

November 13, 2006

788000

Marysville City Council  
7:00 p.m.

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**ORIGINAL**

City Hall

<b>Call to Order/Invocation/Pledge of Allegiance</b>	7:00 P.M.
<b>Roll Call</b>	
Excuse the Absence of Councilmember Donna Wright.	Approved
<b>Approval of Minutes</b>	
Approve October 16, 2006 City Council Work Session Minutes.	Approved
Approve October 23, 2006 City Council Meeting Minutes.	Approved
Approve October 30, 2006 City Council Budget Workshop Minutes.	Approved
Approve November 2, 2006 City Council Budget Workshop Minutes.	Approved
Approve November 6, 2006 City Council Work Session Minutes.	Approved
<b>Consent Agenda</b>	
Approve October 25, 2006 Claims in the Amount of \$872,364.44; Paid by Check No. 34651 through 34804 with Check No. 24446 Void.	Approved
Approve November 1, 2006 Claims in the Amount of \$374,431.28; Paid by Check No. 34805 through 34952 with Check No. 34192 Void.	Approved
Approve November 8, 2006 Claims in the Amount of \$1,281,466.61; Paid by Check No. 34953 through 35176.	Approved
Approve October 20, 2006 Payroll in the Amount of \$561,210.73; Paid by Check No. 16949 through 17004 with Check No. 16867 Void.	Approved
Approve November 3, 2006 Payroll in the Amount of \$887,014.12; Paid by Check No. 17005 through 17072.	Approved
Approve Liquor License Renewals for Alf's Pizza & Pasta (9330 State Avenue); Buzz Inn (1115 State Avenue); Danny's Midway Pub & Grill (14824 Smokey Point Boulevard); Mary's Grocery & Deli (15218 Smokey Point Boulevard); and Haggen Food & Pharmacy #77 (3711 88th Street NE #A).	Approved
Approve New Liquor License for SK Food Mart (9515 State Avenue).	Approved
Authorize Mayor to Sign Master Services Agreement with Securus Technologies for Inmate Telephone Service.	Approved
Authorize Mayor to Sign Fifth Amendment of Schedule A to Jail Services Agreement with City of Lake Stevens.	Approved
Authorize Mayor to Sign Second Amendment of Schedule A to Jail Services Agreement Renewal Amendment with Tulalip Tribes.	Approved
Authorize Mayor to Sign Fifth Amendment of Schedule A to Jail Services Agreement Renewal Amendment with City of Arlington.	Approved
Authorize Mayor to Sign First Amendment of Schedule A to Jail Services Agreement with the Stillaguamish Tribe.	Approved
Authorize Mayor to Sign First Amendment of Schedule A to Jail Services Agreement with Sauk-Suiattle Tribe.	Approved
Authorize Mayor to Sign Interlocal Agreement with Snohomish County Regarding Commute Trip Reduction.	Approved
Authorize the Mayor to Sign Interlocal Agreement with Snohomish County for the 51 <sup>st</sup> Avenue/122 <sup>nd</sup> Place N.E. Intersection Improvements Project.	Removed
Authorize Mayor to Sign Contract with Commercial Fence Corporation Fencing at Edward Springs Reservoir Subject to City Attorney Approval.	Approved

Authorize Completion of Application for Coordinated Prevention Grant Off-Set Cycle; January 1, 2007 – December 31, 2008; and Local Match of \$10,000 to State Funds.	Approved
Approve Master License Service Partnership Agreement with the State of Washington.	Approved
Approve 2007 Harley Davidson Law Enforcement Lease Agreement.	Approved
Authorize Mayor to Sign Department of Army License for Police Use of Yakima Training Center Military Installation.	Approved
Authorize Mayor to Sign Memorandum of Understanding to Provide Funding for Certified Drug Recognition Experts (DRE); Washington Traffic Safety Commission.	Approved
<b>Review Bids</b>	
<b>Public Hearings</b>	
Smokey Point Annexation/Prezone; PA 06017.	Hearing
North Lakewood Annexation/Prezone; PA 06019.	Hearing
<b>Current Business</b>	
<b>New Business</b>	
<b>Legal</b>	
<b>Ordinances and Resolutions</b>	
Adopt an Ordinance of the City of Marysville, Washington Repealing the Moratorium on the Filing and Receipt of Applications for Detached Single Family Residential Permits Not Located on an Individual Lot and Repealing Ordinance No. 2659.	Approved Ord. No. 2671
Adopt an Ordinance of the City of Marysville Renaming a Portion of 88th Street "Ingraham Boulevard".	Approved Ord. No. 2672
Adopt an Ordinance of the City of Marysville Amending MMC 11.08.170 Relating to Moving and Reparking Vehicles to Avoid Time Limit Regulations.	Approved Ord. No. 2673
Adopt an Ordinance of the City of Marysville, Washington Authorizing the Condemnation, Appropriation, Taking and Damaging of Land and Other Property for Purposes of Improving the Intersection of Third Street and 47th Avenue N.E.	Approved Ord. No. 2674
Adopt an Ordinance of the City of Marysville, Washington, Setting Forth the Agreement Between the City of Marysville and Clearwire US LLC, a Nevada Limited Liability Company, Granting Clearwire US LLC, Its Successors and Assigns a Nonexclusive Franchise to Construct, Operate, Maintain, Remove, Replace and Repair Wireless Facilities within City Right-of-Way.	Approved Ord. No. 2675
Adopt a Resolution of the City of Marysville Proclaiming and Implementing the National Incident Management System (NIMS) as the Standard Format for All Incidents Occurring in the City of Marysville in Compliance with Homeland Security Directive (HSPD)-5.	Continued
Adopt a Resolution of the City of Marysville Stating Its Intention to Annex and Prezone Certain Unincorporated Area, Known as the Smokey Point Annexation, Into the City, and Transmitting the Matter to the Snohomish	Approved Res. No. 2193

November 13, 2006

Marysville City Council  
7:00 p.m.

000326

City Hall

County Boundary Review Board for Approval.	
Adopt a Resolution of the City of Marysville, Stating Its Intention to Annex and Prezone Certain Unincorporated Area, Known as the North Lakewood Annexation into the City, and Transmitting the Matter to the Snohomish County Boundary Review Board for Approval.	Approved Res. No. 2194
<b>Information Items</b>	
<b>Mayor's Business</b>	
Designate Voting Delegate to National League of Cities Congress of Cities: Donna Wright.	Approved
Designate Snohomish Health District Representative: Donna Wright.	Approved
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	9:55 P.M.
<b>Executive Session</b>	10:00 P.M.
<b>Real Estate- 1 item</b>	10:05 P.M.
<b>Litigation -1 item</b>	
<b>Personnel - 1 item</b>	Authorize Mayor to Sign Settlement Agreement.
<b>Adjournment</b>	10:07 P.M.

## MARYSVILLE CITY COUNCIL MEETING

November 13, 2006

7:00 p.m.

City Hall

### CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Dennis Kendall called the November 13, 2006 meeting of the Marysville City Council to order at 7:00 p.m. The invocation was led by Dr. Kathy Johnson, a practicing Wiccan. Mayor Kendall led those present in the Pledge of Allegiance.

### ROLL CALL

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

**Mayor:** Dennis Kendall

**Council:** Mayor Pro Tem Jon Nehring, Lee Phillips, Carmen Rasmussen, Jeff Seibert, John Soriano, and Jeff Vaughan.

**Staff:** Mary Swenson, Chief Administrative Officer; Grant Weed, City Attorney; Sandy Langdon, Finance Director; Kevin Nielsen, City Engineer; Gloria Hirashima, Community Development Director; Robb Lamoureux, Police Commander; Jim Ballew, Parks and Recreation Director; and Laurie Hugdahl, Recording Secretary.

**Motion** made by Councilmember Seibert, seconded by Councilmember Rasmussen, to excuse the absence of Councilmember Donna Wright. **Motion** passed unanimously (6-0).

### COMMITTEE REPORTS

CORRECTED: SEE 11/21/06  
MINUTES Seibert / SB Swenson

Councilmember Seibert reported on the Public Safety Committee meeting. Topics included:

- Overtime usage update – lower than at this time last year
- Dispatch switchover – relatively seamless, but no real way to handle animal calls
- Red light enforcement – vendor will be giving presentation to committee soon

Councilmember Rasmussen reported on the Parks Advisory Board meeting.

- Washington State Patrol background investigation fee being temporarily deferred until legislation can be passed.
- NRPA Conference overview

- Whiskey Ridge Annexation Master Plan – recreational alternatives
- Bayview Ridge trail program
- Information regarding the benefit of non-profit foundations
- Discussion regarding Kiwanis Park ideas
- Two memorial requests given to the Board to approve for Jennings Park memorials
- Jim Ballew gave a gateways presentation

## PRESENTATIONS

- **Association of Washington Cities Presentation**

Paul Chasco, Assistant Director for Insurance Services for Association of Washington Cities, presented the City with two checks totaling about \$30,000. The checks were related to the Workers Compensation Retrospective Rating System for years 2004-2005.

- **Swear-In New Police Officer Matt Goolsby.**

Officer Goolsby was sworn in and welcomed back to the City.

- **Master Licensing Presentation – Department of Revenue**

Steve Boruchowitz, Outreach and Marketing Manager for the Department of Revenue, discussed the benefits and details of master licensing.

- **Budget Presentation.**

Sandy Langdon and Mary Swenson delivered a PowerPoint presentation regarding the 2007 Preliminary Budget, as contained in the Council's packet.

Comments and Questions:

Mayor Pro Tem Nehring requested more detail regarding the 37% "Miscellaneous" portion of the 2007 Preliminary Revenue Budget pie chart on page 6. Ms. Langdon indicated she would get more specific information on that.

Mayor Pro Tem Nehring asked who would pay the utility business tax. Director Langdon explained that everyone, not just businesses, would pay this tax.

Councilmember Seibert referred to the \$66,000 in Overlay Projects and \$730,000 in Road Maintenance and asked which portion of that was for road overlays. City Engineer Nielsen explained that all of it was for overlays.

Councilmember Rasmussen asked about the amount of sales tax revenue the City receives per dollar. Director Langdon explained that for every \$100 in sales, the City gets 95¢ in sales tax.

Councilmember Seibert asked if the Downtown Master Plan would be a planned action EIS. Community Development Director Hirashima responded that it would not. It will be a subarea plan with an emphasis on road systems, traffic flow, bike paths and storm water. Councilmember Seibert commented that it should make it easier to redevelop the downtown. Ms. Hirashima concurred.

Mayor Pro Tem Nehring asked what the sales tax percentage was in 2006. Ms. Langdon estimated approximately 4-5%. Mayor Pro Tem Nehring asked about an estimate for 2008. Ms. Langdon indicated that staff could bring that back. Mayor Pro Tem Nehring commented that since the whole point of the economic development was to increase this "part of the pie," he would like to see if this is indeed increasing as a result of those efforts. Ms. Langdon discussed anticipated revenues at the end of 2007 that had not been taken into account with this budget.

Councilmember Vaughan asked how much more we are spending on streets in 2007 than in 2006. Ms. Swenson stated that they will be spending less than in 2006 if the Council does not approve the Utility Tax increase of 1%. Councilmember Vaughan commented that economic development has been the focus for the last several years with the promise of better roads for the City. He expressed concern that now the funds are coming in and we are asking the constituents to pay more taxes to pay for the streets. Chief Administrative Officer Swenson discussed the costs of the large annexations that have occurred with no revenue coming in from those yet. Councilmember Vaughan stated that he is surprised that there is not more allocated from economic development money for streets, but he does understand the situation with the annexations.

Councilmember Seibert explained why the City had to annex when it did in order to avoid an even worse situation. He suggested taking \$200,000 out of the Unrestricted Reserve and \$200,000 out of the Construction Sales Tax Reserve in order to avoiding taking the 1% Utility Tax. Chief Administrative Officer Swenson stated that Council could do that, but that staff feels that capital needs are more pressing. Mayor Pro Tem Nehring said he appreciated Councilmember Seibert's thoughts on that.

Councilmember Rasmussen concurred. She stated that it was creative solution to avoid raising a tax. She discussed her reservations about taking a utility tax since she feels that those who can least afford it are the most impacted. Director Langdon commented that there is a utility tax rebate for senior citizens and low-income residents. Ms. Rasmussen felt that the people she was concerned about would not qualify for either of those.

Councilmember Seibert noted that the City has already been doing rate increases for sewer and water with the 2% annual rate adjustment. He requested a chart showing the relationship between property tax revenue and assessed value in order to further clarify this issue.

There was consensus to have Councilmember Seibert's proposal (\$200,000 from Unrestricted Reserve plus \$200,000 from Construction Sales Tax Reserve) included as an alternative.

## **AUDIENCE PARTICIPATION**

Sharon Todd, 6925 47<sup>th</sup> Avenue #1, Marysville, WA 98270.

Ms. Todd addressed concerns regarding missing mid-block crosswalks after the downtown repaving. This has created an inconvenience for those who need to cross mid-block. She also discussed issues related to a ramp at 75<sup>th</sup>.

City Engineer Kevin Nielsen explained that mid-block crosswalks are not recommended on a street like State Avenue for safety reasons. He said that staff would take a look at the ramp issues at 75<sup>th</sup>. Councilmember Seibert also spoke to the dangers of mid-block crosswalks.

Susan Geddes, 1010 43<sup>rd</sup> Street NE, Marysville

Ms. Geddes spoke on behalf of the marina property. She stated that the City needs to take responsibility for dredging the marina property that is being used for storm drainage.

City Attorney Grant Weed stated that since this is a matter of pending litigation is will be addressed in that forum.

Ms. Geddes referred to a letter stating the City's intent to budget in dredging. She presented the letter to Grant Weed.

## **APPROVAL OF MINUTES**

- 1. Approval of October 16, 2006 City Council Work Session Minutes.**

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

**2. Approval of October 23, 2006 City Council Meeting Minutes.**

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

**3. Approval of October 30, 2006 City Council Budget Workshop Minutes.**

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

**4. Approval of November 2, 2006 City Council Budget Workshop Minutes.**

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

**5. Approval of November 6, 2006 City Council Work Session Minutes.**

**Motion** made by Mayor Pro Tem Nehring, seconded by Councilmember Soriano, to approve the minutes as presented. Councilmember Phillips indicated he would be abstaining since he did not attend the November 6 Work Session. **Motion** passed (5-0) with Councilmember Phillips abstaining.

**CONSENT AGENDA**

Mayor Kendall noted that item 21 had been removed from the agenda. Councilmember Soriano requested the removal of item 20.

CORRECTED: SEE 11/27/06
MINUTES Rasmussen slb

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Soriano, to approve the following Consent Agenda Items 6-19, 22, and 25-28:

6. **Approval of October 25, 2006 Claims in the Amount of \$872,364.44; Paid by Check No. 34651 through 34804 with Check No. 24446 Void.**
7. **Approval of November 1, 2006 Claims in the Amount of \$374,431.28; Paid by Check No. 34805 through 34952 with Check No. 34192 Void.**
8. **Approval of November 8, 2006 Claims in the Amount of \$1,281,466.61; Paid by Check No. 34953 through 35176.**



9. **Approval of October 20, 2006 Payroll in the Amount of \$561,210.73; Paid by Check No. 16949 through 17004 with Check No. 16867 Void.**
10. **Approval of November 3, 2006 Payroll in the Amount of \$887,014.12; Paid by Check No. 17005 through 17072.**
11. **Approval of Liquor License Renewals for Alf's Pizza & Pasta (9330 State Avenue); Buzz Inn (1115 State Avenue); Danny's Midway Pub & Grill (14824 Smokey Point Boulevard); Mary's Grocery & Deli (15218 Smokey Point Boulevard); and Haggen Food & Pharmacy #77 (3711 88th Street NE #A).**
12. **Approval of New Liquor License for SK Food Mart (9515 State Avenue).**
13. **Authorize Mayor to Sign Master Services Agreement with Securus Technologies for Inmate Telephone Service.**
14. **Authorize Mayor to Sign Fifth Amendment of Schedule A to Jail Services Agreement with City of Lake Stevens.**
15. **Authorize Mayor to Sign Second Amendment of Schedule A to Jail Services Agreement Renewal Amendment with Tulalip Tribes.**
16. **Authorize Mayor to Sign Fifth Amendment of Schedule A to Jail Services Agreement Renewal Amendment with City of Arlington.**
17. **Authorize Mayor to Sign First Amendment of Schedule A to Jail Services Agreement with the Stillaguamish Tribe.**
18. **Authorize Mayor to Sign First Amendment of Schedule A to Jail Services Agreement with Sauk-Suiattle Tribe.**
19. **Authorize Mayor to Sign Interlocal Agreement with Snohomish County Regarding Commute Trip Reduction.**
22. **Authorize Completion of Application for Coordinated Prevention Grant Off-Set Cycle; January 1, 2007 – December 31, 2008; and Local Match of \$10,000 to State Funds.**
25. **Approval of Master License Service Partnership Agreement with the State of Washington.**
26. **Approval of 2007 Harley Davidson Law Enforcement Lease Agreement.**

27. **Authorize Mayor to Sign Department of Army License for Police Use of Yakima Training Center Military Installation.**
28. **Authorize Mayor to Sign Memorandum of Understanding to Provide Funding for Certified Drug Recognition Experts (DRE); Washington Traffic Safety Commission.**

**Motion** passed unanimously (6-0).

20. **Authorize Mayor to Sign Contract with Commercial Fence Corporation Fencing at Edward Springs Reservoir Subject to City Attorney Approval.**

Councilmember Seibert asked what was different about this agenda bill. City Engineer Nielsen stated that the only change was that the City Attorney had reviewed it. Councilmember Seibert requested that in the future any changes be clearly marked.

**Motion** made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve Consent Agenda item 20 regarding fencing at Edward Springs Reservoir. **Motion** passed unanimously (6-0).

**REVIEW BIDS – None.**

#### **PUBLIC HEARING**

23. **Smokey Point Annexation/Prezone; PA 06017.**

Mayor Kendall opened the hearing at 8:40 p.m. Community Development Director Hirashima reviewed the proposed annexation. Grant Weed emphasized that there were two purposes for the hearing: to receive public comment on the annexation proposal and also on the prezone of the property.

Public Testimony:

Brent Carson, Buck and Gordon Law Firm

Mr. Carson said he represented Mr. Tossey. Mr. Tossey and his company own or control over half of the area and that they are in favor of the annexation. Mr. Carson mentioned that they have hired architects to work on their own master plan. They hope to work in conjunction with the Pertee study and would like to be involved in the Master Plan process. He commented that they would like to see additional land use concepts. He felt that others could be considered for the north Marysville area.

Seeing no further comments, the hearing was closed at 8:47 p.m.

**24. North Lakewood Annexation/Prezone; PA 06019.**

The hearing was opened at 8:55 p.m. Gloria Hirashima reviewed the annexation proposal and prezone information.

**Public Testimony:**

Jeanine Lish, 17729 25<sup>th</sup> Avenue NE.

Ms. Lish said she resides in the R8 section on the map. She said that the change in zoning would force them to move due to increased property values. She was upset about having to hook up to Marysville water. She noted that the people to the north and south already have plans for development. She wanted to know how long they have until they are forced to move. She also wanted to know what could be done to improve the taste of Marysville water.

City Engineer Nielsen proudly discussed the exceptional quality of Marysville's water. He commented that the area in which Ms. Lish was complaining about the quality of water was Crystal Tree Mobile Home Park. The mobile home park has a private system.

Councilmember Seibert added that she would not be required to hook up to water and sewer unless she wanted to. He asked Ms. Hirashima to provide her with an annexation brochure that contains commonly asked questions and answers. Ms. Hirashima indicated that she would do so. She remarked that the area in which Ms. Lish resides was included in Marysville's UGA in 2006 by Snohomish County. She noted that the City's annexation zoning is in line with the county's zoning.

Ms. Lish then requested a higher zoning for this area since they have to move anyway. Ms. Hirashima discussed the City's reasoning for zoning this area R8, consistent with the Comprehensive Plan.

Ralph Krutsinger, 409 148<sup>th</sup> Street NE, Arlington.

Mr. Krutsinger spoke on behalf of five of the six property owners in this area in favor of the annexation and prezone.

Phyllis MacKenzie, 1528 172<sup>nd</sup> Street NE, Marysville.

Ms. MacKenzie encouraged the Council to approve this annexation and bring it into the City. She commented on the high quality of water in the area.

The hearing was closed at 9:13 p.m.

**CURRENT BUSINESS – None.**

**NEW BUSINESS –None.**

**LEGAL – None.**

**ORDINANCES AND RESOLUTIONS**

- 30. An Ordinance of the City of Marysville, Washington Repealing the Moratorium on the Filing and Receipt of Applications for Detached Single Family Residential Permits Not Located on an Individual Lot and Repealing Ordinance No. 2659.**

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Soriano, to approve Ordinance 2671. **Motion** passed unanimously (6-0).

- 31. An Ordinance of the City of Marysville Renaming a Portion of 88th Street "Ingraham Boulevard".**

**Motion** made by Councilmember Seibert, seconded by Councilmember Phillips, to approve Ordinance 2672. **Motion** passed unanimously (6-0).

- 32. An Ordinance of the City of Marysville Amending MMC 11.08.170 Relating to Moving and Reparking Vehicles to Avoid Time Limit Regulations.**

**Motion** made by Mayor Pro Tem Nehring, seconded by Councilmember Vaughan, to approve Ordinance 2673. **Motion** passed unanimously (6-0).

- 33. An Ordinance of the City of Marysville, Washington Authorizing the Condemnation, Appropriation, Taking and Damaging of Land and Other Property for Purposes of Improving the Intersection of Third Street and 47th Avenue N.E.**

**Motion** made by Mayor Pro Tem Nehring, seconded by Councilmember Vaughan, to approve Ordinance 2674. **Motion** passed unanimously (6-0).

- 34. An Ordinance of the City of Marysville, Washington, Setting Forth the Agreement Between the City of Marysville and Clearwire US LLC, a Nevada Limited Liability Company, Granting Clearwire US LLC, Its Successors and Assigns a Nonexclusive Franchise to Construct, Operate, Maintain, Remove, Replace and Repair Wireless Facilities within City Right-of-Way.**

**Motion** made by Councilmember Soriano, seconded by Mayor Pro Tem Nehring, to approve Ordinance 2675. **Motion** passed unanimously (6-0).

**35. A Resolution of the City of Marysville Proclaiming and Implementing the National Incident Management System (NIMS) as the Standard Format for All Incidents Occurring in the City of Marysville in Compliance with Homeland Security Directive (HSPD)-5.**

- Mayor Kendall referred to a letter from Craig Shankle in opposition to this Resolution.
- Councilmember Rasmussen requested the removal of this item until the next cycle to allow time to review the concerns.
- Councilmember Soriano concurred.
- Councilmember Phillips concurred and suggested making the language more clear on a local level.
- Grant Weed commented that just because the City adopts this Resolution doesn't strip the police of its powers on a local level.
- Councilmember Phillips suggested defining "domestic incident"
- Grant Weed noted that there is language in the policies that we are agreeing to follow that discusses that, but it could be added also.
- There was consensus to continue this item until the next cycle.

**36. A Resolution of the City of Marysville Stating Its Intention to Annex and Prezone Certain Unincorporated Area, Known as the Smokey Point Annexation, Into the City, and Transmitting the Matter to the Snohomish County Boundary Review Board for Approval.**

**Motion** made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve Resolution 2193 regarding the Smokey Point Annexation and Prezone.

**Motion** passed unanimously (6-0).

An audience member indicated that they would like to comment.

**Motion** made by Councilmember Phillips, seconded by Councilmember Soriano, to reopen the public hearing on the Smokey Point Annexation. **Motion** failed 4-2 to reopen the hearing.

**37. A Resolution of the City of Marysville, Stating Its Intention to Annex and Prezone Certain Unincorporated Area, Known as the North Lakewood Annexation into the City, and Transmitting the Matter to the Snohomish County Boundary Review Board for Approval.**

**Motion** made by Mayor Pro Tem Nehring, seconded by Councilmember Soriano, to approve Resolution 2194 regarding the North Lakewood Annexation. **Motion** passed unanimously (6-0).

## MAYOR'S BUSINESS

### 38. Select Voting Delegate to National League of Cities Congress of Cities.

**Motion** made by Councilmember by Councilmember Soriano, seconded by Councilmember Seibert to designate Donna Wright as a voting delegate at the National League of Cities Congress of Cities. **Motion** passed unanimously (6-0).

### Snohomish Health District Nominee

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Phillips, that Donna Wright maintain her position on the Snohomish Health District. **Motion** passed unanimously (6-0).

Mayor Kendall discussed an email from Cities and Towns regarding bylaws and information regarding running for different boards.

He commented that he would be leaving town for three days to an aerospace exposition in Anaheim and then to Arizona until the 26<sup>th</sup>.

## STAFF BUSINESS

**Greg Corn** gave the latest statistics on the election.

**Jim Ballew** said that Healthy Communities had a great meeting. Crews are working hard dealing with the winter activity. There will be a tour of Kiwanis Park this weekend. There will also be an open house at the Ken Baxter Community Center. The Turkey Chase Fun Run will be held on Saturday, November 18.

**Kevin Nielsen** stated that his crews also have been dealing with the extreme water and weather events.

The PSRC grant for triangle access is not looking good, but he is optimistic about the future.

The Tribes attended the hearing. It was a great showing.

**Gloria Hirashima** noted that there will be an open house on Thursday regarding the Whiskey Ridge Master Plan.

The Park and Ride Hearing will also be on Thursday.

**Grant Weed** remarked that Cheryl Beyer gave a stimulating presentation to city staff on the Public Records Act.

He discussed a recent State Supreme Court decision of statewide significance regarding annexation matters.

An Executive Session was needed to discuss one pending litigation item, one real estate item and one personnel item. Action was expected to be taken on one item and the total time needed was 15 minutes.

**Mary Swenson** thanked Larry Larson and Paul Roberts for monitoring the emergency situation resulting from the storms.

**Sandy Langdon** expressed appreciation to Cheryl Beyer for her enthusiastic presentation.

The Finance Committee was scheduled to meet on Wednesday, but there was nothing on the agenda. There was consensus by Councilmembers Seibert and Phillips to cancel the meeting until December.

**Robb Lamoureux** updated the Council on recent events at a local business.

#### **CALL ON COUNCILMEMBERS**

**Jon Nehring** asked how Strawberry Fields was doing. Jim Ballew said it was very wet.

**John Soriano** referred to the passage of Proposition 1. He commended Captain Jeff Cole and his helpers who spent a lot of time on this.

**Lee Phillips** asked about a possible date to bring the topic of mitigation rebate back to the Council. Ms. Swenson said it would probably be in January. He asked about the change in speed limit at State Avenue and 116<sup>th</sup>. Kevin Nielsen replied that they are doing traffic counts on this right now to study the issue. He expressed concern about the effective date of Council salaries. Mayor Kendall explained that it had already been addressed.

**Carmen Rasmussen** asked about the possibility of traffic flagging during emergency situations. Mary Swenson indicated that they would look into that. Kevin Nielsen commented that in the future they will be able to change the timing on lights simultaneously by utilizing video cameras.

She commented that the Whiskey Ridge Trail has the potential to be a very exciting trail system that might connect to the Centennial Trail system.

She suggested a "Buy Marysville" campaign for Christmas to encourage people to remember that spending money in Marysville helps with the budget.

**Jeff Seibert** discussed traffic issues associated with backups on I-5. Kevin Nielsen responded that they will be able to do modeling with the new software to determine the best solutions.

He suggested a reader board on 528 coming down the hill.

#### **INFORMATION ITEMS –None.**

**ADJOURNMENT**

Mayor Kendall recessed at 9:55 into Executive Session, which began at 10:00 p.m.

**EXECUTIVE SESSION**


Council met in Executive Session at 10:00 p.m. to discuss one item each under personnel, litigation, and real estate.


Council reconvened into Regular Session at 10:05 p.m. **Motion** by Councilmember Vaughan, Second by Councilmember Nehring to authorize the Mayor to sign the settlement proposal as discussed in Executive Session. Motion passed Unanimously.

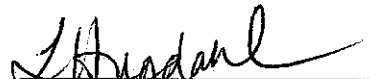
**ADJOURNMENT**

Seeing no further business, Mayor Kendall adjourned the meeting at 10:07 p.m.

Approved this 27<sup>th</sup> day of November, 2006.

  
 Mayor  
 Dennis Kendall

  
 Deputy City Clerk  
 Lillie Lein

  
 Recording Secretary  
 Laurie Hugdahl