

October 1, 2007

Marysville City Council Work Session
7:00 p.m.

City Hall

Call to Order

Pledge of Allegiance

Roll Call

Committee Reports

Presentations

Discussion Items

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

1. Approval of September 24, 2007 City Council Meeting Minutes.
2. Approval of October 1, 2007 City Council Work Session Minutes.

Consent

3. Approval of September 26, 2007 Claims.
4. Approval of October 3, 2007 Claims.
5. Approval of October 5, 2007 Payroll.
6. Acceptance of the Delta Avenue Sewer Replacement Project to start the 45-day lien filing period project closeout.

Review Bids

7. SR 528 (47th Avenue NE to 67th Avenue NE) Road Improvement Project.

Public Hearings

8. Whisky Ridge sub-area plan.

Current Business

9. Washington Traffic Safety Commission Memorandum of Understanding.

New Business

Work Sessions are for City Council study and orientation – Public Input will be received at the October 8, 2007 City Council meeting.

Marysville City Council Work Session

October 1, 2007

7:00 p.m.

City Hall

10. A **Resolution** declaring a 2000 GMC Sonoma pickup truck, Thermoplastic trailer and Polaroid camera equipment to be surplus and authorizing the sale or disposal thereof.

11. A Resolution urging voters to become educated about the Sound Transit (a regional transit authority) and RTID (a regional transportation investment district) Proposition #1 for regional roads and transit systems and cast their votes on the November 6, 2007 ballot.

The ballot title reads substantially as follows;

To reduce transportation congestion, increase road and transit capacity, promote safety, facilitate mobility, provide for integrated regional transportation system, and improve the health, welfare, and safety of the citizens of Washington, shall Sound Transit (a regional transit authority) implement a regional rail and transit system linking Lynnwood, Shoreline, Northgate, Seattle, Bellevue, Redmond, SeaTac airport, Kent, Federal Way and Tacoma as described in the Sound Transit 2 plan, financed by the existing taxes approved by the voters in 1996 and an additional sales and use tax of up to five-tenths of one percent imposed by Sound Transit, all as provided in Resolution No. R2007-15; and shall a regional transportation investment district (RTID) be formed and authorized to implement and invest in improving the regional transportation system by replacing vulnerable bridges, improving safety, and increasing capacity on state and local roads to further link major education, employment, and retail centers as described in Moving Forward Together: A Blueprint for Progress - King Pierce and Snohomish Counties, financed by a sales tax and use tax of one-tenth of one percent and a local motor vehicle excise tax of eight-tenths of one percent imposed by RTID, all as provided in Resolution No. PC-2007-02; further provided that the Sound Transit taxes shall be imposed only within the boundaries of Sound Transit, and the RTID taxes shall be imposed within the boundaries of RTID?

YES []

NO []

Legal

Mayor's Business

Staff Business

Call on Councilmembers

Information Items

Adjourn

Work Sessions are for City Council study and orientation – Public Input will be received at the October 8, 2007 City Council meeting.

Marysville City Council Work Session

October 1, 2007

7:00 p.m.

City Hall

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 Kristie Guy, Human Resources Manager, at (360) 363-8000 or 1-800-833-6384 (Voice Relay), 1-800-833-6388 (TDD Relay) two days prior to the meeting date if any special accommodations are needed for this meeting.

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: Oct. 8, 2007

AGENDA ITEM: Project Acceptance: Delta Avenue Sewer Project	AGENDA SECTION: New Business	
PREPARED BY: David Zull, Project Manager I	AGENDA NUMBER:	
ATTACHMENTS: Letter of Substantial Completion Location Map	APPROVED BY: 	
	MAYOR	CAO
BUDGET CODE: 40230594.563000 S0602	AMOUNT:	

The City Council awarded the “Delta Avenue Sewer Replacement” contract to Marshbank Construction, Inc., on March 26, 2007, in the amount of \$398,341.48, including State Sales Tax.

Marshbank Construction completed the work for this project on August 6, 2007. The project contract was completed at a total cost of \$388,966.04, which is \$9,375.44, or 2.4% below the original bid amount.

The work performed under this Contract was inspected by City Engineering staff and found to be physically complete in accordance with the approved plans and specifications. Staff recommends Council’s acceptance of the project for closeout.

RECOMMENDED ACTION: Staff recommends project acceptance of the Delta Avenue Sewer Replacement project to start the 45-day lien filing period for project closeout.
COUNCIL ACTION:



PUBLIC WORKS
Paul A. Roberts, *Director*

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

September 11, 2007

Richard Bentley
Marshbank Construction
3304 Old Hartford Rd.
Lake Stevens, WA 98258-0097

Re: Delta Avenue Sewer Replacement Project

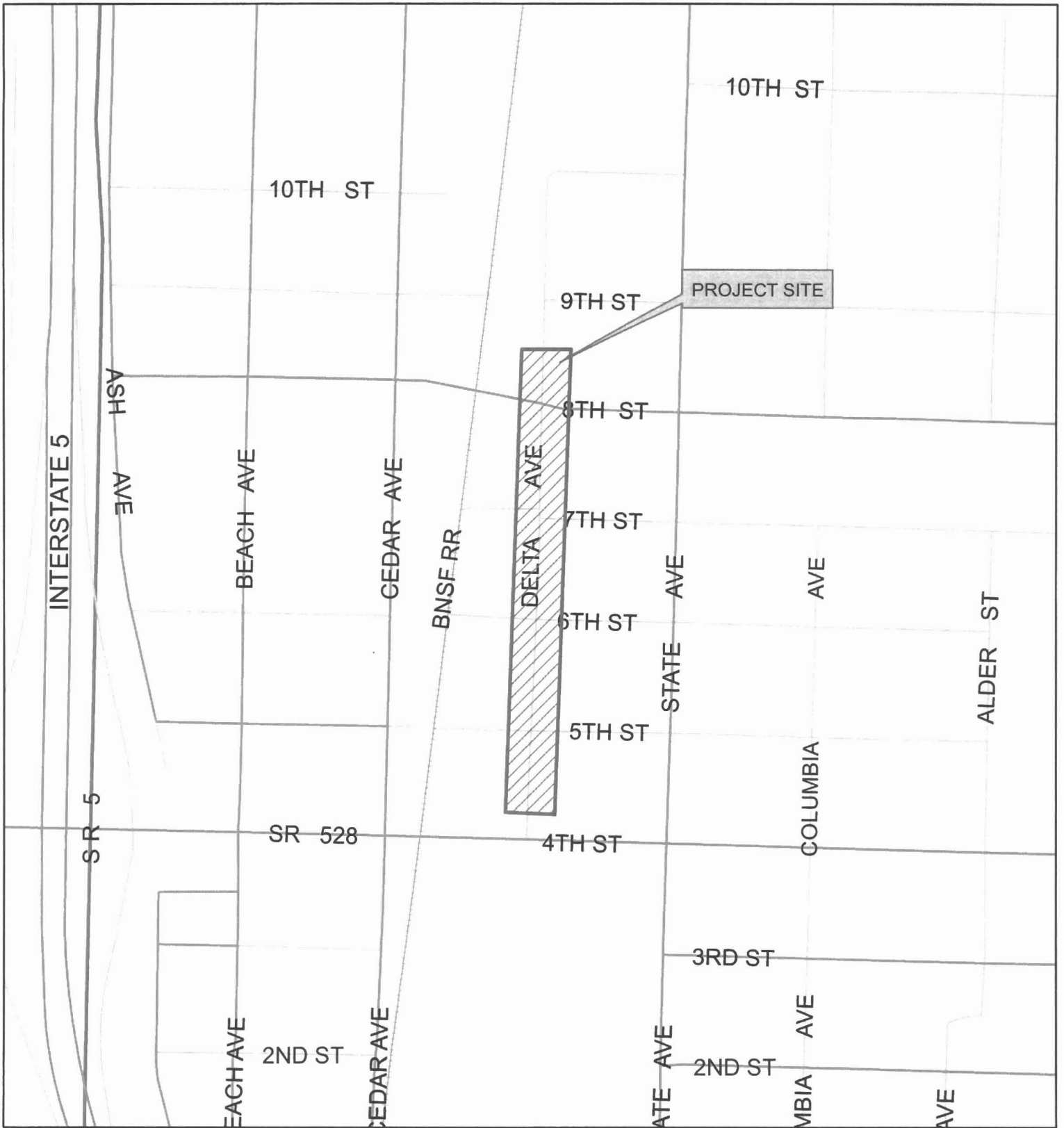
Dear Richard,

This is to inform you that work on the referenced project was Substantially Complete on August 6, 2007.

Sincerely,

A handwritten signature in cursive script that reads "David L. Zull".

David L. Zull, PE
Project Manager



Delta Avenue Sewer Replacement Project Site Map



CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 8, 2007

AGENDA ITEM: Contract Award: SR 528 (47 th Ave. NE to 67 th Ave. NE) Road Improvements	AGENDA SECTION: Contract Award	
PREPARED BY: Jeff Massie, Assistant City Engineer	AGENDA NUMBER:	
ATTACHMENTS: <ul style="list-style-type: none"> • Certified Bid Tabulation • Vicinity Map 	APPROVED BY:	
	MAYOR	CAO
BUDGET CODE: 30500030.563000 T0102 and R0501	AMOUNT: \$ _____	

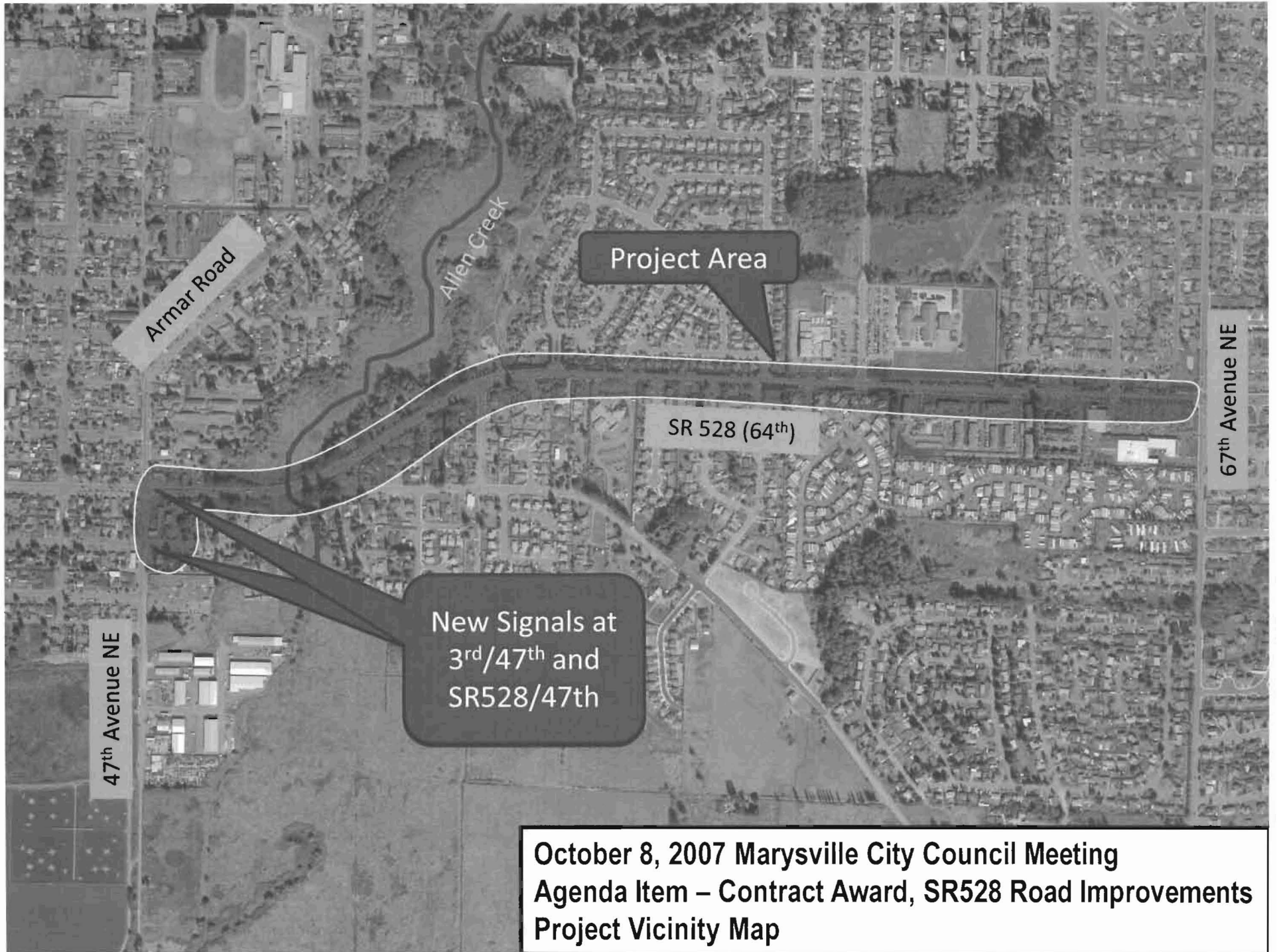
The SR 528 Road Improvement project between 47th Avenue NE and 67th Avenue NE. Improvements include roadway widening and re-striping to provide two lanes in each direction, a middle two-way left turn lane east of 53rd Avenue NE, and a new signal at the SR 528/ 47th Avenue NE intersection. This project also includes a new signal and roadway widening at the 3rd Street/47th Avenue NE intersection.

The project is re-advertised for an October 4, 2007 bid opening. ____ () bids were received ranging from a low bid of \$ _____ to a high of \$ _____. The Engineer's estimate is \$2,266,730. The low bidder was _____ located in _____. References have been checked and found to be satisfactory.

Contract Bid (Includes Sales Tax): \$ _____
 5% Management Reserve: \$ _____
 Total: \$ _____

RECOMMENDED ACTION:
Public Works Staff recommends the City Council authorize the Mayor to award the bid for the SR 528 (47th Ave. NE to 67th Ave. NE) Road Improvement project to _____ in the amount of \$ _____ including Washington State Sales Tax, and approve a management reserve of \$ _____ for a total allocation of \$ _____.

COUNCIL ACTION:




**October 8, 2007 Marysville City Council Meeting
Agenda Item – Contract Award, SR528 Road Improvements
Project Vicinity Map**

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 08, 2007

AGENDA ITEM: Washington Traffic Safety Commission Memorandum of Understanding	AGENDA SECTION:	
PREPARED BY: Robert M. Lamoureux, Patrol Operations Commander	AGENDA NUMBER:	
ATTACHMENTS: WTSC Memorandum of Understanding (x2)	APPROVED BY:  Richard Smith, Chief of Police	
	MAYOR	CAO
BUDGET CODE: N/A	AMOUNT:	

This Memorandum of Understanding is an agreement with the Washington Traffic Safety Commission, through the Drug Evaluation and Classification (DEC) Program to provide funding for certified Drug Recognition Experts (DRE's) when they are working an emphasis patrol, shift extension when a drug evaluation was begun during regular duty time, overtime callout to perform a drug evaluation when there is no DRE on duty and when a DRE is subpoenaed to testify in court as a result of any of the above.

Currently the Marysville Police Department employs one police officer who is a certified DRE. His services, should they meet the requirements stated above, will be funded on a "reimbursement" basis by the WTSC.

Each agency with a Drug Recognition Expert is being asked to participate and to share resources. This equates to better use of state, county and city resources. By sharing resources, agencies will not need to call out DRE's if one is available in a neighboring community or concurrent jurisdiction.

This program has the additional benefit to the City of Marysville of recovering the costs of our DRE officer's overtime associated with his application as it applies to the above referenced circumstances.

This Memorandum of Understanding is effective October 1, 2007 through June 30, 2009 and replaces the soon to expire previous MOU approved by council.

There are no costs associated with this program and therefore no impacts to the police department's budget.

RECOMMENDED ACTION: Staff recommends City Council authorize the Mayor Kendall to sign the Memorandum of Understanding with the Washington Traffic Safety Committee.
COUNCIL ACTION:

MEMORANDUM OF UNDERSTANDING

**WASHINGTON TRAFFIC SAFETY COMMISSION
1000 S Cherry St, PO Box 40944, Olympia WA 98504-0944**

THIS AGREEMENT is made and entered into by and between:

(Agency Name)

Hereinafter referred to as "Contractor" and the WASHINGTON TRAFFIC SAFETY COMMISSION, hereinafter referred to as "WTSC."

IT IS THE PURPOSE OF THIS AGREEMENT to provide overtime funding to law enforcement agencies who have certified Drug Recognition Experts (DRE) to respond to radio calls when no other DRE is available on work duty, shift extension when completing a drug evaluation, to perform drug evaluations during emphasis patrols and to testify in court as a result of performing drug evaluations due to call outs, shift extensions and emphasis patrols between **October 1, 2007** and **June 30, 2009**.

IT IS, THEREFORE, MUTUALLY AGREED THAT:

1. Contractor will provide a certified DRE on an "overtime" basis (**not to exceed 1.5 times normal salary**) to perform drug evaluations as specified. No other commissioned personnel will be funded.
2. The period of activity will begin on October 1, 2007 and extend through June 30, 2009.
3. Drug evaluation performance standards for certified and funded DREs must meet the standards of the International Association of Chiefs of Police.
4. Contractor must submit the billings and supporting documents to the Drug Evaluation Classification Program (DECP) at the address shown below for approval and reimbursement **not more than 30 days after the last day of the month in which the overtime is worked**. Billings will include:
 - Completed and signed invoice Voucher, A19-1A Form (attached). Please note that a fax cannot be accepted. Your agency must be identified as the "Claimant," and Federal Tax ID # and an original signature of the agency head, command officer or contracting officer must be provided on the A19-1A form.
 - Payment document (overtime slips, payroll documents, etc.)
 - DRE Request Form showing all pertinent information
5. Disputes arising under this agreement shall be resolved by a panel consisting of one representative of the WTSC, one representative from your agency and one representative from the DECP. The dispute panel shall thereafter decide the dispute with the majority prevailing.
6. Either party may terminate this agreement upon (30 days) written notice to the other party. In the Event of termination of this agreement, the terminating party shall be liable for the performance rendered prior to the effective date of termination.

IN WITNESS WHEREOF, PARTIES HAVE EXECUTED THIS AGREEMENT.

APPROVED/DISAPPROVED

(Agency)

Date

Washington Traffic Safety Commission

Date

(Contracting Agent (print/type name))

Return this signed form to:

**Attn: Elaine Hagseth
DEC Program
8623 Armstrong Road SW
Olympia WA 98504**

MEMORANDUM OF UNDERSTANDING

**WASHINGTON TRAFFIC SAFETY COMMISSION
1000 S Cherry St, PO Box 40944, Olympia WA 98504-0944**

THIS AGREEMENT is made and entered into by and between:

(Agency Name)

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IN WITNESS WHEREOF, PARTIES HAVE EXECUTED THIS AGREEMENT.

APPROVED/DISAPPROVED

(Agency) Date

Washington Traffic Safety Commission Date

(Contracting Agent (print/type name)

**Return this signed form to:
Attn: Elaine Hagseth
DEC Program
8623 Armstrong Road SW
Olympia WA 98504**

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 8, 2007

AGENDA ITEM: Surplus Truck, Thermoplastic Trailer, and Polaroid Camera Equipment	AGENDA SECTION:	
PREPARED BY: Mike Shepard , Fleet & Facilities Manager	AGENDA NUMBER:	
ATTACHMENTS: Resolution declaring certain items to be surplus	APPROVED BY:	
	MAYOR	CAO
BUDGET CODE:	AMOUNT TBD	

Fleet Services is requesting to surplus a model year 2000 GMC Sonoma pickup truck and a Thermoplastic machine trailer.

The model year 2000 GMC truck has 108,000 miles on the meter and replacement funding was approved in the 2007 budget. The new replacement vehicle is now in-service making the old vehicle available for the October 2007 auction.

The model year 1988 Thermoplastic machine trailer is very old and in need of replacement. Replacement funding was approved in the 2007 budget. The new replacement Thermoplastic machine trailer will be in-service October 1, 2007 making old trailer available for the October 2007 auction.

The Police Department is requesting to surplus twenty (20) Polaroid Spectra cameras and twenty (20) camera bags. These cameras were provided to the department by Polaroid as part of a domestic violence grant in 1999. At this time the cameras, while still operational, are now obsolete technology and the cost of film is expensive and they do not meet the needs of the Department. These cameras are no longer being utilized by the Police Department and in fact became obsolete when new digital cameras were purchased in 2006.

RECOMMENDED ACTION: Staff recommends that Marysville City Council authorize the Mayor to sign this Resolution declaring items of personal property to be surplus and authorizing the sale or disposal thereof.
COUNCIL ACTION:

CITY OF MARYSVILLE
Marysville, Washington

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARYSVILLE DECLARING
CERTAIN ITEMS OF PERSONAL PROPERTY TO BE SURPLUS
AND AUTHORIZING THE SALE OR DISPOSAL THEREOF.

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

The items of personal property listed below are hereby declared to be surplus
and are of no further public use or necessity.

Asset #	Year	Make	Model	Disposition	Serial Number
538	2000	GMC	Sonoma ¼ pickup	Operational	1GTCS19W2YK146078
254	2003	Norris	Thermoplastic Trailer	Operational	0106A220024
Amount	Year	Make	Model	Disposition	Serial Number
20	1999	Polaroid	Spectra	Operational	various
20	1999	Polariod	Carry bags (blue & black)		None

The City is hereby authorized to sell or dispose of the above referenced items in
a manner, which in the discretion of the Fleet and Facilities Manager nets the
greatest amount to the City.

PASSED by the City Council and APPROVED by the Mayor this _____ day of
_____ 2007.

CITY OF MARYSVILLE

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

CITY OF MARYSVILLE
Marysville, Washington

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARYSVILLE ~~SUPPORTING RELATING TO THE~~ SOUND TRANSIT (A REGIONAL TRANSIT AUTHORITY) AND RTID (A REGIONAL TRANSPORTATION INVESTMENT DISTRICT) PROPOSITION #1 FOR REGIONAL ROADS AND TRANSIT SYSTEM, AND URGING VOTER ~~TURNOUT AND EDUCATION CONCERNING APPROVAL OF SAID PROPOSITION~~ WHICH IS ON THE BALLOT NOVEMBER 6, 2007.

WHEREAS, it has come to the City Council's attention that the Snohomish County Council has placed PROPOSITION #1 REGIONAL ROADS AND TRANSIT SYSTEM before the voters on November 6, 2007 relating Snohomish County's participation in a Regional Transportation Investment District to authorize creation of the Regional Transportation Investment Plan including Sources of Revenue and a Financial Plan; and

WHEREAS, Snohomish County through a lengthy hearing and review process made a finding in Snohomish County Ordinance 07-058 that "it is in the best interest of the residents of the County that the County shall participate and submit the Recommended Plan, including the proposed revenue sources and RTID boundaries recommended in the Recommended Plan, to the voters at the November 2007 election"; and

WHEREAS, the Snohomish County Council found, "...The Recommended Plan and Sound Transit's ST2 Package together identify transportation improvements consisting of road and transit projects that form integral parts of, and are naturally and necessarily related to, a single regional transportation system, as part of a comprehensive approach to transportation investments to help reduce transportation congestion, increase road and transit capacity, promote safety, facilitate mobility of freight and people and improve the health, safety, and welfare."

WHEREAS, Voter Approval. As required by RCW 36.120.070, the electorate that will consider the proposition shall be the voters voting within the boundaries of the proposed RTID. A simple majority of the total persons voting on the ballot proposition is required for approval. The proposition shall not be considered approved unless both a majority of the persons voting on the proposition residing in the proposed RTID vote in favor of the proposition and a majority of the persons voting on the proposition residing within the Sound Transit regional transit authority vote in favor of the proposition.

WHEREAS, the economic vitality of the City of Marysville and the greater Marysville area is dependent upon or affected by the regional transit systems; and

WHEREAS, the Mayor and Marysville City Council wish to urge voters to educate themselves and vote ~~in favor of~~ on the SOUND TRANSIT (A REGIONAL TRANSIT AUTHORITY) AND RTID (A REGIONAL TRANSPORTATION INVESTMENT DISTRICT) Proposition No. 1 at the upcoming November 6, 2007 election; and

WHEREAS, following the opportunity for public input and equal opportunity for members of the City Council and the public to express opposing views as required by RCW 42.17.130(1);

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

The Mayor and City Council of the City of Marysville do hereby urge all registered voters to participate in the November 6, 2007 election, to carefully consider the measure, to educate themselves on said measure and to vote ~~in favor of~~ on the Ballot Measure which reads as follows or as it may hereafter be amended:

**SOUND TRANSIT (A REGIONAL TRANSIT AUTHORITY)
AND
RTID (A REGIONAL TRANSPORTATION
INVESTMENT DISTRICT)**

PROPOSITION #1

REGIONAL ROADS AND TRANSIT SYSTEM

To reduce transportation congestion, increase road and transit capacity, promote safety, facilitate mobility, provide for an integrated regional transportation system, and improve the health, welfare, and safety of the citizens of Washington, shall Sound Transit (a regional transit authority) implement a regional rail and transit system linking Lynnwood, Shoreline, Northgate, Seattle, Bellevue, Redmond, SeaTac airport, Kent, Federal Way and Tacoma as described in the Sound Transit 2 plan, financed by the existing taxes approved by the voters in 1996 and an additional sales and use tax of up to five-tenths of one percent imposed by Sound Transit, all as provided in Resolution No. _____; and shall a regional transportation investment district (RTID) be formed and authorized to implement and invest in improving the regional transportation system by replacing vulnerable bridges, improving safety, and increasing capacity on state and local roads to further link major education, employment, and retail centers as described in Moving Forward Together: A Blueprint for Progress – King Pierce Snohomish Counties, financed by a sales and use tax of up to one-tenth of one percent and a local motor vehicle excise tax of up to eight-tenths of one percent imposed by RTID, all as provided in Resolution No. PC-2007-02; further provided that the Sound Transit taxes shall be imposed only within the boundaries of Sound Transit, and the RTID taxes shall be imposed only within the boundaries of the RTID?

YES.

NO

PASSED by the City Council and APPROVED by the Mayor this _____ day of
September, 2007.

CITY OF MARYSVILLE

By _____
DENNIS KENDALL, Mayor

ATTEST:

By _____
TRACY JEFFERIES, City Clerk

Approved as to form:

By _____
GRANT K. WEED, City Attorney

CITY OF MARYSVILLE
Marysville, Washington

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARYSVILLE RELATING TO THE SOUND TRANSIT (A REGIONAL TRANSIT AUTHORITY) AND RTID (A REGIONAL TRANSPORTATION INVESTMENT DISTRICT) PROPOSITION #1 FOR REGIONAL ROADS AND TRANSIT SYSTEM, AND URGING VOTER TURNOUT AND EDUCATION CONCERNING SAID PROPOSITION WHICH IS ON THE BALLOT NOVEMBER 6, 2007.

WHEREAS, it has come to the City Council's attention that the Snohomish County Council has placed PROPOSITION #1 REGIONAL ROADS AND TRANSIT SYSTEM before the voters on November 6, 2007 relating Snohomish County's participation in a Regional Transportation Investment District to authorize creation of the Regional Transportation Investment Plan including Sources of Revenue and a Financial Plan; and

WHEREAS, Snohomish County through a lengthy hearing and review process made a finding in Snohomish County Ordinance 07-058 that "it is in the best interest of the residents of the County that the County shall participate and submit the Recommended Plan, including the proposed revenue sources and RTID boundaries recommended in the Recommended Plan, to the voters at the November 2007 election"; and

WHEREAS, the Snohomish County Council found, "...The Recommended Plan and Sound Transit's ST2 Package together identify transportation improvements consisting of road and transit projects that form integral parts of, and are naturally and necessarily related to, a single regional transportation system, as part of a comprehensive approach to transportation investments to help reduce transportation congestion, increase road and transit capacity, promote safety, facilitate mobility of freight and people and improve the health, safety, and welfare."

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WHEREAS, the economic vitality of the City of Marysville and the greater Marysville area is dependent upon or affected by the regional transit systems; and

WHEREAS, the Mayor and Marysville City Council wish to urge voters to educate themselves and vote on the SOUND TRANSIT (A REGIONAL TRANSIT AUTHORITY) AND RTID (A REGIONAL TRANSPORTATION INVESTMENT DISTRICT) Proposition No. 1 at the upcoming November 6, 2007 election; and

WHEREAS, following the opportunity for public input and equal opportunity for members of the City Council and the public to express opposing views as required by RCW 42.17.130(1);

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AND
RTID (A REGIONAL TRANSPORTATION
INVESTMENT DISTRICT)**

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YES.....

NO

PASSED by the City Council and APPROVED by the Mayor this _____ day of
September, 2007.

CITY OF MARYSVILLE

By _____
DENNIS KENDALL, Mayor

ATTEST:

By _____
TRACY JEFFERIES, City Clerk

Approved as to form:

By _____
GRANT K. WEED, City Attorney