

**MARYSVILLE CITY COUNCIL WORK SESSION****March 3, 2003****7:00 p.m.****Public Safety Center****CALL TO ORDER/PLEDGE OF ALLEGIANCE**

Mayor Weiser called the March 3, 2003 Work Session of the Marysville City Council to order at 7:00 p.m. As there was no pastor present the Mayor dispensed with the invocation.

**ROLL CALL**

Chief Administrative Officer Mary Swenson called the roll. The following councilmembers and staff members were in attendance:

**Council:** Mayor David Weiser, Mayor Pro Tem Mike Leighan, Councilmembers: Suzanne Smith, John Soriano, Jeff Seibert, Donna Wright, and Lisa Vares.

**Staff:** Mary Swenson, Chief Administrative Officer; Sandy Langdon, Finance Director; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Jim Owens, Public Works Director; Kevin Nielsen, Interim Assistant City Engineer; and Larry Larson, Public Works Superintendent.

The excused absence of Councilmember Jon Nehring was noted.

**COMMITTEE REPORTS**

Councilmember John Soriano updated Council on his meeting with the Governmental Affairs Committee today. At the meeting they discussed items to review with Arlington at the next Governmental Affairs morning meeting. They went over the resolution with Arlington and they realize that it needs to be modified and revised. There was also discussion of a possible public-private partnership on regional detention. Councilmember Soriano said that they also discussed the possibility of bringing up discussion of the Management Team again.

**ACTION ITEMS****A. Recovery Contract for Trunk D Phase II Lift Station and Force Main.**

Councilmember Jeff Siebert had some questions about the pro-rata share indicated. City Attorney Grant Weed explained this to his satisfaction.

Mayor Weiser solicited public comment. There was none.

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**Motion** by Councilmember Donna Wright, second by Councilmember Mike Leighan to approve Utility Recovery Contract #251 for Trunk D Phase II Lift Station and Force Main. **Motion** passed unanimously. (6-0).

**B. Contract for Recovery of Utility Construction Costs for 10" Sewer Line.**

Councilmember Seibert referred to page 2, #7A regarding property not in city limits. He wondered if the city would be able to recover this if its annexation policy changed at a future date. City Attorney Weed indicated that any future ordinance would be constructed so as to supercede this.

Mayor Weiser solicited public comment. There was none.

**Motion** by Councilmember Mike Leighan, second by Councilmember John Soriano to approve Recovery Contract 252 for Recovery of Utility Construction Costs for 10" Sewer Line. **Motion** passed unanimously (6-0).

**C. Contract for Recovery of Utility Construction Costs for 21" Sewer Line.**

Councilmembers had no questions of staff. Mayor Weiser solicited public comment. There was none.

**Motion** by Councilmember Donna Wright, second by Councilmember Lisa Vares to approve Recovery Contract 253 for Recovery of Utility Construction Costs for 21" Sewer Line. **Motion** passed unanimously (6-0).

**CONSENT**

**A. Approval of March 10, 2003 Claims.**

**B. Approval of March 5, 2003 Payroll.**

**C. Authorize the Mayor to Sign Lease Agreement with IOS Capital for Cannon Image Runner 105.**

Councilmember Suzanne Smith had concerns about the location of the proposed copier/printer. Mary Swenson explained that staff had discussed having a downstairs workroom, which will improve the efficiency for those involved. Finance Director Sandy Langdon added that they will be eliminating a lease so will actually be saving money with this upgraded copier.

There were no further comments or questions regarding this item.

**D. Accept the Ballenger Property Improvements Project as Complete and Begin 45-Day Lien Filing Period.**

Councilmember Suzanne Smith asked if the Cleator's had been contacted. Mayor Weiser indicated he had not talked with them yet, but he would soon.

There were no further comments or questions regarding this item.

**E. Authorize Mayor to Sign Cooperative Purchasing Agreement for Purchase of Electronic Waste Recycling Services with City of Lynnwood.**

Councilmember Lisa Vares asked about the fact that there were no prices mentioned within the agreement. Public Works Director Jim Owens explained that Lynnwood was still working on the bid and that Council was being asked to approve only the services.

Councilmember Mike Leighan asked if all electronics would be handled in this way. Larry Larson, Public Works Superintendent, explained that since the one-time pickup the city has only received a few items. Councilmember Leighan suggested a yearly roundup of personal equipment so it doesn't end up in vacant lots. Mr. Larson mentioned a program being discussed called the Take It Back Program in which consumers pay a deposit that is then returned to them upon return of the equipment to the manufacturer. Councilmember Leighan added that until this is in place perhaps the city should consider some way – such as an annual pickup - to collect the items.

There were no further comments or questions on this item.

**REVIEW BIDS**

**A. 2003 State Avenue Contract Grow Project.**

Councilmember Jeff Seibert inquired if this amount would be taken out of the total budget. Mayor Weiser explained that there is a separate grant providing at least some of the funding for this tree project.

**NEW BUSINESS**

**A. Adoption of Revised Cross-Connection Control Program.**

**B. Adoption of the Water System Plan.**

Kevin Nielsen, Interim Assistant City Engineer, introduced the Adoption of Revised Cross-Connection Control Program and the Adoption of the Water System Plan. He thanked Public Works Superintendent Larry Larson and Utilities Maintenance/Solid

Waste Supervisor Terry Hawley for their hard work. He then introduced Melinda Friedman of Economic and Engineering Services, Inc. (EES) located in Bellevue.

Ms. Friedman gave an update of the 2002 Water System Plan. She reviewed the WSP approvals obtained thus far. She noted that the updated WSP is consistent with the Marysville Comprehensive Plan, Growth Management Act, County Comprehensive Plan, Marysville Zoning Ordinance and the North Snohomish County CWSP. She reviewed the major elements of the Plan including: Description; Related Plans and Policies; Demographics and Population; Projected Demand; Conservation Activities; Water Rights; Source Reliability/System Analysis; Regulatory Compliance; Operations and Maintenance; Capital Improvements; and Financial Planning. Other Planning Documents included in the Appendices are: Contingency Plan for Water Supply Disruptions, Disinfectant/Disinfection By-Product Plan; Cross Connection Control Program; Watershed Protection Plan – Stillaguamish; and Wellhead Protection Plan – Groundwater Supplies.

Ms. Friedman then went on to describe the water system's future in terms of demographic projections derived from Central Puget Sound Regional Water Supply Outlook. With regard to the forecast for the demand for water, she said it appears there is an adequate supply for future uses. The city is in compliance with all existing, applicable regulations and the city is positioned to meet foreseeable regulations for Groundwater and Surface Supplies and Distribution System. She reviewed Capital Improvements and stated that no significant changes are needed and that there would be no rate increase needed above what has already been approved.

Ms. Friedman then went over the WSP objectives that have been achieved such as:

- ◆ Regulatory requirement fulfilled
- ◆ Provided planning document consistency
- ◆ Provided needed watershed, well head and contingency planning and documentation
- ◆ Provided direction for meeting regulatory planning requirements (D/DBP and CC Control)
- ◆ Useable document for utility staff
- ◆ Verified capital needs and utility financing.

Next she reviewed Marysville's Cross-Connection Control Program (CCP). She said the authority of the CCP is established in MMC Chapter 14.10. The CCP is based on Premise Isolation: Where cross-connections cannot be eliminated or fully evaluated, service connections are "isolated" by installation of backflow prevention assemblies. Such devices are logged in a database and tested annually. She explained the recent changes to CCP requirements by DOH. The main emphasis is that the DOH is requiring better communication between the city and local administrative authorities. The only recommendations they had for the Cross-Connection Control Program were minor and included: finalizing a formal agreement with Marysville Fire District, regarding evaluation and isolation of fire sprinkler systems, finalizing formal

agreements with Snohomish County and Snohomish Health District, regarding cross-connection control for services located outside city limits; and developing protocol and schedules for evaluation of residential and irrigation systems. In conclusion, Ms. Friedman thanked the City of Marysville and the water utility staff for their professionalism, guidance, input, and responsiveness that made the preparation of this WSP a successful and enjoyable project.

*Discussion:*

Councilmember Seibert asked if they included the Tulalip Tribes when reviewing other purveyors. Ms. Friedman indicated that they did. There was then some discussion about whether or not Everett's increased rates were being factored into this Plan. Next Councilmember Seibert referred to the CCP's list of purveyors and asked if the Tribes were on that list with which the city needs to create an agreement. Interim Assistant City Engineer Kevin Nielsen affirmed that this was the case and added that the Tribes are modeling theirs after the city's.

City Attorney Weed asked if the city would need to prepare an adopting ordinance. Community Development Director Gloria Hirashima stated that it would require an ordinance. It might possibly be an emergency ordinance or a budgetary ordinance.

Councilmember Lisa Vares referred to section 5.5 which described problems the staff found with production. Ms. Friedman said they didn't see it as a major issue. Public Works Superintendent Larson also commented that they would be installing a new flow meter at Edwards Springs.

Councilmember Vares then referred to section 3.17, which discusses the Annexation Policy. She asked if this would affect their adoption of a new policy. Mr. Nielsen discussed how the manual would need to be highly revised if changes were made to the service area boundary. Councilmember Seibert also referred to section 3.17 which states that the city's intent is to annex. City Attorney Weed commented that things are in a state of flux because of the Supreme Court decision, which is why the Council adopted the Interim Annexation Policy. He said this document is consistent with the city code, but would need to be a living document as city code changes and state regulations change. Councilmember Seibert wondered if the Plan was binding or if the code was binding. Mr. Weed answered that they need to be looked at together. Councilmember Seibert wanted to make sure that adopting this plan would not exclude the city from changing its policy regarding hookups outside the city. Mr. Weed replied that it would not, but that it would likely need substantial revisions.

Councilman Leighan wondered if someone else could provide water outside the city if the city decided not to serve that area. There was some discussion about this issue. Councilmember Smith noted that her understanding was that the changes would not be to the service area, but to the conditions necessary for hookup. Mr. Weed explained that just because the city refuses to provide water does not mean the area cannot get

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water. There are default purveyors who would be able to provide services to the areas but there was a process involved with this. Mr. Nielsen commented that sewer is generally the service that is not provided until annexation occurs. Water is not usually a service over which smaller cities bargain.

There was no further discussion on this issue.

**C. Truck Route Modification; Removal of 67th Avenue Route (44th and SR 528).**

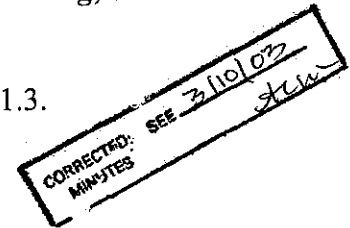
Councilmember Seibert asked if the intent of this is to discourage trucks from the area. Mayor Weiser indicated that was correct. He added that trucks can still use it if they are making a delivery.

Councilmember Suzanne Smith noted that Jim Owens wrote a letter to Mr. Palombo in January. She suggested that he write another letter letting Mr. Palombo know where the city was in the process. Mr. Owens agreed that this was a good idea.

**D. 2003 Wastewater Treatment Plant Wetland Mitigation Monitoring; Jones & Stokes Associates.**

Councilmember <sup>S/B Soriano</sup> Seibert noted a spelling correction on Task Item 1.3.

There was no further discussion on this item.



**E. Addendum to Surface Water Comprehensive Plan and Surface Water Utility Rate Study.**

Councilmember Seibert suggested skipping the Public Works Committee before this comes to the whole Council in the interest of time and money. Councilmember Smith agreed that it would be a good idea to skip the Public Works Committee.

**INFORMATION ITEMS**

**A. Mayor's Business**

The Mayor informed Council that the Puget Sound Regional Council would be having its annual meeting at the Seattle Center on March 20. He thought the meeting started at 2:30 p.m. or 3:00 p.m. until about 5:30 p.m. when it would be followed by a reception and dinner. He asked Council to RSVP to Lillie Lein at City Hall if anyone was interested in attending.

**B. Staff Business**

**Sandy Langdon** – nothing.

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**Gloria Hirashima** – nothing.

**Mary Swenson** said they were hoping to finalize data on the meeting to discuss tribal issues. She also said that the meeting with the Marysville School District would be on March 26<sup>th</sup>.

**Grant Weed** – nothing.

**Jim Owens** – nothing.

**C. Call on Councilmembers**

**John Soriano** – nothing.

**Suzanne Smith** commended the Planning Department on the letter they received praising their excellent work.

She thanked staff for the information on the Doleshel Farm. She wanted to discuss this further. It was determined that this issue would be better discussed in Executive Session.

Ms. Smith then referred to a letter she received from Senior Friends. Mary Swenson said that the check had been returned to Home Depot as it had been made out to both the City and Senior Friends.

**Mike Leighan** – nothing.

**Lisa Vares** – nothing.

**Donna Wright** noted she would miss the Public Safety Committee because she will be out of town.

**Jeff Seibert** also commended Community Development staff on the letter her department received.

Mr. Seibert gave an update on the SR529 bridge project. He said that it was being tested tonight.

**ADJOURN**

The Work Session was adjourned into Executive Session at 8:07 p.m.

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**EXECUTIVE SESSION**

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Council met in Executive Session at 8:15 p.m., discussed one real estate issue, and one potential litigation issue. Council reconvened into regular session at 9:00 p.m., took no further action, and adjourned.

Approved this 10<sup>th</sup> day of March, 2003.

<u>David Weiser</u>	<u>Gerry Becker</u>	<u>Laurie Hugdahl</u>
Mayor	City Clerk	Recording Secretary
David Weiser	Gerry Becker	Laurie Hugdahl