

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
Approve absence of Donna Wright.	Approved
<b>Approval of Minutes</b>	
Approve April 28, 2008 City Council Meeting Minutes.	Approved
Approve May 5, 2008 City Council Work Session Minutes.	Approved
<b>Presentations</b>	
Employee of the Month – Sandra Gyurkovics, Computer Support Technician	
Proclamation – Snohomish County Bike to Work & School Day 2008	
<b>Consent Agenda</b>	
Approval of May 7, 2008 Claims in the Amount of \$1,276,778.33; Paid by Check No.'s 46110 through 47339.	Approved
Approval of May 5, 2008 Payroll in the Amount of \$1,156,851.39; Paid by Check No.'s 19504 through 19587	Approved
Approval of Special Events Application for Marysville Downtown Merchants Association for Homegrown 2008 on August 8th, and August 9th to include the closure of 3rd Street between State Avenue and Alder Avenue, as well as the Alley between 3rd Street and 4th Street, as Requested by the Applicant.	Approved
Authorize the Mayor to Sign the Professional Services Agreement with Harris and Associates for the State Avenue Phase III Corridor Improvements, 136th Street NE to 152nd Street NE Project in the Amount of \$1,521,681.00.	Approved
Authorize the Mayor to Sign the Northwest Management Systems – Supplemental Agreement No. 1 for a Time Extension on the Update of the City's Pavement Management System.	Approved
Authorize the Mayor to Sign the Partner Agreement and Service Agreement Supplement with CnR, Inc. to Install and Maintain our Mitel VoIP Phone System.	Approved
Approval of April 30, 2008 Claims in the Amount of \$213,706.85; Paid by Check No.'s 46976 through 47109.	Approved
<b>Review Bids</b>	
Award Bid to Schwetz Construction, Inc. for the Grove Street and 67th Avenue Intersection Improvements Project.	Approved
Award Bid to Neptune Technology Group, Inc. for the 2008 Fixed Network Automated Meter Reading (AMR) System Water Meter Equipment Procurement Project.	Approved
Award Bid to Capital Industries for the Solid Waste Container Purchase for the Year of 2008.	Approved
<b>Public Hearings</b>	
<b>New Business</b>	
Supplemental Utility Construction Agreement No. 1 with WSDOT in the Amount of \$283,092 and to Approve a 5% Management Reserve of \$47,000 for a Total Allocation of \$1,178,526 for the SR528 Water Main (I-5 to State Avenue) Project.	Approved

Interlocal Agreement GCA-5715 with Washington State Department of Transportation for Police Traffic Control Services.	Approved
A Resolution of the City of Marysville, Washington Authorizing a Sole Source Purchase and/or Purchase Involving Special Facilities Pursuant to RCW 39.04.280(1)(a) and (b) with ACLARA (Formerly Hexagram, Inc.) for Fixed Network Automated Meter Read (AMR) System.	Approved Res. 2243
A Resolution of the City of Marysville, Providing for the Submission to the Qualified Electors of the City at a Special Election to be Held within the City on August 19, 2008, in Conjunction with the State Primary Election, a Proposition Authorizing a Regular Levy on Property Taxes to be Made in 2008 for Collection in 2009 and Continuing Thereafter. This Proposition would Authorize the City to set an Amount not to Exceed Fifty Cents (\$.50) Per Thousand Dollars (\$1,000.00) of Assessed Valuation for 2008, and thereafter Pursuant to RCW 84.55.050 and Subject to any Otherwise Applicable Statutory Dollar Rate Limitations; the Proceeds from Such Levy to be used for the Provisions of Emergency Medical Care and Services.	Approved Res. 2244
A Resolution of the City of Marysville, Declaring Monday, May 12, 2008 "Joseph M. Cerfus Day in Marysville".	Approved Res. 2242
<b>Legal</b>	
<b>Mayor's Business</b>	
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	7:59 p.m.

# COUNCIL



# MINUTES

## **Regular Meeting** May 12, 2008

### **Call to Order / Pledge of Allegiance**

Mayor Dennis Kendall called the May 12, 2008 meeting of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. 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:** Councilmember Jon Nehring, Councilmember Lee Phillips, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, and Councilmember Jeff Vaughan

**Absent:** Donna Wright

**Also Present:** Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, Police Chief Rick Smith, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, City Attorney Craig Knutson, Computer Support Technician Sandra Gyurkovics, Information Services Manager Worth Norton, Fire Chief Greg Corn, City Clerk Tracy Jeffries, and Recording Secretary Laurie Hugdahl

CAO Swenson reported that Donna Wright was in Washington DC.

**MOTION** made by Councilmember Nehring, seconded by Councilmember Seibert, to approve the absence of Councilmember Wright. **MOTION** passed unanimously (6-0).

## Committee Reports

Councilmember Jeff Seibert reported on the May 2 **Public Works Committee** meeting where the following topics were discussed:

- Rate schedule for water/sewer in the city based on annexation projections
- Staff update on Edward springs well #1
- Looking at doing away with Seven Lakes area emergency inter-tie contract.
- Arlington Christian School water main.
- Transportation Improvement District update
- Weekly summary with Verizon

## Presentations

A. Employee of the Month.

Mayor Kendall presented Sandra Gyurkovics, Computer Support Technician, with the Employee of the Month award for May 2008.

B. Proclamation - Snohomish County Bike to Work & School Day 2008.

Mayor Kendall read the proclamation designating May 16, 2008 as Snohomish County Bike to Work and School Day in the City of Marysville and encouraging all citizens to join in this observation by both riding their bicycles and safely sharing the road with bicycles during May, National Bike Month.

## Audience Participation

Laura Carver, 4827 67th Street NE A201, Marysville, WA 98270, discussed concerns about the upcoming Strawberry Festival Carnival. She asked if the noise issues had been addressed.

Parks and Recreation Director Jim Ballew said they had met with MaryFest recently and discussed this issue. The hours of operation will be the same on the weekends, but tear down of the carnival will not be occurring on Sunday night as it did last year. They will be able to wait until Monday. Staff hopes to have a dramatic change from last year.

## Approval of Minutes

2. Approval of April 28, 2008 City Council Meeting Minutes.

**MOTION** made by Councilmember Nehring, seconded by Councilmember Vaughan, to approve the April 28, 2008 City Council Meeting Minutes. **MOTION** passed unanimously (6-0).

3. Approval of May 5, 2008 City Council Work Session Minutes.

Councilmember Rasmussen referred to page 5 of 7. She noted that Councilmember Soriano also helped at this Fishing Derby. His name should be added to the names of Councilmembers who attended under Jim Ballew's comments under Staff Business.

**MOTION** made by Councilmember Soriano, seconded by Councilmember Nehring, to approve the minutes as amended. **MOTION** passed unanimously (6-0).

### **Consent Agenda**

CAO Mary Swenson noted that on item 7, the City should be named as an additional insured on the certificate. City Attorney Knutson suggested that Council could approve item 7 conditionally upon the approval of the insurance certificate

Councilmember Vaughan requested that item 4 be removed from the Consent Agenda.

**MOTION** made by Councilmember Nehring, seconded by Councilmember Soriano, to approve items 5, 6, 7, 11, 13, and 14 as follows:

5. Approval of May 7, 2008 Claims in the Amount of \$1,276,778.33; Paid by Check No.'s 46110 through 47339.
6. Approval of May 5, 2008 Payroll in the Amount of \$1,156,851.39; Paid by Check No.'s 19504 through 19587.
7. Approval of Special Events Application for Marysville Downtown Merchants Association for Homegrown 2008 on August 8th, and August 9th to include the closure of 3rd Street between State Avenue and Alder Avenue, as well as the Alley between 3rd Street and 4th Street, as Requested by the Applicant.
11. Authorize the Mayor to Sign the Professional Services Agreement with Harris and Associates for the State Avenue Phase III Corridor Improvements, 136th Street NE to 152nd Street NE Project in the Amount of \$1,521,681.00.
13. Authorize the Mayor to Sign the Northwest Management Systems – Supplemental Agreement No. 1 for a Time Extension on the Update of the City's Pavement Management System.
14. Authorize the Mayor to Sign the Partner Agreement and Service Agreement Supplement with CnR, Inc. to Install and Maintain our Mitel VoIP Phone System.

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

4. Approval of April 30, 2008 Claims in the Amount of \$213,706.85; Paid by Check No.'s 46976 through 47109.

Councilmember Vaughan expressed concern about HIPA requirements being met for the listing of LEOFF 1 reimbursement payments that were made. Sandy Langdon indicated they would look into that.

**MOTION** made by Councilmember Vaughan, seconded by Councilmember Seibert, to approve item 4. **MOTION** passed unanimously (6-0).

#### **Review Bids**

8. Award Bid to Schwetz Construction, Inc. for the Grove Street and 67th Avenue Intersection Improvements Project.

**MOTION** made by Councilmember Nehring, seconded by Councilmember Rasmussen, to authorize the Mayor to award the bid for the Grove Street and 67th Avenue Intersection Improvements project to Schwetz Construction, Inc. in the amount of \$176,191.20 including Washington State Sales Tax and approve a management reserve of \$10,000 for a total allocation of \$186,191.20. **MOTION** passed unanimously (6-0).

9. Award Bid to Neptune Technology Group, Inc. for the 2008 Fixed Network Automated Meter Reading (AMR) System Water Meter Equipment Procurement Project.

**MOTION** made by Councilmember Rasmussen, seconded by Councilmember Soriano, to award the Meter Equipment Procurement to Neptune Technology Group, Inc. for \$1,234,057.30 and authorize the Mayor to sign the contract. **MOTION** passed unanimously (6-0).

10. Award Bid to Capital Industries for the Solid Waste Container Purchase for the Year of 2008.

**MOTION** made by Councilmember Soriano, seconded by Councilmember Vaughan, to award the bid for solid waste containers for the year 2008 to Capital Industries, Inc. in the amount of \$67,741.32 including Washington State Sales Tax. **MOTION** passed unanimously (6-0).

#### **Public Hearings - None**

#### **New Business**

12. Supplemental Utility Construction Agreement No. 1 with WSDOT in the Amount of \$283,092 and to Approve a 5% Management Reserve of \$47,000 for a Total Allocation of \$1,178,526 for the SR528 Water Main (I-5 to State Avenue) Project.

Kevin Nielsen reported that he had followed up with WSDOT about reader boards. Those will go out as early as possible.

**MOTION** made by Councilmember Rasmussen, seconded by Councilmember Nehring, to authorize the Mayor to sign the Utility Construction Agreement Supplemental No. 1 with WSDOT in the amount of \$283,092, and to approve a 5% management reserve of \$47,000 for a total allocation of \$1,178,526. **MOTION** passed unanimously (6-0).

15. Interlocal Agreement GCA-5715 with Washington State Department of Transportation for Police Traffic Control Services.

City Attorney Craig Knutson stated that negotiations with state were successfully resolved.

Councilmember Soriano asked for clarification of the Additional Work section. Kevin Nielsen reviewed this section.

**MOTION** made by Councilmember Soriano, seconded by Councilmember Vaughan, to authorize the Mayor to sign the Interlocal Agreement GCA-5715 with the WSDOT for police traffic control services. **MOTION** passed unanimously (6-0).

16. A Resolution of the City of Marysville, Washington Authorizing a Sole Source Purchase and/or Purchase Involving Special Facilities Pursuant to RCW 39.04.280(1)(a) and (b) with ACLARA (Formerly Hexagram, Inc.) for Fixed Network Automated Meter Read (AMR) System.

**MOTION** made by Councilmember Rasmussen, seconded by Councilmember Seibert, to approve Resolution 2243. **MOTION** passed unanimously (6-0).

17. A Resolution of the City of Marysville, Providing for the Submission to the Qualified Electors of the City at a Special Election to be Held within the City on August 19, 2008, in Conjunction with the State Primary Election, a Proposition Authorizing a Regular Levy on Property Taxes to be Made in 2008 for Collection in 2009 and Continuing Thereafter. This Proposition would Authorize the City to set an Amount not to Exceed Fifty Cents (\$.50) Per Thousand Dollars (\$1,000.00) of Assessed Valuation for 2008, and thereafter Pursuant to RCW 84.55.050 and Subject to any Otherwise Applicable Statutory Dollar Rate Limitations; the Proceeds from Such Levy to be used for the Provisions of Emergency Medical Care and Services.

Councilmember Rasmussen noted that the date needs to be changed to the current date on the last page under Adoption.

Councilmember Seibert asked if legal counsel had had an opportunity to review this. City Attorney Knutson explained that City Attorney Grant Weed has been working with the County to get an acceptable ballot title and has reviewed this.

Chief Corn advised Council that an identical item will come back to them for adoption for the general election because they won't know the outcome of the primary before the time limit for filing for the general election.

Councilmember Rasmussen expressed some concern about the wording of the title. City Attorney Knutson discussed the limitations faced in writing the title. Councilmember Rasmussen asked for confirmation that clarification of this issue would be part of the outreach portion. City Attorney Knutson confirmed that it would be.

Councilmember Nehring asked about restrictions for running in consecutive elections. Craig Knutson indicated he would look into that.

**MOTION** made by Councilmember Rasmussen, seconded by Councilmember Seibert, to adopt Resolution No. 2244. **MOTION** passed unanimously (6-0).

18. A Resolution of the City of Marysville, Declaring Monday, May 12, 2008 "Joseph M. Cerfus Day in Marysville".

**MOTION** made by Councilmember Vaughan, seconded by Councilmember Seibert, to adopt Resolution 2242 in honor of Joseph M. Cerfus. **MOTION** passed unanimously (6-0).

Legal - None

### **Mayor's Business**

Mayor Kendall indicated that more information about retreat/meeting dates would be coming soon.

He attended the open house today at the new Human Resources area.

### **Staff Business**

Kevin Nielsen gave an update on TIB funding.

Chief Rick Smith:

- His department will be holding an awards ceremony on June 6.
- He met with several other law enforcement agencies in the county. Information will be coming soon about auto theft legislation, an issue Sheriff Lovick was involved with in the past.
- There will be a wreath ceremony for the Law Enforcement Memorial on Thursday at 10:00 at the library.

Jim Ballew:

- The bid went out today for Strawberry Fields drainage project.
- He, Councilmember Vaughan and Commander Lamoureux met with 967 students at Marysville Middle School today to get the word out about the impacts of graffiti in Marysville. Totem Middle School will be on Thursday.

Chief Corn reported that the Sunnyside/Whiskey Ridge fire station walls are going up.



Craig Knutson had no comments.

Mary Swenson:

- Human Resources had an open house today at their new location.
- Planning Commission held the Smokey Pt. Master Plan hearing last week. Ms. Swenson commended Community Development Director Hirashima and Public Works Director Kevin Nielsen for their excellent work on that plan. She has heard nothing but positive feedback from those involved in the process.

Sandy Langdon had no comments.

Gloria Hirashima had no comments.

### **Call on Councilmembers**

Carmen Rasmussen

- The Cinco de Mayo event on Friday night was a very nice event and was attended by about 500 people.
- The USS Ingraham came in this week. She and some others were on hand to greet them.

Lee Philips had no comments.

John Soriano had no comments.

Jon Nehring had no comments.

Jeff Vaughan:

- The graffiti presentations at the middle school today went very well. He stated that Parks and Recreation Director Jim Ballew and Commander Lamoureux did an excellent job. They received a lot of positive comments from the staff at middle school.
- He referred to page 6 of the Council Rules. The reference to the Public Safety Building needs to be corrected to City Hall. He also expressed concern about the wording under Oral and Written Comments regarding the conditions for extending the 3-minute limit. There was some discussion about looking into this. Councilmember Vaughan suggested including a copy of the rules in Council's packets in case they needed to refer to them.

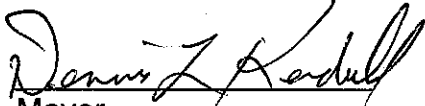
Jeff Seibert:

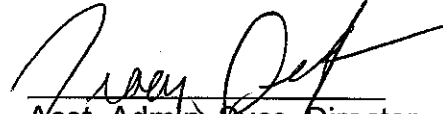
- Verizon seems to be doing a good job on State Street between 80th and 88th.
- He expressed concern about blocking the handicapped access when they pour the sidewalk. He pointed out that there are a number of people with wheelchairs who use that intersection. Kevin Nielsen indicated he would look into this.

### **Adjournment**

Seeing no further business, Mayor Kendall adjourned the meeting at 7:59 p.m.

Approved this 27<sup>th</sup> day of May, 2008.

  
Mayor  
Dennis Kendall

  
Asst. Admin. Svcs. Director  
Tracy Jeffries