and washroom facilities have been identified and arranged for or obtained

by the applicant subject to the Snohomish health district's review and certification process. (Ord. 2099 § 10, 1996).

## Chapter 5.48

### STRAWBERRY FESTIVAL

#### Sections:

- 5.48.010 Strawberry Festival master permit – Issuance – Activities authorized.
- 5.48.020 Annual requests for festival proposals – Contents.
- 5.48.030 Award of festival permit – Conditions – Fee.
- 5.48.040 Award of festival permit – Liability limitations.
- 5.48.050 Option to renew festival permit.

#### **5.48.010 Strawberry Festival master permit – Issuance – Activities authorized.**

The city council may annually issue a single Strawberry Festival master permit ("festival permit"), which shall authorize the permit holder to sponsor the citywide Strawberry Festival for that year. The permit shall designate the geographical boundaries of a festival area, and may include provisions within the area for festival parades, carnivals, sporting and recreational events, use of public right-of-way, use of public parks, erection of temporary vendor facilities and structures, sanitation and cleanup, and insurance, indemnity and hold-harmless agreements. With respect to all festival activities within the boundaries of the festival area, the permit shall be exclusive, and shall supersede other requirements of the Marysville Municipal Code relating to parade, carnival, circus, entertainment and public dance permits, and business occupancy permits, but shall not supersede the city admissions tax or any other applicable tax. (Ord. 1278 § 2, 1983).

#### **5.48.020 Annual requests for festival proposals – Contents.**

At any time after August 1st of each year the city may issue a request for festival proposals for the following year from any and all interested persons or parties. Notification of the request shall be published in the official newspaper of the city and posted in at least three public places in the city for a period of not less than two consecutive weeks. Festival proposals shall describe the proposed geographical boundaries of the festival area, all proposed festival activities and the dates thereof, the use of public right-of-way and public parks, the number and location of temporary vendor facilities and structures, and provisions for sanitation and cleanup. The proposal will further indicate the organizational structure, background and experi-

## CITY OF MARYSVILLE

### EXECUTIVE SUMMARY FOR ACTION

**CITY COUNCIL MEETING DATE: June 14, 2010**

|   |                            |     |
|---|----------------------------|-----|
| AGENDA ITEM:<br>Approval of Special Event Application; <i>Trusty Threads</i> /<br>Patricia and Eric Schoonmaker   | AGENDA SECTION:<br>Consent |     |
| PREPARED BY:<br>Carol Mulligan, Program Specialist  | AGENDA NUMBER:             |     |
| ATTACHMENTS:<br>1. Copy of Special Event Permit Application including site plan.<br>2. Certificate of Liability Insurance.<br>3. MMC 5.46 "Special Events". | APPROVED BY:               |     |
|   | MAYOR                      | CAO |
| BUDGET CODE:  | AMOUNT:                    |     |

Patricia and Erich Schoonmaker, owners of *Trusty Threads* (1520 – 4<sup>th</sup> Street) have submitted an application to obtain a permit to conduct an outdoor vendor craft fair in the store's parking lot located east of the building. The proposed outdoor market would be held on three separate Saturdays during the summer months: June 26<sup>th</sup>, July 31<sup>st</sup>, and August 28<sup>th</sup>, 2010. The Community Development Staff has reviewed all related department comments and determined that this application has been submitted in its entirety and to the satisfaction of all said departments.

#### RECOMMENDED ACTION:

The Community Development Staff recommends City Council approve the application for Patricia and Eric Schoonmaker, owners of *Trusty Threads*, to conduct a craft fair as described above on June 26<sup>th</sup>, July 31<sup>st</sup>, and August 28<sup>th</sup>, 2010.

#### COUNCIL ACTION:





City of Marysville  
1049 State Avenue, Ste. 201  
Marysville, WA 98270

APPLICATION FOR SPECIAL EVENT PERMIT  
\$25.00 NON-REFUNDABLE APPLICATION FEE  
Additional Information or requirements may be requested  
Please allow 3 - 4 weeks for processing

NAME OF SPONSORING ORGANIZATION, AND/OR INDIVIDUAL REPRESENTATIVE:

Trusty Threads Patricia & Eric Schoonmaker

ADDRESS: 1520 4th Street Marysville WA 98270

TELEPHONE NUMBER: 360-474-4544

PURPOSE OF EVENT: Vendor Craft Show, 15 vendors selling  
handcrafted items under a 10'x10' tent in  
Gravel parking lot.

INSURANCE COMPANY: State farm

(Please attach a copy of Proof of Insurance naming the City of Marysville as co-insured.)

PROPOSED DATE OF EVENT: 6/26, 7/31 & 8/28/10

LOCATION: 1520 parking lot on 4th Street (Store parking lot)

HOURS OF OPERATION: 10-5

SCHEDULE OF EVENTS: Selling crafts

ESTIMATED ATTENDANCE: 150 +

SPECIAL FACILITY REQUIREMENTS: None

CITY ASSISTANCE REQUIRED: None !!

Received

MAY 12 2010

City of Marysville  
Community Development

SIGNATURE OF APPLICANT

DATE

FOR INTERNAL USE ONLY

| DEPARTMENT         | Y/N CONDITION | DATE | INITIALS | REMARKS |
|--------------------|---------------|------|----------|---------|
| City Clerk         |               |      |          |         |
| Fire District      |               |      |          |         |
| Parks & Recreation |               |      |          |         |
| Planning           |               |      |          |         |
| Police             |               |      |          |         |
| Public Works       |               |      |          |         |
| Sanitation         |               |      |          |         |
| Streets            |               |      |          |         |

24APR2010

To Whom May Be Concerned:

I, Steven Hartley of Blue Star Construction, acting agent for the property containing tenants at 1520 4th Street in Marysville, WA, identified as Eric and Patricia Schoonmaker per lease agreement, hereby give express permission and consent for the use of said property for "Marysville Summer Market", or "MRSVL SMMR MRKT".

Blue Star Construction provides no guidelines or restrictions on tenants in the conduction of this business, other than that at no time shall they stray from city ordinance and code. The tenants understand and agree that Blue Star Construction assumes no liability for any occurrences at any events, and in performing said events, agree to these terms.

The tenants assume full control of events and will be responsible for scheduling, setup, take down, clean up all within adherence of city codes and ordinances. The tenants upon authorization from local government to host said events become the sole point of contact for events on the property.

This authorization expires with Lease Agreement, and may be attached to a copy of lease agreement as verification of validity.

Thank You,

A large, stylized handwritten signature in black ink, appearing to read 'S. Hartley', is written over the 'Thank You,' text.

Steven Hartley  
Blue Star Construction

Recd  
APR 12 2010



Proposed Layout for

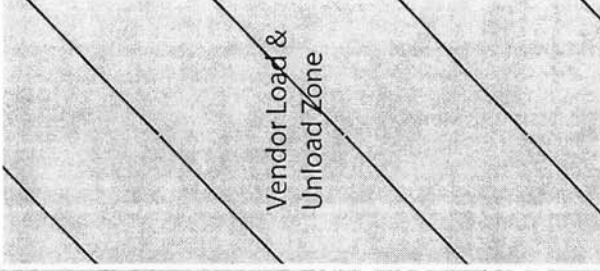
Summer Market

Patricia & Eric Schoonmaker  
360-474-4544  
sell@trustythreads.com

Map Scale 1/16" = 1'

Lot size apx. 114ft (38yds) w  
126ft (42 yds) Deep

Vendors will have parking in  
Carabinieri Bar parking lot  
we have got permission  
from the owners to do so.

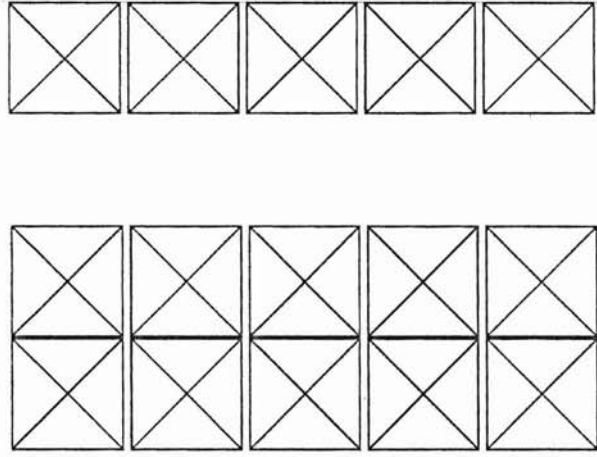


Paved Alleyway

Entire lot -Gravel

This area will stay open  
for pedestrian walking etc.

Vendor Tents 10'x10'



Drive aisle 25'

Customer parking

Trusty Threads  
1520 4th Street  
Marysville, WA 98270

Sidewalk

4th Street




# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
05/06/2010

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

|   |   |
|---|---|
| <b>PRODUCER</b><br><br>MARK SHAPIRO, AGENT<br>9528 STATE AVE UNIT C<br>MARYSVILLE, WA 98270<br><br> | <b>CONTACT NAME:</b> MARK SHAPIRO<br><b>PHONE (A/C, No, Ext):</b> 360-653-1910<br><b>FAX (A/C, No):</b> 360-653-1940<br><b>E-MAIL ADDRESS:</b><br><b>PRODUCER CUSTOMER ID #:</b>                        |
|   | <b>INSURER(S) AFFORDING COVERAGE</b><br><b>INSURER A:</b> State Farm Fire and Casualty Company<br><b>INSURER B:</b><br><b>INSURER C:</b><br><b>INSURER D:</b><br><b>INSURER E:</b><br><b>INSURER F:</b> |

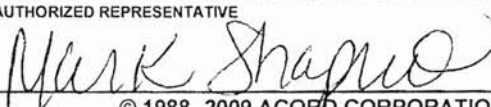
|   |                        |
|---|------------------------|
| <b>INSURED</b><br><br>PATRICIA SCHOONMAKER<br>DBA TRUSTY THREADS<br>1520 4TH ST<br>MARYSVILLE, WA 98270 | <b>NAIC #</b><br>25143 |
|---|------------------------|

**COVERAGES**      **CERTIFICATE NUMBER:**      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE   | ADDL INSR   | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS   |
|----------|---|---|----------|---------------|-------------------------|-------------------------|--|
|          | <b>GENERAL LIABILITY</b><br><input type="checkbox"/> COMMERCIAL GENERAL LIABILITY<br><input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR<br><input checked="" type="checkbox"/> <b>BUSINESS LIABILITY</b><br><br>GEN'L AGGREGATE LIMIT APPLIES PER:<br><input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC |   |          | 98-BF-M295-3  | 10/23/2009              | 10/23/2010              | EACH OCCURRENCE \$ 1,000,000<br>DAMAGE TO RENTED PREMISES (Ea occurrence) \$<br>MED EXP (Any one person) \$ 5,000<br>PERSONAL & ADV INJURY \$<br>GENERAL AGGREGATE \$ 2,000,000<br>PRODUCTS - COMP/OP AGG \$ 2,000,000 |
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|          | <b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR<br><b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE<br><br>DEDUCTIBLE \$<br>RETENTION \$   |   |          |               |                         |                         | EACH OCCURRENCE \$<br>AGGREGATE \$<br>\$<br>\$   |
|          | <b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b><br>ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?<br>(Mandatory in NH)<br>If yes, describe under SPECIAL PROVISIONS below   | <input type="checkbox"/> Y <input type="checkbox"/> N | N/A      |               |                         |                         | WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/><br>E.L. EACH ACCIDENT \$<br>E.L. DISEASE - EA EMPLOYEE \$<br>E.L. DISEASE - POLICY LIMIT \$  |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
CERTIFICATE VALID ONLY FOR THE DATES OF 06/26/10, 07/31/10, AND 08/28/10

|  |   |
|--|---|
| <b>CERTIFICATE HOLDER</b><br><br>ADDITIONAL INSURED:<br>CITY OF MARYSVILLE<br>1049 STATE AVE<br>MARYSVILLE, WA 98270 | <b>CANCELLATION</b><br><br>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.<br><br><b>AUTHORIZED REPRESENTATIVE</b><br> |
|--|---|

## Chapter 5.46

### SPECIAL EVENTS

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#### 5.46.030 Permit application.

(1) An application for a special event permit can be obtained at the office of the city clerk and will be completed and submitted to the city clerk no later than 60 days prior to the proposed event. A completed application does not constitute approval of the permit.

(2) A waiver of application deadline shall be granted upon a showing of good cause or at the discretion of the city clerk (risk manager). The city clerk shall consider an application that is filed after the filing deadline if there is sufficient time to process and investigate the application and obtain police and other city services for the event. Good cause can be demonstrated by the applicant showing that the circumstances that gave rise to the permit application did not reasonably allow the participants to file within the time prescribed, and that the event is for the purpose of exercising the right of free speech.

(3) The following information shall be provided on the special event permit application: purpose of the special event; name, address and telephone number of the sponsoring organization and/or individual(s); proposed date of event, location and hours of operation, schedule of events, estimated attendance, special facility requirements, city assistance required, and other information as the city deems reasonably necessary to determine that the permit meets the requirements of this chapter. (Ord. 2099 § 3, 1996).

#### 5.46.040 Approval.

Based on the type of event and the event to which city services will be required, approval of special event permit applications will be made by the following authorities:

(1) Approval by City Staff. Administrative approval for one-day events contained on a single site

that could involve special parking arrangements and hiring of police officers for crowd control and traffic control. City staff shall include a representative from the police, planning, public works, parks and recreation and city clerk departments.

(2) Approval by City Council. Multiple-day events (four days maximum) or any event involving street closures or impacts to services city-wide. Events lasting more than four days shall be subject to submittal of additional information as required by city staff.

(3) The city council will be notified of all special event approvals made by the city staff.

(4) If permits and/or coordination is required from other agencies, i.e., Community Transit, Department of Transportation, etc., these must be submitted prior to the issuance of the permit. (Ord. 2099 § 4, 1996).

#### **5.46.050 Fees.**

There will be a \$25.00 nonrefundable application fee for a special event permit. (Ord. 2099 § 5, 1996).

#### **5.46.060 Departmental analysis.**

(1) The city clerk will send copies of special event permit applications to all pertinent city departments for review and determination of services required.

(2) The applicant is required to contract with the Marysville police department and public works department to employ police officers for security and traffic control as determined by the departmental analysis.

(3) Cost of city services, i.e., police, public works employees, etc. for special events will be estimated prior to the event. Additional costs incurred will be evaluated following the completion of the event. The city may in its discretion require a cash deposit for such costs. (Ord. 2099 § 6, 1996).

#### **5.46.070 Insurance required.**

The applicant is required to obtain and present evidence of comprehensive liability insurance naming the city of Marysville as an additional insured for use of streets, public rights of way and publicly owned property such as parks. The insurance requirement is a minimum of \$1,000,000 for individual incidents, \$2,000,000 aggregate, per event, against all claims arising from permits issued pursuant to this chapter. A certificate of insurance shall be required naming the city as an additional insured and indemnifying the city's, its officers, employees and agents from all causes of

action, claims or liabilities occurring in connection with the permitted event. In circumstances posing an unusual risk of liability the city may, in its discretion, increase the minimum insurance requirements. (Ord. 2099 § 7, 1996).

#### **5.46.080 Denial of permit.**

Reasons for denial of a special event permit include, but are not limited to:

(1) The event will disrupt traffic within the city of Marysville beyond practical solution;

(2) The event will protrude into the public space open to vehicle or pedestrian travel in such a manner as to create a likelihood of endangering the public;

(3) The event will interfere with access to emergency services;

(4) The location or time of the special event will cause undue hardship or excessive noise levels to adjacent businesses or residents;

(5) The event will require the diversion of so many city employees that it would unreasonably affect other city services;

(6) The application contains incomplete or false information;

(7) The applicant fails to provide proof of insurance;

(8) The applicant fails to obtain a city business license and/or fails to pay the special event permit fee;

(9) The applicant does not meet current zoning requirements;

(10) The applicant fails to obtain local, county, state and federal permits as required. (Ord. 2099 § 8, 1996).

#### **5.46.090 Appeal.**

The applicant has the right to appeal any denial of a special events permit to the city council. (Ord. 2099 § 9, 1996).

#### **5.46.100 Sanitation.**

(1) A special event permit may be issued only after adequate waste disposal facilities have been identified and obtained by the applicant. The permittee is required to clean all permitted public and private properties and the right-of-way of rubbish and debris, returning it to its pre-event condition.

(a) If the permittee fails to clean up such refuse, the clean-up will be arranged by the city and the costs charged to the permittee.

(2) A special event permit may be issued only after adequate restroom and washroom facilities have been identified and arranged for or obtained



by the applicant subject to the Snohomish health district's review and certification process. (Ord. 2099 § 10, 1996).

## Chapter 5.48

### STRAWBERRY FESTIVAL

#### Sections:

- 5.48.010 Strawberry Festival master permit – Issuance – Activities authorized.
- 5.48.020 Annual requests for festival proposals – Contents.
- 5.48.030 Award of festival permit – Conditions – Fee.
- 5.48.040 Award of festival permit – Liability limitations.
- 5.48.050 Option to renew festival permit.

#### **5.48.010 Strawberry Festival master permit – Issuance – Activities authorized.**

The city council may annually issue a single Strawberry Festival master permit (“festival permit”), which shall authorize the permit holder to sponsor the citywide Strawberry Festival for that year. The permit shall designate the geographical boundaries of a festival area, and may include provisions within the area for festival parades, carnivals, sporting and recreational events, use of public right-of-way, use of public parks, erection of temporary vendor facilities and structures, sanitation and cleanup, and insurance, indemnity and hold-harmless agreements. With respect to all festival activities within the boundaries of the festival area, the permit shall be exclusive, and shall supersede other requirements of the Marysville Municipal Code relating to parade, carnival, circus, entertainment and public dance permits, and business occupancy permits, but shall not supersede the city admissions tax or any other applicable tax. (Ord. 1278 § 2, 1983).


#### **5.48.020 Annual requests for festival proposals – Contents.**

At any time after August 1st of each year the city may issue a request for festival proposals for the following year from any and all interested persons or parties. Notification of the request shall be published in the official newspaper of the city and posted in at least three public places in the city for a period of not less than two consecutive weeks. Festival proposals shall describe the proposed geographical boundaries of the festival area, all proposed festival activities and the dates thereof, the use of public right-of-way and public parks, the number and location of temporary vendor facilities and structures, and provisions for sanitation and cleanup. The proposal will further indicate the organizational structure, background and experi-

## CITY OF MARYSVILLE

### EXECUTIVE SUMMARY FOR ACTION

**CITY COUNCIL MEETING DATE: June 14, 2009**

|  |   |     |
|--|---|-----|
| AGENDA ITEM:<br>Amendment to the Interlocal Agreement with Snohomish County concerning the coordination of improvements to 88 <sup>th</sup> St. NE | AGENDA SECTION:<br>New Business   |     |
| PREPARED BY:<br>John Cowling, Assistant City Engineer  | APPROVED BY:<br> |     |
| ATTACHMENTS: <ul style="list-style-type: none"><li>Amendment No. 1 to the Interlocal Agreement with Snohomish County</li></ul>                     |   |     |
|  | MAYOR   | CAO |
| BUDGET CODE:   | AMOUNT:   |     |

#### DESCRIPTION:

As part of the Central Marysville Annexation, the City of Marysville entered into an Interlocal Agreement with Snohomish County concerning the coordination of improvements to the 88<sup>th</sup> St. NE corridor. As part of the agreement Snohomish County was to financially contribute to improvements to 88<sup>th</sup> St. NE. Since the agreement was made, City staff analyzed what would be the best utilization of initial funds to increase capacity along the corridor in the short term. Both City and Snohomish County staff are in agreement that construction of 51<sup>st</sup> Ave. NE between 84<sup>th</sup> St. NE and 88<sup>th</sup> St. NE would be the best utilization of the initial funds to improve capacity. The attached Amendment No. 1 to the Interlocal Agreement with Snohomish County changes the original Interlocal to accommodate funds being utilized on 51<sup>st</sup> Ave. NE.

#### RECOMMENDED ACTION:

Staff recommends that Council authorize the Mayor to sign Amendment No. 1 to Interlocal Agreement with Snohomish County concerning the coordination of improvements to 88<sup>th</sup> St. NE.

#### COUNCIL ACTION:

AFTER RECORDING RETURN TO:  
Snohomish County Council  
Attn: Barbara Sikorski  
3000 Rockefeller, M/S 609  
Everett, Washington 98201

**Parties:** City of Marysville and Snohomish County  
**Tax Account No.:** Not Applicable  
**Legal Description:** Not Applicable  
**Reference No. of Documents Affected:** 200908120275  
Filed with Auditor pursuant to RCW 39.34.040  
**Document Title:**

**AMENDMENT NO. 1 TO INTERLOCAL AGREEMENT BETWEEN  
SNOHOMISH COUNTY AND THE CITY OF MARYSVILLE  
CONCERNING THE COORDINATION OF IMPROVEMENTS TO 88<sup>TH</sup> STREET NE**

THIS AMENDMENT NO. 1 TO INTERLOCAL AGREEMENT BETWEEN SNOHOMISH COUNTY AND THE CITY OF MARYSVILLE CONCERNING THE COORDINATION OF IMPROVEMENTS TO 88<sup>TH</sup> STREET NE (this "Amendment"), is made and entered into by and between Snohomish County, a political subdivision of the State of Washington (the "County"), and the City of Marysville, a municipal corporation (the "City"), as of this \_\_\_\_ day of \_\_\_\_\_, 2010.

WHEREAS, the County and the City are the parties to that certain INTERLOCAL AGREEMENT BETWEEN SNOHOMISH COUNTY AND THE CITY OF MARYSVILLE CONCERNING THE COORDINATION OF IMPROVEMENTS TO 88<sup>TH</sup> STREET NE dated July 13, 2009, recorded under Auditor's File No. 200908120275, concerning the coordination of improvements to 88<sup>TH</sup> Street NE (the "Interlocal Agreement"), a copy of which is attached to this Amendment as Schedule 1;

WHEREAS, in the Interlocal Agreement, the City and the County agreed that 88th Street NE is an important regional road connection serving both incorporated and unincorporated residents and businesses;

WHEREAS, 51<sup>ST</sup> Avenue NE is an important north-south arterial extending from 88<sup>TH</sup> Street NE to SR 531 in Arlington;

AMENDMENT NO. 1 TO INTERLOCAL AGREEMENT BETWEEN  
SNOHOMISH COUNTY AND CITY OF MARYSVILLE CONCERNING  
THE COORDINATION OF IMPROVEMEMNTS TO 88<sup>TH</sup> STREET NE

pg. 1  
05/03/2010

WHEREAS, an extension of 51<sup>st</sup> Avenue NE from 88<sup>th</sup> Street NE to 84<sup>th</sup> Street NE would form a continuous north-south arterial from SR 528 to SR 531 providing needed traffic relief to 88<sup>th</sup> Street NE as well as State Avenue NE, and 67<sup>th</sup> Avenue NE;

WHEREAS, the City and the County agree that providing traffic relief to 88<sup>th</sup> Street NE through the extension of 51<sup>st</sup> Avenue NE is important;

WHEREAS, the Snohomish County Comprehensive Plan and the Snohomish County Transportation Needs Report list improvements to both 88<sup>th</sup> Street NE and 51<sup>st</sup> Avenue NE as necessary capacity improvements;

WHEREAS, the Snohomish County Comprehensive Plan and the Snohomish County Transportation Needs Report list the necessary capacity improvement to 51<sup>st</sup> Avenue NE from 84<sup>th</sup> Street NE to 88<sup>th</sup> Street NE as three lanes at urban standards with bicycle lanes;

WHEREAS, the County has estimated the cost of providing the necessary improvement to 51<sup>st</sup> Avenue NE from 84<sup>th</sup> Street NE to 88<sup>th</sup> Street NE at \$10 million;

WHEREAS, the County has collected proportional traffic mitigation fees pursuant to chapter 82.02 RCW for the purpose of mitigating traffic impacts to County roads from County developments;

WHEREAS, the amount of this fee is based, in part, on the estimated cost of improving 88<sup>th</sup> Street NE to three lanes at urban standards with bicycle lanes and extending 51<sup>st</sup> Avenue NE from 84<sup>th</sup> Street NE to 88<sup>th</sup> Street NE to three lanes at urban standards with bicycle lanes;

WHEREAS, the County has collected traffic mitigation fees from City development under the provisions of a reciprocal traffic mitigation agreement with the City for the purpose of mitigating traffic impacts to County roads from City development;

WHEREAS, the Countywide Planning Policies TR-1 states that the County and cities will establish agreements and procedures for jointly mitigating traffic impacts, including provisions for sharing of developer impact mitigation;

WHEREAS, the County is required to expend impact fees collected for system improvements in conformance with the capital facilities plan element of the comprehensive plan pursuant to RCW 82.02.070(2);

WHEREAS, the County has the authority to expend county road funds within City limits under an agreement pursuant to RCW 35.77.020 and .030; and



WHEREAS, the City will construct the necessary capacity improvements to 51<sup>st</sup> Avenue NE, as described in the County's Comprehensive Plan and Transportation Needs Report, as sufficient funding allows;

NOW, THEREFORE, it is mutually agreed as follows:

1. Section A.1. of the Interlocal Agreement is amended to read, in its entirety, as follows:

The capacity improvements to 88<sup>th</sup> Street NE and 51<sup>st</sup> Ave NE, hereinafter referred to in this Agreement as "Improvement Project," will consist of the construction of three travel lanes at urban standards and bicycle lanes to the section of 88<sup>th</sup> Street NE that is within the Central Marysville Annexation area and the construction of three travel lanes at urban standards and bicycle lanes for 51<sup>st</sup> Ave NE from 84<sup>th</sup> St. NE to 88<sup>th</sup> St NE.

2. Section A.2. of the Interlocal Agreement is amended to read, in its entirety as follows:

Nothing in this Agreement prohibits the City from combining the Improvement Project with other projects in the corridor so long as the resulting capacity improvements are equal to or greater than three travel lanes and bicycle lanes on the portion of 88<sup>th</sup> Street NE and 51<sup>st</sup> Avenue NE subject to the Improvement Project.

3. Section B.4 of the Interlocal Agreement is amended to read, in its entirety, as follows:

The City agrees to use County contributions made through this Agreement solely for the purposes of the Improvement Project, as described in Section A; EXCEPT, that the road fund contributions from the County that are described in Section C.2 below will be spent only on the 88<sup>th</sup> Street NE portion of the improvement project.

4. The first sentence of Section C.2 of the Interlocal Agreement is amended to read as follows:

The County agrees to a one to one match of City contributions to the 88<sup>th</sup> St NE portion of the Improvement Project with County road funds in an amount not to exceed \$2,855,000.

5. Except as expressly provided in this Amendment, all of the terms and conditions of the Interlocal Agreement are ratified and affirmed and remain in full force and effect.
6. This Amendment may be executed in counterparts, each of which shall constitute an original and all of which shall constitute one and the same agreement. Signatures may be exchanged by facsimile with the same effect as if original signatures were exchanged.

IN WITNESS WHEREOF the parties hereto have executed this Amendment as of the date first above written.

**CITY OF MARYSVILLE:**

**SNOHOMISH COUNTY:**

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
County Executive

Approved as to Form:  
\_\_\_\_\_

Approved as to Form:

*Bree Elu May 5, 2010*

City Attorney

Deputy Prosecuting Attorney

*[The remainder of this page is intentionally left blank.]*

**SCHEDULE 1**  
**Interlocal Agreement**

*[See attached.]*

# Schedule 1

**AFTER RECORDING RETURN TO:**

Snohomish County Council  
Attn: Barbara Sikorski  
3000 Rockefeller, M/S 609  
Everett, Washington 98201



200908120275 7 PGS  
08/12/2009 11:09am \$0.00  
SNOHOMISH COUNTY, WASHINGTON

**Parties:** City of Marysville and Snohomish County  
**Tax Account No.:** Not Applicable  
**Legal Description:** Not Applicable  
**Reference No. of Documents Affected:** Not Applicable  
**Document Title:** Filed with Auditor pursuant to RCW 39.34.040

**INTERLOCAL AGREEMENT BETWEEN  
SNOHOMISH COUNTY AND THE CITY OF MARYSVILLE  
CONCERNING THE COORDINATION OF IMPROVEMENTS TO 88<sup>TH</sup> STREET NE**

THIS AGREEMENT made and entered into by and between SNOHOMISH COUNTY, a political subdivision of the State of Washington, hereinafter referred to as "County," and the CITY OF MARYSVILLE, a municipal corporation, hereinafter referred to as "City."

WHEREAS, 88th Street NE is a predominantly two-lane urban arterial roadway running through both the City and the County; and

WHEREAS, the City and the County agree that 88th Street NE is an important regional road connection serving both incorporated and unincorporated residents and businesses; and

WHEREAS, the County and the City believe that it would be mutually beneficial for capacity improvements to be constructed on 88<sup>th</sup> Street NE; and

WHEREAS, The Snohomish County Comprehensive Plan and the Snohomish County Transportation Needs Report list the necessary capacity improvements to the unincorporated section of 88<sup>th</sup> Street NE as three lanes at urban standards with bicycle lanes from the Marysville city limits near 44<sup>th</sup> Dr. NE on the west to the Marysville city limits near 60<sup>th</sup> Dr. NE on the east; and

WHEREAS, the County has estimated the cost of providing the necessary improvements to the unincorporated section of 88<sup>th</sup> Street NE at \$26 million; and

WHEREAS, the County's six-year capital facilities plan includes a preliminary phase of the 88th Street NE project; and

WHEREAS, the County has collected proportional traffic mitigation fees pursuant to Chapter 82.02 RCW for the purpose of mitigating traffic impacts to County roads from County developments. The amount of this fee is based, in part, on the estimated cost of improving 88<sup>th</sup> Street NE to three lanes at urban standards with bicycle lanes; and

WHEREAS, the County has collected traffic mitigation fees from City development under the provisions of a reciprocal traffic mitigation agreement with the City for the purpose of mitigating traffic impacts to County roads from such City development, including the unincorporated section of 88<sup>th</sup> St. NE; and

WHEREAS, the City intends to annex the unincorporated section of 88<sup>th</sup> Street NE from Marysville city limits on the east to Marysville city limits on the west. The entire proposed annexation area is named the Central Marysville Annexation area; and

WHEREAS, neither jurisdiction has available resources to fully fund the necessary improvements to 88<sup>th</sup> Street NE at this time; and

WHEREAS, the Countywide Planning Policies TR-1 states that the county and cities will establish agreements and procedures for jointly mitigating traffic impacts, including provisions for sharing of developer impact mitigation; and

WHEREAS, the Countywide Planning Policies TR-1(a) provides for agreements among cities and the county to be used in areas proposed for annexation to define procedures and standards for mitigating traffic impacts and for sharing improvement and debt costs for transportation facilities; and

WHEREAS, the County is required to expend impact fees collected for system improvements in conformance with the capital facilities plan element of the comprehensive plan pursuant to RCW 82.02.070 (2); and

WHEREAS, the County has the authority to expend county road funds within City limits under an interlocal agreement pursuant to RCW 35.77.020 and .030; and

WHEREAS, following annexation, the City will construct the necessary capacity improvements to 88<sup>th</sup> Street NE, as described in the County's Comprehensive Plan and Transportation Needs Report, as sufficient funding allows;

NOW, THEREFORE, in consideration of the promises in this interlocal agreement, it is mutually agreed as follows:

**A. IMPROVEMENT PROJECT**

1. The capacity improvements to 88<sup>th</sup> Street NE, hereinafter referred to in this Agreement as "Improvement Project," will consist of the construction of three travel lanes at urban standards and bicycle lanes to the section of 88<sup>th</sup> Street NE that is within the Central Marysville Annexation area.
2. Nothing in this Agreement prohibits the City from combining the Improvement Project with other projects in the corridor so long as the resulting capacity improvements are equal to or greater than three travel lanes and bicycle lanes on the portion of 88<sup>th</sup> Street NE subject to the Improvement Project.

**B. CITY RESPONSIBILITIES**

1. The City shall act as the lead agency on the Improvement Project. As lead agency, the City has the primary responsibility for the funding, design, purchase of right-of-way, permitting, and construction of the Improvement Project. The City's Engineer or designee shall act as the administrator for this undertaking.
2. The City agrees to include the Improvement Project in its 20-year transportation plan during the next plan update and to pursue funding for the Improvement Project, in the form of grants and local budget allocation.
3. The City agrees to allocate funding within its six-year capital improvement plan for the Improvement Project, PROVIDED that the funds are available and contingent upon the local legislative appropriation of necessary funds in accordance with applicable laws.
4. The City agrees to use County contributions made through this Agreement solely for the purposes of the Improvement Project, as described in Section A.
5. The City agrees not to collect impact fees from City developers to pay for the portion of the cost of the Improvement Project that represents the County contribution. The City will do this by removing from the City's impact fee cost basis, that portion of the funding of the Improvement Project contributed by the County, and will list the County contribution, both mitigation funds and road funds, as other funding in the City's capital needs report.
6. The City agrees to consult with the County for planning and financing of the Improvement Project over the duration of this Agreement.
7. The City agrees to spend mitigation funds transferred from the County to the City for the Improvement Project in accordance with RCW 82.02.070. Further, the City agrees to reimburse any mitigation funds transferred from the County to the City that are not expended or encumbered within the time required by law, in accordance with RCW 82.02.080.

### **C. COUNTY RESPONSIBILITIES**

1. The County agrees to transfer to the City \$3,145,000 in traffic mitigation funds for the City's use in funding the Improvement Project. These funds have previously been collected by the County from developments in the Improvement Project area to be used on road projects which mitigate the impacts of the developments. The Improvement Project has previously been listed as one of these mitigating projects.

The County agrees to provide the City with documentation of impact fees paid within Transportation Service Area A (TIF/A), including the names of payers, the amount each payer contributed, and when each contribution was made.

2. The County agrees to a one-to-one match of City contributions to the Improvement Project with County road funds in an amount not to exceed \$2,855,000. Claims of County road funds by the City must be for reimbursement of actual expenditures made for the Improvement Project and must follow the schedule below. It is further PROVIDED that these County funds are available and contingent upon local legislative appropriation after December 31, 2009 of necessary funds in accordance with applicable laws and the Snohomish County Charter.
  - a. 2011 - an amount not to exceed \$571,000;
  - b. 2012 - an amount not to exceed the sum of \$571,000 plus any remainder from 2011;
  - c. 2013 - an amount not to exceed the sum of \$571,000 plus any remainder from 2011 and 2012;
  - d. 2014 - an amount not to exceed the sum of \$571,000 plus any remainder for the years 2011 through 2013;
  - e. 2015 and all subsequent years until the Improvement Project is complete or the Agreement is otherwise terminated - an amount not to exceed the sum of \$571,000 plus any remainder from the years 2011 through 2014. -.
3. The County agrees to support the City in its pursuit of grant funding for the Improvement Project.
4. The County agrees not to collect transportation impact fees for the portion of the Improvement Project funded by the City. The County will do this by only including that portion of the Improvement Project funded by the County in its impact fee mitigation cost basis.

### **D. PAYMENT**

1. The County will transfer the mitigation funds outlined in section C.1. within ninety (90) days of the effective date of the City's annexation of the Improvement Project area.

2. After receiving County mitigation funds, the City will, on a quarterly basis, furnish the County with a report on the progress of the Improvement Project, the expenditure or encumbrance of City funds on the Improvement Project, and the expenditure or encumbrance of all County contributions, including mitigation funds and road funds, on the Improvement Project. For mitigation funds that were provided to the City from the County, the report will also detail the remaining time under RCW 82.02.070 for expenditure or encumbrance of those funds not yet expended or encumbered and shall detail the use of those funds that have been expended or encumbered. The City's obligation to furnish quarterly reports will end when the County has fulfilled its financial obligations, as outlined in this Agreement, and City has expended the County's contribution.
3. The County shall make payment of road funds pursuant to the schedule in section C.2. within thirty (30) days of receipt of an invoice from the City that provides a detailed account of how City money was spent on the Improvement Project.
4. Payment by the County shall not constitute an agreement as to the appropriateness of the City's performance of its obligations under this Agreement, or as an acceptance of the work.

**E. HOLD HARMLESS/INDEMNIFICATION**

1. This Agreement in no way modifies or supersedes existing laws and statutes. In meeting the commitments encompassed in this Agreement, all parties shall comply with the requirements of federal, state and local law. The City and the County retain the ultimate authority for legislative and administrative decisions within their respective jurisdictions. By executing this Agreement, the City and the County do not purport to abrogate any authority vested in them by law.
2. The County and the City agree that the performance of this Agreement shall not constitute an assumption by either party of any of the other party's obligations or responsibilities relating to roads, streets, utilities, or transportation facilities.
3. The City shall hold harmless, indemnify, and defend, at its own expense, the County, its elected and appointed officials, officers, employees and agents, from any loss or claim for damages of any nature whatsoever, arising out of the City's performance of this Agreement, including claims by the City's employees or third parties, except for those losses or claims for damages solely caused by the negligence or willful misconduct of the County, its elected and appointed officials, officers, employees or agents.
4. The County shall hold harmless, indemnify, and defend, at its own expense the City, its elected and appointed officials, officers, employees and agents, from any loss or claim for damages of any nature whatsoever, arising out of the County's performance of this Agreement, including claims by the County's employees or third parties, except for those losses or claims for damages solely caused by the negligence or willful misconduct of the City, its elected and appointed officials, officers, employees or agents.



5. In the event of liability for damages of any nature whatsoever arising out of the performance of this Agreement by the City and the County, including claims by the City's and the County's own officers, officials, employees, agents, volunteers, or third parties, caused by or resulting from the concurrent negligence of the City and the County, their officers, officials, employees, agents and volunteers, each party's liability hereunder shall only be to the extent of that party's negligence.
6. It is specifically and expressly understood that the indemnification provided in this Agreement constitutes the parties' waiver of immunity under the State Industrial Insurance laws, Title 51 RCW, solely for the purposes of this indemnification, and that this waiver has been mutually negotiated.
7. In entering this Agreement, neither the City nor the County assumes any duty to any third party and no liability shall attach to either the City or the County by reason of entering into this Agreement except as expressly provided herein.

#### **G. GENERAL TERMS**

1. Effectiveness. This Agreement is contingent upon the City's successful annexation of the Central Marysville Annexation area. This Agreement shall become effective following the signing of the Agreement by the duly authorized representative of each of the parties hereto and recording with the Snohomish County Auditor.
2. Duration. The Agreement shall remain in effect until the parties fulfill their obligations or as otherwise terminated or modified as set forth below.
3. Modification. This Agreement may be amended only upon written agreement of the parties, executed in the same manner as provided by law for the execution of this Agreement.
4. Termination. This Agreement may be terminated upon mutual agreement of the parties. Any mutual termination shall become effective only when documented in writing and signed by both parties.
5. Compliance with Laws. The County and the City shall comply with all applicable federal, state, and local laws in performing this Agreement.
6. Nonwaiver. The County or City's forbearance or delay in exercising any right or remedy with respect to a failure by the other party to comply with one of its obligations under this Agreement shall not constitute a waiver of the particular non-compliance at issue, nor shall it constitute a waiver of any other concurrent or future act of non-compliance by the other party.

7. Records. Both parties shall maintain adequate records to document obligations performed under this Agreement. Each party shall have the right to review the other party's records with regard to the subject matter of this Agreement, upon reasonable notice. All such records shall be maintained for at least six years following termination of this Agreement.
8. Severability. If any provision of this Agreement or the application thereof, for any reason and to any extent, is found invalid or unenforceable, the remainder of this Agreement and the application of that provision to other circumstances shall not be affected thereby, but shall instead continue in full force and effect, to the extent permitted by law.
9. Governing Law and Venue. This Agreement shall be governed by and enforced in accordance with the laws of the State of Washington. The venue of any action arising out of this Agreement shall be in the Superior Court of the State of Washington, in and for Snohomish County.
10. Contacts for Agreement. The contact persons for this Agreement are:

Kevin Nielsen, P.E.  
Public Works Director  
City of Marysville  
80 Columbia Avenue  
Marysville, WA 98272

Owen Carter, P.E.  
County Engineer  
Snohomish County Public Works  
3000 Rockefeller, MS 607  
Everett, WA 98201

Dated this 13 day of July, 2009.

CITY OF MARYSVILLE

SNOHOMISH COUNTY

Dennis L. Kendall  
Mayor

MARK SOINE  
Deputy Executive  
County Executive

Approved as to Form:

Approved as to Form:

Robert C. Weed

City Attorney

Deputy Prosecuting Attorney

|                          |
|--------------------------|
| COUNCIL USE ONLY         |
| Approved: <u>7-22-09</u> |
| Docfile: <u>D-18</u>     |

## CITY OF MARYSVILLE

### EXECUTIVE SUMMARY FOR ACTION

**CITY COUNCIL MEETING DATE:** June 14, 2010

|  |                 |     |
|--|-----------------|-----|
| AGENDA ITEM: Marysville Fire District – Regional Fire Authority, Fire District Annexation Presentation   | AGENDA SECTION: |     |
| PREPARED BY:<br>Gloria Hirashima, Chief Administrative Officer   | AGENDA NUMBER:  |     |
| ATTACHMENTS<br>1. Letter from Marysville Fire District requesting planning committee for creation of a Regional Fire District<br>2. WAC regarding levy rate calculation following city annexation to a fire district<br>3. Information requested at work session | APPROVED BY:    |     |
|  | MAYOR           | CAO |
| BUDGET CODE:   | AMOUNT:         |     |

The City of Marysville and Snohomish County Fire District # 12 have jointly operated fire and emergency medical protection services since 1991. The combined agreement on fire services has operated effectively over the past 19 years. However, there has been a desire to further solidify the future operations of the combined fire jurisdictions over the past several years resulting in discussions on annexation to the fire district, as well as discussion on creation of an RFA.

The Marysville Fire District Board of Directors sent a letter requesting commencement of discussions on creation of a regional fire authority (RFA) in April 2010. Creation of an RFA would result in turnover of city fire responsibilities to a new authority and transition the City out of direct responsibilities for fire service. This result can also be accomplished through annexation to Snohomish County Fire District # 12. At the work session on June 6, 2010, Marysville Fire District Chief presented an overview of process for creation of a Regional Fire Authority (RFA) versus annexation to the Fire District.

**RECOMMENDED ACTION:** Marysville Fire District Staff and City staff recommend that the Council authorize the Mayor to send a letter to the Marysville Fire District requesting that a planning committee be formed to study the annexation alternative and timing.

**COUNCIL ACTION:**



# MARYSVILLE FIRE DISTRICT

1094 Cedar Avenue • Marysville, WA 98270

Phone: (360) 363-8500

Fax: (360) 659-1382

April 21, 2010

Marysville City Council  
1049 State Avenue  
Marysville, WA 98270

Dear City Council Members:

The Snohomish County Fire District No. 12 (SCFPD 12) Board of Commissioners requests that the Marysville City Council consider the adoption of a motion to authorize the establishment of a Regional Fire Authority Planning Committee (RFAPC). The RFAPC is an advisory committee designed to study the feasibility of the formation of a Regional Fire Authority (RFA), as well as report results and make recommendations to appropriate government bodies.

RCW 52.26.030 provides that each government body of participant jurisdictions shall appoint three elected officials to the RFAPC. Therefore, if the City Council agrees to study the formation of an RFA, three elected officials shall serve on the planning committee by appointment.

We look forward to the opportunity to continue to foster our great working relationship.

Sincerely,

Dave DeMarco  
Chairperson  
SCFPD 12

Cc: Mayor Dennis Kendall  
CAO Gloria Hirashima



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WACs > Title 458 > Chapter 458-19 > Section 458-19-080

458-19-075 << 458-19-080 >> 458-19-085

### **WAC 458-19-080**

No agency filings affecting this section since 2003

### ***City annexed by fire protection and/or library districts.***

(1) **Introduction.** When a city or town is annexed to a fire protection and/or a library district, the city or town is entitled under RCW 52.04.081 and 27.12.390 to levy up to three dollars and sixty cents per thousand dollars of assessed value less the regular levy made by the fire protection and/or library district. However, the limitations upon regular property taxes imposed by chapter 84.55 RCW are still applicable. This rule explains how the first levy following annexation is calculated, how the levy limit is calculated, and the order of any prorationing that may be required.

(2) The assessor will calculate the first levy following annexation as follows:

(a) Calculate the levy and rate for the fire protection and/or library district, including the assessed value of the annexed city or town; and

(b) Subtract the fire protection and/or library district levy rate from the statutory rate (\$3.60 per \$1,000 A.V.) of the city or town. The resulting rate is the maximum levy rate for the city or town even if the fire and/or library district rate is later reduced as a result of prorationing under RCW 84.52.010 to prevent the consolidated levy rate from exceeding the statutory aggregate dollar rate limit or the constitutional one percent limit.

(3) **Levy limit calculation.** The levy limit for the city or town is calculated independently of the calculation performed in subsection (2) of this rule.

(4) **Subtraction of fire protection or library district levy rate.** The fire protection and/or library district levy rate is subtracted from the city or town statutory levy rate before any prorated reduction under RCW 84.52.010.

[Statutory Authority: RCW 84.08.010, 84.08.070, 84.48.080, 84.55.060, 84.52.0502, chapters 84.52 and 84.55 RCW, and RCW 34.05.230(1). 02-24-015, § 458-19-080, filed 11/25/02, effective 12/26/02. Statutory Authority: RCW 84.55.060 and 84.08.070. 94-07-066, § 458-19-080, filed 3/14/94, effective 4/14/94.]

## 2010 CITY FIRE DEPARTMENTS BY SELECT COUNTIES

### SNOHOMISH COUNTY

|           | Service Area Population | Square Miles | A/V            |
|-----------|-------------------------|--------------|----------------|
| Arlington | 17,150                  | 8.8          | 2,242,190,035  |
| Everett   | 102,300                 | 47           | 14,261,787,954 |
| Lynnwood  | 35,680                  | 7.4          | 5,417,851,993  |
| Mukilteo  | 20,050                  | 6.25         | 4,164,912,117  |
| Stanwood  | 5,445                   | 2.67         | 857,788,432    |

### KING COUNTY

|               | Service Area Population | Square Miles | A/V             |
|---------------|-------------------------|--------------|-----------------|
| Bellevue      | 120,000                 | 34           | 37,626,634,352  |
| Bothell       | 33,550                  | 12.09        | 6,901,876,915   |
| Enumclaw      | 25,000                  | 9            | 1,054,067,694   |
| Kent          | 86,660                  | 25           | 12,758,738,254  |
| Kirkland      | 48,410                  | 19.6         | 13,112,363,966  |
| Mercer Island | 22,650                  | 6.2          | 10,310,337,535  |
| Redmond       | 51,530                  | 17           | 14,538,857,647  |
| Renton        | 103,725                 | 43.3         | 13,173,773,069  |
| SeaTac        | 25,750                  | 12           | 4,887,648,387   |
| Seattle       | 592,800                 | 91           | 137,195,493,756 |
| Snoqualmie    | 9,730                   | 6.5          | 1,827,730,129   |
| Tukwila       | 18,080                  | 8.6          | 5,175,709,975   |

### WHATCOM COUNTY

|            | Service Area Population | Square Miles | A/V           |
|------------|-------------------------|--------------|---------------|
| Bellingham | 75,750                  | 27.8         | 8,079,556,522 |
| Lynden     | 11,350                  | 6.5          | 1,292,080,947 |

### PIERCE COUNTY

|            | Service Area Population | Square Miles | A/V            |
|------------|-------------------------|--------------|----------------|
| Buckley    | 4,560                   | 6.5          | 457,478,593    |
| Carbonado  | 655                     |              | 45,149,737     |
| Dupont     | 8,100                   | 5.9          | 1,271,721,694  |
| Eatonville | 2,375                   | 1.68         | 230,640,572    |
| Milton     | 6,600                   | 4            | 779,921,992    |
| Ruston     | 755                     | 1            | 125,083,079    |
| Steilacoom | 6,255                   | 2.6          | 786,024,813    |
| Tacoma     | 222,140                 | 71.6         | 21,625,087,509 |

### SKAGIT COUNTY

|               | Service Area Population | Square Miles | A/V           |
|---------------|-------------------------|--------------|---------------|
| Anacortes     | 16,738                  | 14           | 3,024,858,417 |
| Burlington    | 16,960                  | 4.35         | 1,390,315,144 |
| Concrete      | 845                     | 1.5          | 90,390,694    |
| Hamilton      | 325                     | 3            | 17,501,837    |
| La Conner     | 885                     |              | 171,878,754   |
| Mount Vernon  | 30,150                  | 12           | 2,837,921,239 |
| Sedro-Woolley | 10,030                  | 4            | 930,140,024   |

### THURSTON

|                    | Service Area Population | Square Miles | A/V           |
|--------------------|-------------------------|--------------|---------------|
| Bucoda (Volunteer) | 660                     | 1.1          | 29,784,108    |
| Olympia            | 44,800                  | 18           | 5,963,060,847 |
| Tumwater           | 16,333                  | 14.5         | 2,472,464,185 |

*\* Source: 2010 Washington State Fire Service Directory, jointly published by the Washington Fire Commissioners Association (WFCA) and Washington Fire Chiefs (WFC).*

## RFA Versus Annexation

| TOPIC              | RFA   | ANNEXATION                                      |
|--------------------|---|---|
| PLANNING COMMITTEE | REQUIRED  | NOT REQUIRED                                    |
| DETAILED PLAN      | REQUIRED  | NOT REQUIRED                                    |
| APPROVAL TO PASS   | 60% YES VOTE                                    | 50% YES VOTE                                    |
| CITY LEVY RATE CAP | \$3.375   | \$3.60  |
| GOVERNING BOARD    | ANY SIZE /ANY STRUCTURE                         | 3 OR 5  |
| FUNDING            | PROPERTY TAX, EMS LEVY, BENEFIT<br>CHARGE, BOND | PROPERTY TAX, EMS LEVY, BENEFIT<br>CHARGE, BOND |

WITHDRAWAL

CITY VOTE

CITY VOTE



CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: June 14, 2010

|  |                            |     |
|--|----------------------------|-----|
| AGENDA ITEM: Marysville Fire District – Contract amendment   | AGENDA SECTION:<br>Consent |     |
| PREPARED BY:<br>Gloria Hirashima, Chief Administrative Officer   | AGENDA NUMBER:             |     |
| ATTACHMENTS<br>1. First Amendment to Agreement between City of Marysville and Fire District 12 dated 8/25/03.<br>2. Agreement between City of Marysville and Fire District 12 dated 8/25/03. | APPROVED BY:               |     |
|  | MAYOR                      | CAO |
| BUDGET CODE:   | AMOUNT:                    |     |

The proposed contract amendment would amend existing agreement language affecting 2011 financial contributions to the Marysville Fire District.

RECOMMENDED ACTION: City staff and Marysville Fire District staff recommend that Council approve the proposed amendment.

COUNCIL ACTION:

**AGREEMENT FOR JOINT OPERATION OF  
FIRE AND EMERGENCY MEDICAL PROTECTION FACILITIES**

THIS AGREEMENT is entered into between SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 12, a municipal corporation, hereafter referred to as "District 12," and the CITY OF MARYSVILLE, a municipal corporation, hereafter referred to as "City."

This agreement is entered into by the City under the authority of RCW 35A.11.040 and District 12 under the authority of RCW 52.12.031 and in conformity with Chapter 39.34 RCW, the Interlocal Cooperation Act.

The City and District 12 previously each maintained and operated their own fire department to provide fire protection, fire suppression and emergency medical services in its respective area.

The City and District 12 determined that it is in the best interest of each of the municipal corporations to establish a Consolidated Fire Department to be operated under the control and direction of a Board of Directors as defined by this agreement.

The City and District 12 initially entered into an Agreement for Joint Operations of Fire and Emergency Medical Protection Facilities on October 16, 1991 with updates on September 15, 1993 and have now determined that further updates and revisions to the agreement are appropriate and necessary. Accordingly, the parties wish to enter into this agreement and any amendments thereto.

To carry out the purposes of this agreement and in consideration of the benefits to be received by each party, it is agreed as follows:

1. **DEFINITIONS.** The following terms, when used in this agreement, shall be defined as follows:
  - 1.1 "City" shall mean the City of Marysville.
  - 1.2 "District 12" shall mean Snohomish County Fire Protection District No. 12.
  - 1.3 "Department", "Fire Department" "District" or "Consolidated Fire Department" shall mean the combined operating fire departments of the City and District 12, hereinafter referred to as the "Marysville Fire District."

- 1.4 "Fire Chief" shall mean the chief of the Fire Department appointed by the Board of Directors.
- 1.5 "Board of Directors" or "Board" shall mean the joint board composed of three appointees of the City and up to six appointees of the District as further described in paragraph 4 below.
2. **TERM.** This agreement shall be effective August 1, 2003 and shall continue for a minimum term of four (4) years. In the event either party shall desire to terminate this agreement after the expiration of the term, such party shall give to the other party thirty-six (36) months' advance written notice of termination. The thirty-six (36) month period is established to provide adequate time for the Board of Directors to discontinue the joint operation and for each party to reestablish its own fire department.
3. **RENEGOTIATION OF TERMS.** With the exception of the term of this agreement provided in paragraph 2, either party that wishes to renegotiate any provision of this agreement may give to the other party twelve (12) months' written notice of such intent, setting forth the provisions to be renegotiated. The parties agree that in the event of such notice, they shall engage in good faith negotiation. This agreement may be revised at any time by agreement of the parties.
4. **BOARD OF DIRECTORS.** The operations of the Department necessary to carry out the purposes of this agreement shall be administered by a Board of Directors consisting of a minimum of six members, and a maximum of nine members, as defined in this agreement. The City shall appoint three members to the Board of Directors, provided that the appointees shall consist of three City Council members or two city council members and the Mayor. District 12 shall appoint no less than three and no more than six members to the Board of Directors. Provided, that the appointees shall consist of Commissioners of District 12. Pursuant to the merger of Fire District No. 20 into Fire District No. 12, District 12 will, initially, appoint 6 members to the Board of Directors and reduce its Board membership down to three in accordance with RCW 52.06.085. The Board shall have the authority to administer and manage the operations of the Marysville Fire District, all jointly owned properties and equipment and all properties and equipment of each party used by the Marysville Fire District. The Board shall have the authority and powers granted by this instrument and such additional authority and powers as may from time to time be conferred on it by the legislative bodies of both parties. A quorum of the Board shall consist of a simple majority of the appointed members. Actions of the Board shall require the affirmative vote of the majority of the members of the Board present. The Fire Chief shall report to and operate under the supervision and control of the Board of Directors.

5. **MEETINGS OF BOARD OF DIRECTORS.** All meetings of the Board of Directors shall be held in compliance with the Open Public Meetings Act, chapter 42.30 RCW. The date and time of the regular monthly meeting of the Board of Directors shall be established by resolution of the Board.
6. **LIMITATION OF THE BOARD OF DIRECTORS.** The Board of Directors shall have no authority to modify or revise the terms of this agreement. In the event the Board of Directors shall be unable to reach an agreement on any matter before it, such matter shall be referred to the City Council and the Board of Commissioners of District 12 for resolution.
7. **CITY SERVICES.** The Board of Directors shall provide the following services within the City limits:
  - 7.1 Fire prevention services.
  - 7.2 Fire suppression services.
  - 7.3 Emergency medical services.
  - 7.4 Hazardous materials incident response services.
  - 7.5 Uniform Fire Code inspection services.
  - 7.6 Uniform Fire Code preconstruction building plan review services.
  - 7.7 Uniform Fire Code investigation services.
  - 7.8 Technical Rescue Services.
8. **DISTRICT 12 SERVICES.** The Board of Directors shall provide the following services within the boundaries of District 12.
  - 8.1 Fire prevention services.
  - 8.2 Fire suppression services.
  - 8.3 Emergency medical services.
  - 8.4 Hazardous materials incident response services
  - 8.5 Technical Rescue Services.
9. **LEVEL OF SERVICES.** Fire prevention, fire suppression, emergency medical, technical rescue and hazardous materials incident response services shall be provided at the same level to each of the parties under the terms of this agreement. In the event of simultaneous emergencies within the City and District 12 whereby the resources of the Department are taxed beyond its ability to render equal protection, the officers and agents of the Department shall determine how to allocate the resources of the Department.

The parties recognize that Snohomish County has the statutory jurisdiction to enforce the provisions of the Uniform Fire Code within the boundaries of District 12 rather than District 12 itself.

10. **BUDGET.** The Fire Chief shall prepare and present a proposed operating budget to the Board of Directors for the Marysville Fire District in accordance with the Budgeting, Accounting and Reporting System (BARS) established by the Washington State Auditor's Office, establishing the annual income and expense requirements of the Department and the capital expenditures required for the operation of the Department. The Board of Directors shall review the proposed budget and submit an estimate of the City's cash contribution amount to the City and the District not later than October 1 of each year. Approval of the budget shall require a majority vote of the Board of Directors. After a budget is adopted by the Board of Directors, a copy shall be submitted to the Marysville City Council and District 12 Commissioners. In the event the Board of Directors cannot agree on a Budget, the Board shall notify each of the parties to this agreement. The parties to this agreement shall negotiate a compromise on the budget or budget item(s), and shall have authority to approve such on behalf of the Marysville Fire District. In the event the parties to this agreement cannot reach a compromise, the parties agree to utilize arbitration as outlined in section 29-Dispute Resolution of this agreement.

In the event it shall be necessary, during any calendar year, for the budget to be amended, the Fire Chief shall prepare a budget amendment and submit it to the Board for review. Upon approval by the Board of Directors, the amendment shall be submitted to the governing body of each party for approval in the event the amendment shall require an additional contribution of funds by either party.

11. **SPECIAL FUND.** The Board of Directors shall create a special operating fund with the County Treasurer's office to be used for the payment of the operating costs of the Fire Department. The Board of Directors shall be responsible for the proper management and accounting of all funds coming into the possession of the Board of Directors. The financial affairs of the Board of Directors shall be conducted in accordance with applicable federal and state laws and regulations.
12. **FUNDING OF SPECIAL FUND.** Each of the parties agrees to fund the operations of the Department under the following provisions:
  - 12.1 **Financial Contribution by District 12.** District 12 agrees to levy regular real property taxes, as determined by its Board of Commissioners, on taxable property located within the District. The Board of Directors shall provide sufficient funds for the following District 12 operations:

- 12.1.1 Commissioners' fees pursuant to RCW 52.14.010.
  - 12.1.2 Membership fees for state and local municipal corporation associates and commissioners' associations.
  - 12.1.3 Board of Directors' travel expenses and expenses incurred in attending meetings, legislative and administrative hearings and all other such functions.
  - 12.1.4 Attorneys', accountants', auditors' and investment officers' fees and costs.
  - 12.1.5 Election expenses.
  - 12.1.6 Such other reasonable and necessary expenses as may be incurred from time to time by District 12 and its Board of Commissioners that are not attributable to the operation of the Department.
- 12.2 **Financial Contribution By City.** The City shall contribute annually to the Board of Directors an amount equal to the levy rate for regular real property taxes assessed by District 12 multiplied by the total assessed value of taxable properties located within the City limits, including new construction and utilities calculated on the same basis as District 12. The City shall further contribute all other Fire Department revenues including, but not limited to, contract income, revenue received from the state for impact funds and fire fighting and emergency services, and any fees or charges for permits issued by the Fire Marshal. The contribution shall be paid to the Board of Directors in equal monthly installments.
- 12.3 **District Regular Tax Limitations.** District 12 agrees that it will not seek voter approval of the lifting of the LID limitation on its regular or emergency medical services regular real property tax levy without the consent of the City. District 12 agrees that it will not voluntarily lower its regular or emergency medical services regular real property tax levy without the consent of the City.
13. **EMPLOYMENT OF PERSONNEL.** District 12 shall be the employer of all personnel required to perform the services provided for in this agreement. The Board of Directors shall provide funds to the District to pay all wages, salaries, employment benefits, payroll taxes and any other expenses associated with the paid personnel. It is further agreed that future medical benefits required by statute to be provided to LEOFF I personnel whose employment is transferred from the City to District 12 shall be funded by the Board of Directors. District 12 assigns its authority to manage, supervise, employ, terminate and contract with employees to the Board of Directors.



14. **ASSIGNMENT OF PERSONNEL AND EQUIPMENT.** Under the provisions of the Board of Directors, the chief shall be responsible for the supervision, employment, termination, assignment and stationing of all personnel and equipment of the Department. In exercising such authority, the Fire Chief shall consult with the Board of Directors to insure that an adequate level of protection is provided within the geographical boundaries of each of the parties.
15. **FIRE CHIEF AND FIRE MARSHAL.** The City agrees that it will recognize the Fire Chief and Fire Marshal of the District as the Fire Chief and Fire Marshal of the City. The Fire Chief and Fire Marshal shall cooperate with the City building officials and the City's Director of Community Development to enforce the provisions of the Uniform Fire Code. The City agrees that all court costs and other legal costs incurred in the enforcement of the Uniform Fire Code within the City limits shall be paid by the City and shall not be considered an operating expense of the Department. In the event the City shall be awarded its costs, attorneys' fees, penalties or fines in such enforcement action, the recovery shall remain the property of the City.
16. **PROPERTY OWNERSHIP.** Except as provided in paragraph 24, all property owned by District 12 to enable it to perform the services required under this agreement shall remain the property of District 12 in the event of the termination of this agreement. All property owned by the City to enable it to perform the services required under this agreement shall remain the property of the City in the event of the termination of this agreement. All jointly owned and jointly purchased property acquired under the terms of this agreement shall be disposed of on an equitable basis and in such manner as may be agreed upon between the City and District 12 in the event of the termination of the joint operation.
17. **MAJOR CAPITAL IMPROVEMENTS.** In the event the Board of Directors shall determine that a major capital improvement, not included in the annual budget, is necessary for the proper operation of the Department, the Board of Directors shall prepare a report and recommendation to be submitted to the legislative body of each of the parties for review. The parties agree to review any recommendation of the Board of Directors, and, if necessary, to consider the issuance and sale of general obligation bonds to fund needed capital improvements. In the event it shall be necessary to obtain voter approval to incur indebtedness or levy excess taxes, the parties agree to cooperate to jointly submit such requests to the voters of the City and District 12. In the event any such ballot measure shall be approved in one jurisdiction but not in the other, the jurisdiction in which it failed shall submit the measure at another election during the same calendar year if an election date is available. If the measure shall fail the second time, the jurisdiction submitting the measure may consider funding the improvements through any other source of funding that may be available. All funds received as a result of special levies, sale of bonds, or the like for the

benefit of the Marysville Fire District shall be tendered to the accounts of the Department as soon as practical.

18. **MAINTENANCE OF STATIONS.** The Board of Directors shall be responsible to provide for the normal maintenance and repair of all station facilities exclusively operated by the District. The Board of Directors shall enter into a use agreement with the City to provide for normal maintenance, repair and operating expenses of any jointly operated, City owned station facilities.
19. **HOLD HARMLESS.** Each of the parties shall, at all times, be solely responsible for the acts or the failure to act of its personnel that occur or arise in any way out of the performance of this agreement by its personnel only and to save and hold the other party and its personnel and officials harmless from all costs, expenses, losses and damages, including cost of defense, incurred as a result of any acts or omissions of the party's personnel relating to any activities of such party that may have occurred prior to the effective date of this agreement.
20. **INSURANCE.** The Board of Directors shall provide insurance coverage for all operations, facilities, equipment and personnel of the Department. The insurance shall include all risk property insurance, insuring District 12 and City equipment and District 12 buildings at replacement cost; comprehensive general liability insurance with a minimum policy limit of \$2,000,000.00 per occurrence; errors and omissions insurance including civil rights coverage covering the actions of the Board of Directors and the legislative bodies of District 12 and the City; auto insurance, including comprehensive and collision coverage at agreed replacement cost and liability coverage with a minimum policy limit of \$2,000,000.00 per occurrence; boiler and machinery insurance and a fidelity bond covering the actions of Department personnel. The City shall provide insurance coverage for all jointly operated city owned facilities. The Board of Directors shall furnish to District 12 and the City appropriate documentation showing that such coverage is in effect and that District 12 and the City are named insureds on the policies on or before the effective date of the joint operation. The Board of Directors is authorized, consistent with the above provisions, to contract with the Washington Cities Insurance Authority or such other insurance provider as it deems appropriate.
21. **OPERATIONAL RULES AND REGULATIONS.** The Board of Directors shall, from time to time, adopt and implement rules and regulations to govern the operations of the Department.
22. **EMPLOYMENT ON TERMINATION.** In the event, as a result of the notice of termination or expiration of this agreement, District 12 must terminate any of its employees, the City agrees that it will, if positions are available, hire the qualified employees terminated by District 12 before it employs additional personnel. Subject to the provisions of any collective bargaining agreement to which District 12 or the Board of Directors may be a party, the determination of which District 12 employees will be



terminated and employed by the City shall be negotiated by the parties. The negotiations shall take into consideration a fair and equal apportionment of the employees based on the length of service, experience, qualifications and rank of the employees.

23. **ANNUAL RETREAT.** The Board of Directors shall hold an annual retreat to review the operation of the Fire Department during the preceding year, to discuss planning, the operating budget and capital improvement budget for the following year and to review any provisions of this agreement that either party may wish to modify. This meeting shall be scheduled at an agreeable time on or before October 1 of each year. The results of the retreat may be reviewed by the Marysville City Council if desired.
24. **ANNEXATIONS.** In the event that the City, during the term of this agreement, shall, in single annexations, annex areas of District 12 that contain more than five percent (5%) of the area of District 12, the City agrees that it will not invoke the provisions of RCW 35A.14.380 and .400, as presently exists or as may be hereafter amended, relating to ownership of assets for each such annexation. District 12 agrees, during the term of this agreement, that the percentage of the assessed value of District 12 contained in each such annexation shall be cumulated and that the City shall be entitled to invoke the statutory provisions for all such prior annexations which occurred during the term of this agreement at the time of the termination of this agreement and prior agreements.
25. **NOTICES.** All notices, requests, demands and other communications required by this agreement shall be in writing and, except as expressly provided elsewhere in this agreement, shall be deemed to have been given at the time of delivery if personally delivered or at the time of mailing if mailed by first class, postage prepaid and addressed to the party at its address as stated in this agreement or at such address as any party may designate at any time in writing.
26. **SEVERABILITY.** If any provision of this agreement or its application is held invalid, the remainder of the agreement or the application of the remainder of the agreement shall not be affected.
27. **MODIFICATION.** This agreement represents the entire agreement between the parties. No change, termination or attempted waiver of any of the provisions of this agreement shall be binding on either of the parties unless executed in writing by authorized representatives of each of the parties. The agreement shall not be modified, supplemented or otherwise affected by the course of dealing between the parties.
28. **BENEFITS.** This agreement is entered into for the benefit of the parties to this agreement only and shall confer no benefits, direct or implied, on any third persons.

29. **DISPUTE RESOLUTION.** In the event of a disagreement between the parties relating to the interpretation of the terms of this agreement, the parties agree that such dispute shall be resolved by binding arbitration. The arbitration shall be conducted by a panel of three (3) arbitrators. Each party shall appoint an arbitrator, and the two arbitrators shall appoint a third arbitrator. Unless different rules are adopted by the Board of Arbitrators, the rules of the American Arbitration Association shall apply with respect to the arbitration proceedings.

30. **PRIOR AGREEMENTS.** This Agreement is solely intended to update and replace the Agreement for Joint Operation of Fire and Emergency Medical Protection Facilities dated September 15, 1993

DATED THIS 25<sup>th</sup> DAY OF August, 2003

CITY OF MARYSVILLE

SNOHOMISH COUNTY FIRE  
PROTECTION DISTRICT NO.12

Daniel Weiss  
Mayor

Dean Reynolds  
Chairperson

Paul E. Rahn  
Commissioner

Derry Becker  
City Clerk

Margaret Nattersted  
Commissioner

Lorena Smith  
Commissioner

Donna M. Wiegert  
Commissioner

Paul L. Rahn  
Commissioner

Approved  
ATTEST AS TO FORM:

Scott K. Weed  
City Attorney

Aleg Corn  
Fire District Secretary

## **FIRST AMENDMENT TO AGREEMENT FOR JOINT OPERATION OF FIRE AND EMERGENCY MEDICAL PROTECTION FACILITIES**

This Amendment to that certain Agreement between the parties hereto dated August 25, 2003 is entered into between SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 12, a municipal corporation, hereafter referred to as "District 12," and the CITY OF MARYSVILLE, a municipal corporation, hereafter referred to as "City" as follows:

WHEREAS, the CITY completed annexation of an area referred to as "the Central Marysville Annexation" hereafter "CMA Annexation", on December 30, 2009; and

WHEREAS, the financial contribution formula referred to in the current agreement, when paired with a large annexation such as the CMA Annexation results in the unintended consequence of unreasonably escalating the 2011 property tax collected from both City and Fire District 12 in excess of amounts collected without annexation; and

WHEREAS, the City and District 12 recognize that the CMA annexation neither increases nor decreases the combined service area of the Marysville Fire District and both parties desire subsequent tax revenues consistent with prior year collections in addition to mutually agreed to budgetary increases allowed by law, NOW, THEREFORE,

The Agreement between District 12 and the City dated August 25, 2003 is hereby amended as follows:

1. Section 12.2 entitled "Financial Contribution By City" is hereby amended to read as follows:

For the period of January 1, 2011 to December 31, 2011 the City shall contribute to the Marysville Fire District an amount calculated as follows:

A "base amount" shall be established based on the City's 2010 contribution of \$7,709,112 and the Fire District's contribution of \$6,034,988 representing a total combined contribution of \$13,744,100. To determine the City's 2011 contribution to the Marysville Fire District this "base amount" of \$13,744,100, may be increased up to 1% by written mutual agreement of the City and Fire District. The resulting base amount will then be multiplied by the percentage of the City's 2010 assessed value to the sum of the 2010 assessed value for the Fire District and the City (where 2010 AV is the Snohomish County Assessor's 2010 AV for 2011 taxes). By way of example only, the manner in which each party's percentage share is calculated is attached and incorporated as Exhibit A. The City's contribution shall be paid to Marysville Fire District in equal monthly installments.

2. The term of the first amendment to the agreement for joint operation of fire and emergency medical protection facilities is for one year, beginning January 1, 2011 and expiring on December 31, 2011.

3. Except as provided herein, all other provisions of the agreement between the parties dated August 25, 2003 shall remain in full force and effect, unchanged.

IN WITNESS WHEREOF, the parties have executed this First Amendment this \_\_\_\_ day of \_\_\_\_\_, 2010.

CITY OF MARYSVILLE

SNOHOMISH COUNTY FIRE  
PROTECTION DISTRICT NO. 12

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Commissioner

Approved as to form:

\_\_\_\_\_  
City Attorney

\_\_\_\_\_  
Fire District Secretary

## Exhibit A

Using 2010 actual to apply the 2011 payment formula for example:

|   |                        |               |              |
|---|------------------------|---------------|--------------|
| 2010 Fire District 12 taxes received plus 2010 city payment |                        |               | \$13,744,100 |
| 2010 City AV  | \$4,437,265,961        | 56.07%        |              |
| (From assessors' tax rolls)                                 |                        |               |              |
| 2010 Fire District 12 AV                                    |                        |               |              |
| (Avg. of EMS & Regular Levy AV)                             | <u>\$3,476,365,294</u> | <u>43.93%</u> |              |
| (From assessors' tax rolls)                                 |                        |               |              |
| Total combined AV of Marysville<br>and Fire District 12     | \$7,913,631,255        | 100.00%       |              |
| 2010 City Proportionate share (\$13,744,100*56.07%)         |                        |               | \$7,706,317  |
| 2010 Fire District 12 Levy (\$13,744,100*43.93%)            |                        |               | \$6,037,783  |

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE:** June 14, 2010

|  |                              |     |
|--|------------------------------|-----|
| AGENDA ITEM: Ordinance Revision – MMC18B.14.035                | AGENDA SECTION:<br>ORDINANCE |     |
| PREPARED BY:<br>Gloria Hirashima, Chief Administrative Officer | AGENDA NUMBER:               |     |
| ATTACHMENTS<br>1. Proposed ordinance.                          | APPROVED BY:                 |     |
|  | MAYOR                        | CAO |
| BUDGET CODE:   | AMOUNT:                      |     |

The Marysville City Council approved provisions for a traffic fee exemption for certain new businesses based on sales tax revenue levels generated by these businesses. The attached revisions to the ordinance would allow the businesses to apply the refund of traffic impact fees to an obligation or assessment owed by the applicant for City street improvement purposes, including, but not limited to any obligation or assessment under a local improvement district for streets.

RECOMMENDED ACTION: Approve ordinance revision.

COUNCIL ACTION:

CITY OF MARYSVILLE  
Marysville, Washington

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON  
AMENDING MMC 18B.14.035 BY ADDING A NEW SUBSECTION (4)(e)  
RELATING TO TRAFFIC IMPACT FEE EXEMPTION REFUNDS.

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

**Section 1.** MMC 18B.14.035 is hereby amended to read as follows:

**18B.14.035 Traffic impact fee exemption.**

(1) Traffic Impact Fee Exemption Established. Pursuant to RCW 82.02.060(2) and (4) there is hereby established an exemption from the traffic impact fee set forth in MMC [18B.14.030](#) for development activity which meets the criteria of subsection (3) of this section.

(2) Application for Traffic Impact Fee Exemption.

(a) Impact Fee Exemption. Any developer applying for or receiving a building permit which meets the criteria set forth in subsection (3) of this section may apply to the director of public works or designee for an exemption from the traffic impact fee established pursuant to MMC [18B.14.030](#). Said application shall be on forms provided by the city and shall be accompanied by all information and data the city deems necessary to process the application. To the extent it is authorized by law the city shall endeavor to keep all proprietary information submitted with said application confidential; provided, however, this section shall not create or establish a special duty to do so.

(3) Exemption Criteria. To be eligible for the traffic impact fee exemption established by this section, the applicant shall meet each of the following criteria:

(a) The applicant must be a new commercial retail business in the Marysville city limits. For purposes of this section, “new commercial retail business” shall mean any business which sells retail goods and services which are subject to the retail sales tax provisions of Chapter [3.84](#) MMC and which applies for a building permit and which is subject to payment of traffic impact fees pursuant to this title.

(b) Based on similar store sales or other reliable data, as determined by the city, the applicant must demonstrate that it is likely to generate to the city of Marysville average



annual city of Marysville portion sales and use tax revenue of at least \$200,000 based upon the three-year period commencing from date of certificate of occupancy.

(c) The applicant must be a new retail business located within one of the following prescribed land use zones: light industrial (LI), general commercial (GC), community business (CB), mixed use (MU), downtown commercial (DC).

(4) Administration of Traffic Impact Fee Exemption.

(a) Upon acceptance of an application for exemption from traffic impact fees pursuant to subsection (2) of this section, the applicant shall pay to the city the full amount of the traffic impact fees required pursuant to MMC [18B.14.030](#). Following receipt of the traffic impact fees the city shall deposit and manage the fees as set forth in subsection (5) of this section. At the expiration of a three-year period commencing from the date of issuance of a certificate of occupancy the public works director, with the assistance of the city finance director shall determine if the average annual city of Marysville portion sales and use tax revenue received by the city meets the minimum amount stated in subsection (3)(b) of this section. The determination shall be based upon the sales tax reporting requirements of Chapter [3.84](#) MMC as it now reads or is hereafter amended.

(b) In the event the three-year average annual city of Marysville portion sales and use tax revenue criteria of subsection (3)(b) of this section has been met as determined by the director of public works, there shall be an exemption of 50 percent from the traffic impact fees otherwise due pursuant to MMC [18B.14.030](#). In such case, 50 percent of the amount paid to the city pursuant to subsection (4)(a) of this section shall be refunded to the applicant, plus any accrued interest. The remainder of the funds deposited pursuant to subsection (4) of this section shall belong to the city and shall be released to the city.

(c) In the event the three-year average annual city of Marysville portion sales and use tax revenue criteria of subsection (3)(b) of this section has not been met, the traffic impact fee required under MMC [18B.14.030](#) shall immediately belong to and shall be released to the city; provided, however, in cases where the applicant has met at least 75 percent of the amount set forth in subsection (3)(b) of this section, the applicant shall receive a partial exemption which shall result in a refund of 25 percent of the amount paid to the city pursuant to subsection (4) of this section plus any accrued interest. The remainder of the funds deposited pursuant to subsection (4) of this section shall belong to the city and shall be released to the city.

(d) In cases where the applicant has not met either the three-year annual sales and use tax revenue of subsection (3)(b) of this section or 75 percent thereof, all traffic impact fees paid pursuant to MMC [18B.14.030](#) shall belong to the city.

(e) By mutual agreement of the City and the applicant, any refund due under MMC 18B.14.035 may be applied to an obligation or assessment owed by the applicant for City street improvement purposes, including, but not limited to any obligation or assessment under a local improvement district for streets.

(5) Deposit and Management of Traffic Impact Fees. Traffic impact fees paid by an applicant pursuant to this section and the provisions of MMC [18B.14.030](#) shall be deposited by the city into a separate interest bearing account with any qualified public depository for local government as determined by the city. The account holder shall be the city of Marysville. The city may at its option withdraw up to 50 percent of said funds at any time for uses authorized by this title. All other funds deposited in that account shall be used exclusively for payment of refunds to eligible applicants pursuant to subsection (4) of this section and balances, if any, to which the city is entitled. All refunds and interest to which an applicant is entitled shall be paid by the city within 120 days following the three-year period following the issuance of a certificate of occupancy.

(6) Appeals. Any applicant aggrieved by the determination of the director of public works as to whether the criteria of subsection (3) of this section have been met or the eligibility for an exemption from MMC [18B.14.030](#) or the amount of refund to which an applicant is entitled pursuant to subsection (4) of this section may file a written appeal to the city's land use hearing examiner as established by Chapter [2.70](#) MMC. The city examiner is hereby specifically authorized to hear and decide such appeals and the decision of the hearing examiner shall be final action of the city and subject to appeal pursuant to Chapter [15.11](#) MMC.

(7) Application of Sales and Use Tax Revenue from Businesses Which Receive an Exemption or Partial Exemption.

(a) All sales and use tax received by the city from applicants who receive an exemption or partial exemption from the requirements of this title shall be deposited in a special account to be administered by the city. Said account shall be established to pay traffic impact fees that otherwise would have been paid had an exemption or partial exemption not been granted. Said amounts shall be expended for purposes authorized by and in accordance with the provisions of this title and the provisions of the city's capital improvement plan for streets. All sales and use tax revenues in excess of the amount paid as traffic impact fees received by the city from the applicant may be deposited in the city's general fund and may be expended for any lawful purpose as directed by the city council.

(b) Special Sales Tax Account. The city shall establish by separate ordinance a special sales tax account for the purposes set forth in subsection (7)(a) of this section. (Ord. 2574 §§ 2 – 8, 2005).

**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.

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

CITY OF MARYSVILLE

By \_\_\_\_\_  
DENNIS KENDALL, MAYOR

ATTEST:

By \_\_\_\_\_  
TRACY JEFFRIES, CITY CLERK

Approved as to form:

By \_\_\_\_\_  
GRANT K. WEED CITY ATTORNEY

Date of Publication: \_\_\_\_\_

Effective Date (5 days after publication): \_\_\_\_\_

DRAFT

CITY OF MARYSVILLE  
Marysville, Washington

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY OF MARYSVILLE AMENDING SECTION  
2.50.090 OF THE MARYSVILLE MUNICIPAL CODE.**

WHEREAS, ~~the City is authorized under RCW 42.24 to provide for payment of expenses, material, purchases, and advancements~~ the state legislature has found that (1) the use of credit cards is a customary and economical business practice to improve cash management, reduce costs, and increase efficiency, and (2) local governments should consider and use credit cards when appropriate;

~~WHEREAS, the state legislature adopted pursuant to RCW 43.09.2855 to local governments are authorized local governments to use credit cards for official government purchases and acquisitions;~~

WHEREAS, ~~the City wishes to the use of city credit card section of the Marysville Municipal Code to best utilize the best method of purchasing, the Marysville City Council desires to reference authorize and direct the Marysville Finance Director to enforce and control the City credit card system, consistent with RCW 43.09.2855 and other applicable stste law; state law;~~

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

SECTION 1. MMC 2.50.090, is hereby amended to read as follows:

City credit cards may be used by city officials and employees, subject to ~~Chapter 42.24 RCW~~ RCW 43.09.2855 ~~RCW~~ and the following restrictions:

- (1) Any such credit cards obtained will be issued in the name of the elected official or employee, as well as the city, and may not be used by any other person.
- (2) The elected official or employee issued a city credit card shall immediately sign a receipt for the same, which statement shall also include acknowledgment that the elected official or employee understands the limitations put on the use of the credit card and that any misuse thereof shall constitute a misuse of public funds.
- (3) ~~The credit card may be used solely for covering expenses incident to authorized travel on official city business. The Mayor his/her designee are is authorized to establish credit card agreements, for issuance of credit cards to eligible users for purchase of items, products and services required pursuant to for authorized City business~~

purposes. The Mayor or his/her designee shall adopt procedures to implement this section. Credit cards shall be distributed in a manner that is controlled and under approval of the mMayor or his/her designee, for any user that has a recognizable legitimate City business need-purpose and need for such a card. In association with the card issuer, Tthe Mayor or his/her designee shall establish credit limits, pursuant to the card issuer, that establish controls on card use. The Mayor or his/her designee shall authorize payment of credit card bills, establishing City procedures for the review, controls, and audits of such bills.

- (4) Any credit card obtained by the city is not for any personal use or the purchase of personal items by any elected official or employee; it may not be used for personal purchase to be paid back to the city at a later date. Cash advances on credit cards are prohibited.
- (5) The elected official or employee shall obtain a The elected official or employee shall obtain a receipt for each purchase made with the card, and shall submit the same, together with a fully itemized ~~travel~~-expense voucher, to the city ~~fFinance officer~~ Director not less than 10 days after the credit card billing is received by the city. Any charges on the card which are not properly identified on the ~~travel~~-expense voucher, or which are disallowed by the ~~fFinance officer~~ Director or auditing authority, shall be immediately reimbursed by the official or employee in the form of cash or a salary deduction. If, for any reason, a disallowed charge is not repaid before the credit card billing is due and payable, the city shall have a prior lien against and a right to withhold any and all funds payable or to become payable to the official or employee up to the amount of the disallowed charge, plus interest at the same rate as charged by the credit card company.
- (6) No official or employee who has been issued a credit card shall continue to use the card if any disallowed charge is outstanding, and shall be required to surrender the card upon demand by the ~~fFinance officer~~ Director, ~~city administrator~~ Chief Administrative Officer or ~~m~~MMayor. The city reserves unlimited authority to revoke use of any credit card issued to an officer or employee, and, upon notice of such revocation being delivered to the credit card company, the city shall not be liable for any costs or charges incurred on the card thereafter. ~~(Ord. 1368 § 2, 1984).~~

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

CITY OF MARYSVILLE

By \_\_\_\_\_  
MAYOR

Attest:

By \_\_\_\_\_

CITY CLERK

Approved as to from:

By \_\_\_\_\_  
CITY ATTORNEY

Date of publication: \_\_\_\_\_

Effective Date (5days after publication): \_\_\_\_\_

CITY OF MARYSILLE  
Marysville, Washington

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY OF MARYSVILLE AMENDING SECTION  
2.50.090 OF THE MARYSVILLE MUNICIPAL CODE RELATING TO CITY  
ISSUED CREDIT CARDS.**

WHEREAS, the state legislature has found that (1) the use of credit cards is a customary and economical business practice to improve cash management, reduce costs, and increase efficiency, and (2) local governments should consider and use credit cards when appropriate;

WHEREAS, pursuant to RCW 43.09.2855 local governments are authorized to use credit cards for official government purchases and acquisitions;

WHEREAS, the Marysville City Council desires to authorize and direct the Marysville Finance Director to enforce and control the City credit card system, consistent with RCW 43.09.2855 and other applicable state law;

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

SECTION 1. MMC 2.50.090, is hereby amended to read as follows:

City credit cards may be used by city officials and employees, subject to RCW 43.09.2855 and the following restrictions:

- (1) Any such credit cards obtained will be issued in the name of the elected official or employee, as well as the city, and may not be used by any other person.
- (2) The elected official or employee issued a city credit card shall immediately sign a receipt for the same, which statement shall also include acknowledgment that the elected official or employee understands the limitations put on the use of the credit card and that any misuse thereof shall constitute a misuse of public funds.
- (3) The Mayor his/her designee are authorized to establish credit card agreements, for issuance of credit cards to eligible users for purchase of items, products and services required for authorized City business purposes. The Mayor or his/her designee shall adopt procedures to implement this section. Credit cards shall be distributed in a manner that is controlled and under approval of the Mayor or his/her designee, for any user that has a legitimate City business purpose and need for a card. In association with the card issuer, the Mayor or his/her designee shall establish credit limits, that establish controls on card use. The Mayor or his/her designee shall authorize payment of credit card bills, establishing City procedures for the review, controls, and audits of such bills.

- (4) Any credit card obtained by the city is not for any personal use or the purchase of personal items by any elected official or employee; it may not be used for personal purchase to be paid back to the city at a later date. Cash advances on credit cards are prohibited.
- (5) The elected official or employee shall obtain a receipt for each purchase made with the card, and shall submit the same, together with a fully itemized expense voucher, to the city Finance Director not less than 10 days after the credit card billing is received by the city. Any charges on the card which are not properly identified on the expense voucher, or which are disallowed by the Finance Director or auditing authority, shall be immediately reimbursed by the official or employee in the form of cash or a salary deduction. If, for any reason, a disallowed charge is not repaid before the credit card billing is due and payable, the city shall have a prior lien against and a right to withhold any and all funds payable or to become payable to the official or employee up to the amount of the disallowed charge, plus interest at the same rate as charged by the credit card company.
- (6) No official or employee who has been issued a credit card shall continue to use the card if any disallowed charge is outstanding, and shall be required to surrender the card upon demand by the Finance Director, Chief Administrative Officer or Mayor. The city reserves unlimited authority to revoke use of any credit card issued to an officer or employee, and, upon notice of such revocation being delivered to the credit card company, the city shall not be liable for any costs or charges incurred on the card thereafter. .

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

CITY OF MARYSVILLE

By \_\_\_\_\_  
MAYOR

Attest:

By \_\_\_\_\_  
CITY CLERK

Approved as to from:

By \_\_\_\_\_  
CITY ATTORNEY

Date of publication: \_\_\_\_\_  
Effective Date (5days after publication): \_\_\_\_\_



CITY OF MARYSVILLE  
Marysville, Washington

RESOLUTION 2288

A RESOLUTION OF THE CITY OF MARYSVILLE DECLARING AN EMERGENCY TO EXIST DUE TO URBAN FLOODING; AUTHORIZING EMERGENCY WORKS CONTRACTS AND PURCHASES FOR THE EMERGENCY REPAIR AND RESTORATION OF UTILITIES, BUILDINGS AND CONTENTS, PARKS AND GOLF COURSE, ROADS, BRIDGES, RIGHT OF WAY AND PROPERTY; AND DESIGNATING REPRESENTATIVES FOR OBTAINING EMERGENCY ASSISTANCE FUNDS AND PREPARING AND EXECUTING NECESSARY LEGAL DOCUMENTS.

**WHEREAS**, on June 9, 2010 urban flooding severely disrupted the infrastructure and caused extensive damage, and further damage and risk will occur if immediate repair work is not commenced; and

**WHEREAS**, on June 9, 2010 the City of Marysville Emergency Management Office reported to the Mayor the urban flooding which severely disrupted the infrastructure and caused extensive damage, and further damage and risk will occur if immediate repair work is not commenced and the Mayor signed the (attached) PROCLAMATION OF EMERGENCY/DISASTER BY THE CITY OF MARYSVILLE, WA; and

**WHEREAS**, the injury to City utilities, buildings and contents, parks and golf course, roads, bridges, right of way and property creates an emergency, these problems cause a threat to life and property which requires immediate remediation to protect the public health and safety of persons and property and to provide emergency assistance to victims of this disaster; and

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

**Section 1.** The PROCLAMATION OF EMERGENCY/DISASTER BY THE CITY OF MARYSVILLE, WA signed by the Mayor on June 9, 2010 was properly made and is hereby confirmed, ratified and incorporated by reference as attached Exhibit A.

**Section 2.** An "emergency" exists, and property or persons within the City would suffer material injury or damage by delay, and the public health, safety, and welfare would suffer material injury or damage by delay, and such emergency is now hereby proclaimed by authority of RCW 35.33.081, RCW 38.52.070, RCW 39.04.280 and Marysville Municipal Code Chapter 2.12.

**Section 3.** The existence of such emergency, and the facts constituting the emergency, are set out in the recital paragraphs of this Resolution.

**Section 4.** The City Council does hereby waive the requirements of RCW 35A.40.200-210, RCW 35.23.352, and RCW 39.04.020, requiring public bidding to contract for repair, restoration and remediation of the emergency situation.

**Section 5.** The City Council directs staff to enter into emergency work contracts and purchases to repair the damage and to appropriately repair and restore the City utilities, buildings and contents, parks and golf course, roads, bridges, right of way and property. The Mayor is authorized to enter into appropriate emergency works contracts with a qualified contractors for said emergency work.

**Section 6.** Dennis Kendall , City Mayor, is hereby designated the authorized representative, and Gloria Hirashima, City CAO, is designated the alternate, for and in behalf of the City of Marysville, a public agency established under the laws of the State of Washington. The purpose of this designation as the authorized representative is to obtain federal and/or state emergency or disaster assistance funds. These representatives are authorized on behalf of the City of Marysville to execute all contracts, certify completion of the City of Marysville projects, request payments, and prepare all required documentation for funding requirements.

**Section 7. Effective Date.** This Resolution shall become effective June 9, 2010.

PASSED, by the City Council and APPROVED by the Mayor this 14th day of June, 2010.

CITY OF MARYSVILLE

By   
DENNIS KENDALL, MAYOR

ATTEST:

By   
TRACY JEFFRIES, CITY CLERK

Approved as to form:

By   
GRANT WEED, CITY ATTORNEY

**PROCLAMATION OF EMERGENCY/DISASTER BY THE  
CITY OF MARYSVILLE, WASHINGTON**

**WHEREAS**, the City of Marysville Emergency Management Office has reported to the Mayor of the City of Marysville, that on 09 JUNE 2010, at 6:50 am (pm) a

(date) (time)

(enter event) URBAN FLOOD, has severely disrupted the infrastructure within the City of Marysville and caused extensive damages in parts of Snohomish County; and

**WHEREAS**, damages have occurred to the City of Marysville to the following:

(Check all that apply) ☐ roads and/or bridges, ☒ utilities, ☐ private roads,  
☐ homes, ☒ businesses ☐ farm land  
☒ Other (Specify) CITY BUILDINGS & PARKING LOTS / DRAINAGE and  
& COVERTS SYSTEM

**WHEREAS**, significant economic loss to businesses has occurred as a result of shutdowns necessary to conduct structural assessments of facilities; and

**BE IT RESOLVED BY THE Mayor of the City of Marysville:**

**SECTION 1**

That as a result of the aforementioned emergency situation and under RCW 35.33.081 do hereby proclaim that a State of Emergency exists in the City of Marysville and direct the supporting plans and procedures to the City of Marysville Comprehensive Emergency Management Plan be implemented.

**SECTION 2**

Designated departments are authorized to enter into contracts and incur obligations necessary to combat such emergency to protect the health and safety of person and property, and provide emergency assistance to the victims of such disaster.

**SECTION 3**

Each designated department is authorized to exercise the powers vested in this resolution in the light of the demands of an extreme emergency situation without regard to time consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements).

DATED this 09 Day of JUNE, 2010

Dennis Z Kendall

Mayor Dennis Kendall  
Marysville, Washington

## **APPENDIX 1 to ANNEX B EMERGENCY PROCLAMATION**

### **Local Proclamation Of Emergency**

When a disaster occurs, requiring local action beyond normal capabilities to protect lives and property, a local proclamation of emergency can be made to use or obtain additional local resources. The local proclamation is also a prerequisite for some state or federal assistance. A local proclamation of emergency authorizes the emergency use of local resources and allows emergency expenditures, as well as allowing for waiver of normal bid procedures, if necessary.

The proclamation of emergency will be prepared by the City of Marysville EMO. Attachment 1 to this is a sample proclamation. The local proclamation of emergency describes the following:

1. The event (what has happened)
2. When the event happened;
3. Expected impacts without obtaining other resources;
4. Authorization of the use of local resources to combat disaster effects; and
5. Authorization to expend local funds.
6. Allows waiving normal bid procedures, if needed.

The Revised Code of Washington (RCW) has specific sections that deal with emergency powers for local governments. These sections affect political subdivisions as shown below:

- |                                    |     |              |
|------------------------------------|-----|--------------|
| 1. Cities under 300,000 population | RCW | 35.33.081    |
| 2. Cities over 300,000 population  | RCW | 35.32A.060   |
| 3. Counties                        | RCW | 36.40.180    |
| 4. All political subdivisions      | RCW | 38.52.070(2) |

#### **Local Action**

- ☒ Prepare a blank proclamation prepared and on computer. Copies of the blank proclamation should be printed out for those emergencies when electrical power is not available.
- ☒ Develop and process the local resolution or ordinance that is the proclamation of emergency.
- ☒ Advise Snohomish County DEM by fastest telecommunications method available when local government is about to or has executed a proclamation of emergency. Supply all pertinent details.
- ☒ Forward a written copy of the proclamation to Snohomish County DEM by the most rapid means available (e.g., law enforcement teletype, facsimile (FAX) machine, courier, U.S. mail, etc.).
- ☒ Prepare to submit local requests for assistance and other supporting material; as necessary.