

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Excuse the absence of Councilmember Kamille Norton.	Excused
Approval of the Agenda	Approved
Committee Reports	
Presentations	
Employee Services Awards: <ul style="list-style-type: none"> • Ilea Heath – 5 years • Rick Herzog – 20 years • Kim Ricker – 20 years 	Presented
Volunteer of the Month January – Mike Leighan	Presented
Strawberry Festival Pageant Contestants' Presentations: <ul style="list-style-type: none"> • Karalyn Demareast • Brianne King • Rigo Perez • Josette Wicker 	Presented
Approval of Minutes	
Approval of the January 6, 2014 City Council Work Session Minutes.	Approved
Consent Agenda	
Approval of the December 27, 2013 Claims in the Amount of \$158,502.90; Paid by Check Number's 89352 through 89421 with No Check Numbers Voided.	Approved
Approval of the December 28, 2013 Claims in the Amount of \$1,405,686.67; Paid by Check Number's 89444 through 89578 with No Check Numbers Voided.	Approved
Approval of the January 8, 2014 Claims in the Amount of \$11,527.34; Paid by Check Number's 89422 through 89443 with No Check Numbers Voided.	Approved
Approval of the January 15, 2014 Claims in the Amount of \$153,805.30; Paid by Check Numbers 89579 through 89637 with No Check Numbers Voided.	Approved
Review Bids	
Public Hearings	
New Business	
Consider the Interlocal Agreement between the City of Marysville and Snohomish County concerning Provision of Fire Investigation Services.	Approved
Consider the Professional Services Agreement with FCS Group for Analysis of Fire and Emergency Medical Services Alternatives.	Approved
Consider the Interlocal Agreement between the Marysville City Council and the Marysville Transportation Benefit District.	Approved
Consider an Ordinance Amending Marysville Municipal Code (MMC) Chapter 20.12 Entitled "Animals and Vehicles on Sidewalk"; Providing for Severability; and Effective Date.	Continued
Consider the Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Completion of an Intersection Justification Report for a New Intersection at SR 529 and Interstate 5	Approved

January 27, 2014

7:00 p.m.

City Hall

South of the City of Marysville.	
Legal	
Mayor's Business	
Parks and Recreation Board Appointments; Mike Elmore, Katherine Smith, and Mike Leighan.	Approved
Staff Business	
Call on Councilmembers	
Adjournment	8:22 p.m.
Executive Session	8:25 p.m.
Litigation – one item	
Personnel – two items	
Real Estate – one item	
Adjournment	8:40 p.m.

COUNCIL



MINUTES

Regular Meeting *January 27, 2014*

Call to Order / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. Pastor Nik Baumgart of Grove Street Church gave the invocation, and Mayor Nehring led those present in the Pledge of Allegiance.

Roll Call

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

Mayor: Jon Nehring

Council: Steve Muller, Jeff Seibert, Michael Stevens, Rob Toyer, Jeff Vaughan, and Donna Wright

Absent: Kamille Norton

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Commander Lamoureux, City Attorney Pat Anderson, Public Works Director Kevin Nielsen, Community Information Officer Doug Buell, and Recording Secretary Laurie Hugdahl.

Mayor Nehring reported that Councilmember Norton had requested an excused absence since she is out of town.

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

Approval of the Agenda

Motion made by Councilmember Muller, seconded by Councilmember Stevens, to approve the agenda as presented. **Motion** passed unanimously (6-0).

Committee Reports

Steve Muller reported that the Affordable Housing Alliance met last week and approved the 2014 budget. Arlington had a representative there. It looks like they will be joining the Alliance. The Affordable Housing Report numbers for Marysville should be available at the end of the 2nd quarter.

Jeff Seibert reported on the January 15 Finance Committee Meeting:

- There has been a new public records request which is taking about 75% of the deputy clerk's time.
- Finance and Accounting – Sales tax is doing well.
- LID process – There were ten protests of the LID up at 156th Street. A judgment is expected at the end of the month.
- Utility Billing- Garbage service started in the Sunnyside annexation area on January 13. There was a slight issue with the toters. Other than that it has gone well. There have been no problems with the water service.
- Information Services – Windows XP is being retired so everyone will have to update to 7 or 8.

Michaels Stevens reported on the January 27 Economic Development Committee meeting where they discussed Visitor and Community Information Center Services Agreement with the Greater Marysville Tulalip Chamber of Commerce.

Jeff Seibert reported on the January 27 Public Safety Meeting:

- 2014 Police Department focus is reduction of crime by at least 20%; greater integration of crime analysis; increased communication throughout the department, increased communication with other city departments, and increased exposure with our community.
- The Police Department is trying to fill all vacancies and is planning on two more hires in April – a new cadet and a lateral.
- Lt. Thomas reported on their targeting of burglaries, car prowls, and car thefts.
- The NITE team year-to-date has six search warrants with 23+ felony arrests and approximately 30 misdemeanor arrests.
- There will be a focus on developing a long-term action plan for the downtown area.

Presentations

A. Employee Services Awards

The following employees received service awards:

- Ilea Heath – 5 years
- Rick Herzog – 20 years
- Kim Ricker – 20 years

B. Volunteer of the Month

Mike Leighan was honored as the Volunteer of the month for the month of January.

C. Dare to Soar Nomination

D. Strawberry Festival Pageant Contestants

Jodi Hyatt introduced the senior candidates for the Strawberry Festival Pageant. The following contestants delivered speeches as part of the pageant:

- Karalyn Demareast
- Brianne King
- Rigo Perez
- Josette Wicker

Audience Participation

None

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

1. Approval of the January 6, 2014 City Council Work Session Minutes.

Motion made by Councilmember Stevens, seconded by Councilmember Wright, to approve the January 6, 2014 City Council Work Session Minutes as presented. **Motion** passed unanimously (6-0).

Consent

- 2. Approval of the December 27, 2013 Claims in the Amount of \$158,502.90; Paid by Check Number's 89352 through 89421 with No Check Numbers Voided.**
- 3. Approval of the December 28, 2013 Claims in the Amount of \$1,405,686.67; Paid by Check Number's 89444 through 89578 with No Check Numbers Voided.**
- 4. Approval of the January 8, 2014 Claims in the Amount of \$11,527.34; Paid by Check Number's 89422 through 89443 with No Check Numbers Voided.**
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Motion made by Councilmember Vaughan, seconded by Councilmember Toyer, to approve the Consent Agenda items 2, 3, 4, and 5. **Motion** passed unanimously (6-0).

Review Bids

New Business

6. Consider the Interlocal Agreement between the City of Marysville and Snohomish County concerning Provision of Fire Investigation Services.

Fire Marshal Tom Maloney stated that this is a renewal of the agreement for fire investigation services by the County in the event that he is not available, and they are needed.

Councilmember Vaughan pointed out that the agenda bill stated the agreement expired in 2009. Fire Marshal Maloney stated that was a typo because they have had an agreement since then, but it did expire a year ago.

Motion made by Councilmember Toyer, seconded by Councilmember Stevens, to authorize the Mayor to sign the Interlocal Agreement between the City of Marysville and Snohomish County concerning Provision of Fire Investigation Services. **Motion** passed unanimously (6-0).

7. Consider the Professional Services Agreement with FCS Group for Analysis of Fire and Emergency Medical Services Alternatives.

Finance Director Langdon reviewed this item. The City has contracted with the Fire District for the last 19 years. In 2010, the Fire Board sent the Council a letter to consider the City annexation into the Fire District. After doing some research, the City has decided to have a consultant review the alternatives for fire services. There was a determination that the contractor would look at four options and determine pros and cons and the process that would be necessary to move forward. The cost would be approximately \$35,880 with an option of a Performa Survey of Comparable Municipalities at a cost of \$6,100 (which staff recommends) and a completion date of May 31, 2014.

Motion made by Councilmember Seibert, seconded by Councilmember Wright, to authorize the Mayor to sign the Professional Services Agreement with FCS Group to perform analysis of Fire and Emergency Medical Services Alternatives. **Motion** passed unanimously (6-0).

8. Consider the Interlocal Agreement between the Marysville City Council and the Marysville Transportation Benefit District.

Director Nielsen said this would set up the operating parameters between the City and the TBD. He stated that Grant Weed prepared this.

Councilmember Muller asked if there is a separate operating budget for the TBD. City Attorney Pat Anderson replied that there would be a separate operating budget funded from TBD revenue. Councilmember Muller asked where the funds for expenses would

come from if they never pass anything. Finance Director Sandy Langdon commented that the city staff would contract with the TBD Board to provide services. If funding is necessary it can be negotiated once the Board is formed. The Interlocal Agreement would allow that to occur.

Motion made by Councilmember Wright, seconded by Councilmember Stevens, to authorize the Mayor to sign the Interlocal Agreement between the Marysville City Council and the Marysville Transportation Benefit District. **Motion** passed unanimously (6-0).

9. Consider an Ordinance Amending Marysville Municipal Code (MMC) Chapter 20.12 Entitled "Animals and Vehicles on Sidewalk"; Providing for Severability; and Effective Date.

Commander Lamoureux stated that this ordinance came about from a citizen who had expressed some concerns about the legality of traveling on the sidewalk by bicycle. When staff looked into the ordinance it was discovered that the previous ordinance had been on the books since 1900. The proposed revisions mainly address the speed limits and penalties for traveling on the sidewalks at a rate of speed higher than what is provided for in the ordinance.

Councilmember Muller asked if the police would mainly be concerned with negligent behavior. Commander Lamoureux indicated that was correct.

Councilmember Vaughan asked if any consideration had been given to motorized scooters and how that section works with this one. Commander Lamoureux replied they had not looked at that because they were looking specifically at people-powered devices for this ordinance. Councilmember Vaughan expressed concern about possible confusion because he didn't see that this only referred to people-powered devices. He referred to section 12.20.010(b) which says that this section does not apply to implements known as walkers, wheelchairs, or scooters used for human transportation for persons with disabilities or injuries or children's strollers. Section 11.14 uses the term motorized foot scooters. He thought that these two codes could be confusing. He thought that at least this new one should reference 11.14 for motorized vehicles.

Councilmember Seibert noted that this ordinance specifically references sidewalks. He wondered if certain shoulders which have been improved with walking spaces should also be referenced. Director Nielsen thought that could be referenced.

Councilmember Muller referred to trail systems and thought that any pedestrian corridor should be included.

CAO Hirashima said that staff would research the motorized scooter section and integrate some language to ensure consistency as well as language that provides for similar protection on walkways and trails. She noted that a revised version would come back in the next cycle.

11. Consider the Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Completion of an Intersection Justification Report for a New Intersection at SR 529 and Interstate 5 South of the City of Marysville.

Mayor Nehring commented that Snohomish County is willing to contribute \$500,000 towards the IJR. This would come in the form of \$140,000 at the end of this year and \$360,000 in 2015.

CAO Hirashima said that this has been approved by Snohomish County Prosecuting Attorney, but it will require action by their County Council. This was also done in the context of some other discussions regarding cooperation and joint projects by the County. Staff feels this is something of great benefit to the City of Marysville as well as the region.

Councilmember Seibert asked about the two-phase payment. He wondered if the \$340,000 is meant to be a reimbursement or if the City would have to wait to complete the IJR. Mayor Nehring said they would not delay the project; it will likely be a reimbursement. Director Nielsen said they hope to have the IJR completed by the end of the year.

Motion made by Councilmember Muller, seconded by Councilmember Toyer, to authorize the Mayor to sign the Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Completion of an Intersection Justification Report for a New Intersection at SR 529 and Interstate 5 South of the City of Marysville.

Motion passed unanimously (6-0).

Legal

Mayor's Business

10. Parks and Recreation Board Appointments; Mike Elmore, Katherine Smith, and Mike Leighan.

Motion made by Councilmember Seibert, seconded by Councilmember Muller, to approve the appointment of Mike Elmore to the Parks and Recreation Board. **Motion** passed unanimously (6-0).

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to approve the appointment of Katherine Smith to the Parks and Recreation Board. **Motion** passed unanimously (6-0).

Motion made by Councilmember Muller, seconded by Councilmember Wright, to approve the appointment of Mike Leighan to the Parks and Recreation Board. **Motion** passed unanimously (6-0).

Mayor Nehring:

- He distributed and discussed a schedule for the meetings with legislators on Wednesday and Thursday. Staff is putting together a brochure highlighting the City's priorities such as the 529 project, 528 IJR and the Qwulooft walking trail. Councilmember Seibert suggested including a way to attach a lien for water sewer garbage issues.
- Snohomish County Tomorrow approved the MIC last week. This is good news to move the process along.

Staff Business

Robb Lamoureux had further no comments.

Kevin Nielsen:

- He commended Rick Herzog's 20 years of service and the valuable work he performs in the City.
- The signal at 528 and 53rd is waiting on the poles. They should be here next month.
- Staff is trying to get all the projects out to bid for spring and summer. There are a lot of construction projects coming up.

Councilmember Muller commented that the crossing over the tracks at 528 seems a little steep. Director Nielsen said they would look into it.

Sandy Langdon had no comments.

Pat Anderson thanked the City for welcoming him to his first meeting.

Gloria Hirashima stated the need for an Executive Session to discuss one personnel item, one pending litigation item, one contract negotiations item, and one real estate item with no action requested and expected to last 15 minutes.

Councilmember Comments

Steve Muller:

- It's great to have staff come to get recognized.
- The new tables look nice
- Go Hawks.

Rob Toyer had no comments.

Michael Stevens stated that Snohomish County Cities met a couple weeks ago. He and Councilmember Wright were both elected to positions at Puget Sound Regional Council.

Jeff Seibert:

- He asked who could be contacted with questions about construction of sidewalks at certain locations.

- He expressed concern about people who park on the improved shoulder on 80th and other streets and block access for people with mobility chairs who are then forced to go into the street to get around the cars. He requested that something be done to keep the sidewalk clear for people who need to use it. Director Nielsen said they would look at that with the Traffic Safety Committee.

Donna Wright commented that she will be going to Olympia on Tuesday because she is serving on the nominating committee.

Jeff Vaughan had no comments.

The meeting was recessed at 8:22 for three minutes before reconvening into Executive Session at 8:25 to discuss one personnel item, one pending litigation item, one contract negotiations item, and one real estate item with no action requested and expected to last 15 minutes.

Executive Session

- A. Litigation – one item, RCW 42.30.110 (1)(i)
- B. Personnel – two items, RCW 42.30.110 (1)(g) and RCW 42.30.140 (4)(a)
- C. Real Estate – one item, RCW 42.30.110 (1)(c)

Executive Session ended and public meeting reconvened at 8:40 p.m.

Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 8:40 p.m.

Approved this 24 day of February, 2014.



Mayor
Jon Nehring



April O'Brien
Deputy City Clerk