

Marysville City Council Meeting**April 8, 2013****7:00 p.m.****City Hall****Call to Order****Invocation****Pledge of Allegiance****Roll Call****Committee Reports****Presentations**

- A. Volunteer of the Month *
- B. Proclamation: Declaring April 9, 2013 Mayor's Day of Recognition for National Service *
- C. Proclamation: Declaring April 10, 2013 as Arbor Day in the City of Marysville *

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

- 1. Approval of the March 18, 2013 City Council Meeting Minutes.

Consent

- 2. Approval of the March 20, 2013 Claims in the Amount of \$495,477.49; Paid by Check Number's 83334 through 83552 with Check Number's 75462 and 82120 Voided.
- 3. Approval of the March 27, 2013 Claims in the Amount of \$235,000.79; Paid by Check Number's 83553 through 83667 with No Check's Number's Voided.
- 4. Approve Total Health Events to Conduct a Special Event on Sunday, April 28, 2013, Including the Street Closure of Southbound Alder Avenue, South of 2nd Street, and Northbound SR529 South of 2nd Street, as Requested by the Applicant.
- 5. Authorize the Mayor to Sign the Two Quit Claim Deeds Accepting Ownership of the Stormwater Facility Tracks within the Rakestraw Subdivision.
- 6. Authorize the Mayor to Sign the Professional Services Agreement between the City of Marysville and Murray, Smith and Associates, Inc.
- 7. Authorize the Mayor to Sign the Interlocal Agreement between the City of Granite Falls, and the City of Marysville for Outdoor Video Services.

****These items have been added or revised from the materials previously distributed in the packets for the April 1, 2013 Work Session.***

Marysville City Council Meeting**April 8, 2013****7:00 p.m.****City Hall****Review Bids****Public Hearings**

8. Community Development Block Grant Program – Consideration of the Citizen Advisory Committee Recommendation on Program Year 2013 Annual Action Plan.

New Business

9. An **Ordinance** of the City of Marysville, Washington, Amending the City's Municipal Code and Development Regulations By Amending MMC Chapter 22C.060, Smokey Point Master Plan Area – Design Requirements, By Amending Chapter 9, Design Guidelines, of the Smokey Point Master Plan; and Amending Section 22A.010.160 of MMC Chapter 22A.010, General Administration, Related to Tracking Amendments to the City's Uniform Development Code. *

10. An **Ordinance** of the City of Marysville, Washington, Amending the City's Land Use Standards Repealing the Current Temporary Use Provisions Outlined in MMC Chapter 22C.110, Adopting a New MMC Chapter 22C.110, Temporary Uses, Amending the General Fee Structure in MMC 22G.030.020, and Amending Section 22A.010.160 of MMC Chapter 22A.010, General Administration, Related to Tracking Amendments to the City's Uniform Development Code. *

Legal**Mayor's Business****Staff Business****Call on Councilmembers****Executive Session**

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

Adjourn

Special Accommodations: The City of Marysville strives to provide accessible meetings for people with disabilities. Please contact 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.

**These items have been added or revised from the materials previously distributed in the packets for the April 1, 2013 Work Session.*

Update
Index # B



PROCLAMATION
Declaring April 9, 2013 Mayor's Day of Recognition for National Service

- WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and
- WHEREAS, the nation's mayors are increasingly turning to national service and volunteerism as a cost-effective strategy to meet city needs; and
- WHEREAS, AmeriCorps and Senior Corps address the most pressing challenges facing our cities and nation, from educating students for the jobs of the 21st century to preserving the environment and helping communities recover from natural disasters; and
- WHEREAS, national service participants serve in more than 70,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and
- WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and
- WHEREAS, in 2012 in Snohomish County, 1,000 RSVP, or Retired and Senior Volunteer Program volunteers, contributed more than 181,000 hours of volunteer service, and
- WHEREAS, 67 of these volunteers served 19,952 hours in Marysville among 10 locations including the Ken Baxter Community Center, Police Marysville Volunteer Program (MVP), Marysville Community Food Bank and Boys and Girls Club, and
- WHEREAS, AmeriCorps members and Senior Corps volunteers demonstrate commitment, Dedication, and patriotism by making an intensive commitment to service; and
- WHEREAS, the Corporation for National and Community Service shares a priority with mayors nationwide to engage citizens, improve lives, and strengthen communities; and is joining with mayors across the country to support the Mayors Day of Recognition for National Service on April 9, 2013;

NOW, THEREFORE I, JON NEHRING, MAYOR OF THE CITY OF MARYSVILLE on behalf of the City Council and our community do hereby proclaim the day of April 9, 2013 as

Mayor's Day of Recognition for National Service

in the City of Marysville, and encourage residents to recognize the positive impact of national service in our city, thank those who serve, and to find ways to give back to their communities.

Under my hand and seal this Eighth day of April, 2013.

THE CITY OF MARYSVILLE

MAYOR

Update
Index # C

CITY OF MARYSVILLE AGENDA BILL**EXECUTIVE SUMMARY FOR ACTION****CITY COUNCIL MEETING DATE: April 8, 2013**

AGENDA ITEM: Arbor Day Proclamation 2013	
PREPARED BY: Jim Ballew	DIRECTOR APPROVAL:
DEPARTMENT: Parks and Recreation	
ATTACHMENTS: Proclamation	
BUDGET CODE:	AMOUNT:

SUMMARY:

The City will once again be hosting a community tree planting ceremony in observance of the National Arbor Day event on Wednesday April 10, 2013.

The attached Proclamation will be forwarded to the National Arbor Day Foundation and Tree City USA program as the City has been recognized and awarded funding support as a Tree City USA community for four (4) consecutive years.

RECOMMENDED ACTION:

Request Mayor to read and sign the attached Proclamation recognizing the City's participation in the National Arbor Day program.



PROCLAMATION
CITY OF MARYSVILLE

- Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
- Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
- Whereas, Arbor Day is now observed throughout the nation and the world, and
- Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and
- Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and
- Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and
- Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I,

Jon Nehring, Mayor of the City of Marysville, Washington, do hereby proclaim April 10, 2013 as **Arbor Day** In the City of Marysville, Washington and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Under my hand and seal this Eighth day of April, 2013.

THE CITY OF MARYSVILLE

MAYOR

Index #1

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Excuse the absence of Councilmember Stevens.	Approved
Excuse the absence of Councilmember Vaughan.	Approved
Committee Reports	
Presentations	
Swearing-In: Lieutenants, Police Officers, and Sergeants Promotions	Presented
Citizens United Decisions	Presented
Royalty Candidates' Presentation	Presented
Approval of Minutes	
Approval of the February 11, 2013, City Council Meeting Minutes.	Approved
Consent Agenda	
Approval of the February 20, 2013, Payroll in the Amount of \$793,974.76; Paid by Check Number's 26316 through 26351.	Approved
Approval of the February 20, 2013 Claims in the Amount of \$436,149.67; Paid by Check Number's 82775 through 82920 with Check No. 75350 Voided.	Approved
Approval of the February 27, 2013, Claims in the Amount of \$498,985.69; Paid by Check Number's 82921 through 83031 with Check Number's 82514, 82725, and 82770 voided.	Approved
Authorize the Mayor to Sign the Professional Services Agreement Supplemental #1 with James G. Murphy Company to Provide Auctioneering Services.	Approved
Acceptance of the Whiskey Ridge Sewer Extension and Soper Hill Road Water Main Project, Starting the 45-Day Lien Filing Period for Project Closeout.	Approved
Acceptance of the 51st Avenue NE Connector Project, Starting the 45-Day Lien Filing Period for Project Closeout.	Approved
Approval of the March 5, 2013, Payroll in the Amount of \$1,377,357.14; Paid by Check Number's 26352 through 26393.	Approved
Review Bids	
Public Hearing	
New Business	
An Ordinance of the City of Marysville, Washington Related to Frontage Improvements Requirements, Amending Section 12.02A.090 Frontage Improvements Required.	Approved Ord. No. 2920
Legal	
Mayor's Business	
Staff Business	
Call on Councilmembers	
Adjournment	9:36

DRAFT

COUNCIL



MINUTES

Regular Meeting

March 18, 2013

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. Dan Hazen from Allen Creek Community 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:** Steve Muller, Kamille Norton, Jeff Seibert, Rob Toyer, and Donna Wright
- Absent:** Michael Stevens, Jeff Vaughan
- Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Chief Smith, City Attorney Grant Weed, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, and Recording Secretary Laurie Hugdahl.

Mayor Nehring noted that Councilmembers Stevens and Vaughan had both informed staff and Council of prior work commitments tonight.

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to excuse the absence of Councilmember Stevens. **Motion** passed unanimously (5-0).

Motion made by Councilmember Seibert, seconded by Councilmember Muller, to excuse the absence of Councilmember Vaughan. **Motion** passed unanimously (5-0).

Committee Reports

Councilmember Norton reported on the Parks and Recreation Advisory Board meeting last Wednesday where the following items were discussed:

DRAFT

- A recommendation for a name for the park on 67th Avenue will be submitted to the Council sometime in May.
- The spray park design is moving forward with some slight modifications.
- The education campaign and signage has been ordered as a result of the smoking ordinance that the Council passed a few weeks ago. The Board reviewed these materials which have a positive message.
- Thanks to the Marysville Rotary for sponsoring the annual Easter Egg Hunt which will be held on March 30.

Presentations

A. Swearing-In: Lieutenants, Police Officers, and Sergeants Promotions

Chief Smith acknowledged some people from the City's past including: retired Police Chief Bob Carden, retired Police Commander Steve Winters, retired Sgt. Eldon Dennis, retired dispatchers Caroline Baker and Carl Clapp, former Lt. Darin Rasmussen, who is now Asst. Chief at western Washington University, and soon-to-be retired Commander Ralph Krusey.

Commander Wendy Wade introduced new hires: Jennifer Sweeney, Luke Plumbeck, Brandon Lawrenson, and James Tolbert who were sworn in by Mayor Nehring.

Chief Smith commended Kristie Guy and the Human Resources Department for assisting with all of the promotional testing and making the process go smoothly.

Chief Smith announced the promotions of and Mayor Nehring swore in the following:

- Lieutenant Brad Akau
- Lieutenant Larry Buell
- Lieutenant Mark Thomas
- Sergeant Rick Sparr
- Sergeant Wallace Forslof
- Sergeant Pete Shove
- Custody Sergeant Randy Nelson

There was a brief recess from 8:13 to 8:21 p.m. for congratulations.

B. Citizens United Decisions

Rick Bly, 13021 – 58th Ave NE, Marysville, 98271, urged the Council join with the many local and state jurisdictions around the country that have asked the Congress of the United States to amend the U.S. Constitution to limit the overwhelming influence of money in our politics. These jurisdictions include 11 states - two by statewide referenda; multiple counties including three in Washington - Island, Jefferson, and Snohomish County. 500 cities and towns throughout the country have also passed resolutions including Chicago, New York, Los Angeles, as well as nine cities in Washington (Bellingham, Coupeville, Kirkland, La Connor, Langley, Oak Harbor, Olympia, Port

Townsend, and Seattle). Additionally many groups and organizations have passed similar resolutions.

Ken Dammond, 410 Priest Pt. Drive NW, Tulalip, WA 98271, explained that they want this amendment because a huge proportion of people in this country think their voices are being stifled by the input of big money, and the statistics bear that out. Since 2010 when the Supreme Court ruled in *Citizens United*, a landslide of money outside of political campaign money has come into the political theater. That money is often anonymous and is not subject to any rules that limit contributions or require disclosure. This constitutes a threat to every politician at any level. A constitutional amendment is needed because this situation is the result of a Supreme Court decision and the only way to reverse that is for the court to do it itself or for the citizens of the country to ask for it. The people of the country are tired of the impact of big money and want an amendment to straighten it up.

Mr. Bly requested that the Council review the sample resolutions, especially those adopted by the U.S. Conference of Mayors and the City of Seattle; ask their constituents what they think; draft and adopt a resolution; and then notify state and federal officials of their action.

Councilmember Muller asked if this idea is gaining momentum across the country. Mr. Dammond explained that there are many groups across the state working toward the goal of limiting political funding. In Washington State there is a coalition called Washington Coalition to Amend the Constitution which consists of roughly 15 nationwide such as Move to Amend, WashPIRG, Public Campaign, Public Citizen, Free Speech for People, Washington Public Campaigns, and other groups. Around the country the number the number of resolutions that are being adopted is growing daily. In the last election in November there were over 100 referenda and of those not a single one failed to pass. The idea of the resolutions is to document public support for getting a constitutional amendment.

Motion made by Councilmember Seibert, seconded by Councilmember Muller, for staff and the city attorney to craft some options for a resolution and place it on the agenda for future consideration.

Councilmember Wright suggested that they have a work session first before drafting a resolution since they just received the sample documents tonight. Councilmember Muller spoke in support of having staff draft a document. Councilmember Wright noted that there are two sides to this and there is more involved than what this group has presented. Councilmember Seibert spoke in support of moving forward.

Motion carried 4-1 with Councilmember Wright voting against the motion.

DRAFT

C. Royalty Candidates' Presentation

The following royalty candidates gave presentations to the Council: Madison Doty, Kalyah Bojang, Derek Groves, Victoria Stefoglo, Forrest Brown, Israel Lopez, and Franceska 'Franqui' Rojas. Mayor Nehring thanked everyone for their participation.

Audience Participation

Gary Way, 1628 - 2nd Street, Marysville, expressed concern about the number and aggressiveness of beggars in Marysville. He also discussed an issue with pedestrians and bikers at night who are very hard to see. He acknowledged how busy the police are in the City and commended the job that they do.

Mayor Nehring concurred with the concerns about begging. He noted that part of the problem is a constitutional issue regarding free speech. Another issue is educating citizens to stop giving money to beggars, which simply exacerbates the problem, and instead contribute to organizations.

Approval of Minutes

1. Approval of the February 11, 2013, City Council Meeting Minutes.

Motion made by Councilmember Muller, seconded by Councilmember Toyer, to approve the February 11, 2013, City Council Meeting Minutes. **Motion** passed unanimously (5-0).

Consent

2. Approval of the February 20, 2013, Payroll in the Amount of \$793,974.76; Paid by Check Number's 26316 through 26351.
3. Approval of the February 20, 2013 Claims in the Amount of \$436,149.67; Paid by Check Number's 82775 through 82920 with Check No. 75350 Voided.
4. Approval of the February 27, 2013, Claims in the Amount of \$498,985.69; Paid by Check Number's 82921 through 83031 with Check Number's 82514, 82725, and 82770 voided.
5. Authorize the Mayor to Sign the Professional Services Agreement Supplemental #1 with James G. Murphy Company to Provide Auctioneering Services.
6. Acceptance of the Whiskey Ridge Sewer Extension and Soper Hill Road Water Main Project, Starting the 45-Day Lien Filing Period for Project Closeout.
7. Acceptance of the 51st Avenue NE Connector Project, Starting the 45-Day Lien Filing Period for Project Closeout.

DRAFT

9. Approval of the March 5, 2013, Payroll in the Amount of \$1,377,357.14; Paid by Check Number's 26352 through 26393.

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to approve the items 2 through 7 and item 9 from the Consent Agenda. **Motion** passed unanimously (5-0).

Review Bids

Public Hearings

New Business

8. An **Ordinance** of the City of Marysville, Washington Related to Frontage Improvements Requirements, Amending Section 12.02A.090 Frontage Improvements Required.

CAO Hirashima stated that this is a revision to existing frontage improvements requirements in response to issues staff has identified in implementation of the current code. Staff believes the ability to grant some variances from the code would be helpful in order to not create economic hardship on someone trying to improve a neighborhood, house, or a lot.

Motion made by Councilmember Muller, seconded by Councilmember Norton, to approve Ordinance No. 2920. **Motion** passed unanimously (5-0).

Mayor's Business

- Mayor Nehring stated he was in Washington DC last week along with Councilmembers Toyer, Stevens, Wright, and Seibert. It was a very productive NLC conference. They had the opportunity to meet with Congressman Larson and Senator Cantwell and Senator Murray's staff. They had the chance to meet with the Deputy Assistant Secretary of Transportation Beth Osborne regarding the coal train issues. The conference itself also had a number of very good speakers.
- He reported that the registered sex offender bill passed the full senate unanimously (49-0) and is now back at the House for a hearing at the House Public Safety Committee on Wednesday. He distributed a one-page summary of the history and status of the bill.
- The Alaska USA ribbon cutting was a great event.
- Congratulations to the Police Department and Chief Smith for all the great work they are doing.
- He mentioned that he received an email from Caroline Stamfly who commended the Police Department for the excellent service they provided with regard to an incident in her family.

DRAFT

- Another email from a family who lived next door to a drug house commended the amazing speed and efficiency of the Police Department.

Staff Business:

Jim Ballew:

- Clean Sweep is turning out to be quite a project for April 20-27. There will be a week long litany of activities. Anyone with ideas about specific projects or neighborhoods should contact him as there are many volunteers ready to help.
- Parks met with MaryFest group with annual proposals.
- The Spring and Summer Recreation Guide is completed. Doug Buell and Parks staff has created a wonderful guide.

Chief Smith:

- He was very pleased with the pomp and circumstance surrounding the police department promotions tonight.
- The Strawberry Festival Royalty candidates were amazing.
- He will be out of town as of Wednesday for a week. Commander Lamoureux will be in charge.
- Recent city crime statistics for the first two months of the year have shown an increase in burglary, theft, and vandalism. The Police Department is looking at ways to address this. Once the Police Department is fully staffed, they plan to have three members on the night team to effectively address this. The Burglary Strike Team was extremely effective during the three months it lasted and even for the two months afterwards, but now the numbers have increased again.
- There will be a Public Safety meeting next week run by Commander Lamoureux.

Kevin Nielsen:

- There was consensus to move the Public Works Committee from the 5th to the 12th.
- The Strawberry Festival royalty candidates were absolutely amazing.
- A valve on 528 and 3rd is broken and in the process of being repaired.

Sandy Langdon:

- There was a Finance Committee meeting scheduled for this week, but as there is no agenda it will be skipped this month.
- The auditors have called and are scheduled to come in mid-April.
- She asked for input about the tablets. No issues were reported. Councilmember Seibert said he appreciated the notification about updated agenda items.
- She thoroughly enjoyed seeing all the police promotions.

Grant Weed informed Council that beginning next week he will not be around for a couple weeks as he is going skiing and then getting a hip replacement surgery. He introduced his son Kevin Weed who was in the audience and has an interest in law enforcement.

DRAFT

Chief Corn stated that this was a great night for the City and especially the Police Department. The people promoted are high quality people. He congratulated Chief Smith.

Gloria Hirashima:

- Congratulations to the Police Department for a great presentation tonight.
- She gave an update on the Qwuloolt project. They had a meeting Monday with the Corps of Engineers, the Tribes, and others and were informed that the advance mitigation ran into some rules issues so the City is unable to get the kind of credit they were expecting. They will continue to work with the Corps to resolve this.
- She gave an update on Clean Sweep events. The bulk of the money budgeted by the Council will be used for dump fees. The neighborhoods identified for cleanup are the Timberbrook neighborhood, Kellogg Village and the north downtown area between I-5 and the railroad tracks. For the broader community there will also be larger right-of-way cleanups and cleanup of certain properties and corridors identified by staff.

Call on Council

Kamille Norton:

- Congratulations to Chief Smith on all the promotions.
- She reported that she completed her new council member orientation. She thanked each of the department heads she was able to meet with.

Steve Muller:

- Congratulations to Chief Smith for the success of his department and all the promotions. He commended the quality of the people in the Police Department.
- He agreed that that was the best group of royalty candidates he has seen. He believes this is a testament to the quality of schools in Marysville.

Rob Toyer:

- He congratulated the Police Department.
- The NLC conference was a great event. It was a great opportunity to get to know each other better.

Jeff Seibert:

- Congratulations to the officers and the Police Department tonight
- Washington DC was an adventure, as always. They made a good presentation to legislators.
- He discussed an issue with Community Transit buses parking on Grove Street in the eastbound direction by the coffee stand. They are parking where there is no space for them to be out of the traffic lane and causing people to drive around them into oncoming traffic or causing traffic to back up. He suggested that staff look into this issue.

DRAFT

- For Clean Sweep week he wondered if the area by 121st that was brought up earlier by a citizen would be a good spot to address. Mayor Nehring indicated they would check with Code Enforcement Officer Paul Rochon to determine the status of that area.

Donna Wright:

- Congratulations to the Police Department. It was wonderful to see the whole room filled tonight for the celebration. She enjoyed how Chief Smith honored the past, present, and future in the presentation.
- Washington DC was interesting. It's helpful to network with people from all over the United States. Some vendors had some products that the City may be interested in in the future. The speakers were great.

Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 9:36 p.m.

Approved this _____ day of _____, 2013.

Mayor
Jon Nehring

April O'Brien
Deputy City Clerk

Index #2

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: April 8, 2013

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 20, 2013** claims in the amount of **\$495,477.49** paid by **Check No.'s 83334 through 83552 with Check No.'s 75462 & 82120 voided.**

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 **\$495,477.49** PAID BY CHECK NO.'S **83334 THROUGH 83552 WITH CHECK NO.'S 75462 & 82120 VOIDED** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

AUDITING OFFICER DATE

MAYOR DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **20th DAY OF MARCH 2013**.

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83334	REVENUE, DEPT OF	SALES AND USE TAXES-FEB 2013	CITY CLERK	0.09
	REVENUE, DEPT OF		COMMUNITY DEVELOPMENT-	15.73
	REVENUE, DEPT OF		POLICE ADMINISTRATION	33.40
	REVENUE, DEPT OF		CITY STREETS	50.31
	REVENUE, DEPT OF		INFORMATION SERVICES	129.95
	REVENUE, DEPT OF		PRO-SHOP	142.46
	REVENUE, DEPT OF		ER&R	153.90
	REVENUE, DEPT OF		GENERAL FUND	299.96
	REVENUE, DEPT OF		WATER/SEWER OPERATION	717.08
	REVENUE, DEPT OF		DRUG ENFORCEMENT	824.31
	REVENUE, DEPT OF		GOLF COURSE	2,598.29
	REVENUE, DEPT OF		RECREATION SERVICES	2,829.95
	REVENUE, DEPT OF		STORM DRAINAGE	11,307.10
	REVENUE, DEPT OF		SOLID WASTE OPERATIONS	31,317.20
	REVENUE, DEPT OF		UTIL ADMIN	53,287.74
83335	3M	SIGN SHOP FILM	TRANSPORTATION MANAGEM	674.41
83336	ACTIVE NETWORK,LTD	HR CUSTOMIZATION AND PROJECT P	RECREATION SERVICES	553.86
83337	AGNES, MARLENE	REFUND CLASS FEES	PARKS-RECREATION	29.00
83338	ALBERTSONS	TRAFFIC ENGINEER MEET & GREET	ENGR-GENL	10.38
83339	ALBERTSONS	PW COMM MTG REFRESHMENTS	UTIL ADMIN	16.46
83340	ALBERTSONS	INMATE SUPPLIES	DETENTION & CORRECTION	310.54
83341	AMERICAN CLEANERS	DRY CLEANING	POLICE ADMINISTRATION	16.55
	AMERICAN CLEANERS		POLICE PATROL	25.47
	AMERICAN CLEANERS		OFFICE OPERATIONS	47.77
	AMERICAN CLEANERS		POLICE INVESTIGATION	51.92
	AMERICAN CLEANERS		DETENTION & CORRECTION	75.82
83342	AMERICAN PUBLIC WORK	NW FOG FORUM-CRAIN AND COBB	UTIL ADMIN	130.00
83343	ANDERTON, MIKE	UTILITY TAX REBATE	NON-DEPARTMENTAL	65.62
83344	ARAMARK UNIFORM	UNIFORM SERVICE	MAINTENANCE	10.86
83345	ARIES, EVELYN	UTILITY TAX REBATE	NON-DEPARTMENTAL	40.33
83346	AUTO ADDITIONS, INC.	CRUISER SEATS (6)	ER&R	-261.90
	AUTO ADDITIONS, INC.		EQUIPMENT RENTAL	551.19
	AUTO ADDITIONS, INC.		EQUIPMENT RENTAL	551.19
	AUTO ADDITIONS, INC.		EQUIPMENT RENTAL	551.19
	AUTO ADDITIONS, INC.		EQUIPMENT RENTAL	551.19
	AUTO ADDITIONS, INC.		EQUIPMENT RENTAL	551.19
	AUTO ADDITIONS, INC.		EQUIPMENT RENTAL	551.20
83347	AUTO VISUAL	PATROL CAR REPAIR	POLICE PATROL	259.55
83348	BANK OF AMERICA	MEETING REIMBURSEMENT	EXECUTIVE ADMIN	20.17
83349	BANK OF AMERICA	SUPPLY REIMBURSEMENT	RECREATION SERVICES	48.00
	BANK OF AMERICA		PARK & RECREATION FAC	58.58
	BANK OF AMERICA		PARK & RECREATION FAC	100.00
83350	BANK OF AMERICA		GENERAL FUND	-19.18
	BANK OF AMERICA		EXECUTIVE ADMIN	17.03
	BANK OF AMERICA		RECREATION SERVICES	17.03
	BANK OF AMERICA		POLICE ADMINISTRATION	17.03
	BANK OF AMERICA		CITY CLERK	34.05
	BANK OF AMERICA		CITY COUNCIL	156.90
83351	BANK OF AMERICA		PARK & RECREATION FAC	478.70
83352	BANK OF AMERICA	AWC CONFERENCE REIMBURSEMENT	EXECUTIVE ADMIN	54.28
	BANK OF AMERICA		EXECUTIVE ADMIN	275.45
	BANK OF AMERICA		CITY COUNCIL	365.31
83353	BANK OF AMERICA	TRAINING REIMBURSEMENT	POLICE TRAINING-FIREARMS	1,100.00
83354	BANK OF AMERICA	SUPPLY REIMBURSEMENT	INFORMATION SERVICES	-11.22
	BANK OF AMERICA		COMPUTER SERVICES	34.95
	BANK OF AMERICA		COMPUTER SERVICES	141.56
	BANK OF AMERICA		COMPUTER SERVICES	1,014.00
83355	BARRETT, SUZANNE	INSTRUCTOR SERVICES	RECREATION SERVICES	50.40
	BARRETT, SUZANNE		RECREATION SERVICES	168.00
83356	BELLERSEN, SARAH	UTILITY TAX REBATE	NON-DEPARTMENTAL	20.81
	BELLERSEN, SARAH		UTIL ADMIN	36.96

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83356	BELLERSEN, SARAH	UTILITY TAX REBATE	UTIL ADMIN	137.74
83357	BENNETT, LISA ANN	JURY DUTY	COURTS	21.30
83358	BERGER, BETTY J.	UTILITY TAX REBATE	NON-DEPARTMENTAL	53.50
83359	BICKFORD FORD	POWER STEERING CORE REFUND	EQUIPMENT RENTAL	-76.02
	BICKFORD FORD	POWER STEERING UNIT W/CORE CHR	EQUIPMENT RENTAL	210.58
83360	BLUMENTHAL UNIFORMS	UNIFORM CREDIT	POLICE ADMINISTRATION	-123.42
	BLUMENTHAL UNIFORMS	UNIFORM-SMITH	POLICE ADMINISTRATION	42.90
	BLUMENTHAL UNIFORMS	UNIFORM-GOLDMAN	POLICE ADMINISTRATION	61.63
	BLUMENTHAL UNIFORMS	PROMOTION ITEMS	POLICE ADMINISTRATION	103.60
	BLUMENTHAL UNIFORMS	UNIFORM-PLAMBECK	POLICE PATROL	153.13
	BLUMENTHAL UNIFORMS	UNIFORM-WADE	POLICE ADMINISTRATION	162.52
	BLUMENTHAL UNIFORMS	UNIFORM-PLAMBECK	POLICE PATROL	729.48
83361	BOWERS, DAVID	UTILITY TAX REBATE	NON-DEPARTMENTAL	90.81
83362	BOYD, RAE	INMATE MEDICAL CARE	DETENTION & CORRECTION	1,950.00
83363	BRISCOE, DEAN	REIMBURSE CPL RENEWAL FEES	TRANSPORTATION MANAGEM	85.00
83364	BROWN, PHYLLIS	UTILITY TAX REBATE	NON-DEPARTMENTAL	12.45
	BROWN, PHYLLIS		UTIL ADMIN	36.96
	BROWN, PHYLLIS		UTIL ADMIN	137.74
83365	BRUCE, PATRICIA		NON-DEPARTMENTAL	50.89
83366	BRYANT, STEVE	REIMBURSE CDL RENEWAL FEES	UTIL ADMIN	85.00
83367	BUHR, M.E.	UTILITY TAX REBATE	NON-DEPARTMENTAL	75.65
83368	CAPTAIN DIZZYS EXXON	CAR WASHES	ANIMAL CONTROL	9.00
	CAPTAIN DIZZYS EXXON		PARK & RECREATION FAC	9.00
	CAPTAIN DIZZYS EXXON		POLICE PATROL	85.50
83369	CARRS ACE	SIGNAL AND LIGHTING SUPPLIES	TRANSPORTATION MANAGEM	97.98
83370	CARVER, VICKI	INSTRUCTOR SERVICES	RECREATION SERVICES	189.00
	CARVER, VICKI		RECREATION SERVICES	340.20
83371	CDW GOVERNMENT INC	PRINTER REPLACEMENT	IS REPLACEMENT ACCOUNTS	139.92
83372	CEMEX	ASPHALT	ROADWAY MAINTENANCE	260.44
83373	CHENNAULT, KARI	REIMBURSE TRAINING MILEAGE/MEA	STORM DRAINAGE	35.38
83374	CHISHOLM, SONJA	JURY DUTY	COURTS	15.65
83375	CHRISTENSEN, BRIGET	RENTAL DEPOSIT REFUND	GENERAL FUND	200.00
83376	CIC VALUATION GROUP	PROFESSIONAL SERVICES	STORM DRAINAGE	1,200.00
83377	CLEAN CUT	TREE REMOVAL	PARK & RECREATION FAC	2,497.80
83378	CODE PUBLISHING	MMC ELEC UPDATE	CITY CLERK	104.57
	CODE PUBLISHING		CITY CLERK	354.23
83379	COMCAST	2013 ANNUAL INET MAINTENANCE	CENTRAL SERVICES	12,886.06
83380	COMMERCIAL FIRE	FIRE EXTINGUISHER RECHARGE (9)	ER&R	82.20
83381	COOP SUPPLY	DUST MASKS AND GLOVES	PARK & RECREATION FAC	33.19
	COOP SUPPLY	YARD TOOLS	PARK & RECREATION FAC	56.45
	COOP SUPPLY	SAW BLADES	ROADSIDE VEGETATION	68.40
83382	COPELAND, JODY	REFUND CLASS FEES	PARKS-RECREATION	59.00
83383	CORBIN, ANNE	UTILITY TAX REBATE	UTIL ADMIN	36.96
	CORBIN, ANNE		UTIL ADMIN	137.74
83384	CORPORATE OFFICE SPL	PRINTER INK	SEWER LIFT STATION	21.67
	CORPORATE OFFICE SPL	OFFICE SUPPLIES	UTIL ADMIN	186.23
83385	CORRECTIONS, DEPT OF	INMATE MEALS	DETENTION & CORRECTION	1,694.51
	CORRECTIONS, DEPT OF		DETENTION & CORRECTION	1,709.89
83386	COSTLESS SENIOR SRVC	INMATE PRESCRIPTIONS	DETENTION & CORRECTION	206.37
83387	COUNTRY GREEN TURF	REFUND PALLET CHARGE	PARK & RECREATION FAC	-50.00
	COUNTRY GREEN TURF	SOD W/PALLET CHARGE	PARK & RECREATION FAC	1,353.20
83388	CRABTREE, GLORIA	JURY DUTY	COURTS	24.69
83389	CRIMINAL JUSTICE	TRAINING-THOMAS	POLICE TRAINING-FIREARMS	50.00
83390	DAY WIRELESS SYSTEMS	CALIBRATIONS	POLICE PATROL	76.02
83391	DB SECURE SHRED	MONTHLY SHREDDING SERVICE	PROBATION	16.79
	DB SECURE SHRED		PERSONNEL ADMINISTRATIO	19.52
	DB SECURE SHRED		POLICE INVESTIGATION	47.41
	DB SECURE SHRED		POLICE PATROL	47.41
	DB SECURE SHRED		DETENTION & CORRECTION	47.41
	DB SECURE SHRED		OFFICE OPERATIONS	47.43
	DB SECURE SHRED		MUNICIPAL COURTS	50.38

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83391	DB SECURE SHRED	MONTHLY SHREDDING SERVICE	CITY CLERK	335.85
83392	DELA CRUZ, CHARIRA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
83393	DELL	SCADA PC REPLACEMENT	IS REPLACEMENT ACCOUNTS	728.13
	DELL	SCADA REPLACEMENT	IS REPLACEMENT ACCOUNTS	1,467.80
83394	DEMIGLIO, KATHLEEN	UTILITY TAX REBATE	NON-DEPARTMENTAL	32.24
	DEMIGLIO, KATHLEEN		UTIL ADMIN	36.96
	DEMIGLIO, KATHLEEN		UTIL ADMIN	137.74
83395	DEMMIG, ALICE		NON-DEPARTMENTAL	54.89
83396	DEPT OF ENT SRVCS	WIN 8 SOFTWARE UPGRADE	IS REPLACEMENT ACCOUNTS	818.88
83397	DICKS TOWING	TOWING EXPENSE-MP13-1220	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE-MP13-1464	POLICE PATROL	43.44
	DICKS TOWING	TOWING EXPENSE-MP13-1513	POLICE PATROL	43.44
83398	DMCMA	REGIONAL TRAINING BURLINGTON	MUNICIPAL COURTS	75.00
	DMCMA	REGIONAL TRAINING LK FOREST PA	MUNICIPAL COURTS	75.00
83399	DRIVELINES NW	DRIVESHAFT	EQUIPMENT RENTAL	240.19
83400	DUDEK, HENRIETTA	UTILITY TAX REBATE	NON-DEPARTMENTAL	93.87
83401	DUNLAP INDUSTRIAL	GATE VALVE	EQUIPMENT RENTAL	40.12
	DUNLAP INDUSTRIAL	SHOVELS	ER&R	193.46
	DUNLAP INDUSTRIAL	WINCH INSPECTION/CERTIFICATION	STORM DRAINAGE	315.42
	DUNLAP INDUSTRIAL		WASTE WATER TREATMENT	315.42
83402	E&E LUMBER	FASTENERS	MAINT OF GENL PLANT	3.91
	E&E LUMBER	GRAFFITI SUPPLIES	COMMUNITY DEVELOPMENT-	15.93
	E&E LUMBER	MAUL	PARK & RECREATION FAC	36.17
	E&E LUMBER	FASTENERS, BIT AND LUMBER	PARK & RECREATION FAC	46.29
83403	EDGE ANALYTICAL	LAB ANALYSIS	WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	170.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	180.00
83404	ELAM, MAX W	INSTRUCTOR SERVICES	RECREATION SERVICES	247.80
83405	EVERETT BARK	BARK	PARK & RECREATION FAC	56.67
	EVERETT BARK		PARK & RECREATION FAC	56.67
	EVERETT BARK		PARK & RECREATION FAC	56.67
	EVERETT BARK		PARK & RECREATION FAC	113.35
83406	EVERETT HYDRAULICS	REPAIR HYDRAULIC VALVE	EQUIPMENT RENTAL	556.92
83407	EVERETT MUNICIPAL	BAIL POSTED	GENERAL FUND	250.00
	EVERETT MUNICIPAL		GENERAL FUND	500.00
83408	EVERETT STAMP WORKS	STAMPS	POLICE ADMINISTRATION	31.00
	EVERETT STAMP WORKS		OFFICE OPERATIONS	69.91
83409	FILORI, JOHN	REIMBURSE CDL RENEWAL FEE/BOAT	UTIL ADMIN	52.54
83410	FLOYD, CHRIS	INSTRUCTOR SERVICES	RECREATION SERVICES	527.04
83411	FREEMAN, DEANNA	RENTAL DEPOSIT REFUND	GENERAL FUND	200.00
83412	FROTHINGHAM, DIAN	JURY DUTY	COURTS	21.30
83413	GADWAY, ELSIE	UTILITY TAX REBATE	UTIL ADMIN	36.96
	GADWAY, ELSIE		NON-DEPARTMENTAL	67.33
	GADWAY, ELSIE		UTIL ADMIN	137.74
83414	GLOBALSTAR INC.	SAT PHONE	POLICE PATROL	51.50
83415	GOVCONNECTION INC	HARD DRIVE REPLACEMENTS	IS REPLACEMENT ACCOUNTS	714.15
	GOVCONNECTION INC	MEMORY UPGRADE	IS REPLACEMENT ACCOUNTS	1,153.33
	GOVCONNECTION INC	PS UPS	COMPUTER SERVICES	1,176.34
	GOVCONNECTION INC		COMPUTER SERVICES	2,729.36
83416	GRAINGER	TORQUE WRENCH	WATER FILTRATION PLANT	85.70
83417	GRAY AND OSBORNE	PROFESSIONAL SERVICES	SURFACE WATER CAPITAL P	20,414.99
83418	HANSON, LORNA	UTILITY TAX REBATE	NON-DEPARTMENTAL	80.73
83419	HD FOWLER COMPANY	RETURN FLANGE	WATER FILTRATION PLANT	-24.61
	HD FOWLER COMPANY	FLANGE	WATER FILTRATION PLANT	43.03
	HD FOWLER COMPANY	COUPLING FERNCOS	SEWER SERV MAINT	113.94
	HD FOWLER COMPANY	COUPLINGS, PVC, ELLS AND UNION	WATER FILTRATION PLANT	117.27
	HD FOWLER COMPANY	SUMP PUMP	PUMPING PLANT	261.46
83420	HEGNA, REIDUN	UTILITY TAX REBATE	NON-DEPARTMENTAL	20.36

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83420	HEGNA, REIDUN HEGNA, REIDUN	UTILITY TAX REBATE	UTIL ADMIN	36.96
			UTIL ADMIN	137.74
83421	HENRY, ETHELEEN		NON-DEPARTMENTAL	78.70
83422	HESPE, DARREN	JURY DUTY	COURTS	12.82
83423	HIESTER, JON		COURTS	19.15
83424	HILINE	CAP SCREWS AND ANCHORS	WATER SERVICES	360.41
83425	HOLLIBAUGH, CHARLENE	UTILITY TAX REBATE	NON-DEPARTMENTAL	44.82
83426	HOME DEPOT	IS TECH TOOLS	COMPUTER SERVICES	75.99
83427	HUNTER,PATRICIA F.	UTILITY TAX REBATE	NON-DEPARTMENTAL	62.65
83428	HYLARIDES, LETTIE HYLARIDES, LETTIE	INTERPRETER SERVICES	COURTS	112.50
			COURTS	112.50
83429	IACIS	2013 FORENSIC COURSE-WIERSMA	POLICE TRAINING-FIREARMS	2,795.00
83430	INDUSTRIAL SUPPLY IN	GLOVES	ROADSIDE VEGETATION	222.06
83431	INFORMATION SERVICES	IGN EQUIPMENT AND MONTHLY CHAR	OFFICE OPERATIONS	489.08
83432	INGHAM, LEOTA INGHAM, LEOTA INGHAM, LEOTA	UTILITY TAX REBATE	UTIL ADMIN	36.96
			NON-DEPARTMENTAL	51.69
			UTIL ADMIN	137.74
83433	INTERSTATE AUTO PART	BULBS	EQUIPMENT RENTAL	55.39
83434	JAGGAR, LARRY	UTILITY TAX REBATE	NON-DEPARTMENTAL	54.58
83435	JOHNSON, DOROTHY		NON-DEPARTMENTAL	39.12
83436	JONES, GEORGINA	JURY DUTY	COURTS	21.30
83437	KAYE, FELICE	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
83438	KENNEDY/JENKS CONSUL	PROFESSIONAL SERVICES	COMMUNITY DEVELOPMENT	919.90
83439	KENWORTH NORTHWEST	MIRRORS (3)	ER&R	99.21
83440	KOONTZ, MARY	JURY DUTY	COURTS	18.47
83441	LA CASSE, DARLINE	UTILITY TAX REBATE	NON-DEPARTMENTAL	41.97
83442	LAKE INDUSTRIES	ASPHALT HAULED	WATER CAPITAL PROJECTS	180.00
83443	LAKE STEVEN, CITY	PROFESSIONAL SERVICES-HWY 9 CO	NON-DEPARTMENTAL	375.00
83444	LAKE STEVENS SCHOOL	MITIGATION FEES	SCHOOL MIT FEES	11,660.00
83445	LASTING IMPRESSIONS	EMBROIDERY-PLAMBECK	POLICE PATROL	21.72
83446	LICENSING, DEPT OF	ARIMADO, LEOPOLDO (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	AUMICK, JULIE (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	BARBER, THOMAS (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	BEAUDIN, MICHAEL (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	BISSET, JOEL (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	BRADY, SHELLY (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	CHAMBERLAIN, DEIDRE (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	CLOW, KEITH (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	DUBIS, CHERYL (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	ERWIN, LYLE (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	EWERT, LISA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	FISHER, SHEENA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	FRANTZEN, JOEY (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	FURNESS, ROBERT (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	GATES, KENNETH (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	HU, MICHAEL (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	KENNA, ANDREA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	KNUST, CARL (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	LAFAVE, DOUGLAS (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	LEE, BRIAN (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	LEE, REBEKAH (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	LUBICK, JENNIFER (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	LUBICK,CAMERON (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MANSFIELD, JERRY (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MARSHALL, JUDAH (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MCINTYRE, DAVID (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MILLER, KEVIN (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MOORE, JEANETTE (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MORIN, SHERRI (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	MURRAY, JOHN (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	NASH, RANDI (ORIGINAL)	GENERAL FUND	18.00

**CITY OF MARYSVILLE
 INVOICE LIST
 FOR INVOICES FROM 3/14/2013 TO 3/20/2013**

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83446	LICENSING, DEPT OF	PACHEK, JASON (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	PATTERSON, BOBBY (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	PHILLIPS, DEBRA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	REEVES, STEPHEN (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	RONK, FREDERICK (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SEVERE, WESLEY (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SHANKS, KENNETH (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SHEPARD, ANDRIA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SHORT, CARISSA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SIMERLY, JENNIFER (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SMITH, LEE (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	SMITH, LINDA (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	STAPLES, MAX (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	THOMAS, PATRICIA (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	WELTI, ANGELO (RENEWAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	WERNER, KYLE (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	WILLIAMS, DANIEL (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	WILLIAMS, TOYKA (ORIGINAL)	GENERAL FUND	18.00
	LICENSING, DEPT OF	HOPKINS, PERRIN (LT RENEWAL)	GENERAL FUND	21.00
	LICENSING, DEPT OF	STOVBA, PAVEL (LT RENEWAL)	GENERAL FUND	21.00
83447	LIGENZA, NANCY	REFUND CLASS FEES	PARKS-RECREATION	40.00
83448	LINKS TURF SUPPLY	GLOVES	MAINTENANCE	40.73
	LINKS TURF SUPPLY	DRAGMAT AND MARKERS	MAINTENANCE	271.51
	LINKS TURF SUPPLY		MAINTENANCE	529.42
83449	LOVE, PATRICIA GAIL	UTILITY TAX REBATE	NON-DEPARTMENTAL	52.14
83450	LOWES HIW INC	PLATE AND BAR	MAINT OF GENL PLANT	14.58
	LOWES HIW INC	CHLORINE INJECTOR PARTS	PUMPING PLANT	22.36
83451	LUNSFORD, JULIE A	UTILITY TAX REBATE	UTIL ADMIN	36.96
	LUNSFORD, JULIE A		UTIL ADMIN	137.74
83452	LYONESSE, JOANN	JURY DUTY	COURTS	21.30
83453	MACAULAY & ASSOCIATE	2 AOS REPORTS	SIDEWALKS CONSTRUCTION	1,900.00
	MACAULAY & ASSOCIATE	3 AOS REPORTS	ROADWAY MAINTENANCE	2,850.00
	MACAULAY & ASSOCIATE	MARKET RESEARCH/REVIEW PROPERT	ROADS/STREETS CONSTRUC	34,580.00
83454	MARTIN, KATHI	UTILITY TAX REBATE	NON-DEPARTMENTAL	21.76
	MARTIN, KATHI		UTIL ADMIN	36.96
	MARTIN, KATHI		UTIL ADMIN	137.74
83455	MARYSVILLE COURT	COURT DEPOSIT SENT TO WRONG BA	GENERAL FUND	1,000.00
83456	MARYSVILLE PRINTING	BOOKLETS	DETENTION & CORRECTION	5.86
	MARYSVILLE PRINTING	ENVELOPES	UTIL ADMIN	38.85
	MARYSVILLE PRINTING		ENGR-GENL	38.85
	MARYSVILLE PRINTING	500 SHEETS 80# MATTE PAPER	EXECUTIVE ADMIN	54.30
	MARYSVILLE PRINTING	BUSINESS CARDS	POLICE PATROL	84.60
	MARYSVILLE PRINTING	VEHICLE STICKERS	POLICE PATROL	96.62
	MARYSVILLE PRINTING	BUSINESS CARDS	POLICE ADMINISTRATION	135.48
	MARYSVILLE PRINTING	LEGAL FORMS	LEGAL - PROSECUTION	171.88
	MARYSVILLE PRINTING	DV FORMS	MUNICIPAL COURTS	256.25
	MARYSVILLE PRINTING	LETTERHEAD	MUNICIPAL COURTS	506.62
	MARYSVILLE PRINTING	COMMAND STAFF GOLD SHELLS	POLICE ADMINISTRATION	524.00
83457	MARYSVILLE ROTARY	ROTARY DUES-LAMOUREUX	POLICE ADMINISTRATION	375.00
83458	MARYSVILLE SCHOOL	MITIGATION FEES	SCHOOL MIT FEES	3,758.00
83459	MARYSVILLE, CITY OF	UTILITY CHARGES-3RD & STATE	PARK & RECREATION FAC	20.94
	MARYSVILLE, CITY OF	UTILITY CHARGES-60 STATE AVE	MAINT OF GENL PLANT	26.59
	MARYSVILLE, CITY OF	UTILITY CHARGES-4TH & I5/IRR	PARK & RECREATION FAC	56.88
	MARYSVILLE, CITY OF	UTILITY CHARGES-1049 STATE AVE	ADMIN FACILITIES	66.46
	MARYSVILLE, CITY OF	UTILITY CHARGES-1050 COLUMBIA	PARK & RECREATION FAC	109.47
	MARYSVILLE, CITY OF	UTILITY CHARGES-601 DELTA AVE	NON-DEPARTMENTAL	130.41
	MARYSVILLE, CITY OF	UTILITY CHARGES-6802 84TH ST N	PRO-SHOP	183.87
	MARYSVILLE, CITY OF	UTILITY CHARGES-80 COLUMBIA AV	MAINT OF GENL PLANT	187.26
	MARYSVILLE, CITY OF		ROADWAY MAINTENANCE	221.64
	MARYSVILLE, CITY OF	UTILITY CHARGES-514 DELTA AVE	COMMUNITY CENTER	632.17
	MARYSVILLE, CITY OF	UTILITY CHARGES-1015 STATE AVE	COURT FACILITIES	665.45

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83459	MARYSVILLE, CITY OF	UTILITY CHARGES-1049 STATE AVE	ADMIN FACILITIES	746.60
	MARYSVILLE, CITY OF	UTILITY CHARGES-80 COLUMBIA AV	EQUIPMENT RENTAL	788.68
	MARYSVILLE, CITY OF		WASTE WATER TREATMENT	1,392.98
	MARYSVILLE, CITY OF		WASTE WATER TREATMENT	1,707.17
	MARYSVILLE, CITY OF		MAINT OF GENL PLANT	2,842.63
83460	MARZOLF, MICHAELINA	REFUND BUSINESS LICENSE FEES	GENL FUND BUS LIC & PERMI	50.00
83461	MASSEY, LILA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
83462	MCCOLL, JAMES	UTILITY TAX REBATE	NON-DEPARTMENTAL	15.24
	MCCOLL, JAMES		UTIL ADMIN	36.96
	MCCOLL, JAMES		UTIL ADMIN	137.74
83463	MCDANIEL, F.J		NON-DEPARTMENTAL	38.70
83464	MCKELVEY-BITTO, M		NON-DEPARTMENTAL	63.97
83465	MCLOUGHLIN & EARDLEY	SIDE MOUNT AND TABLE MOUNT	ER&R	-42.91
	MCLOUGHLIN & EARDLEY		EQUIPMENT RENTAL	541.89
83466	METCALF, SHELLEY	INSTRUCTOR SERVICES	RECREATION SERVICES	717.69
83467	MICROFLEX INC	TAX AUDIT PROGRAM-FEB 2013	FINANCE-GENL	282.06
83468	MILLETT, JENNIFER	REIMBURSE WEBINAR COST	LEGAL - PROSECUTION	65.00
83469	MONTGOMERY, DOROTHY	UTILITY TAX REBATE	NON-DEPARTMENTAL	61.52
83470	MOYER, SHARON		UTIL ADMIN	36.96
	MOYER, SHARON		NON-DEPARTMENTAL	73.33
	MOYER, SHARON		UTIL ADMIN	137.74
83471	NEFF, LILLIAN		NON-DEPARTMENTAL	67.29
83472	NEXXPOST LLC	POSTAGE MACHINE SHORT TAPES	POLICE INVESTIGATION	7.39
	NEXXPOST LLC		POLICE PATROL	7.39
	NEXXPOST LLC		OFFICE OPERATIONS	7.39
	NEXXPOST LLC		DETENTION & CORRECTION	7.39
	NEXXPOST LLC		OFFICE OPERATIONS	7.39
	NEXXPOST LLC		CITY CLERK	7.40
	NEXXPOST LLC		EXECUTIVE ADMIN	7.40
	NEXXPOST LLC		FINANCE-GENL	7.40
	NEXXPOST LLC		PERSONNEL ADMINISTRATIO	7.40
	NEXXPOST LLC		UTILITY BILLING	7.40
	NEXXPOST LLC		LEGAL - PROSECUTION	7.40
	NEXXPOST LLC		COMMUNITY DEVELOPMENT-	7.40
	NEXXPOST LLC		ENGR-GENL	7.40
	NEXXPOST LLC		UTIL ADMIN	7.40
83473	NORTH SOUND HOSE	HOSE	MAINTENANCE	32.21
83474	NORTHSTAR CHEMICAL	SODIUM HYPOCHLORITE	WATER QUAL TREATMENT	1,234.24
83475	NORTHWEST CASCADE	HONEY BUCKET	PARK & RECREATION FAC	112.68
83476	NORTON, JAMES	JURY DUTY	COURTS	34.86
83477	NOYES, SIGNA	UTILITY TAX REBATE	NON-DEPARTMENTAL	72.97
83478	OBORN, CHARLES	JURY DUTY	COURTS	16.78
83479	OFFICE DEPOT	OFFICE SUPPLIES	COMMUNITY DEVELOPMENT-	21.71
	OFFICE DEPOT		POLICE PATROL	54.83
	OFFICE DEPOT		OFFICE OPERATIONS	61.73
	OFFICE DEPOT		POLICE INVESTIGATION	83.24
	OFFICE DEPOT		MUNICIPAL COURTS	100.15
	OFFICE DEPOT		POLICE PATROL	104.05
	OFFICE DEPOT		OFFICE OPERATIONS	124.71
	OFFICE DEPOT		PARK & RECREATION FAC	129.82
	OFFICE DEPOT		COMMUNITY DEVELOPMENT-	149.26
	OFFICE DEPOT		POLICE PATROL	152.62
	OFFICE DEPOT		POLICE PATROL	171.86
	OFFICE DEPOT		DETENTION & CORRECTION	180.79
	OFFICE DEPOT		POLICE PATROL	380.54
	OFFICE DEPOT		MUNICIPAL COURTS	760.97
	OFFICE DEPOT		UTILITY BILLING	771.84
83480	OSBORN CONSULTING	PROFESSIONAL SERVICES	SURFACE WATER CAPITAL P	11,960.66
83481	PACIFIC POWER PROD.	SHAFT AND BUN	PARK & RECREATION FAC	25.82
	PACIFIC POWER PROD.	LEVER AND BRACKET	MAINTENANCE	104.69
	PACIFIC POWER PROD.	TINE	PARK & RECREATION FAC	133.49

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83481	PACIFIC POWER PROD. PACIFIC POWER PROD.	TINE HOLDER BRACKETS, GUIDE, SCREEN AND MU	PARK & RECREATION FAC PARK & RECREATION FAC	192.10 243.30
83482	PALITZ, JUSTIN	REIMBURSE MEAL-TRAINING	TRAINING	26.72
83483	PARTS STORE, THE PARTS STORE, THE PARTS STORE, THE PARTS STORE, THE PARTS STORE, THE PARTS STORE, THE	REFUND CORE CHARGE CLIP BELTS HOSES CALIPER W/CORE CHARGE FILTERS AND WIPER BLADES	EQUIPMENT RENTAL MAINTENANCE MAINTENANCE MAINTENANCE EQUIPMENT RENTAL ER&R	-59.73 11.66 24.63 25.02 185.64 245.07
83484	PEACE OF MIND PEACE OF MIND	MINUTE TAKING SERVICE	CITY CLERK CITY CLERK	151.90 226.30
83485	PEAVEY,LYNN COMPANY PEAVEY,LYNN COMPANY	EVIDENCE SUPPLIES	POLICE PATROL POLICE PATROL	160.29 181.80
83486	PEDERSON, LAWRENCE	JURY DUTY	COURTS	23.56
83487	PENNINGTON, BRITTINI		COURTS	26.95
83488	PETERSON, RICHARD	UTILITY TAX REBATE	NON-DEPARTMENTAL	68.54
83489	PETERSON,ROBERT&NANC		NON-DEPARTMENTAL	54.30
83490	PETRIMOULX, CAITLIN	REFUND CLASS FEES	PARKS-RECREATION	54.00
83491	PETROCARD SYSTEMS PETROCARD SYSTEMS PETROCARD SYSTEMS PETROCARD SYSTEMS PETROCARD SYSTEMS PETROCARD SYSTEMS PETROCARD SYSTEMS PETROCARD SYSTEMS	FUEL CONSUMED	FACILITY MAINTENANCE STORM DRAINAGE COMMUNITY DEVELOPMENT- PARK & RECREATION FAC GENERAL SERVICES - OVERH SOLID WASTE OPERATIONS MAINT OF EQUIPMENT POLICE PATROL	72.08 113.80 328.79 887.18 1,708.43 3,513.21 5,018.40 7,305.28
83492	PETTY CASH-COMM DEV PETTY CASH-COMM DEV	PARKING FEES, OFFICE SUPPLIES	COMMUNITY DEVELOPMENT- COMMUNITY DEVELOPMENT-	7.61 49.04
83493	PICK OF THE LITTER	VISION STATEMENT ARTWORK	EXECUTIVE ADMIN	227.50
83494	PITT, HAL	SUPERVISORS CUSTOMER SERVICE T	EXECUTIVE ADMIN	1,500.00
83495	PLAMBECK, LUKE	REIMBURSE MILEAGE	POLICE PATROL	101.62
83496	PORTLAND PRECISION I	SURVEY EQUIPMENT	ENGR-GENL	142.07
83497	POSTAL SERVICE	MAILING COSTS PERMIT 80 ACCOUN	EXECUTIVE ADMIN	4,440.77
83498	POTTER, BRENT	REIMBURSE MEAL-TRAINING	TRAINING	19.04
83499	PSSP - PUGET SOUND PSSP - PUGET SOUND	SECURITY SERVICES	PROBATION MUNICIPAL COURTS	753.38 2,260.12
83500	PUD PUD PUD PUD PUD PUD PUD PUD PUD PUD PUD PUD PUD PUD PUD	ACCT #2009-7395-6 ACCT #2024-6102-6 ACCT #2031-9973-2 ACCT #2004-4880-1 ACCT #2020-0351-3 ACCT #2048-2122-7 ACCT #2016-2888-0 ACCT #2016-7563-4 ACCT #2015-8728-4 ACCT #2021-7733-3 ACCT #2016-3968-9	SEWER LIFT STATION MAINT OF GENL PLANT TRANSPORTATION MANAGEN TRANSPORTATION MANAGEN PUMPING PLANT TRAFFIC CONTROL DEVICES WASTE WATER TREATMENT WASTE WATER TREATMENT WASTE WATER TREATMENT MAINT OF GENL PLANT MAINT OF GENL PLANT	47.95 49.16 87.06 88.25 179.92 280.78 400.80 802.62 1,670.51 1,687.73 3,198.34
83501	PUGET SOUND SECURITY	KEYS MADE	POLICE PATROL	7.05
83502	QUINNELLY, FAYE B	UTILITY TAX REBATE	NON-DEPARTMENTAL	40.61
83503	RAILROAD MANAGEMENT RAILROAD MANAGEMENT RAILROAD MANAGEMENT RAILROAD MANAGEMENT RAILROAD MANAGEMENT RAILROAD MANAGEMENT RAILROAD MANAGEMENT RAILROAD MANAGEMENT	SEWER PIPELINE CROSSING	UTIL ADMIN UTIL ADMIN UTIL ADMIN UTIL ADMIN UTIL ADMIN UTIL ADMIN UTIL ADMIN UTIL ADMIN	132.87 132.87 132.87 132.87 132.87 132.87 132.87 530.45
83504	RICHARDSON, EDNA RICHARDSON, EDNA	UTILITY TAX REBATE	UTIL ADMIN UTIL ADMIN	36.96 137.74
83505	ROODZANT, AUGUSTA		NON-DEPARTMENTAL	64.71
83506	ROPER, CLYDE & PHYLL		NON-DEPARTMENTAL	114.84
83507	RUSDEN, JOHN	PROTEM SERVICES	MUNICIPAL COURTS	370.00

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83507	RUSDEN, JOHN	PROTEM SERVICES	MUNICIPAL COURTS	555.00
83508	SCBOWBO REC BALL DIV	BASKETBALL REFEREES	RECREATION SERVICES	3,381.00
83509	SETINA MFG CO INC	PATROL CAR PARTITIONS (6)	EQUIPMENT RENTAL	579.74
	SETINA MFG CO INC		EQUIPMENT RENTAL	579.74
	SETINA MFG CO INC		EQUIPMENT RENTAL	579.74
	SETINA MFG CO INC		EQUIPMENT RENTAL	579.74
	SETINA MFG CO INC		EQUIPMENT RENTAL	579.75
	SETINA MFG CO INC		EQUIPMENT RENTAL	579.75
83510	SEVERSON, KELLY	UTILITY TAX REBATE	NON-DEPARTMENTAL	41.45
83511	SIMONSEN, KAREN	JURY DUTY	COURTS	26.95
83512	SIMPLOT PARTNERS	PESTICIDES	MAINTENANCE	725.42
83513	SNO CO SUPERIOR	RESTITUTION	GENERAL FUND	9,010.35
83514	SNO CO TREASURER	INMATE HOUSING	DETENTION & CORRECTION	36,312.09
83515	SNOPAC	DISPATCH SERVICES	COMMUNICATION CENTER	73,948.37
83516	SONITROL	SECURITY SERVICES	PUBLIC SAFETY BLDG.	97.00
	SONITROL		PARK & RECREATION FAC	128.00
	SONITROL		COMMUNITY CENTER	138.00
	SONITROL		WATER FILTRATION PLANT	238.25
	SONITROL		WASTE WATER TREATMENT	238.41
	SONITROL		ADMIN FACILITIES	323.00
	SONITROL		UTIL ADMIN	406.00
83517	SONSRAY MACHINERY	SHIFT CONTROL	EQUIPMENT RENTAL	881.92
83518	SOUND PUBLISHING	LEGAL AD	CITY CLERK	88.00
83519	SPRINGBROOK NURSERY	GRAVEL	PARK & RECREATION FAC	42.00
	SPRINGBROOK NURSERY		PARK & RECREATION FAC	84.00
	SPRINGBROOK NURSERY		MAINTENANCE	168.01
83520	SPRINT	WEB TRAFFIC LINE	POLICE PATROL	45.00
83521	STATE PATROL	BACKGROUND CHECKS	PERSONNEL ADMINISTRATIO	290.00
	STATE PATROL	FINGERRPRINT ID SERVICES	GENERAL FUND	676.50
83522	STOEN, DEREK	JURY DUTY	COURTS	18.47
83523	STORRS, CHRISTINE	UTILITY TAX REBATE	NON-DEPARTMENTAL	23.23
	STORRS, CHRISTINE		UTIL ADMIN	36.96
	STORRS, CHRISTINE		UTIL ADMIN	137.74
83524	STRAND, CASIE	RENTAL DEPOSIT REFUND	GENERAL FUND	40.00
	STRAND, CASIE		GENERAL FUND	60.00
83525	STRATEGIES 360	PROFESSIONAL SERVICES	WASTE WATER TREATMENT	1,923.49
	STRATEGIES 360		GENERAL SERVICES - MAINT	2,298.49
	STRATEGIES 360		UTIL ADMIN	3,423.50
83526	SUMPTER, JUNE	UTILITY TAX REBATE	NON-DEPARTMENTAL	144.95
83527	SUTTON, GRADY		NON-DEPARTMENTAL	113.88
83528	TAB PRODUCTS CO	LABELS	MUNICIPAL COURTS	67.42
83529	TACOMA SCREW PRODUCT	MISC HARDWARE	EQUIPMENT RENTAL	35.99
83530	THYSSENKRUPP ELEVATO	PREVENTATIVE MAINTENANCE	ADMIN FACILITIES	198.71
	THYSSENKRUPP ELEVATO		PUBLIC SAFETY BLDG.	198.71
83531	TRAFFIC SAFETY SUPPL	SIGN SHOP SUPPLIES	TRANSPORTATION MANAGEM	2,062.04
83532	TRANSPO GROUP	SIGNAL ANALYSIS REVIEW	ENGR-GENL	927.50
83533	TRANSPORTATION, DEPT	UTILITY PERMIT APPLICATION	WATER CAPITAL PROJECTS	500.00
83534	TRANSPORTATION, DEPT	BIA PROJECT COSTS	GMA - STREET	22,526.91
83535	UNITED PARCEL SERVIC	SHIPPING EXPENSE	POLICE PATROL	43.04
83536	UTILITIES UNDERGROUN	EXCAVATION NOTICE	UTILITY LOCATING	354.85
83537	VALIN CORPORATION	SEALS	WATER FILTRATION PLANT	179.32
83538	VALLEY FREIGHTLINER	HITCH INSTALLATION	STORM DRAINAGE	952.62
	VALLEY FREIGHTLINER		GENERAL SERVICES - OVERH	964.63
	VALLEY FREIGHTLINER	BRAKE CONTROL INSTALLATION	STORM DRAINAGE	1,166.91
	VALLEY FREIGHTLINER		GENERAL SERVICES - OVERH	1,166.91
83539	VAN SOEST, JOHN	UTILITY TAX REBATE	NON-DEPARTMENTAL	69.75
83540	VANGINNEKEN, ANTHONY	JURY DUTY	COURTS	17.91
83541	VENEZIANI, MARY		COURTS	18.13
83542	VERBON, RUSSELL	UTILITY TAX REBATE	NON-DEPARTMENTAL	76.15
83543	VERGOSEN, MARK	JURY DUTY	COURTS	17.23
83544	VERIZON/FRONTIER	WIRELESS SERVICES	SOLID WASTE CUSTOMER E>	24.38

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/14/2013 TO 3/20/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83544	VERIZON/FRONTIER	WIRELESS SERVICES	CRIME PREVENTION	26.62
	VERIZON/FRONTIER		ANIMAL CONTROL	26.62
	VERIZON/FRONTIER		LEGAL-GENL	40.01
	VERIZON/FRONTIER		UTILITY BILLING	48.76
	VERIZON/FRONTIER		GOLF ADMINISTRATION	48.76
	VERIZON/FRONTIER		EQUIPMENT RENTAL	48.76
	VERIZON/FRONTIER		FACILITY MAINTENANCE	48.76
	VERIZON/FRONTIER		YOUTH SERVICES	53.24
	VERIZON/FRONTIER		FINANCE-GENL	54.23
	VERIZON/FRONTIER		PERSONNEL ADMINISTRATIO	54.23
	VERIZON/FRONTIER		EXECUTIVE ADMIN	102.99
	VERIZON/FRONTIER		OFFICE OPERATIONS	106.48
	VERIZON/FRONTIER		LEGAL - PROSECUTION	108.46
	VERIZON/FRONTIER		COMPUTER SERVICES	125.95
	VERIZON/FRONTIER		RECREATION SERVICES	127.37
	VERIZON/FRONTIER		PARK & RECREATION FAC	176.13
	VERIZON/FRONTIER		DETENTION & CORRECTION	186.34
	VERIZON/FRONTIER		COMMUNITY DEVELOPMENT-	210.69
	VERIZON/FRONTIER		POLICE INVESTIGATION	212.96
	VERIZON/FRONTIER		STORM DRAINAGE	235.05
	VERIZON/FRONTIER		ENGR-GENL	240.52
	VERIZON/FRONTIER		WASTE WATER TREATMENT	246.09
	VERIZON/FRONTIER		GENERAL SERVICES - OVERH	346.79
	VERIZON/FRONTIER		POLICE ADMINISTRATION	404.72
	VERIZON/FRONTIER		UTIL ADMIN	813.97
	VERIZON/FRONTIER		POLICE PATROL	1,006.88
	VERIZON/FRONTIER		TRIBAL GAMING-GENL	1,880.63
83545	VERIZON/FRONTIER	ACCT #36065774950927115	STREET LIGHTING	50.03
	VERIZON/FRONTIER	ACCT #36065836350725085	UTIL ADMIN	52.94
	VERIZON/FRONTIER		COMMUNITY DEVELOPMENT-	52.94
83546	WARDEN, KATHLEEN	UTILITY TAX REBATE	UTIL ADMIN	36.96
	WARDEN, KATHLEEN		NON-DEPARTMENTAL	46.08
	WARDEN, KATHLEEN		UTIL ADMIN	137.74
83547	WEILER, ARLENE		NON-DEPARTMENTAL	38.48
83548	WEST PAYMENT CENTER	INVESTIGATIVE TOOLS	POLICE PATROL	185.71
	WEST PAYMENT CENTER	WEST INFORMATION CHARGES	LEGAL - PROSECUTION	644.00
83549	WESTERN PETERBILT	ENGINE FAN AND CLAMP	EQUIPMENT RENTAL	238.18
83550	WILLIAMS, ELLEN	REFUND CLASS FEES	PARKS-RECREATION	71.00
83551	WISEMAN, JANETTE	INSTRUCTOR SERVICES	RECREATION SERVICES	63.00
	WISEMAN, JANETTE		RECREATION SERVICES	72.00
	WISEMAN, JANETTE		RECREATION SERVICES	76.00
	WISEMAN, JANETTE		RECREATION SERVICES	88.20
83552	YAMAHA MOTOR CORP	GOLF CART RENTAL	PRO-SHOP	1,164.61

WARRANT TOTAL: 495,577.49

REASON FOR VOIDS:

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

CHECK # 75462 INITIATOR ERROR (50.00)
 CHECK # 82120 INITIATOR ERROR (50.00)

495.477.49

Index #3

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: April 8, 2013

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 27, 2013** claims in the amount of **\$235,000.79** paid by **Check No.'s 83553 through 83667 with no Check No.'s voided.**

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 **\$235,000.79 PAID BY CHECK NO.'S 83553 THROUGH 83667 WITH NO CHECK NO.'S VOIDED** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

AUDITING OFFICER

DATE

MAYOR

DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **27th DAY OF MARCH 2013.**

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

COUNCIL MEMBER

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/21/2013 TO 3/27/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83553	ADAMS, MICHAELA	UB 520790000000 17512 38TH DR	WATER/SEWER OPERATION	19.88
83554	ADVANCED TRAFFIC	PEDESTRIAN PUSH BUTTONS	TRANSPORTATION MANAGEM	1,062.11
83555	ALBERTSONS	INMATE SUPPLIES	DETENTION & CORRECTION	125.04
83556	ALBERTSONS	REC SUPPLIES AND KBCC SUPPLIES	COMMUNITY CENTER	27.87
	ALBERTSONS		RECREATION SERVICES	129.25
83557	AMERICAN WATER WORKS	MEMBERSHIP DUES-BYDE	UTIL ADMIN	196.00
83558	ANDES LAND SURVEY	27TH AVENUE R/W DEED	ENGR-GENL	450.00
83559	ARAMARK UNIFORM	UNIFORM SERVICE	MAINTENANCE	10.97
83560	ATLAS FENCE COMPANY	FENCE REPAIR	STORM DRAINAGE MAINTEN/	244.36
	ATLAS FENCE COMPANY		SIDEWALKS CONSTRUCTION	581.02
	ATLAS FENCE COMPANY		SIDEWALKS MAINTENANCE	815.59
83561	BISSITT, ROBERT	UB 980098000201 2829 82ND AVE	WATER/SEWER OPERATION	167.96
83562	BOYD, STUART	REFUND CLASS FEES	PARKS-RECREATION	30.00
83563	BRULEY, MIKE & TARA	UB 651445710001 10204 62ND DR	WATER/SEWER OPERATION	330.13
83564	BUILDING SPECIALTIES	CEILING TILE	NON-DEPARTMENTAL	41.07
83565	CALLAWAY GOLF	CREDIT MEMO-GOLF BAG	GOLF COURSE	-111.00
	CALLAWAY GOLF	GOLF BAG	GOLF COURSE	120.00
83566	CEMEX	ASPHALT	STORM DRAINAGE MAINTEN/	276.56
83567	CENTRAL WELDING SUPP	SAFETY JACKETS	ER&R	198.66
83568	CHRISMAN, PEGGY	WATER/SEWER CONSERVATION REBAT	UTIL ADMIN	50.00
83569	CLEAR IMAGE PHOTOGRA	INSTRUCTOR SERVICES	RECREATION SERVICES	189.00
83570	COOP SUPPLY	PROPANE	ROADWAY MAINTENANCE	34.88
83571	CORRECTIONS, DEPT OF	INMATE MEALS	DETENTION & CORRECTION	2,028.78
83572	CRIE, CANDEN	REFUND CLASS FEES	PARKS-RECREATION	60.00
83573	CROP PRODUCTION SRVC	GROWTH REGULATOR	MAINTENANCE	61.90
83574	DAVIS DOOR	ADJUST DOOR AND LATCH SPEED	LIBRARY-GENL	139.01
83575	DELTA PROPERTY MANAG	UB 091674200000 9624 51ST AVE	WATER/SEWER OPERATION	302.68
83576	DELTA PROPERTY MANAG	UB 983601680000 3601 68TH DR N	WATER/SEWER OPERATION	74.04
83577	DIAMOND B CONSTRUCT	HVAC MAINTENANCE	SOURCE OF SUPPLY	100.55
	DIAMOND B CONSTRUCT		MAINT OF GENL PLANT	155.57
	DIAMOND B CONSTRUCT		PARK & RECREATION FAC	210.57
	DIAMOND B CONSTRUCT		COMMUNITY CENTER	311.15
	DIAMOND B CONSTRUCT		WATER FILTRATION PLANT	636.33
	DIAMOND B CONSTRUCT		MAINTENANCE	696.22
	DIAMOND B CONSTRUCT		COURT FACILITIES	832.88
	DIAMOND B CONSTRUCT		ADMIN FACILITIES	899.16
	DIAMOND B CONSTRUCT	REPAIR HEAT PUMP	LIBRARY-GENL	908.09
	DIAMOND B CONSTRUCT	HVAC MAINTENANCE	UTIL ADMIN	947.64
	DIAMOND B CONSTRUCT		WASTE WATER TREATMENT	1,064.96
	DIAMOND B CONSTRUCT		LIBRARY-GENL	1,161.66
	DIAMOND B CONSTRUCT		PUBLIC SAFETY BLDG.	1,284.11
83578	DUNLAP INDUSTRIAL	RECHARGABLE BATTERY, TORCH BLA	FACILITY MAINTENANCE	208.57
83579	DYNAMIC BRANDS, LLC	TRISWIVEL-RED	GOLF COURSE	159.00
83580	E&E LUMBER	WEATHER STRIPPING	ADMIN FACILITIES	3.29
	E&E LUMBER	VENT PIPE CAP	WASTE WATER TREATMENT	7.44
	E&E LUMBER	LUMBER	ROADWAY MAINTENANCE	18.73
	E&E LUMBER	LIGHT BULBS	PARK & RECREATION FAC	35.06
	E&E LUMBER	TELEMETRY UPGRADE MISC SUPPLIE	MAINT OF GENL PLANT	56.24
	E&E LUMBER	HAMMER BITS	FACILITY MAINTENANCE	60.64
	E&E LUMBER	U-BOLTS AND LUMBER	PARK & RECREATION FAC	65.87
	E&E LUMBER	DUCT TAPE AND EXT CORD	FACILITY MAINTENANCE	74.47
	E&E LUMBER	STEPLADDER	PUBLIC SAFETY BLDG.	74.49
83581	EAGLE FENCE	FENCE REPAIR	PUBLIC SAFETY BLDG.	407.25
83582	ECONOMY FENCE CENTER		ROADWAY MAINTENANCE	570.15
83583	EDGE ANALYTICAL	LAB ANALYSIS	WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	10.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	20.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	54.00
	EDGE ANALYTICAL		WATER QUAL TREATMENT	88.00

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/21/2013 TO 3/27/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83584	EMERALD HILLS	COFFEE SUPPLIES-KBCC	BAXTER CENTER APPRE	131.87
83585	EVENSON, MAY	UB 980098000256 7013 40TH ST N	WATER/SEWER OPERATION	93.35
	EVENSON, MAY		WATER/SEWER OPERATION	99.26
83586	EVERETT UTILITIES	WATER FILTRATION CHARGES	SOURCE OF SUPPLY	103,575.54
83587	EVERGREEN SECURITY	CAMERA INSTALLATION	COURT FACILITIES	952.97
	EVERGREEN SECURITY		COURT FACILITIES	952.97
83588	GENERAL CHEMICAL	ALUMINUM SULFATE	WASTE WATER TREATMENT	4,396.58
83589	GOLDMAN, JEFF	REIMBURSE PICTURE FRAME PURCHA	OFFICE OPERATIONS	72.73
83590	GOVCONNECTION INC	CAR ADAPTER	UTILITY LOCATING	106.05
83591	GRAINGER	SCREEN HOSE PUMP	SOURCE OF SUPPLY	15.19
	GRAINGER	EXIT SIGNS	NON-DEPARTMENTAL	51.86
	GRAINGER	VACUUM HEAD	SOURCE OF SUPPLY	52.90
83592	GREENSHIELDS	ROLLER TRAILER AND PRESSURE WA	ROADWAY MAINTENANCE	241.85
83593	GRIFFEN, CHRIS	PUBLIC DEFENDER	LEGAL - PUBLIC DEFENSE	187.50
83594	H & R BLOCK	RENTAL DEPOSIT REFUND	GENERAL FUND	200.00
83595	HARTWIG, ALLEN	UB 091441000000 14410 49TH DR	WATER/SEWER OPERATION	55.74
83596	HASLER, INC	POSTAGE	PERSONNEL ADMINISTRATIO	107.67
	HASLER, INC		LEGAL-GENL	110.70
	HASLER, INC		UTIL ADMIN	228.08
	HASLER, INC		PARK & RECREATION FAC	245.65
	HASLER, INC		EXECUTIVE ADMIN	398.85
	HASLER, INC		COMMUNITY DEVELOPMENT-	498.71
	HASLER, INC		UTILITY BILLING	566.36
	HASLER, INC		FINANCE-GENL	852.02
	HASLER, INC		POLICE ADMINISTRATION	936.73
83597	HAWKINS, JESSICA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
83598	HD FOWLER COMPANY	ELBOW	STORM DRAINAGE	16.95
	HD FOWLER COMPANY	PIPE, TEE, AND CAP	PARK & RECREATION FAC	95.06
	HD FOWLER COMPANY	MISC HARDWARE	MAINTENANCE	152.39
83599	HOME DEPOT	PAINT AND PAINT SUPPLIES	NON-DEPARTMENTAL	161.17
83600	HURLEY, BRANDY	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
83601	IRON MOUNTAIN	ROCK	STORM DRAINAGE	216.43
	IRON MOUNTAIN		ROADWAY MAINTENANCE	216.44
83602	JIM TAKISAKI INC	UB 961130000001 1058 ALDER AVE	WATER/SEWER OPERATION	23.79
83603	JP COOKE COMPANY,THE	LIFETIME ANIMAL LICENSE TAGS	GENERAL FUND	-6.15
	JP COOKE COMPANY,THE		COMMUNITY DEVELOPMENT-	77.65
83604	JUSTICE SYSTEMS CORP	VIDEO SYSTEM UPGRADE	PUBLIC SAFETY BLDG.	3,946.40
83605	K & B PROPERTY MANAG	REFUND BUSINESS LICENSE FEES	GENL FUND BUS LIC & PERMI	50.00
83606	KIMMEL ATHLETIC SUPP	SOFTBALLS (67)	RECREATION SERVICES	2,970.46
83607	KLUIN, DELANO	UB 030220000000 6004 88TH ST N	WATER/SEWER OPERATION	5.14
83608	LAKE INDUSTRIES	FILL HAULED IN	STORM DRAINAGE MAINTEN/	100.00
	LAKE INDUSTRIES	SOD HAULED IN	STORM DRAINAGE MAINTEN/	150.00
	LAKE INDUSTRIES	ASPHALT HAULED IN	WATER CAPITAL PROJECTS	180.00
83609	LAKESIDE INDUSTRIES	ASPHALT	WATER DIST MAINS	210.66
	LAKESIDE INDUSTRIES		STORM DRAINAGE	210.66
	LAKESIDE INDUSTRIES		ROADWAY MAINTENANCE	210.67
83610	LAMOUREUX, JANIS	REIMBURSE MEETING SUPPLY PURCH	COMMUNITY DEVELOPMENT-	302.80
83611	LICENSING, DEPT OF	PW/PARKS DRIVING ABSTRACTS (44	PARK & RECREATION FAC	52.00
	LICENSING, DEPT OF		UTIL ADMIN	520.00
83612	LOWES HIW INC	TOOL HANGERS AND FLASHLIGHTS	MAINT OF GENL PLANT	48.72
	LOWES HIW INC	HOT WATER DISPENSER	LIBRARY-GENL	246.55
83613	MACKIE, TRACEY	INSTRUCTOR SERVICES	COMMUNITY CENTER	216.00
	MACKIE, TRACEY		COMMUNITY CENTER	588.00
83614	MARTINEZ, SAMUEL	UB 791290000000 6319 60TH PL N	WATER/SEWER OPERATION	262.01
83615	MARYSVILLE PRINTING	MISSION STATEMENT	OFFICE OPERATIONS	8.62
	MARYSVILLE PRINTING	PROMOTION CERTIFICATES	POLICE PATROL	16.29
	MARYSVILLE PRINTING	BUSINESS CARDS	CITY COUNCIL	113.92
	MARYSVILLE PRINTING	SUMMER CAMP BROCHURES	RECREATION SERVICES	114.03
	MARYSVILLE PRINTING	BUSINESS CARDS AND UTILITY LOC	UTIL ADMIN	208.21
	MARYSVILLE PRINTING		COMMUNITY DEVELOPMENT-	312.36
83616	MARYSVILLE SCHOOL	FACILITY USEAGE FEES-TMS	RECREATION SERVICES	36.00

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/21/2013 TO 3/27/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83616	MARYSVILLE SCHOOL	FACILITY USEAGE FEES-TMS	RECREATION SERVICES	67.50
	MARYSVILLE SCHOOL		RECREATION SERVICES	126.00
	MARYSVILLE SCHOOL	FACILITY USEAGE FEES-CEDARCRES	RECREATION SERVICES	240.00
83617	MARYSVILLE, CITY OF	UTILITY CHARGES-5626 61ST ST N	PARK & RECREATION FAC	10.12
83618	MCCLOUGHLIN & EARDLEY	STROBE BULBS	ER&R	-19.63
	MCCLOUGHLIN & EARDLEY		ER&R	247.88
83619	MICRO PRECISION	ANNUAL CALIBRATION	WASTE WATER TREATMENT	252.00
83620	MIZELL, TARA	REIMBURSE TRAINING/TRAVEL EXPE	RECREATION SERVICES	137.27
83621	MORGAN SOUND	MICROPHONE	ADMIN FACILITIES	779.17
83622	MURPHY, CELIESTE	REFUND CLASS FEES	PARKS-RECREATION	55.00
83623	NATIONAL BARRICADE	FREEWAY INTERCHANGE SIGNS	TRANSPORTATION MANAGEM	1,865.64
83624	NEHRING, JON	REIMBURSE PARKING EXPENSE	EXECUTIVE ADMIN	16.00
83625	NEWMAN TRAFFIC SIGNS	SIGN SHOP BLANKS (150)	CITY STREETS	-145.94
	NEWMAN TRAFFIC SIGNS		TRANSPORTATION MANAGEM	1,842.94
83626	NIELD, JOHN	REIMBURSE MILEAGE	UTILITY BILLING	20.34
83627	NORTH COAST ELECTRIC	REPAIR ALLEN BRADLEY PANEL VIE	WATER FILTRATION PLANT	3,289.79
83628	NORTH SOUND HOSE	HOSE, SCREEN AND MPT	STORM DRAINAGE	1,357.52
	NORTH SOUND HOSE		SEWER MAIN COLLECTION	1,357.52
83629	NORTHWEST LININGS	CATCH BASIN INSERTS	ER&R	495.22
83630	NYITRAY, SANDRA	INSTRUCTOR SERVICES	COMMUNITY CENTER	36.00
83631	OFFICE DEPOT	OFFICE SUPPLIES	PARK & RECREATION FAC	21.77
	OFFICE DEPOT		POLICE INVESTIGATION	29.17
	OFFICE DEPOT		OFFICE OPERATIONS	100.49
	OFFICE DEPOT		POLICE PATROL	208.77
83632	OZONIA NORTH AMERICA	BALLASTS (3)	WASTE WATER TREATMENT	871.30
83633	PACIFIC POWER PROD.	MOWER REPAIR PARTS	PARK & RECREATION FAC	135.47
83634	PACIFIC TOPSOILS	ASPHALT DUMP	WATER DIST MAINS	61.50
	PACIFIC TOPSOILS		WATER DIST MAINS	123.00
83635	PARTS STORE, THE	LED LAMPS	ER&R	39.88
	PARTS STORE, THE	AIR FILTERS, DEGREASER AND PRO	MAINTENANCE	67.79
	PARTS STORE, THE	BULBS, BLADES, FLASHER AND FIL	ER&R	204.39
	PARTS STORE, THE	OIL FILTERS AND ADDITIVE	ER&R	205.64
	PARTS STORE, THE	OIL, FUEL, AIR FILTERS, SEPARA	ER&R	384.65
83636	PERKINS COIE	LEGAL SERVICES	WASTE WATER TREATMENT	624.00
83637	PETERSON BROS DRYWAL	DRYWALL PATCHING	NON-DEPARTMENTAL	211.77
83638	PLATT	FIXTURE	NON-DEPARTMENTAL	118.37
	PLATT	LED LIGHT	TRIBAL GAMING-GENL	119.03
83639	PUBLIC AGENCY TRAINI	IA TRAINING-BUELL, L & GOLDMAN	POLICE TRAINING-FIREARMS	590.00
83640	PUD	ACCT #2035-4017-4	PARK & RECREATION FAC	8.80
	PUD	ACCT #2023-7865-9	MAINT OF GENL PLANT	36.41
	PUD	ACCT #2010-6528-1	PARK & RECREATION FAC	56.30
	PUD	ACCT #2016-7213-6	SEWER LIFT STATION	58.37
	PUD	ACCT #2006-5074-5	TRANSPORTATION MANAGEM	65.95
	PUD	ACCT #2030-0516-0	STREET LIGHTING	94.96
	PUD	ACCT #2021-7595-6	TRAFFIC CONTROL DEVICES	113.49
	PUD	ACCT #2008-2727-7	TRANSPORTATION MANAGEM	114.25
	PUD	ACCT #2023-6854-4	TRANSPORTATION MANAGEM	118.29
	PUD	ACCT #2021-4311-1	TRANSPORTATION MANAGEM	131.12
	PUD	ACCT #2020-0032-9	PARK & RECREATION FAC	152.65
	PUD	ACCT #2024-6354-3	SEWER LIFT STATION	167.46
	PUD	ACCT #2023-6855-1	PARK & RECREATION FAC	201.73
	PUD	ACCT #2010-2160-7	PARK & RECREATION FAC	1,003.14
	PUD	ACCT #2010-2169-8	PARK & RECREATION FAC	1,157.17
	PUD	ACCT #2008-2454-8	MAINT OF GENL PLANT	1,407.33
	PUD	ACCT #2005-8648-5	SEWER LIFT STATION	1,848.11
	PUD	ACCT #2011-4725-3	PUMPING PLANT	2,075.88
	PUD	ACCT #2015-7792-1	PUMPING PLANT	2,105.18
	PUD	ACCT #2014-6303-1	PUBLIC SAFETY BLDG.	3,451.77
	PUD	ACCT #2003-0347-7	WATER FILTRATION PLANT	3,508.50
	PUD	ACCT #2020-0499-0	LIBRARY-GENL	3,749.89
	PUD	ACCT #2014-2063-5	WASTE WATER TREATMENT	10,750.33

**CITY OF MARYSVILLE
 INVOICE LIST**

FOR INVOICES FROM 3/21/2013 TO 3/27/2013

<u>CHK #</u>	<u>VENDOR</u>	<u>ITEM DESCRIPTION</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ITEM AMOUNT</u>
83640	PUD	ACCT #2020-7500-8	WASTE WATER TREATMENT	13,599.22
83641	PUD	ACCT #2017-2118-0	WASTE WATER TREATMENT	15,393.58
83641	PUGET SOUND SECURITY	KEYS	OFFICE OPERATIONS	4.67
83642	R&R PRODUCTS INC	CLOCK, BEDKNIVES AND DEFLECTOR	MAINTENANCE	222.28
83643	REYNOLDS, DEBRA S	UB 821564900001 6611 69TH ST N	WATER/SEWER OPERATION	18.38
83644	ROODZANT, DUSTAN	UB 650440000000 9708 59TH DR N	WATER/SEWER OPERATION	75.44
83645	SAFeway INC.	REIMBURSE MTG SUPPLIES	CITY COUNCIL	54.51
	SAFeway INC.		EXECUTIVE ADMIN	87.20
83646	SANTOYO, PATRICIA	RENTAL DEPOSIT REFUND	GENERAL FUND	100.00
83647	SCIENTIFIC SUPPLY	TUBING AND FILTER PAPERS	WASTE WATER TREATMENT	427.89
83648	SELBY, CYNTHIA	REFUND CLASS FEES	PARKS-RECREATION	28.00
83649	SHERWIN WILLIAMS	PAINT AND SUPPLIES	UTIL ADMIN	164.77
83650	SIEMENS INDUSTRY, IN	COIL AND ELECTRODE CABLE	PUMPING PLANT	970.97
83651	SNO CO TREASURER	INMATE PRESCRIPTIONS	DETENTION & CORRECTION	629.30
83652	SOUND POWER	ROTO HEAD	SIDEWALKS MAINTENANCE	86.88
83653	SOUND PUBLISHING	LEGAL ADS	COMMUNITY DEVELOPMENT-	377.78
83654	SOUND SAFETY	JEANS-ROTH	PARK & RECREATION FAC	47.23
	SOUND SAFETY	SAFETY SHIRTS (TRIAL PERIOD)	UTIL ADMIN	116.41
	SOUND SAFETY	WINTER JACKETS	ER&R	223.18
	SOUND SAFETY	GLOVES	ER&R	321.46
83655	STAIR, FRANK	REIMBURSE BOATER CERT CARD	UTIL ADMIN	10.00
83656	STEVENS, MICHAEL A.	REIMBURSE TRAVEL EXPENSES-NLC	CITY COUNCIL	1,455.21
83657	SUMMIT LAW GROUP, LL	PROFESSIONAL SERVICES	PERSONNEL ADMINISTRATIO	104.00
	SUMMIT LAW GROUP, LL		PERSONNEL ADMINISTRATIO	728.00
83658	SUN MOUNTAIN	RAIN GEAR	GOLF COURSE	301.25
83659	TAYLORMADE	DRIVERS	GOLF COURSE	894.48
	TAYLORMADE	DRIVERS AND FW METALS	GOLF COURSE	1,224.02
	TAYLORMADE	DRIVERS	GOLF COURSE	1,363.31
83660	TORO NSN	TORO NSN PLAN	MAINTENANCE	134.00
83661	TYBEE LTD	UB 570697500002 17904 29TH AVE	WATER/SEWER OPERATION	20.26
83662	UNITED PARCEL SERVIC	LATE CHARGES ON SHIPPING EXPEN	TRANSPORTATION MANAGEM	1.81
	UNITED PARCEL SERVIC		TRANSPORTATION MANAGEM	3.55
83663	VERIZON/FRONTIER	ACCT #36065827660617105	MUNICIPAL COURTS	54.31
	VERIZON/FRONTIER	ACCT #36065831360617105	MUNICIPAL COURTS	54.31
	VERIZON/FRONTIER	ACCT #36065905060927115	STREET LIGHTING	54.31
	VERIZON/FRONTIER	ACCT #425-397-6325-031998-5	PARK & RECREATION FAC	55.95
83664	VIC COX JR^	UB 411003000000 16520 SMOKEY P	WATER/SEWER OPERATION	109.64
83665	WATAI	ACCIDENT INVESTIGATOR COURSE	POLICE TRAINING-FIREARMS	425.00
83666	WHITE CAP CONSTRUCT	SAFETY GLASSES (12)	PARK & RECREATION FAC	65.76
83667	YERIN, PAREL	UB 849000639002 7620 67TH AVE	WATER/SEWER OPERATION	295.85

WARRANT TOTAL:

235,000.79

REASON FOR VOIDS:

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

Index #4

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 4/8/2013

AGENDA ITEM: Approval of Special Event Application; Total Health Events "Heroes Half Marathon" Running Event	
PREPARED BY: Carol Mulligan DEPARTMENT: Community Development	DIRECTOR APPROVAL:
ATTACHMENTS: 1. Copy of Special Event Permit Application. 2. Copy of Traffic Control Plan: Route Overview and Detour Plan 2. MMC 5.46 "Special Events".	
BUDGET CODE:	AMOUNT:

SUMMARY:

Total Health Events has submitted an application to obtain a permit to conduct "Heroes Half Marathon" running event on Sunday, April 28, 2013. The applicant of the proposed event is requesting a temporary street closure of southbound Alder Avenue, south of 2nd Street, and northbound SR529 south of 2nd Street, while allowing for emergency vehicle access. The Community Development Staff has reviewed all related department comments and determined that this application has been submitted in its entirety and to the satisfaction of all said departments.

<p>RECOMMENDED ACTION: The Community Development Staff recommends City Council approve the application for Total Health Events to conduct a special event on Sunday, April 28, 2013, including the street closure of southbound Alder Avenue, south of 2nd Street, and northbound SR529 south of 2nd Street, as requested by the applicant.</p>
--

Received

FEB 27 2013

City of Marysville
Community Development



SPECIAL EVENT PERMIT APPLICATION

Community Development Department ♦ 80 Columbia Avenue ♦ Marysville, WA 98270
(360) 363-8100 ♦ (360) 651-5099 FAX ♦ Office Hours: Monday - Friday 7:30 AM - 4:00 PM

FOR AGENCY USE	Date:	File:	Fee: \$100.00
	NAME OF EVENT		PROPOSED DATES
	Heroes Half Marathon		April 28
	APPLICANT	SPONSORING NON-PROFIT	EVENT ORGANIZER
Name	Lynne Hoskins		
Mailing Address	2226 Eastlake Ave E #179		
City, State, ZIP	Seattle, WA 98102		
Phone (home/office)	206-499-1903		
Phone (cell)	same		
E-mail	info@totalhealthevents.com		
SITE INFORMATION			
Set-up date/time	April 28/8:00am	Dismantling Date/time	10:30am
		Hours of operation	
Estimated number of participants	800	Will admission fee be charged? (please note amount)	
Will alcohol be served at event? (if yes please explain)	no		
Type of activity planned (Describe event)	run/walk		
Location to be used (Describe area to be used, attach map/route plan)	PUD/Columbia Ave - we need the gate opened 8:00am - 10:30am		
Detailed Description of Proposed Activities			
Does event involve political or religious activity intended primarily for the communication or expression of ideas?	no		

Heroes Half Marathon, April 28, 2013 - Marysville section of course

M = volunteer monitor

F = certified flagger

P = police

Road closed ahead

No access to SR 529

April 29 8:00am - 11:00am



Chapter 5.46 SPECIAL EVENTS

Sections:

<u>5.46.010</u>	Definitions.
<u>5.46.020</u>	Special event permit required.
<u>5.46.025</u>	Exceptions to special event permit requirement.
<u>5.46.030</u>	Permit application.
<u>5.46.040</u>	Approval.
<u>5.46.050</u>	Fees.
<u>5.46.060</u>	Departmental analysis.
<u>5.46.070</u>	Insurance required.
<u>5.46.080</u>	Denial of permit.
<u>5.46.090</u>	Appeal.
<u>5.46.100</u>	Sanitation.
<u>5.46.110</u>	Revocation of special event permit.
<u>5.46.120</u>	Cost recovery for unlawful special event.
<u>5.46.130</u>	Expressive activity special event.
<u>5.46.140</u>	Penalties for violation.

5.46.010 Definitions.

Terms used in this chapter shall have the following meanings:

- (1) "Demonstration" means a public display of group opinion as by a rally or march, the principal purpose of which is expressive activity.
- (2) "Event organizer" means any person who conducts, manages, promotes, organizes, aids, or solicits attendance at a special event.
- (3) "Event management company" means an entity with expertise in managing special events.
- (4) "Expressive activity" includes conduct for which the sole or principal object is expression, dissemination, or communication by verbal, visual, literary, or auditory means of political or religious opinion, views, or ideas and for which no fee or donation is charged or required as a condition of participation in or attendance at such activity. For purposes of this chapter, expressive activity does not include sports events, including marathons, fundraising events, or events the principal purpose of which is entertainment.
- (5) "Gross revenues" means the sum of all revenues received by an event organizer for a special event including, but not limited to, cash receipts, licensing, sponsorships, television, advertising and similar revenues, and concessions.
- (6) "March" means an organized walk or event whose principal purpose is expressive activity in service of a public cause.
- (7) "Noncommercial special event" means any special event organized and conducted by a person or entity that qualifies as a tax-exempt nonprofit organization, or a special event whose principal purpose is expressive activity.
- (8) "Rally" means a gathering whose principal purpose is expressive activity, especially one intended to inspire enthusiasm for a cause.
- (9) "Sidewalk" means that portion of a right-of-way, other than the roadway, set apart by curbs, barriers, markings, or other delineation for pedestrian travel.
- (10) "Sign" means any sign, pennant, flag, banner, inflatable display, or other attention-seeking device.

(11) "Special event" means any fair, show, parade, run/walk, festival, or other publicly attended entertainment or celebration which is to be held in whole or in part upon publicly owned property or public rights-of-way, or if held wholly upon private property, will nevertheless affect or impact the ordinary and normal use by the general public or public rights-of-way within the vicinity of such event.

(12) "Special event permit" means a permit issued under this chapter.

(13) "Special permit venue" means that area for which a special event permit has been issued.

(14) "Street" means any place that is publicly maintained and open to use of the public for purposes of vehicular traffic, including highways.

(15) "Tax-exempt nonprofit organization" means an organization that is exempted from payment of income taxes by federal or state law and has been in existence for a minimum of six months preceding the date of application for a special event permit.

(16) "Vendor" means any person who sells or offers to sell any goods, food, or beverages within a special event venue. (Ord. 2901 § 1, 2012).

5.46.020 Special event permit required.

Except as provided elsewhere in this chapter, any person or entity who conducts, promotes, or manages a special event shall first obtain a special event permit from the city of Marysville. (Ord. 2901 § 1, 2012).

5.46.025 Exceptions to special event permit requirement.

(1) Although not required to be issued a special event permit, an event organizer of an activity exempted from this chapter is required to comply with all local, state and federal laws and regulations governing public safety or health.

(2) The following activities are exempt from obtaining a special event permit:

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

(b) Private events held entirely on private property that do not involve the use of or have an impact on public property or facilities and that do not require the provision of city public safety services;

(c) Funeral and wedding processions on private properties;

(d) Groups required by law to be so assembled;

(e) Gatherings of 100 or fewer people in a city park, unless merchandise or services are offered for sale or trade to the public, in which case a special event permit is required;

(f) Temporary sales conducted by businesses, such as holiday sales, grand opening sales, anniversary sales, or single event (one day only) concession stands;

(g) Garage sales, rummage sales, lemonade stands, and car washes;

(h) Activities conducted by a governmental agency acting within the scope of its authority;

(i) Lawful picketing on sidewalks;

(j) Block parties located entirely on private property when not requesting a street closure, and not inviting others from outside the neighborhood;

(k) Annual Strawberry Festival which is governed by Chapter 5.48 MMC; and

(l) Other similar events and activities which do not directly affect or use city services or property. (Ord. 2901 § 1, 2012).

5.46.030 Permit application.

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

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

(3) The following information shall be provided on the special event permit application:

(a) The name, address, fax, cell, day of event contact number, email address, and office telephone number of the applicant;

(b) A certification that the applicant will be financially responsible for any city fees or costs that may be imposed for the special event;

(c) The name, address, fax, cell, email address and telephone number of the event organizer, if any, and the chief officer of the event organizer, if any;

(d) A list of emergency contacts that will be in effect during the event, and the event web address, if any; and

(e) If the special event is designed to be held by, on behalf of, or for any organization other than the applicant, the applicant for special event permit shall file a signed, written communication from such organization:

(i) Authorizing the applicant to apply for the special event permit on its behalf;

(ii) Certifying that the applicant will be financially responsible for any costs or fees that may be imposed for the special event; and

(iii) Attached to which shall be a copy of the tax exemption letter issued for any applicant claiming to be a tax-exempt nonprofit organization;

(f) All permit applications shall include:

(i) A statement of the purpose of the special event;

(ii) A statement of fees to be charged for the special event, including admissions tax documentation;

(iii) The proposed location of the special event;

(iv) Dates and times when the special event is to be conducted;

(v) The approximate times when assembly for, and disbanding of, the special event is to take place;

(vi) The proposed locations of the assembly or production area;

(vii) The specific proposed site or route, including a map and written narrative of the route;

(viii) The proposed site of any reviewing stands and/or vending areas;

(ix) The proposed site for any disbanding area;

(x) Proposed alternative routes, sites or times, where applicable;

(xi) The approximate number of persons, animals, and vehicles that will constitute the special event;

(xii) The kinds of animals anticipated to be part of the special event;

(xiii) A description of the types of vehicles to be used in the special event;

(xiv) The number of bands or other musical units and the nature of any equipment to be used to produce sounds or noise;

(xv) The number and location of potable sanitation facilities;

(xvi) Other equipment or services necessary to conduct the special event with due regard for participant and public health and safety;

(xvii) The number of persons proposed or required to monitor or facilitate the special event and provide spectator or participant control and direction for special events using city streets, sidewalks, or facilities, including use of public or private law enforcement personnel;

(xviii) Provisions for first aid or emergency medical services, or both, based on special event risk factors;

(xix) Insurance and surety bond information;

(xx) Any special or unusual requirements that may be imposed or created by virtue of the proposed special event activity;

(xxi) The marketing plan with proposed timelines associated with marketing the activity to the general public;

(xxii) Event timeline documenting activities from event set-up to event tear-down;

(xxiii) Parking areas;

(xxiv) Identify city assistance being requested; and

(xxv) Any other information required by the city. (Ord. 2901 § 1, 2012).

5.46.040 Approval.

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

(1) Approval by City Staff. Administrative approval for one-day events contained on a single site that could involve special parking arrangements and hiring of police officers for crowd control and traffic control. City staff shall include a representative from the police, planning, public works, parks and recreation, fire, streets, sanitation, and community development director departments.

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

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

(4) If permits and/or coordination is required from other agencies, i.e., Community Transit, Department of Transportation, Snohomish Health District, etc., these must be submitted prior to the issuance of the permit. (Ord. 2901 § 1, 2012).

5.46.050 Fees.

There will be a \$100.00 nonrefundable application fee for a special event permit. (Ord. 2901 § 1, 2012).

5.46.060 Departmental analysis.

(1) The community development director or designee will send copies of special event permit applications to all pertinent city departments and/or outside agencies when deemed necessary for review and determination of services required.

(2) The applicant is required to contract with the Marysville police department and public works department to employ police officers for security and traffic control as determined by the departmental analysis. Pg 45

(3) Cost of city services, i.e., police, public works employees, etc., for special events will be estimated prior to the event. Additional costs incurred will be evaluated following the completion of the event. The city may in its discretion require a cash deposit for such costs. (Ord. 2901 § 1, 2012).

5.46.070 Insurance required.

Except as otherwise provided in this chapter, the applicant is required to obtain and present evidence of comprehensive liability insurance naming the city of Marysville, its officials, officers, employees and agents as additional insured for use of streets, public rights-of-way and publicly owned property such as parks. The insurance policy shall be written on an occurrence basis and shall provide a minimum coverage of \$1,000,000 for individual incidents, \$2,000,000 aggregate, per event, against all claims arising from permits issued pursuant to this chapter. The insurance policy period shall be for a period not less than 24 hours prior to the event and extending for a period of not less than 24 hours following completion of the event. In circumstances presenting a significantly high risk of liability the city may, in its discretion, increase the minimum insurance requirements, and in circumstances presenting a significantly low risk of liability, the city may in its discretion reduce the minimum insurance requirements. (Ord. 2901 § 1, 2012).

5.46.080 Denial of permit.

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

- (1) The event will disrupt traffic within the city of Marysville beyond practical solution;
- (2) The event will protrude into the public space open to vehicle or pedestrian travel in such a manner as to create a likelihood of endangering the public;
- (3) The event will interfere with access to emergency services;
- (4) The location or time of the special event will cause undue hardship or excessive noise levels to adjacent businesses or residents;
- (5) The event will require the diversion of so many city employees that it would unreasonably affect other city services;
- (6) The application contains incomplete or false information;
- (7) The applicant fails to provide proof of insurance;
- (8) The applicant fails to obtain a city business license and/or fails to pay the special event permit fee and/or the applicant has failed to pay all fees due from previous special events;
- (9) The applicant failed to provide proof of sufficient monitors for crowd control and safety at least one week prior to the event;
- (10) The applicant has failed to provide proof of sufficient on- or off-site parking or shuttle services, or both, when required, to minimize any substantial adverse impacts on general parking and traffic circulation in the vicinity of the special event;
- (11) The applicant has failed to conduct a previously authorized or exempted special event in accordance with law and/or the terms of a permit;
- (12) The special event application conflicts with permits issued on same date and location creating hardship or financial burden to already permitted events;
- (13) The applicant does not meet current zoning requirements;
- (14) The applicant fails to obtain local, county, state and federal permits as required;
- (15) The city reasonably determines that the proposed special event conflicts with an already approved special event scheduled for same date(s). (Ord. 2901 § 1, 2012).

5.46.090 Appeal.

The applicant has the right to appeal any denial or revocation of a special events permit to the city council. An appeal shall be made in writing, shall specify the grounds of the appeal, shall have supporting documentation attached, and it shall be filed with the community development director within seven calendar days of the date of the written denial or revocation. (Ord. 2901 § 1, 2012).

5.46.100 Sanitation.

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

(2) A special event permit may be issued only after adequate restroom and washroom facilities have been identified and arranged for or obtained by the applicant subject to the Snohomish Health District's review and certification process. (Ord. 2901 § 1, 2012).

5.46.110 Revocation of special event permit.

(1) Any special event permit issued pursuant to this chapter is subject to revocation, pursuant to this section.

(2) A special event permit may be revoked if the city determines:

(a) That the special event cannot be conducted without violating the provisions of this chapter and/or conditions for the special event permit issuance;

(b) The special event is being conducted in violation of the provisions of this chapter and/or any condition of the special event permit;

(c) The special event poses a threat to health or safety;

(d) The event organizer or any person associated with the special event has failed to obtain any other permit required pursuant to the provisions of this chapter;

(e) The special event permit was issued in error or contrary to law;

(f) The applicant has not paid all fees when due; or

(g) The applicant has failed to provide confirmation or proof that it has obtained the minimum number of required volunteers to perform safety functions.

(3) Except as provided in this section, notices of revocation shall be in writing and specifically set forth the reasons for the revocation.

(4) If there is an emergency requiring immediate revocation of a special event permit, the city may notify the permit holder verbally of the revocation. (Ord. 2901 § 1, 2012).

5.46.120 Cost recovery for unlawful special event.

Whenever a special event is conducted without a special event permit when one is required or is conducted in violation of the terms of an issued special event permit, the event organizer shall be responsible for, and the city shall charge the event organizer for, all costs incurred as a result of the adverse impacts of the special event or the violation of the special event permit. (Ord. 2901 § 1, 2012).

5.46.130 Expressive activity special event.

When a special event permit is sought for an expressive activity such as a demonstration, rally, or march as defined in this chapter, the following exceptions shall apply:

(1) Where the special event will not require temporary street closures, cost recovery pursuant to MMC 5.46.050 shall be limited solely to a fee based on the cost of processing the permit application.

(2) The insurance requirement of MMC 5.46.070 shall be waived; provided, that the event organizer has filed with the application a verified statement that he or she intends the special event purpose to be First Amendment expression and the cost of obtaining insurance is financially burdensome and would constitute an unreasonable

burden on the right of First Amendment expression. The verified statement shall include the name and address of one insurance broker or other source for insurance coverage contacted to determine premium rates for coverage.

(3) Where the special event will require temporary street closures and any one or more of the conditions of subsection (4) of this section are present requiring the city to provide services in the interest of public health, safety, and welfare, the special event coordinator may condition the issuance of the special event permit upon payment of actual, direct costs incurred by the city to a maximum of \$500.00. Any fee schedule adopted by the city shall contain a provision for waiver of, or a sliding scale for payment of, fees for city services, including police costs, on the basis of ability to pay.

(4) The city may deny a special event permit for a demonstration, rally or march if:

(a) The special event will substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route;

(b) The special event will cause an irresolvable conflict with construction or development in the public right-of-way or at a public facility;

(c) The special event will block traffic lanes or close streets during peak commuter hours on weekdays between 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. on streets designated as arterials by the city's public works department.

(d) The special event will require the diversion of police employees from their normal duties;

(e) The concentration of persons, animals, or vehicles will unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets;

(f) The special event will substantially interfere with another special event for which a permit has already been granted or with the provision of city services in support of other scheduled special events; or

(g) The special event will have significant adverse impact upon residential or business access and traffic circulation in the same general venue.

(5) With regard to the permitting of expressive activity special events where the provisions of this section conflict with the provisions in any other section of this chapter, the provisions of this section shall prevail. (Ord. 2901 § 1, 2012).

5.46.140 Penalties for violation.

(1) Violations of, or failure to comply with, any provision of this chapter shall constitute a civil infraction and any person found to have violated any provision of this chapter is punishable by a monetary penalty of not more than \$250.00 for each such violation. Each day that a violation continues shall constitute a new and separate infraction.

(2) The imposition of a penalty for violation of this chapter shall be in addition to any other penalties provided for in any other ordinances of the city or any other ordinances or laws applicable to the violation.

(3) Any permit fee or penalty which is delinquent or unpaid shall constitute a debt to the city and may be collected by a court proceeding in the same manner as any other debt in like amount, which remedy shall be in addition to all other existing remedies. (Ord. 2901 § 1, 2012).

The Marysville Municipal Code is current through Ordinance 2918, passed February 11, 2013.

Disclaimer: The City Clerk's Office has the official version of the Marysville Municipal Code. Users should contact the City Clerk's Office for ordinances passed subsequent to the ordinance cited above.


City Website: <http://www.marysvillewa.gov/>
(<http://www.marysvillewa.gov/>)
City Telephone: (360) 363-8000
Code Publishing Company
(<http://www.codepublishing.com/>)
eLibrary
(<http://www.codepublishing.com/elibrary.html>)

Index #5

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: April 8, 2013

AGENDA ITEM: Plat of Rakestraw Quit Claim Deed	
PREPARED BY: Kari Chennault	DIRECTOR APPROVAL: 
DEPARTMENT: Public Works - Engineering	
ATTACHMENTS: 2 Quit Claim Deeds	
BUDGET CODE: N/A	AMOUNT: N/A

SUMMARY:

The City of Marysville owns, operates and maintains around 235 stormwater facilities located in residential subdivisions throughout the City. These subdivisions were platted within the City of Marysville and typically the City’s policy is to take ownership of the stormwater facility’s tract.

In addition, there are around 125 stormwater facilities that are privately owned and are expected to be operated and maintained by the individual lots within the subdivision or an organized home owners association within the subdivision. These subdivisions were platted while located in Snohomish County, prior to annexation, and followed Snohomish County’s policy to not take ownership of the stormwater facility’s tract.

This difference in ownership and maintenance responsibility was brought before the Public Works Committee in January of 2012 and City staff were asked to work with the City’s attorney’s office to develop a process by which the private facilities could gift their stormwater tract to the City. In December 2012 a process was described to the Public Works Committee and the Committee asked that a pilot project be done to assess the process.

A member of the Plat of Rakestraw’s Home Owners Association asked if they could participate in the process and he would take full responsibility for acquiring signatures from all 38 lot owners in their subdivision. He was successful in collecting all 38 lot owner signatures.

By signing the attached quit claim deeds, the City will be accepting ownership of the stormwater facility tract and all maintenance and operation responsibilities associated with it in the Rakestraw subdivision.

RECOMMENDED ACTION:
City staff recommends the Marysville Council Members authorize the Mayor to sign the two quit claim deeds accepting ownership of the stormwater facility tracts within the Rakestraw subdivision.

After Recording Return to:

City of Marysville
1049 State Avenue
Marysville, WA 98270

QUIT CLAIM DEED

Grantor: FRESA OWNERS ASSOCIATION Add'l on P 1-2
PLAT OF RAKESTRAW

Grantee: CITY OF MARYSVILLE

Legal Description: Tract 999, Plat of Rakestraw AF# 200703195128 Add'l on P. 2

Tax Parcel: PORTION OF 010690-000-001-00, 010690-000-002-00, 010690-000-003-00,
010690-000-004-00, 010690-000-005-00, 010690-000-006-00, 010690-000-007-00,
010690-000-008-00, 010690-000-009-00, 010690-000-010-00, 010690-000-011-00,
010690-000-012-00, 010690-000-013-00, 010690-000-014-00, 010690-000-015-00,
010690-000-016-00, 010690-000-017-00, 010690-000-018-00, 010690-000-019-00,
010690-000-020-00, 010690-000-021-00, 010690-000-022-00, 010690-000-023-00,
010690-000-024-00, 010690-000-025-00, 010690-000-026-00, 010690-000-027-00,
010690-000-028-00, 010690-000-029-00, 010690-000-030-00, 010690-000-031-00,
010690-000-032-00, 010690-000-033-00, 010690-000-034-00, 010690-000-035-00,
010690-000-036-00, 010690-000-037-00, 010690-000-038-00

FRESA OWNERS ASSOCIATION, being the homeowner's association for the PLAT OF RAKESTRAW, for and in consideration of the mutual benefits to the parties, conveys and quit claims to the CITY OF MARYSVILLE, a municipal corporation of the State of Washington, the following-described real estate, situated in the County of Snohomish, State of Washington, including any interest therein which Grantor may hereafter acquire:

Detention/Open Space Tract 999, Plat of Rakestraw, according to the plat thereof recorded under Snohomish County Auditor's file number 200703195128, records of Snohomish County, Washington.

Situate in the County of Snohomish, State of Washington.

SUBJECT TO: Drainage facility maintenance obligations stated on the face of the Plat of Rakestraw, PFN # 05-120595 SD, recorded under Snohomish County Auditor's file no. 200703195128. Grantee's obligation to maintain

shall be strictly limited to the portion of the Rakestraw storm water drainage system located upon Tract 999. Grantee shall have no obligation to maintain any portion of the Plat of Rakestraw storm water drainage system located outside of said Tract 999.

RESERVING unto Grantor an easement for ingress and egress over Tract 999 in a location or locations as may be designated and located by Grantee from time to time, as may be required for access to Tract 997 of the Plat of Rakestraw, solely for purposes and uses of Tract 997 that are permitted under the restrictions and dedications of the Plat of Rakestraw and all laws, code and regulations now or hereafter applicable to native growth protection areas. Said easement shall automatically terminate at such time as development of 40th Street NE allows alternate access to Tract 997.

Grantor hereby authorizes Grantee and hereby grants a limited power of attorney to Grantee for the sole purpose of amending the Plat of Rakestraw to provide for the conveyance of Tract 999 to Grantee and Grantee's assumption of maintenance obligations, if Grantee, in its sole subjective discretion, deems necessary and so elects.

This deed is given in accordance with the provisions of paragraph 14.3 of the Declaration of Covenants, Conditions and Restrictions recorded under Snohomish County Auditor's file no. 200710290098.

This deed shall not be binding upon the Grantee until it has been accepted by the CITY OF MARYSVILLE by Grantee's execution of an identical counterpart of this deed.

DATED this ____ day of _____, 201____.

FRESA OWNERS ASSOCIATION

By _____
MARK GRAHAM, President

By _____
JENNIFER AVELINO, Vice President

By _____
CAROLINE KOCH, Secretary

By _____
VICTORIA LAUDAHL, Treasurer

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that MARK GRAHAM 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 President of FRESA OWNERS ASSOCIATION to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this ____ day of _____, 201____.

(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires _____

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that JENNIFER AVELINO is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it as the Vice President of FRESA OWNERS ASSOCIATION to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this ____ day of _____, 201____.

(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires _____

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that CAROLINE KOCH is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it as the Secretary of FRESA OWNERS ASSOCIATION to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this ____ day of _____, 201 ____.

(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires _____

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that VICTORIA LAUDAHL is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it as the Treasurer of FRESA OWNERS ASSOCIATION to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this ____ day of _____, 201 ____.

(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at _____
My commission expires _____

ACCEPTED this _____ day of _____, 201____.

CITY OF MARYSVILLE

By _____
JON NEHRING, Mayor



REAL ESTATE EXCISE TAX AFFIDAVIT

CHAPTER 82.45 RCW – CHAPTER 458-61A WAC

This form is your receipt when stamped by cashier.

PLEASE TYPE OR PRINT

THIS AFFIDAVIT WILL NOT BE ACCEPTED UNLESS ALL AREAS ON ALL PAGES ARE FULLY COMPLETED

(See back of last page for instructions)

Check box if partial sale of property

If multiple owners, list percentage of ownership next to name.

SELLER GRANTOR	Name <u>FRESA OWNERS ASSOCIATION.</u>	BUYER GRANTEE	Name <u>CITY OF MARYSVILLE</u>
	<u>homeowner's association for the PLAT OF RAKESTRAW</u>		<u>municipal corporation</u>
	Mailing Address <u>7112 - 39th Place NE</u>		Mailing Address <u>1049 State Avenue</u>
	City/State/Zip <u>Marysville, WA 98270</u>		City/State/Zip <u>Marysville, WA 98270</u>
Phone No. (including area code) _____		Phone No. (including area code) _____	
Send all property tax correspondence to: <input checked="" type="checkbox"/> Same as Buyer/Grantee		List all real and personal property tax parcel account numbers – check box if personal property	
Name _____		PORTION OF see attached <input type="checkbox"/>	
Mailing Address _____		<input type="checkbox"/>	
City/State/Zip _____		<input type="checkbox"/>	
Phone No. (including area code) _____		<input type="checkbox"/>	
		List assessed value(s)	

Street address of property: _____

This property is located in Marysville

Check box if any of the listed parcels are being segregated from another parcel, are part of a boundary line adjustment or parcels being merged

Legal description of property (if more space is needed, you may attach a separate sheet to each page of the affidavit)

Detention/Open Space Tract 999, Plat of Rakestraw, according to the plat thereof recorded under Snohomish County Auditor's file number 200703195128, records of Snohomish County, Washington.

Situate in the County of Snohomish, State of Washington.

5 Select Land Use Code(s):

48 - Utilities

enter any additional codes: _____

(See back of last page for instructions)

	YES	NO
Is this property exempt from property tax per chapter 84.36 RCW (nonprofit organization)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

	YES	NO
Is this property designated as forest land per chapter 84.33 RCW?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is this property classified as current use (open space, farm and agricultural, or timber) land per chapter 84.34?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is this property receiving special valuation as historical property per chapter 84.26 RCW?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If any answers are yes, complete as instructed below.

(1) NOTICE OF CONTINUANCE (FOREST LAND OR CURRENT USE)
 NEW OWNER(S): To continue the current designation as forest land or classification as current use (open space, farm and agriculture, or timber) land, you must sign on (3) below. The county assessor must then determine if the land transferred continues to qualify and will indicate by signing below. If the land no longer qualifies or you do not wish to continue the designation or classification, it will be removed and the compensating or additional taxes will be due and payable by the seller or transferor at the time of sale. (RCW 84.33, 140 or RCW 84.34, 108). Prior to signing (3) below, you may contact your local county assessor for more information.

This land does does not qualify for continuance.

DEPUTY ASSESSOR _____ DATE _____

(2) NOTICE OF COMPLIANCE (HISTORIC PROPERTY)
 NEW OWNER(S): To continue special valuation as historic property, sign (3) below. If the new owner(s) does not wish to continue, all additional tax calculated pursuant to chapter 84.26 RCW, shall be due and payable by the seller or transferor at the time of sale.

(3) OWNER(S) SIGNATURE _____

PRINT NAME _____

List all personal property (tangible and intangible) included in selling price.

If claiming an exemption, list WAC number and reason for exemption:

WAC No. (Section/Subsection) 458-61A-201

Reason for exemption
Gift - no consideration - no assumption of debt; grantor has no obligation under any underlying debt

Type of Document Quit Claim Deed

Date of Document _____

Gross Selling Price \$	0.00
*Personal Property (deduct) \$	_____
Exemption Claimed (deduct) \$	_____
Taxable Selling Price \$	0.00
Excise Tax : State \$	0.00
<u>0.0050</u> Local \$	0.00
*Delinquent Interest: State \$	_____
Local \$	_____
*Delinquent Penalty \$	_____
Subtotal \$	0.00
*State Technology Fee \$	5.00
*Affidavit Processing Fee \$	_____
Total Due \$	10.00

A MINIMUM OF \$10.00 IS DUE IN FEE(S) AND/OR TAX
 *SEE INSTRUCTIONS

8 I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Signature of Grantor or Grantor's Agent _____

Name (print) MARK GRAHAM, Pres., FRESA Owners Assn

Date & city of signing: Marysville

Signature of Grantee or Grantee's Agent _____

Name (print) _____

Date & city of signing: _____

Perjury: Perjury is a class C felony which is punishable by imprisonment in the state correctional institution for a maximum term of not more than five years, or by a fine in an amount fixed by the court of not more than five thousand dollars (\$5,000.00), or by both imprisonment and fine (RCW 9A.20.020 (1C)).

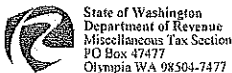
REV 84 0001ae (12/4/12) THIS SPACE - TREASURER'S USE ONLY COUNTY TREASURER

FRESA OWNERS ASSOCIATION

PLAT OF RAKESTRAW

TAX PARCEL LIST

PORTION OF: 010690-000-001-00, 010690-000-002-00, 010690-000-003-00, 010690-000-004-00,
010690-000-005-00, 010690-000-006-00, 010690-000-007-00, 010690-000-008-00,
010690-000-009-00, 010690-000-010-00, 010690-000-011-00, 010690-000-012-00,
010690-000-013-00, 010690-000-014-00, 010690-000-015-00, 010690-000-016-00,
010690-000-017-00, 010690-000-018-00, 010690-000-019-00, 010690-000-020-00,
010690-000-021-00, 010690-000-022-00, 010690-000-023-00, 010690-000-024-00,
010690-000-025-00, 010690-000-026-00, 010690-000-027-00, 010690-000-028-00,
010690-000-029-00, 010690-000-030-00, 010690-000-031-00, 010690-000-032-00,
010690-000-033-00, 010690-000-034-00, 010690-000-035-00, 010690-000-036-00,
010690-000-037-00, 010690-000-038-00



REAL ESTATE EXCISE TAX SUPPLEMENTAL STATEMENT (WAC 458-61A-304)

This form must be submitted with the Real Estate Excise Tax Affidavit (FORM REV 84 0001A) for claims of tax exemption as provided below. Completion of this form is required for the types of real property transfers listed in numbers 1-3 below. Only the first page of this form needs original signatures.

AUDIT: Information you provide on this form is subject to audit by the Department of Revenue. In the event of an audit, it is the taxpayers' responsibility to provide documentation to support the selling price or any exemption claimed. This documentation must be maintained for a minimum of four years from date of sale. (RCW 82.45.100) Failure to provide supporting documentation when requested may result in the assessment of tax, penalties, and interest. Any filing that is determined to be fraudulent will carry a 50% evasion penalty in addition to any other accrued penalties or interest when the tax is assessed.

PERJURY: Perjury is a class C felony which is punishable by imprisonment in a state correctional institution for a maximum term of not more than five years, or by a fine in an amount fixed by the court of not more than five thousand dollars (\$5,000.00), or by both imprisonment and fine (RCW 9A.20.020 (1C)).

The persons signing below do hereby declare under penalty of perjury that the following is true (check appropriate statement):

1. [] DATE OF SALE: (WAC 458-61A-306(2))

I, (print name) _____, certify that the _____ (type of instrument), dated _____, was delivered to me in escrow by _____ (seller's name). NOTE: Agent named here must sign below and indicate name of firm. The payment of the tax is considered current if it is not more than 90 days beyond the date shown on the instrument. If it is past 90 days, interest and penalties apply to the date of the instrument. Reasons held in escrow: _____

Signature _____ Firm Name _____

2. GIFTS: (WAC 458-61A-201) The gift of equity is non-taxable; however, any consideration received is not a gift and is taxable. The value exchanged or paid for equity plus the amount of debt equals the taxable amount. One of the boxes below must be checked. Both Grantor (seller) and Grantee (buyer) must sign below.

Grantor (seller) gifts equity valued at \$ 0.00 to grantee (buyer).

NOTE: Examples of different transfer types are provided on the back. This is to assist you with correctly completing this form and paying your tax.

"Consideration" means money or anything of value, either tangible (boats, motor homes, etc) or intangible, paid or delivered, or contracted to be paid or delivered, including performance of services, in return for the transfer of real property. The term includes the amount of any lien, mortgage, contract indebtedness, or other encumbrance, given to secure the purchase price, or any part thereof, or remaining unpaid on the property at the time of sale. "Consideration" includes the assumption of an underlying debt on the property by the buyer at the time of transfer.

A: Gifts with consideration

- 1. [] Grantor (seller) has made and will continue to make all payments after this transfer on the total debt of \$ _____ and has received from the grantee (buyer) \$ _____ (include in this figure the value of any items received in exchange for property). Any consideration received by grantor is taxable.
2. [] Grantee (buyer) will make payments on _____% of total debt of \$ _____ for which grantor (seller) is liable and pay grantor (seller) \$ _____ (include in this figure the value of any items received in exchange for property). Any consideration received by grantor is taxable.

B: Gifts without consideration

- 1. [x] There is no debt on the property; Grantor (seller) has not received any consideration towards equity. No tax is due.
2. [] Grantor (seller) has made and will continue to make 100% of the payments on total debt of \$ _____ and has not received any consideration towards equity. No tax is due.
3. [] Grantee (buyer) has made and will continue to make 100% of the payments on total debt of \$ _____ and has not paid grantor (seller) any consideration towards equity. No tax is due.
4. [] Grantor (seller) and grantee (buyer) have made and will continue to make payments from joint account on total debt before and after the transfer. Grantee (buyer) has not paid grantor (seller) any consideration towards equity. No tax is due.

Has there been or will there be a refinance of the debt? [] YES [x] NO (If yes, please call (360) 570-3265 to see if this transfer is taxable). If grantor (seller) was on title as co-signor only, please see WAC 458-61A-215 for exemption requirements.

The undersigned acknowledges this transaction may be subject to audit and have read the above information regarding record-keeping requirements and evasion penalties.

Grantor's Signature _____ Grantee's Signature _____

3. [] IRS "TAX DEFERRED" EXCHANGE (WAC 458-61A-213)

I, (print name) _____, certify that I am acting as an Exchange Facilitator in transferring real property to _____ pursuant to IRC Section 1031, and in accordance with WAC 458-61A-213. NOTE: Exchange Facilitator must sign below.

Exchange Facilitator's Signature _____

For tax assistance, contact your local County Treasurer/Recorder or visit http://dor.wa.gov or call (360) 570-3265. To inquire about the availability of this document in an alternate format, visit http://dor.wa.gov. Teletype (TTY) users may call (360) 705-6718.

After Recording Return to:

City of Marysville
1049 State Avenue
Marysville, WA 98270

QUIT CLAIM DEED

Grantor:	RICARDO SANCHEZ and LISA SANCHEZ	Add'l on P <u>1-2</u>
Grantee:	CITY OF MARYSVILLE	
Legal Description:	Tract 999, Plat of Rakestraw AF# 200703195128	Add'l on P. 2
Tax Parcel:	PORTION OF 010690-000-001-00, 010690-000-002-00, 010690-000-003-00, 010690-000-003-00, 010690-000-004-00, 010690-000-005-00, 010690-000-006-00, 010690-000-007-00, 010690-000-008-00, 010690-000-009-00, 010690-000-010-00, 010690-000-011-00, 010690-000-012-00, 010690-000-013-00, 010690-000-014-00, 010690-000-015-00, 010690-000-016-00, 010690-000-017-00, 010690-000-018-00, 010690-000-019-00, 010690-000-020-00, 010690-000-021-00, 010690-000-022-00, 010690-000-023-00, 010690-000-024-00, 010690-000-025-00, 010690-000-026-00, 010690-000-027-00, 010690-000-028-00, 010690-000-029-00, 010690-000-030-00, 010690-000-031-00, 010690-000-032-00, 010690-000-033-00, 010690-000-034-00, 010690-000-035-00, 010690-000-063-00, 010690-000-037-00, 010690-000-038-00	

The following named persons (hereinafter "Grantors") are the owners of the lot within the Plat of Rakestraw which appears next to said owner's name:

- Lot 1 RICARDO SANCHEZ and LISA SANCHEZ, husband and wife
- Lot 2 VINCENT V. CARMONA and VATHAVADEE SMAKPUNT, husband and wife
- Lot 3 CHRISTOPHER E. BROWN and DONNA A. BROWN, husband and wife
- Lot 4 JOSHUA N. ALEXANDER, a single person;
- Lot 4 ANGELA M. ALEXANDER and ALAN R. ALEXANDER, wife and husband
- Lot 5 NIKOLAY P. TISHKOV and GALINA V. TISHKOVA, husband and wife
- Lot 5 PAVEL N. TISHKOV, a single person
- Lot 6 BRYAN MATHEW SALTER and ANDREA SALTER, husband and wife
- Lot 7 SOPHIA ALEXANDRIA GUERRA, a married woman, as her sole and separate property
- Lot 8 HILLCREST IMPROVEMENT COMPANY PARTNERSHIP
- Lot 9 TRENT W. WIDENER and CINDI WIDENER, husband and wife
- Lot 10 MATTHEW J. HOLBERG, a single person
- Lot 11 MATTHEW BAKER and SARA BAKER, husband and wife
- Lot 12 CAROLINE B. KOCH, a single person
- Lot 13 AMBER R. WALSH, a single person
- Lot 14 RICHARD A. AVELLINO and JENNIFER AVELLINO, husband and wife
- Lot 15 VICTORIA L. LAUDAHL, a single person
- Lot 16 ARMANDO CASTANEDA and SANDRA CASTANEDA, husband and wife

- Lot 17 STEVEN E. ENGLISH II, a single person
- Lot 18 STEVEN HELLIE and YVONNE HELLIE, husband and wife
- Lot 19 DIANA T. GEYER, a single person
- Lot 20 JASON AZARPAY, a single person
- Lot 21 CRAIG ALAN NORRIS, a single person
- Lot 22 SCOTT A. SHROYER and TIFFANY J. LAW, husband and wife
- Lot 23 TYLER LESLIE and NICKI LESLIE, husband and wife
- Lot 24 LISA C. MULVANEY-THURSTON and TYLER L. THURSTON, wife and husband
- Lot 25 LOLA DEANNE, a single person
- Lot 26 BRIAN R. LARABEE and DEBRA M. LARABEE, husband and wife
- Lot 27 GRANT T. SKYLES-JONES, a married man, as his separate estate
- Lot 28 DANIEL S. DAVIS and KRISTEN DAVIS, husband and wife
- Lot 29 KATY M. GOVERDE, a single person
- Lot 30 HILLARY J. WALKER and MARK A. WALKER, wife and husband
- Lot 30 ROBERT R. JACOBSEN and SUE A. JACOBSEN, husband and wife
- Lot 31 RONALD H. STJERN and BEVERLY C. STJERN, husband and wife
- Lot 32 TOMAS VILLASENOR and OLGA VILLASENOR, husband and wife
- Lot 33 HILLCREST IMPROVEMENT COMPANY PARTNERSHIP
- Lot 34 KIRBY MILLER, an unmarried woman, and DEREK SHELTON, an unmarried man
- Lot 35 MARK S. GRAHAM, a single man, and MEGHAN K. HANSEN, a single woman
- Lot 36 FLOY WILLIAM MCGINN, II and SHIRLEY GRACE MCGINN, JTROS
- Lot 37 RICHARD A. TIEDEMAN, a married man, dealing in his separate property
- Lot 38 TED HAUGSTAD and DENISE LEBLANC, husband and wife.

In accordance with the provisions of the plat, Lots 1 through 38 of the Plat of Rakestraw hold an equal and undivided interest in Tract 999 of the Plat of Rakestraw.

For and in consideration of the mutual benefits to the parties, Grantors convey and quit claim to the CITY OF MARYSVILLE, a municipal corporation of the State of Washington, the following-described real estate, situated in the County of Snohomish, State of Washington, including any interest therein which Grantor may hereafter acquire:

Detention/Open Space Tract 999, Plat of Rakestraw, according to the plat thereof recorded under Snohomish County Auditor's file number 200703195128, records of Snohomish County, Washington.

Situate in the County of Snohomish, State of Washington.

SUBJECT TO: Drainage facility maintenance obligations stated on the face of the Plat of Rakestraw, PFN # 05-120595 SD, recorded under Snohomish County Auditor's file no. 200703195128. Grantee's obligation to maintain shall be strictly limited to the portion of the Rakestraw storm water drainage system located upon Tract 999. Grantee shall have no obligation to maintain any portion of the Plat of Rakestraw storm water drainage system located outside of said Tract 999.

RESERVING unto Grantor an easement for ingress and egress over Tract 999 in a location or locations as may be designated and located by Grantee from time to time, as may be required for access to Tract 997 of the Plat of Rakeshaw, solely for purposes and uses of Tract 997 that are permitted under the restrictions and

DATED this 7 day of December, 2012

LOT 3:

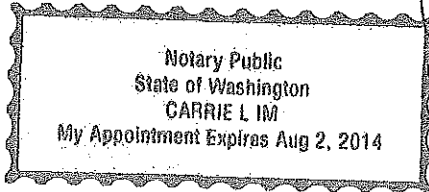
Christopher E. Brown
CHRISTOPHER E. BROWN

Donna A. Brown
DONNA A. BROWN

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that CHRISTOPHER E. BROWN and DONNA A. BROWN are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 07 day of December, 2012.

 *Carrie L. IM*
Carrie IM
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Manassville WA
My commission expires Aug 02 2014

DATED this 14 day of DECEMBER, 2012.

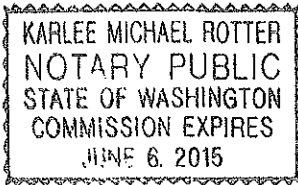
LOT 10:

[Signature]
MATTHEW J. HOLBERG

STATE OF WASHINGTON)
) ss. Snohomish County.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that MATTHEW J. HOLBERG is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 14th day of December, 2012.



[Signature]
Karlee Michael Rotter
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Snohomish County
My commission expires June 6, 2015

DATED this 15 day of JANUARY, 2013.

LOT 17:




STEVEN E. ENGLISH II

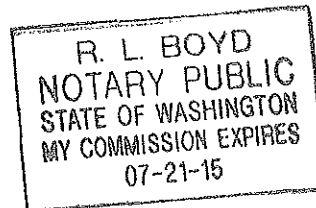
STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that STEVEN E. ENGLISH II is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 15 day of January, 2013.

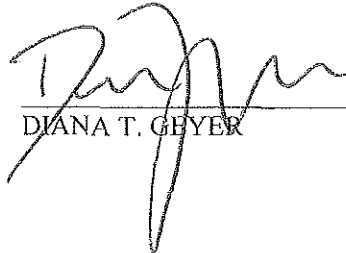


R. L. Boyd
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Everett
My commission expires 7/21/15



DATED this _____ day of _____, 201_____.

LOT 19;



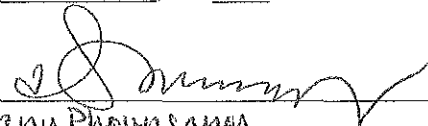
DIANA T. GEYER

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that DIANA T. GEYER is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 3rd day of December, 2012.

DANY PHOUNSANOY
NOTARY PUBLIC
STATE OF WASHINGTON
MY COMMISSION EXPIRES
04-07-15



Dany Phounsanoy
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Snohomish
My commission expires 04/07/2015

DATED this 24 day of November, 2012.

LOT 24:

Lisa C. Mulvaney-Thurston
LISA C. MULVANEY-THURSTON

Tyler L. Thurston
TYLER L. THURSTON

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that LISA C. MULVANEY-THURSTON and TYLER L. THURSTON are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 8th day of January, 2013.

KAITLIN A. BODEMANN
NOTARY PUBLIC
STATE OF WASHINGTON
MY COMMISSION EXPIRES
07-20-14

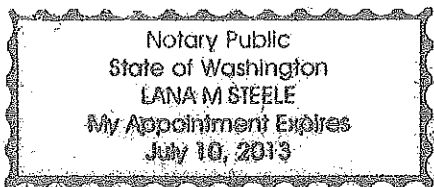
Kaitlin A. Bodemann
Kaitlin A. Bodemann
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Lake Stevens
My commission expires 07-20-14

WASHINGTON SHORT-FORM INDIVIDUAL ACKNOWLEDGMENT (RCW 42.44.100)

State of Washington }
County of Snohomish } ss.

I certify that I know or have satisfactory evidence that Paul Deanne
Name of Signer

is the person who appeared before me, and said person acknowledged that he/she signed this instrument and acknowledged it to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.



Dated: 1-2-13
Month/Day/Year

[Signature]
Signature of Notarizing Officer

Notary Public
Title (Such as "Notary Public")

My appointment expires _____

Place Notary Seal Above

Month/Day/Year of Appointment Expiration

OPTIONAL

Although the information in this section is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

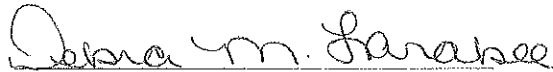
Right Thumbprint of Signer
Top of thumb here

DATED this 9th day of December, 2012.

LOT 26:



BRIAN R. LARABEE



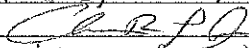
DEBRA M. LARABEE

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that BRIAN R. LARABEE and DEBRA M. LARABEE are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 9th day of DECEMBER, 2012.

CHRISTOPHER R. LARABEE



(Legibly print name of notary)

NOTARY PUBLIC in and for the State of
Washington, residing at Snohomish County
My commission expires 08-15-2015



DATED this 13 day of december, 2012.

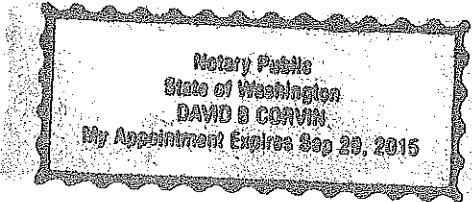
LOT 29:

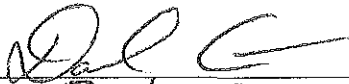

KATY M. GOVERDE

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that KATY M. GOVERDE is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 13 day of december, 2012.




David Corvin
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at 402 2nd St Snohomish, WA
My commission expires 9-29-2015

DATED this 9th day of January, 2013.

LOT 30:

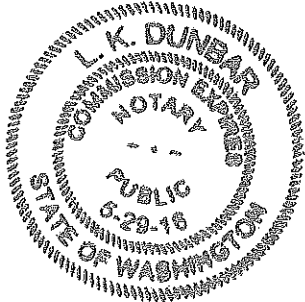
Hillary J Walker
HILLARY J. WALKER

Mark A Walker
MARK A. WALKER

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that HILLARY J. WALKER and MARK A. WALKER are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 9th day of January, 2013.



LKDunbar
LKDunbar
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at marysville
My commission expires 5/29/16

DATED this 29th day of NOVEMBER, 2012.

LOT 31:

Ronald H. Stjern
RONALD H. STJERN

Beverly C. Stjern
BEVERLY C. STJERN

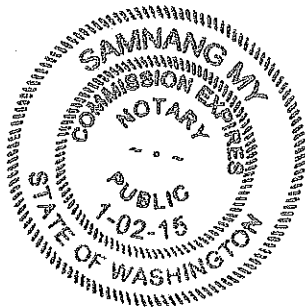
STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that RONALD H. STJERN and BEVERLY C. STJERN are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 29th day of November, 2012.


Samnang My
Samnang My

(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at 1226 State Ave, Maple Valley, WA 98271
My commission expires 1-2-15

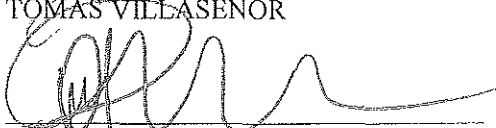


DATED this 15th day of January, 2013.

LOT 32:



 TOMAS VILLASENOR

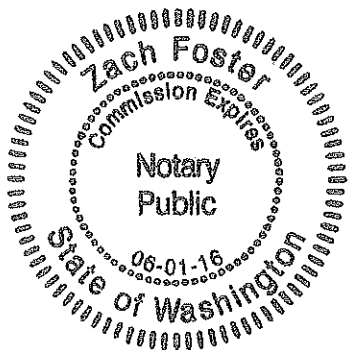


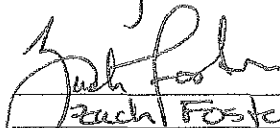
 OLGA VILLASENOR

STATE OF WASHINGTON)
)ss.
 COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that TOMAS VILLASENOR and OLGA VILLASENOR are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 15th day of January, 2013.





 Zach Foster
 (Legibly print name of notary)
 NOTARY PUBLIC in and for the State of
 Washington, residing at 1801-Broadway, Everett, WA 98201
 My commission expires 06-01-2016

DATED this 29 day of November, 2012.

LOT 35:

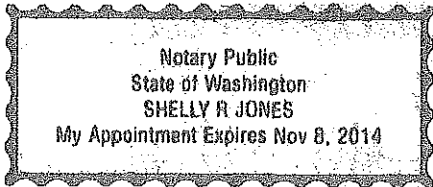
Mark S. Graham
MARK S. GRAHAM

Meghan K. Hansen
MEGHAN K. HANSEN

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that MARK S. GRAHAM is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 29th day of November, 2012.

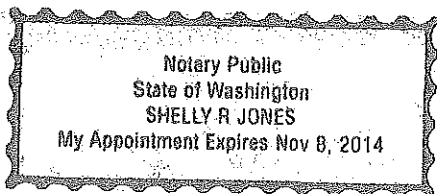


Shelly R. Jones
Shelly R. Jones
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Edmonds
My commission expires Nov. 8, 2014

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that MEGHAN K. HANSEN is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 29th day of November, 2012.



Shelly R. Jones
Shelly R. Jones
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Edmonds
My commission expires Nov. 8, 2014

DATED this 20th day of December, 2012.

LOT 36:

[Signature]
FLOY WILLIAM MCGINN, II

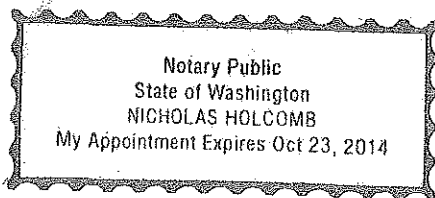
[Signature]
SHIRLEY GRACE MCGINN

STATE OF WASHINGTON)
)ss.
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that FLOY WILLIAM MCGINN, II and SHIRLEY GRACE MCGINN are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 20th day of December, 2012.

[Signature]
NICHOLAS HOLCOMB
(Legibly print name of notary)
NOTARY PUBLIC in and for the State of
Washington, residing at 13 BRANK: Snohomish County
My commission expires 10/23/2014



ACCEPTED this _____ day of March, 2013.

CITY OF MARYSVILLE

By _____
JON NEHRING, Mayor

Index #6

CITY OF MARYSVILLE AGENDA BILL

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 4/8/2013

AGENDA ITEM:

Professional Services Agreement with Murray, Smith & Associates, Inc.

PREPARED BY: Karen Latimer, Operations Manager

DIRECTOR APPROVAL:

DEPARTMENT: Public Works



ATTACHMENTS:

1. Professional Services Agreement.
2. Exhibit A - Scope of Work

BUDGET CODE: 40220594.563000

AMOUNT: \$353,338.00

SUMMARY:

Staff is requesting authorization to enter into a Professional Services Agreement with Murray, Smith & Associates, Inc. to perform preliminary design and final design development for construction of treatment facilities at the Sunnyside well sources.

A Sunnyside well treatment feasibility study was conducted by Murray, Smith & Associates, Inc. in 2012. Several treatment alternatives were analyzed; conceptual facilities layout and project costs were prepared; annual operation and maintenance costs were estimated; and a comparison of production costs between all city treatment facilities and purchased wholesale water was tabulated. This data was utilized to compute the return on investment for the Sunnyside well treatment project, which is anticipated to be a period between six and seven years. The study concluded with a recommendation to move this project forward to design and construction.

Engineering design and construction support services have been separated into two phases. The current phase (2013), which is covered under this scope of work, consists of preparation of a Department of Health project report and request for proposals packet and completion of 50% contract documents that include plans, specifications, and engineer's estimates. The future phase (2014-2015), which will be covered under a future scope of work, will include final design completion, bidding and award, and construction support services.

RECOMMENDED ACTION: Staff recommends that Council Authorize the Mayor to sign the Professional Services Agreement between the City of Marysville and Murray, Smith & Associates, Inc.

**PROFESSIONAL SERVICES AGREEMENT BETWEEN
CITY OF MARYSVILLE
AND MURRAY, SMITH & ASSOCIATES, INC.
FOR CONSULTANT SERVICES**

THIS AGREEMENT (“Agreement”) is made and entered into by and between the City of Marysville, a Washington State municipal corporation (“City”), and Murray, Smith & Associates, Inc., a Washington corporation (“Consultant”).

NOW, THEREFORE, in consideration of the terms, conditions, covenants and performances contained herein, the parties hereto agree as follows:

ARTICLE I. PURPOSE

The purpose of this Agreement is to provide the City with consultant services to perform preliminary design and final design development for construction of treatment facilities at the Sunnyside Well sources as described in Article II. The general terms and conditions of the relationship between the City and the Consultant are specified in this Agreement.

ARTICLE II. SCOPE OF SERVICES

The Scope of Services is attached hereto as **Exhibit “A”** and incorporated herein by this reference (“Scope of Services”). All services and materials necessary to accomplish the tasks outlined in the Scope of Services shall be provided by the Consultant unless noted otherwise in the Scope of Services or this Agreement. All such services shall be provided in accordance with the standards of the Consultant’s profession.

ARTICLE III. OBLIGATIONS OF THE CONSULTANT

III.1 MINOR CHANGES IN SCOPE. The Consultant shall accept minor changes, amendments, or revision in the detail of the Scope of Services as may be required by the City when such changes will not have any impact on the service costs or proposed delivery schedule. Extra work, if any, involving substantial changes and/or changes in cost or schedules will be addressed as follows:

Extra Work. The City may desire to have the Consultant perform work or render services in connection with each project in addition to or other than work provided for by the expressed intent of the Scope of Services in the scope of services. Such work will be considered as extra work and will be specified in a written supplement to the scope of services, to be signed by both parties, which will set forth the nature and the scope thereof. All proposals for extra work or services shall be prepared by the Consultant at no cost to the City. Work under a supplemental agreement shall not proceed until executed

in writing by the parties.

III.2 WORK PRODUCT AND DOCUMENTS. The work product and all documents produced under this Agreement shall be furnished by the Consultant to the City, and upon completion of the work shall become the property of the City, except that the Consultant may retain one copy of the work product and documents for its records. The Consultant will be responsible for the accuracy of the work, even though the work has been accepted by the City.

In the event that the Consultant shall default on this Agreement or in the event that this Agreement shall be terminated prior to its completion as herein provided, all work product of the Consultant, along with a summary of work as of the date of default or termination, shall become the property of the City. Upon request, the Consultant shall tender the work product and summary to the City. Tender of said work product shall be a prerequisite to final payment under this Agreement. The summary of work done shall be prepared at no additional cost to the City.

Consultant will not be held liable for reuse of documents produced under this Agreement or modifications thereof for any purpose other than those authorized under this Agreement without the written authorization of Consultant.

III.3 TERM. The term of this Agreement shall commence on April 15, 2013 and shall terminate at midnight, December 31, 2013. The parties may extend the term of this Agreement by written mutual agreement.

III.4 NONASSIGNABLE. The services to be provided by the Consultant shall not be assigned or subcontracted without the express written consent of the City.

III.5 EMPLOYMENT. Any and all employees of the Consultant, while engaged in the performance of any work or services required by the Consultant under this Agreement, shall be considered employees of the Consultant only and not of the City, and any and all claims that may or might arise under the Workman's Compensation Act on behalf of any said employees while so engaged, and any and all claims made by any third party as a consequence of any negligent act or omission on the part of the Consultant or its employees while so engaged in any of the work or services provided herein shall be the sole obligation of the Consultant.

III.6 INDEMNITY. Indemnification/Hold Harmless Consultant shall defend, indemnify and hold the City, its officers, officials, employees and volunteers harmless from any and all claims, injuries, damages, losses or suits including attorney fees, arising out of or resulting from the acts, errors or omissions of the Consultant in performance of this Agreement, except for injuries and damages caused by the sole negligence of the City. Should a court of competent jurisdiction determine that this Agreement is subject to RCW 4.24.115, then, in the event of liability for damages arising out of bodily injury to persons or damages to property caused by or resulting from the concurrent negligence of the Consultant and the City, its officers, officials, employees, and volunteers, the Consultant's liability, including the duty and cost to defend, hereunder shall be only to the extent of the Consultant's negligence. It is further specifically and expressly understood that the indemnification provided herein constitutes the

Consultant's waiver of immunity under Industrial Insurance, Title 51 RCW, solely for the purposes of this indemnification. This waiver has been mutually negotiated by the parties. The provisions of this section shall survive the expiration or termination of this Agreement.

III.7 INSURANCE.

a. **Minimum Limits of Insurance.** The Consultant shall procure, and maintain for the duration of the Agreement, insurance against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work and services hereunder by the Consultant, its agents, representatives, employees or subcontractors. The Consultant shall, before commencing work under this agreement, file with the City certificates of insurance coverage and the policy endorsement to be kept in force continuously during this Agreement, in a form acceptable to the City. Said certificates and policy endorsement shall name the City, its officers, elected officials, agents and/or employees as an additional named insured with respect to all coverages except professional liability insurance and workers' compensation. The minimum insurance requirements shall be as follows:

(1) Comprehensive General Liability. \$1,000,000 combined single limit per occurrence for bodily injury personal injury and property damage; \$2,000,000 general aggregate.

(2) Automobile Liability. \$300,000 combined single limit per accident for bodily injury and property damage.

(3) Workers' Compensation. Workers' compensation limits as required by the Workers' Compensation Act of Washington.

(4) Consultant's Errors and Omissions Liability. \$1,000,000 per occurrence and as an annual aggregate.

b. **Notice of Cancellation.** In the event that the Consultant receives notice (written, electronic or otherwise) that any of the above required insurance coverage is being cancelled and/or terminated, the Consultant shall immediately (within forty-eight (48) hours) provide written notification of such cancellation/termination to the City.

c. **Acceptability of Insurers.** Insurance to be provided by Consultant shall be with a Bests rating of no less than A:VII, or if not rated by Bests, with minimum surpluses the equivalent of Bests' VII rating.

d. **Verification of Coverage.** In signing this agreement, the Consultant is acknowledging and representing that required insurance is active and current. Further, throughout the term of this Agreement, the Consultant shall provide the City with proof of insurance upon request by the City.

e. **Insurance shall be Primary.** The Consultant's insurance coverage shall be primary insurance as respect the City. Any insurance, self-insurance, or insurance pool coverage maintained by the City shall be excess of the Consultant's insurance and shall not contribute with it.

f. **No Limitation.** Consultant's maintenance of insurance as required by this Agreement shall not be construed to limit the liability of the Consultant to the coverage provided by such insurance or otherwise limit the recourse to any remedy available at law or in equity.

g. **Claims-made Basis.** Unless approved by the City all insurance policies shall be written on an "Occurrence" policy as opposed to a "Claims-made" policy. The City may require an extended reporting endorsement on any approved "Claims-made" policy.

III.8 DISCRIMINATION PROHIBITED AND COMPLIANCE WITH EQUAL OPPORTUNITY LEGISLATION. The Consultant agrees to comply with equal opportunity employment and not to discriminate against client, employee, or applicant for employment or for services because of race, creed, color, religion, national origin, marital status, sex, sexual orientation, age or handicap except for a bona fide occupational qualification with regard, but not limited to, the following: employment upgrading; demotion or transfer; recruitment or any recruitment advertising; layoff or terminations; rates of pay or other forms of compensation; selection for training, rendition of services. The Consultant further agrees to maintain (as appropriate) notices, posted in conspicuous places, setting forth the provisions of this nondiscrimination clause. The Consultant understands and agrees that if it violates this nondiscrimination provision, this Agreement may be terminated by the City, and further that the Consultant will be barred from performing any services for the City now or in the future, unless a showing is made satisfactory to the City that discriminatory practices have been terminated and that recurrence of such action is unlikely.

III.9 UNFAIR EMPLOYMENT PRACTICES. During the performance of this Agreement, the Consultant agrees to comply with RCW 49.60.180, prohibiting unfair employment practices.

III.10 LEGAL RELATIONS. The Consultant shall comply with all federal, state and local laws and ordinances applicable to work to be done under this Agreement. The Consultant represents that the firm and all employees assigned to work on any City project are in full compliance with the statutes of the State of Washington governing activities to be performed and that all personnel to be assigned to the work required under this Agreement are fully qualified and properly licensed to perform the work to which they will be assigned. This Agreement shall be interpreted and construed in accordance with the laws of Washington. Venue for any litigation commenced relating to this Agreement shall be in Snohomish County Superior Court.

III.11 INDEPENDENT CONTRACTOR.

a. The Consultant and the City understand and expressly agree that the Consultant is an independent contractor in the performance of each and every part of this Agreement. The Consultant expressly represents, warrants and agrees that his status as an independent contractor in the performance of the work and services required under this Agreement is consistent with and meets the six-part independent contractor test set forth in RCW 51.08.195 or as hereafter amended. The Consultant, as an independent contractor, assumes the entire responsibility for carrying out and accomplishing the services required under this Agreement. The Consultant shall make no claim of City employment nor shall claim any related employment benefits, social security, and/or retirement benefits.

b. The Consultant shall be solely responsible for paying all taxes, deductions, and assessments, including but not limited to federal income tax, FICA, social security tax, assessments for unemployment and industrial injury, and other deductions from income which may be required by law or assessed against either party as a result of this Agreement. In the event the City is assessed a tax or assessment as a result of this Agreement, the Consultant shall pay the same before it becomes due.

c. The City may, during the term of this Agreement, engage other independent contractors to perform the same or similar work that the Consultant performs hereunder.

d. Prior to commencement of work, the Consultant shall obtain a business license from the City.

III.12 CONFLICTS OF INTEREST. The Consultant agrees to and shall notify the City of any potential conflicts of interest in Consultant's client base and shall obtain written permission from the City prior to providing services to third parties where a conflict or potential conflict of interest is apparent. If the City determines in its sole discretion that a conflict is irreconcilable, the City reserves the right to terminate this Agreement.

III.13 CITY CONFIDENCES. The Consultant agrees to and will keep in strict confidence, and will not disclose, communicate or advertise to third parties without specific prior written consent from the City in each instance, the confidences of the City or any information regarding the City or services provided to the City.

III.14 SUBCONTRACTORS/SUBCONSULTANTS.

a. The Consultant shall be responsible for all work performed by subcontractors/subconsultants pursuant to the terms of this Agreement.

b. The Consultant must verify that any subcontractors/subconsultants they directly hire meet the responsibility criteria for the project. Verification that a subcontractor/subconsultant has proper license and bonding, if required by statute, must be included in the verification process. The Consultant will use the following Subcontractors/Subconsultants:

- Robinson Noble, Inc.
- Confluence Engineering Group LLC
- Associated Earth Sciences, Inc.
- Van Ness Feldman GordonDerr
- Casne Engineering, Inc.
- CG Engineering, PLLC

c. The Consultant may not substitute or add subcontractors/subconsultants without the written approval of the City.

d. All Subcontractors/Subconsultants shall have the same insurance coverages and limits as set forth in this Agreement and the Consultant shall provide verification of said insurance coverage.

ARTICLE IV. OBLIGATIONS OF THE CITY

IV.1 PAYMENTS.

a. The Consultant shall be paid by the City for services rendered under this Agreement as described in the Scope of Services and as provided in this section. In no event shall the compensation paid to Consultant under this Agreement exceed \$353,338.00 without the written agreement of the Consultant and the City. Such payment shall be full compensation for work performed and services rendered and for all labor, materials, supplies, equipment and incidentals necessary to complete the work. In the event the City elects to expand the scope of services from that set forth in Exhibit A, the City shall pay Consultant a mutually agreed amount.

b. The Consultant shall submit a monthly invoice to the City for services performed in the previous calendar month in a format acceptable to the Cities. The Consultant shall maintain time and expense records and provide them to the Cities upon request.

c. The City will pay timely submitted and approved invoices received before the 20th of each month within thirty (30) days of receipt.

IV.2 CITY APPROVAL. Notwithstanding the Consultant's status as an independent contractor, results of the work performed pursuant to this Agreement must meet the approval of the City, which shall not be unreasonably withheld if work has been completed in compliance with the Scope of Services and City requirements.

IV.3 MAINTENANCE/INSPECTION OF RECORDS. The Consultant shall maintain all books, records, documents and other evidence pertaining to the costs and expenses allowable under this Agreement in accordance with generally accepted accounting practices. All such books and records required to be maintained by this Agreement shall be subject to inspection and audit by representatives of the City and/or the Washington State Auditor at all reasonable times, and the Consultant shall afford the proper facilities for such inspection and audit. Representatives of the City and/or the Washington State Auditor may copy such books, accounts and records where necessary to conduct or document an audit. The Consultant shall preserve and make available all such books of account and records for a period of three (3) years after final payment under this Agreement. In the event that any audit or inspection identifies any discrepancy in such financial records, the Consultant shall provide the City with appropriate clarification and/or financial adjustments within thirty (30) calendar days of notification of the discrepancy.

ARTICLE V. GENERAL

V.1 NOTICES. Notices to the City shall be sent to the following address:

City of Marysville
 ATTN: Karen Latimer
 80 Columbia Avenue
 Marysville, WA 98270

Notices to the Consultant shall be sent to the following address:

Murray, Smith & Associates, Inc.
 ATTN: Christopher W. Kelsey, P.E.
 1145 Broadway Plaza
 Suite 1010
 Tacoma, WA 98402-3542

Receipt of any notice shall be deemed effective three (3) days after deposit of written notice in the U.S. mail with proper postage and address.

V.2 TERMINATION. The right is reserved by the City to terminate this Agreement in whole or in part at any time upon ten (10) calendar days' written notice to the Consultant.

If this Agreement is terminated in its entirety by the City for its convenience, the City shall pay the Consultant for satisfactory services performed through the date of termination in accordance with payment provisions of Section VI.1.

V.3 DISPUTES. The parties agree that, following reasonable attempts at negotiation and compromise, any unresolved dispute arising under this Agreement may be resolved by a mutually agreed-upon alternative dispute resolution of arbitration or mediation.

V.4 EXTENT OF AGREEMENT/MODIFICATION. This Agreement, together with attachments or addenda, represents the entire and integrated Agreement between the parties and supersedes all prior negotiations, representations, or agreements, either written or oral. This Agreement may be amended, modified or added to only by written instrument properly signed by both parties.

V.5 SEVERABILITY

a. If a court of competent jurisdiction holds any part, term or provision of this Agreement to be illegal or invalid, in whole or in part, the validity of the remaining provisions shall not be affected, and the parties' rights and obligations shall be construed and enforced as if the Agreement did not contain the particular provision held to be invalid.

b. If any provision of this Agreement is in direct conflict with any statutory provision of the State of Washington, that provision which may conflict shall be deemed inoperative and null and void insofar as it may conflict, and shall be deemed modified to conform to such statutory provision.

V.6 NONWAIVER. A waiver by either party hereto of a breach by the other party hereto of any covenant or condition of this Agreement shall not impair the right of the party not in default to avail itself of any subsequent breach thereof. Leniency, delay or failure of either party to insist upon strict performance of any agreement, covenant or condition of this Agreement, or to exercise any right herein given in any one or more instances, shall not be construed as a waiver or relinquishment of any such agreement, covenant, condition or right.

V.7 FAIR MEANING. The terms of this Agreement shall be given their fair meaning and shall not be construed in favor of or against either party hereto because of authorship. This Agreement shall be deemed to have been drafted by both of the parties.

V.8 GOVERNING LAW. This Agreement shall be governed by and construed in accordance with the laws of the State of Washington.

V.9 VENUE. The venue for any action to enforce or interpret this Agreement shall lie in the Superior Court of Washington for Snohomish County, Washington.

V.10 COUNTERPARTS. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same Agreement.

V.11 AUTHORITY TO BIND PARTIES AND ENTER INTO AGREEMENT. The undersigned represent that they have full authority to enter into this Agreement and to bind the parties for and on behalf of the legal entities set forth below.

DATED this _____ day of _____, 2013.

CITY OF MARYSVILLE

MURRAY, SMITH & ASSOCIATES, INC.

By _____
Jon Nehring, Mayor

By _____
Chris Uber, Vice President

Approved as to form:

City Attorney

**EXHIBIT A
SCOPE OF WORK**

EXHIBIT A
SCOPE OF WORK
for
ENGINEERING SERVICES
SUNNYSIDE WELLS TREATMENT FACILITIES DESIGN
CITY OF MARYSVILLE, WA

Introduction and Background

Murray, Smith & Associates, Inc. (MSA) has developed the following scope of work and fee estimate for continuing engineering services associated with the City of Marysville's Sunnyside Well sources. MSA's role in the proposed project is to provide engineering design and construction support to: equip Well 1R for production, add treatment facilities to enhance the water quality of both onsite wells (1R and 2) before being introduced to the City's distribution system, and include pumping facilities that will enable the water to be transmitted to higher City pressure zones (offsite transmission design is excluded). The December 2012 *Sunnyside Well Treatment Feasibility Study Report* prepared by MSA supports the City's decision to move forward with the design and construction of this project, and is used as the basis for estimating the design of required facilities.

Scope of Work

The scope of work under this agreement includes preliminary design and final design development. Design completion, bidding and award, and construction support services will be completed under future work phases.

The following is a summary of the major phases anticipated for the project, and those that will be completed under this Scope of Work:

- Phase I – Project Management and Meetings**
- Phase II – Preliminary Design**
- Phase III – Final Design Development**
- Phase IV – Final Design Completion (FUTURE)**
- Phase V – Bidding and Award (FUTURE)**
- Phase VI – Construction Support Services (FUTURE)**

A detailed description of the associated work phases and tasks included within this scope, as well as a summary of work elements anticipated in future work phases, is provided as follows.

PHASE I – PROJECT MANAGEMENT AND MEETINGS

Under this work phase, the MSA team will develop a project management plan for the execution of all project elements through an estimated 50 percent design development level. This phase includes anticipated project meetings and a QA/QC program that provides

independent senior review of work products before delivery to the City and approval agencies. All project communications, scheduling and budgeting of the work scope will be coordinated and managed through MSA's project manager, Chris Kelsey and principle-in-charge Tom Lindberg. Assumed Phase durations used for the purposes of developing this scope are: 5 months for Preliminary Design (Phase II) and 3 months for Final Design Development (Phase III). Phase I work will run concurrent with all other project phases and will include the following tasks:

Task 1.1 – Correspondence and Communication with the City

MSA's Project Manager will serve as the primary design team point of contact and will maintain regular communication with the City concerning project issues, schedule, and work products. Electronic records of project decisions will be maintained. Coordination of subconsultant work and communications with permitting/regulatory agencies will be done in an efficient manner that promotes adherence to project schedule.

Task 1.2 – Staff, Subconsultant, and Budget Management

MSA's Project Manager will manage project staff and subconsultants to ensure compliance with project schedule and budget as well as scheduled deliverables. This management work will involve developing a project work plan and establishing team resource allocation using MSA accounting and management software. Monthly invoicing and budget monitoring reports will be prepared under this subtask. MSA's Project Manager will also coordinate subconsultant activities and work products.

Task 1.3 – QA/QC Program

MSA will conduct quality reviews of all project deliverables in adherence with company policies. The Principal-in-Charge will lead the QA/QC program, and will involve other senior staff members as appropriate for the content of work products. QA/QC reviews for the preliminary and final design development phases are anticipated to include: a Request for Proposals packet used for bidding and selection of a treatment equipment package, a Washington State Department of Health (DOH) Project Report, and 50% contract documents that include plans, specifications, and engineer's estimates (PS&E). Interim technical memoranda that might later be included within these itemized deliverables will be reviewed by the Project Manager.

Task 1.4 – Project Meetings

Project meetings anticipated for Phases II and III, with the phase in which they would occur in parentheses, are summarized below:

- Project Kickoff Meeting (II): Immediately following contract execution, a kickoff meeting will be held to introduce project team leaders to City staff, review scope, budget and schedule, establish City-preferred communication protocols, and discuss

City efforts necessary in preparation for the well pump testing and pilot study field activities.

- Pre-Pilot Testing Meeting (II): Prior to the startup of pilot testing equipment, this meeting will review the results of the Highway 9 water right production alternatives evaluation, the updated well pump testing and capacity analysis, and the preliminary raw water blending analysis. The conclusions of these efforts will serve to finalize the pilot testing scope and protocol, including any well water blending constraints, the need for pH adjustment, recommended well pumping rates during pilot filtration runs, and whether piloting equipment should be relocated to the Highway 9 well site for continued testing following the completion of work at the Sunnyside site.
- Post-Pilot Testing Meeting (II): This meeting will serve to review the results of the pilot study and finalize appropriate water quality and facility design criteria. The meeting will also be used to discuss the treatment equipment package selection process, including: development of selection criteria and scoring, guarantee/warranty preferences, pre-selection/pre-purchase options, bidding documents and vendor qualification requirements.
- Equipment Vendor Selection Workshop (II): Following submittal of proposals from qualified treatment equipment vendors, this meeting will be used to review and score proposals and select the treatment equipment package that will be incorporated into final design.
- Draft Project Report Review Meeting (II): Prior to submitting the Project Report to DOH for review and approval, a meeting will be held following a City review period of the draft document. City comments will be discussed and appropriate actions recorded for finalization of the document. This milestone is anticipated at approximately the 20% design completion level.
- 50 % Design Milestone Review Meeting (III): At approximately the 50% design completion level, a meeting will be held following a City review period of submitted construction PS&E. A design review comment log will be maintained to document actions taken on City review comments.

PHASE I City Responsibilities:

1. Host project meetings at the City Public Works Building.
2. Review draft meeting agenda and minutes and provide comment.
3. Participate in meetings with the consultant team to review and discuss project work.
4. Provide consolidated, non-contradictory review comments of project deliverables discussed at meetings.

PHASE I Assumptions:

1. Each meeting is estimated to have a two-hour duration on average.

2. Two MSA staff will attend all meetings to lead discussions and take minutes. One MSA subconsultant will attend each of the scoped pre-pilot, post-pilot, and 50% design review meetings.

PHASE I Deliverables:

1. Monthly invoicing and project status reports.
2. Workshop agenda, minutes, and review comment logs.

PHASE II – PRELIMINARY DESIGN

This phase of work will include task items intended to finalize the design criteria for the proposed facilities to be constructed, identify and select the treatment equipment package, and attain DOH approval of the Well 1R source, pilot study results, and project report. Completing the following tasks will allow final design to proceed in an efficient, non-iterative manner.

Task 2.1 – Well Capacity Pump Testing

None of the three wells (Sunnyside Wells 1R and 2 and Highway 9) have been operated at or near capacity for a prolonged period. It is our recommendation that temporary field provisions be made to allow updated capacity testing to be performed for all three wells. These provisions include equipping Well 1R with a pump capable of the 1,000 gpm maximum withdrawal rate or lesser throttled rates needed for step testing. Discharge piping installation or modifications on all three wells, as necessary, should be made to allow safe periods of measurable flow and discharge of the well water.

It is also desired that a sampling location be furnished on the discharge side of Well 2 and the temporary discharge facilities associated with Well 1R, such that water quality testing can be performed from samples representative of maximum well withdrawal and before exposure to ambient atmospheric conditions. A sample location is already in place at Highway 9. The water quality results from this testing will be used with other historical source water quality data to assess raw water blending impacts prior to treatment, to establish recommended individual well pumping rates during pilot testing, and to finalize required pilot equipment and testing protocol.

This task, which includes subconsultant services performed by Robinson Noble and Confluence Engineering Group (Confluence), will include the following efforts:

- Coordination with the City for the installation of temporary well pumping and discharge facilities to be performed outside the scope of this work.

- Development of step/drawdown and/or constant rate testing protocol for Wells 1R, 2 and Highway 9. It is anticipated that previous pump testing protocol used for the Sunnyside wells will be mimicked in order to best characterize any observed potential decline in well yield. Testing will also include observation and assessment of sand production.
- Field participation in each of the well pump tests, including provision of well level monitoring equipment and recording.
- On site sampling and water quality testing of well water during pump testing.
- Development of a technical memorandum which summarizes pump test results, assesses individual well capacity and any recommended redevelopment measures, and recommends pump settings and operational considerations to be incorporated within final design.

City Responsibilities:

1. Installation of required individual well pumping, sampling and discharge facilities and all permitting associated with the temporary pumping and discharge of the well water.
2. Provide access to the Sunnyside and Highway 9 sites during testing.
3. Laboratory fees associated with water quality tests that cannot be performed with field monitoring instruments provided by the MSA team.

Assumptions:

1. Three site visits will be required to conduct and observe individual well pump testing. One MSA team member will be present to facilitate pump testing and well level recording, and one team member will be present for water quality sampling and testing.

Deliverables:

1. Draft and final well pump testing and design recommendation technical memorandum.

Task 3.2 – Geotechnical Investigations

With the assistance of Associated Earth Sciences, initial site reconnaissance and review of geotechnical study information in the area has been assessed. In order to make building foundation and trench excavation/backfill recommendations, on site exploratory pits using a City-provided excavator and operator are recommended in the vicinity of planned facilities. A summary technical memorandum will include:

- A description of surface and subsurface site conditions.
- A site plan indicating locations of subsurface explorations.
- Exploration logs and lab analysis of soils, as needed.
- Recommendations on use of onsite materials for backfill, dewatering requirements, structural fill placement, mitigation of any geologic hazards, types of suitable foundations, allowable soil bearing pressure, and seismic design considerations.

City Responsibilities:

1. Provide excavator, operator and access to Sunnyside site for field explorations.

Assumptions:

1. No permitting will be required for authorization of site explorations.
2. Provide access to Sunnyside site for site explorations.
3. Up to four excavated test pits will be made.
4. Surface restoration of exploratory pits will be limited to refilling and compaction with excavated materials.

Deliverables:

1. Draft and final Geotechnical Report Technical Memorandum.

Task 2.3 – Highway 9 Well Production Alternatives

The basis of this scope of work is the design of facilities to support the groundwater pumping, treatment, and distribution of up to 2,000 gallons per minute (gpm) of potable water that is allowable under existing City water rights for Sunnyside Wells 1R and 2. The City has expressed a desire to make capital investments in the near future that would allow for the production of an additional 1,000 gpm permissible from the City's existing water right associated with the Highway 9 well (located approximately 2 miles northeast of the Sunnyside site).

It is advantageous to provide flexibility in the design of the initial 2,000 gpm treatment facilities at Sunnyside so that it might ultimately accommodate the flow and treatment for an additional 1,000 gpm from the Highway 9 source. Limited water quality data available from Highway 9 Well indicates that it might have similar treatment needs to the Sunnyside wells, but might also require a level of arsenic removal. As with Sunnyside Well 2, the Highway 9 well is currently equipped to be able to pump its maximum instantaneous flow rate, but is not currently used due to water quality issues.

This task, which includes subconsultant services performed by from Robinson Noble and Adam Gravley of Van Ness Feldman GordonDerr, will include the following efforts:

- Review of existing City documentation.
- Using available information and mapping, develop conceptual capital and life cycle cost estimates associated with three different alternatives for enabling production of the City's existing Highway 9 well water right:
 - 1) Construction of a dedicated transmission waterline from the Highway 9 site to the Sunnyside site, such that this source water could be treated by the same or expanded facilities constructed at the Sunnyside site.
 - 2) Construction of a second treatment facility at the Highway 9 site to enable distribution of this source water locally.
 - 3) Pursue a change to the water rights for Highway 9 that would allow the point of withdrawal to occur at the Sunnyside site, such that a third well could be drilled there to yield the portion of the Highway 9 water rights not attainable through Wells 1R and 2.
- Provide comparative evaluation of regulatory, property acquisition and permitting requirements anticipated for each of the three alternatives.
- Perform a cursory assessment of the hydrogeologic and legal feasibility for changing the point of withdrawal for the Highway 9 water right under the third alternative.

The conclusions from this evaluation will be used by the City to determine the best alternative to pursue for producing the Highway 9 water right. The chosen alternative will impact the final design criteria developed for the facilities initially constructed at Sunnyside, depending on the ultimate capacity and treatment needs of all intended sources of supply. The chosen alternative might also necessitate additional pilot testing be performed on the Highway 9 source at a future date.

City Responsibilities:

1. Provide available mapping and utility information for the Sunnyside and Highway 9 well sites and the rights-of-way that logically connect the two.
2. Provide available water rights documentation for the Sunnyside and Highway 9 supply sources.

Assumptions:

1. Estimated costs and anticipated project requirements for each alternative are conceptual, and are limited by the relative accuracy associated with conceptual evaluation and by the information available for the analysis.

Deliverables:

1. Draft and final alternatives analysis technical memorandum.

Task 2.4 – Raw Water Blending Evaluation

Confluence will lead the inputting of historical well water quality data and results measured from sampling under Task 2.1, and use AWWA models (RTW4 and RTWBlend) and in-house spreadsheet models to:

- Compare individual and blended conditions of the Sunnyside and Highway 9 wells to assess potential impacts on a combined treatment process. Use anticipated well pumping rates to estimate likely blending ratios. Anticipated well operating conditions (e.g., lead vs. lag, fixed vs. variable supply rate) will be considered to support determination of potential supply/blend combinations.
- Determine if arsenic in Highway 9 well water could be removed more efficiently by blending with Sunnyside Well water (emphasis on co-precipitation with iron, pH impacts, and assessing need for dilution to meet water quality goals).
- Make recommendation on blending raw Highway 9 well and Sunnyside well waters based on water quality evaluation and potential treatment/regulatory compliance effectiveness.
- Provide tables to illustrate the anticipated water quality and operating conditions based on the blending analysis. Identify recommended operating conditions for testing at the bench/pilot-scale. Include full results of blending analysis in the Pilot Test Report technical memorandum prepared in Task 2.4.

City Responsibilities:

1. Provide available raw water quality data.

Assumptions:

1. If data collected during pump testing deviates significantly from historical data, potential impacts of historical observations to anticipated work effort will be noted.

Deliverables:

1. Raw water blending analysis summary tables.

Task 2.5 – Pilot Study/Finished Water Blending Evaluation

In effort led by Confluence, perform pilot test runs on each of Sunnyside Well 1R and 2, in addition to a single blend of the two well waters. A four-week duration for pilot-scale testing is anticipated. This task will include the following:

- *Bench-Scale Testing.* Identify the impact of various parameters on chemistry-related aspects of the treatment process and to screen and refine options for subsequent pilot testing.
- *Chlorine Demand/Decay.* Plan and conduct one chlorine demand/decay (CDD) curve for Sunnyside Wells 1R, 2 and Highway 9 Well raw waters. Assess presence of ammonia and potential impacts on CDD and need for breakpoint chlorination. Adjust pH prior to testing, if required per the outcome of the blending evaluation. Based on CDD patterns and potential breakpoint, determine recommended chlorine dose for each well for use in subsequent bench- and pilot-scale test activities.
- *Manganese Pre-Oxidation/Arsenic Co-Precipitation Testing.* In advance of performing pilot testing with filter media columns, plan and conduct pre-oxidation testing for each of Sunnyside Well 1R and 2, and Highway 9 Well raw waters. Assess the rate and extent of manganese pre-oxidation using chlorine and permanganate and assess arsenic removal via co-precipitation using jar test apparatus. Provide a matrix comparison to support a recommendation on whether to include/exclude permanganate from piloting and provide conditions for subsequent pilot testing (chemical doses, pH control, and pre-filter contact time).
- *Pilot Testing Protocol.* Develop a draft pilot testing protocol for the Sunnyside Wells based upon the suggested protocol in the *Sunnyside Well Treatment Feasibility Study Report* (incorporating the results of previously completed tasks). Pilot testing is anticipated to include:
 - 1) Side-by-side testing of two media types using a two-column pilot skid.
 - 2) A series of iterative steady-state tests to evaluate (some or all of the following) for individual well supplies and a single blend: pre-oxidation contacting with permanganate and/or chlorine, pH adjustment upstream of the filter columns as necessary, alternate filter loading rates, and alternate media depth configurations.
 - 3) Longer-term tests conducted under optimal conditions to evaluate filter run time and Unit Filter Run Volume (UFRV) and head loss development.
 - 4) Characterization of backwash water quality and estimated metals loading to sewer. Communicate findings to waste water treatment plant staff to confirm feasibility of sewer disposal for backwash water.
 - 5) Assess finished water disinfection by-product (DBP) formation and confirm CDD characteristics.
 - 6) Coordinate with suppliers (to obtain the required media and chemicals for pilot testing) and laboratory (for sample analysis that cannot be done in the field at the time of sampling).

- 7) Submit draft protocol for review by MSA and City to determine if the protocol is reasonable from the perspective of potential vendors of full-scale equipment and the protocol will not tend to inadvertently exclude known, desirable vendors from bidding the project.
- *Equipment Set Up.* Coordinate with City to identify pilot study location and mobilize pilot testing equipment. Prepare mobile analytical instrumentation and deliver to the site. Pre-condition media.
 - *Pilot Testing and Analysis.* Provide an experienced technician to conduct on-site operation of the equipment, perform sampling and analysis, collect data, and make process adjustments, as needed. Train and provide oversight to City operational staff to conduct filter runs and use analytical equipment during the latter period of testing. At conclusion of testing, demobilize and clean pilot testing equipment and remove from the Sunnyside site.
 - *Finished Water Blending Evaluation and New Source Introduction Plan.* Using water quality data developed during pilot-scale testing for treated well water and existing City distribution water, use RTW models to assess blending impacts and develop summary tables. Identify potential non-compliance scenarios (e.g. TCR, LCR) and constraints (i.e. pH stability, potential for scale release). Assess risk of deposit accumulation in light of current City mains cleaning practices. Develop mains cleaning recommendations, to include methods and zone prioritization. Develop recommended water quality monitoring plan to assess blended water quality within system to prepare for, and following, initial operation of Sunnyside and Highway 9 Wells.
 - *Pilot Test Report.* Perform data analysis and prepare key tables/graphs to summarize results and compare treatment process variables. Prepare a draft pilot testing report to summarize the findings of the blending analysis and pilot-scale testing. Develop recommendations with regard to preferred process conditions (chemicals, filter media, and design criteria). Prepare final version of report incorporating City comments.

City Responsibilities:

1. Installation of a temporary well pump/motor into Sunnyside Well 1R to provide representative water quality associated with maximum permitted flows for pilot testing.
2. Temporary facilities necessary to provide Sunnyside Wells 1R and 2 waters to the pilot skid to be located at the Well 2 wellhouse, and to discharge and dispose of treated and backwash waters from the pilot skid.
3. Power provisions to enable continuous well pump and pilot plant equipment operation.
4. Laboratory fees associated with water quality tests that cannot be performed with field monitoring instruments provided by the MSA team.

5. Distribution system hydraulic modeling, if required for source introduction analysis.

Assumptions:

1. The majority of bench-scale testing will be performed at the Sunnyside Well 2 wellhouse. Certain long-term tests (CDD, DBP formation) may be completed at the Confluence Engineering Group lab.
2. Pilot-scale testing will be conducted at the Well 2 wellhouse.
3. For pilot-scale testing, Confluence Engineering Group will provide:
 - A 1-inch raw water inlet assembly with hose connection ports to accept water from the City wells and a sidestream system. The inlet assembly will include a flow meter and control valve and small bypass line to fine tune the flow rate and blend ratio feeding the pilot columns.
 - All required pilot testing equipment downstream of the point of connection with the inlet assembly (filter columns, chemicals and chemical feed systems, tanks, filter media, and consumables, and spare parts).
 - Portable analytical equipment and meters/probes for on-site analysis of the parameters listed under "Rented Field Instrumentation" in Table 5-2 of the Feasibility Report.
 - Ancillary items required for operation and calibration of the analytical field testing equipment.
 - Reagents and glassware for field testing.
 - Miscellaneous items such as coolers for sample storage/shipment
4. The existing wellhouse for Well 2 is assumed to provide adequate protection and security for the pilot equipment and pilot plant operations activities. The cost of any additional requirements to provide protection and/or security has not been included.
5. Testing of Highway 9 Well water is limited to a blending analysis and bench-scale testing. Full treatment process pilot testing of Highway 9 Well water is excluded from this scope and would require future authorization, if required by the production alternative selected under Task 2.3.

Deliverables:

1. Draft and final Pilot Testing Protocol.
2. Draft and final Pilot Test Report Technical Memorandum.

Task 2.6 – Treatment Equipment Package Selection

Following review of the Pilot Test Report during the post-pilot testing meeting, treatment technologies (and manufacturers that employ treatment techniques shown to be successful during pilot testing) will be discussed. A Request for Proposals (RFP) will be developed and sent to manufacturers that are deemed qualified to provide the desired equipment package. The RFP is anticipated to include:

- Developed project information.
- Equipment package description and design criteria that bids must comply with.
- Selection and scoring criteria.
- Minimum manufacturer qualifications.
- Warranty/guarantee requirements.
- Select technical specifications, including City-preferred equipment, hardware, and software.
- Bidding forms and/or contract agreement that binds the bidder to proposed information for the ensuing general construction contract.

This task will include the following efforts:

- Up to 10 hours of additional site visits to local municipal treatment facilities that have installed candidate treatment packages.
- Development of draft and final RFP document.
- Support during the bidding period to answer vendor requests for information (RFIs).
- Review of the submitted vendor proposals.
- Technical support to the City in executing binding terms of the selected proposal.

City Responsibilities:

1. Attendance by desired City staff on site visits.
2. Provide legal review by City Attorney, as necessary, of the RFP and binding documentation.
3. Serve as the project contact in receiving and documenting communications during the vendor bidding period.
4. Arrange project site access for potential bidders, as necessary, during the bidding period.

Assumptions:

1. Up to 2 MSA project team members will attend additional site visits.

2. Any pre-selection and/or pre-purchase contract forms included within the RFP will be based on previous project packages assembled by MSA, subject to the review and revisions of the City attorney.
3. Responses to vendor RFIs will result in up to 2 addenda/clarifications to the RFP during the bidding period.

Deliverables:

1. Draft and final RFP package.
2. Addenda/clarifications.
3. Final selection scoring matrix.

Task 2.7 – Project Report

Subsequent to treatment equipment package selection, a project report meeting the requirements of WAC 246-290-110 will be developed for submittal and approval by DOH. The contents of the report will include:

- Project background and planning information.
- A basis of design, including capacity and water quality objective criteria that will be used for the final design of the treatment facilities, as well as relevant criteria associated with civil, architectural, structural, electrical and control project elements.
- Alternatives analysis of various project design components, including treatment technologies and backwash disposal.
- Required documentation to attain source approval of Well 1R, subject to DOH review and approval of subsequent construction contract documents.
- A project schedule and implementation plan.
- *20% Design Completion Plans, Specifications, and Estimate* – Preliminary contract document materials for this design completion level are anticipated to include:
 - 1) *Plan set* – full draft cover and general sheets, draft civil site plans, building floor plan and elevations, limited mechanical plans and elevations, and process and instrumentation diagrams.
 - 2) *Specifications* – full draft Table of Contents outlining bidding documents, agreement, general conditions and special provisions, and technical specifications sections of the Project Manual.
 - 3) *Opinion of Probable Construction Cost* – estimate will be based on general line item costs associated with major facilities to be constructed. Line item costs will represent preliminary unit price costs that include equipment quantities and manufacturer quotes, lineal and square footages, and other lump sum industry

standard assumptions. Industry standard contingency for the preliminary design completion level will be included in the estimate.

MSA will address all City and DOH review comments and incorporate changes to attain report approval.

City Responsibilities:

1. Provide available information and preferences to finalize the included elements of the project report.

Assumptions:

1. Previously developed project information will be used to meet project report requirements.
2. No prevalent legal considerations for the project will need to be addressed in the report.
3. Level of effort and fee estimates for the development of construction contract PS&E documents are based on a preliminary drawing set sheet list and anticipated technical specifications. For budgeting purposes, 20% of the estimated fees associated with PS&E development are allocated to this task.

Deliverables:

1. Draft and final Project Report.

PHASE III – FINAL DESIGN DEVELOPMENT

This phase of work will serve to develop final construction contract documents to the 50 percent completion level. It is assumed that current site survey information will be used for base mapping, and that no updated site survey will be performed.

Task 3.1 – Contract Documents: Plans, Specifications and Estimates

With City input and approval of the Project Report, final design documents will be further developed to the 50% completion level. PS&E will be delivered for City review, comment and approval under this task. Design completion and facilitation of agency review and approval will be authorized under a future scope of work.

MSA will coordinate the various work activities of the project team, monitor the work of individual design elements and guide activities relative to overall project design requirements. The various specific work efforts will be managed relative to the agreed

design assumptions and scope and fee structures to ensure proper and continuous integration between various design elements. Casne Engineering and CG Engineering will develop the electrical and structural documents, respectively.

- **50% Design Completion Plans, Specifications, and Estimate** – Review comments from the preliminary contract documents included in the Project Report, as well as other site investigations and design criteria developed under Phase II, will be incorporated into design documents to the 50% completion level. Anticipated deliverables include:
 - 1) *Plan set* – full draft cover, general and civil sheets (including all pertinent City standard details); substantial draft completion of architectural, structural, mechanical and electrical plans and sections; full draft symbols, legends and general notes sheets for all disciplines, and process and instrumentation diagrams.
 - 2) *Specifications* – partial draft of bidding documents and agreement, full draft of general conditions and special provisions, and major equipment technical specifications.
 - 3) *Opinion of Probable Construction Cost* – estimate will be based on quantity takeoffs from developed plans and specifications and unit costs for all facilities, broken down by CSI specification division. Industry standard contingency for the 60% design completion level will be included in the estimate.

City Responsibilities:

1. Provide site base mapping, City engineering and CAD standards in a format compatible with AutoCAD 2012 software that will be used as the basis for plan set development.
2. Provide legal review of contract general conditions, and furnish draft special provisions for incorporation to the Project Manual.

Assumptions:

1. Level of effort and fee estimates for the development of construction contract PS&E documents are based on a preliminary drawing set sheet list and anticipated technical specifications. For budgeting purposes, the fees associated with PS&E development to the 50% completion level that were not included in Task 2.7 are estimated from the overall projected individual sheet costs.
2. Plans will be developed in AutoCAD 2012, but saved and delivered to the City in AutoCAD 2010 format.
3. Bidding, agreement, and general conditions documents within the Project Manual will be provided by MSA and be based on Engineers Joint Contract Documents Committee (EJCDC) standard templates.

4. Technical specifications will be based on the 17 division Construction Specifications Institute (CSI) format.
5. Opinions of probable costs will be subject to levels of accuracy and contingency percentages recommended by the former Association for the Advancement of Cost Engineering (AACE) for different design development levels.

Deliverables:

1. Five (5) hardcopies and one electronic copy of 50% PS&E. Plans are assumed to be delivered at 11” x 17” half-scale, but can be produced at full scale upon request. Electronic deliverables will be in PDF format.

PHASE IV – FINAL DESIGN COMPLETION (FUTURE)

Anticipated tasks under this future phase include:

- Task 4.1 – Contract Documents: 90% and 100% Plans, Specifications, and Estimates***
Task 4.2 – Permitting and Environmental Reviews

PHASE V – BIDDING AND AWARD

Anticipated tasks under this future phase include:

- Task 5.1 – Advertisement***
Task 5.2 – Bidder Inquiries and Addenda
Task 5.3 – Bid Tabulation and Award Recommendation

PHASE VI – CONSTRUCTION SUPPORT SERVICES (FUTURE)

Anticipated tasks under this future phase include:

- Task 6.1 – In Office Engineering Support***
- 6.1.1 Conformed Set Construction Documents*
 - 6.1.2 Preconstruction Conference*
 - 6.1.2 Shop Drawing and Submittal Reviews*
 - 6.1.3 Requests for Information, Clarifications and Design Changes*
 - 6.1.4 Change Orders*
 - 6.1.5 Operation and Maintenance Manuals*
 - 6.1.6 Record Drawings*

6.1.7 DOH Construction Completion Report

Task 6.2 – Field Engineering Support

6.2.1 Resident Engineer and Construction Observation/Administration

6.2.2 Site Visits and Progress Meetings

6.2.3 Special Inspections

6.2.4 Facility Start-Up and Commissioning

6.2.5 Project Close-Out

6.2.6 Anniversary/Warranty Inspection

Project Schedule

A draft project schedule that includes all phases and tasks is attached as Exhibit B. Phase durations are estimated to be 5 months for completion of Preliminary Design tasks and 3 months for Final Design Development. Future phases are anticipated at the following durations: 5 months for Final Design Completion, 2 months for Bidding and Award, and 12 months for Construction Support Services.

Preliminary Drawing List

A preliminary drawing list for the project is included in as Exhibit C.

Project Fee Estimate

A fee estimate for the project is included as Exhibit D and stated to be \$353,000. The estimate includes resource allocations by staffing class and budget estimates for all the work by individual phase and task. Work under this scope is limited to the labor and direct costs exhibited. The budget amounts shown will not be exceeded without written authorization by the City. The basis for estimated fees is the 2013 MSA standard Schedule of Charges, included as Exhibit D-1.

**EXHIBIT B
CITY OF MARYSVILLE
SUNNYSIDE WELLS TREATMENT FACILITIES DESIGN
PROJECT SCHEDULE**

DRAFT

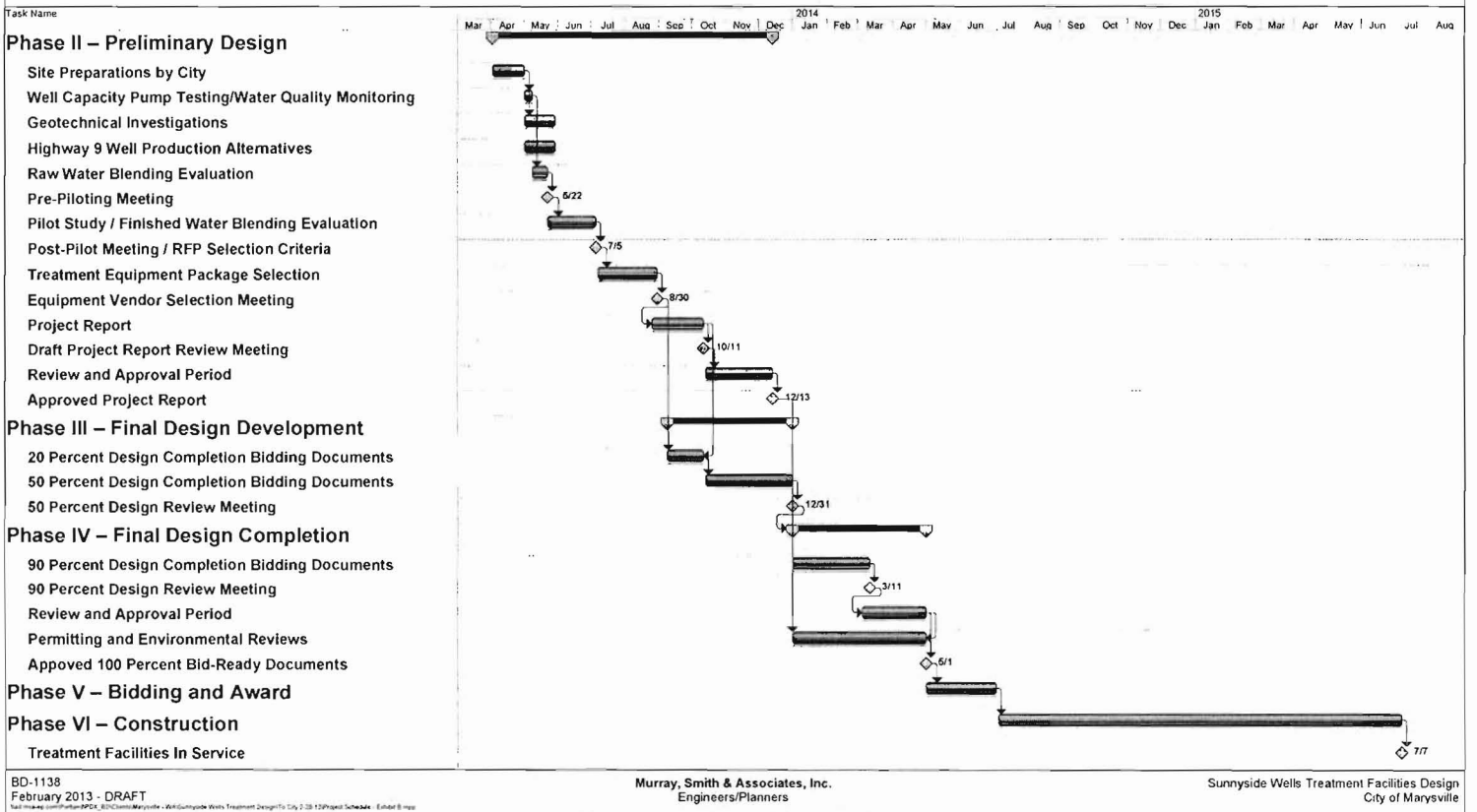


Exhibit C
City of Marysville
Sunnyside Wells Treatment Facilities Design
Preliminary Drawing List - February 2013

General		
No.	Sheet	Description
1	G1	Cover Sheet and Vicinity Map
2	G2	Index of Drawings
3	G3	Symbols, Legend, and Piping Schedule
4	G4	Abbreviations
5	G5	Site Plan, Construction Access, and Staging Areas
6	G6	Landscaping/Wetlands Mitigation Plans and Details
7	G7	Process Flow Schematic/Hydraulic Profile
8	G8	Design Criteria
Civil		
9	C1	Paving, Grading and Drainage Plan
10	C2	Paving, Grading and Drainage Sections and Details
11	C3	Yard Piping and Fencing Plan
12	C4	Yard Piping Profiles and Details
13	C5	Fencing Details
14	C6	Yard Piping Potable/Backwash Waste Connection Details
15	C7	Erosion Control Plan
16	C8	General and Standard Civil Details - Hydrants, Blowoffs, Thrust Blocking
17	C9	General and Standard Civil Details - Valve Boxes/Markers and Other
Architectural		
18	A1	General Architectural Notes
19	A2	Door and Window Schedules
20	A3	Floor Plan
21	A4	North/East Elevations
22	A5	South/West Elevations
23	A6	Interior Sections and Details - Office/Lab and Lavatory
Structural		
24	S1	General Structural Notes
25	S2	Foundation and Roof Plans
26	S3	Backwash Vault and Generator Slab Plans
27	S4	Schedules
28	S5	Foundation Details
29	S6	CMU Wall Details
30	S7	Framing Details
31	S8	Roof Details
32	S9	General Structural Details

Mechanical		
33	M1	Overall Building Mechanical Piping Plan
34	M2	Well Pump Room Plan and Sections
35	M3	Well 1R Section and Details
36	M4	Booster Pump Room Plan and Sections
37	M5	Sodium Hypochlorite Room Plan and System Schematic
38	M6	Sodium Hypochlorite System Details
39	M7	Secondary Chemical System Plan and System Schematic
40	M8	Secondary Chemical System Details
41	M9	Filter Room Plan
42	M10	Filter Room Sections/Equipment and Piping Manifolds
43	M11	Filter Room Sections/Equipment and Piping Manifolds
44	M12	Filter Room/Backwash Supply Section and Details
45	M13	HVAC Plan
46	M14	HVAC Sections, Details and Notes
47	M15	Mechanical Details - Pipe Schedule and Supports
48	M16	Mechanical Details - Pipe Connections and Penetrations
49	M17	Mechanical Details - Sample Taps, Air Release Valves, Pressure Gauges
50	M18	Mechanical Details - Hose Racks/Bibbs and Other
51	M19	Backwash Vault Sump Pump Section and Details
Electrical		
52	E1	Electrical Symbols, Legend and Abbreviations
53	E2	Electrical Site Plan
54	E3	One Line Diagram
55	E4	Conduit and Wiring Schedule
56	E5	Panel Board Schedules
57	E6	Power and Control Plan
58	E7	Lighting and Receptacle Plans
59	E8	Electrical Panel Elevations
60	E9	Backwash Vault Plan and Elevations
61	E10	Well 1R Elevation, Details and Notes
62	E11	Control Wiring Diagrams
63	E12	Control Wiring Diagrams
64	E13	Electrical Details
Process and Instrumentation		
65	I1	Process and Instrumentation Diagrams
66	I2	Process and Instrumentation Diagrams
67	I3	Instrumentation Details
66	I4	Instrumentation Details



2013 SCHEDULE OF CHARGES

Personnel:

Labor will be invoiced by staff classification at the following hourly rates, which are valid from January 1, 2013 to December 31, 2013. After this period, the rates are subject to adjustment.

Senior Principal Engineer	\$193.00
Principal Engineer IV	190.00
Senior Consultant	186.00
Principal Engineer III	182.00
Senior Managing Engineer	179.00
Principal Engineer II	177.00
Managing Engineer	173.00
Principal Engineer I	170.00
Senior Supervising Engineer	168.00
Supervising Engineer	165.00
Senior Engineer	158.00
Professional Engineer VII	151.00
Professional Engineer VI	141.00
Professional Engineer V	133.00
Professional Engineer IV	125.00
Engineering Designer IV	125.00
Professional Engineer III	117.00
Engineering Designer III	117.00
Engineering Designer II	109.00
Engineering Designer I	102.00
Technician IV	117.00
Technician III	106.00
Technician II	94.00
Technician I	81.00
Administrative III	88.00
Administrative II	81.00
Administrative I	71.00

Project Expenses:

Expenses incurred in-house that are directly attributable to the project will be invoiced at actual cost. These expenses include the following:

Computer Aided Design and Drafting	\$16.00/hour
Mileage	Current IRS Rate
Communications Charge	1% of Invoiced Labor
Postage and Delivery Services	At Cost
Printing and Reproduction	At Cost
Travel, Lodging and Subsistence	At Cost

Outside Services:

Outside technical, professional and other services will be invoiced at actual cost plus 10 percent to cover administration and overhead.

Everett
2013

MURRAY, SMITH & ASSOCIATES, INC.
Engineers/Planners

Index #7

CITY OF MARYSVILLE AGENDA BILL**EXECUTIVE SUMMARY FOR ACTION****CITY COUNCIL MEETING DATE: April 8, 2013**

AGENDA ITEM: Interlocal Agreement with City of Granite Falls for Outdoor Video Services	
PREPARED BY: Jim Ballew	DIRECTOR APPROVAL:
DEPARTMENT: Parks and Recreation	
ATTACHMENTS: Inter Local Agreement	
BUDGET CODE:	AMOUNT: \$1,050.00

SUMMARY:

The City of Granite Falls has requested Marysville Parks and Recreation Department's assistance in offering an outdoor movie series for their citizens based on the success of our program. The City of Granite Falls is hosting three free events on city owned property. Marysville Parks and Recreation has agreed to provide equipment and staff to present each film at a cost of \$350.00 per event, payable by the City of Granite Falls.

Our City Attorney's Office has developed an Interlocal Agreement between the City of Granite Falls and City of Marysville to clearly define services provided by Marysville Parks and Recreation and identifies responsibilities of each jurisdiction and associated indemnifications.

The events are scheduled for June 22, July 5 and August 2, 2013

RECOMMENDED ACTION:

Staff recommends the City Council authorize the Mayor to sign the attached Interlocal Agreement between the City of Granite Falls and the City of Marysville for Outdoor Video Services.

**INTERLOCAL AGREEMENT BETWEEN
THE CITY OF GRANITE FALLS,
AND THE CITY OF MARYSVILLE
FOR OUTDOOR VIDEO SERVICES**

This Interlocal Agreement effective June 1, 2013 between the City of Granite Falls, a Washington municipal corporation, herein after referred to as “GRANITE FALLS” and the City of Marysville, a Washington municipal corporation, herein after referred to as “MARYSVILLE”, pursuant to the authority granted by Chapter 39.34 RCW.

WHEREAS, the City of GRANITE FALLS is the organizer/host jurisdiction of outdoor movie presentations, herein after referred to as “Flicks at the Falls”; specifically but not limited to films selected, provided and licensed by City of GRANITE FALLS and presented on June 22, 2013, July 5, 2013 and August 2, 2013; and

WHEREAS, the City of Granite Falls is the owner of the property where the movie will be shown to the community for free; and

WHEREAS, the City of MARYSVILLE has sufficient OUT DOOR VIDEO equipment, staff and vehicles to provide OUT DOOR VIDEO SERVICES for public events within the City of Marysville and for other Cities as well; and

WHEREAS, the City of GRANITE FALLS desires to utilize the City of MARYSVILLE’S OUT DOOR VIDEO SERVICES; and

WHEREAS, this Agreement between Parties is made pursuant to Chapter 39.34 RCW, the Interlocal Cooperation Act, for the City of MARYSVILLE to provide OUT DOOR VIDEO SERVICES to the City of GRANITE FALLS to exercise their powers jointly and thereby maximize their abilities to provide services and facilities that will best fulfill common needs and achieve common goals.

NOW, THEREFORE, in consideration of the terms and conditions contained herein, GRANITE FALLS and MARYSVILLE agree as follows:

1. SCOPE OF SERVICES

A. MARYSVILLE agrees to provide OUT DOOR VIDEO SERVICES to GRANITE FALLS as defined in this Agreement. MARYSVILLE’S performance of said services under this Agreement may be limited by the availability of MARYSVILLE’S personnel and equipment. MARYSVILLE will notify the City of GRANITE FALLS at least 48 hours before the event if not able to provide personnel and/ or equipment.

1. MARYSVILLE will provide OUT DOOR VIDEO SERVICES to GRANITE FALLS.

2. MARYSVILLE will provide the video equipment, personnel and vehicles to transport the equipment and personnel to GRANITE FALLS.

MARYSVILLE personnel will operate the video equipment and vehicles.

B. GRANITE FALLS will provide the following:

1. An authorized location.
2. Two (2) 20 amp circuits for event power.
3. Other services/personnel.

C. The dates for **Flicks at the Falls** will be:

1. Saturday, June 22, 2013
2. Friday, July 5, 2013
3. Friday, August 2, 2013

E. It is understood and agreed by all parties that MARYSVILLE staff providing services pursuant to this Agreement are acting in their official capacity as employees of MARYSVILLE and shall be under the exclusive direction and control of MARYSVILLE.

It is understood and agreed by all parties that GRANITE FALLS staff providing services pursuant to this Agreement are acting in their official capacity as employees of GRANITE FALLS and shall be under the exclusive direction and control of GRANITE FALLS.

F. GRANITE FALLS and MARYSVILLE agree to cooperate with all terms and conditions of this Agreement, and shall furnish any information, or other material available to it as may be required in the course of the performance of this Agreement.

G. GRANITE FALLS, by this Agreement, and to the extent contained herein, delegates on an as needed, requested basis, to MARYSVILLE the authority to perform on GRANITE FALLS'S behalf those services as provided in this Agreement.

2. COMPENSATION / FEES

A. GRANITE FALLS will pay MARYSVILLE per performance for the use of the employees, equipment and vehicles in the amount of \$350 per date for a total of \$1,050 for the series.

B. GRANITE FALLS will pay MARYSVILLE 25% of the event fee in the event GRANITE FALLS cancels an event with less than 12 hours phone notice to MARYSVILLE as provided in Section 8 (C) (2) of this Agreement.

C. MARYSVILLE shall bill GRANITE FALLS monthly and GRANITE FALLS shall pay MARYSVILLE within thirty (30) days receipt of the bill.

3. AMENDMENTS/MODIFICATION

Provisions within this Agreement may be amended with the mutual consent of the parties hereto. No additions to, or alterations of, the terms of this Agreement shall be valid unless made in writing, formally approved and executed in the same manner as this Agreement.

4. INDEMNIFICATION AND LIABILITY

A. Indemnification:

1. GRANITE FALLS will at all times indemnify and hold harmless and defend MARYSVILLE, their elected officials, officers, employees, agents and representatives, from and against any and all lawsuits, damages, costs, charges, expenses, judgments and liabilities, including attorney's fees (including attorney's fees in establishing indemnification), collectively referred to herein as "losses" resulting from, arising out of, or related to one or more claims arising out of negligent acts, errors, or omissions of GRANITE FALLS in performance under this agreement.
2. MARYSVILLE will at all times indemnify and hold harmless and defend GRANITE FALLS, their elected officials, officers, employees, agents and representatives, from and against any and all lawsuits, damages, costs, charges, expenses, judgments and liabilities, including attorney's fees (including attorney's fees in establishing indemnification), collectively referred to herein as "losses" resulting from, arising out of, or related to one or more claims arising out of negligent acts, errors, or omissions of MARYSVILLE in performance under this agreement.
3. The term "claims" as used herein shall mean all claims, lawsuits, causes of action, and other legal actions and proceedings of whatsoever nature, involving bodily or personal injury or death of any person or damage to any property including, but not limited to, persons employed by MARYSVILLE, GRANITE FALLS, or other person and all property owned or claimed by MARYSVILLE, GRANITE FALLS, or affiliate of thereof, or any other person; except for those losses or claims for damages solely caused by the negligence or willful misconduct of MARYSVILLE or GRANITE FALLS, their elected and appointed officials, officers, employees or agents.

B. NOTHING HEREIN SHALL REQUIRE OR BE INTERPRETED TO:

1. Waive any defense arising out of RCW Title 51
2. Limit or restrict the ability of any City or employee or legal counsel for any City or employee to exercise any right, defense or remedy which a party to a lawsuit may have with respect to claims or third parties, including, but not limited to, any good faith attempts to seek dismissal or legal claims against a party by any proper means allowed under the civil rules in either state or federal court.

3. Cover or require indemnification or payment of any judgment against any individual or Party for intentionally wrongful conduct outside the scope of employment of any individual or for any judgment for punitive damages against any individual or city. Payment of punitive damage awards, fines or sanctions shall be the sole responsibility of the individual against whom said judgment is rendered and/or his or her municipal employer, should that employer elect to make said payment voluntarily. This agreement does not require indemnification of any punitive damage awards or for any order imposing fines or sanctions.

C. The provisions of this section shall survive the expiration or termination of the Agreement.

5. INSURANCE

A. MARYSVILLE INSURANCE

1. MARYSVILLE shall maintain public liability insurance for the protection of the public. MARYSVILLE is a member and insured through the Washington Cities Insurance Authority (WCIA – pool) and shall maintain its membership throughout the term of this Agreement.
2. Such insurance shall not be reduced or canceled without forty-five (45) days written notice from MARYSVILLE to GRANITE FALLS. Reduction or cancellation of the insurance shall render this Agreement void.
3. MARYSVILLE shall provide GRANITE FALLS proof of insurance with either a letter or certificate of insurance from WCIA verifying MARYSVILLE as a member. Proof of insurance shall be approved by GRANITE FALLS prior to MARYSVILLE providing any services under the terms of this Agreement. At the request of GRANITE FALLS, a copy of the policy will be provided.

B. GRANITE FALLS INSURANCE

1. GRANITE FALLS shall maintain public liability insurance for the protection of the public. GRANITE FALLS is a member and insured through the Cities Insurance Association of Washington and shall maintain its membership throughout the term of this Agreement.
2. Such insurance shall not be reduced or canceled without forty-five (45) days written notice from GRANITE FALLS to MARYSVILLE. Reduction or cancellation of the insurance shall render this Agreement void.
3. GRANITE FALLS shall provide MARYSVILLE proof of insurance with either a letter or certificate of insurance from Cities Insurance Association of Washington verifying GRANITE FALLS as a member. Proof of insurance shall be approved by MARYSVILLE prior to GRANITE FALLS providing any services under the terms of this Agreement. At the request of MARYSVILLE, a copy of the policy will be provided.

C. GRANITE FALLS insurance shall be considered primary for the purposes of this agreement.

6. INDEPENDENT CONTRACTOR

A. Nothing herein contained shall be construed as creating the relationship of employer and employee, or principal and agent, between GRANITE FALLS and MARYSVILLE or any of GRANITE FALLS's or MARYSVILLE's agents or employees.

GRANITE FALLS shall retain all authority for rendition of services, standards of performance, control of personnel, and other matters incident to the performance of services by GRANITE FALLS pursuant to this Agreement.

MARYSVILLE shall retain all authority for rendition of services, standards of performance, control of personnel, and other matters incident to the performance of services by MARYSVILLE pursuant to this Agreement.

B. Nothing in this Agreement shall make any employee of GRANITE FALLS a MARYSVILLE employee for any purpose, including, but not limited to, withholding of taxes, payment of benefits, worker's compensation pursuant to Title 51 RCW, or any other rights or privileges accorded GRANITE FALLS or employees by virtue of their employment.

Nothing in this Agreement shall make any employee of MARYSVILLE a GRANITE FALLS employee for any purpose, including, but not limited to, withholding of taxes, payment of benefits, worker's compensation pursuant to Title 51 RCW, or any other rights or privileges accorded MARYSVILLE employees by virtue of their employment.

7. LEGAL RELATIONS

A. The prevailing Party in any action to enforce any provision of this Agreement or to redress any breach hereof shall be entitled to recover from the other party its costs and reasonable attorney' fees incurred in such action.

B. The Parties shall comply with all federal, state and local laws and ordinances applicable to work to be done under this agreement. This Agreement shall be interpreted and construed in accordance with the laws of Washington. Venue for any action commenced relating to the interpretation, breach or enforcement of this agreement shall be in Snohomish County Superior Court.

C. The parties agree that, following reasonable attempts at negotiation and compromise, any unresolved dispute arising under this contract may be resolved by a mutually agreed upon alternative dispute resolution of arbitration or mediation.

8. DURATION / TERMINATION / NOTICE / EMERGENCY NOTICE

A. This Agreement will become effective on the date of affixing the last signature hereto and shall remain in effect for a period of six months, subject to renewal.

B. Either party may terminate this Agreement, for any reason, upon providing thirty (30) days written notice to the other party, in which case each City shall pay the other City for all services provided up to and including the date of termination.

C. Notices

1. Required notices, with the exception of legal process, shall be given in writing to the following respective addresses:

City of MARYSVILLE:
6915 Armar Road
Marysville, WA 98270

City of GRANITE FALLS:
206 South Granite Avenue / P.O. Box 1440
Granite Falls, WA 98252

2. Event Cancellation Notice via Phone/Emergency Contact:

The below named individuals are designated as the representatives of the respective parties. The representatives shall be responsible for administration of this Agreement. In the event a representative is changed, the party making the change shall notify the other party.

MARYSVILLE:
Name: Jim Ballew, Parks Director Phone Numbers: 425-754-4021

GRANITE FALLS:
Name: A City of Granite Falls official or employee to be named.

D. Termination shall not affect the rights and obligations of the parties under Sections 4, 5, 6 and 11 of this Agreement.

9. WAIVER

No term or provision herein shall be waived and no breach excused unless such waiver or consent shall be in writing and signed by the party claimed to have waived or consented.

10. ENTIRE AGREEMENT

This Agreement, including any exhibits and documents referenced herein, constitutes the entire agreement between the parties, and supersedes all proposals, oral or written, between the parties regarding plan review and inspection services.

11. PRIVILEGES AND IMMUNITIES

All privileges and immunities from liability, exemption from ordinances, rules, laws, all pension, disability, workers compensation and other benefits which apply to the activities of MARYSVILLE employees while performing their functions within the territorial limits of

MARYSVILLE shall apply to them to the same degree and extent while they are engaged in the performance of any of their authorized functions and duties within GRANITE FALLS under the provisions of this Agreement.

12. THIRD PARTY BENEFICIARY STATUS

The parties agree that this Agreement shall not confer third-party beneficiary status on any non-party to this Agreement.

13. SEVERABILITY

If any provision of this Agreement or its application to any person or circumstance is held invalid, the remainder of the provision and/or the application of the provisions to other persons or circumstances shall not be affected.

14. APPROVAL AND FILING

APPROVAL AND FILING. Each party shall approve this Agreement pursuant to the laws of the governing body of said party. The attested signature of the officials identified below shall constitute a presumption that such approval was properly obtained. A copy of this Agreement shall be filed with the Snohomish County Auditor's office pursuant to RCW 39.34.040.

(REMAINDER OF PAGE LEFT INTENTIONALLY BLANK.)

IN WITNESS WHEREOF, the parties have signed this Agreement, effective on the date indicated below.

CITY OF MARYSVILLE

CITY OF GRANITE FALLS

JON NEHRING, Mayor

HAROON SALEEM, Mayor

Date:

Date:

Attest

Attest:

SANDY LANGDON, City Clerk
Approved as to form:

DARLA REESE, City Clerk
Approved as to form:

GRANT K. WEED, WSBA 11243
Attorney for the City of MARYSVILLE

Cheryl Beyer, City Attorney
Attorney for City of GRANITE FALLS

Index #8

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: April 8, 2013

AGENDA ITEM: CDBG – PY2013 Annual Action Plan	AGENDA SECTION: Public Hearing	
PREPARED BY: Chris Holland, Planning Manager	APPROVED BY:	
ATTACHMENTS: 1. PY2013 Funding Allocations 2. Citizen Advisory Committee Recommendation 3. PY2013 Annual Action Plan		
	MAYOR	CAO
BUDGET CODE:	AMOUNT:	

DESCRIPTION:

On December 10, 2012, Marysville City Council affirmed the Citizen Advisory Committees (CAC) CDBG Program Year (PY) 2013 funding allocation, directed staff to notify PY2013 subrecipients of the funding recommendations, and prepare a PY2013 Annual Action Plan (AAP).

Staff prepared a DRAFT PY2013 AAP that was made available for 30-day public review and comment from January 31, - March 4, 2013. No public comments received during the public comment period. The PY2013 AAP provides specific housing and community development actions in accordance with the adopted 2012 – 2016 Consolidated Plan. The City of Marysville anticipates receiving \$218,000 in federal funds in 2013 under the CDBG program.

The CAC held public meetings, on January 8, 2013 and March 5, 2013, in review of the DRAFT PY2013 AAP. On March 5, 2013 the CAC reviewed the FINAL DRAFT PY2013 AAP and made a recommendation to approve as presented.

RECOMMENDED ACTION:

Approve the PY2013 AAP, as recommended by the CAC on March 5, 2013, provide a summary of, and response to any comments received during the public hearing into the PY2013 AAP, and direct staff to forward the PY2013 AAP to the U.S. Department of Housing and Urban Development.

COUNCIL ACTION:

PY2013 Funding Allocations

CDBG funding will be allocated in 2013 to address strategies and objectives identified in the 2012-2016 Consolidated Plan. The City expects to allocate funds in the following manner, as allowed by CDBG regulations:

- Capital projects (65.4%): \$142,400.00
- Public services (14.6%): \$32,000.00
- Planning and administration (20%): \$43,600.00

Capital projects will include activities related to housing, rehabilitation, public facilities, and infrastructure. Public services will include services that meet the needs of homeless and special needs populations, specifically seniors, persons with disabilities, and victims of domestic violence. Planning and administration funds will support management, oversight, and coordination of the CDBG grant program, which includes activities such as development of the Consolidated Plan and Annual Action Plans; facilitating the citizen participation process; and selection, monitoring, evaluating, and reporting for CDBG projects and activities.

Project	Amount	Objective	Outcome	One-Year Goal
Affordable Housing				
Senior Services of Snohomish County Home Rehabilitation Program	\$40,000.00	Decent Housing	Affordability	42 Housing Units
Housing Hope Playground Rehabilitation	\$19,900.00	Suitable Living Environment	Affordability	1 Housing Unit
Homeless				
Housing Hope Housing and Supportive Services	\$9,800.00	Decent Housing	Affordability	70 Individuals
Non-Homeless Special Needs				
Mercy Housing Northwest Services for Seniors and Persons with Disability	\$3,700.00	Suitable Living Environment	Availability/Accessibility	38 Individuals
Catholic Community Services Volunteer Chore Services	\$5,000.00	Suitable Living Environment	Availability/Accessibility	55 Individuals
Community Development – Infrastructure				
City of Marysville Public Works 10 th Street Sidewalk Improvement	\$20,000.00	Suitable Living Environment	Availability/Accessibility	1,000 Individuals
Community Development – Public Facilities				
City of Marysville Parks Comeford Park Improvements	\$50,000.00	Suitable Living Environment	Availability/Accessibility	1 Public Facility
Quilceda Community Services Willow Place Upgrades	\$12,500.00	Suitable Living Environment	Availability/Accessibility	1 Facility
Community Development – Public Services				
Marysville Food Bank Food for Thought Backpack Program	\$6,000.00	Suitable Living Environment	Availability/Accessibility	40 Individuals
DV Services of Snohomish County	\$7,500.00	Suitable Living Environment	Availability/Accessibility	100 Individuals
Planning and Administration				
City of Marysville	\$43,600.00	N/A	N/A	N/A



COMMUNITY DEVELOPMENT DEPARTMENT
 80 Columbia Avenue ♦ Marysville, WA 98270
 (360) 363-8100 ♦ (360) 651-5099 FAX

CDBG - PY2013 Funding Recommendation

The Citizen Advisory Committee (CAC) for Housing and Community Development, having held public meetings, on January 8, 2013 and March 5, 2013, in review of Program Year (PY) 2013 Community Development Block Grant (CDBG) Annual Action Plan (AAP), in accordance with the City of Marysville 2012 - 2016 Consolidated Plan that was approved by the U.S. Department of Housing and Urban Development (HUD), and having provided notice of 30-day public comment for the DRAFT PY2013 CDBG AAP on January 31, 2013, does hereby enter the following findings, conclusions and recommendation for consideration by the Marysville City Council:

FINDINGS:

1. The CDBG program applications for PYs 2012 & 2013 were released on June 1, 2012 with a submittal deadline of June 29, 2012.
2. On October 23, 2012 the CAC recommended six (6) Capital Projects and five (5) Public Service organizations receive CDBG funding for PY2013.
3. On December 10, 2012 Marysville City Council affirmed the CAC recommendation and funding allocation for PY2013 and directed Staff to notify PY2013 subrecipients of the funding recommendation and prepare a PY2013 CDBG AAP.
4. The CAC held a public meeting on January 8, 2013 to review the DRAFT PY2013 CDBG AAP and directed staff to provide 30-day public review and comment on the DRAFT plan in accordance with the Citizen Participation Plan adopted as Appendix A in the 2012 - 2016 Consolidated Plan.
5. The DRAFT PY2013 CDBG AAP was made available for public review and comment from January 31, 2013 through March 4, 2013.
6. No public comments were received during the 30-day public comment period.
7. The CAC held a public meeting on March 5, 2013 to review the PY2013 CDBG AAP and make a recommendation to City Council.

CONCLUSIONS:

At the public meeting, held on March 5, 2013, the CAC recommended Marysville City Council approve the PY2013 CDBG AAP, as presented.

RECOMMENDATION:

Forwarded to the Marysville City Council as a Recommendation to approve the PY2013 CDBG AAP attached hereto this **5th day of March, 2013.**

By: _____


 Greg Kanehen, CAC Chair



COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Program Year 2013 Annual Action Plan

Release Date: February 1, 2013

Comments Due: March 2, 2013 4:00 PM

CAC Recommendation: March 5, 2013

City Council Approval: April 8, 2013

Community Development Department ♦ 80 Columbia Avenue ♦ Marysville, WA 98270
<http://marysvillewa.gov> ♦ (360) 363-8100 ♦ Office Hours: Mon – Fri 7:30 AM – 4:00 PM

Table of Contents

SECTION 1.0: Program Year 2013 Annual Action Plan 1

 Project Selection Process..... 1

 Resources – 91.220(c)(1) and (c)(2)..... 2

 Annual Objectives – 91.220(c)(3) 2

 Description of Activities – 91.220(d) and (e) 3

 Figure 1: Program Year 2013 – Capital Projects 6

 Figure 2: Program Year 2013 – Public Services 7

 Geographic Distribution/Allocation Priorities – 91.220(d) and (f) 8

 Annual Affordable Housing Goals – 91.220(g) 8

 Public Housing – 91.220(h) 8

 Homeless and Special Needs – 91.220(i)..... 8

 Barriers to Affordable Housing – 91.220(j)..... 8

 Other Actions – 91.220(k)..... 9

 Citizen Participation Process 9

 Fair Housing..... 9

 CDBG Program Specific Requirements – 91.220(l)(1) 10

 Program Year 2013 Annual Action Plan Adoption Process 10

 CAC Recommendation..... 11

 Public Hearing..... 11

 Public Comments..... 11

 PY2013 AAP Calendar 11

SECTION 2.0: 2013 Action Plan HUD Tables 12

 Table 3A: 2013 Summary of Specific Annual Objectives 12

 Table 3B: 2012 Annual Affordable Housing Completion Goals 14

 Table 3C: 2012 Consolidated Plan Listing of Projects..... 15

SECTION 1.0: *Program Year 2013 Annual Action Plan*

Each year of the Consolidated Plan, the City is required to develop an Annual Action Plan, which outlines the specific projects and funding allocations for the program year. Funded projects and activities are designed to support the strategies and objectives described in the Strategic Plan.

The 2013 Action Plan describes the eligible projects and activities the City proposes to undertake with available CDBG funds in the 2013 program year, as well as how the projects and activities are consistent with the 2012-2016 Consolidated Plan strategies and objectives.

The 2013 Action Plan is the second application by the City of Marysville for CDBG funds and the second update to the City's 2012-2016 Consolidated Plan. Information contained in the Plan indicate the amount of funds projected to be available during the program year and a description of how the funds will be allocated to meet the City's Strategies and Objectives contained in the 2012-2016 Consolidated Plan. The Plan covers program year 2013, which runs from July 1, 2013 through June 30, 2014.

Project Selection Process

In June, 2012 the City notified the community of the availability of CDBG funding for program years 2012 and 2013. Notice was published that the City of Marysville would be accepting applications for funding by publishing notice in the Marysville Globe, sending notice electronically to the mailing list of interested agencies and persons and making copies of the application available at the Marysville Public Library, City Clerk's Office, Community Development Department and the City's web page.

For program year 2013, the City received six (6) applications for Public Services and six (6) for Capital Projects. City staff reviewed the proposals for completeness and CDBG eligibility. One of the public service applications was determined to be ineligible (Allen Creek Community Church – The River Path Residential Program).

Community Development Staff provided the Citizen Advisory Committee (CAC) for Housing and Community Development copies of the grant applications and CDBG Federal Regulations at an orientation meeting held on July 26, 2012.

The CAC held a public meeting on October 9, 2012 allowing each applicant to present their PY2013 Capital Project or Public Service application to the CAC.

On October 23, 2012 the CAC held a public meeting to evaluate each application in accordance with the scoring criteria outlined in the Capital Project and Public Service Applications and make a funding recommendation to City Council.

On December 10, 2012 City Council affirmed the CAC recommendation and funding allocation for PY2013.

Resources – 91.220(c)(1) and (c)(2)

The City of Marysville anticipates receiving \$218,000 in federal funding for the 2013 program year under the CDBG program. The City anticipates that these funds will help leverage funding from other public and private resources.

CDBG funding will be allocated in 2013 to address strategies and objectives identified in the 2012-2016 Consolidated Plan. The City expects to allocate funds in the following manner, as allowed by CDBG regulations:

- Capital projects (65.4%): \$142,400.00
- Public services (14.6%): \$32,000.00
- Planning and administration (20%): \$43,600.00

Capital projects will include activities related to housing, rehabilitation, public facilities, and infrastructure. Public services will include services that meet the needs of homeless and special needs populations, specifically seniors, persons with disabilities, and victims of domestic violence. Planning and administration funds will support management, oversight, and coordination of the CDBG grant program, which includes activities such as development of the Consolidated Plan and Annual Action Plans; facilitating the citizen participation process; and selection, monitoring, evaluating, and reporting for CDBG projects and activities.

Annual Objectives – 91.220(c)(3)

Below is a summary of the objectives that the City proposes to address during the 2013 program year. Specific annual objectives and goals are outlined in HUD Tables 3A: 2013 Summary of Specific Annual Objectives in Section 2.0.

Affordable Housing	
Housing Strategy 1 (AHS-1)	Enable homeowners to remain in their homes, primarily benefiting seniors, persons with disabilities, and very low-income persons
Housing Objective 1 (AHO-1)	Provide assistance for improving the safety and accessibility of housing units that benefit seniors and persons with physical or developmental disabilities
Housing Objective 2 (AHO-2)	Assist very low-, low-, and moderate-income homeowners improve the safety of their homes, with priority given to very low-income households
Housing Strategy 2 (AHS-2)	Preserve and increase the affordable housing stock
Housing Objective 3 (AHO-3)	Provide incentives to public, private, and nonprofit partners to retain, maintain, and/or expand the affordable housing stock
Homeless	
Homeless Strategy 1 (HMS-1)	Work to reduce and end homelessness
Homeless Objective 2 (HMO-2)	Assist homeless persons in the transition to self-sufficiency by supporting transitional, permanent supportive, and permanent affordable housing and related services, giving priority to families

Non-homeless Special Needs	
Special Needs Strategy 1 (SNS-1)	Support an environment that allows special needs populations to safely live with dignity and independence
Special Needs Objective 1 (SNO-1)	Provide support for housing and social services programs that enable special needs populations to safely live with dignity and independence
Community Development	
Community Development Strategy 1 (CDS-1)	Promote a suitable living environment, dignity, self-sufficiency, and economic advancement for low- and moderate-income persons
Public Facilities Objective 1 (PFO-1)	Improve the safety and livability of low- and moderate-income neighborhoods by addressing service gaps in public facilities
Public Facilities Objective 3 (PFO-3)	Increase access to quality public and private facilities in low- and moderate-income areas by providing funds for rehabilitation
Infrastructure Objective 1 (INO-1)	Improve the safety and livability of low- and moderate-income neighborhoods by addressing service gaps in infrastructure
Public Services Objective 2 (PSO-2)	Support programs that provide homeless, special needs, and low-income populations with basic needs and access to essential services, such as transportation, health care, childcare, case management, and legal assistance

In pursuing these strategies and objectives for the 2013 program year, the City anticipates increasing the affordability of decent owned housing units for Marysville's low- and moderate-income residents, as well as the availability and accessibility of decent housing for people who are homeless or have special needs. The availability, accessibility, and affordability of a suitable living environment for low- and moderate-income residents should also increase due to infrastructure and public facilities improvements and support for a range of public services.

Description of Activities – 91.220(d) and (e)

Below is a summary of the eligible projects that the City proposes to undertake during the 2013 program year to address priority needs and specific objectives identified in the Consolidated Plan. The summary also includes proposed accomplishments. Proposed capital projects would be completed within the 2013 program year. Additional details are listed in HUD Table 3C: 2013 Consolidated Plan Listing of Projects, contained in Section 2.0.

Project	Amount	Objective	Outcome	One-Year Goal
Affordable Housing				
Senior Services of Snohomish County Home Rehabilitation Program	\$40,000.00	Decent Housing	Affordability	42 Housing Units
Housing Hope Playground Rehabilitation	\$19,900.00	Suitable Living Environment	Affordability	1 Housing Unit
Homeless				
Housing Hope Housing and Supportive Services	\$9,800.00	Decent Housing	Affordability	70 Individuals
Non-Homeless Special Needs				
Mercy Housing Northwest Services for Seniors and Persons with Disability	\$3,700.00	Suitable Living Environment	Availability/ Accessibility	38 Individuals
Catholic Community Services Volunteer Chore Services	\$5,000.00	Suitable Living Environment	Availability/ Accessibility	55 Individuals
Community Development – Infrastructure				
City of Marysville Public Works 10 th Street Sidewalk Improvement	\$20,000.00	Suitable Living Environment	Availability/ Accessibility	1,000 Individuals
Community Development – Public Facilities				
City of Marysville Parks Comeford Park Improvements	\$50,000.00	Suitable Living Environment	Availability/ Accessibility	1 Public Facility
Quilceda Community Services Willow Place Upgrades	\$12,500.00	Suitable Living Environment	Availability/ Accessibility	1 Facility
Community Development – Public Services				
Marysville Food Bank Food for Thought Backpack Program	\$6,000.00	Suitable Living Environment	Availability/ Accessibility	40 Individuals
DV Services of Snohomish County	\$7,500.00	Suitable Living Environment	Availability/ Accessibility	100 Individuals
Planning and Administration				
City of Marysville	\$43,600.00	N/A	N/A	N/A

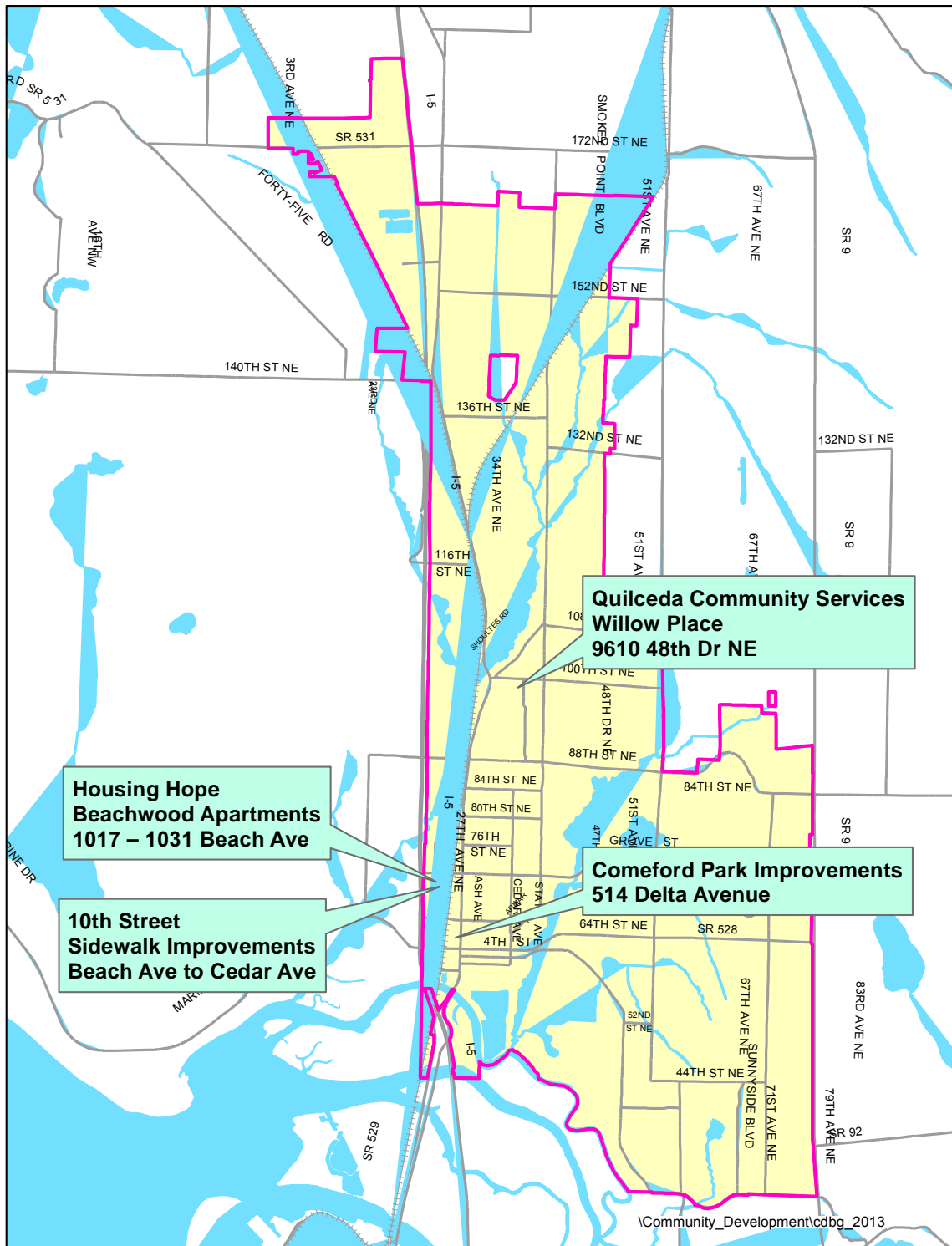
Federal Register Notice dated March 7, 2006 defines the three possible **objective** categories, which describe the purpose of an activity, as:

- **Suitable Living Environment.** Generally, this applies to activities that are designed to benefit communities, families, or individuals by addressing issues in their living environment.
- **Decent Housing.** This focuses on housing programs where the purpose of the program is to meet individual family or community needs, and not programs where housing is an element of a larger effort. (These types of programs would be reported under Suitable Living Environment.)
- **Creating Economic Opportunities.** This applies to activities related to economic development, commercial revitalization, or job creation.

The Notice defines the three possible **outcome** categories, which best reflect what the City seeks to achieve by funding an activity, as:

- **Availability/Accessibility.** This applies to activities that make services, infrastructure, public services, public facilities, housing, or shelter available or accessible to low- and moderate-income residents, including persons with disabilities. Accessibility refers to both physical barriers *and* making the affordable basics of daily living available and accessible to low- and moderate-income residents where they live.
- **Affordability.** This applies to activities that provide affordability in a variety of ways to low- and moderate-income residents. It can include the creation or maintenance of affordable housing, basic infrastructure hook-ups, or services such as transportation or day care.
- **Sustainability: Promoting Livable or Viable Communities.** This applies to projects aimed at improving communities or neighborhoods, helping to make them more livable or viable by providing benefit to persons of low- and moderate-income or by removing or eliminating slums or blighted areas, through multiple activities or services that sustain communities or neighborhoods.

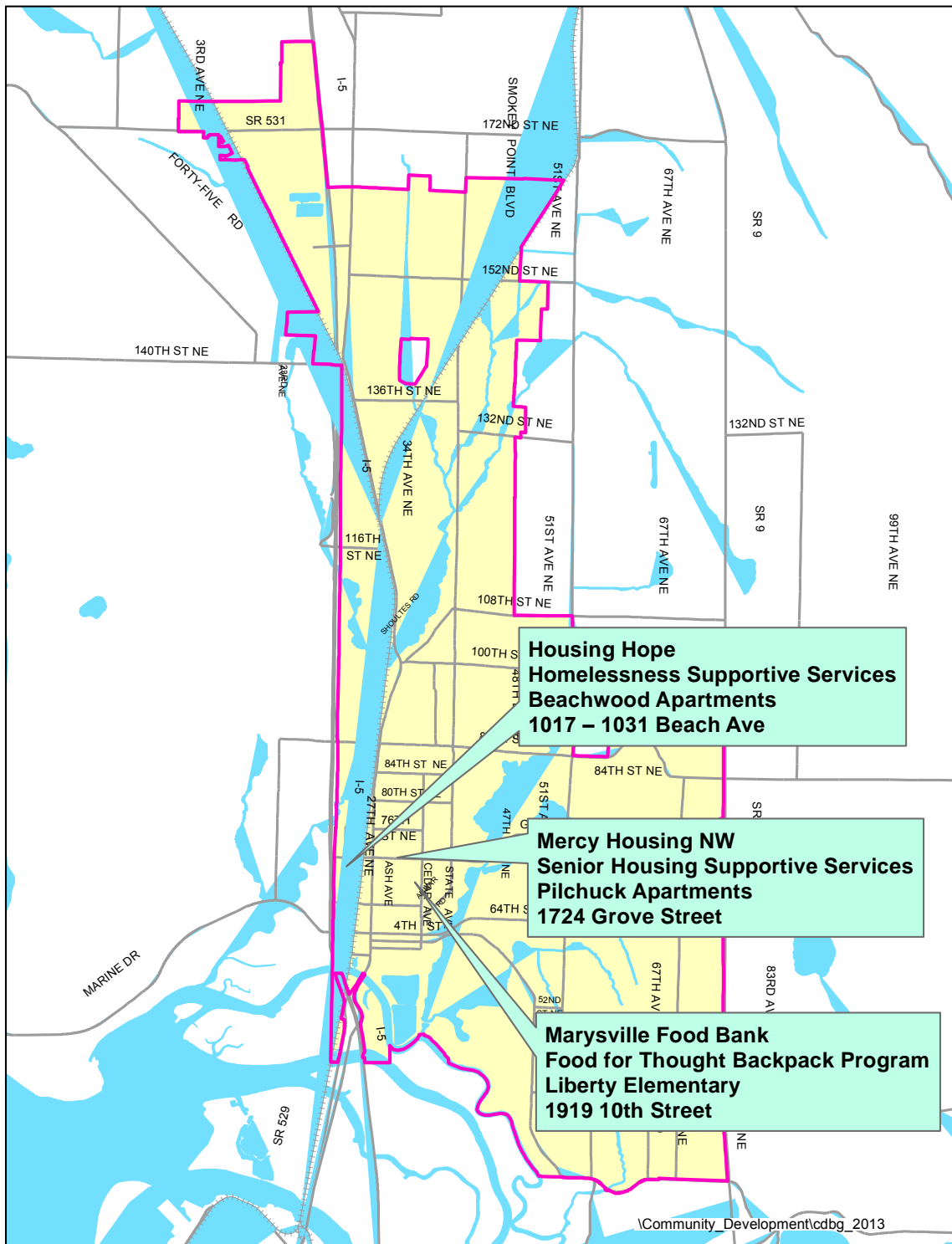
Figure 1: Program Year 2013 – Capital Projects



CAPITAL PROJECTS LOCATED CITY-WIDE

¹Senior Service of Snohomish County – Minor Home Repair

Figure 2: Program Year 2013 – Public Services



PUBLIC SERVICES LOCATED CITY-WIDE

¹Catholic Community Services – Volunteer Chore Services

²Domestic Violence Services of Snohomish County – Legal Advocacy Services

Geographic Distribution/Allocation Priorities – 91.220(d) and (f)

Assistance will be primarily directed to the City's areas with a majority of low- and moderate-income residents and concentrations of racial and ethnic diversity, as identified in Section 4: Community Background in the 2012-2016 Consolidated Plan.

Allocation priorities and investments for the 2013 program year were informed by the priority needs identified in the citizen and consultation processes and general research, as well as the potential for providing the greatest benefit, considering the limited amount of funding available, while meeting CDBG Program requirements.

The greatest obstacle to meeting underserved needs is expected to be the availability of adequate financial resources to keep pace with demand, particularly related to affordable housing and services for the growing senior population, persons with disabilities, victims of domestic violence, and homeless persons with mental health and chemical dependency issues.

Annual Affordable Housing Goals – 91.220(g)

Using the available CDBG funds, the City proposes assisting approximately 42 special needs households with affordable housing through activities that rehabilitate existing units. Additional details are outlined in HUD Table 3B: 2013 Annual Affordable Housing Completion Goals contained in Section 2.0.

Public Housing – 91.220(h)

The City will continue to support HASCO's strategy as described in the Strategic Plan.

Homeless and Special Needs – 91.220(i)

Using the CDBG funds available, the City proposes to reduce and work toward ending homelessness in Marysville by providing funds to nonprofit organizations that provide transitional housing with supportive services for families. The City proposes that the total investment to these organizations will benefit 70 individuals over the program year.

To address the housing and supportive service needs of persons who are not homeless, the City proposes providing funds to nonprofit organizations that serve seniors, persons with disabilities, victims of domestic violence, and persons with chemical dependency issues. The City proposes that the total investment to these organizations will benefit 233 individuals over the program year.

Barriers to Affordable Housing – 91.220(j)

During the 2013 program year, the City will work to reduce barriers to affordable housing by awarding CDBG funds to projects that will help develop or maintain decent and safe affordable housing for low-to-moderate income persons in our community. In addition, the City will specifically explore reducing barriers for production of low-income housing, shelters, transitional housing, housing for elderly and special needs housing.

The City will coordinate with the efforts of Community Transit and the Puget Sound Regional Council to ensure local housing strategies are coordinated with local and regional transportation planning strategies to ensure to the extent practicable that residents of affordable housing have access to public transportation.

The City will pursue the Lead-based Paint Strategy and Anti-poverty Strategy as described in the Strategic Plan to evaluate and reduce the number of housing units containing lead-based paint hazards and reduce the number of poverty level families.

The City will also research developing a Straight Deferred Payment Loan Program for future program years to provide loans for very low-income homeowners (at or below 50% of median income) to improve the health and safety of their homes.

Other Actions – 91.220(k)

Citizen Participation Process

The City will continue to use its citizen participation process to solicit public comments on local priorities and objectives for CDBG funds and to receive feedback on progress made towards meeting the local strategies and objectives. The City and the 9-member Citizen Advisory Committee (CAC) for Housing and Community Development will continue to enhance the level of guidance from the community, enhance coordination between public and nonprofit agencies, and support further development of the institutional structure.

Fair Housing

The “Analysis of Impediments to Fair Housing Choice” (AI) is required by the U.S. Department of Housing and Urban Development (HUD) of all state and local governments receiving housing and community development funds.

The City of Marysville is included in Snohomish County Urban Consortium’s Analysis of Impediments to Fair Housing Choice (AI) dated September 14, 2012 for certain HUD programs. The AI was prepared for Snohomish County Human Services Department by BBC Research and Consulting. The following Impediments to Fair Housing Choice and Action Items were identified in the AI.

IMPEDIMENT NO. 1: Residents report experiencing discrimination, but few know what to do.

- Many residents described alleged acts of fair housing violations in both the resident survey and focus groups conducted for this AI. The discriminatory acts mostly took the form of refusal to rent or offering different rental terms to racial and ethnic minorities. Although these descriptions of alleged discriminatory actions were not investigated per se as part of this AI, the pattern and volume of descriptions suggests that discriminatory activity is occurring in the County.

IMPEDIMENT NO. 2: Information about fair housing is difficult to find.

- Marysville has no fair housing contact information on the website
- City office has no fair housing information, advised to contact the County

IMPEDIMENT NO. 3: Land use and zoning regulations in many jurisdictions create fair housing barriers.

IMPEDIMENT NO. 4: Limited transit options for low income, disabled, senior residents and refugees create a fair housing barrier

- Limited transit may create an impediment to fair housing choice because it could have the effect of preventing certain protected classes from accessing housing, employment, services and amenities at the same level as other residents.

IMPEDIMENT NO. 5: Hispanic and African American mortgage loan applicants are denied loans at much higher rates than Whites.

- Marysville is one of three jurisdictions with the greatest gap between denials by race, with Whites having a much lower denial rate compared to non-Whites.
- Marysville is one of three jurisdictions with the greatest gap between denials by ethnicity, with non-Hispanics having a much lower denial rate compared to Hispanics.

Based upon data collected and compiled for Snohomish County's AI, the following fair housing action items are recommended to reinforce current fair housing efforts:

ACTION ITEM 1: Improve and make more uniform fair housing information on County and jurisdictional websites.

ACTION ITEM 2: Establish fair housing points of contact within jurisdictions and develop a comprehensive fair housing educational campaign.

ACTION ITEM 3: Encourage jurisdictions to reduce barriers in their zoning regulations and land use policies.

ACTION ITEM 4: Monitor lending disparities.

ACTION ITEM 5: Increase the stock of affordable housing and affordable housing options Countywide, especially deeply subsidized rentals

ACTION ITEM 6: Seek funding or other resources to support housing providers with capacity needs for a program to reduce tenant cultural biases and conflicts.

ACTION ITEM 7: As the economy strengthens, enhance transit and access to social services.

ACTION ITEM 8: Evaluate the subcontracting process.

CDBG Program Specific Requirements – 91.220(l)(1)

The City does not expect to receive program income, proceeds from Section 108 loan guarantees, surplus funds from urban renewal settlement, returned grant funds, or income from float-funded activities during the 2013 program year. The City does not expect to fund any urgent need activities. All CDBG funds are expected to be used for activities that benefit persons of low- and moderate income.

Program Year 2013 Annual Action Plan Adoption Process

On January 8, 2013, the CAC reviewed the DRAFT Program Year 2013 Annual Action Plan (PY2013 AAP) and recommended Staff provide 30-day public notice and comment in accordance with the Citizen Participation Plan

adopted as Appendix A in the 2012 – 2016 Consolidated Plan. 30-day public notice was provided on January 31, 2013, as follows:

- A summary of the DRAFT PY2013 AAP was published in the Marysville Globe
- An electronic summary was sent to the mailing list of interested agencies and persons maintained by the Community Development Department
- Copies of the DRAFT PY2013 AAP were made available at:
 - Marysville Public Library
 - City Clerk's office
 - Community Development Department
 - City of Marysville's web page

CAC Recommendation

On March 5, 2013 the CAC recommended City Council approve the PY2013 AAP.

Public Hearing

Marysville City Council held a public hearing on April 8, 2013 to consider the CAC recommendation related to the PY2013 AAP and to receive public comment. After review of the CAC recommendation and after considering the public comments received at the public hearing, Marysville City Council approved the PY2013 AAP and directed Staff to forward the approved plan to the US Department of Housing and Urban Development.

Public Comments

There were NO public comments received related to the DRAFT PY2013 AAP, during the 30-day public comment period. ([Enter public comments received at the Public Hearing, held on April 8, 2013](#))

PY2013 AAP Calendar

January 8, 2013	CAC Review of DRAFT PY2013 AAP
January 31, 2013	30 Day public notice and comment period
March 5, 2013	CAC Recommendation to City Council
April 8, 2013	Council Public Hearing and Approval of PY2013 AAP
April 2013	PY2013 AAP submitted to HUD

SECTION 2.0: 2013 Action Plan HUD Tables

Table 3A: 2013 Summary of Specific Annual Objectives

Obj #	Specific Objectives	Sources of Funds	Performance Indicators	Expected Number	Actual Number	Outcome/Objective*
Owner Housing						
AHO-1	Provide assistance for improving the safety and accessibility of housing units that benefit seniors and persons with physical or developmental disabilities	CDBG	Number of housing units assisted	42		DH-2
AHO-2	Assist very low-, low-, and moderate-income homeowners improve the safety of their homes, with priority given to very low-income households	CDBG	Number of housing units assisted	42		DH-2
AHO-3	Provide incentives to public, private, and nonprofit partners to retain, maintain, and/or expand the affordable housing stock	CDBG	Number of Households	32		SL-2
Homeless						
HMO-2	Assist homeless persons in the transition to self-sufficiency by supporting transitional, permanent supportive, and permanent affordable housing and related services, giving priority to families	CDBG	Number of individuals served	70		DH-2
Special Needs						
SNO-1	Provide support for housing and social services programs that enable special needs populations to safely live with dignity and independence	CDBG	Number of individuals served	93		SL-1
Community Development – Infrastructure						
INO-1	Improve the safety and livability of low- and moderate-income neighborhoods by addressing service gaps in infrastructure	CDBG	Number of individuals served	1,000		SL-1

Obj #	Specific Objectives	Sources of Funds	Performance Indicators	Expected Number	Actual Number	Outcome/Objective*
Community Development – Public Facilities						
PFO-1	Improve the safety and livability of low- and moderate-income neighborhoods by addressing service gaps in public facilities	CDBG	Number of public facilities improved	1		SL-1
PFO-3	Increase access to quality public and private facilities in low- and moderate-income areas by providing funds for rehabilitation	CDBG	Number of public facilities improved	1		SL-1
Community Development – Public Services						
PSO-2	Support programs that provide homeless, special needs, and low-income populations with basic needs and access to essential services, such as transportation, health care, childcare, case management, and legal assistance	CDBG	Number of individuals served	140		SL-1

***Outcome/Objective Codes**

	Availability/Accessibility	Affordability	Sustainability
Decent Housing	DH-1	DH-2	DH-3
Suitable Living Environment	SL-1	SL-2	SL-3
Economic Opportunity	EO-1	EO-2	EO-3

Table 3B: 2012 Annual Affordable Housing Completion Goals

Grantee Name:	Expected Annual Number of Units To Be Completed	Actual Annual Number of Units Completed	Resources used during the period			
			CDBG	HOME	ESG	HOPWA
Program Year:						
BENEFICIARY GOALS (Sec. 215 Only)						
Homeless households			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Non-homeless households	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Special needs households			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Total Sec. 215 Beneficiaries*	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RENTAL GOALS (Sec. 215 Only)						
Acquisition of existing units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Production of new units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Rehabilitation of existing units			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rental Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Total Sec. 215 Affordable Rental			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HOME OWNER GOALS (Sec. 215 Only)						
Acquisition of existing units			<input type="checkbox"/>	<input type="checkbox"/>		
Production of new units			<input type="checkbox"/>	<input type="checkbox"/>		
Rehabilitation of existing units	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>		
Homebuyer Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Total Sec. 215 Affordable Owner	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMBINED RENTAL AND OWNER GOALS (Sec. 215 Only)						
Acquisition of existing units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Production of new units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Rehabilitation of existing units	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rental Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Homebuyer Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Combined Total Sec. 215 Goals*	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OVERALL HOUSING GOALS (Sec. 215 + Other Affordable Housing)						
Annual Rental Housing Goal			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Annual Owner Housing Goal	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Total Overall Housing Goal	42		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

* The total amounts for "Combined Total Sec. 215 Goals" and "Total Sec. 215 Beneficiary Goals" should be the same number.

Table 3C: 2012 Consolidated Plan Listing of Projects

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name: City of Marysville

Priority Need: Affordable Housing Strategy

Project Title: Senior Services of Snohomish County - Minor Home Repair Program

Description:

Minor home repair (MHR) assists low-income elderly and disabled homeowners by providing health and safety related repairs that they cannot perform on their own. Senior Services of Snohomish County mission is to promote independence, preserve dignity and enhance the quality of life through the provision of services for older adults and people with disabilities.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Available to low-income homeowners city-wide

Street Address: N/A (city-wide)

City, State, Zipcode: Marysville, WA 98270

Objective Number AHO-1, AHO-2	Project ID PY13-BC001
HUD Matrix Code 14A	CDBG Citation 24 CFR 570.202
Type of Recipient Private Non-profit/Local Govt.	CDBG National Objective 24 CFR 570.208(a)(3)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator Housing Units	Annual Units 42
Local ID	Units Upon Completion 42

Funding Sources:

CDBG	\$40,000.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	
Total	\$40,000.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name: City of Marysville

Priority Need:
Affordable Housing Strategy

Project Title:
Housing Hope – Beachwood Apartments Playground Improvement Project

Description:
Housing Hope provides affordable housing and services to individuals and families experiencing or at-at risk of homelessness. The proposed project calls for the replacement of the current playground equipment serving 2-5 year olds with new play structures providing a more creative, interactive play experience. The project also includes a new site design and layout that will put the site's two play structures in closer proximity within the same courtyard. This project serves 20 families (45 children), living at the Beachwood Apartment complex in Marysville.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area
Beachwood Apartments

Street Address: 1017 – 1031 Beach Avenue
City, State, Zipcode: Marysville, WA 98270

Objective Number AHO-3	Project ID PY13-BC006
HUD Matrix Code 14B	CDBG Citation 24 CFR 570.202
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator Housing Unit	Annual Units 1
Local ID	Units Upon Completion 1

Funding Sources:

CDBG	\$19,900.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	\$ 7,203.00
Total	\$27,103.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction’s Name: City of Marysville

Priority Need:

Homeless Strategy – Public Service

Project Title:

Housing Hope – Beachwood Apartments Homelessness Supportive Services

Description:

Housing Hope provides affordable housing and comprehensive services to individuals and families experiencing or at-at risk of homelessness. Services include case management, adult education and employment training, parent education and support, life skills training, child care, and supported access to critical community services such as mental health and substance abuse treatment. This project serves 20 families (70 individuals), living at the Beachwood Apartment complex in Marysville.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Beachwood Apartments Supportive Services

Street Address: 1017 – 1031 Beach Avenue

City, State, Zipcode: Marysville, WA 98270

Objective Number HMO-2	Project ID PY13-BC001
HUD Matrix Code 05	CDBG Citation 24 CFR 570.201(e)
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator People	Annual Units 70
Local ID	Units Upon Completion 70

Funding Sources:

CDBG	\$9,800.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	\$116,931.00
Total	\$126,731.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name: City of Marysville

Priority Need:

Community Development – Non-Homeless Special Needs Strategy - Public Service

Project Title:

Mercy Housing NW – Senior Housing Supportive Services

Description:

Provide on-site service coordination to low-income elderly residents at Pilchuck Apartments in Marysville. The program will provide both group programming and one-on-one assistance in the areas of health and wellness, housing, stability, financial literacy and community-building. The program is aimed at enabling seniors to easily access needed services and to age in place with dignity and choice.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Available to low-income seniors and/or persons with a disability at Pilchuck Apartments

Street Address: 1724 Grove Street

City, State, Zipcode: Marysville, WA 98270

Objective Number SNO 1	Project ID PY13-BP005
HUD Matrix Code 05A	CDBG Citation 24 CFR 570.201(e)
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator People	Annual Units 38
Local ID	Units Upon Completion 38

Funding Sources:

CDBG	\$ 3,700.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	\$ 8,691.00
Total	\$12,391.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

**Table 3C
Consolidated Plan Listing of Projects**

Jurisdiction's Name: City of Marysville

Priority Need:

Community Development – Non Homeless Special Needs Strategy - Public Services

Project Title:

Catholic Community Services – Volunteer Chore Services

Description:

The Volunteer Chore Services program provides ongoing chore-level services to low income elders and functionally disabled adults at risk of losing their independence and/or safety at home. The services provided include tasks such as housework, shopping and errands, laundry, yard work, moving assistance, household repairs, wood prevision, monitoring and communications.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Available to low-income seniors and/or persons with a disability city-wide

Street Address: N/A

City, State, Zipcode: Marysville, WA 98270

Objective Number SNO-1	Project ID PY13-BP002
HUD Matrix Code 05A	CDBG Citation 24 CFR 570.201(e)
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator People	Annual Units 60
Local ID	Units Upon Completion 60

Funding Sources:

CDBG	\$ 5,000.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	\$135,000.00
Total	\$140,000.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

**Table 3C
Consolidated Plan Listing of Projects**

Jurisdiction's Name: City of Marysville

Priority Need:

Community Development – Infrastructure

Project Title:

City of Marysville Public Works – 10th Street Sidewalk Improvements

Description:

Continuation of 10th Street Sidewalk Improvement project. Project will improve both pedestrian and traffic safety along 10th Street and Cedar Avenue thereby promoting better access to the Boys & Girls Club and Cedar Field for those citizens within the community utilizing these facilities. The project will include the construction of approximately 475 LF of curb, gutter and sidewalk, including driveway entrances, to fill in missing sidewalk segments on the south side of 10th Street between Cedar Avenue and Beach Avenue. This project will also include the construction of bulb-out ramps at the intersection of Cedar Avenue and 10th Street. This will promote shorter crosswalk distances for pedestrians. The bulb-outs will serve as a traffic calming device for Cedar Avenue, which is an arterial.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity

Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

10th Street from Beach Avenue to Cedar Avenue
Sidewalks surrounding public facilities located 529.03

Street Address: N/A

City, State, Zipcode: Marysville, WA 98270

Objective Number INO-1	Project ID PY13-BC004
HUD Matrix Code 03L	CDBG Citation 24 CFR 570.201(c)
Type of Recipient Local Government	CDBG National Objective 24 CFR 570.208(a)(1)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator No. of individuals	Annual Units 1,000
Local ID	Units Upon Completion 1,000

Funding Sources:

CDBG	\$20,000.00
ESG	.....
HOME	.....
HOPWA	.....
Total Formula	.....
Prior Year Funds	.....
Assisted Housing	.....
PHA	.....
Other Funding	.....
Total	\$20,000.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name: City of Marysville

Priority Need:

Community Development – Public Facilities

Project Title:

City of Marysville Parks Department – Comeford Park Improvement Project

Description:

Continuation of the Comeford Park Improvement project. The project will provide significant improvements throughout the entire park creating much needed updates and safety features that will support significant programmed changes to the City's only downtown public recreation facility. Project improvements include an outdoor spray park and industrial/ornamental fencing system surrounding Comeford Park along State Avenue and 6th Street.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Park/recreational facilities serving 529.03

Street Address: 514 Delta Avenue

City, State, Zipcode: Marysville, WA 98270

Objective Number PFO-1	Project ID PY13-BC003
HUD Matrix Code 03F	CDBG Citation 24 CFR 570.201(c)
Type of Recipient Local Government	CDBG National Objective 24 CFR 570.208(a)(1)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator No. of public facilities	Annual Units 1
Local ID	Units Upon Completion 1

Funding Sources:

CDBG	\$50,000.00
ESG	.....
HOME	.....
HOPWA	.....
Total Formula	.....
Prior Year Funds	.....
Assisted Housing	.....
PHA	.....
Other Funding	.....
Total	\$50,000.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

**Table 3C
Consolidated Plan Listing of Projects**

Jurisdiction's Name: City of Marysville

Priority Need:

Non – Homeless Special Needs Strategy

Project Title:

Quilceda Community Services – Willow Place Building Upgrades

Description:

Quilceda Community Services through Willow Place, provides for specialized recreation programs to serve adults and youth with developmental disabilities. For the purpose of this project, Marysville CDBG funds will be used to make additional energy savings improvements, installation of wheelchair accessible exterior walkways, roof replacement and conversion of a windowless spare room into a kiln room.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Street Address: 9610 48th Drive NE
City, State, Zipcode: Marysville, WA 98270

Objective Number PFO-3	Project ID PY13-BC005
HUD Matrix Code 03B	CDBG Citation 24 CFR 570.202
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator Facility	Annual Units 1
Local ID	Units Upon Completion 1

Funding Sources:

CDBG	\$12,500.00
ESG	.....
HOME	.....
HOPWA	.....
Total Formula	.....
Prior Year Funds	.....
Assisted Housing	.....
PHA	.....
Other Funding	.....
Total	\$12,500.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name: City of Marysville

Priority Need:

Community Development – Public Services Strategy

Project Title:

Marysville Community Food Bank – “Food for Thought Backpack Program”

Description:

Food for Thought Backpack Program provides eight nutritious meals to students at risk of food insecurity on weekends during the school year.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Marysville students that are at high risk for food insecurity at Liberty Elementary School

Street Address: N/A

City, State, Zipcode: Marysville, WA 98270

Objective Number PSO-2	Project ID PY13-BP003
HUD Matrix Code 05W	CDBG Citation 24 CFR 570.201(e)
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator People	Annual Units 60
Local ID	Units Upon Completion 60

Funding Sources:

CDBG	\$6,000.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	\$2,940.00
Total	\$8,940.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

**Table 3C
Consolidated Plan Listing of Projects**

Jurisdiction's Name: City of Marysville

Priority Need:

Community Development – Public Services Strategy

Project Title:

Domestic Violence Services of Snohomish County - Legal Advocacy Services

Description:

Domestic Violence Services of Snohomish County (DVS) will provide legal advocacy to victims of domestic violence residing the City of Marysville. Domestic Violence Legal Advocacy includes services such as safety planning, education on navigating the justice system, preparation for court appearances and court support, protection orders, immigration support, and parenting plans for victims of domestic violence.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Available to victims of domestic violence city-wide

Street Address: N/A

City, State, Zipcode: Marysville, WA 98270

Objective Number PSO-2	Project ID PY13-BP004
HUD Matrix Code 05G	CDBG Citation 24 CFR 570.201(e)
Type of Recipient Private Non-profit	CDBG National Objective 24 CFR 570.208(a)(2)
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator People	Annual Units 100
Local ID	Units Upon Completion 100

Funding Sources:

CDBG	\$ 7,500.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding (State)	\$18,295.00
Total	\$25,795.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name: City of Marysville

Priority Need:

N/A

Project Title:

CDBG Planning and Administration

Description:

Funds will be used by the City of Marysville to provide general management, oversight, and coordination of the CDBG grant program, which includes activities such as updating the annual action plan; facilitating the citizen participation process; selecting, monitoring, evaluating, and reporting on projects and activities; and other compliance activities as required by HUD.

Objective category: Suitable Living Environment Decent Housing Economic Opportunity
Outcome category: Availability/Accessibility Affordability Sustainability

Location/Target Area

Support activities city-wide

Street Address: 1049 State Avenue

City, State, Zipcode: Marysville, WA 98270

Objective Number N/A	Project ID
HUD Matrix Code 21A	CDBG Citation 24 CFR 570.206
Type of Recipient Local Government	CDBG National Objective N/A
Start Date (mm/dd/yyyy) 07/01/2013	Completion Date (mm/dd/yyyy) 06/30/2014
Performance Indicator N/A	Annual Units N/A
Local ID	Units Upon Completion N/A

Funding Sources:

CDBG	\$43,600.00
ESG	
HOME	
HOPWA	
Total Formula	
Prior Year Funds	
Assisted Housing	
PHA	
Other Funding	
Total	\$43,600.00

The primary purpose of the project is to help: the Homeless Persons with HIV/AIDS Persons with Disabilities Public Housing Needs

Update
Index #9

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: April 8, 2013

AGENDA ITEM: PA13004 – <i>Smokey Point Master Plan</i> Industrial Design Standards Amendments	AGENDA SECTION: New business	
PREPARED BY: Angela Gemmer, Associate Planner	APPROVED BY:	
ATTACHMENTS: 1. PC Minutes, dated 1/8/13 and 2/26/13 2. Letter from Bill Binford, dated 2/26/13 3. PC recommendation 4. Adopting Ordinance	MAYOR	CAO
	BUDGET CODE:	
BUDGET CODE:		AMOUNT:

DESCRIPTION:

The Planning Commission (PC) held a Public Hearing on February 26, 2013 to review proposed amendments to Chapter 9, *Design Guidelines*, of the *Smokey Point Master Plan*. The proposed amendments are intended to strengthen the architectural design standards within the *Smokey Point Master Plan* area so that, when development occurs in this area, it will be cohesive and of high quality similar to industrial centers in the SW Everett Paine Field Subarea and Bothell's Canyon Park. Proposed changes include, but are not limited to, the following:

- Strengthened language on screening of service areas and mechanical equipment;
- Clarification of pedestrian building access requirements;
- Requirement to provide physical modulation of walls longer than 60 feet which are visible from streets and public areas; and
- Building material standards to promote use of durable and quality materials.

The PC held a public workshop on January 8, 2013 and a duly advertised public hearing on February 26, 2013 to review the proposal, and received testimony from staff. A letter regarding the proposal was received during the hearing; no other testimony from the public was received. Following the public hearing, the PC made a motion to recommend the proposed amendment to Marysville City Council for adoption by ordinance.

RECOMMENDED ACTION:

Affirm the PC's Recommendation and adopt amendments to *Smokey Point Master Plan*, Chapter 9, *Design Guidelines*, by Ordinance.

COUNCIL ACTION:



MARYSVILLE PLANNING COMMISSION

January 8, 2013

7:00 p.m.

City Hall

CALL TO ORDER

Chair Leifer called the January 8, 2013 meeting to order at 7:04 p.m. noting the excused absence of Steve Lebo.

Chairman: Steve Leifer

Commissioners: Jerry Andes, Roger Hoen, Kelly Richards, Marvetta Toler, Kay Smith

Staff: CAO Gloria Hirashima, Associate Planner Angela Gemmer, Recording Secretary Amy Hess

Absent: Steve Lebo

APPROVAL OF MINUTES:

November 27, 2012

Motion made by Commissioner Smith, seconded by Commissioner Richards to approve the November 27, 2012 meeting minutes as presented. Motion carries, (5-0) with Commissioner Toler abstaining as she was not present.

NEW BUSINESS:

Manufactured Home Park – Court of Appeals Decision:

CAO Hirashima reviewed decision of the Court of Appeals related to rezones of Mobile Home Parks. She briefed the newer commissioners on how the process had gone back in 2010. CAO Hirashima also explained a push for preservation of mobile home parks and mobile home park owners in the recent past. Zoning regulations were looked at and passed to preserve the mobile home park lifestyle. She explained the inventory and the assessment that had been done of each of the City's mobile home parks and the process used to designate which parks would be preserved.

Chair Leifer noted that there was a sort of task force in place during this process a couple of years ago that involved park owners, park owner legal counsel, park residents, and staff. All of the information gathered from multiple meetings of these groups was melded into the Ordinance.

Smokey Point Master Plan – Proposed Revisions to Design Standards

Ms. Gemmer overviewed the Smokey Point Master Plan that had been adopted a couple of years ago and what it entailed. Recently, two elements of the plan were looked at more closely to see if they were strong enough. She had done some research in regards to the street design and architectural design standards. Comparisons had been done to SW Everett/Paine Field Subarea as well as Bothell's Canyon Park Subarea Industrial Zone. She described the differences in standards of those two areas in comparison to the SPMP. There were some suggested changes to our standards based on what had been working in other areas. CAO Hirashima added that we had a great opportunity to make these changes now as development had not taken place yet.

Chair Leifer questioned whether there was any allowance for storage of commodities and what screening requirements were in place. Ms. Gemmer responded that she would contact the two jurisdictions she had researched and get some more detail. CAO Hirashima added that she had driven through these areas and had never noticed piles of commodities stacked up; at least not visible from the street side. Chair Leifer wanted to make sure that a type of manufacturer such as decorative stone or aluminum boats could showcase their product where it is being manufactured. Chair Leifer added that he felt that the road standards currently in place are pretty high standards. CAO Hirashima concurred.

Commissioner Hoen wanted to know if there was any attempt to coordinate with Arlington to achieve a uniform look all the way up. Ms. Hirashima responded that at this point, that had not occurred and was difficult to do. The goal was to get what the City wanted rather than just getting what they get since development had not taken place. Chair Leifer noted that we needed to be careful not to price ourselves out of the market. Commissioner Toler did not feel that that would happen. Ms. Gemmer replied that the goal was not to be prohibitive, but to achieve a certain objective. She added that many of the proposed changes were in place for all other zones throughout the City and the suggested changes would bring this area in line with those.

COMMENTS FROM COMMISSIONERS:

Commissioner Andes questioned the new 156th overcrossing and whether or not any street lights were going to go in. He had heard complaints about how dark it is and had experienced the darkness himself, almost missing the turn. CAO Hirashima wasn't sure if lights were still coming or if they were waiting for final road alignment, but she would look into it.

ADJOURNMENT:

Motion made by Commissioner Smith, seconded by Commissioner Andes to adjourn the meeting at 8:13 p.m. Motion carries, (5-0).

NEXT MEETING:

January 23, 2013

A handwritten signature in blue ink, appearing to read "Amy Hess", is written over a horizontal line.

Amy Hess, Recording Secretary



MARYSVILLE PLANNING COMMISSION

February 26, 2013

7:00 p.m.

City Hall

CALL TO ORDER

Chair Leifer called the February 26, 2013 meeting to order at 7:02 p.m. noting the absence of Roger Hoen.

Chairman: Steve Leifer

Commissioners: Jerry Andes, Steve Lebo, Marveta Toler, Kay Smith, Kelly Richards

Staff: Senior Planner Chris Holland, Associate Planner Angela Gemmer, and Recording Secretary Amy Hess

Absent: Roger Hoen

APPROVAL OF MINUTES:

February 12, 2013

Motion made by Commissioner Andes, seconded by Commissioner Lebo to approve the February 12, 2013 meeting minutes as presented. Motion carries, (5-0).

PUBLIC HEARING:

Smokey Point Master Plan Design Guidelines Amendments:

Mr. Holland discussed a letter submitted for the Public Hearing from Bill Binford, a representative of land owners in the Smokey Point area, and summarized the concerns Mr. Binford expressed in the letter. Ms. Gemmer began a summary of the proposed revisions to the Smokey Point Master Plan area. She described the goals of the proposed amendments, which included a cohesive and quality architectural design. Comparisons were done with the SW Everett/Paine Field Subarea and Bothell's Canyon Park. Ms. Gemmer then overviewed the details of each proposed amendment. She discussed the pre-fabricated building prohibition that was included.

Commissioner Toler questioned where "durable" was described in the code. Ms. Gemmer replied that it is a subjective word, but that a dictionary definition would be relied upon and ultimately it would be up to the director if it were to be questioned. There was discussion on how this term would affect the particular materials pointed out in the letter from Mr. Binford. Mr. Holland added that the intent is not to be cost prohibitive, but to provide for a quality and

aesthetically pleasing look and referred to SW Everett/Paine Field and Canyon Park examples. Commissioner Toler questioned if a field trip or photos could be provided to take a look at some examples of high quality industrial parks and give the Commission a better idea of what staff was looking for. Mr. Holland responded that a field trip was in the works.

Commissioner Andes questioned Mr. Binford's letter, and whether the guidelines in place and those proposed would make it cost prohibitive to develop in this area. Mr. Holland didn't feel that the changes being proposed would cause the area to be undesirable or too expensive to develop. He noted that other issues such as lack of fiber optic and storm water and drainage issues were probably more prohibitive at this point but that the city is working to address some of those issues.

Chair Leifer questioned if an outright exclusion of metal buildings was appropriate at this time. He felt that metal buildings could be very aesthetically pleasing, if done right, and wondered if outright excluding them was appropriate given their cost saving capability. Ms. Gemmer responded that metal buildings were not completely excluded, the prohibition was aimed at pre-fabricated metal buildings; adding that a variance could be allowed. Mr. Holland added that the corners, pedestrian access and the like would be subject to the guidelines, but that the entire building would not be subject to those guidelines. Chair Leifer replied that with Mr. Holland's explanation, this didn't appear to pose a problem.

Commissioner Lebo questioned if these particulars would be discussed on a case by case basis once development began. Mr. Holland responded with an example of some acreage that had been developed in the area recently and outlined the process it followed.

Commissioner Lebo felt that the proposed changes were very clean and well thought out.

Chair Leifer discussed space needed to maneuver big rigs and being mindful not to disallow certain types of accessibility which would create increased costs for the developer. He did not want loading requirements to end up costing a developer more in having to create larger parking areas because of restrictions in place based on design standards. He suggested adding language that would note where it would be appropriate on the smaller arterials for loading areas. Ms. Gemmer explained that the intent was to have parking for customers in front of the building and reserving the rear of the building for loading activities. Mr. Holland explained what portions of the code would allow for truck maneuverability.

Motion made by Commissioner Richards to recommend the proposed code amendments as written to Council for approval, seconded by Commissioner Toler. Motion carries, (6-0). Commissioner Lebo added that he really liked the proposed changes and was excited to see development in this area.

Seeing no one in the audience, Chair Leifer closed the public hearing.

OLD BUSINESS:

Chapter 22C.110 MMC Temporary Uses:

Mr. Holland described the concerns that the Commissioners had at the first workshop and discussed how he had addressed these; including the allowance of temporary real estate offices with no sunset clause. He then discussed the security provisions that would be

required for transitory accommodations and how it would be instituted; on an as needed basis. The issue of registering sex-offenders utilizing these types of accommodations lay with the offender individually, not with the City or the entity hosting the accommodation. Lastly, Mr. Holland explained that there would be no difference in how a religious organization would be treated in comparison to a private group when it came to hosting these types of accommodations. Chair Leifer wondered if it was appropriate for the city to be completely indemnified of any responsibility when it comes to housing the homeless as this is a very important issue. Mr. Holland responded that he didn't feel these requirements were intended for the City to "wash its hands" of transitory accommodations, but what it did was to put standards and protections in place in case these types accommodations were to show up. Mr. Holland also added that through the CDBG and other programs, the City was making attempts to aide these populations. Commissioner Lebo felt that these guidelines were enabling the city to keep order, not prohibit housing assistance or these types of accommodations. Mr. Holland stated that if Planning Commissioners approved of the proposal, a Public Hearing would be scheduled for March 12, 2013.

NEW BUSINESS:

Residential Site & Building Design Standards:

Ms. Gemmer discussed the proposed changes and noted that the existing standards had been in place for quite some time. She described the intent of each proposal and the details of each. The standards were not intended to be overly rigid. Chair Leifer was concerned about the language about entrances "facing the street". He questioned how entrances could meet these standards with interior streets. There was further discussion regarding the 50% restriction to street parking.

Commissioner Toler questioned the primary building entrance requirements and how it applied. Ms. Gemmer replied that it applies to multi-family developments. Commissioner Toler felt that having the primary entrance of a multi-family development facing the street was a good idea for emergency situations as well as for aesthetic and safety reasons.

Chair Leifer had concerns about the proposed lighting restrictions. He was concerned about the rigidity of the language regarding visible light and property lines. Ms. Gemmer responded that the intent was not to prohibit seeing the light, but to limit staring directly at the light source itself. Mr. Holland and Ms. Gemmer noted that they would adjust the language to be less prohibitive. Ms. Gemmer described that the intent of the lighting standards was to improve safety and security.

Chair Leifer requested clarification of the requirements of Item 6 (c). Ms. Gemmer responded that if a design meets requirements of one section, it could potentially satisfy another section of the standards.

Commissioner Richards questioned what the restrictions were on the use of chain-link fencing. Ms. Gemmer responded that the goal was to limit use of chain-link fencing, but not applicable in single family homes. Commissioner Richards pointed out that this type of fencing is very secure and also widely used.

Commissioner Andes questioned the requirement of landscape screening 60% of walls within 3 years and how this would be enforced. Ms. Gemmer described that there is an allowance for 2 growth seasons for this requirement to be met. Mr. Holland described some examples of how this standard would be enforced and gave examples of plans that had been approved; including plant size and density requirements. It was not a standard that is really enforceable, but a more of a goal.

Commercial Site & Building Design Standards:

Ms. Gemmer described the proposed changes and additions to this section of building standards. There was discussion regarding materials and colors. The intent was to have variation in materials and or color. Commissioner Andes questioned how restrictive these standards would be on a 40 foot wide lot in a downtown commercial zone. He was concerned with how forcing these standards might not fit with the surrounding buildings and neighborhood. He wondered if there could be language added regarding smaller Commercial lots. Ms. Gemmer responded that there was some language in section 3 about adjoining properties and neighborhood character. Any new development would be required to adhere to the existing design standards.

Chair Leifer felt that some sort of flexibility should be included in the code for smaller lots that don't really fit with the typical commercial site standards. Mr. Holland responded that many of these situations could be handled by an administrative variance or deviation. He noted that conditions could be added as well on a case by case basis.

Multi-Family Open Space Recreation Space:

Ms. Gemmer described the proposed changes and additions to this section of code. The open space requirement would allow for more flexibility. Mr. Holland explained that the goal was to allow for higher density in-fill in the downtown area. Chair Leifer noted that there was overlapping language in each of these sections. He thought that the real intent needed to be decided upon made clear. He gave some examples of how much room the open space requirements actually use in a real-life situation. Mr. Holland agreed that it would be good to look at the existing standards and the proposed and see really what was happening based on the requirements. Chair Leifer thought there was some confusion in the language on what standards applied to what type of development. Mr. Holland agreed that there was some confusion in the language and that it could be adjusted to be clearer.

Commissioner Andes questioned why rooftop open areas would not be included for open space requirements. He felt that there should be at least a partial allowance. Mr. Holland responded that he would go back and look at this. Chair Leifer thought Commissioner Andes made a good point.

There was further discussion regarding fencing requirements. Mr. Holland stated that he would take another look at fencing requirements.

Mr. Holland noted that there were two Public Hearings scheduled for the next meeting; the Temporary Use Code update and the Manufacturing Industrial Centers Comp Plan Amendment. He also noted that he would be bringing back information on some of the concerns that had been brought up tonight for a couple more workshops.

ADJOURNMENT:

Motion made by Commissioner Richards, seconded by Commissioner Lebo to adjourn the meeting at 8:51 p.m. Motion carries, (6-0).

NEXT MEETING:

March 12, 2013



Chris Holland, Planning Manager, for
Amy Hess, Recording Secretary

C. W. (Bill) Binford
6513 132nd Ave NE, #345
Kirkland, WA 98033
425-891-6633
bbinford@venturepacific.com

February 26, 2013

Marysville Planning Commission
1049 State Avenue
Marysville, WA 98270 email to: jamoureux@marysvillewa.gov

Subject: Planning Commission Meeting 2/26/13
 Agenda Item III-Public Hearing Testimony
 Smokey Point Master Plan amendments

Dear Planning Commission Members:

On behalf of Steiner Farms LLC, I am submitting comments in response to the subject Public Hearing.

Steiner Farms LLC owns 182 acres of property located at 16015 51st Ave NE. in the Smokey Point Master Plan area. This property constitutes the single largest tract of land under common ownership in the area affected by this plan.

We have not had the chance to fully review the proposed amendments to the Smokey Point Master Plan, but urge the city to consider the following:

Marysville's distance from the core of the metropolitan Seattle area has been a detriment to industrial development. End user companies wishing to venture this far out of the metropolitan area expect lower cost rents for their buildings as offset for the additional transportation costs to move their products.

In addition, competing industrial land on the Tulalip reservation will pose stiff competition for Marysville in the future.

Therefore, it is very important to keep development costs clearly in mind when establishing design guidelines for this area. Be cautious to not make the Design Guidelines for this plan overly onerous, because doing so will ultimately lead to higher development costs and higher rents. We are concerned that this area will not be able to compete with overly high rents for the foreseeable future.

While many of us personally prefer higher end development standards, please build flexibility into this plan and your building code so that the area can offer a range of price


Page 2 of 2

points in the industrial market place. Natural market forces will create this mix if allowed to do so. Properties closer to the major transportation corridors will typically develop with a higher use and can command higher rents, whereas properties farther away from those corridors cannot.

This would imply the need for regulations that allow for a range of building design types with higher end concrete and masonry exteriors with some wall and roof modulation to lower end product with metal siding. A strong market needs all types. Regulations for site work and site amenities can also significantly affect cost of development and rents. Case in point is Seattle's south industrial complex, Bellevue's Overlake area, Redmond's NW industrial area and the Kent/Auburn Valley industrial areas, all which allow a full range of development options and price points including metal buildings.

We believe that future demand will be driven by more cost effective design due to a highly competitive market place and challenging economic forces that define our world today.

Thank you for the opportunity to comment.


C. W. Binford, P.E., PMP
Owner Representative for Steiner Farms LLC

cc: Steiner Farms LLC



COMMUNITY DEVELOPMENT DEPARTMENT
80 Columbia Avenue ♦ Marysville, WA 98270
(360) 363-8100 ♦ (360) 651-5099 FAX

PC Recommendation – Smokey Point Master Plan, Design Guidelines Amendments

The Planning Commission (PC) of the City of Marysville, having held a public hearing on February 26, 2013 in review of a NON-PROJECT action amendment of the Marysville Municipal Code (MMC), proposing amendments to the MMC, Chapter 22C.060, Smokey Point Master Plan Area – Design Requirements, by amending Chapter 9, Design Guidelines, of the Smokey Point Master Plan, and having considered the exhibits and testimony presented, PC does hereby enter the following findings, conclusions and recommendation for consideration by the Marysville City Council:

FINDINGS:

- 1. The PC held a public work session to review the NON-PROJECT action amendments proposing adoption of the NON-PROJECT action Smokey Point Master Plan, Ch. 9 Design Guidelines amendments as described above, on January 8, 2013.
2. The proposal was submitted to the State of Washington Department of Commerce for 30-day expedited review on February 1, 2013, in accordance with RCW 36.70A.106.
3. The PC held a duly-advertised public hearing on February 26, 2013 and received testimony from city staff and the public.
4. At the public hearing, the PC reviewed and considered the Smokey Point Master Plan, Ch. 9 Design Guidelines amendments.

CONCLUSION:

At the public hearing, held on February 26, 2013, the PC recommended that City Council approve the Smokey Point Master Plan, Ch. 9 Design Guidelines amendments.

RECOMMENDATION:

Forwarded to City Council as a Recommendation of APPROVAL of the NON-PROJECT action known as Smokey Point Master Plan, Ch. 9 Design Guidelines amendments, an amendment to the Marysville Municipal Code, Chapter 22C.060, Smokey Point Master Plan Area – Design Requirements, this February 26, 2013.

By: [Signature]
Stephen Welfer, Planning Commission Chair

CITY OF MARYSVILLE
Marysville, Washington
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, AMENDING THE CITY'S MUNICIPAL CODE AND DEVELOPMENT REGULATIONS BY AMENDING MMC CHAPTER 22C.060, SMOKEY POINT MASTER PLAN AREA - DESIGN REQUIREMENTS, BY AMENDING CHAPTER 9, DESIGN GUIDELINES, OF THE SMOKEY POINT MASTER PLAN; AND AMENDING SECTION 22A.010.160 OF MMC CHAPTER 22A.010, GENERAL ADMINISTRATION, RELATED TO TRACKING AMENDMENTS TO THE CITY'S UNIFORM DEVELOPMENT CODE.

WHEREAS, the State Growth Management Act, RCW Chapter 36.70A mandates that cities periodically review and amend development regulations which include but are not limited to zoning ordinances and official controls; and

WHEREAS, RCW 36.70A.106 requires the processing of amendments to the City's development regulations in the same manner as the original adoption of the City's comprehensive plan and development regulations; and

WHEREAS, the State Growth Management Act requires notice and broad public participation when adopting or amending the City's comprehensive plan and development regulations; and

WHEREAS, the City, in reviewing and amending its development regulations has complied with the notice, public participation and processing requirements established by the Growth Management Act, as more fully described below; and

WHEREAS, the City Council of the City of Marysville finds that from time to time it is necessary and appropriate to review and revise provisions of the City's municipal code and development code (MMC Title 22); and

WHEREAS, during public meetings on January 8, 2013 and February 26, 2013, the Planning Commission discussed the proposed amendments to the Smokey Point Master Plan;

WHEREAS, after providing notice to the public as required by law, on February 26, 2013, the Marysville Planning Commission held a Public Hearing on the proposed amendments to the City's development regulations; and

WHEREAS, on February 26, 2013 the Planning Commission made a Recommendation to the City Council recommending the adoption of the proposed amendments to the Smokey Point Master Plan by amending Chapter 9, Design Guidelines; and

WHEREAS, at a public meeting on _____, 2013, the Marysville City Council reviewed and considered the Planning Commission's Recommendation and proposed amendments to the development regulations; and

WHEREAS, the City of Marysville has submitted the proposed development regulation revisions to the Washington State Department of Commerce on February 1, 2013, as required by RCW 36.70A.106;

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

Section 1. Approval of Planning Commission's Recommendation and Adoption of Findings and Conclusions. The Planning Commission's February 26, 2013 Recommendation regarding the proposed development regulation revisions, including the Findings and Conclusions contained therein, as set forth in the attached **Exhibit "A"**, is hereby adopted and incorporated herein by this reference.

Section 2. Required Findings. In accordance with MMC 22G.010.500, the following findings are made regarding the development regulation amendments subject of this ordinance:

- (1) The amendments are consistent with the purposes of the comprehensive plan;
- (2) The amendments are consistent with the purpose of Title 22 MMC;
- (3) There have been significant changes in the circumstances to warrant a change;
- (4) The benefit or cost to the public health, safety and welfare is sufficient to warrant the action.

Section 3. The Smokey Point Master Plan is hereby amended by amending Chapter 9, Design Guidelines to read as set forth in attached **Exhibit "B"**.

Section 4. Section 22A.010.160, Amendments, of MMC Chapter 22A.010, General Administration, is hereby amended as follows by adding reference to this adopted ordinance in order to track amendments to the City's Unified Development Code:

"22A.010.160 Amendments.

The following amendments have been made to the UDC subsequent to its adoption:

<u>Ordinance</u>	<u>Title (description)</u>	<u>Effective Date</u>
_____	SPMP Design Guidelines Amendments	_____, 2013"

Section 5. Severability. If any section, subsection, sentence, clause, phrase or work 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 6. 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 _____, 2013.

CITY OF MARYSVILLE

By: _____
JON NEHRING, MAYOR

Attest:

By: _____

CITY CLERK

Approved as to form:

By: _____
GRANT K. WEED, CITY ATTORNEY

Date of Publication: _____

Effective Date: _____
(5 days after publication)

EXHIBIT B

Chapter 9 DESIGN GUIDELINES

9.1 PURPOSE

As discussed in Chapter 2 – Purpose and Intent, there are two levels of guidelines for the Master Plan. First, the range of infrastructure needed are identified and defined through **Development Guidelines**, specifically road networks, street designs, utilities, critical area mitigations, storm drainage systems, and airport compatibility. The **Design Guidelines** apply to all new construction and provide guidance on building and parking lot orientations, landscaping standards, architectural features, pedestrian facilities, pedestrian amenities, and signage.

The purpose of these design guidelines is to diverge from the traditional industrial building concepts to create a master planned commercial/light industrial/technology park that takes an unrelated collection of sites and builds a business district with complementary landscape, streetscape and architectural treatments.

9.2 ZONING AND SITE PLAN REQUIREMENTS

The Smokey Point MPA, has a zoning designation of Light Industrial (LI), except for a parcel zoned retail and where noted on the official zoning map. The underlying zoning Light Industrial will apply for permitted uses, lot coverage, building, setbacks, base landscaping requirements, required parking, and signage code standards. The following are applicable code sections, but applications are not limited exclusively to these sections. They are: *Marysville Municipal Code Chapter(s)* 22C.020, 22C.120, 22C.130, and 22C.160. 19.08, 19.12, 19.14, 19.16, 19.18, 19.20, and 19.42.

9.2.1 Site Plan Approval Process

A binding site plan is required that will demonstrate how the project meets the intent of the ~~zoning~~ Unified Development Code, the development guidelines, and the design guidelines. The means of pedestrian and vehicular parking lot circulation and building and entry orientation, must be approved by the City in accordance with the design guidelines as applied to the entire area of applicability as stated in this authority section.

9.3 RELATIONSHIP TO CONTEXT

Design guidelines that contribute to cohesiveness within an area are: landscape and streetscape treatments, vehicular circulation patterns, pedestrian circulation patterns, and architectural styles, forms, materials or colors. Physical continuity is also an important aspect. In the following sections, ways to achieve continuity in site design elements are discussed.

The Design Guidelines influence the cohesiveness of the business park internally by establishing the relationship to adjacent land uses, and to the City of Marysville through the following elements:

- Site Layout and Building Orientation

- External and internal road networks.
- Parking lot and building placement.
- Pedestrian and bike corridors.
- Building architectural elements.
- Landscaping.

9.4 SITE LAYOUT AND BUILDING ORIENTATION

There are a number of ways in which architectural and site design can avoid the traditional approach and support a cohesive business park with the following primary guidelines:

All buildings should present a “face” to the street, providing visual interest and a pedestrian scale to the building(s). On corner lots, if the code does not stipulate, the developer may negotiate with the City which street to “face.”

- Visitor and customer parking should be provided along the street, or in front of building entrances, while employee and vendor parking should be located behind or alongside the building.
- Service and storage areas will be located behind the buildings and screened from view from public streets.
- Where sites are adjacent, vehicular circulation should be coordinated to minimize curb cuts and access point to the public streets.
- The internal pedestrian networks within the master planned development should provide pedestrian linkages between the transit service points, pedestrian facilities and services.
- Views of and into the development from neighboring public streets should be considered, with the goal of making the development an attractive destination.
- Landscaping for new development should consider the existing landscaping of adjacent sites to provide continuity along the street fronts and augment the perimeter treatment.

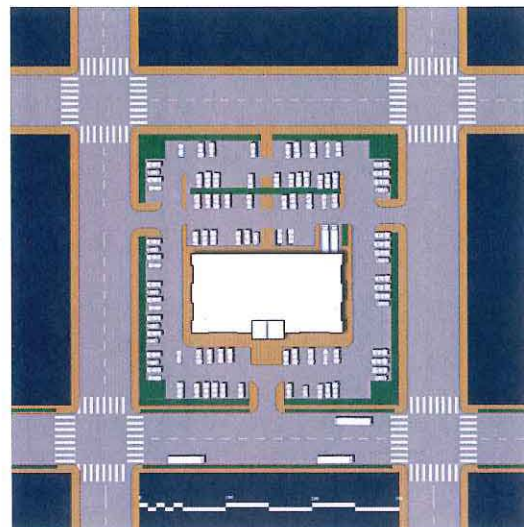
The following two graphics illustrate how industrial building and retail building layouts relate to the surrounding streets.

This generic site diagram illustrates the overall relationship between the building location and the parking layout within a site anticipated for office / light industrial / warehousing uses in the Smokey Point MPA.

The building faces the street, with the greatest architectural detail along the front façade. A minimum of parking is provided for guests and visitors immediately in front of the building, with clear access from the address street.

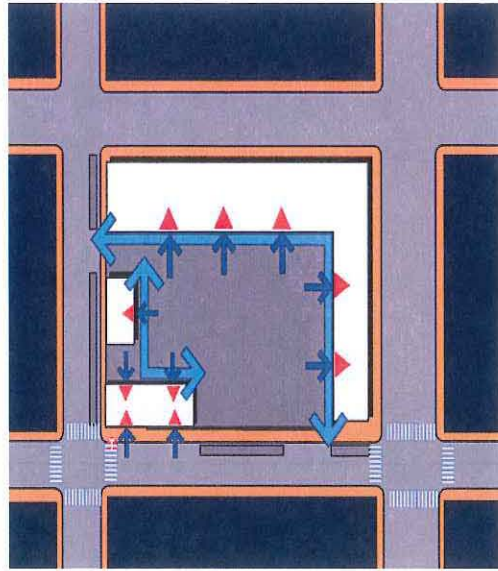
The majority of parking is behind the building, as is the loading and service area.

The site is encompassed by perimeter landscaping, while the landscaping along the address street is a continuation of the streetscape on adjoining sites and blocks.



Applicable Site Layout for limited Retail Development

Store entrances are the destination of customers leaving their vehicles. The example at right supplied a "ladder" style paint stripping to alert drivers of the pedestrian concentration at the store entrance. The example at the right provides parking immediately in front of the building, which lowers the number of pedestrians crossing busy access drives and provides a buffer between pedestrians on the sidewalk in front of the building and moving cars. When parking is provided in front of buildings, it is important to clearly designate "no parking" areas in front of building entrances to provide clear pedestrian access from the parking lot

**9.5 SERVICE AND LOADING AREAS**

Service areas for businesses consume a significant amount of land because of the high percentage of manufacturing and light industrial activities that require truck maneuvering and loading areas. While these areas are essential to the function of the facility, they can be located or screened to enhance the appearance of each site and the Smokey Point MPA in general. The type of manufacturing and light industrial facility and its orientation affects the visual appearance of commercial areas because of the design of the loading docks.

Design Guidelines – Service Areas

1. Service areas will be located behind buildings.
2. Service areas ~~shall~~ ~~should~~ be screened by landscaping, fences, or walls that obscure the operations from adjacent streets. "Screening" includes distance from street, location of on-site parking and other site landscaping.
3. Service courts are encouraged when the development includes multiple buildings.
4. Service courts are encouraged as shared facilities between sites or where they can be accessed for shared driveways.

Example of screening service areas with landscaping.



Example of screening service area with building layout.



9.6 VEHICLE CIRCULATION AND PARKING LOTS

Vehicle circulation and parking lots in the Smokey Point MPA will influence roadway design and layout, site configuration, and building locations. The circulation needs of maneuvering trucks and trailers will be an important influence in the overall look and feel of the individual site and the overall district. While the dimensions and characteristics of truck traffic will be a strong influence, the passenger automobile that delivers customers to the site and store as well as to employment in the office will be another significant portion of the experience in the area.

Design Guidelines - Access points

1. A designated truck and service vehicle access entrance / exit will be established with expanded turning radii. Access points will be subject to sight distance review.
2. A designated visitor and employee access entrance will be established that is not in close proximity to the truck and service vehicle entrance.
3. Access points between major development pads should be combined to minimized curb cuts while recognizing the need to provide adequate emergency access to each building. Left turns should be restricted to turn pockets on the following roads:
 - 152nd Street NE
 - 51st Avenue

Design Guidelines – Parking Lots

1. Visitor parking should be located in front of the building, near the building entrance.
2. Employee parking behind the building is encouraged.
3. Parking lots should be integrated with the landscape concept and pedestrian circulation.

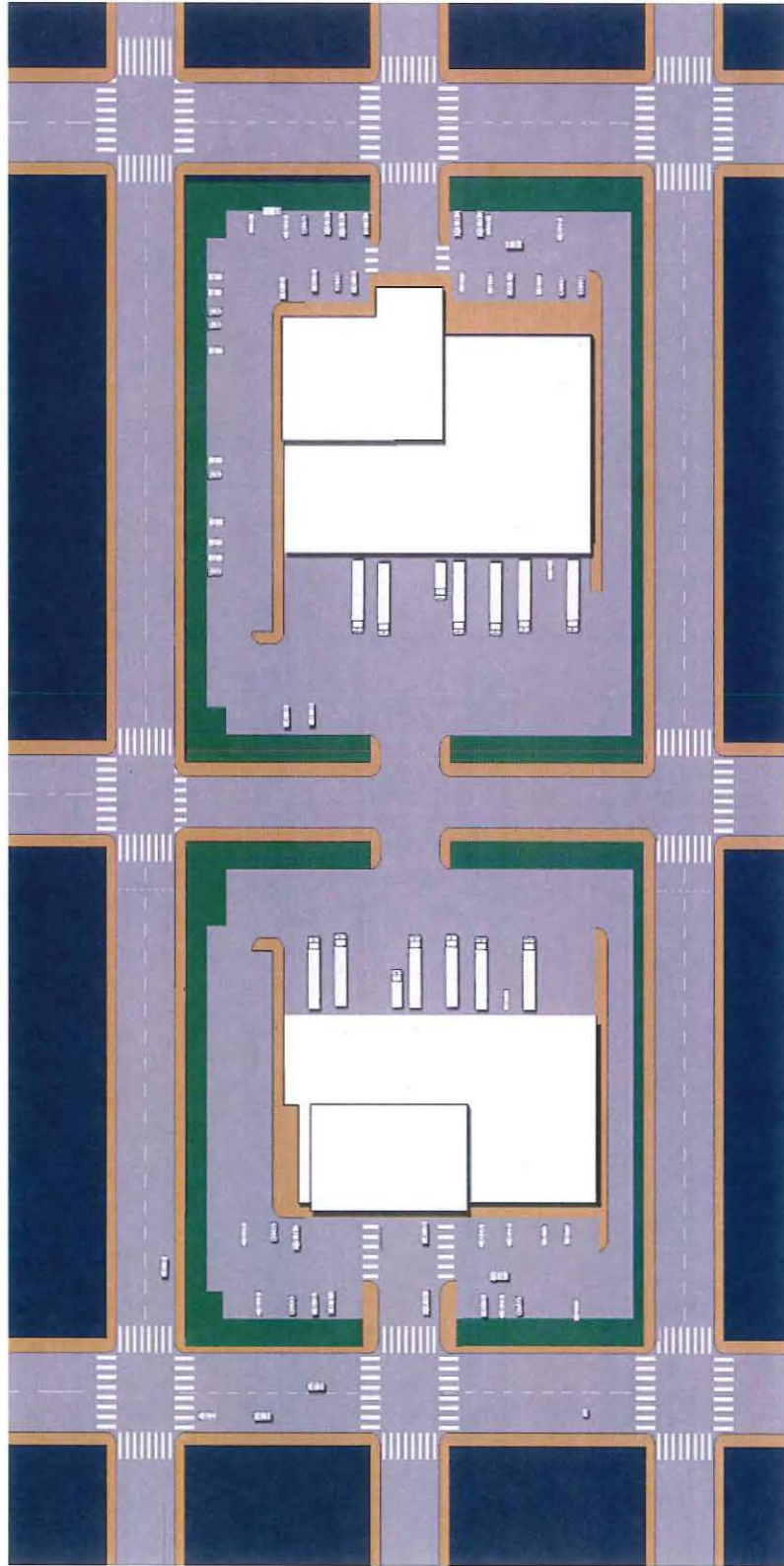


Example of Building and Parking Layouts with Service areas in the interior of the lot.

These site plans show a basic approach to site planning for light industrial / freight forwarding operations.

The truck maneuvering and loading docks are located behind the building, while visitor parking is directly off the address street. Employee parking is along the side of the building. Where possible, especially in multi-site developments, some streets should be dedicated to truck access (behind both buildings in this example).

Landscape buffers around the site should be used to screen the parking and trucks and create an "address" street where the businesses can benefit from a quality streetscape.



9.7 PEDESTRIAN CIRCULATION AND CORRIDORS

Pedestrians need an origin, a destination and a continuous network to move from one point to another or from the automobile to their destination. Pedestrians have three origins: the building where they work or shop, transit drop off or, more likely, their parked automobile. To allow pedestrians to move between buildings and the street, a complete and continuous pedestrian network must be provided that has pedestrian amenities and visual interest.

Pedestrian flows from the public street to private building entrances and between neighboring properties has been overshadowed in suburban areas by the volume of pedestrians walking from private parking areas to building entrances. Connections to the public pedestrian network will become more important as pedestrian densities increase due to changing land uses and increases in transit ridership.

Design Guidelines - Pedestrian

1. The public sidewalk network will be completed with each development and roadway improvement to connect all the destinations in the Smokey Point MPA.
2. Clear, convenient, and safe pedestrian circulation ~~shall~~ ~~should~~ be provided between public sidewalks and public building entrances.
3. Parking lot pedestrian crossings will be denoted by either stamped concrete or colored pavement within the first 500 feet of the building entrance. Painted pedestrian stripping may be used outside of the 500-foot perimeter around the building.
4. Pedestrian circulation through parking lots will be well marked.
5. Pedestrian circulation to the building entrances will be adequately sized and be provided with landscaping and weather protection where appropriate.
6. Where pedestrian routes cross parking lots or vehicle routes, they will be clearly identifiable with raised paving pathways. Pervious pavers to support infiltration are encouraged.
7. Buildings should clearly show the pedestrian entrance from the street and from the parking lot.

Creation of a pedestrian circle in the parking lot with integrated landscaping, softens the building and provides a safe area and connects the businesses to the public sidewalk.



A complete network of public sidewalks will encourage pedestrians to walk rather than drive. As the employment density increases in the area, more transit services will be warranted. Within the parking lots, clear paths for pedestrians should be installed to provide a safe, clear means to access the businesses.



This new development provides positive pedestrian connections between the public sidewalk and walkways in front of the building. The pedestrian link through the parking area features pedestrian lighting, landscaping and a slightly elevated, crowned surface within the parking area.



9.8 PEDESTRIAN AMENITIES

The extent and type of pedestrian facilities appropriate for a given development will depend on the nature of the development, the number of users and its proximity to other recreational features. Design review should consider area recreational features and development scale in determining location and extent of pedestrian amenities on the site. As employee recruitment becomes more competitive in emerging northwest businesses ranging from manufacturing to light industrial, investments in pedestrian facilities can provide great benefits to employees. Changing uses in leased spaces is the dilemma for developers in providing fixed pedestrian amenities. Fixed pedestrian facilities constructed in anticipation of tenants may go unused if the use changes at the end of the lease. Providing space for pedestrian amenities in optimal locations and supplying non-fixed seating, landscaping, and other features, may prove more successful.

Design Guidelines – Pedestrian/Employee Amenities

1. In addition to safe and durable walking surfaces, pedestrians should be provided with amenities such as benches, weather protected seating areas, covered walkways, and other features.

2. Accessible open space, maintained grass areas, and mini sports courts are encouraged.
3. Pedestrian amenities should be integrated into the site design.

This high tech industrial business in Bothell provides benches and tables and integrating the landscape planters with seating.



Pedestrian amenities such as these benches are most important in the retail areas. Pedestrian amenities can range from a landscaped plaza to something as simple as a picnic table or bench. They are most attractive to pedestrians when designed in conjunction with businesses and activities that generate pedestrian activity, such as espresso stands and public trails, and provide features such as protection from weather, noise and traffic.

Building arcades and colonnades are a good response to the Northwest rainy climate. In addition to providing shelter, they clearly define an area that is safe from vehicles.



Investments in pedestrian facilities or open space gathering area can provide great benefits. This modest facility is well used since it is important to provide a place for rest and relaxation for employees and visitors



9.9 ARCHITECTURAL CONCEPT

A strong architectural concept has both an aesthetic and an organizational component. The concept should convey the statement or image that the designer wants the building to communicate, and also provide clues as to how the building is to be used; for example, how pedestrians can reach their desired destination. In order to convey a clear message, sites with multiple buildings should also display design unity; individual buildings should reinforce the image of the complex as a whole.

Architectural composition is the design and arrangement of building elements. The composition conveys the architectural concept. In addition to function, the design, proportions and placement of elements should be visually pleasing. Typical components of the composition include the

design, proportions, and placement of windows, doors and other openings, the building base and cornice line, and the roof form(s) and its relationship to other elements within the overall composition.

The Costco Headquarters was built within the Pickering Park Business Park in Issaquah.

The building at right shows a unity of architectural composition, symmetry, a clear entrance and a formal design approach that fits well with its corporate headquarters image.



"Speculative" office development is developed to serve multiple tenants, where smaller spaces are needed. In the building at right, the architectural approach was to provide a less specific image.

This office building was developed without a specific tenant. In a speculative venture like this, convenient parking is necessary to attract tenants.



A strong architectural concept should also convey clear organization. For the user and the observer, the clarity of building organization is important to understanding where uses are located in the building and how to reach them. The exterior design gives cues as to where different uses are located.

Design Guidelines -Facades

1. The front façade of buildings ~~shall~~ **should** be designed to utilize elements such as massing, materials, windows, canopies, and pitched or terraced roof forms to create both a visually distinct "base" as well as a "cap."
2. The building façade that faces the public street will be articulated to reduce the apparent scale of buildings. Strong vertical and horizontal reveals, off-sets, and three-dimensional detail can be incorporated into building design to create shadow lines and break up flat surfaces.

This building exhibits façade with architectural features and definition for the primary entrance.



This building includes many elements that give the observer clues about scale. The doors, windows, and canopy all indicate how a human would “size up” when near this building. Modulating of the building plane and cornice and providing a variety of materials are effective techniques for providing interest to blank walls to the public, particularly when integrated with landscaping treatments.



9.10 SCALE IN DESIGN

There are multiple scales in building design. One aspect of scale refers to the size of a building relative to another building, or building element relative to other building parts. For example, it might be said of a multi-story building in a one-story retail area that the tall building is “out of scale” with its neighbors.

Another important scale consideration in building design is human scale. Human scale is the size of a building element or space relative to the dimensions and proportions of the human body. Achieving human scale in building design is particularly important in Smokey Point MPA because of the large size of the anticipated buildings.

Light industrial buildings in the Smokey Point MPA could be large, rectangular structures with flat wall surfaces. These buildings could work well for their primary purposes, but several design issues need to be addressed to provide a quality visual and pedestrian environment. Buildings, especially large buildings, need to relate to pedestrians. This can be accomplished by breaking down, or modulating, larger building forms (massing) providing building elements and landscaping that mediates between the scale of the structure and ‘human’ scale. A way to reach that relationship is the incorporation of building elements that are typically designated with pedestrians in mind - entries, canopies and arcades.

Design Guidelines Scale

1. The side façade of buildings should be designed to utilize elements such as color, materials, and / or landscaping to break up the size and scale of large side walls.
2. Integrate pedestrian scale concepts into the front façade of the building. Elements such as arcades, canopies, balconies, or extending smaller structures out from the main facade.
3. Design the building massing so the taller or bulkier portions are less visible from public streets and sidewalks.

**9.11 WALL MODULATIONS**

The internal functions of buildings often require walls without penetrations or breaks in the plane of the façade. If appropriate, these blank walls should be placed in areas of the site not visible to the public (public streets and private land adjacent to public right-of-way). However, when walls of large structures are visible to the public, the impact of large expanses of blank walls can be minimized by modulation.

Modulation involves recessing and / or projecting portions of the façade of a building within specified intervals of building width and depth, as a means of breaking up the apparent bulk of a structure's continuous exterior walls.

Design Guidelines Walls

Walls visible from streets and public areas shall be designed to prevent long, unmodulated planes. Design techniques which may be utilized include, but are not limited to, the following:

1. Walls should be provided with Provision of bends, recesses or projections in the walls; ~~to reduce long un-modulated planes;~~ provided, that all walls visible from streets or public areas that are 60 feet or longer shall be modulated. The minimum modulation depth shall be no less than five feet; the minimum modulation length shall be no less than 15 feet; and the maximum modulation length shall be no more than 60 feet. Alternative methods of modulation may be utilized if the Planning Director determines that the alternative methods will result in an equivalent or superior modulation of the walls.
2. ~~Long planes of flat walls should be enhanced with~~ Provision of patterns, changes in colors, artwork or murals, and breaks in materials to enhance the appearance of flat walls.

2.3. ~~or an~~ **A** alternative proposals may be approved by the Planning Director if the design meets the intent of these design guidelines.

The effect of the modulation may be enhanced with a change of materials or color, texture, or windows.



Modulation to break up long horizontal surfaces can be achieved with bay windows, recessed or projected entry features, structural bays that are accented on the exterior of the structure, or repeated 'storefronts' along the ground floor of the façade.



Modulation of the façade from the cornice to the ground to can be achieved by incorporating balconies, horizontally-oriented recessed windows, added emphasis on spandrel panels, long landscape planters or other features that project or recess from the main plane of the façade.



9.12 ROOFLINE

The horizon line, where the sky meets the ground, is one of the most important features in the visual environment. The horizon in the Pacific Northwest, with skylines of hills, mountains and water, is much more interesting than that of a flatter horizon. In the same way, the horizontal rooflines of light industrial structures, with simple flat horizons, are less interesting than other, more complex rooflines in the Smokey Point MPA.

Design Guidelines Roofline

1. The roofline of the main façade in large buildings should be broken into several planes.
2. Building elements that protrude above a long horizontal façade can be used to interrupt the cornice.

9.13 BUILDING ELEMENTS, DETAILS AND MATERIALS

Architectural elements are the “pieces” that make up an architectural composition, or the building form, of a building. The elements can include such features as the roof form, entries, an arcade, porch, columns, windows, doors and other openings. The architectural “parts” of a building must be related to the “whole.” Architectural elements such as roof forms, entrances, arcades, porches, columns, dormers, doors and windows must be appropriately scaled and well-proportioned in relationship to the whole building.

Design Guidelines - Architectural Elements

1. The forms of the architectural elements of a building should be consistent with the overall architectural approach or theme.
2. The architectural elements should maintain balance and proportion between themselves and within the overall composition.

Design Guidelines – Materials

1. Building materials shall be constructed of durable, quality and easily maintainable materials.
2. Large areas of rough-cut wood, wide rough-cut lap siding, or large areas of T-111, plywood, or similar materials are prohibited. Vinyl siding is prohibited on the ground floor of commercial buildings.
3. Metal siding must have visible corner molding and trim, and a matte finish.
4. Pre-fabricated metal buildings with corrugated metal siding are prohibited.
5. Exterior building materials are prohibited from projecting or reflecting natural or artificial glare onto public streets.

9.14 DETAILS

Architectural or building details refer to the minor building elements that contribute to the character, or architectural style of the structure, and may include moldings, mullions, rooftop features, the style of the windows and doors, and other decorative features. Architectural details that are used to articulate the structure may also include reveals, battens, material joint lines, and other three dimensional details that create shadow lines and break up the flat surfaces of a façade.

Design Guidelines - Architectural Detail

1. Buildings should be designed with an appropriate scale of detailing to match how the building is experienced.
2. The architectural details of industrial elements (loading area, generators, exhaust vents or pipes, etc.) should match the materials and forms of the overall architectural approach.

**9.15 MECHANICAL SCREENING**

Roof mounted mechanical equipment for heating, ventilating, and air conditioning can be a significant feature of the building design. Unscreened air handling equipment can detract from the architectural design if visually prominent. To avoid the visually detrimental appearance of this equipment, as well as antennas, satellite dishes and other equipment, several techniques should be employed to obscure their presence.

Design Guideline – Mechanical Screening

Mechanical equipment shall be screened. Screening techniques which may be utilized include, but are not limited to, the following:

1. Provision of sStructures ~~should be provided~~ that screen the equipment.
2. Roof forms ~~to should~~ enclose the equipment.
3. Placement of tThe equipment ~~should be placed~~ so that it is not visible from public areas and neighboring sites.

9.16 UTILITIES

Treated similarly to service and loading areas, above grade utility boxes and trash receptacles in business areas will be screened.

Design Guidelines – Utilities Standard

1. Utilities should be located behind buildings except where prohibited by purveyors.
2. Utilities should be screened by landscaping, fences, or walls that obscure the operations from adjacent streets.
3. Utilities, such as meters and switch boxes, should be placed behind walls or screened by landscaping.

These trees serve two purposes, screening a loading area and screening utility vaults.



9.17 SURFACE STORMWATER DETENTION FACILITIES

As discussed in Chapter 7 – Drainage, site planning considerations to accommodate rainfall and runoff in the northwest must include site features such as drainage, detention, and water quality treatment facilities. In developing site plans for new development, the volumes and flows of surface storm water determine the size of detention and water quality treatment facilities. Good site planning integrates these facilities into the overall site concept.

Design Guidelines – Stormwater facilities

1. Stormwater facilities and Low Impact Development concepts will be integrated and support the preferred basin concepts adopted by the City of Marysville.
2. Stormwater facilities should be integrated into the site concept to provide visual amenity.
3. Stormwater infiltration facilities (paved pedestrian pathways) are encouraged and should be integrated within the landscaping concept for parking lots and site perimeters
4. Rain gardens, vegetated roofs, and use of roof water for irrigation are encouraged for Low Impact Development techniques.

Update
Index #10

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: April 8, 2013

AGENDA ITEM: Chapter 22C.110 MMC, <i>Temporary Uses</i> PA 12-037	AGENDA SECTION: New Business	
PREPARED BY: Chris Holland, Planning Manager <i>CH</i>	APPROVED BY:	
ATTACHMENTS: 1. RCW 36.01.290 2. PC Workshop Minutes (02.12.13 & 02.26.13) 3. PC Public Hearing Minutes (03.12.13) 4. Adopting Ordinance, including: • Exhibit A – PC Recommendation • Exhibit B – <i>New Chapter 22C.110 MMC</i> • Exhibit C – Amendments to MMC 22G.030.020	MAYOR	CAO
	AMOUNT:	

DESCRIPTION:

In 2010, the Washington Legislature passed Ch.175 (ESHB 1956) codified as RCW 36.01.290 (attached) which authorized religious organizations to host temporary encampments for homeless persons on property owned or controlled by a religious organization. The legislation grants broad authority to religious organizations to provide shelter or housing to homeless persons on property owned or controlled by such organizations. It prohibits local governments from enacting an ordinance or regulation that imposes conditions other than those necessary to protect the public health and safety. It also prohibits the imposition of permit fees in excess of the actual costs associated with the review and approval of homeless housing encampments.

The Planning Commission (PC) has recommended approving amendments to Chapter 22C.110 MMC, *Temporary Uses*, including a new *Transitory Accommodations* section, located in MMC 22C.110.050. The new transitory accommodations section includes a permit process and performance criteria for homeless housing encampments in order to protect the public health and safety of Marysville residents. The PC is also recommending adoption of a nominal \$500 permit processing fee for transitory accommodation permits.

RECOMMENDED ACTION:

Affirm the PCs recommendation, repealing Chapter 22C.110 MMC in its entirety, adopt a **NEW** Chapter 22C.110 MMC, *Temporary Uses*, and amend the general fee structure in MMC 22G.030.020.

COUNCIL ACTION:

RCW 36.01.290**Temporary encampments for the homeless — Hosting by religious organizations authorized — Prohibitions on local actions.**

(1) A religious organization may host temporary encampments for the homeless on property owned or controlled by the religious organization whether within buildings located on the property or elsewhere on the property outside of buildings.

(2) A county may not enact an ordinance or regulation or take any other action that:

(a) Imposes conditions other than those necessary to protect public health and safety and that do not substantially burden the decisions or actions of a religious organization regarding the location of housing or shelter for homeless persons on property owned by the religious organization;

(b) Requires a religious organization to obtain insurance pertaining to the liability of a municipality with respect to homeless persons housed on property owned by a religious organization or otherwise requires the religious organization to indemnify the municipality against such liability; or

(c) Imposes permit fees in excess of the actual costs associated with the review and approval of the required permit applications.

(3) For the purposes of this section, "religious organization" means the federally protected practice of a recognized religious assembly, school, or institution that owns or controls real property.

(4) An appointed or elected public official, public employee, or public agency as defined in RCW 4.24.470 is immune from civil liability for (a) damages arising from the permitting decisions for a temporary encampment for the homeless as provided in this section and (b) any conduct or unlawful activity that may occur as a result of the temporary encampment for the homeless as provided in this section.

[2010 c 175 § 2.]

Notes:

Findings -- 2010 c 175: "The legislature finds that there are many homeless persons in our state that are in need of shelter and other services that are not being provided by the state and local governments. The legislature also finds that in many communities, religious organizations play an important role in providing needed services to the homeless, including the provision of shelter upon property owned by the religious organization. By providing such shelter, the religious institutions in our communities perform a valuable public service that, for many, offers a temporary, stop-gap solution to the larger social problem of increasing numbers of homeless persons.

This act provides guidance to cities and counties in regulating homeless encampments within the community, but still leaves those entities with broad discretion to protect the health and safety of its citizens. It is the hope of this legislature that local governments and religious organizations can work together and utilize dispute resolution processes without the need for litigation." [2010 c 175 § 1.]

Intent -- Construction -- 2010 c 175: "Nothing in this act is intended to change

applicable law or be interpreted to prohibit a county, city, town, or code city from applying zoning and land use regulations allowable under established law to real property owned by a religious organization, regardless of whether the property owned by the religious organization is used to provide shelter or housing to homeless persons." [2010 c 175 § 5.]

Prior consent decrees and negotiated settlements for temporary encampments for the homeless not superseded -- 2010 c 175: "Nothing in this act supersedes a court ordered consent decree or other negotiated settlement between a public agency and religious organization entered into prior to July 1, 2010, for the purposes of establishing a temporary encampment for the homeless as provided in this act." [2010 c 175 § 6.]



MARYSVILLE PLANNING COMMISSION

February 12, 2013

7:00 p.m.

City Hall

CALL TO ORDER

Chair Leifer called the February 12, 2013 meeting to order at 7:02 p.m. noting the excused absence of Kelly Richards.

Chairman: Steve Leifer

Commissioners: Jerry Andes, Roger Hoen, Steve Lebo, Marvetta Toler, Kay Smith

Staff: Senior Planner Chris Holland, Senior Planner Cheryl Dungan, and Recording Secretary Amy Hess

Absent: Kelly Richards

APPROVAL OF MINUTES:

January 23, 2013

Motion made by Commissioner Smith, seconded by Commissioner Lebo to approve the January 23, 2013 meeting minutes as presented. Motion carries, (6-0).

NEW BUSINESS:

Transitory Accommodations:

Mr. Holland described the proposed amendment to the Transitory Accommodations in front of the commission. He described how the proposed amendment would expand upon the current, as well as the restrictions that would be placed on these types of establishments. He also discussed some of the proposed exemptions. The process for approval was overviewed which included applying for a permit and life, welfare and safety requirements to be in place.

Commissioner Hoen questioned whether participants would have their ID checked and have their backgrounds checked to determine whether or not any participants are sex-offenders. Mr. Holland responded that background checks were not run on every person, but that their ID's would be checked and Police could choose to run further checks. The police would be required to run a reasonable check of identification of individuals. Chair Leifer noted that the language did not correlate with what Mr. Holland had stated.

Chair Leifer questioned whether the ability for a religious organization to conduct one of these events has fewer requirements than a private individual. He thought that there were more restrictions being put on an individual than a church. Mr. Holland responded that he would check on this.

Commissioner Hoen was concerned about the appeals process. He thought it started out too high. Mr. Holland replied that all administrative decisions are made by the Director of the Department, and the next step would be the Hearing Examiner. Mr. Holland described the appeal process through the Hearing Examiner. Mr. Holland added that he would like to hold a Public Hearing in March if clarification and changes could be addressed by then.

Commissioner Andes questioned how a natural disaster would apply to these requirements. Mr. Holland replied that there was an emergency/disaster exemption.

Chair Leifer questioned whether there was the ability for temporary sales offices for home sales to be extended. Commissioner Toler thought that this was an extension that should be looked into as it was very common for developers to use temporary structures for sales rather than model houses. There was general consensus that an extension would be beneficial given the current market. Mr. Holland stated that he would bring a proposed extension with a new sunset clause back to the commission.

Manufactured Home Overlay Rezone Workshop:

Ms. Dungan began her presentation of the Mobile/Manufacture Home Park Rezone, which she noted was a repeat and meant to be a refresher. Ms. Dungan described what the rezone would actually do and what would and wouldn't be allowed. It basically put a process in place for rezoning to occur. There was discussion about building code requirements for new parks as well as existing parks and units. A standard rezone process takes approximately 4-6 months, stated Ms. Dungan. There was, however, the state requirement that tenants be given 12 months notice to vacate. There was general conversation about mobile home parks, park owner rights, homeowner rights, and what the rezone actually allowed and how it would affect different parties.

ADJOURNMENT:

Motion made by Commissioner Lebo, seconded by Commissioner Toler to adjourn the meeting at 8:22 p.m. Motion carries, (6-0).

NEXT MEETING:

February 26, 2013



 Amy Hess, Recording Secretary



MARYSVILLE PLANNING COMMISSION

February 26, 2013

7:00 p.m.

City Hall

CALL TO ORDER

Chair Leifer called the February 26, 2013 meeting to order at 7:02 p.m. noting the absence of Roger Hoen.

Chairman: Steve Leifer

Commissioners: Jerry Andes, Steve Lebo, Marvetta Toler, Kay Smith, Kelly Richards

Staff: Senior Planner Chris Holland, Associate Planner Angela Gemmer, and Recording Secretary Amy Hess

Absent: Roger Hoen

APPROVAL OF MINUTES:

February 12, 2013

Motion made by Commissioner Andes, seconded by Commissioner Lebo to approve the February 12, 2013 meeting minutes as presented. Motion carries, (5-0).

PUBLIC HEARING:

Smokey Point Master Plan Design Guidelines Amendments:

Mr. Holland discussed a letter submitted for the Public Hearing from Bill Binford, a representative of land owners in the Smokey Point area, and summarized the concerns Mr. Binford expressed in the letter. Ms. Gemmer began a summary of the proposed revisions to the Smokey Point Master Plan area. She described the goals of the proposed amendments, which included a cohesive and quality architectural design. Comparisons were done with the SW Everett/Paine Field Subarea and Bothell's Canyon Park. Ms. Gemmer then overviewed the details of each proposed amendment. She discussed the pre-fabricated building prohibition that was included.

Commissioner Toler questioned where "durable" was described in the code. Ms. Gemmer replied that it is a subjective word, but that a dictionary definition would be relied upon and ultimately it would be up to the director if it were to be questioned. There was discussion on how this term would affect the particular materials pointed out in the letter from Mr. Binford. Mr. Holland added that the intent is not to be cost prohibitive, but to provide for a quality and

aesthetically pleasing look and referred to SW Everett/Paine Field and Canyon Park examples. Commissioner Toler questioned if a field trip or photos could be provided to take a look at some examples of high quality industrial parks and give the Commission a better idea of what staff was looking for. Mr. Holland responded that a field trip was in the works.

Commissioner Andes questioned Mr. Binford's letter, and whether the guidelines in place and those proposed would make it cost prohibitive to develop in this area. Mr. Holland didn't feel that the changes being proposed would cause the area to be undesirable or too expensive to develop. He noted that other issues such as lack of fiber optic and storm water and drainage issues were probably more prohibitive at this point but that the city is working to address some of those issues.

Chair Leifer questioned if an outright exclusion of metal buildings was appropriate at this time. He felt that metal buildings could be very aesthetically pleasing, if done right, and wondered if outright excluding them was appropriate given their cost saving capability. Ms. Gemmer responded that metal buildings were not completely excluded, the prohibition was aimed at pre-fabricated metal buildings; adding that a variance could be allowed. Mr. Holland added that the corners, pedestrian access and the like would be subject to the guidelines, but that the entire building would not be subject to those guidelines. Chair Leifer replied that with Mr. Holland's explanation, this didn't appear to pose a problem. Commissioner Lebo questioned if these particulars would be discussed on a case by case basis once development began. Mr. Holland responded with an example of some acreage that had been developed in the area recently and outlined the process it followed. Commissioner Lebo felt that the proposed changes were very clean and well thought out.

Chair Leifer discussed space needed to maneuver big rigs and being mindful not to disallow certain types of accessibility which would create increased costs for the developer. He did not want loading requirements to end up costing a developer more in having to create larger parking areas because of restrictions in place based on design standards. He suggested adding language that would note where it would be appropriate on the smaller arterials for loading areas. Ms. Gemmer explained that the intent was to have parking for customers in front of the building and reserving the rear of the building for loading activities. Mr. Holland explained what portions of the code would allow for truck maneuverability.

Motion made by Commissioner Richards to recommend the proposed code amendments as written to Council for approval, seconded by Commissioner Toler. Motion carries, (6-0). Commissioner Lebo added that he really liked the proposed changes and was excited to see development in this area.

Seeing no one in the audience, Chair Leifer closed the public hearing.

OLD BUSINESS:

Chapter 22C.110 MMC Temporary Uses:

Mr. Holland described the concerns that the Commissioners had at the first workshop and discussed how he had addressed these; including the allowance of temporary real estate offices with no sunset clause. He then discussed the security provisions that would be

required for transitory accommodations and how it would be instituted; on an as needed basis. The issue of registering sex-offenders utilizing these types of accommodations lay with the offender individually, not with the City or the entity hosting the accommodation. Lastly, Mr. Holland explained that there would be no difference in how a religious organization would be treated in comparison to a private group when it came to hosting these types of accommodations. Chair Leifer wondered if it was appropriate for the city to be completely indemnified of any responsibility when it comes to housing the homeless as this is a very important issue. Mr. Holland responded that he didn't feel these requirements were intended for the City to "wash its hands" of transitory accommodations, but what it did was to put standards and protections in place in case these types accommodations were to show up. Mr. Holland also added that through the CDBG and other programs, the City was making attempts to aide these populations. Commissioner Lebo felt that these guidelines were enabling the city to keep order, not prohibit housing assistance or these types of accommodations. Mr. Holland stated that if Planning Commissioners approved of the proposal, a Public Hearing would be scheduled for March 12, 2013.

NEW BUSINESS:

Residential Site & Building Design Standards:

Ms. Gemmer discussed the proposed changes and noted that the existing standards had been in place for quite some time. She described the intent of each proposal and the details of each. The standards were not intended to be overly rigid. Chair Leifer was concerned about the language about entrances "facing the street". He questioned how entrances could meet these standards with interior streets. There was further discussion regarding the 50% restriction to street parking.

Commissioner Toler questioned the primary building entrance requirements and how it applied. Ms. Gemmer replied that it applies to multi-family developments. Commissioner Toler felt that having the primary entrance of a multi-family development facing the street was a good idea for emergency situations as well as for aesthetic and safety reasons.

Chair Leifer had concerns about the proposed lighting restrictions. He was concerned about the rigidity of the language regarding visible light and property lines. Ms. Gemmer responded that the intent was not to prohibit seeing the light, but to limit staring directly at the light source itself. Mr. Holland and Ms. Gemmer noted that they would adjust the language to be less prohibitive. Ms. Gemmer described that the intent of the lighting standards was to improve safety and security.

Chair Leifer requested clarification of the requirements of Item 6 (c). Ms. Gemmer responded that if a design meets requirements of one section, it could potentially satisfy another section of the standards.

Commissioner Richards questioned what the restrictions were on the use of chain-link fencing. Ms. Gemmer responded that the goal was to limit use of chain-link fencing, but not applicable in single family homes. Commissioner Richards pointed out that this type of fencing is very secure and also widely used.

Commissioner Andes questioned the requirement of landscape screening 60% of walls within 3 years and how this would be enforced. Ms. Gemmer described that there is an allowance for 2 growth seasons for this requirement to be met. Mr. Holland described some examples of how this standard would be enforced and gave examples of plans that had been approved; including plant size and density requirements. It was not a standard that is really enforceable, but a more of a goal.

Commercial Site & Building Design Standards:

Ms. Gemmer described the proposed changes and additions to this section of building standards. There was discussion regarding materials and colors. The intent was to have variation in materials and or color. Commissioner Andes questioned how restrictive these standards would be on a 40 foot wide lot in a downtown commercial zone. He was concerned with how forcing these standards might not fit with the surrounding buildings and neighborhood. He wondered if there could be language added regarding smaller Commercial lots. Ms. Gemmer responded that there was some language in section 3 about adjoining properties and neighborhood character. Any new development would be required to adhere to the existing design standards.

Chair Leifer felt that some sort of flexibility should be included in the code for smaller lots that don't really fit with the typical commercial site standards. Mr. Holland responded that many of these situations could be handled by an administrative variance or deviation. He noted that conditions could be added as well on a case by case basis.

Multi-Family Open Space Recreation Space:

Ms. Gemmer described the proposed changes and additions to this section of code. The open space requirement would allow for more flexibility. Mr. Holland explained that the goal was to allow for higher density in-fill in the downtown area. Chair Leifer noted that there was overlapping language in each of these sections. He thought that the real intent needed to be decided upon made clear. He gave some examples of how much room the open space requirements actually use in a real-life situation. Mr. Holland agreed that it would be good to look at the existing standards and the proposed and see really what was happening based on the requirements. Chair Leifer thought there was some confusion in the language on what standards applied to what type of development. Mr. Holland agreed that there was some confusion in the language and that it could be adjusted to be clearer.

Commissioner Andes questioned why rooftop open areas would not be included for open space requirements. He felt that there should be at least a partial allowance. Mr. Holland responded that he would go back and look at this. Chair Leifer thought Commissioner Andes made a good point.

There was further discussion regarding fencing requirements. Mr. Holland stated that he would take another look at fencing requirements.

Mr. Holland noted that there were two Public Hearings scheduled for the next meeting; the Temporary Use Code update and the Manufacturing Industrial Centers Comp Plan Amendment. He also noted that he would be bringing back information on some of the concerns that had been brought up tonight for a couple more workshops.

ADJOURNMENT:

Motion made by Commissioner Richards, seconded by Commissioner Lebo to adjourn the meeting at 8:51 p.m. Motion carries, (6-0).

NEXT MEETING:

March 12, 2013



*Chris Holland, Planning Manager, for
Amy Hess, Recording Secretary*

PLANNING
COMMISSION



MINUTES

March 12, 2013

7:00 p.m.

City Hall

CALL TO ORDER

Chair Leifer called the March 12, 2013 meeting to order at 7:02 p.m. noting the absence of Marvetta Toler.

Chairman: Steve Leifer

Commissioners: Jerry Andes, Roger Hoen, Steve Lebo, Kelly Richards, Kay Smith, Marvetta Toler (arrived at 7:05 p.m.)

Staff: Senior Planner Chris Holland, Cheryl Dungan, Associate Planner Angela Gemmer,

Absent: None

APPROVAL OF MINUTES:

February 26, 2013

Motion made by Commissioner Richards, seconded by Commissioner Andes, to approve the minutes as presented. Motion passed unanimously (6-0).

AUDIENCE PARTICIPATION:

None

PUBLIC HEARINGS:

Chapter 22C.110 MMC Temporary Uses

The hearing was opened at 7:03 p.m. Mr. Holland reviewed the amendments to Chapter 22C.110-MMC, *Temporary Use Code*. He stated he put together a draft ordinance with three exhibits for the review of the Planning Commission. Exhibit A is the draft recommendation. Exhibit B is the proposed amendments. Exhibit C is the amendment regarding the fee structures. Mr. Holland summarized the proposed amendments regarding *Exempted Temporary Uses* and *Permitted Temporary Uses*. The new section

regarding *Transitory Accommodations* provides a process for the City to allow something like a tent city while providing for the safety and welfare of the citizens. He generally reviewed the site performance criteria including the longevity (90 days), setbacks, screening, parking, and safety provisions. He also reviewed changes discussed at the last meeting relating to security provisions in section 6(c) and section 7 regarding indemnification.

Discussion:

Chair Leifer referred to item 12 in 22C.110.030 *Exempted Temporary Uses* and stated that he thought that the manufactured home should be allowed to remain on the site for the full length of the construction project. Ms. Gemmer noted that you could apply for an extension if needed. Mr. Holland stated that changes had been proposed for item 9, but not 12. He commented that they could add something to number 12 if desired. Commissioner Toler recalled that she had brought up the issue of mobile homes being used as offices for new construction sites. She wondered if that would be addressed in this code. Mr. Holland explained that was under a different section. After some discussion, there was consensus to leave the language in item 12 as it is.

Commissioner Hoen referred to item 7(d)(i) of 22C.110.050 regarding accommodations and commented that he didn't think the burden should be on the childcare facilities and schools, but instead should be on the organization putting in the transitory accommodations. Senior Holland noted that per the WAC, transitory accommodations cannot be disallowed, but certain procedures can be included for review and to make sure citizens are protected.

Commissioner Hoen referred to the required minimum insurance amount of \$1 million per occurrence/aggregate for personal injury and property damage as stated in section 7(c) of 22C.110.050. He asked if staff has information about the cost of providing that level of insurance. Mr. Holland said he did not have that information available. Commissioner Hoen discussed a campground he ran at the Gorge amphitheater where he learned about the Connie Francis factor which switched the liability to the innkeeper from the individual and caused insurance rates to dramatically increase. Mr. Holland stated that this is standard contract language for the City. Commissioner Toler thought a \$1 million rider would cost approximately \$100 a day and is a typical requirement for a one-day event to cover the public. Ms. Dungan concurred that this is typical of what is required by the City. Commissioner Toler suggested they ask the City Attorney if this is sufficient for this type of situation where people would be sleeping over.

Chair Leifer remarked that with all these regulations, there is not a great amount of incentive for any benevolent citizen/organization to want to jump into this sort of thing. Unfortunately, as it becomes more and more technical and involved, it becomes less and less likely that people will become involved.

Motion made by Commissioner Toler, seconded by Commissioner Richards, to recommend the adoption of the amendments to Chapter 22C.110 MMC, *Temporary Uses* as presented. Motion passed unanimously (7-0)

The Commission requested that additional information about insurance requirements be brought back for information purposes only.

The public hearing was closed at 7:26 p.m.

Manufacturing Industrial Centers Comp Plan Amendment

The hearing was opened at 7:27 p.m. Cheryl Dungan pointed out that copies of presentations regarding the *Marysville Waterfront Workshop Development Program and Recommendations* and the *Arlington-Marysville Manufacturing/Industrial Center* had been distributed to the Planning Commission.

She explained that a hearing was held previously to discuss establishing a Manufacturing/Industrial Center (MIC). This is a proposal to amend the Comprehensive Plan text to designate a local MIC as well as to help qualify for a future regional MIC jointly with the City of Arlington. Currently the Comprehensive Plan has some existing policies in place for centers, but staff felt some additional supplemental policies and establishing an actual boundary would be beneficial. The proposed amendments update goals and policies and discuss support for the future regional Marysville-Arlington MIC designation.

Discussion:

Chair Leifer referred to section III(a)(i) *Criteria and Standards* under *Land Uses* and asked why bodywork was excluded from this industrial zone. Ms. Dungan did not know why this would not be included. She suggested that they check the permitted use matrix. Mr. Holland looked in the City's Zoning Code and stated that the permitted use matrix is very broad in nature. Primary metal industries are allowed in both the Light Industrial and General Industrial zones. Fabricated Metal Products are allowed in the Business Park, Light Industrial and General Industrial zones. Motor Vehicle and Bicycle Manufacturing is allowed in the Light Industrial and General Industrial Zones. He stated it appears that body shops would be allowed in the industrial zones. There was consensus to strike the language prohibiting bodywork. Mr. Holland suggested checking to make sure this doesn't affect the uses allowed in the Smokey Pt. Master Plan boundary. Chair Leifer proposed that if it is allowed in the Smokey Pt. Master Plan, the exclusion should be stricken here. Staff concurred.

Commissioner Toler asked about section III *Industrial* under *Single Site Industrial* where it discusses uses that *might* be permitted. Ms. Dungan explained that this is existing language in the Comprehensive Plan. She explained that the Comprehensive Plan is a general guide for staff to develop a zoning code so it contains only general recommendations. Specifics are then laid out in the zoning code. She thought that in the actual zoning code, these uses are allowed.

Commissioner Hoen asked what spot developing is. Ms. Dungan explained that it is when a piece of property is developed out of character with the rest of the area. Mr. Holland further explained that spot zoning is also not allowed.

Commissioner Hoen referred to LU 16 regarding protecting small farms and agricultural uses in rural area and noted that this does not seem to be consistent with this plan. Ms. Dungan explained that it actually is consistent. Because the City has done a lot of annexations over the years, a Small Farm zone was developed. People can apply for this overlay zoning which is designed to offer small farms some protection from development adjacent to them.

Commissioner Hoen asked if there is anything that keeps the reservation from being part of the MIC so their development could be included in the jobs numbers. Ms. Dungan stated that they are not within the proposed boundary. She did not know if being on the reservation had anything to do with whether or not the Tribes could participate, but she thought they would be more of a retail center rather than a Manufacturing/Industrial Center.

Commissioner Toler asked what types of planes can land at the Arlington airport. Ms. Dungan replied that it could handle Lear jets and also B52's for firefighting. She wasn't sure if larger planes could be accommodated.

Commissioner Andes asked if Arlington's codes are similar to Marysville's. Ms. Dungan thought that they are fairly similar, but not identical. She is aware of Mixed Use zoning that Arlington has adopted in that area recently. The cities will be working together for the transportation system to make sure roads align and things like that. She reviewed the status of this process. Staff is pretty confident they will get the regional MIC zoning, but one of the biggest hurdles is the jobs number requirement of 10,000 jobs. Together they have approximately 4400 jobs, but there is a huge amount of capacity. They have the ability to be the second largest center in Snohomish County just behind Paine Field.

Chair Leifer then referred to section III(a)(i) *Criteria and Standards, Development Criteria* under *Planned Industry* and wondered why there would need to be an increase in buffers and open space. Ms. Dungan explained that what Chair Leifer was looking at was existing language in the Comprehensive Code which is not being proposed for change. Basically this was to guide staff in what the Zoning code should be.

Chair Leifer expressed concern about language regarding a requirement for a minimum of 80% non-retail in the MIC. He thought that this would interfere with the overall plan they have established with retail on the 152nd/156th Corridor and the 500-foot overlay they have on the Urban Corridor of State Avenue. Ms. Dungan concurred, but explained that this is PSRC criteria for a regional designation. More detail will be brought back as they move on in this process. She noted that 80% has to be manufacturing. Retail, unless it is associated with the businesses that are there, wouldn't be allowed in the MIC per PSRC criteria. Chair Leifer felt that people need to be able to access retail in this corridor. Ms. Dungan did not think it would entirely preclude retail development as this could be interpreted rather broadly. Chair Leifer summarized that they would need to continue working on this in the future. Staff concurred.

Commissioner Richards asked if we should switch the boundary over to keep Smokey Point out of the MIC. Ms. Dungan explained that they had expanded the boundary for existing jobs. Commissioner Richards suggested updating the map to include the 156th Street overcrossing. Staff concurred.

Mr. Holland summarized that in order to adopt a zoning code, the policies need to be included in the Comprehensive Plan. That is the reason for the broad language in the Comprehensive Plan.

Commissioner Toler indicated she was excited to see the MIC happen.

Chair Leifer noted that there was no one in the audience for the public hearing.

Motion made by Commissioner Richards, seconded by Commissioner Toler, to accept this as proposed and forward it to Council.

The hearing was closed at 7:55 p.m.

PREVIOUS WORKSHOP ITEMS:

Residential Site and Building Design Standards – DRAFT 2

Ms. Gemmer stated that the first proposed change was to make the orientation of the buildings more flexible than was proposed last time. For example, the primary building entrances do not need to be oriented toward the street if not feasible due to site conditions. Similarly, ground floor entries should be oriented toward the street, but different configurations are possible. The language used is *should* so it is not mandatory on ground floor entries, but dependent on different criteria.

On p.2, language was added to clarify the restriction that no more than 50% of the parking should be located between the building and a *public* street. Also, if there are multiple frontages, the restriction only applies to the road from which the main access is obtained.

In response to a concern by Commissioner Andes at a previous meeting, Mr. Holland pointed out that the existing language on page 2, section 3(a), deals with visual continuity between the proposed and existing development with respect to building setbacks, placement of structures, location of pedestrian and vehicle facilities and spacing from adjoining buildings. This is included in the language to ensure that we are looking at the surrounding areas.

On page 4, there had been some questions about lighting. Ms. Gemmer discussed research she had done with the Dark Sky Society in order to incorporate certain standards in this section. The language used is *should* so it will not be mandatory. She discussed some of the methods for achieving light control.

Finally, some language was added to clarify that if chain link fencing is integrated into the design of the site, it can be utilized. Mr. Holland pointed out that the actual section is under *Building Materials* and has more to do with the design of a building.

Chair Leifer thanked staff for being responsive to the issues raised by the Planning Commission.

Commercial Site and Building Design Standards – DRAFT 2

Angela Gemmer reviewed a change on page 3 at the bottom which clarifies that this applies when you are adjacent to a public street and only applies to the frontage where access is obtained. On page 4, section 3, Ms. Gemmer reviewed a change regarding visual continuity of infill structure(s) with existing structures when existing structures are consistent with the comprehensive plan desired community character. On page 7, the same lighting standards that were incorporated into the residential lighting standards were incorporated here.

Commissioner Lebo asked how the City Hall complies with these standards. Commissioner Richards explained it was built under the older standards.

Commercial and Multi-Family Site and Open Space Standards Memo and Open Space Chart

Ms. Gemmer reviewed that Chair Leifer had expressed concern that 20% open space would be too much in addition to the other requirements. She reviewed a spreadsheet showing three projects (AHM Smokey Point Mixed Use, Villas at Lakewood, and Lakewood Station Phase 1) to compare current open space requirements and actual open space provided on recent projects. For these projects the developers actually provided an excess of open space to what was required by the current code. In addition they provided other amenities such as a rec room and pool. Another chart compared proposed open space requirements applied to recent projects and actual open space provided. Ms. Gemmer stated that the requirements are higher, but there is much more flexibility with credit being given for things such as patios, balconies, ponds, natural areas, and wetlands. In each of the three cases, the developers have provided in excess of what either code would require. Mr. Holland commended Angela for putting all this open space information together.

Commissioner Leifer asked if there is any overlap with landscaping and open area requirements. Ms. Gemmer thought it would depend on where that is located. She thought that it might apply for certain areas, but not in areas that are not usable for recreation space. There was discussion about trails through landscaping applying for the credit.

Multi-family Open Space and Recreation Space – DRAFT 2

Ms. Gemmer explained there had been concern expressed by the Commission about not allowing roofs or rooftops to be used for open space. Staff added language to clarify

that if you are going to have usable amenities that the residents can get to, then the rooftop can contribute to the open space requirements. Item j on page 2 clarifies that areas that are dedicated for parking shouldn't be used for open space. Item 2 clarifies the credits regarding balconies, stormwater facilities, and wetland facilities resulting in a 50% reduction of dedicated open space. The goal is to make things flexible, but still have space that can actually be usable to residents. On page 3, active recreation facilities were added back in as a possibility to contribute in lieu of open space. This would include amenities such as tennis courts and swimming pools. This was accidentally excluded previously.

Commissioner Toler asked what would prevent someone from doing the active recreation facilities instead of just open space. Mr. Holland noted that all the new developments are providing that amenity even though it isn't required in order to get the rents they want and the usability of their space. Providing common indoor areas also seems to be very popular.

Commissioner Hoen asked if it seems that developers are seeing something on the horizon with Marysville. Mr. Holland said there has been a flood of development applications now that the economy seems to be changing. Residential has been steady in Marysville even with the economic downturn. He commented that Lynnwood is starting a big mixed use development, but otherwise between Seattle and Marysville there is very little land available for multi-family developments.

Commissioner Lebo commented on the general trend toward multifamily housing especially in downtown Seattle where 9 of the 18 cranes are for multifamily buildings. Commissioner Toler commented that the fact a lot of people have lost their homes has contributed to that. Chair Leifer thought they were probably anticipating Amazon's growth of 3 million square feet in downtown Seattle. Mr. Holland noted that the younger generation likes the condos and multifamily-type developments.

Commercial Open Space and Recreation Space - DRAFT 2

Ms. Gemmer explained that the changes reviewed earlier for the residential open space standards are incorporated in the commercial open space standards as well. One key change states that vertical mixed use developments (where commercial and multi-family uses are contained in the same building) shall not be subject to the 20% open space requirement.

Commissioner Lebo asked if there is a minimum amount of retail required for the vertical mixed use standards to apply. Ms. Gemmer stated that there is a not a requirement, but the assumption is that the ground floor would be retail. Mr. Holland further elaborated on this. Commissioner Lebo commented that there is a six-story multifamily building going up in downtown Seattle with just one small portion of the first floor as retail. Mr. Holland noted that they could strengthen the language to state that the ground floor would be exclusively commercial uses or at least a high percentage. Mr. Holland indicated staff would look at some options to bring back to the Commission.

COMMENTS FROM COMMISSIONERS:

Commissioner Hoen asked if press releases are ever done for the hearings. Mr. Holland replied that the City is required to advertise in the paper, at the library, at city hall, at the Public Works building, on the website and other requirements.

Commissioner Lebo informed the Commission that he would be out of town the second Tuesday in April.

ADJOURNMENT:

Motion made by Commissioner Lebo, seconded by Commissioner Toler, to adjourn at 8:49 p.m.

NEXT MEETING:

March 26, 2013

- Manufactured Home Park Rezones (public hearing)
- Capital Facilities Plan (workshop)
- Multi-family/Commercial Design and Open Space Standards (workshop, if necessary)



Laurie Hugdahl, Recording Secretary

CITY OF MARYSVILLE
Marysville, Washington
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, AMENDING THE CITY'S LAND USE STANDARDS REPEALING THE CURRENT TEMPORARY USE PROVISIONS OUTLINED IN MMC CHAPTER 22C.110, ADOPTING A NEW MMC CHAPTER 22C.110, TEMPORARY USES, AMENDING THE GENERAL FEE STRUCTURE IN MMC 22G.030.020, AND AMENDING SECTION 22A.010.160 OF MMC CHAPTER 22A.010, GENERAL ADMINISTRATION, RELATED TO TRACKING AMENDMENTS TO THE CITY'S UNIFORM DEVELOPMENT CODE.

WHEREAS, the State Growth Management Act, RCW Chapter 36.70A mandates that cities periodically review and amend development regulations which include but are not limited to zoning ordinances and official controls; and

WHEREAS, RCW 36.70A.106 requires the processing of amendments to the City's development regulations in the same manner as the original adoption of the City's comprehensive plan and development regulations; and

WHEREAS, the State Growth Management Act requires notice and broad public participation when adopting or amending the City's comprehensive plan and development regulations; and

WHEREAS, the City, in reviewing and amending its development regulations has complied with the notice, public participation and processing requirements established by the Growth Management Act, as more fully described below; and

WHEREAS, the City Council of the City of Marysville finds that from time to time it is necessary and appropriate to review and revise provisions of the City's municipal code and development code (MMC Title 22); and

WHEREAS, the development code amendment is consistent with the following required findings of MMC 22G.010.500:

- (1) The amendment is consistent with the purposes of the comprehensive plan;
- (2) The amendment is consistent with the purpose of this title;
- (3) There have been significant changes in the circumstances to warrant a change;
- (4) The benefit or cost to the public health, safety and welfare is sufficient to warrant the action.

WHEREAS, the Planning Commission discussed the above-referenced amendment during public meetings held on February 12, 2013 and February 26, 2013; and

WHEREAS, after providing notice to the public as required by law, on March 12, 2013, the Marysville Planning Commission held a Public Hearing on proposed amendments to the City's development regulations; and

WHEREAS, on March 12, 2013, the Marysville Planning Commission made a Recommendation to the City Council recommending the adoption of the proposed amendments to the City's development regulations; and

WHEREAS, at a public meeting on April 8, 2013, the Marysville City Council reviewed and considered the Marysville Planning Commission's Recommendation and proposed amendments to the City's development regulations; and

WHEREAS, the City of Marysville has submitted the proposed development regulation revisions to the Washington State Department of Commerce on January 10, 2013, seeking expedited review under RCW 36.70A.160(3)(b) in compliance with the procedural requirement under RCW 36.70A.106; and

WHEREAS, the amendments to the development regulations are exempt from State Environmental Policy Act review under WAC 197-11-800(19);

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

Section 1. Approval of Planning Commission's Recommendation and Adoption of Findings and Conclusions. The Planning Commission's March 12, 2013 Recommendation regarding the proposed development regulation revisions, including the Findings and Conclusions contained therein, as set forth in the attached **Exhibit A**, is hereby adopted and incorporated herein by this reference.

Section 2. Required Findings. In accordance with MMC 22G.010.500, the following findings are made regarding the development regulation amendments subject of this ordinance:

- (1) The amendments are consistent with the purposes of the comprehensive plan;
- (2) The amendments are consistent with the purpose of Title 22 MMC;
- (3) There have been significant changes in the circumstances to warrant a change;
- (4) The benefit or cost to the public health, safety and welfare is sufficient to warrant the action.

Section 3. MMC Chapter 22C.110, *Temporary Uses*, is hereby **repealed** in its entirety.

Section 4. A new MMC Chapter 22C.110, *Temporary Uses*, is hereby adopted to read as explicitly outlined in **Exhibit B**, attached hereto.

Section 5. The general fee structure in MMC 22G.030.020 is hereby amended as explicitly outlined in **Exhibit C**, attached hereto.

Section 6. Section 22A.010.160, Amendments, of MMC Chapter 22A.010, General Administration, is hereby amended as follows by adding reference to this adopted ordinance in order to track amendments to the City's Unified Development Code:

"22A.010.160 Amendments.

The following amendments have been made to the UDC subsequent to its adoption:

<u>Ordinance</u>	<u>Title (description)</u>	<u>Effective Date</u>
_____	Chapter 22C.110, <i>Temporary Uses</i>	_____, 2013"

Section 7. Severability. If any section, subsection, sentence, clause, phrase or work 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.

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2013.

CITY OF MARYSVILLE

By: _____
JON NEHRING, MAYOR

Attest:

By: _____
SANDY LANGDON, CITY CLERK

Approved as to form:

By: _____
GRANT K. WEED, CITY ATTORNEY

Date of Publication: _____

Effective Date: _____
(5 days after publication)



EXHIBIT A

COMMUNITY DEVELOPMENT DEPARTMENT
 80 Columbia Avenue • Marysville, WA 98270
 (360) 363-8100 • (360) 651-5099 FAX

PC Recommendation - Chapter 22C.110 MMC, *Temporary Uses*

The Planning Commission (PC) of the City of Marysville, having held a public hearing in review of the amendments proposed to Chapter 22C.110 MMC, *Temporary Uses*, on March 12, 2013, and public work sessions on February 12, 2013 and February 26, 2013, and having considered the exhibits and testimony presented, does hereby enter the following findings, conclusions and recommendation for consideration by the City Council:

FINDINGS:

1. Community Development Staff submitted the DRAFT amendments to Chapter 22C.110 MMC, *Temporary Uses*, to Washington State Department of Commerce on January 10, 2013, seeking expedited review under RCW 36.70A.160(3)(b) in compliance with the procedural requirement under RCW 36.70A.106.
2. Washington State Department of Commerce acknowledged receipt of the DRAFT amendments to Chapter 22C.110 MMC, *Temporary Uses*, in a letter dated January 14, 2013 and processed with the material ID# 18842.
3. The proposed amendments to Chapter 22C.110 MMC, *Temporary Uses*, is exempt from State Environmental Policy Act review under WAC 197-11-800(19).
4. Community Development Staff forwarded the DRAFT amendments to Chapter 22C.110 MMC, *Temporary Uses*, to the Community Development Department Building Division, Marysville Fire District, Marysville Parks, Police and Public Works Departments for review.
5. The Community Development Department Building Division made one minor comment related to requiring building permits for temporary use exemptions, when required in Title 16 MMC. This comment is addressed in MMC 22C.110.030. All of the other Departments and Reviewing agencies did not have any comments on the DRAFT amendment.
6. The PC held public work sessions to review the DRAFT amendments to Chapter 22C.110 MMC, *Temporary Uses*, on February 12, 2013 and February 26, 2013.
7. The Planning Commission held a duly-advertised public hearing on March 12, 2013 and received testimony from staff and the public as reflected in the attached PC minutes attached hereto as **EXHIBIT A**.

CONCLUSIONS:

At the public hearing, the PC recommended adoption of the amendments to Chapter 22C.110 MMC, *Temporary Uses*, as reflected in the PC minutes attached hereto as **Exhibit A**.

RECOMMENDATION:

Forwarded to City Council as a Recommendation of **APPROVAL** of the amendments to Chapter 22C.110 MMC, *Temporary Uses*, by the City of Marysville Planning Commission this **12th day of March, 2013**.

By: _____

Steve Leifer, Planning Commission Chair

EXHIBIT B

Chapter 22C.110 TEMPORARY USES

22C.110.010 Purpose

(1) The following provisions authorizing and regulating certain temporary uses are intended to permit temporary uses and structures when consistent with Title 22 MMC, *Uniform Development Code*, and when safe and compatible with the general vicinity and adjacent uses.

22C.110.020 Permitted Temporary Uses

(1) Except as provided in MMC 22C.110.030, a temporary use permit shall be required for all permitted temporary uses listed in subsection (3) of this section;

(2) The following types of temporary uses, activities and associated structures may be authorized, subject to the specific limitations noted herein and as noted in MMC 22C.110.040 and as may be established by the community development director:

- (a) Outdoor art and craft shows and exhibits;
- (b) Use associated with the sale of fresh fruits, produce and flowers;
- (c) Mobile services such as veterinary services for purposes of giving shots;
- (d) Group retail sales such as swap meets, flea markets, parking lot sales, Saturday Market, auctions, etc. Automobile sales are not a permitted temporary use;
- (e) Use associated with festivals, grand openings or celebrations;
- (f) Temporary fundraising and other civic activities in commercial or industrial zoning districts;
- (g) When elderly or disabled relatives of the occupant of an existing residence require constant supervision and care, a manufactured home with adequate water and sewer services located adjacent to such residences may be permitted to house the relatives, subject to the following requirements:
 - (i) The need for such continuous care and assistance shall be attested to in writing by a licensed physician;
 - (ii) The temporary dwelling shall be occupied by not more than two persons;
 - (iii) Use as a commercial residence is prohibited;
 - (iv) The temporary dwelling shall be situated not less than 20 feet from the principal dwelling on the same lot and shall not be located in any required setbacks outlined in Title 22C MMC, *Land Use Standards*;
 - (v) A current vehicular license plate, if applicable, shall be maintained during the period of time the temporary unit is situated on the premises;
 - (vi) Adequate screening, landscaping or other measures shall be provided to protect surrounding property values and ensure compatibility with the immediate neighborhood;
 - (vii) An annual building permit or manufactured home permit renewal for the temporary dwelling shall be required, at which time the property owner shall certify, on a form provided by the community development department, to the continuing need for the temporary dwelling and, in writing, agree that such use of the property shall terminate at such time as the need no longer exists.
 - (h) Transitory accommodations which comply with the provisions outlined in MMC 22C.110.050;
 - (i) The community development director may authorize additional temporary uses not listed in this subsection, when it is found that the proposed uses are in compliance with the provisions of this chapter.

22C.110.030 Exempted Temporary Uses

The following activities and structures are exempt from requirements to obtain temporary use approval, but are not exempt from obtaining all other applicable permits outlined in the MMC, including but not limited to, building permits, right-of-way permits, special events permits, business license, home occupation permits, signs permits, etc.:

- (1) Uses subject to the special events provisions of Chapter 5.46 MMC, *Special Events*, when the use does not exceed a total of 14 days each calendar year, whether at the same location in the city or at different locations.
- (2) Community festivals, amusement rides, carnivals, or circuses, when the use does not exceed a total of 14 days each calendar year, whether at the same location in the city or at different locations.
- (3) Activities, vendors and booths associated with City of Marysville sponsored or authorized special events such as Home Grown;
- (4) Retail sales such as Christmas trees, seasonal retail sale of agricultural or horticultural products. Christmas tree sales are allowed from the Saturday before Thanksgiving Day through Christmas Day only;
- (5) Individual booths in an approved temporary use site for group retail identified under MMC 22C.110.020(2)(d) of this section;
- (6) Fireworks stands, subject to the provisions of Chapter 9.20 MMC, *Fireworks*;
- (7) Garage sales, moving sales, and similar activities for the sale of personal belongings when operated not more than three days in the same week and not more than twice in the same calendar year.
- (8) Manufactured homes, residences or travel trailers used for occupancy by supervisory and security personnel on the site of an active construction project;
- (9) Contractor's office, storage yard, and equipment parking and servicing on the site of an active construction project.
- (10) Watchmen or caretakers quarters when approved by the community development director;
- (11) Portable units and manufactured homes on school sites or other public facilities when approved by the community development director;
- (12) A manufactured home or travel trailer with adequate water and sewer service used as a dwelling while a residential building on the same lot is being constructed or while a damaged residential building is being repaired. The manufactured home or travel trailer shall be removed upon completion of the permanent residential structure construction, when repair is completed, or after one year, whichever occurs first.
- (13) Model homes or apartments and related real estate sales and display activities located within the subdivision or residential development to which they pertain. A temporary real estate office may be located in a temporary structure erected on an existing lot within a residential subdivision, if approved by the community development director. If approved, a temporary real estate offices shall comply with the following conditions:
 - (a) The temporary real estate office may be used only for sale activities related to the subdivision in which it is located;
 - (b) The temporary real estate office shall have an Americans with Disabilities Act (ADA) accessible restroom located in or adjacent to said office;
 - (c) ADA accessibility shall be provided to the temporary real estate office. General site, accessible routes and building elements shall comply with ICC/ANSI A117.1-2003 or current edition;
 - (d) The temporary real estate office shall meet all applicable building and fire codes, or shall be immediately removed; and
 - (e) The temporary real estate office shall be removed immediately upon the sale of the last lot within the subdivision.
- (14) Home occupations that comply with Chapter 22C.190 MMC, *Home Occupations*.

(15) Fundraising car washes. The fundraising coordinator is required to obtain a clean water car wash kit from the Marysville Public Works Department in order to prevent water from entering the public storm sewer system.

(16) Vehicular or motorized catering such as popsicle/ice cream scooters and self-contained lunch wagons which cater to construction sites or manufacturing facilities. Such a use must remain mobile and not be utilized as parking lot sales;

(17) Any permitted temporary use not exceeding a cumulative total of two days each calendar year.

22C.110.040 Decision Criteria

(1) The community development director, or designee, may authorize temporary uses after consultation and coordination with all other applicable city departments and other agencies and only when all the following determinations can be made:

(a) The temporary use will not impair the normal, safe, and effective operation of a permanent use on the same site.

(b) The temporary use will be compatible with uses in the general vicinity and on adjacent properties.

(c) The temporary use will not significantly impact public health, safety or welfare, or create traffic hazards or congestion, or otherwise interrupt or interfere with the normal conduct of uses and activities in the vicinity.

(d) The use and associated structures will be conducted and used in a manner compatible with the surrounding area.

(e) The use shall comply with the goals, policies and standards of Title 22C MMC, *Unified Development Code*.

(2) General Conditions.

(a) A temporary use conducted in a parking facility shall not occupy or remove from availability more than 25 percent of the spaces required for the permanent use.

(b) Each site occupied by a temporary use must provide or have available sufficient parking and vehicular maneuvering area for customers. Such parking need not comply with Chapter 22C.130 MMC, *Parking and Loading*, but must provide safe and efficient interior circulation and ingress and egress to and from public rights-of-way.

(c) The applicant for a proposed temporary use shall provide any parking/traffic control attendants as specified by the city of Marysville.

(d) The temporary use shall comply with all applicable standards of the Snohomish Health District.

(e) No temporary use shall occupy or use public parks in any manner unless specifically approved by the parks department.

(f) The temporary use permit shall be effective for no more than 180 days from the date of the first event or occurrence.

(g) No temporary use shall occupy or operate within the city of Marysville for more than 60 days within any calendar year, unless otherwise restricted in this chapter. The 60 days need not run consecutively. The 60 days may occur at any time within the 180-day term of the temporary use permit as long as each day is designated and approved.

(h) Parking lot sales (excluding automobile sales) shall not exceed a total of 14 days each calendar year. The 14 days need not run consecutively. The 14 days may occur at any time within the 180-day term of the temporary use permit as long as each day is designated and approved.

(i) The temporary use permit shall specify a date upon which the use shall be terminated and removed.

(j) A temporary use permit shall not be granted for the same temporary use on a property more than once per calendar year; provided, that a temporary use permit may be granted for multiple events during the approval period.

(k) All temporary uses shall obtain, prior to occupancy of the site, all applicable city of Marysville permits, licenses and other approvals (i.e., business license, building permit, administrative approvals, etc.).

(l) The applicant for a temporary use shall supply written authorization from the owner of the property on which the temporary use is located.

(m) Each site occupied by a temporary use shall be left free of debris, litter, or other evidence of the temporary use upon completion of removal of the use.

(n) All materials, structures and products related to the temporary use must be removed from the premises between days of operation on the site; provided, that materials, structures and products related to the temporary use may be left on site overnight between consecutive days of operation.

(o) The community development director, or designee, may establish such additional conditions as may be deemed necessary to ensure land use compatibility and to minimize potential impacts on nearby uses. These include, but are not limited to, time and frequency of operation, temporary arrangements for parking and traffic circulation, requirement for screening or enclosure, and guarantees for site restoration and cleanup following temporary uses.

22C.110.050 Transitory Accommodations

(1) "Transitory accommodations" shall mean tents, sheds, lean-tos, tarps, huts, cabins, trailers or other enclosures which are not permanently attached to the ground, may be easily erected and dismantled, and are intended for temporary occupancy, usually for recreational or humanitarian purposes. Transitory accommodations are permitted provided the community development director determines on a case-by-case basis that such use possesses no characteristics which would adversely impact the community in any way, or that any potentially adverse characteristics can be adequately minimized and/or mitigated so as not to be materially detrimental to the health, safety and welfare of the community. Transitory accommodations can vary widely in their characteristics, which include but are not limited to size of site, surrounding land uses, duration, number of occupants, noise generation, and light and glare emanation. Accordingly, certain types of transitory accommodations may require the imposition of extensive conditions to mitigate potential adverse impacts to the community, while others may not; in some cases, adequate mitigation of impacts may not be feasible, and a proposed transitory accommodation consequently may not be allowed. The community development director shall therefore have the authority to approve, approve with conditions, or deny a permit for a transitory accommodation proposal, after consideration of the performance criteria set forth herein.

(2) Process

(a) A transitory accommodation permit shall be required prior to the commencement of such a use, unless the community development director determines, after consideration of the performance criteria set forth in this section, that the proposed transitory accommodation possesses no characteristics which might adversely impact the community. The prospective transitory accommodation host (property owner and lessee, if applicable), sponsor and manager shall jointly apply for the transitory accommodation permit and shall be jointly and severally responsible for compliance with all conditions of the permit. "Applicant", as used in these regulations, shall mean the transitory accommodation host, sponsor and manager. "Proponent", as used in these regulations, shall mean the prospective host, sponsor and manager prior to submittal of an application for a transitory accommodation permit.

(b) A transitory accommodation permit shall be processed as set forth in Chapter 22G.010 Article V *Code Compliance and Director Review Procedures*. Permit processing fees for a transitory accommodation permit shall be established in MMC 22G.030.020.

(c) The applicant shall identify potential adverse effects of the proposed transitory accommodation on neighboring properties and the community and shall develop

measures to mitigate such effects. The applicant shall submit a written transitory accommodations impact mitigation plan with the permit application. The plan shall contain a narrative and drawing(s) that describe, to the satisfaction of the community development director, the measures the applicant will use to mitigate the effects of the transitory accommodation. At a minimum, the plan shall specifically describe the measures that will be implemented to satisfy the approval criteria provided in MMC 22C.110.050(3) through (7), except for criteria specifically waived by the community development director. The plan shall include a code of conduct and the names and phone numbers of all persons comprising the applicant. The form and organization of the mitigation plan shall be as specified by the community development director, but the elements of the plan shall be integrated and bound together. The approved transitory accommodation impact mitigation plan shall be signed by the community development director and the applicant, and implementation, continuing compliance and enforcement of the plan shall be a condition of permit approval.

(d) Advance discussions with nearby child care facilities and schools.

(i) Prior to applying for a transitory accommodation permit, the proponent shall provide written notice to any licensed child care facility and the administration of any public or private elementary, middle, junior high or high school within 600 feet of the boundaries of the proposed transitory accommodations site, and shall seek comments from said child care facility and school administration. The written notice shall be served in a manner prescribed by the City and shall be on a form provided by the City.

(ii) Where no comments are received, or where said child care facility(ies) or the administration and/or governing body of said school(s) is supportive of the proposal, the proponent shall submit a sworn affidavit to this effect with the application.

(iii) Where said child care facility(ies) or the administration of said school(s) registers objections or concerns regarding the proposed transitory accommodations, the proponent shall attempt to resolve such objections or concerns via a negotiated mitigation plan between the proponent and the child care facility(ies) or school(s). Such a plan shall be submitted with the application and shall be incorporated in the conditions of the permit. No agreed mitigation plan may violate any provision of this chapter. Where the negotiations do not result in a mutually agreed upon mitigation plan within 30 days of receipt by the child care facility or school administration of the initial notice from the proponent, but the parties desire to continue to pursue resolution of the issues, the parties may request mediation services from or through the City. In the event the parties cannot reach agreement after a good faith effort for not less than 30 days, from receipt by the child care facility or the school administration of the initial notice from the proponent, the proponent may submit an application but shall provide a record of the negotiations between the parties, including but not limited to copies of all correspondence and meeting notes. In evaluating the application against the performance criteria set forth herein, the director shall consider the topic(s) of the unsuccessful negotiations and the extent to which the parties demonstrated good faith in their discussions. "Good faith" in this context shall mean recognition of the legitimacy of, and a willingness to reasonably accommodate, each party's needs, desires and concerns.

(e) Decisions of the community development director may be appealed. Such appeals shall be heard and decided by the hearing examiner in accordance with procedures set forth in Chapter 22G.060 MMC, *Hearing Examiner*.

(f) Emergencies. The community development director may waive these requirements for a proscribed period of time when a natural or man-made disaster necessitates the immediate establishment of transitory accommodations.

(g) Failure to comply. If a transitory accommodation permit has been issued, and the community development director determines that the applicant has violated any condition of that permit, the director shall issue a notice of violation and required compliance in accordance with the procedures set forth in Chapter 4.02 MMC, *Enforcement Procedures*. Failure to correct the violation after a reasonable time for compliance shall

result in revocation of the permit. In such an event all activities associated with the accommodation shall cease immediately and the site shall immediately be vacated and restored to its pre-accommodation condition.

(3) Site performance criteria.

(a) Size. The site shall be of sufficient land area to support the activities of the transitory accommodation without overcrowding of occupants, intruding into required setbacks or critical areas, destroying vegetation, eroding soils or otherwise overtaxing the land. Where deemed necessary by the community development director, the applicant shall provide a site plan indicating the location of the proposed transitory accommodation on the host property; its area in square feet; and the proposed distribution of, and allocation of space for, anticipated activities including but not limited to sleeping, eating, socializing, and bathing and other personal functions.

(b) Setbacks from property line. All activities of the transitory accommodation shall be set back from adjacent properties a sufficient distance so as not to impinge upon or otherwise unduly influence activities on said adjacent properties. The transitory accommodation shall be positioned on the property in the location that results in the least adverse impact to occupants of neighboring properties. The community development director may require the applicant to change the proposed location of the transitory accommodation to mitigate adverse impacts to occupants of neighboring properties. Where deemed necessary by the community development director, the applicant shall provide a site plan indicating buildings and uses on properties surrounding the proposed transitory accommodation, and the distance the proposed accommodation would be set back from surrounding property lines. A transitory accommodation shall be set back no less than 20 feet from the exterior boundary lines of adjacent properties unless the owners of such properties consent in writing to a reduction or waiver of such setback.

(c) Screening of activities. Where deemed necessary by the community development director, activities of the transitory accommodation shall be obscured from view from adjacent properties, by a minimum six-foot-high temporary sight-obscuring fence, an existing sight-obscuring fence, existing dense vegetation, an existing topographic difference, distance from exterior property lines, or other means, to the maximum extent feasible.

(d) Parking. Adequate parking for the transitory accommodation shall be provided so as not to reduce parking utilized by existing surrounding uses. Where deemed necessary by the community development director, the applicant shall provide a proposed parking plan which addresses the following:

(i) A description of parking capacity, both on-site and on-street, that describes the amount and location of parking prior to the transitory accommodation and any displacement of parking resulting from the transitory accommodation; and

(ii) Any circumstances which may reduce the normal demand for parking, such as off-peak-season use; and/or any mechanisms or strategies to reduce parking demand, such as the provision of shuttle buses for the use of occupants of the transitory accommodations, or the provision of shared parking agreements with adjacent uses.

(e) Critical areas. All proposed transitory accommodations shall comply with the city's critical areas regulations as set forth in Chapter 22E.010 MMC, *Critical Areas Management*. Where deemed necessary by the community development director, the applicant shall provide a site plan indicating the presence and extent of any critical areas.

(f) Restoration of site. Upon cessation of the temporary accommodation, the site shall be restored, as near as possible, to its original condition. Where deemed necessary by the community development director, the applicant shall re-plant areas in which vegetation had been removed or destroyed.

(4) Duration performance criteria.

(a) Length of time. The proposed transitory accommodations shall be in operation the minimal length of time necessary to achieve the recreational, humanitarian or

other objective(s) of the applicant. Where deemed necessary by the community development director, the applicant shall provide a narrative explaining the objective(s) the applicant seeks to achieve, and the amount of time the applicant believes necessary to achieve that objective. However, under no circumstances shall a proposed transitory accommodation be allowed in one location for more than 90 days, either consecutively or cumulatively, during any 12-month period, except that where the ninetieth day falls on a Friday, an additional two days shall be allowed to dismantle and remove the accommodation over the immediately following weekend.

(5) Health and safety performance criteria. Transitory accommodations shall be operated in such a manner as to ensure the health and safety of occupants of the subject and surrounding properties. Accordingly, all transitory accommodations shall comply with the following:

(a) Health regulations. All applicable city, county and state regulations pertaining to public health shall be met.

(b) Fire safety. Inspections of the accommodation by the city or Marysville Fire District for fire safety purposes may be conducted at any time and without prior notice. Adequate access, as determined by the fire marshal, shall be maintained within and around the accommodation at all times to ensure that emergency vehicles can ingress/egress the site.

(c) Building code inspections. Inspections of the accommodation by the city to ensure the public health and safety with regard to structures may be conducted at any time and without prior notice.

(d) Drinking water and solid waste. An adequate supply of potable water shall be available on-site at all times. Adequate toilet facilities shall be provided on-site, as determined by the public works director. All city, county and state regulations pertaining to drinking water connections and solid waste disposal shall be met.

(e) Trash. Adequate facilities for dealing with trash shall be provided on-site. A regular trash patrol or other method of regular maintenance in the immediate vicinity of the site shall be provided.

(6) Conduct and security performance criteria.

(a) Noise. Any transitory accommodation shall comply with city noise regulations as set forth in Chapter 6.76 MMC, *Noise Regulation*. Where deemed necessary by the community development director, the applicant shall provide a plan to mitigate potential noise impacts.

(b) Light and glare. Any light fixture which causes direct glare and/or reflections from any point along the property line or toward public rights-of-way in a manner that causes a visual distraction to vehicles, bicycles, or pedestrians, as determined by the director of public works, shall be prohibited. Where deemed necessary by the community development director, the applicant shall provide a plan to mitigate potential light and glare impacts.

(c) Security. Any transitory accommodation shall comply with city regulations regarding lawful behavior as set forth in MMC Title 6, *Penal Code*. Any transitory accommodation shall provide all required legal access to public areas of the site by the city of Marysville police department and any other relevant law enforcement agency at all times. Additionally, where deemed necessary by the community development director or the police chief, the applicant shall provide for the following:

(i) The applicant shall take all reasonable and legal steps to obtain verifiable identification, such as a valid driver's license, government-issued identification card, military identification card, or passport, from all prospective and current transitory residents.

(ii) The applicant will use such identification to obtain warrant and sex offender checks from the Snohomish County Sheriff's office or other relevant authority. The anonymity of the requesting party shall be maintained.

(iii) If said check reveals that the subject of the check is a sex offender, required to register with the city, county or state authorities pursuant to RCW 9A.44.130, then the applicant shall immediately reject the subject of the check for residency in the transitory accommodation or eject the subject of the check if that person is currently a resident of the accommodation, and shall immediately notify the Marysville police department of such rejection or ejection.

(iv) If said check reveals that the subject of the check has an existing or outstanding warrant, then the applicant may select either of the following alternative actions:

(A) Immediately reject or eject the subject of the check and immediately notify the Marysville police department of such rejection or ejection; or

(B) Request the Marysville police department to confer with the agency or court of jurisdiction from which the warrant originated to determine whether or not said agency or court desires the warrant to be served. If the originating agency or court desires the warrant to be served, the Marysville police department shall do so immediately. If the originating agency or court declines warrant service, due to the minor nature of the offense for which the warrant was issued or for other reasons, the subject may enter or remain in the transitory accommodation; provided, that the applicant actively assists the subject in resolving the warrant.

(v) The applicant shall keep a log of all individuals who stay overnight in the transitory accommodation, including names and dates. Logs shall be kept for a minimum of six months following the expiration of the transitory accommodation permit and provided to the city upon request.

(vi) The applicant shall provide on-site security, as approved by the community development director in consultation with the city of Marysville police department.

(d) Codes of conduct. The applicant shall provide and enforce a written code of conduct which mitigates impacts to neighbors and the community. Said code shall be incorporated into the conditions of approval.

(7) Other performance criteria.

(a) Indemnification. The applicant shall defend, indemnify, and hold the city, its officers, officials, employees and volunteers harmless from any and all claims, injuries, damages, losses or suits of any nature, including attorney fees, due to the acts or omissions of the applicant in connection with the operation of the transitory accommodation.

(b) Liability insurance. Where deemed necessary by the community development director, the applicant shall procure and maintain in full force, through the duration of the transitory accommodation, comprehensive general liability insurance with a minimum coverage of \$1,000,000 per occurrence/aggregate for personal injury and property damage.

(c) Other Criteria. Where deemed necessary, the community development director may identify other performance criteria; require the applicant to describe the potential impacts of the proposed transitory accommodation with respect to those criteria; and determine if measures are warranted to minimize or otherwise mitigate such impacts.

EXHIBIT C

22G.030.020 General fee structure

The community development department is authorized to charge and collect the following fees:

Type of Activity	Fee
Land Use Review Fees	
Administrative approval (bed and breakfast, accessory dwelling unit, or similar request)	\$250.00
Annexation:	
Under 10 acres	\$250.00
Over 10 acres	\$750.00
Appeals (quasi-judicial):	
For activity that requires a hearing for the primary project action	\$250.00
For activity that would not have required a hearing for the primary action	\$500.00
Appeals (administrative)	\$250.00
Boundary line adjustment (up to two lots)	\$500.00
Comprehensive plan amendment:	
Map amendment with rezone (under 5 acres)	\$2,500
Map amendment with rezone (over 5 acres)	\$5,000
Text amendment	\$500.00
Conditional use permit (administrative):	
Residential	\$1,000 + \$100.00 for each unit
Group residence or communication facility	\$2,500
Commercial (including RV park, churches)	\$3,500
Conditional use permit (public hearing)	Administrative fee + \$1,500
Critical areas review:	
Under 0.50 acre	\$250.00
0.51 – 2 acres	\$500.00 (+ peer review costs if applicable)
2.01 – 10 acres	\$1,500 (+ peer review costs if applicable)
10.01 – 20 acres	\$2,500 (+ peer review costs if applicable)
20.01 – 50 acres	\$3,500 (+ peer review costs if applicable)
50.01+ acres	\$5,000 (+ peer review costs if applicable)
EIS preparation and review	All direct, indirect costs and materials (\$135.00/hour for staff time)
Home occupation (administrative approval)	\$50.00

Lot status determination: Readily verifiable with documents submitted by applicant	\$50.00
Requires research and detailed document evaluation and confirmation	\$200.00
Minor modifications (to subdivision, site plan)	\$350.00
Miscellaneous reviews not otherwise listed	\$120.00/hour
Preapplication review fee	\$350.00 (fee will be credited upon application submittal if filed within 90 days of the preapplication meeting)
Rezone: Commercial (plus site plan charges if combined with project level review)	\$2,500
PRD and mixed use overlay (plus site plan or subdivision charges)	\$2,500
SEPA checklist: Residential (1 – 9 lots or dwelling units)	\$350.00
Residential (10 – 20 lots or dwelling units)	\$500.00
Residential (21 – 100 lots)	\$1,000
Residential (greater than 100 lots or units)	\$1,500
Commercial/industrial (0 – 2 acres)	\$350.00
Commercial/industrial (2 – 20 acres)	\$750.00
Commercial/industrial (greater than 20 acres)	\$1,500
Shoreline permit (administrative review)	\$1,000
Shoreline permit, shoreline conditional use permit, or shoreline variance permit with public hearing	\$5,000
Site plan review (commercial, multifamily, PRD, master plan): Under 0.50 acre	\$500.00 + \$50.00/lot or unit
0.51 – 2 acres	\$750.00 + \$50.00/lot or unit
2.01 – 10 acres	\$2,000 + \$50.00/lot or unit
10.01 – 20 acres	\$5,000 + \$45.00/lot or unit
20.01+ acres	\$7,500 + \$40.00/lot or unit
Site/subdivision plan review (with utility availability for county projects): Under 0.50 acre	\$500.00
0.51 – 2 acres	\$750.00
2.01 – 10 acres	\$2,000
10.01+ acres	\$5,000
Subdivisions: Preliminary binding site plan (commercial, industrial)	\$5,000 + \$100.00/lot or unit
Preliminary plat	\$5,000 + \$100.00/lot or unit
Preliminary short plat	\$3,000 + \$100.00/lot or unit
Final binding site plan, plat or short plat	\$1,000 + \$100.00/lot or unit

Subdivision requests (time extension, amendment)	\$200.00
Temporary use permit	\$50.00
<u>Transitory Accommodations permit</u>	<u>\$500.00</u>
Variance (quasi-judicial decision – zoning, utility)	\$500.00
Zoning code text amendment	\$500.00
Fast-track overtime (when authorized by both the department and applicant, for project reviews prioritized on overtime basis)	\$165.00/hour for overtime worked, in addition to regular project review fees
Engineering Review and Construction Inspection Fees	
Engineering construction plan review: Residential (full plan sets – roads, drainage, utilities)	\$225.00/lot or unit (for duplex or condominium projects), \$2,000 minimum for first two reviews, \$120.00/hour for each subsequent review
Residential (partial construction review – i.e., utilities, grading)	\$100.00/lot or unit (for duplex or condominium projects), \$1,000 minimum for first two reviews
Multiple residential/commercial/industrial	\$250.00 administrative base fee + \$135.00/hour
Engineering, design and development standards modifications/variances (administrative)	\$250.00
Miscellaneous reviews not otherwise listed, and hourly rate from January 1, 2005, for projects initiated prior to 2005 (prior rates charged for hours worked prior to 2005)	\$120.00/hour
Fast-track overtime (when authorized by both the department and applicant, for project reviews prioritized on overtime basis)	\$165.00/hour for overtime worked, in addition to regular project review fees
Construction Inspection Fees	
Security for performance/security for maintenance fee	\$20.00/lot or unit, with a minimum amount being \$250.00
Inspection for water, sewer, storm, street improvements associated with approved residential construction plans	\$250.00/lot or unit (for duplex or condominium projects), \$2,000 minimum
Inspection for utilities only (residential)	\$100.00/lot or unit (for duplex or condominium projects), \$1,000 minimum
Multiple residential/commercial/industrial	\$250.00 administrative base fee + \$135.00/hour
Right-of-way permit	\$250.00
Miscellaneous reviews and inspections not otherwise listed, and hourly rate from January 2005 for projects initiated prior to 2005 (prior rates charged for hours worked prior to 2005)	\$120.00/hour
Fast-track overtime (when authorized by both the department and applicant, for project reviews and inspections prioritized on overtime basis)	\$165.00/hour for overtime worked, in addition to regular project inspection fees
Impact Fee Administration Charge	
School impact fee administrative charge	\$50.00/single-family or duplex, or \$100.00/apartment building