

# COUNCIL



# MINUTES

**Work Session**  
October 19, 2009

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

Mayor Kendall called the meeting to order at 7:02 and 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, Councilmember Jeff Vaughan and Councilmember Donna Wright

**Absent:** None

**Also Present:** Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, City Attorney Grant Weed, Chief Smith, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Assistant Administrative Services Director Tracy Jeffries, and Recording Secretary Laurie Hugdahl.

## **Presentations**

Grant Weed explained that this is for informational purposes only as it pertains to a matter that is on the ballot for the general election. This is not for the purpose of council taking a position on I-1033. Should Council want to take a position there is a set method prescribed by law for that.

A. I-1033 Information.

Sandy Langdon discussed I-1033 using a PowerPoint presentation which was distributed to Council.

Councilmember Seibert asked if we were to bond on a major project, would they look at our ability to repay based on the problems that may be inherent in I-1033 and possibly lower our bond rating? Sandy indicated that they would. She stated that they would need to disclose I-1033 to the bonding community.

Mary Swenson noted that cities that haven't taken the property tax, like Marysville, are really penalized. She discussed issues associated with annexation and other city functions as a result of I-1033. This would change the whole philosophy for how you run a city.

City Attorney Grant Weed informed Council that there will be legal challenges to I-1033 and this process is already in the works. Even if it is legally overturned, there are many unknowns related to it.

Donna Wright asked how a regional fire authority would be affected. City Attorney Weed thought that a consolidation of fire districts would be viewed the same as a single fire district. There was discussion about some of the preplanning that jurisdictions could do to mitigate the consequences of I-1033.

Jeff Seibert asked for details about how the annexation would be affected. Mary Swenson stated that they would need to research that.

John Soriano pointed out that there is no narrative in the initiative regarding staffing growth. Sandy Langdon replied that it only looks at the revenues.

## **Discussion Items**

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

1. Approval of September 28, 2009 City Council Meeting Minutes.
2. Approval of October 5, 2009 City Council Work Session Minutes.

### **Consent**

3. Approval of October 7, 2009 Claims in the Amount of \$1,397,293.54; Paid by Check No.'s 58454 through 58610 with No Check No.'s Voided.
4. Approval of October 14, 2009 Claims in the Amount of \$474,497.33; Paid by Check No.'s 58611 through 58754 with Check No. 56998 Voided.
5. Approval of October 20, 2009 Payroll.

### **Review Bids**

### **Public Hearings**

## **New Business**

6. Hotel/Motel Tax Committee Recommends the Allocation of \$XX,XXX from Hotel/Motel Tax Revenues as Follows:

They will meet tomorrow. A recommendation will be in next week's packet.

7. Acceptance of the 67<sup>th</sup> Avenue NE Overlay Project, Starting the 45-Day Lien Filing Period for Project Closeout.

Kevin Nielsen stated that this is complete.

8. Final Mylar for the Subdivision known as "Weber Estates".

Gloria Hirashima stated that this is a 14-lot subdivision originally approved by Snohomish County. It has been taken over by Shoreline Bank who is ready to bring it to final plat.

9. Washington State Patrol / Washington State Department of Transportation Electronic Collision Reports & Electronic Collision Records User's Agreement & SECTOR Service Level Agreement with Washington State Patrol.

Commander Lamoureux stated that this would save a lot of money as officers would not need to write separate reports by hand. All tickets and collision reports would be initiated electronically by the officer and it would be sent electronically to the state. This would save tremendous officer time and also save data entry time for the records clerks and the courts. The funding is being provided by a grant from WASPC.

Councilmember Soriano asked about training. Commander Lamoureux stated that there would be no cost for the training and it would be provided by WSP.

10. An **Ordinance** of the City Council of the City of Marysville, Washington Amending the Zoning Code by Adopting Crime Prevention through Environmental Design (CPTED) Principles in Design Review and Amending Sections 19.14.010 and 19.14.050 of the Marysville Municipal Code.

Gloria Hirashima stated that this is a new zoning revision, but it is something they are already doing through the site plan review process. This would codify it and would make it clear to applicants. Planning Commission is recommending approval of it.

Carmen Rasmussen pointed out that the Planning Commission's recommendation was fairly lukewarm. Director Hirashima explained that the Planning Commission do not like to add additional processes. She explained staff was careful that they were not adding a whole new process, but instead it is something that is just integrated.

Councilmember Rasmussen asked if they have received any input from developers or builders. Director Hirashima said she heard from an architect who appreciated that they

were trying to streamline the approach and not adding more processes. She emphasized that they are already doing this, but this just makes it more formal.

Jeff Seibert wondered if the Planning Commission thought they would be changing or adding a lot more to the process. He pointed out that this was not the case. He asked where staff came up with the development standards. Director Hirashima explained that these are time-tested methods that have been proven to increase safety. Some jurisdictions adopt a separate secondary review process. The City of Marysville did not want to add a secondary review process and tried to keep it as simple as possible.

11. An **Ordinance** of the City of Marysville, Washington, Relating to Land-Use and Zoning; Establishing a Planned Action for the Downtown Master Plan; Providing for the Establishment of Mitigation Measures and Conditions for Approval of Projects Located within Downtown Marysville; Providing for Streamlined Review and Approval of Projects which Meet Planned Action Criteria; Providing for an Effective Date; and Providing for an Expiration Date.

Director Hirashima stated that she would go through a PowerPoint presentation on this next week. This is the Planning Commission's recommendation for the Downtown Master Plan. All the departments have been involved in this. This is seen as a tool to tackle the downtown redevelopment. She discussed how they hoped that this would encourage more growth in the downtown area. Focal points for this plan were transportation issues, stormwater, parks and recreation, and the civic center site selection process. At public meetings the biggest point of interest was the civic center site selection. There was some opinion that maybe we could look at other sites, especially the water site. There was concern that they would displace the water tower and the senior center. The civic center site selection choice was Comeford Park.

Jim Ballew pointed out Comeford Park would not be taken away; it would be improved. Kevin Nielsen discussed the transportation plan associated with this. Stormwater in this area provides an opportunity for alternative processes. He commended Gloria Hirashima's work on this plan.

Director Hirashima stated that the Planned Action Ordinance covers the SEPA review. The development community likes this very much. It also includes design standards for the downtown area. This is a 20-year project unless updated and re-approved.

Councilmember Rasmussen stated that this is a well-done document which provides a great vision for the project. She discussed concerns related to pedestrian activity. She enjoyed the part about the stormwater planters and the rain gardens.

Councilmember Nehring asked for thoughts about allowing u-turns. Director Nielsen said it could be an option; the state does it often. He would rather do a left-turn pocket if they can.

Grant Weed clarified issues related to this process.

Director Hirashima reviewed amendments requested by the Planning Commission related to alley development and working with the Port of Everett to improve navigability of Ebey Slough.

## **Legal**

12. First Three Council Meetings in November will be Regular Meetings, Fourth Meeting will be Cancelled.

Grant Weed recommended that the Council make a motion to waive the Rules of Procedure and to schedule the first three meetings in November as regular action meetings rather than work shop meetings. There was consensus to do this next week.

## **Adjournment**

### **Mayor's Business**

Mayor Kendall announced the following:

- ◆ Fire administration has moved to their new building on Grove and Cedar. An open house will be scheduled soon.
- ◆ There will be a ribbon-cutting on Friday at 2:00 at the new bookstore near Safeway.
- ◆ He attended the navy's 234<sup>th</sup> birthday party on Friday night. It was a very nice event and very well-attended.

### **Staff Business**

Gloria Hirashima had no comments.

Jim Ballew noted that they had cancelled two events at Strawberry Fields because of the downpour last week.

Chief Smith announced that they hired a lateral officer, Brad Smith, today.

Kevin Nielsen announced that they are planning a ribbon-cutting for 136<sup>th</sup> to 152<sup>nd</sup> on November 6 at 10:00 a.m.

Sandy Langdon reminded the Finance Committee that they moved the meeting to November 2 after Council.

Grant Weed:

- ◆ He attended WASAMA conference last week. Many great topics were covered.
- ◆ He reviewed his research regarding obscenity laws. He is confident that Marysville's code is sufficient and does not require any changes at this time.

Mary Swenson distributed a calendar and discussed items for the remainder of the year.

## Call on Councilmembers

John Soriano had no comments.

Lee Phillips had no comments.

Donna Wright had no comments.

Jon Nehring stated that he will be helping out the entrepreneur program at Marysville Pilchuck High School from Sunday through Thursday with their DECA event in Bellevue and will therefore be unable to attend Monday's Council meeting. He requested an excused absence.

Carmen Rasmussen asked if they needed to sign up individually for the Webinar. Sandy Langdon indicated they she has already registered the whole city. Councilmember Rasmussen announced that there would be a Reflections art display at Pinewood this Friday.

Jeff Vaughan thanked Grant Weed for doing the research on the obscenity laws. He stated that he and Jon Nehring visited Lakewood where the traffic is horrible, especially near Costco. Kevin Nielsen concurred and noted that they need a signal at 169<sup>th</sup>.

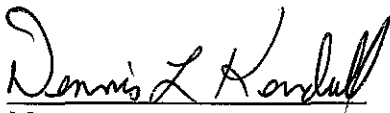
Jeff Seibert asked Jim Ballew about a strip of property near Grove school. Jim Ballew stated that it was never sold. There is a park closure sign on it for police purposes. Councilmember Seibert pointed out that his Comcast cable bill has an EG fee of \$1.00. Mary Swenson stated that it was only supposed to be \$.75 not a \$1.00. CAO Swenson stated that they would check on it. Councilmember Seibert asked where the other \$.25 is going if they are charging a dollar.

John Soriano stated that he received an email from PSRC regarding the streamlined process for ARRA applications. He wondered if staff had received this also. Kevin Nielsen indicated he had received it.

## Adjournment

Seeing no further business Mayor Kendall adjourned the meeting at 8:38 p.m.

Approved this 9<sup>th</sup> day of November, 2009.



Mayor  
Dennis Kendall



Asst. Admin. Svcs. Director  
Tracy Jeffries