

## Marysville City Council Work Session

April 4, 2011

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 March 21, 2011 City Council Retreat Minutes.
2. Approval of March 28, 2011 City Council Meeting Minutes.

### Consent

3. Approval of March 30, 2011 Claims in the Amount of \$423,703.90; Paid by Check Number's 69180 through 69310.
4. Approval of April 6, 2011 Claims.
5. Approval of April 5, 2011 Payroll.

### Review Bids

### Public Hearings

### New Business

6. Renewal of Department of Justice Sublease Increasing the Annual Lease to \$14,758.56 and Extending the Lease Period to September 30, 2011.
7. Mid-Year Budget Adjustment for the Rollover of 2010 I-Net Funds for the Expansion of the City's Fiber Network.
8. Mutual Agreement Regarding Application of Refund - Costco Wholesale Corporation.
9. A **Resolution** of the City of Marysville, Washington, Authorizing Termination and Relinquishment of a City-Owned Easement on Private Property.

### Legal

10. An **Ordinance** of the City of Marysville, Washington, Establishing Amending Section 5.60 of the Marysville Municipal Code Regarding Itinerant Merchants.

### Mayor's Business

## Marysville City Council Work Session

April 4, 2011

7:00 p.m.

City Hall

### Mayor's Business

11. Council Meeting Schedule Discussion.

### Staff Business

### Call on Councilmembers

### Executive Session

#### A. Litigation

#### B. Personnel

#### C. Real Estate

### Adjourn

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

***Work Sessions are for City Council study and orientation - Public Input will be received at the April 11, 2011 City Council meeting.***

COUNCILMINUTES**Council Retreat**

March 21, 2011

**Pledge of Allegiance / Call to Order**

Mayor Jon Nehring called the March 21, 2011 Council Retreat meeting of the Marysville City Council to order at 6:01 p.m. at Marysville City Hall. He then 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:** Jon Nehring

**Council:** Councilmember Michael Stevens, Councilmember Lee Phillips, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

**Absent:** None

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, City Attorney Grant Weed, Police Chief Rick Smith, Public Works Director Kevin Nielsen, Fire Chief Greg Corn, Parks and Recreation Director Jim Ballew, Court Administrator Suzie Elsner, Community Information Officer Doug Buell, Assistant Human Resources Director Kristie Guy, Court Commissioner Laurie Towers

Mayor Jon Nehring noted that Councilmember Wright would be attending, but would be late. He then called for a short dinner recess at 6:03 p.m.

Mayor Jon Nehring called the meeting back to order at 6:31 p.m.

**Budget Financial Review:**

Finance Director Sandy Langdon gave a presentation on the Annual and Five-Year Budget Forecasts. Further discussion was regarding budget forecasts and City owned properties.

Councilmember Wright arrived at 6:40 p.m.

Directors' Department Updates:

Public Works Director Kevin Nielsen discussed the concern with the funding for streets departments and funding of overlay projects. There was discussion regarding the options available for funding for streets as well as other necessary maintenance and facilities projects.

Parks Director Jim Ballew gave an update on the Golf Course including comparisons to previous years as well as forecasts for the future. Expenditure controls that had already been implemented were discussed; as well as others that could be and were being implemented currently and in the future. Director Ballew expressed his enthusiasm with regards to the work between the golf course and the new restaurant.

Councilmember Phillips stepped out at 7:41 p.m. and returned at 7:44 p.m.

Mayor Nehring called for a short recess at 8:07 p.m.

Mayor Nehring reconvened the meeting at 8:12 p.m.

City Priorities:

Chief Administrative Officer Hirashima gave an overview of priorities that had been discussed at the Directors meeting. She discussed some areas of the Downtown Master Plan that they were looking to implement as well as ways to improve and bring more positives to the current downtown area. There was discussion about ideas to revitalize the downtown area including a spray park and farmers markets.

The Qwuloolt Trail project was discussed, along with the Smokey Point Industrial Area, both of which are priority areas. CAO Hirashima noted that the LID for the 156<sup>th</sup> Street Overcrossing had been approved.

**March 28, 2011 Agenda**

There was discussion about the March 28, 2011 brief agenda.

**Recess**

The meeting recessed at 9:15 for five minutes before reconvening for Executive Session at 9:20 p.m. expected to last 45 minutes.

**Executive Session** – started at 9:20 p.m.

A. Litigation



B. Personnel - 1 labor negotiation item pursuant to RCW 42.30.140 (4)(a), no action.

C. Real Estate – 2 real estate items pursuant to RCW 42.30.110 (1)(c), no action.

**Adjournment**

Seeing no further business, Mayor Nehring adjourned the meeting at 10:05 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

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Mayor  
Jon Nehring

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Deputy City Clerk  
April O'Brien

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
<b>Presentations</b>	
March Service Awards -10 Years: Travis Pike, Maintenance Worker II, PW/Streets; 20 Years: Janis Lamoureux, Program Specialist, CD; 25 Years: Dennis Roodzant, WWTP Lead II, PW/WWTP; 25 Years: Robb Lamoureux, Police Commander, Police	Presented
March Volunteer of the Month Award – Michael Thomas, Eagle Scout	Presented
<b>Approval of Minutes</b>	
Approval of March 7, 2011 City Council Work Session Minutes.	Approved
Approval of March 14, 2011 City Council Meeting Minutes	Approved
<b>Consent Agenda</b>	
Approval of March 16, 2011 Claims in the Amount of \$380,129.17; Paid by Check Number's 68875 through 69051.	Approved
Approval of March 23, 2011 Claims in the Amount of \$185,396.80; Paid by Check Number's 69052 through 69179 with Check Number 68852 Voided.	Approved
Approval of March 18, 2011 Payroll in the Amount of \$897,290.34; Paid by Check Number's 24056 through 24097.	Approved
Authorize the Mayor to Sign the Limited Contract for Event Registration Services with the Lakewood Sports Booster Club (LBSC).	Approved
Authorize the Mayor to Sign the Professional Services Agreement with Kennedy/Jenks Consultants for Professional Services on the Crown Pacific site Brownfields Cleanup.	Approved
Authorize the Mayor to Sign the Memorandum of Understanding between Tulalip Tribes and City of Marysville Regarding an Easement through Ebey Slough Tidal Lands.	Approved
<b>Review Bids</b>	
Award the 2011 Zone Boundary Modification Project to Reece Trucking and Excavation, Inc. in the Amount of \$310,966.27 Including Washington State Sales Tax and Approve a Management Reserve of \$30,000.00 for a Total Allocation of \$340,966.27.	Approved
<b>Mayor's Business</b>	
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	7:34
<b>Executive Session</b>	7:45
<b>Litigation</b>	
<b>Personnel</b>	
<b>Real Estate</b>	
<b>Reconvenement</b>	8:05
Authorize the Mayor to sign the Settlement Agreement as discussed in Executive Session.	Approved
<b>Adjournment</b>	8:05



**Regular Meeting**  
*March 28, 2011*

**Call to Order / Pledge of Allegiance**

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance. Troy VanHorn from Venture Church gave the invocation.

**Roll Call**

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

**Mayor:** Jon Nehring

**Council:** Carmen Rasmussen, Jeff Seibert, John Soriano, Michael Stevens, Jeff Vaughan, and Donna Wright

**Absent:** Lee Phillips

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Commander Robb Lamoureux, Chief Smith, City Attorney Grant Weed, Parks and Recreation Director Jim Ballew, Chief Information Officer Doug Buell, and Recording Secretary Laurie Hugdahl.

**Committee Reports**

John Soriano reported that the LEOFF 1 Board met on the March 23 where they reviewed and approved three claims.

Jeff Seibert reported on the March 16 Finance Committee meeting where the following items were discussed:

- Utility tax rate – They discussed raising the internal tax to 6% to cover the interfund loan.
- Utility billing – They discussed shut off and reconnect time limits and fees in order to recover costs.

## Presentations

### *March Service Awards:*

- 10 Years: **Travis Pike**, Maintenance Worker II, PW/Streets
- 20 Years: **Janis Lamoureux**, Program Specialist, CD
- 25 Years: **Dennis Roodzant**, WWTP Lead II, PW/WWTP
- 25 Years: **Robb Lamoureux**, Police Commander, Police

### *Volunteer of the Month - Michael Thomas, Eagle Scout*

Mayor Nehring recognized **Michael Thomas** for his Eagle Scout project in which he built file folder games and collected books for Marysville School District's ECEAP (Early Childhood Education Assistance Program) and the Sunnyside Preschool at the Church of the Nazarene. ECEAP will also be presenting Michael with a Caring Community Award next month.

## Audience Participation

Jeff Kona, 9226 62<sup>nd</sup> Drive NE, Marysville, WA, expressed appreciation for the invocation at the beginning of the meeting. He thanked the Council for honoring his grandson for his work as an Eagle Scout and the things he has done for the community.

## Approval of Minutes

1. Approval of March 7, 2011 City Council Work Session Minutes.

Councilmember Vaughan indicated that he would be abstaining as he was not at the March 7 meeting.

**Motion** made by Councilmember Wright, seconded by Councilmember Stevens, to approve the minutes as presented. **Motion** passed unanimously (5-0) with Councilmember Vaughan abstaining.

2. Approval of March 14, 2011 City Council Meeting Minutes

**Motion** made by Councilmember Vaughan, seconded by Councilmember Rasmussen, to approve the minutes as presented. **Motion** passed unanimously (6-0).

## Consent

3. Approval of March 16, 2011 Claims in the Amount of \$380,129.17; Paid by Check Number's 68875 through 69051.
4. Approval of March 23, 2011 Claims in the Amount of \$185,396.80; Paid by Check Number's 69052 through 69179 with Check Number 68852 Voided.

5. Approval of March 18, 2011 Payroll in the Amount of \$897,290.34; Paid by Check Number's 24056 through 24097.
7. Authorize the Mayor to Sign the Limited Contract for Event Registration Services with the Lakewood Sports Booster Club (LBSC).
8. Authorize the Mayor to Sign the Professional Services Agreement with Kennedy/Jenks Consultants for Professional Services on the Crown Pacific site Brownfields Cleanup.
9. Authorize the Mayor to Sign the Memorandum of Understanding between Tulalip Tribes and City of Marysville Regarding an Easement through Ebey Slough Tidal Lands.

**Motion** made by Councilmember Soriano, seconded by Councilmember Wright, to approve the Consent Agenda items 3, 4, 5, 7, 8, and 9. **Motion** passed unanimously (6-0).

## Review Bids

6. Award the 2011 Zone Boundary Modification Project to Reece Trucking and Excavation, Inc. in the Amount of \$310,966.27 Including Washington State Sales Tax and Approve a Management Reserve of \$30,000.00 for a Total Allocation of \$340,966.27.

CAO Hirashima explained that these improvements will save the city about \$500,000 a year by allowing adjustment of the water system boundary for the north-south system.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Seibert, to Award the 2011 Zone Boundary Modification Project to Reece Trucking and Excavation, Inc. in the Amount of \$310,966.27 Including Washington State Sales Tax and Approve a Management Reserve of \$30,000.00 for a Total Allocation of \$340,966.27. **Motion** passed unanimously (6-0).

## Review Bids

## Public Hearings

## New Business

## Legal

## Mayor's Business

Mayor Nehring reported the following:

- Marysville University resumes this week. About 36 people are registered.

- He attended the Cities and Towns Meeting last Thursday where Executive Reardon spoke and gave some insight into what is going on with the County.
- Snohomish County Tomorrow met this past Wednesday. They reviewed the contingency list for state transportation funds. Charlie Howard, Transportation Planning Director for PSRC, gave a federal funding update. It is looking increasingly likely that there will not be an actual bill until after the presidential election in a year and a half. The group also discussed the SCT vision and mission.
- Chili Cook-off is this Thursday from 11:30 to 1:00.

## Staff Business

Jim Ballew noted that the recreation guide came out last Thursday. He expressed appreciation to Doug Buell for his hard work to get that out in a timely manner. He also thanked other staff who helped author some of the new programs. He added that this guide is the largest program offering yet to the community.

Robb Lamoureux thanked Chief Smith for coming in and recognizing his service since he was actually on vacation. He added that the Graffiti Task Force Community Clean-Up Subcommittee has met and will be meeting again next week. They are organizing a community clean-up event using volunteers. There appears to be a lot of interest in this.

Sandy Langdon had no comments.

Grant Weed stated the need for an Executive Session to discuss one potential litigation item, one pending litigation item, and one real estate item with action expected on the pending litigation item following the executive session. He estimated that they would need 20 minutes.

Gloria Hirashima:

- The Everett Clinic submitted for a building permit for their new facility on the northwest corner of 172<sup>nd</sup> and I-5. This will be a 60,000 square foot new facility which should be a nice addition to that area.
- Wal-Mart received their civil plan approval last week.
- Staff has heard that the Marysville Mall may have been sold recently. The City will be trying to get hold of the new owners to make sure they are familiar with the Downtown Plan.
- The Marysville Water Bill has made it out of Rules last week. It still needs the full senate vote which may occur this week.
- The website is coming along very well. Staff is being trained on how to develop content for the department pages. It should be going live later this month.

## Call on Councilmembers

Carmen Rasmussen requested an excused absence next Monday, April 4 in case her flight is delayed. She will also be out of town on Monday, April 11 and requested an excused absence for that as well.

John Soriano had no comments.

Michael Stevens attended the Tip-A-Cop event at Red Robin on Saturday and felt that this was a very positive event. He explained that his wife experienced a vehicle prowler last weekend. He expressed appreciation to Officer Young, the officer who assisted her following the event.

Jeff Vaughan:

- He asked CAO Hirashima if there is some kind of centralized control before content created by departments is published to the website. CAO Hirashima explained that the administrators review it prior to loading it up.
- He thanked the Mayor for the recognition of Eagle Scout Michael Thomas.

Donna Wright reported that the Snohomish Health District Health Officer has claimed there is no danger of radiation from the Japan disaster. She noted that a citizen has asked her if we test the water for radiation. Mayor Nehring indicated he would follow up on that.

Jeff Seibert had no comments.

Council recessed at 7:34 p.m. before reconvening at 7:45 p.m. for Executive Session to discuss three items expected to take 20 minutes with action being requested on the pending litigation item.

## Executive Session

- A. Litigation – one potential litigation item, one pending litigation item - (RCW 42.30.110 (1)(i))
- B. Personnel
- C. Real Estate – one item

Council reconvened at 8:05 p.m. - (RCW 42.30.110 (1)(i))

**Motion** made by Councilmember Seibert, seconded by Councilmember Stevens, to authorize the Mayor to sign the Settlement Agreement as discussed in Executive Session. **Motion** passed unanimously (6-0).

*DRAFT*

**Adjournment**

Seeing no further business Mayor Nehring adjourned the meeting at 8:05 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

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Mayor  
Jon Nehring

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April O'Brien  
Deputy City Clerk



**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: April 11, 2011**

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

Please see attached.

**RECOMMENDED ACTION:**

The Finance and Executive Departments recommend City Council approve the **March 30, 2011** claims in the amount of **\$423,703.90** paid by **Check No.'s 69180 through 69310**.

**COUNCIL ACTION:**

BLANKET CERTIFICATION  
**CLAIMS**  
FOR  
**PERIOD-3**

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 **\$423,703.90 PAID BY CHECK NO.'S 69180 THROUGH 69310** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

*Andy Gumpston*  
AUDITING OFFICER

3/25/11  
DATE

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **30TH DAY OF MARCH 2011.**

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

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

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COUNCIL MEMBER

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COUNCIL MEMBER

**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 3/24/2011 TO 3/30/2011**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
69180	AFTS	WEB PAYMENT SERVICES-FEB.2011	UTILITY BILLING	845.25
	AFTS	REMITTANCE PROCESSING-FEB.2011	UTILITY BILLING	1,250.11
	AFTS	BILL PRINTING SERVICES-FEB.201	UTILITY BILLING	5,152.32
69181	AMSAN SEATTLE	TRASH BAGS-ADOPT-A-STREET	TRANSPORTATION MANAGEM	31.50
	AMSAN SEATTLE	DEGREASER	ER&R	364.77
69182	ARAMARK UNIFORM	UNIFORM CLEANING	EQUIPMENT RENTAL	28.86
	ARAMARK UNIFORM		EQUIPMENT RENTAL	28.86
69183	AUSTIN, MARGARET	CLASS REFUND	PARKS-RECREATION	60.00
69184	BANK OF AMERICA	DEMO FEE REIMBURSEMENT	UTIL ADMIN	-31.57
	BANK OF AMERICA		GMA - STREET	125.00
69185	BICKFORD FORD	TRUNK LOCK TUMBLER	EQUIPMENT RENTAL	46.33
	BICKFORD FORD	MISC. PARTS - # P113	EQUIPMENT RENTAL	49.08
69186	BOYD, RAE	INMATE MEDICAL CARE	DETENTION & CORRECTION	2,835.00
69187	BRIM TRACTOR	CONTROL KIT	MAINTENANCE	82.91
	BRIM TRACTOR	ON/OFF SWITCH	EQUIPMENT RENTAL	229.86
69188	CARRS ACE	FLOODLIGHTS & BULBS	PARK & RECREATION FAC	110.67
	CARRS ACE	LADDER & POST HOLE DIGGER	TRANSPORTATION MANAGEM	532.01
69189	CASCADE NATURAL GAS	NATURAL GAS SERVICES-STILLY PL	WATER FILTRATION PLANT	3,163.80
69190	CDW GOVERNMENT INC	DATA CENTER PROJECT SOFTWARE	CENTRAL SERVICES	7,155.35
69191	CEMEX	CLASS B ASPHALT	ROADWAY MAINTENANCE	352.92
	CEMEX		ROADWAY MAINTENANCE	1,128.26
69192	CHAMPION BOLT	PENTA SOCKET	PARK & RECREATION FAC	30.46
69193	CHHOOM, THY	CLASS REFUND	PARKS-RECREATION	59.00
69194	CLYDE WEST	REAR DOOR SEAL	EQUIPMENT RENTAL	515.23
69195	COMCAST	CABLE SERVICE-PRO SHOP	PRO-SHOP	74.25
	COMCAST	MONTHLY BROADBAND CHARGE	COMPUTER SERVICES	209.90
69196	COOP SUPPLY	BALE OF STRAW	SIDEWALKS MAINTENANCE	8.68
69197	CORN, CHERYL	CLASS REFUND	PARKS-RECREATION	35.00
69198	CORPORATE OFFICE SPL	WYPALL WIPES	ER&R	94.43
69199	CRESCENT ELECTRIC	FLOURESCENT LAMPS-RESTAURANT	GOLF ADMINISTRATION	105.82
69200	DAILY JOURNAL OF COM	ZONE BOUNDARY MODIFICATION	WATER CAPITAL PROJECTS	313.20
69201	DAY WIRELESS SYSTEMS	REPAIR MODEM P128	POLICE PATROL	267.55
	DAY WIRELESS SYSTEMS	REPAIR MODEM P133	POLICE PATROL	267.55
69202	DERUSHE, MILES	MEAL REIMBURSEMENT	DETENTION & CORRECTION	13.65
69203	DIAMOND B CONSTRUCT	HVAC MAINTENANCE	SOURCE OF SUPPLY	96.65
	DIAMOND B CONSTRUCT		MAINT OF GENL PLANT	149.53
	DIAMOND B CONSTRUCT		PARK & RECREATION FAC	202.39
	DIAMOND B CONSTRUCT		COMMUNITY CENTER	299.07
	DIAMOND B CONSTRUCT		WATER FILTRATION PLANT	611.62
	DIAMOND B CONSTRUCT		MAINTENANCE	669.19
	DIAMOND B CONSTRUCT		COURT FACILITIES	800.54
	DIAMOND B CONSTRUCT		ADMIN FACILITIES	864.24
	DIAMOND B CONSTRUCT		UTIL ADMIN	910.84
	DIAMOND B CONSTRUCT		WASTE WATER TREATMENT	1,023.61
	DIAMOND B CONSTRUCT		LIBRARY-GENL	1,116.55
	DIAMOND B CONSTRUCT		PUBLIC SAFETY FAC-GENL	1,234.24
69204	DICKS TOWING	TOWING EXPENSE	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE - MP 11-01263	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE - MP 11-01310	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE	POLICE PATROL	271.50
69205	DISCOUNT TOWING		POLICE PATROL	107.24
69206	DOLL, ANNA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
69207	DUBYNE, KELLY R.	INSTRUCTOR SERVICES	RECREATION SERVICES	39.69
39208	DUNLAP INDUSTRIAL	HOT PATCH TRUCK SUPPLIES	ROADWAY MAINTENANCE	103.74
	DUNLAP INDUSTRIAL	GRINDER & MISC. ITEMS	PUMPING PLANT	230.32
39209	DUNN LUMBER	REBAR FOR LAKEWOOD CROSSING PR	STREET LIGHTING	7.95
39210	E&E LUMBER	CREDIT	PARK & RECREATION FAC	-1.39

**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 3/24/2011 TO 3/30/2011**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
69210	E&E LUMBER	MISC PARTS FOR RESTROOM-MILL	MAINT OF GENL PLANT	9.95
	E&E LUMBER	SNAP RING PLIERS	PARK & RECREATION FAC	15.19
	E&E LUMBER	SUPPLIES-CITY HALL	ADMIN FACILITIES	17.33
	E&E LUMBER	GRAFFITI SUPPLIES	COMMUNITY DEVELOPMENT-	28.32
	E&E LUMBER	METAL ROOFING, ROLLER COVER	PARK & RECREATION FAC	41.63
	E&E LUMBER	PAINT-STRAWBERRY FIELDS	PARK & RECREATION FAC	45.54
	E&E LUMBER	SELF CLOSING HINGES	MAINT OF GENL PLANT	54.28
	E&E LUMBER	SAW BLADE & GLOSS SPRAY	ADMIN FACILITIES	57.64
	E&E LUMBER	GRAFFITI SUPPLIES	COMMUNITY DEVELOPMENT-	59.20
	E&E LUMBER	CHAIN-PARK SWING	PARK & RECREATION FAC	135.74
	E&E LUMBER	LUMBER-MAINT. GAS SHED	PARK & RECREATION FAC	208.05
69211	EDWARDS, CAMILLE	CLASS REFUND	PARKS-RECREATION	60.00
69212	EMERALD HILLS	COFFEE SERVICE-KBCC	BAXTER CENTER APPRE	65.05
69213	EVERGREEN SECURITY	SERVICE CALL	COURT FACILITIES	320.37
69214	FAULKNER, JOHN	LEOFF 1 REIMBURSEMENT	POLICE ADMINISTRATION	312.68
69215	FEENEY WIRELESS	AIRLIXX PIN POINT RADIOS	TRIBAL GAMING-GENL	3,005.46
69216	FRED MEYER	REPLACEMENT JEANS-GEIST	UTIL ADMIN	107.48
69217	GENERAL CHEMICAL	ALUMINUM SULFATE	WASTE WATER TREATMENT	3,163.93
69218	GOLDEN CORAL	EMPLOYEE APPRECIATION	PERSONNEL ADMINISTRATIO	130.32
69219	GRIFFEN, CHRIS	PUBLIC DEFENDER	LEGAL - PUBLIC DEFENSE	112.50
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	180.00
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	202.50
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	300.00
	GRIFFEN, CHRIS		LEGAL - PUBLIC DEFENSE	300.00
69220	GUNDERSON, JARL	LEOFF 1 REIMBURSEMENT	POLICE ADMINISTRATION	328.68
69221	H.B. JAEGER COMPANY	8" D.I. & MEGA LUGS	WATER CAPITAL PROJECTS	587.66
	H.B. JAEGER COMPANY		WATER CAPITAL PROJECTS	611.29
	H.B. JAEGER COMPANY	MISC. PARTS-WATERMAIN PROJECT	WATER CAPITAL PROJECTS	7,061.87
69222	HAWK, KRISTEN	REFUND	PARKS-RECREATION	85.00
69223	HAWKINS, JESSICA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
69224	HIRASHIMA, GLORIA	PARKING/TRAINING REIMBURSEMENT	EXECUTIVE ADMIN	224.69
69225	HOME DEPOT	OFFICE LIGHT BULBS	PRO-SHOP	64.96
69226	INTEGRA CHEMICAL CO	VITA D CHLOR TABLETS	WATER DIST MAINS	644.81
69227	INTEGRA TELECOM	ACCT #769949	SOLID WASTE CUSTOMER E>	12.26
	INTEGRA TELECOM		PURCHASING/CENTRAL STOF	12.26
	INTEGRA TELECOM		LEGAL-GENL	13.43
	INTEGRA TELECOM		CRIME PREVENTION	13.51
	INTEGRA TELECOM		ANIMAL CONTROL	14.60
	INTEGRA TELECOM		BUILDING MAINTENANCE	24.90
	INTEGRA TELECOM		CITY CLERK	25.48
	INTEGRA TELECOM		COMMUNITY CENTER	35.59
	INTEGRA TELECOM		RECREATION SERVICES	36.77
	INTEGRA TELECOM		YOUTH SERVICES	37.45
	INTEGRA TELECOM		EQUIPMENT RENTAL	39.50
	INTEGRA TELECOM		PERSONNEL ADMINISTRATIO	40.85
	INTEGRA TELECOM		STORM DRAINAGE	47.57
	INTEGRA TELECOM		GOLF ADMINISTRATION	53.61
	INTEGRA TELECOM		LEGAL - PROSECUTION	60.39
	INTEGRA TELECOM		FINANCE-GENL	64.46
	INTEGRA TELECOM		EXECUTIVE ADMIN	77.27
	INTEGRA TELECOM		PARK & RECREATION FAC	79.67
	INTEGRA TELECOM		COMPUTER SERVICES	81.69
	INTEGRA TELECOM		COMMUNITY DEVELOPMENT-	88.44
	INTEGRA TELECOM		POLICE ADMINISTRATION	90.53
	INTEGRA TELECOM		GENERAL SERVICES - OVERH	103.55
	INTEGRA TELECOM		UTILITY BILLING	108.89
	INTEGRA TELECOM		POLICE INVESTIGATION	112.45

**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 3/24/2011 TO 3/30/2011**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
69227	INTEGRA TELECOM	ACCT #769949	ENGR-GENL	116.80
	INTEGRA TELECOM		WASTE WATER TREATMENT	127.86
	INTEGRA TELECOM		MUNICIPAL COURTS	138.42
	INTEGRA TELECOM		OFFICE OPERATIONS	145.36
	INTEGRA TELECOM		COMMUNITY DEVELOPMENT-	185.13
	INTEGRA TELECOM		DETENTION & CORRECTION	195.14
	INTEGRA TELECOM		UTIL ADMIN	283.84
	INTEGRA TELECOM		POLICE PATROL	521.72
69228	IRON MOUNTAIN	4X8 ROCK - 7.77 TONS	STORM DRAINAGE	63.29
	IRON MOUNTAIN	3/4" MINUS & 1 1/4" MINUS ROCK	WATER SERVICES	282.58
	IRON MOUNTAIN		STORM DRAINAGE	282.58
	IRON MOUNTAIN		ROADWAY MAINTENANCE	282.58
	IRON MOUNTAIN	3/4" MINUS, 1 1/4" MINUS & 2" M	ROADWAY MAINTENANCE	466.40
	IRON MOUNTAIN		SEWER MAIN INSTALLATION	466.41
69229	JOHN DEERE CORP	2011 JOHN DEERE-GOLF COURSE	EQUIPMENT RENTAL	17,677.51
69230	JUSTICE SYSTEMS CORP	SERVICE CALL	PUBLIC SAFETY FAC-GENL	1,786.96
69231	K-MART	MICROWAVE AND CLEANERS	MAINTENANCE	105.31
	K-MART	FIRST AID SUPPLIES	PARK & RECREATION FAC	131.72
69232	KENWORTH NORTHWEST	SEAL OIL	EQUIPMENT RENTAL	40.48
69233	KUNG FU 4 KIDS	INSTRUCTOR SERVICES	RECREATION SERVICES	467.60
69234	KUSTOM SIGNALS INC	SUPPLIES	POLICE PATROL	402.70
69235	LAKESIDE INDUSTRIES	EZ ST ASPHALT - 5 TONS	WATER DIST MAINS	279.65
	LAKESIDE INDUSTRIES		ROADWAY MAINTENANCE	279.65
69236	LANE & ASSOCIATES	9TH BILLING-ROW & RELOCATION	GMA - STREET	1,823.67
69237	LASTING IMPRESSIONS	CHAPLAINS UNIFORM COAT	POLICE ADMINISTRATION	143.41
69238	LERVICK, YVONNE	CLASS REFUND	PARKS-RECREATION	30.00
69239	LES SCHWAB TIRE CTR	OPEN COUNTRY TIRES (2)	EQUIPMENT RENTAL	538.79
69240	LICENSING, DEPT OF	AUMICK, JOSHUA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	BRAILLARD, DARREN (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	CHRISTISON, DENNIS (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	GOODALE, KENNETH (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SEVERANCE, KYLE (RENEWAL)	GENERAL FUND	18.00
69241	LICENSING, DEPT OF	CREDIT CARD FEES	COMMUNITY DEVELOPMENT-	376.36
69242	LIEN, MARGUERITE	CLASS REFUND	PARKS-RECREATION	30.00
69243	LOWES HIW INC	SLIDING PADS	LIBRARY-GENL	2.16
	LOWES HIW INC		PUBLIC SAFETY FAC-GENL	2.16
	LOWES HIW INC		UTIL ADMIN	2.16
	LOWES HIW INC		COURT FACILITIES	2.16
	LOWES HIW INC		ADMIN FACILITIES	15.08
	LOWES HIW INC	GRINDER & GRINDING WHEEL	PUMPING PLANT	437.69
69244	MARYSVILLE AWARDS	TROPHY/ENGRAVING	PERSONNEL ADMINISTRATIO	44.95
69245	MARYSVILLE EQUIP	EXCAVATOR RENTAL-DEMO GRANGE	GMA - STREET	1,297.77
69246	MARYSVILLE PRINTING	KBCC FLYERS	COMMUNITY CENTER	244.68
69247	MARYSVILLE, CITY OF	FINAL BILL-6810 84TH ST	GOLF ADMINISTRATION	93.22
69248	MCCAIN TRAFFIC SPLY	RADIO MOUNT	TRANSPORTATION MANAGEM	76.83
69249	MCKINSTRY CO., LLC	PAY ESTIMATE #2 LESS RETAINAGE	CITY STREETS	-149.85
	MCKINSTRY CO., LLC		TRANSPORTATION MANAGEM	3,254.74
69250	MONROE DOOR & MILLWO	POCKET DOOR FRAME-PSB	PUBLIC SAFETY FAC-GENL	70.59
69251	MORGAN SOUND	INTERCOM REPAIR-PRO SHOP	MAINTENANCE	249.78
69252	MOTOR TRUCKS	CREDIT-BILLING ERROR	EQUIPMENT RENTAL	-412.71
	MOTOR TRUCKS	ADJUSTER	EQUIPMENT RENTAL	410.44
	MOTOR TRUCKS	AIR BRAKE SLACK ADJ	EQUIPMENT RENTAL	410.44
	MOTOR TRUCKS	BRAKE ADJUSTER	EQUIPMENT RENTAL	412.71
69253	MOUNT, HERMAN	LEOFF 1 REIMBURSEMENT	POLICE ADMINISTRATION	98.00
69254	MOUNT, MERRILEA	CLASS REFUND	PARKS-RECREATION	30.00
69255	MWH SOFT	MAINT. SUBSCRIPTION RENEWAL	UTIL ADMIN	3,258.00
69256	NEXTEL	ACCT #844448815	ENGR-GENL	32.50

**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 3/24/2011 TO 3/30/2011**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
69256	NEXTEL	ACCT #844448815	POLICE ADMINISTRATION	32.50
	NEXTEL		POLICE ADMINISTRATION	64.99
	NEXTEL		UTIL ADMIN	64.99
	NEXTEL		COMPUTER SERVICES	129.94
69257	NEXTEL	ACCT # 211710620	IS REPLACEMENT ACCOUNTS	814.25
69258	NORTH CENTRAL LABORA	MISC. SUPPLIES-WWTP	WATER/SEWER OPERATION	-16.72
	NORTH CENTRAL LABORA		WASTE WATER TREATMENT	211.15
69259	NORTH COAST ELECTRIC	MISC. TOOLS-FACILITIES	BUILDING MAINTENANCE	60.61
	NORTH COAST ELECTRIC		BUILDING MAINTENANCE	146.33
69260	NORTHWEST CASCADE	HONEY BUCKET	PARK & RECREATION FAC	183.20
	NORTHWEST CASCADE		RECREATION SERVICES	302.75
	NORTHWEST CASCADE		RECREATION SERVICES	302.75
69261	NORTHWEST PLAYGROUND	SOCCER NETS (3)	RECREATION SERVICES	847.05
69262	NYITRAY, SANDRA	INSTRUCTOR SERVICES	COMMUNITY CENTER	36.00
69263	OFFICE DEPOT	OFFICE SUPPLIES	COMMUNITY DEVELOPMENT-	-25.22
	OFFICE DEPOT		COMMUNITY DEVELOPMENT-	-8.57
	OFFICE DEPOT		UTIL ADMIN	3.27
	OFFICE DEPOT		ENGR-GENL	3.28
	OFFICE DEPOT		PARK & RECREATION FAC	74.45
	OFFICE DEPOT		OFFICE OPERATIONS	128.89
	OFFICE DEPOT		EXECUTIVE ADMIN	203.60
	OFFICE DEPOT		POLICE PATROL	364.69
69264	OLSON, SEAN	MEAL REIMBURSEMENT PER CONTRAC	UTIL ADMIN	14.00
69265	OTAK	PROFESSIONAL SERVICES	SURFACE WATER CAPITAL PI	11,992.95
69266	PACIFIC GEEK	MEMORY	CITY STREETS	-34.85
	PACIFIC GEEK		TRANSPORTATION MANAGEM	440.01
69267	PACIFIC NW BUSINESS	SALES TAX FOR INVOICE # SI-020	UTILITY BILLING	9.80
	PACIFIC NW BUSINESS	TONER	POLICE PATROL	81.40
69268	PACIFIC NW TITLE	TITLE-LITIGATION GUARANTEE	GMA - STREET	666.12
69269	PACIFIC POWER BATTER	BATTERIES	ER&R	25.02
	PACIFIC POWER BATTER	BEACON BATTERY	TRANSPORTATION MANAGEM	59.19
	PACIFIC POWER BATTER	BATTERIES	WATER SERVICES	95.03
	PACIFIC POWER BATTER	MISC. BATTERIES	ER&R	115.20
69270	PART WORKS INC, THE	MISC. PARTS-RESTROOMS	MAINT OF GENL PLANT	99.30
	PART WORKS INC, THE		GOLF ADMINISTRATION	99.30
	PART WORKS INC, THE		LIBRARY-GENL	99.30
	PART WORKS INC, THE		PUBLIC SAFETY FAC-GENL	99.30
	PART WORKS INC, THE		UTIL ADMIN	99.30
69271	PARTS STORE, THE	CORE DEPOSIT CREDIT	EQUIPMENT RENTAL	-7.06
	PARTS STORE, THE	FITTINGS	MAINTENANCE	10.56
	PARTS STORE, THE	FITTING	EQUIPMENT RENTAL	26.13
	PARTS STORE, THE	FUEL PUMP	EQUIPMENT RENTAL	52.61
	PARTS STORE, THE	BRAKE SHOE & CORE DEPOSIT	EQUIPMENT RENTAL	83.58
	PARTS STORE, THE	WINDSHIELD WASHER & FILTER OIL	ER&R	113.25
	PARTS STORE, THE	CAR WASH & MISC. PLASTIC TIES	ER&R	154.98
69272	PETERSEN BROTHERS	FULL PAYMENT-LIBRARY WATER DAM	GENERAL FUND	-1,360.00
	PETERSEN BROTHERS		LIBRARY-GENL	29,539.20
69273	PETROCARD SYSTEMS	FUEL CONSUMED	STORM DRAINAGE	47.87
	PETROCARD SYSTEMS		BUILDING MAINTENANCE	172.31
	PETROCARD SYSTEMS		COMMUNITY DEVELOPMENT-	465.43
	PETROCARD SYSTEMS		PARK & RECREATION FAC	504.39
	PETROCARD SYSTEMS		GENERAL SERVICES - OVERH	2,585.41
	PETROCARD SYSTEMS		SOLID WASTE OPERATIONS	3,083.28
	PETROCARD SYSTEMS		MAINT OF EQUIPMENT	5,115.97
	PETROCARD SYSTEMS		POLICE PATROL	5,832.13
69274	PIAS, PETE	CLASS REFUND	PARKS-RECREATION	35.00
69275	PICK OF THE LITTER	RACK CARDS-GOLF COURSE	GOLF ADMINISTRATION	1,195.14



**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 3/24/2011 TO 3/30/2011**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
69275	PICK OF THE LITTER	2011 CONCERT/MOVIE FLYERS	RECREATION SERVICES	1,757.15
69276	POLLARDWATER.COM	M97 LOCATOR	UTILITY LOCATING	699.94
69277	POPE, NICK	CLASS REFUND	PARKS-RECREATION	60.00
69278	POSTAL SERVICE	POSTAGE-KBCC NEWSLETTER	COMMUNITY CENTER	87.14
69279	POTTER, BRENT	MEAL REIMBUREMENT PER CONTRACT	SEWER MAIN COLLECTION	14.00
69280	PUD	ACCT #2021-7595-6	TRAFFIC CONTROL DEVICES	71.07
	PUD	ACCT #2031-9973-2	TRANSPORTATION MANAGEM	88.13
	PUD	ACCT #2023-6854-4	TRANSPORTATION MANAGEM	191.10
	PUD	ACCT #2023-6855-1	PARK & RECREATION FAC	266.19
	PUD	ACCT #2020-0351-3	PUMPING PLANT	291.67
	PUD	ACCT #2011-4725-3	PUMPING PLANT	433.81
	PUD	ACCT #2010-2160-7	PARK & RECREATION FAC	932.63
	PUD	ACCT #2010-2169-8	PARK & RECREATION FAC	965.20
	PUD	ACCT #2008-2454-8	MAINT OF GENL PLANT	1,287.50
	PUD	ACCT #2003-0347-7	WATER FILTRATION PLANT	1,664.58
	PUD	ACCT #2015-7792-1	PUMPING PLANT	2,179.29
	PUD	ACCT #2014-6303-1	PUBLIC SAFETY FAC-GENL	3,301.83
	PUD	ACCT #2020-0499-0	LIBRARY-GENL	4,735.96
	PUD	ACCT #2020-7500-8	WASTE WATER TREATMENT	7,573.02
	PUD	ACCT #2014-2063-5	WASTE WATER TREATMENT	10,564.26
	PUD	ACCT #2017-2118-0	WASTE WATER TREATMENT	21,300.00
69281	QUINTEL, VICKEY	INSTRUCTOR SERVICES	COMMUNITY CENTER	543.00
69282	RADIOSHACK	SUPPLIES-SCHOOL BEACONS	TRANSPORTATION MANAGEM	33.63
69283	RAMIREZ-OCHOA,CARLOS	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
69284	RV & MARINE SUPPLY	AQUA CHEM	ER&R	89.19
69285	SCHOOLCRAFT, RANDY	MEAL REIMBURSEMENT PER CONTRAC	SEWER MAIN COLLECTION	13.01
	SCHOOLCRAFT, RANDY		SEWER MAIN COLLECTION	13.24
69286	SCHROEDER, LYNN	REFRESHMENT REIMBURSEMENT	POLICE ADMINISTRATION	17.30
	SCHROEDER, LYNN		UTIL ADMIN	17.30
	SCHROEDER, LYNN		FINANCE-GENL	17.30
	SCHROEDER, LYNN		PERSONNEL ADMINISTRATIO	17.30
	SCHROEDER, LYNN		MUNICIPAL COURTS	17.30
	SCHROEDER, LYNN	MTG/MEAL REIMBURSEMENT	EXECUTIVE ADMIN	57.77
	SCHROEDER, LYNN	REFRESHMENT REIMBURSEMENT	EXECUTIVE ADMIN	124.27
	SCHROEDER, LYNN	MTG/MEAL REIMBURSEMENT	CITY COUNCIL	237.01
69287	SIEMENS INDUSTRY, IN	PDM SOFTWARE	WASTE WATER TREATMENT	87.46
	SIEMENS INDUSTRY, IN	TROUBLE SHOOTING FIELD DEVICE	WASTE WATER TREATMENT	151.82
69288	SIGARMS	FIREARMS REPLACEMENT	DRUG ENFORCEMENT	-576.11
	SIGARMS		DRUG ENFORCEMENT	7,275.11
69289	SIX ROBBLEES INC	CREDIT	EQUIPMENT RENTAL	-49.47
	SIX ROBBLEES INC		EQUIPMENT RENTAL	-40.66
	SIX ROBBLEES INC	1/4" COUPLERS	EQUIPMENT RENTAL	40.66
	SIX ROBBLEES INC	1/4" COUPLER & PLUGS	EQUIPMENT RENTAL	49.20
	SIX ROBBLEES INC	SECURITY LATCH	EQUIPMENT RENTAL	71.15
69290	SMOKEY POINT CONCRET	ECOLOGY BLOCKS (5)	TRAFFIC CONTROL DEVICES	135.75
	SMOKEY POINT CONCRET	2.5 YDS 7/8" AEA	STREET LIGHTING	351.59
	SMOKEY POINT CONCRET	2.5 YDS 5.5 SK	SIDEWALKS MAINTENANCE	452.05
69291	SNO CO PUBLIC WORKS	SOLID WASTE DISPOSAL FEES	SOLID WASTE OPERATIONS	100,140.00
69292	SOUND SAFETY	FIRST AID SUPPLIES	PARK & RECREATION FAC	127.90
	SOUND SAFETY	MISC. GLOVES	ER&R	245.01
	SOUND SAFETY	LATEX GLOVES	ER&R	429.95
69293	SPARKS, KELLI	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
69294	SPORT SUPPLY GROUP	SOCCER NETS (2 PR)	RECREATION SERVICES	263.97
69295	SRV CONSTRUCTION	PAY ESTIMATE #9	GMA - STREET	80,321.72
69296	STATE PATROL	FINGERPRINT SERVICES	COMMUNITY DEVELOPMENT-	26.00
	STATE PATROL		GENERAL FUND	231.00
69297	TITLEIST	TITLEIST HIGH # BALLS	GOLF COURSE	224.23

**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 3/24/2011 TO 3/30/2011**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
69297	TITLEIST	TITLEIST BALLS	GOLF COURSE	227.77
69298	UNITED PARCEL SERVIC	SHIPPING EXPENSE	POLICE PATROL	30.21
69299	UNITED PIPE & SUPPLY	PIPE & MISC. PARTS	WATER CAPITAL PROJECTS	8,129.30
69300	VANDERPUTTEN, SHAWN	CLASS REFUND	PARKS-RECREATION	35.00
69301	VCA ANIMAL MEDICAL	VET SERVICES	ANIMAL CONTROL	100.00
	VCA ANIMAL MEDICAL		ANIMAL CONTROL	100.00
	VCA ANIMAL MEDICAL		ANIMAL CONTROL	100.00
69302	VERIZON/FRONTIER	ACCT #102954091901	COMMUNITY DEVELOPMENT-	54.03
	VERIZON/FRONTIER		UTIL ADMIN	54.04
	VERIZON/FRONTIER	ACCT. # 03 0278 1025645669 04	PARK & RECREATION FAC	55.85
	VERIZON/FRONTIER	ACCT #106241644206	CENTRAL SERVICES	653.39
69303	VERIZON/FRONTIER	ACCT #771271033-00001	ENGR-GENL	54.26
	VERIZON/FRONTIER		MUNICIPAL COURTS	54.26
	VERIZON/FRONTIER		PERSONNEL ADMINISTRATIO	54.26
	VERIZON/FRONTIER		FINANCE-GENL	54.26
	VERIZON/FRONTIER		POLICE ADMINISTRATION	54.26
	VERIZON/FRONTIER		EXECUTIVE ADMIN	108.52
	VERIZON/FRONTIER		LEGAL - PROSECUTION	108.52
	VERIZON/FRONTIER	ACCT #771271033-00002	UTIL ADMIN	272.74
	VERIZON/FRONTIER		LEGAL-GENL	302.07
69304	WAXIE SANITARY SUPPL	JANITORIAL SUPPLIES	PARK & RECREATION FAC	75.61
	WAXIE SANITARY SUPPL		PARK & RECREATION FAC	98.62
69305	WEST PAYMENT CENTER	WEST INFORMATION CHARGES	LEGAL - PROSECUTION	518.56
69306	WESTERN FACILITIES	INMATE SUPPLIES	DETENTION & CORRECTION	88.61
69307	WESTERN PETERBILT	CREDIT - BILLING ERROR	EQUIPMENT RENTAL	-53.22
	WESTERN PETERBILT	CREDIT	EQUIPMENT RENTAL	-31.81
	WESTERN PETERBILT	SENSOR	EQUIPMENT RENTAL	31.81
	WESTERN PETERBILT	AIR FREIGHT	EQUIPMENT RENTAL	53.22
	WESTERN PETERBILT	TRANSMISSION SHAFT SENSOR	EQUIPMENT RENTAL	135.52
69308	WHIDBEY ISLAND BANK	ESCROW RETAINAGE ON PAY ESTIMA	GMA - STREET	4,226.33
69309	WHISTLE WORKWEAR	REPLACEMENT JEANS - BRYANT, R	UTIL ADMIN	126.75
69310	WOODMANSEE, LAUREN	INSTRUCTOR SERVICES	RECREATION SERVICES	409.50
<b>WARRANT TOTAL:</b>				<b><u><u>423,703.90</u></u></b>


REASON FOR VOIDS:

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



**CITY OF MARYSVILLE**  
**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE:** April 11, 2011

AGENDA ITEM: Department of Justice/SERS Facility Sublease Renewal	AGENDA SECTION:	
PREPARED BY: Tonya Miranda, Admin Services Manager	APPROVED BY: 	
ATTACHMENTS: Sublease Renewal Form		
	MAYOR	CAO
BUDGET CODE: 40100362.325000 Revenue	AMOUNT \$14,758.56	

**DESCRIPTION**

The current Department of Justice sublease with SERS at the Highway 9 communication tower expired September 30, 2010. The sublease renewal increases the annual lease payment by \$429.84 and extends the lease to September 30, 2011.

The original Contract calls for a rate study to be performed each year to determine what the rate increase should be for the next year's extension. Conducting this rate study has proven to be very difficult using information from other jurisdictions. Radio equipment type, sizes, and locations on other towers vary and contracts seem to vary quite a bit as well so it is difficult to find common conditions to base an increase.

<p><b>RECOMMENDED ACTION:</b>  Staff recommends that Council authorize the Mayor to sign the Department of Justice sublease increasing the annual lease to \$14,758.56 and extending the lease period to September 30, 2011.</p>
<p><b>COUNCIL ACTION:</b></p>

**COMMUNICATION SITE SUBLEASE/LICENSE RENEWAL**

Whereas, the City of Marysville subleases or licenses to U.S. Department of Justice (“Subleasee/licensee”) premises for the location of communications equipment pursuant to the terms of a Nonexclusive Communication Site Sublease/License dated May 11, 2004 (the “Sublease/License”);

Whereas, Subleasee/licensee wishes to exercise a right of renewal under the Subleasee/Licensee;

Now, therefore, it is agreed as follows:

1. Exercise of Renewal. Subleasee/licensee hereby renews the lease for a period of 1 year from October 1, 2010 and ending on September 30, 2011 in accordance with paragraph 6 of the Sublease/License. Rent during the renewal period shall be in the amount of \$14,758.56, payable as follows: Payments will be made monthly through electronic fund transfers in the amount of \$1,229.88 for a total of 12 consecutive payments.
2. Contingencies. Renewal of the Sublease/License is conditioned on the following:  
The extension of this license agreement is contingent upon Congressional approval of FY 2011 funding.
3. Acknowledgement of City. By the signature of the Mayor of the City of Marysville below the City acknowledges renewal of the Sublease/ License on the terms of the said Sublease/License and this Communication Site Sublease/License Renewal.
4. Ratification. Except for the provisions contained herein, the City of Marysville and Subleasee/licensee ratify and affirm as in full force and effect all terms and conditions of the Sublease/License.

In witness whereof the parties subscribed their names as of the date below stated:

City of Marysville

By \_\_\_\_\_  
Jon Nehring, Mayor

Dated: \_\_\_\_\_

Subleasee/License


By: Keenabada

Dated: 2/24/11

**CITY OF MARYSVILLE AGENDA BILL**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: 4/11/2011**

AGENDA ITEM: 2011 budget adjustment to allow the roll-over of 2010 I-Net project funds "Disaster Recovery Project Phase 2 - Diverse Path Fiber Ring" for the expansion of the City's I-Net infrastructure.	
PREPARED BY: Worth Norton DEPARTMENT: Finance / Information Services	DIRECTOR APPROVAL: 
ATTACHMENTS: None	
BUDGET CODE: 10800080 549000	AMOUNT: \$82,000.00

**SUMMARY:**

This request is for a roll-over of funds from the approved 2010 budget request: "Disaster Recovery Project Phase 2 - Diverse Path Fiber Ring." The project was put on temporary hold while attempting to find a partner to share costs of the fiber installation. After working with several local fiber companies, a mutually beneficial arrangement was determined to be unfeasible.

The project had three main components, a conduit from State Avenue to the Waste Water Treatment Plant, fiber from the WWTP to City Hall, and upgraded network equipment. The conduit to the WWTP was finished by City employees at the cost of \$13,975.85. We are requesting the balance of the I-Net funds dedicated for this project, \$82,000.00, be rolled over to 2011.

The need for the City is even greater than previously detailed due to the need for additional fiber strands between City Hall and Public Safety for the implementation of Phase 3 of the Disaster Recovery Plan, which was approved in the 2011 budget.

**RECOMMENDED ACTION:** Staff recommends that Council authorize a mid-year budget adjustment for the rollover of 2010 I-Net funds for the expansion of the City's fiber network.

## 2011 MID-YEAR BUDGET REQUEST

DEPARTMENT NAME I/Net PRIORITY: Very High  
 DEPARTMENT ORG # 108  
 BUDGET REQUEST TITLE: Disaster Recovery Project Phase 2 (of 5) - Diverse Path Fiber Ring

**DESCRIPTION/JUSTIFICATION**

This request is for a roll-over of funds from the approved 2010 budget request of the same name. The project was put on temporary hold while attempting to find a partner to share costs of the fiber installation. After working with several local fiber companies, a mutually beneficial arrangement was determined to not be feasible.

The project had three main components, a conduit from State Avenue to the Waste Water Treatment Plant, fiber from the WWTP to City Hall, and upgrade network equipment. The conduit to the WWTP was finished by City employees at the cost of \$13,975.85. We are requesting the balance of the I-Net funds dedicated for this project, \$82,000.00, be rolled over to 2011.

**BENEFIT IF APPROVED:**

The need for the City is even greater than previously detailed due to the need for additional fiber strands between City Hall and Public Safety for the implementation of Phase 3 of the Disaster Recovery Plan, which was approved in the 2011 budget.

**IMPACT IF DENIED:**

Stalling several projects including the Disaster Recovery Project Phase 2, Domain Upgrade Project, and the Server Consolidation Project including the new database server for the new permit software.

	2010	2011	2012	2013	2014	2010-2014 Total
<b>Revenue Sources:</b>						
Program Fees						-
<b>Expenditures:</b>						
Salaries (11)						-
Overtime (12)						-
Benefits (20)						-
Office & Operating (31)						-
Small Tools (35)						-
Professional Services (41)						-
Miscellaneous (49)	82,000					82,000
Capital (60)						-
<b>Total Expenditures</b>	<b>82,000</b>	-	-	-	-	<b>82,000</b>

*If costs are to be allocated please indicate fund (or org number) and percent split*

**Allocation of Costs:**

10800080	100%	82,000	-	-	-	-	82,000
		-	-	-	-	-	-
		-	-	-	-	-	-
		-	-	-	-	-	-
<b>Total Allocation</b>		<b>82,000</b>	-	-	-	-	<b>82,000</b>

## 2010 BUDGET REQUEST

DEPARTMENT NAME I/Net PRIORITY: High  
 DEPARTMENT ORG # 108  
 BUDGET REQUEST TITLE: Disaster Recovery Project Phase 2 (of 5) - Diverse Path Fiber Ring

**DESCRIPTION/JUSTIFICATION**

This budget request is for a redundant fiber connection between Public Works, City Hall, and Public Safety. This fiber path will help us two fold in that it will serve as a backup for SCADA/Telemetry monitoring and City Networking, and will help the Traffic department with the monitoring of camera systems along the State Avenue corridor. This fiber connection will use a diverse path into buildings to help avoid single points of failure.

**BENEFIT IF APPROVED:**

In July of this year (2009) we had a major communications disaster when the phone and fiber lines where severed at Public Works. Without a redundant fiber path, the City had to rely on physically inspecting all SCADA/Telemetry locations including all water and sewer facilities and lift stations for a period of 31 hours. If this had happened at the Public Safety Building, the outage may have effected the entire city and would have taken much longer to fix.

This is phase two of a multiple phase disaster recovery project. Future phases include: \* Automatic phone and network failover. \* Virtual servers that will replace existing server hardware that can be moved to off-site facilities within hours of a disaster and also save the city power and hardware costs in the future. \* Portable wireless LAN bridges that can replace lost connectivity to individual buildings. This phase is an important foundation for implementing the ongoing disaster recovery project.

**IMPACT IF DENIED:**

Potential financial impact from manual monitoring during SCADA/Telemetry outages. Potential citizen business interruption due to the possibility of communications being lost between the City's main data centers of Public Works, Public Safety, and City Hall. Significant public safety risk and liability exist due to reduced number of monitory cycles that would detect sewer overflows.

	2010	2011	2012	2013	2014	2010-2014 Total
<b>Revenue Sources:</b>						
Program Fees						-
<b>Expenditures:</b>						
Salaries (11)						-
Overtime (12)						-
Benefits (20)						-
Office & Operating (31)						-
Small Tools (35)						-
Professional Services (41)						-
Miscellaneous (49)	96,300					96,300
Capital (60)						-
<b>Total Expenditures</b>	<b>96,300</b>	-	-	-	-	<b>96,300</b>

*If costs are to be allocated please indicate fund (or org number) and percent split*

**Allocation of Costs:**

10800080	100%	96,300	-	-	-	-	96,300
		-	-	-	-	-	-
		-	-	-	-	-	-
		-	-	-	-	-	-
<b>Total Allocation</b>		<b>96,300</b>	-	-	-	-	<b>96,300</b>

FOR 2010 13

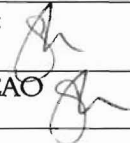
	ORIGINAL ESTIM REV	ESTIM REV ADJSTMTS	REVISED EST REV	ACTUAL YTD REVENUE	REMAINING REVENUE	PCT COLL
-----						
108 I/NET						
-----						
10800000 500001 ENDING FUND BALANCE	54,758	0	54,758	.00	54,758.00	.0%
10800080 541000 PROFESSIONAL SERVIC	15,000	0	15,000	17,932.08	-2,932.08	119.5%*
10800080 549000 MISCELLANEOUS	0	0	0	2,254.73	-2,254.73	100.0%*
TOTAL UNDEFINED PROJECT	69,758	0	69,758	20,186.81	49,571.19	28.9%
1005 REDUNDANT FIBER RING						
-----						
10800080 549000 1005 REDUNDANT FIBE	96,300	0	96,300	13,975.85	82,324.15	14.5%
TOTAL REDUNDANT FIBER RING	96,300	0	96,300	13,975.85	82,324.15	14.5%
TOTAL I/NET	166,058	0	166,058	34,162.66	131,895.34	20.6%
TOTAL EXPENSES	166,058	0	166,058	34,162.66	131,895.34	
GRAND TOTAL	166,058	0	166,058	34,162.66	131,895.34	20.6%

\*\* END OF REPORT - Generated by Sandy Langdon \*\*

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE:** April 11, 2011

<b>AGENDA ITEM:</b> Mutual Agreement regarding Application of Refund – Costco Wholesale Corporation	<b>AGENDA SECTION:</b> New Business	
<b>PREPARED BY:</b> Gloria Hirashima, Chief Administrative Officer	<b>AGENDA NUMBER:</b>	
<b>ATTACHMENTS</b> 1. Mutual Agreement	<b>APPROVED BY:</b>	
	MAYOR	CAO 
<b>BUDGET CODE:</b>	<b>AMOUNT:</b>	

A mutual agreement is proposed between Costco Wholesale Corporation and the City of Marysville to allow Costco to apply its traffic impact fee refund towards the obligation for LID 71. Costco paid \$382,360.50 in traffic impact fees for its new business in 2006. MMC 18B.14.035(2)(a) entitles a business meeting certain sales tax generation performance measures over a 3 year period to apply for a refund of 50% of the traffic impact fees initially paid plus interest on the amount. Costco met the revenue standards and as a result is eligible for the refund. The City formed LID 71 in September 2010 for a roadway improvement project that will benefit Costco. The City and Costco have negotiated application of the traffic impact fee refund towards the LID 71 payment by the attached agreement.

<b>RECOMMENDED ACTION:</b> Authorize Mayor to sign the mutual agreement.
<b>COUNCIL ACTION:</b>

**MUTUAL AGREEMENT REGARDING APPLICATION OF POTENTIAL  
REFUND**

This Mutual Agreement Regarding Application of Potential Refund (“Agreement”) is made this 28<sup>th</sup> day of March, 2011 between the City of Marysville, a Washington municipal corporation (“City”) and Costco Wholesale Corporation, a Washington corporation (“Applicant”).

Whereas, Applicant, pursuant to MMC 18B.14.030 on February 17, 2006 paid to City traffic impact fees totaling \$382,360.50;

Whereas, Applicant, pursuant to MMC 18B.14.035 (2)(a) made application for a traffic impact fee exemption;

Whereas, Applicant is a “new commercial retail business” in the City as defined by MMC 18B.14.035 (3) and said new commercial business is located in the following prescribed land use zone: General Commercial (GC);

Whereas, City holds the traffic impact fees paid by Applicant on deposit;

Whereas, City issued to Applicant a certificate of occupancy on October 5, 2006;

Whereas, the three year period for determination of exemption expired on October 5, 2009;

Whereas, Applicant has generated to the City average annual City of Marysville portion sales and use tax revenue of at least \$200,000 based upon the three-year period commencing from the date of the certificate of occupancy;

Whereas, Applicant is entitled to a refund of 50% of the traffic impact fee with accrued interest pursuant to MMC 18B.14.035 (4) (b) (the “Refund”);

Whereas, Applicant owns property (the “Property”) located in a local improvement district (“LID 71”) formed by the City in September, 2010 for a roadway improvement project;

Whereas, is the Property is described as follows:

**LEGAL DESCRIPTION:**

Section 29 Township 31 Range 5 Quarter NE - LOTS 10 & 11 OF LAKEWOOD CROSSING BSP REC UND AFN 200511235246 BEING PTN N1/2 SW1/4 NE1/4 SD SEC 29

**ADDRESS:** 16616 Twin Lakes Avenue, Marysville, WA 98271.

16616 Twin Lakes Avenue

Marysville, WA 98271

W/M-10-032/Costco-Mutual Agreement\_final. 3.4.11



Whereas, the Applicant's Property is subject to an assessment ("Assessment") for the benefit of the local improvements built through LID 71;

Whereas, City and Applicant desire to enter into this Agreement for the Refund to be applied to the Assessment, in accordance with MMC 18B.14.035 (4)(e);

NOW THEREFORE, it is agreed between City and Applicant as follows:

1. Truth of Recitals. City and Applicant agree that the recitals above are true and accurate.

2. Application of refund; excess. The City's shall apply the Refund to Applicant's Assessment for LID 71. The Refund shall remain on deposit with City accruing interest until the first date when payment of the Assessment is permitted under applicable law for LID 71 and then immediately paid on the Assessment by the City. If the amount of the Refund exceeds the amount of the Assessment, the excess proceeds shall be paid to Applicant within thirty (30) days after the date of City's payment of the Assessment.

3. If the Assessment is not imposed on Applicant by December 31, 2013 (the "Date") then within thirty (30) days after the Date, City shall make payment of the Refund to Applicant.

4. Obligation to pay assessment; shortage. If the amount of the Refund is less than the Assessment, the unpaid balance of the Assessment shall be the obligation of the Applicant, to be paid when due and shall be a charge on the land in accordance with the provisions of Chapters 35.44- 35.49 RCW.

5. Right to interplead; dispute. In the event a dispute shall develop between City and Applicant concerning this Agreement or application of any Refund under this Agreement, the parties agree that City may interplead the Refund into the registry of the Snohomish County Superior Court and such dispute shall be resolved in said court.

6. Interpretation. This Agreement was drafted by attorneys for the City. Notwithstanding City having caused the drafting of this Agreement, the provisions of this Agreement shall not be interpreted against the City but shall be given a fair and equal interpretation as if drafted by both parties.

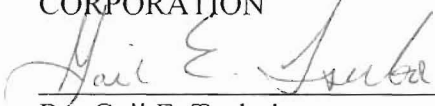
7. Complete agreement; integration. This Agreement is intended to be an integrated, complete and final agreement, and there are no other or further agreements between the parties except as set out herein concerning the subject matter of this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date set forth above.

CITY OF MARYSVILLE

COSTCO WHOLESALE CORPORATION

\_\_\_\_\_  
JON NEHRING, Mayor

  
\_\_\_\_\_  
By: Gail E. Tsuboi  
Title: Assistant Secretary

ATTEST:

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

Approved as to form:

\_\_\_\_\_  
GRANT K. WEED, City Attorney

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE:** April 11, 2011

<b>AGENDA ITEM:</b> Relinquishment and Termination of Easement	<b>AGENDA SECTION:</b>	
<b>PREPARED BY:</b> Chris Holland, Senior Planner	<b>AGENDA NUMBER:</b>	
<b>ATTACHMENTS:</b> <ul style="list-style-type: none"> <li>• Resolution</li> <li>• Relinquishment</li> <li>• Existing Utility Easement</li> <li>• Cruz Short Plat</li> <li>• Scottsdale Lane Short Plat</li> <li>• Utility Map w/aerial photo</li> </ul>	<b>APPROVED BY:</b>	
	<b>MAYOR</b>	<b>CAO</b>
<b>BUDGET CODE:</b>	<b>AMOUNT:</b>	

This Relinquishment and Termination of Easement is for the benefit of Lot 4, Cruz Short Plat, located at 11905 52<sup>nd</sup> Drive NE. There are no existing utilities in the easement and none are planned. All surrounding lots are served or have access to utilities. The owner would like to build a shop in the back yard and the easement encumbers the north property line, requiring a 15 foot setback instead of a typical 5 foot setback from property line.

<b>RECOMMENDED ACTION:</b> Public Works and Community Development staff recommends Council authorize the Mayor to sign the Resolution and the Relinquishment and Termination of Easement.
<b>COUNCIL ACTION:</b>

**CITY OF MARYSVILLE**  
**Marysville, Washington**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF MARYSVILLE, WASHINGTON,  
AUTHORIZING TERMINATION AND RELINQUISHMENT OF A CITY-  
OWNED EASEMENT ON PRIVATE PROPERTY**

WHEREAS, in 1992, Fred Graber, Elton C Wright and Helen Graber granted a 10 foot utility easement to the City of Marysville, recorded under Auditor's File Number 9204060599; and

WHEREAS, utilities were constructed in a different location than the easement described in **Exhibit A**, and the City has no current, past, or future use for the utility easement; and

WHEREAS, the owner of a property encumbered by the utility line easement has requested that the City relinquish said easement;

WHEREAS, the City Council of the City of Marysville has determined that the utility easement is surplus to the City's needs;

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

That the Mayor of the City of Marysville is hereby authorized to execute such instruments as may be required to relinquish, terminate and extinguish the City's interest in the 10 foot utility line easement described in **EXHIBIT A**.

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

CITY OF MARYSVILLE

By: \_\_\_\_\_  
JON NEHRING, MAYOR

Attest:

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

Approved as to form:

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

## EXHIBIT A

A WATERLINE EASEMENT BEING 10 FEET IN WIDTH COMMENCING AT THE NORTHWEST CORNER OF SECTION 10; THENCE SOUTH ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 10, FOR 1485.0 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE PLAT OF AMBLEGREEN, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 42 OF PLATS, PAGE 36, RECORDS OF SNOHOMISH COUNTY, WASHINGTON, THENCE EAST ALONG SAID SOUTH LINE TO A POINT 160.0 FEET WEST OF THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 10, BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUE EAST ALONG THE SAID LINE OF SAID PLAT FOR 170.0 FEET, MORE OR LESS, TO A POINT BEING 10.0 FEET EAST OF THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER; THENCE SOUTH PARALLEL TO THE EAST LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER FOR 447.0 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10; THENCE WEST FOR 10.0 FEET ALONG THE SOUTH LINE OF THE SAID NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE SOUTHWEST CORNER OF THE SAID NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH ALONG THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER FOR 437.0 FEET, MORE OR LESS, TO A POINT BEING 10.0 FEET SOUTH OF THE SOUTH LINE OF THE SAID PLAT OF AMBLEGREEN; THENCE WEST PARALLEL TO AND 10.0 FEET SOUTH OF THE SAID SOUTH LINE FOR 160.0 FEET; THENCE NORTH PARALLEL TO THE EAST LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER FOR 10.0 FEET TO THE TRUE POINT OF BEGINNING.

**After Recording Return to:**

CITY OF MARYSVILLE  
1049 STATE AVENUE  
MARYSVILLE, WA 98270

**RELINQUISHMENT AND TERMINATION OF EASEMENT**

Grantor: CITY OF MARYSVILLE  
Grantee:  
Legal Description: SEE **EXHIBIT A** ATTACHED  
Assessor's Tax Parcel ID#:  
Reference No.:

WHEREAS, in 1992, Fred Graber, Elton C Wright and Helen Graber granted a 10 foot utility easement to the City of Marysville, recorded under Auditor's File Number 9204060599; and

WHEREAS, utilities were constructed in a different location than the easement described in **Exhibit A**, and the City has no current, past, or future use for the utility easement; and

WHEREAS, the City Council of the City of Marysville has determined the utility easement to be surplus to the City's needs;

NOW, THEREFORE,

FOR AND IN CONSIDERATION OF the above representation, the CITY OF MARYSVILLE, a municipal corporation of the State of Washington, hereby relinquishes, terminates and extinguishes the utility easement described in **Exhibit A**;

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2011

CITY OF MARYSVILLE

By: \_\_\_\_\_  
JON NEHRING, MAYOR

STATE OF WASHINGTON )  
                                  )ss.  
COUNTY OF SNOHOMISH )

I certify that I know or have satisfactory evidence that \_\_\_\_\_  
is the person who appeared before me, and said person acknowledged that he signed  
this instrument, on oath stated that he was authorized to execute the instrument  
and acknowledged it as the Mayor of the CITY OF MARYSVILLE to be the free and  
voluntary act of such part for the uses and purposes mentioned in the instrument.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2011

\_\_\_\_\_

\_\_\_\_\_  
(Legibly print name of notary)  
NOTARY PUBLIC in and for the State of  
Washington, residing at:

\_\_\_\_\_

My commission expires:

\_\_\_\_\_

## EXHIBIT A

A WATERLINE EASEMENT BEING 10 FEET IN WIDTH COMMENCING AT THE NORTHWEST CORNER OF SECTION 10; THENCE SOUTH ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 10, FOR 1485.0 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE PLAT OF AMBLEGREEN, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 42 OF PLATS, PAGE 36, RECORDS OF SNOHOMISH COUNTY, WASHINGTON, THENCE EAST ALONG SAID SOUTH LINE TO A POINT 160.0 FEET WEST OF THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 10, BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUE EAST ALONG THE SAID LINE OF SAID PLAT FOR 170.0 FEET, MORE OR LESS, TO A POINT BEING 10.0 FEET EAST OF THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER; THENCE SOUTH PARALLEL TO THE EAST LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER FOR 447.0 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10; THENCE WEST FOR 10.0 FEET ALONG THE SOUTH LINE OF THE SAID NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE SOUTHWEST CORNER OF THE SAID NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH ALONG THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER FOR 437.0 FEET, MORE OR LESS, TO A POINT BEING 10.0 FEET SOUTH OF THE SOUTH LINE OF THE SAID PLAT OF AMBLEGREEN; THENCE WEST PARALLEL TO AND 10.0 FEET SOUTH OF THE SAID SOUTH LINE FOR 160.0 FEET; THENCE NORTH PARALLEL TO THE EAST LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER FOR 10.0 FEET TO THE TRUE POINT OF BEGINNING.



AFTER RECORDING RETURN TO:  
CITY OF MARYSVILLE  
514 DELTA  
MARYSVILLE, WA 98270

NO EXCISE TAX  
REQUIRED

APR 6 1992

CITY OF MARYSVILLE  
UTILITY EASEMENT

KIRKE SIEVERS, Snohomish County Treasurer  
By KIRKE SIEVERS

THIS INDENTURE made this 1 day of April  
1992, between Fred Graber, Elton C. Wright, Helen Graber hereinafter  
referred to as Grantor; the CITY OF MARYSVILLE, a municipal  
corporation of the State of Washington, hereinafter referred to as  
Grantee; and \_\_\_\_\_, hereinafter  
referred to as Mortgagee,

WITNESSETH:

WHEREAS, Grantor is the owner of certain lands and premises  
situated in the County of Snohomish, State of Washington, described as  
follows:

SEE EXHIBIT "A" ATTACHED  
"B" ATTACHED

and,

WHEREAS, Grantee is desirous of acquiring certain rights and  
privileges across, over, under and upon said lands and premises;

NOW, THEREFORE, Grantor, for valuable consideration, the  
adequacy and receipt of which is hereby acknowledged, hereby conveys  
and grants to the Grantee, its successors and assigns and its  
permittees and licensees, the perpetual right, privilege and authority  
to construct, alter improve, repair, operate and maintain water lines  
and/or sanitary sewer lines, pipes and appurtenances, across, under,  
over, and upon the following described lands and premises situated in  
the County of Snohomish, State of Washington, to-wit:

SEE EXHIBIT "C" ATTACHED

Together with the right of ingress to and egress from said  
lands across adjacent lands of the Grantor, for the purpose of  
constructing, reconstructing, repairing, renewing, altering, or  
changing said lines and appurtenances. Provided, however, the Grantor  
may erect a fence and may landscape within the above described  
easement on the condition that Grantee shall not be responsible for  
repair or replacement of said fence or landscaping if Grantee must  
enter upon said easement for operation, removal, repair, maintenance,  
and/or alteration of said lines and appurtenances, or for any other  
reason reasonably related to the Grantee's interest in said sewer or  
water lines.

The Grantor reserves the right to use the surface of the  
above-described easement in the manner now existing, but shall not  
erect any buildings, structures, patios, or other construction of any  
nature on said easement except as allowed above.

The rights, title, privileges and authority hereby granted  
shall continue to be in force until such time as the Grantee, its  
successors or assigns, shall permanently remove said lines and  
appurtenances from said lands, or shall otherwise permanently abandon  
said lines, at which time all such rights, title, privileges and  
authority hereby granted shall terminate.

9204060599

RECORDED  
92 APR -6 P3:05  
KIRKE SIEVERS  
Snohomish County Treasurer  
Deputy

9204060599

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The Grantor also covenants to and with the Grantee that Grantor is lawfully seized and possessed of the land aforesaid; has a good and lawful right and power to sell and convey same; that same are free and clear of encumbrances, except as above indicated; and that Grantor will forever warrant and defend the title to said easement and the quiet possession thereof against the lawful claims and demands of all persons whomsoever. This conveyance shall be covenant running with the land, and shall be binding on the Grantor, and its heirs, successors and assigns, forever.

Any mortgage on said land held by the Mortgagee is hereby subordinated to the rights herein granted to the Grantee, but in all other respects the said mortgage shall remain unimpaired.

IN WITNESS WHEREOF, this instrument has been executed the day and year first above written.

GRANTOR:

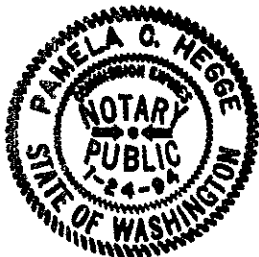
MORTGAGEE:

Elton C. Wright  
Fred Gruber - Helen Gruber

STATE OF WASHINGTON )  
  ) ss  
COUNTY OF SNOHOMISH)

I, the undersigned, a Notary Public, do hereby certify that on this 1 day of April, 1992, personally appeared before me Elton C. Wright and Fred Gruber & Helen Gruber to me known to be the individual(s) described and who executed the within instrument, and acknowledged that they signed the same as theirs free and voluntary act and deed, for the uses and purposes herein mentioned.

GIVEN under my hand and official seal the day and year in this certificate above written.



Pamela C. Hegge  
NOTARY PUBLIC in and for the  
State of Washington, residing at  
W. Parkville, WA  
My Commission expires 1-24-94

utleasmt/pw  
Revised 4/15/91

9204060599

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EXHIBIT "A"

THAT PORTION OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 30 NORTH, RANGE 5 EAST, WILLAMETTE MERIDIAN, DESCRIBED AS FOLLOWS:

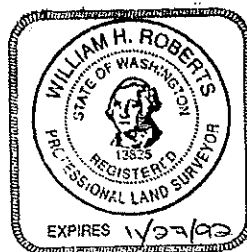
BEGINNING AT A POINT 90 RODS (1485.00 FEET) SOUTH OF THE NORTHWEST CORNER OF SAID SECTION 10; THENCE SOUTH 20 RODS (330.0 FEET) TO AN INTERSECTION WITH THE NORTH LINE EXTENDED WESTERLY OF THAT CERTAIN PARCEL OF LAND CONVEYED TO H.W. KIRBY BY WARRANTY DEED RECORDED OCTOBER 23, 1912 UNDER AUDITOR'S FILE NO. 183166; THENCE EASTERLY ALONG THE NORTH LINE OF SAID KIRBY TRACT AND ITS WESTERLY EXTENSION 80 RODS (1320.00 FEET) MORE OR LESS, TO THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 10; THENCE NORTHERLY ALONG SAID EAST LINE 20 RODS (330 FEET) TO A POINT EAST OF THE POINT OF BEGINNING; THENCE WEST 80 RODS (1320 FEET) TO THE POINT OF BEGINNING. EXCEPT: THE WEST 20 FEET THEREOF FOR COUNTY ROAD.

EXHIBIT "B"

THAT PORTION OF SECTION 10, TOWNSHIP 30 NORTH, RANGE 5 EAST, WILLAMETTE MERIDIAN BEING THE NORTH 200.0 FEET OF THE WEST 250.0 FEET OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 10.

EXHIBIT "C"

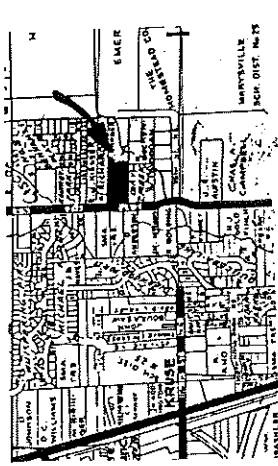
A WATERLINE EASEMENT BEING 10' FEET IN WIDTH COMMENCING AT THE NORTHWEST CORNER OF SECTION 10; THENCE SOUTH ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 10, FOR 1485 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE PLAT OF AMBLEGREEN, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 42 OF PLATS, PAGE 36, RECORDS OF SNOHOMISH COUNTY, WASHINGTON, THENCE EAST ALONG SAID SOUTH LINE TO A POINT 160.0 FEET WEST OF THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 10, BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUE EAST ALONG THE SAID LINE OF SAID PLAT FOR 170.0 FEET, MORE OR LESS, TO A POINT BEING 10.0 FEET EAST OF THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER; THENCE SOUTH PARALLEL TO THE EAST LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER FOR 447.0 FEET, MORE OR LESS, TO THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10; THENCE WEST FOR 10.0 FEET ALONG THE SOUTH LINE OF THE SAID NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE SOUTHEAST CORNER OF THE SAID NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; THENCE NORTH ALONG THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER FOR 437.0 FEET, MORE OR LESS, TO A POINT BEING 10.0 FEET SOUTH OF THE SOUTH LINE OF THE SAID PLAT OF AMBLEGREEN; THENCE WEST PARALLEL TO AND 10.0 FEET SOUTH OF THE SAID SOUTH LINE FOR 160.0 FEET; THENCE NORTH PARALLEL TO THE EAST LINE OF THE SAID WEST HALF OF THE NORTHWEST QUARTER FOR 10.0 FEET TO THE TRUE POINT OF BEGINNING.



9204060 599

VOL. 2555 PAGE 2079

NOTE: DUPLEX STRUCTURES ARE NOT PROPOSED FOR ANY LOT



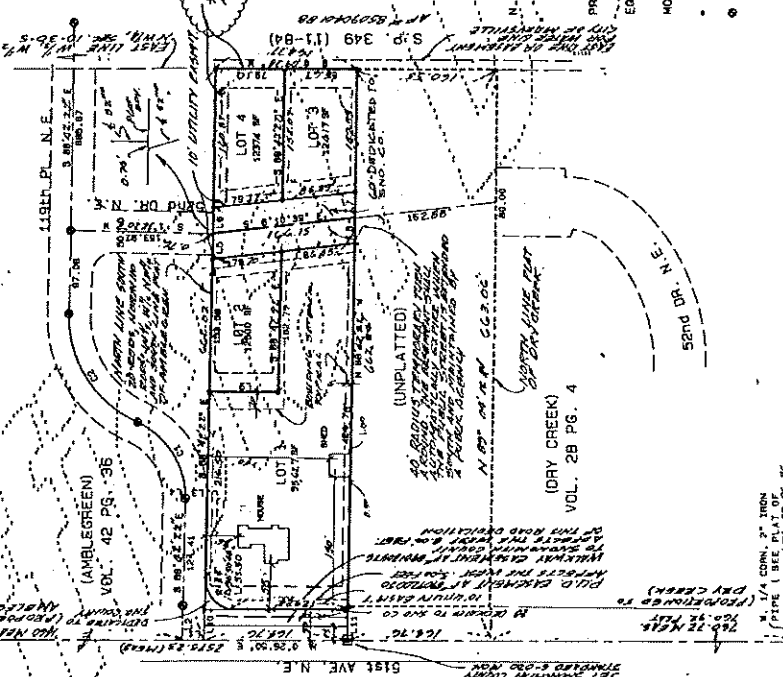
LEGAL DESCRIPTION

THE NORTH ONE-HALF (1/2) OF THE FOLLOWING DESCRIBED TRACT:  
 THE SOUTH 20 FEET OF THE NORTH 110 FEET OF THE WEST ONE-HALF (1/2) OF THE WEST ONE-HALF (1/2) OF THE NORTHWEST ONE-QUARTER (1/4) OF SECTION 10, TOWNSHIP 30 NORTH, RANGE 5 EAST, N.M. EXCEPT PARTS LESS THE NORTH 80 FEET OF THE EAST 144 FEET OF SAID PROPERTY.  
 PARCEL B:  
 THE NORTH 60 FEET OF THE EAST 144 FEET OF THE NORTH ONE-HALF (1/2) OF THE SOUTH 20 FEET OF THE NORTH 110 FEET OF THE WEST ONE-HALF (1/2) OF THE WEST ONE-HALF (1/2) OF THE NORTHWEST ONE-QUARTER (1/4) OF SECTION 10, TOWNSHIP 30 NORTH, RANGE 5 EAST N.M. ACCURATE IN THE COUNTY OF SPOKANE, STATE OF MONTANA.

LINE	N.	D.	BEARING	DISTANCE
L.1	N	0	31' 27" E	40.00
L.2	S	88	52' 22" E	25.00
L.3	N	11	17' 00" E	25.00
L.4	N	88	33' 27" E	25.00
L.5	S	88	52' 22" E	25.00
L.6	N	88	52' 22" E	25.00
L.7	N	88	52' 22" E	25.00
L.8	S	88	52' 22" E	25.00
L.9	N	88	52' 22" E	25.00
L.10	S	88	52' 22" E	25.00
L.11	S	88	52' 22" E	25.00

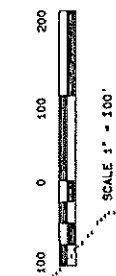
N.W. CORN. SEC. 10.  
 BRASS DISC ( SEE PLAN )  
 DISTANCE TO CENTER POINT OF QUARTER CORNER  
 800.00  
 DISTANCE TO CENTER POINT OF SECTION  
 687.50  
 DISTANCE TO CENTER POINT OF TOWNSHIP  
 887.50

CURVES	1/4	1/2	3/4	FULL	1/4	1/2	3/4	FULL
DELTA	90°	180°	270°	360°	90°	180°	270°	360°
AREA	0	0	0	0	0	0	0	0
PERIMETER	0	0	0	0	0	0	0	0



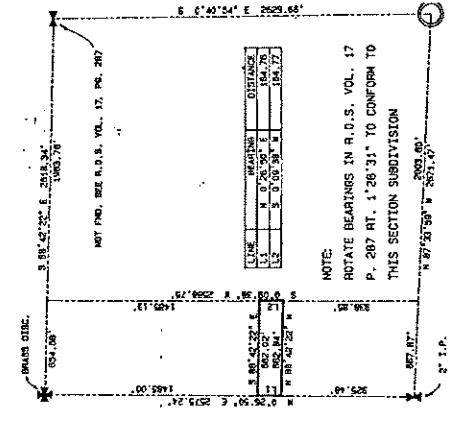
SET STAKE/IRON CORNER  
 N 0° 20' 05" W 1575.18' ( E.O.S. VOL. 17, P. 267 )  
 N 01° 41' 01" W 2875.24' ( PLAT OF AMBLEGREEN )  
 N 0° 20' 05" E 2575.92' ( PLAT OF DRY CREEK )

SURVEY HISTORY



BASIS OF BEARINGS

N 0° 26' 30" E ALONG THE CENTERLINE OF 51ST AVE. N.E. ( ASSUMED )  
 PROCEEDED TO FIELD TRAVERSE ACCURACY MEETS OR EQUIPMENT - 20" THEODOLITE AND E.D.M.  
 MONS VISITED MARCH 1991  
 1/2" X 24" NEBR. W/ GAP-PLS. JAMYS SET THIS SURVEY EQUIPMENT - 20" THEODOLITE AND E.D.M.  
 FOUND 2" BRASS DISC W/ PUNCH MARK



**SURVEY FOR**  
 SHORT SUBDIVISION  
 CHARLES CRUZ  
 11908 BIRCHVIEW, E. MAYFARVILLE WA. WASH. PH. 898-8800

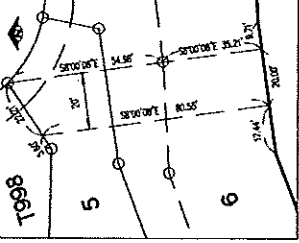
**PARAGON-LAND SURVEYING**  
 P.O. BOX 5103  
 EVERETT WA 98206 SHEET 1 OF 2

**AUDITOR'S CERTIFICATE**  
 FILED FOR RECORD THIS 21st DAY  
 OF JAN. 1993 AT 3:04 P.M.  
 BOOK 1 OF SHORT PLOTS AT PAGE 15-16  
 AT THE REQUEST OF MAX E. FORSBERG

*Dean V. Williams*  
 COUNTY AUDITOR  
*Christy Helgaker*  
 DEPUTY COUNTY AUDITOR



**SURVEYOR'S CERTIFICATE**  
 THIS MAP CORRECTLY REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE REQUIREMENTS OF THE SURVEY RECORDING ACT AT THE REQUEST OF CHARLES CRUZ IN \_\_\_\_\_ 19\_\_



**DRAINAGE EASEMENT  
DETAIL**

SCALE: 1 INCH = 30 FEET

**REFERENCES**

#1 RECORD OF SURVEY, AFN 200006125001  
#2 PLAN OF AMBLEGREEN A/N 8000125014

**BENCHMARK**

TOP OF MONUMENT IN CASE ELEV. = 79.74  
NAVD 88

**EQUIPMENT & PROCEDURE**

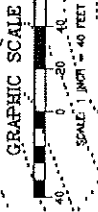
BASES OF BEARINGS:  
RECORD OF SURVEY, AFN 200006125001

BASES OF QUARTER SECTION SUBDIVISION:  
RECORD OF SURVEY, AFN 200006125001

METHOD OF SURVEY: FIELD TRAVERSE

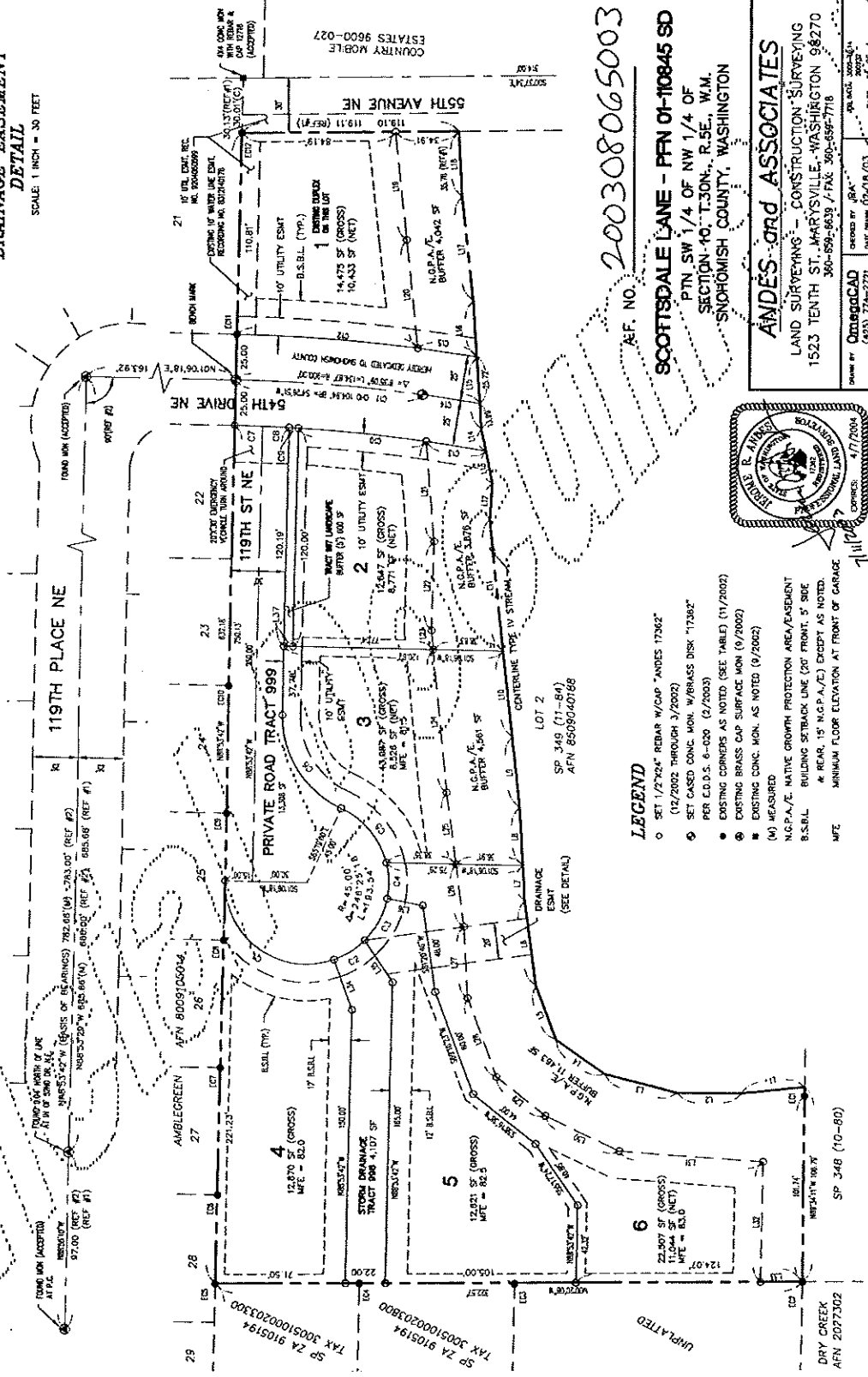
INSTRUMENTATION: GONIOMETER 610 ROBATIC TOTAL STATION  
PRECISION: MEETS OR EXCEEDS STATE STANDARDS WAC  
332-130-090

CURVE LENGTH	RADIUS	DELTA
C1	87.08	43.50
C2	20.00	37.73
C3	26.40	32.72
C4	40.00	25.71
C5	43.00	23.71
C6	43.70	23.60
C7	13.30	25.00
C8	15.00	25.00
C9	3.30	25.00
C10	10.00	25.00
C11	10.00	25.00
C12	10.00	25.00
C13	11.30	25.00
C14	11.30	25.00
C15	11.30	25.00
C16	11.30	25.00
C17	11.30	25.00
C18	11.30	25.00
C19	11.30	25.00
C20	11.30	25.00
C21	11.30	25.00
C22	11.30	25.00
C23	11.30	25.00
C24	11.30	25.00
C25	11.30	25.00
C26	11.30	25.00
C27	11.30	25.00
C28	11.30	25.00
C29	11.30	25.00
C30	11.30	25.00



LINE	LENGTH	BEARING
L1	863.37	S89°52'52"W
L2	32.31	S89°52'52"W
L3	41.98	S89°52'52"W
L4	32.34	S89°52'52"W
L5	31.81	S89°52'52"W
L6	47.15	S89°52'52"W
L7	17.75	S89°52'52"W
L8	30.87	S89°52'52"W
L9	47.18	S89°52'52"W
L10	47.18	S89°52'52"W
L11	77.05	S89°52'52"W
L12	10.54	S89°52'52"W
L13	10.54	S89°52'52"W
L14	10.54	S89°52'52"W
L15	10.54	S89°52'52"W
L16	10.54	S89°52'52"W
L17	57.59	S89°52'52"W
L18	30.89	S89°52'52"W
L19	30.89	S89°52'52"W
L20	22.81	S89°52'52"W
L21	22.81	S89°52'52"W
L22	22.81	S89°52'52"W
L23	22.81	S89°52'52"W
L24	22.81	S89°52'52"W
L25	22.81	S89°52'52"W
L26	22.81	S89°52'52"W
L27	22.81	S89°52'52"W
L28	22.81	S89°52'52"W
L29	22.81	S89°52'52"W
L30	22.81	S89°52'52"W

LINE	LENGTH	BEARING
L31	58.08	S89°52'52"W
L32	58.79	S89°52'52"W
L33	58.79	S89°52'52"W
L34	58.79	S89°52'52"W
L35	58.79	S89°52'52"W
L36	58.79	S89°52'52"W
L37	58.79	S89°52'52"W
L38	58.79	S89°52'52"W
L39	58.79	S89°52'52"W
L40	58.79	S89°52'52"W
L41	58.79	S89°52'52"W
L42	58.79	S89°52'52"W
L43	58.79	S89°52'52"W
L44	58.79	S89°52'52"W
L45	58.79	S89°52'52"W
L46	58.79	S89°52'52"W
L47	58.79	S89°52'52"W
L48	58.79	S89°52'52"W
L49	58.79	S89°52'52"W
L50	58.79	S89°52'52"W



- LEGEND**
- SET 1/2"x24" REBAR W/CAP "ANDES 17362" (12/2002 THROUGH 3/2002)
  - SET CASED CONC. MON. W/BASS DISK "17362" PER C.D.S. 6-020 (2/2003)
  - EXISTING CORNERS AS NOTED (SEE TABLE) (11/2002)
  - EXISTING BRASS CAP SURFACE MON (9/2002)
  - EXISTING CONC. MON. AS NOTED (9/2002)
  - (M) MEASURED
  - N.G.P.A./E. NATIVE GROWTH PROTECTION AREA/EASEMENT
  - B.S.B.L. BUILDING SETBACK LINE (20' FRONT, 5' SIDE & REAR, 15' N.G.P.A./E.) EXCEPT AS NOTED.
  - MFE MINIMUM FLOOR ELEVATION AT FRONT OF GARAGE



**ANDES-ard ASSOCIATES**  
LAND SURVEYING - CONSTRUCTION SURVEYING  
1523 TENTH ST. WASHINGTON, WASHINGTON 98270  
360-592-9638 / FAX 360-599-7718  
OWNED BY: ANDES-ard ASSOCIATES  
DRAWN BY: OmegaCAD  
CHECKED BY: JBAK  
DATE: 02/19/03  
PAGE: 4 OF 4

200308065003  
A.F. NO.  
SCOTTSDALE LANE - PFN 01-10845 SD  
PTN SW 1/4 OF NW 1/4 OF SECTION-10, T.30N., R.5E., W.M., SNOHOMISH COUNTY, WASHINGTON





- |                        |                     |                          |                      |                            |                                   |
|------------------------|---------------------|--------------------------|----------------------|----------------------------|-----------------------------------|
| City Limits            | Sewer Service Area  | Water Service Area       | Water Pump Stations  | <b>Water Valves - Main</b> | DNR Catchbasins (UGA)             |
| Stormdrain Culverts    | Sewer Cleanouts     | <b>Water Lines</b>       | Water PRVs           | <b>POSITION</b>            | DNR Culverts (County)             |
| Stormdrain Catchbasins | Sewer Lift Stations | ACTIVE                   | Water Blowoffs       | CLOSED                     | DNR Drain points (UGA)            |
| TYPE 1                 | Sewer Manholes      | INACTIVE                 | Water Airvacs        | OPEN                       | DNR Detention facilities (County) |
| TYPE 2                 | <b>Sewer Lines</b>  | ABANDONED                | Water Valves - Other | UNKNOWN                    | DNR Cross sections (UGA)          |
| Stormdrain Facilities  | ACTIVE              | Water Meters             | Water Valve Markers  | DNR Drainage network (UGA) | Adopt-a-stream culverts           |
| Stormdrain Lines       | DRY LINE            | Water Storage Facilities | Water Hydrants       | Water Sampling Sites       |                                   |
|                        | ABANDONED           |                          |                      |                            |                                   |

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# CITY OF MARYSVILLE

Marysville, Washington

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

AN ORDINANCE OF THE CITY OF MARYSVILLE AMENDING MARYSVILLE MUNICIPAL CODE CHAPTER 5.60 ENTITLED "ITINERANT MERCHANTS" RELATING TO PEDDLERS, SOLICITORS AND TRANSIENT MERCHANTS; PROVIDING FOR SEVERABILITY; AND EFFECTIVE DATE.

WHEREAS, The City Council has determined it is in the best interest of the community to provide for licensing of peddlers, solicitors and transient merchants;

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

**Section 1.** Marysville Municipal Code Chapter 5.60 entitled "ITINERANT MERCHANTS" is hereby amended by repealing Chapter 5.60 in its entirety and enacting a new chapter 5.60 entitled "ITINERANT MERCHANTS" to read as follows:

## **Chapter 5.60 ITINERANT MERCHANTS**

- 5.60.010 - Definitions.
- 5.60.020 - Peddler/solicitor/master solicitor license required.
- 5.60.030 - License; applicant investigation.
- 5.60.040 - License, or facsimile copy, must be carried on person while peddling or soliciting.
- 5.60.050 - Hours during which peddling is allowed.
- 5.60.060 - Unlawful to peddle or solicit on posted premises.
- 5.60.070 - Exemptions.
- 5.60.080 - Street vendors.
- 5.60.090 - Penalties and violations.

### **5.60.010 - Definitions.**

Terms used in this section shall have the following meanings:

- A. **Peddler** means any person who goes from house to house, or place to place, within the City of Marysville, selling and providing immediate delivery or performance, or offering for sale and immediate delivery or performance, any



goods, wares, merchandise, food, beverages, services, or anything of value, to persons who are not commercial users or sellers of such commodities or services.

B. **Solicitor** means any person who goes from house to house or place to place within the City of Marysville, taking or offering to take orders for the sale of goods, wares, merchandise, food, beverages, services, or anything of value for future delivery or performance from persons not commercial users or sellers of such commodities.

C. **Street vendor** (which includes a peddler and solicitor) means a person who sells goods or services from a place within the city to include but not be limited to display of goods or services on private property or on the public right-of-way.

D. **Master Solicitor** means any person or firm that employs or uses agents or employees to act as solicitors or peddlers.

E. **Vending unit** means the display of goods or services through use of a kiosk, tent, controlled area, cart or vehicle capable of movement.

F. The terms **peddler** or **solicitor** shall not include any person making solicitations for charitable or religious purposes or while exercising political free speech.

G. The terms **peddler** or **solicitor** shall not include participants in an event sponsored by the City of Marysville in conjunction with a special event or festival.

**5.60.020 - Peddler/solicitor/master solicitor business license required.**

No person shall perform peddling, solicitation or street vendor activities within the city prior to obtaining a peddler/solicitor or master solicitor business license under MMC Chapter 5.02, unless such activity is exempt as provided for in this chapter or Chapter 5.02.

**5.60.030 - License; applicant investigation.**

Upon submission of an application, in addition to the provisions of MMC Chapter 5.02, the applicant shall consent to an investigation by the city to determine:

A. The existence of the employer or firm by confirming the State Master Business License or Federal Identification Number.

B. The name, address and identifying information of the person or entity making application to include the identifying information for all agents and employees.

C. Whether the applicant or any solicitor agent listed on the application has a conviction for a felony within the ten years preceding the license application and



the felony directly relates to the qualification of the applicant to be a solicitor or peddler.

D. A criminal history investigation, performed by the city police department, on the applicant and all agents and employees of applicant.

E. The truth of the facts set forth in the application.

**5.60.040 - License, or facsimile copy, must be carried on person while peddling or soliciting.**

A. It shall be unlawful for any individual to peddle or solicit without having in their possession the license issued by the City.

B. Each master solicitor licensee which employs, hires or engages others to act as peddlers or solicitors shall furnish as credentials to each employee, agent, independent contract, or other person peddling or soliciting for or on behalf of such licensee, a facsimile copy of its license upon which shall appear the typed or printed name and address, and the signature of the person to whom such facsimile copy is issued. Such facsimile copies will be issued by the city clerk or designee, who will maintain a listing of all persons to whom facsimile copies are issued by the City. Street vendors shall display their license so that it may be viewed by the public. Facsimile copies shall be nontransferable and shall at all times remain in the possession of the person to whom issued.

C. The license shall be shown to all persons contacted, and to any police officer, deputy sheriff, license officer or code enforcement officer of the city upon the request of such officer.

**5.60.050 - Hours during which peddling is allowed.**

It is unlawful for any person to peddle or solicit, except during the following hours, without the specific prior consent of the prospective buyer:

October 1 through April 30 - Between 10:00 a.m. and 6:00 p.m. of any day.

May 1 through September 20 - Between 10:00 a.m. and 8:00 p.m. of any day.

**5.60.060 - Unlawful to peddle or solicit on posted premises.**

It is unlawful for any peddler or solicitor to ring the bell, or knock on the door, or otherwise attempt to contact an occupant for the purpose of peddling or soliciting any residence or dwelling at which a sign bearing the words "No Peddlers or Solicitors" (or words of similar import indicating that peddlers or solicitors are not wanted on said premises) is painted, affixed, or otherwise exposed to public view; provided that this section shall not apply to any peddler or solicitor who rings the bell, knocks on the door, or otherwise attempts to contact an occupant of such residence or dwelling at the invitation or with the consent of the occupant thereof.

**5.60.070 - Exemptions.**

The following shall be exempt from the provisions of this chapter:

- A. Any instrumentality of the United States, State of Washington, or any political subdivision thereof, with respect to the exercise of governmental functions.
- B. Nonprofit organizations, including but not limited to public, religious, civil, charitable, benevolent, nonprofit, cultural or youth organizations.
- C. Farmers, gardeners, or other persons who deliver or peddle any agricultural, horticultural, or farm products which they have grown, harvested, or produced, provided that this exemption does not apply to the sale of firewood.
- D. Any persons regularly selling or delivering door-to-door to established customers food products, laundry, dry-cleaning services, or baby diapers.
- E. Newspaper carriers who deliver door-to-door.
- F. Any person who is specifically requested to call upon others for the purpose of displaying goods, literature, or giving information about any article, service, or product.
- G. Bona fide candidates, campaign workers, and political committees campaigning on behalf of candidates or on ballot issues and persons soliciting signatures of registered voters on petitions to be submitted to any governmental agency.
- H. Peddlers operating at any City-sponsored or authorized civic event for a time period not to exceed five consecutive days, so long as each peddler's name, address and telephone number is submitted to the City, in advance of the civic event, to be maintained in the City records; and
- I. Vendors operating at a farmers' or public market or other City-sponsored or approved activity under the provisions of a temporary use permit; provided, that the name, address and telephone number of each vendor is provided in advance to the City to be maintained in the City records.

**5.60.080 - Street vendors.**

Street vendors shall comply with the following:

- A. No obstruction of the movement of persons or vehicles in the public right-of-way (street, curb and sidewalk) shall be allowed.

B. The location for the street vendor shall be limited to the location and area identified in the application and/or license. A license does not grant the right to continuously occupy a location in the city, with the city reserving the right to relocate the street vendor.

C. The type and size of the vending unit shall be approved as part of the application or license.

D. The street vendor shall provide a refuse container and maintain the vending site in a clean and orderly state.

E. No mechanical audio or noise making devices are allowed.

F. All advertising shall be placed on the vending unit with no additional advertising allowed in the public right-of-way. Maximum sign area shall not exceed ten square feet.

**ALTERNATIVE LANGUAGE**

No peddler shall have any exclusive right to any location in the public streets, nor be permitted a stationary location, nor be permitted to operate in any congested area where operations might impede or inconvenience the public. For the purpose of this section, the judgment of a police officer, exercised in good faith, shall be conclusive as to whether the area is congested or the public impeded or inconvenienced.

**5.60.090 - Penalties and violations.**

Any person found in violation of any of the provisions of this chapter shall be guilty of a misdemeanor.

A. Criminal penalties. Any person who fails to comply with the provisions of this chapter shall be guilty of a misdemeanor and upon conviction thereof, be punished as provided in RCW 9A.20.021(3). The person may also be ordered to discontinue the unlawful act or correct the violation.

B. Other legal remedies. Nothing in this chapter limits the right of the city to pursue other lawful, criminal, civil or equitable remedies to abate, discontinue, correct or discourage unlawful acts under or in violation of this chapter.

**ALTERNATIVE LANGUAGE**

**5.60.090 - Penalties and violations.**

Violations or failure to comply with this chapter shall be as set forth in MMC section 5.20.140

**Section 2. Severability.** If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction,

such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

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

PASSED by the City Council and APPROVED by the mayor this \_\_\_\_ day of \_\_\_\_\_, 2011.

CITY OF MARYSVILLE

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

ATTEST:

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

APPROVED AS TO FORM

\_\_\_\_\_  
Grant K. Weed, City Attorney.

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