

Original

MINUTES RECAP

00052

MARYSVILLE CITY COUNCIL MEETING

FEBRUARY 3, 1992

CALL TO ORDER:

7:00 p.m.

ROLL CALL:

Councilors Wright & Myers
excused

MINUTES OF PREVIOUS MEETING:

1/27/92 Approved

STAFF'S BUSINESS:

MAYOR'S BUSINESS:

Appt. to Golf Board:
Don Tischer
Community Access Channel
Committee: Dave McGee &
Jim Burkett

CALL ON COUNCILMEMBERS:

AUDIENCE PARTICIPATION:

Mabel Corrolly, Don Boone

PUBLIC HEARING:

1. Review Parking Regulations on the North and South sides of 5th St. from State Av. to Columbia Av.
2. Review Proposal to Increase Garbage Rates

Ordinance to be amended to restrict parking

Approved as per Exhib. 1

CONSENT AGENDA:

None

REVIEW BIDS:

None

CURRENT BUSINESS:

1. Golf Fee Proposal
2. RUSA Committee Report; Sunnyside Area

Cont. to 2/24/92 meeting
Info. only

NEW BUSINESS:

1. Forest Park Realty - 10% Annexation Petition
2. Arlington Airport Resolution

Continued for staff to bring back more info. To be drawn up by City Atty. reflecting Msvl's opposition as a total commercial airport

ORDINANCES & RESOLUTIONS:

1. Ordinance establishing parking by permit only within specified zones & establishment of penalties for violation thereof.
2. Ord. establishing Msvl. Fire Bd., recognizing the combined Fire Depts. & Amending MMC.
3. Ord. annexing certain unincorp. real property known as the SE Marysville Area.

No action

To be redrafted

Ord. #1875 Approved

LEGAL MATTERS:

None

ADJOURNMENT INTO EXECUTIVE SESSION:

10:50 PM

1. MPD Matters
2. Pending Litigation.

Purchase of equipment approved.
No action.

RECONVENED & ADJOURNED:

Approx. 11:30 PM

MARYSVILLE CITY COUNCIL MINUTES

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7:00 p.m.

Council Chambers

Present: Dave Weiser, Mayor
Councilmembers:
 Donna Pedersen, Mayor Pro Tem
 Dave McGee
 John Myers (Excused)
 Ken Baxter (7:17 p.m.)
 Donna Wright (Excused)
 Mike Leighan
 Otto Herman

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Administrative Staff:

John Garner, City Administrator
 Grant Weed, City Attorney
 Phil Dexter, City Clerk/Finance Director
 Steve Bennett, City Planner
 Dave Zabell, Public Works Director
 Jim Ballew, Parks & Recreation Supervisor
 Roger Kelley, Public Information Officer
 Doug Ronning, Fire Chief
 Bob Dyer, Police Chief
 Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Weiser called the meeting to order at 7:00 p.m. and led the flag salute.

ROLL CALL:

Finance Director/City Clerk Dexter called the roll with all members present/absent as indicated above. Councilor Hermann moved and Councilor McGee seconded to excuse Councilors Wright and Myers. Passed unanimously.

MINUTES OF PREVIOUS MEETING:

Councilor Herman noted on page 10 of the 1/27/92 minutes, under the 4th change in the Draft, "NEDNS" should be "NPDES". Also on that page, Dennis Reynolds was referring to the second revised Consent Order, not ordinance.

Councilor Pedersen noted that on page 12, her intent in the second paragraph was to say that the hearing examiner had recommended that the individual parties resolve their differences and that's why she recommended remanding it back to the hearing examiner.

Councilor McGee moved and Councilor Herman seconded to approve the minutes of the 1/27/92 meeting as corrected. Passed unanimously.

STAFF BUSINESS:

City Administrator Garner noted that there is a RUSA meeting at 10:30 2/6/92 at the Public Works/Lloyd Taubeneck Bldg. He noted that the Planning Aide position closed 1/31 with 36 applications having been received. He reported that City Hall bids are coming in, to close Thursday, and it looks like there will be 11 or 12 bids this time instead of one. He reminded Council about interest arbitration legislation which is covered in Legislative Bulletin #19. This bill has now passed the first step and is something smaller cities like Marysville doesn't want, he said. He reported a homeporting person was at the meeting last week and he recommended looking at a local homeporting committee, as recommended by Councilor Leighan.

City Attorney Weed reported with regard to the Marysville Golf Center situation, stating he wrote the owner advising him they

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need to comply with the Court Order and not allow people to use the facility at this time.

Public Works Director Zabell reported a yellow center stripe will be painted down 80th to the corner of Grove this week and the stop signs at 10th & Quinn and 10th & Liberty have been installed. Also, testing has been done for lead content in the ground near the two new schools on 88th and the test results are well under that allowed.

Planner Bennett reported that Eric Thompson from Island County will start as Associate Planner 2/18/92.

MAYOR'S BUSINESS:

Mayor Weiser announced that Councilor Herman was elected to the Community Transit Board. He asked that those wishing to attend the 2/13 Dept. of Emergency Management meeting, let Mary know and he then made three appointments:

For the 5th position on the Golf Board, Mayor Weiser asked that Don Tischer, officer of Pacific Grinding Wheel, be appointed. Councilor Pedersen moved and Councilor McGee seconded to affirm the appointment of Don Tischer. Passed unanimously.

Mayor Weiser said he wished to reappoint Councilor McGee to the Community Access Channel Committee. Councilor Herman moved and Councilor Pedersen seconded to affirm the reappointment and the motion passed unanimously.

Mayor Weiser then stated he wished to appoint Jim Burkett to the Community Access Channel, as a representative of the Lions and Rotary. Councilor McGee moved and Councilor Herman seconded to affirm this appointment. Passed unanimously.

CALL ON COUNCILMEMBERS:

Councilor Herman stated the commercial airport issue is a hot one with a meeting coming up 2/12 and he said he does not believe turning the airport into 100% commercial is in the best interests of Marysville nor the businesses near the airport. He asked about a resolution by City Council to be presented at the 2/12 meeting.

Mayor Weiser noted there have been discussions about this and he pointed out it is a two step problem: 1) whether there is going to be a Snohomish County alternative and 2) whether the alternative is going to be at Paine Field or Arlington.

The decision was to put this item under New Business as Item 2.

Councilor Leighan mentioned the homeporting presentation again and recommended a Marysville Homeporting Committee be set up. Councilors McGee and Herman said they were in favor of this.

City Administrator Garner stated he is making further contact with the Navy and planning a Council workshop with a Navy presentation so Council can ask questions and possibly have a public presentation.

Councilor Pedersen thanked the City Administrator for the legislative update and reminded everyone to vote tomorrow in the school levy election. Councilor McGee echoed her voting reminder.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Mabel Corrolly, 7332 73rd St. NE, addressed Council and noted the notice regarding tonight's garbage rate increase public hearing was very small and probably got missed by a lot of people. She asked if this was an appropriate time to voice her complaint and Mayor Weiser asked her to address this issue in the public hearing. Ms. Corrolly said she had another item, also, and that is that there is a hole filled with water near the water reservoir next to her house. The water hole is filled with frogs croaking all the time, but besides that, it poses a safety hazard, she pointed out and she would like it filled in with dirt. She also complained of the long grass and weeds around the reservoir.

Public Works Director Zabell stated he would be sure and get the problem taken care of--weed eat the grass and weeds and fill in the water hole.

Don Boone, 7404 66th Av. NE, addressed the Council and stated he knows the City Attorney has written a letter with regard to the man who has been hitting the balls at the Marysville Golf Center. He noted that man actually came over to the Boone house and made the comment that if he and Ramcke wanted to hit balls around, they could. Mr. Boone reported the man was back out there today and the Boones would like to know on the process of the letter.

City Attorney Weed said he would encourage the Boones to continue reporting the activity to the City and he then read the letter that he wrote to Mr. Hanchett (Ramcke's attorney) regarding Mr. Danby's continued use of the golf driving range, citing the court order and asking for a response from Mr. Ramcke's attorney.

Mr. Boone said he doesn't appreciate the man coming over to his house because even with all the trouble Boones have had with the Marysville Golf Center, they have never gone directly to them, they have always gone to the City, just like Mr. Danby should have done. He said they will keep the City informed about the activity and he added that the place really is an eyesore now.

PUBLIC HEARINGS:

1. Review Parking Regulations on the North and South Sides of Fifth Street from State Avenue to Columbia Avenue.

City Administrator Garner stated contact has been made with CT to encourage people to park at the Park & Ride lots. Their planner will be contacting Dave Zabell with regard to this problem, he said.

Mayor Weiser pointed out that we now have an ordinance that limits parking to two hours on both sides of 5th.

Public Works Director Zabell noted that the problem came to light when the signs were first put up on 6th--people then started parking all day on 5th and when researched, it was discovered there was to be two hour parking on 5th also, the signs had just been removed (since the 1970s). He said one alternative is to leave the two hour parking in the 1400 & 1500 blocks and provide angle parking for the rest of the street, which would get people closer to the Park & Ride without crossing State.

Mayor Weiser explained that some residents have no other place to park except in front of their home on 5th St. so the issue is what to do with the parking that might alleviate that problem.

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Councilor Baxter asked about angle parking on the west side of the street and Public Works Director Zabell said it may interfere with the planning strip and CT said they feel uncomfortable about running a bus in there. He said he did not know their objection.

Mayor Weiser noted that two different CT routes were discussed but he didn't know their objection either. It was pointed out that a protected left hand turn has now been put in at 4th & Cedar since the discussions with CT and if that was their objection, it has now been eliminated.

Public Works Director Zabell said he thinks people are parking and then walking west on 4th to catch a bus.

Councilor Baxter said he was told there was a sign at the new Ash Park & Ride denoting CT parking only but he said he drove by and did not see any such sign. Other members of Council and staff concurred they had not seen such a sign either.

Councilor Pedersen said the other day she saw three Greyhound buses at the Park & Ride taking up about 20 parking places.

Mayor Weiser reviewed the two issues and pointed out the two hour parking limit has caused residents to complain.

Councilor Herman agreed the needs of the residents and businesses should be met first and then the commuters' needs.

Public Works Director Zabell suggested two hour restrictions in front of the businesses with no signs in front of the residences.

Roberta Bos, 1515 5th St., addressed Council stating that the Food Bank uses a lot of parking and on the days they are not open, they have no problems, but they really create a disaster. She said once they are gone, the problem is going to be gone also, she feels.

Mayor Weiser said he noticed this morning on the north side of 5th it was full very early with commuters and as Councilor Herman pointed out, there are three types of users--the residents, businesses and commuters, he said.

Councilor Pedersen pointed out that the Food Bank customers are probably using the parking appropriately and she thinks the true problem is with commuters. She suggested a nice announcement be given to them about the new Park & Ride lot.

Mayor Weiser pointed out that if they are catching a bus on 529, the Park & Ride lot would not be appropriate five blocks away.

Councilor Pedersen said she would like to make people aware that parking there is not desirable and give them another option, i.e. educate them better as to their options vs. giving them tickets.

Councilor Baxter suggested the possibility of investigating the area over by Asbery Field along Alder, to put angle parking in and perhaps even reroute the bus to go over to Asbery Field so the bus wouldn't be stopping on State.

Councilor Pedersen said she hated to discourage people from car pooling and/or taking the bus and she said she liked Councilor Baxter's idea. Councilor Baxter added that getting the buses off State for loading and unloading would be a plus because having a bus stop on State is not a good program.

City Attorney Weed said in terms of assisting the residents on 5th, there is a section in the code concerning signs and regulatory codes--the City can put up a sign "for residential parking only" although there is no enforcement or "teeth" in it, he stated.

Councilor Baxter said he sees that as just moving the problem around but Mayor Weiser pointed out that may offer some relief for the residents on 5th St. as they have nowhere else to park.

Councilor Baxter pointed out that even if Alder is improved, parts of it would have to be signed for residents only.

Mayor Weiser said he thinks that would work if CT can be convinced to reroute the buses off State and Public Works Director Zabell added it would certainly depend on CT and he would check into it further with them.

Councilor Baxter noted that the angle parking could also serve a purpose during games in the evening and on weekends and Councilor Herman asked how much additional parking would be gained.

Public Works Director Zabell said he would research it further and advise and there was more discussion about the 1400 block on 5th & 6th, 7th, State, changing parking in the 1500 block on 5th St. to residents only, exploring possibility of alternatives of the Park & Ride lot and Asbery Field.

Councilor Baxter moved that the ordinance be amended with the Public Works Director appropriately signing the 1500 block of 5th St. as discussed, with further direction to be given later this evening. Councilor McGee seconded and City Attorney Weed explained this would be a two step process.

Councilor Pedersen about the business needs and Mayor Weiser explained that is in the west half of the 1500 block of 5th St.

All Councilors voted in favor of the motion except Councilor Leighan. The motion passed 4-1.

Councilor Herman asked that the Public Works Director bring back figures with regard to parking around Asbery Field and signage on 5th St.

2. Review Proposal to Increase Garbage Rates.

Finance Director Dexter gave a history and stated in 8/90 the rate was increased predicated on the fact the total tonnage was to reduce by recycling. He noted that 27% is being recycled but it's difficult to combat growth, although normal growth does now seem to be slowing. He explained the county has now raised the tipping fee to \$79/ton effective 2/1/92 and in addition, during 1991, the Garbage Fund operated at a net loss of approximately \$63,000; of which \$35,000 represents depreciation (reserves for equipment replacement) and \$28,000 cash loss. This net loss is in large part as the result of imposing a 6% tax on the utility's operation without a comparable increase in rates, he said.

He stated it is staff's recommendation that because of the immediacy to cover the increased tipping fee, there should be a committee to look at this further as to whether the City wants to stay in the garbage business and staff recommends a increase at this time to break even only, bearing in mind that the City is losing \$5,000 per month that the increase is not instituted. He said another alternative they have worked up is for a 6% increase

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to take care of future needs. He stated they did an analysis in December with regard to mini cans, how many seniors, regular cans, etc., to determine averages and he showed some charts depicting these results. For example, it was determined that the

Average weight of a 30 gallon can is 30 lbs. and that the
 Average weight of a 20 gallon can is 20 lbs. and that the
 Average weight of a senior can is 15 lbs. and that the
 Average weight of a container is 120 lbs. per yard.

These figures were the base of the proposed increase, taking into consideration the \$79 per ton tipping fee and based also on current customer base. He noted that the low income senior rate can be left alone, however staff is recommending an increase in the mini can rate by \$.70 and a regular can be increased by \$1.10.

He reviewed the 1990 rates (see packets) and stated they are proposing the excess tags be increased to \$3.75 (they are now at \$3.00). He noted Marysville could live with an increase to \$3.50 but noted also that Waste Managements charge for excess tags is \$4.00.

Councilor Baxter asked about senior eligibility and Finance Director Dexter said it is the same criteria as the rebate on the 6% utility tax--62 or older with a gross income of \$14,000 or less annually. He noted that the state criteria changes but the City follows the state. He pointed out that when Waste Management and Rubatino post rate increases, they never include the 4.6% state tax and so he developed the rate increase sheet without the state tax shown. He noted that Waste Management is not allowed to give senior rates like the City can as they are a private enterprise. He then presented a chart including the 6% increase and also a Container Rate Comparison. He noted that the commercial area is very difficult to handle and more expensive to handle than residential. He said the recommended action is just to cover the tipping fee increased and he pointed out that we are dipping into reserves for every month we continue at the current garbage rates.

Councilor Herman asked about the percentage of customers who have 1 can, 2 cans, mini cans, etc. and Finance Director Dexter said as of 12/18/91 these were the figures developed:

2130 - 1 can
 403 - 2 cans
 55 - 3 cans
 123 - mini can
 133 - senior discount
 4 - 1 mini can and 1 extra can
 2 - 2 mini cans and 2 extra cans
 7 - 1 regular and 3 additional
 1 - 1 regular and 4 additional

Councilor Herman concluded that it looks like the incentives are working.

Mayor Weiser read a letter from Evelyn Monroe, 6425 47th Av. NE #3 who noted that the rates have not gone down but in fact have gone up with recycling. She asked about the possibility of a once a month pick up rate.

Chauncy Christofferson, 5008 61st St. NE, addressed Council and said his point is basically the same as Mrs. Monroe's letter. He stated he is a senior and showed everyone how much garbage he has in a week--a small white plastic sack containing about 1 lb. of refuse. He said he would also be interested in monthly pick up.

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Delores Boone, 7404 66th Av. NE, addressed Council and said her understanding is the increase would be \$1.10 per month for residential but she asked how many apartments or compactor users are affected and suggested that a lot of people living in apartments don't recycle and asked about enforcement of recycling which would decrease garbage tonnage by about 40% in her estimation. She said something the City might want to consider is to maybe give apartment complexes more incentive to recycle.

Evelyn Monroe, 6425 47th Av. NE #3, addressed Council and pointed out that 80 lbs. per month would be \$7.55 with a weekly pickup and the rate for a monthly pickup would be \$7.10, only \$.45 less.

Finance Director Dexter explained there's a certain amount of fixed operating costs above the tipping fee but they could consider a monthly mini can rate. He pointed out it's very difficult for the truck to figure out where to stop and it's not as cost effective to pick up once a month as it is once a week. Also, if everyone went to once a month, the revenue goes down and the City still needs money to operate the utility, he explained. He added that another problem that could occur is unsanitary and unsightly conditions (with a monthly pickup). He said he very much sympathized with the people who have so little garbage that they would rather have only monthly pickup.

Ms. Monroe stated where she lives, it's mainly older people with trash compactors and they can't fill up a can in a month. She said she thought they were encouraging recycling to get lower rates, too.

Finance Director Dexter explained he lives in a mobile home park and thought there should be some advantage to recycling also, but the rates never did go down, they just went up.

Ms. Monroe said she has friends who live in Sultan and it's only \$3.50 for once a month there and she would like Marysville to consider a lower rate than \$7.10 for once a month.

Mabel Corrolly addressed Council again, asking why these rate increases couldn't be covered by the sewer increase. She quoted from a letter received two years ago explaining that the surcharge was to insure no rate increase but she had two rate increases amounting to \$20 and she asked if this couldn't be used for the garbage increase.

Finance Director Dexter explained the water and sewer utility is separate from the garbage utility and must be operated separately, according to state law. The funds must be kept separate from each other, he said, and he explained the sudden need that came up to issue a bond to upgrade the WWTF and to complete the Everett water transmission and consequently the need to charge an additional surcharge per month on water and sewer.

Ms. Corrolly asked if a letter shouldn't have gone out to inform people about the water and sewer increase because she said she wished she had known about this at the time. She accused the City of putting very small notices in the paper and it not being fair that people find out about it when they get the bill.

Ed Molls, 1214 Beach, addressed Council and stated he just read the notice in the paper also regarding the proposed garbage rate increase. He said he remembered an article 3-4 weeks ago in the Herald but there's something wrong here because he now has one can and his rates have tripled. He said he only makes \$33,000 per year and has 4 kids.

Councilor McGee said he would like to see some consideration with the once a month rate; he thinks it could be a little lower, he said.

Councilor Baxter said he didn't know how the staff could come up with these figures without knowledge of the whole operation of the garbage dept. and Finance Director Dexter agreed there does need to be a complete evaluation of the whole operation done.

Councilor Baxter said we need to see the rest of the figures in order to make some decisions here, justifying the increases. He pointed out that there is no control over the tipping fees but there is control over how the City operates the garbage dept. and that needs to be looked at.

Councilor Pedersen said if there is anything they could do to encourage people to recycle, especially the larger users, she would be in favor of that. She pointed out that the rate increase proposal at this time is just trying to cover tipping fees but we do need to encourage people to recycle more.

Councilor Baxter said it seems like we have a Catch 22 here because operational costs increase steadily no matter who does it and we do need to look at the whole operation. He noted that Marysville may be doing it cheaper than our competition, but we don't know. He said he knows that the City generally runs a very cost efficient program.

Finance Director Dexter said on the once per month rate, it's pretty hard to determine, but he could propose \$4.50, the same as the senior rate.

Councilor Baxter pointed out that the City is still going to have the same operational costs and Councilor Herman agreed, noting you can categorize costs into labor/operation costs and the tipping fees. He said he probably only puts out one can per month also and said he wondered what the impact would be if more people go to one can per month.

Finance Director Dexter said the City could have a 3 or 4 month trial and develop an analysis of that in the meantime and Councilor Herman said he would like to see a moderately lower rate but not a drastic change in the once a month rate.

Councilor Pedersen said her suggestion would be a lower rate for the 2-3 can user vs. the one can rate. She suggested a senior rate based on age vs. income, i.e. lower than \$7.10.

Finance Director Dexter pointed out that \$4.50 is \$3.05 lower than a mini can pick up weekly and Councilor Baxter pointed out the City still has a 6% deficit to pay from last year.

Finance Director Dexter calculated that there are 123 mini can users times \$3.05 equals \$400 in revenue.

Mayor Weiser noted that it's hard not to make special adjustments and try and be fair and consider the actual costs, benefits, liabilities and perhaps once the committee is formed that would be a more appropriate time to adjust rates.

Councilor Baxter reiterated that once a month is not such a good deal when you consider the garbage truck is going to the same places, same crew, recycling is a regular cost, for example.

Finance Director Dexter admitted you do have a lot of constant

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"fixed" costs and the only difference is the route might take a little less time vs. weekly pickup.

Councilor Pedersen asked if some kind of questionnaire was considered as far as finding out people's needs and she said perhaps there is a whole area that could only be picked up once a month.

Mayor Weiser said he felt one of the first things a committee is going to have to look at is need, one vs. two people on a truck, possible contracts with vendors, information gathering, etc.

Councilor Baxter reiterated that you can't maintain ultimate efficiency with on-again-off-again service and Councilor Leighan pointed out the primary need tonight is to address the tipping fee increase.

Councilor Baxter noted that after 3 months of a committee looking into this, they may have to increase the rates even more.

Councilor Herman said he sees the sensitivity of the issues but really, there is no such thing as a "free lunch".

Councilor Baxter pointed out that operation costs can't be ignored and we need to move ahead on the additional 6% rate increase plus a review of the operational costs.

Councilor Pedersen said unfortunately, we don't have the option of going to a true supply and demand situation.

Councilor Baxter estimated a minimum of three months for the study to be done and Public Works Director Zabell guessed it will cost a considerable amount to streamline the operation of the garbage utility and said it would be possible there would be some balance between equipment and personnel, i.e. with more expensive, automated equipment, there will probably be less personnel.

Councilor Pedersen pointed out that what it boils down to is the taxpayer has the option of paying the City a rate increase or someone else the rate increase and she said she doesn't think enough information is yet available on this whole matter.

Councilor Herman asked about the possibility of a biweekly pickup and Councilor Baxter said he thinks that could be a definite health hazard.

Councilor Pedersen asked when the committee would be set up and Mayor Weiser said he had planned appointing the committee this week with recommendations to be made by Sept. 1, 1992.

Councilor Baxter moved to increase rates by 6% and to leave senior rates as is, basically following Exhibit 3 as prepared by staff, omitting the one a month pickup rates, until the study has been done.

Before seconding the motion, Councilor Herman pointed out that there was a lot of once a month input and Councilor Baxter said that his motion does not preclude once a month pickup, once an evaluation bears the necessity of that out.

Councilor Pedersen commented that she could appreciate the need to make up the dollars and said maybe losing \$5,000 per month will be an incentive to the committee to get the study done as quickly as possible. Councilor Baxter commented that he thought there would be other factors that would act as enough incentive.

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Councilor Herman said because of the operational cost need, he would second the motion. A roll call vote was taken, with Councilors McGee, Pedersen and Leighan opposed; Councilors Baxter and Herman in favor of the 6% rate increase at this time. The motion failed 3-2.

Councilor Pedersen then moved to increase rates per Exhibit 1, as per staff recommendation, without the once a month pick up rate. Councilor Leighan seconded the motion and Councilors Pedersen, Leighan and Herman were in favor; Councilors McGee and Baxter were against. The motion passed 3-2.

Finance Director Dexter asked about reducing the excess tag from \$3.75 to \$3.50 and after brief discussion, it was the consensus to sell excess tags at \$3.50 each, which Councilor Pedersen said she would include in her motion. Councilor Leighan seconded and the same Councilors in favor of the motion to adopt Exhibit 1 were in favor of the excess tag going to \$3.50. Passed 3-2.

Mayor Weiser asked about the Mayor's vetoing procedure and City Attorney Weed agreed that Mayor Weiser could veto this vote but the Council can turn around and overturn the Mayor's veto, also.

Mayor Weiser outlined the rates under Exhibit 1 for the record:

	<u>Current Rate</u>	<u>Proposed Rate</u>
Senior	\$ 4.50	\$ 4.50
Mini Can	6.85	7.55
One Can	8.75	9.85
Two Cans	14.75	16.95
Three Cans	20.75	24.05
Excess Tags	3.00	3.50
One Yard	49.28	53.20
1-1/2 Yards	69.32	75.20
2 Yards	86.80	94.64
3 Yards	119.00	130.76
6 Yards	190.40	213.92
8 Yards	232.12	263.48
2 yd. Compactor	130.20	141.96
6 yd. Compactor	285.60	320.88
8 yd. Compactor	348.18	395.24

BREAK: 9:25-9:36 PM

CURRENT BUSINESS:

1. Golf Fee Proposal (continued from 1/13/92).

Councilor Baxter explained the Golf Board met Thursday night but they wanted a couple weeks to get up to speed on this issue before making a recommendation to Council.

Councilor McGee left Council Chambers at 9:39 p.m.

Councilor Baxter noted there is the concern with seniors and with raising of the rates too much, it could exclude seniors because of the cost. He pointed out that Marysville has a high volume of seniors at this point.

Councilor McGee returned to Council Chambers at 9:40 p.m.

Councilor Baxter explained the possibility of considering holding fees down with a little less improvement of the golf course. This will be the third year for the new machinery and there is no re-

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placement equipment fund, so in 5 years we will have to start over again when the equipment wears out, he said. He said the Golf Board should have something back to the Council 2/24/92.

2. RUSA Committee Report; Sunnyside Area.

Public Works Director Zabell reported the committee met last week to consider a request from the Tulalips for water and sewer plus resolution of the conflict with PUD regarding the Sunnyside area. He showed on the overhead the franchise agreement boundary, existing RUSA boundary, proposed PUD boundary, with Marysville's counter offer. He said PUD responded that they are somewhat agreeable with most of the City's proposals, with another meeting to be set up with PUD soon.

Mayor Weiser asked Councilors Baxter and Pedersen, City Administrator Garner and Public Works Director Zabell to attend the upcoming meeting with PUD, with Bob Kissinger in attendance also, if Public Works Director Zabell would prefer. The RUSA meeting will be at 10:30 a.m., Thursday, at the Lloyd Taubeneck Building.

Public Works Director Zabell stated the Tulalip Tribes have asked for a water wheeling contract under the Everett transmission, plus a request of 2 million gallons of sewage capacity. He noted they (the Tulalips) will own 20% of the water capacity when they pay the fee under the interlocal agreement.

NEW BUSINESS:

1. Forest Park Realty - 10% Annexation Petition.

Planner Bennett explained the proponent is requesting Lots 11, 14, 35, 38, 59, 62, 83 and 86 of Sunnyside Five Acre Tracts be annexed into the City of Marysville. They are within RUSA and staff recommends acceptance of the 10% petition and establishing boundaries for a circulation of a 60% petition, he said. He noted that currently signatures comprise 75% of the 8 lots however the total assessed valuation is not known at this time. He did note that annexation of these 8 lots would create a "pocket" immediately north, which should possibly be considered as part of the annexation.

Councilor Herman asked what percentage the "pocket" would represent, noting that visually, it looks like more than 100% of the square area of the original annexation.

Planner Bennett said he did not have the figures and was not positive that with the pocket the proponent has 10% but he has 75% without the pocket. He added that the proponent does have six out of 8 lots of the original area agreeing to the annexation, which would represent 75%.

Councilor Herman said he was not sure the Boundary Review Board would be looking at just the 8 lots as a reasonable annexation.

Mayor Weiser asked what would happen to the island if the annexation is accepted as proposed by the Boundary Review Board and City Attorney Weed explained there's a process under state law that allows cities to annex unincorporated islands, which would be a separate process.

Planner Bennett pointed out that the Boundary Review Board does have the authority to include an additional area which would be "logical", for example, to square off the boundaries.

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Councilor Herman said he would like to know if in fact a sufficiency of 10% petition is held now or not in the total area and he added that he felt everyone within the area should be involved in the process, also.

Councilor Leighan asked about Lots 108 and 109 adjacent to the proposed annexation area and Planner Bennett said he didn't believe 109 was in the City, the intent of the map in the packets was just to show the contiguous nature of the property.

Mayor Weiser asked how much of the island is improved and Public Works Director Zabell stated he knows of at least one 5 acre parcel that is.

Ray Copley, 4014 NE 185th, Seattle, WA 98155, addressed Council, stating he also owns lots 60, 61 and 84 adjacent to the proposed annexation area. He stated none of the property has been developed and swers will be available, it has a very gentle slope, very easy to develop. He said he has done a lot of checking with the neighbors who are in favor of the annexation. It would be a total of 40 acres with sewers available through Crystal Heights/Foothills Plat, he said and he stated they now have 75% in favor of annexation. The plat would be called Brighton Park.

Councilor Pedersen asked about the ownership of one of the lots and whether there was any objection to annexation and Mr. Copley stated there were no objections from anyone he talked with. He added that nothing has been developed, it is ideal property with utilities available.

There was discussion about continuing this matter until more information is gathered, legal description, whether or not 108 & 109 are within City limits, Steve Cox has most of Lot 108 within City limits but there's an 80' easement involved there.

Councilor Herman moved to continue this matter to allow staff to determine assessed valuation of the pocket, where the exact City boundaries are, to have 10% petition boundaries to include Lot 107. Councilor McGee seconded and the motion passed unanimously.

2. Arlington Airport.

Mayor Weiser noted that a public meeting is to be held at the Arlington High School 2/12/92 and the issue is whether or not a resolution on behalf of this project should be presented at the meeting.

There was considerable discussion regarding noise that would be created if the Arlington Airport were to go to a commercial airport, with flight paths following 51st, takeoffs and landings having an adverse affect on surrounding homes, altitudes of planes, economic advantages for Marysville and Arlington by creating a commercial airport, the disadvantages of living in a home on a flight path, comparison to Paine Field, usual land/takeoff patterns, Paine Field having much the same pattern as the Arlington Airport, Councilor Herman being opposed to both alternatives, noting that the Arlington Airport is already used as a commercial freight airport but with smaller planes than if it were to go 100% commercial, discussion about the need to lengthen the runway in order to accommodate jets, Councilor Baxter being opposed to total commercial use.

Councilor Herman moved to have the City Attorney draw up a resolution in opposition of the Arlington Airport being used for commercial use. Councilor Pedersen seconded and the motion passed 4-1 with Councilor Leighan opposed.

ORDINANCES & RESOLUTIONS:

1. Ordinance Establishing Parking by Permit only within Specified Zones & Establishment of Penalties for Violation Thereof.

Councilor Herman said he would like to see this option available in the future, but did not see the necessity of it at this time, in view of previous action tonight. Councilor Pedersen agreed and City Attorney Weed pointed out that there could be other areas where this type of process might be useful in the future. He was advised to keep it on his word processor in case of future need.

2. Ordinance Establishing the Marysville Fire Board, Recognizing the Combined Fire Departments and Amending Chapter 2.60 of the Marysville Municipal Code.

City Attorney Weed explained this ordinance would update current code reflecting Marysville's agreement with Fire Dist. 12/new status and also includes the appointment of three people by the Mayor to represent the City on the Fire Board. He stated this is a discussion draft in the packets and changes which have been discussed with Chief Ronning would be with regard to nomenclature of "emergency medical services", elimination of sections 8, 9, 10, 11 and 12 concerning the volunteer fire dept. as the City is no longer in the business of providing fire services. He noted there would still be a volunteer fire dept. but it is not appropriate in the ordinance. He added that the emergency medical services part of the City code needs to be updated which can be done and brought back at a later time.

Councilor Pedersen asked about Section 3 - Term of Office and the reference to staggering of terms and how that would work. She said she likes the concept but didn't understand how it would be done.

City Attorney Weed explained that two out of three must be City Councilmembers on the Fire Board so it would make sense to have those two have the same term on the Council as on the Fire Board.

Councilor Pedersen noted that the requirement to be on the Board (3 year residency in Marysville) is different from the City Council requirement. She also asked about the requirement of a unanimous vote in order for someone to serve as a volunteer fireman and Councilmember at the same time.

City Attorney Weed pointed out that even if that's deleted from the Marysville code, the Fire Board could adopt it. Councilor Baxter explained it is to prevent a conflict of interest and he gave a little history about his personal experience with this rule. Councilor Baxter noted that with regard to 6 year terms, the fire commissioners have 6 year terms.

Mayor Weiser said he had suggested that the City Councilmembers' terms be the same as their term on Council and Councilor Pedersen commented on the risk of City Councilmembers not being reelected.

Mayor Weiser noted that non-Councilmembers should be subject to the same requirement regarding being volunteer firemen as a Councilmember.

Councilor Baxter pointed out that in 2 years he would not be a Councilmember and he is still a volunteer fireman (not in Marysville, though). He also brought up the situation of someone wanting to transfer to Marysville.

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City Attorney Weed noted the redraft includes term of office to be consistent with Councilmember's term, non-Councilmember's term to be 2 years.

Councilor Baxter suggested possibly a longer term to prevent too much turnover but then noted with shorter terms, you would simplify things somewhat, say with a two year minimum.

There was more discussion and Chief Ronning noted the proposal was to delete sections 8 through 13 with the redraft to then go before the Joint Board for approval.

Councilor Pedersen clarified terms used in the proposal: Marysville Fire District Board = Joint Operating Board; Marysville Fire Board refers to the three members from Marysville.

City Attorney Weed reviewed the need to change references to emergency medical aide services, with the word "aide" to be omitted and there was more discussion about the terms of office, whether they should run concurrently with City Council positions, 4 years but to serve partial terms for the initial board, change the citizen term to 3 years in order to make the terms stagger, coinciding with Council terms, consensus to let Mayor Weiser and City Attorney Weed work on this further, Councilor Pedersen making it clear that she would prefer to take the 3 year residency requirement out.

3. Ordinance of the City of Marysville Annexing Certain Unincorporated Real Property Known as the Southeast Marysville Area.

Councilor Pedersen moved and Councilor McGee seconded to approve/adopt Ordinance 1875. Passed unanimously.

ADJOURNED INTO EXECUTIVE SESSION: 10:50 p.m.

1. MPD Matters.
2. Pending Litigation.

RECONVENED: Approx. 11:29 p.m.

Councilor Baxter moved and Councilor McGee seconded to purchase Police equipment as discussed in Executive Session. Passed unanimously.

ADJOURNED: Approx. 11:30 p.m.

Accepted this 10th day of February, 1992.

David Weiser
 MAYOR

Phillip Dexter
 CITY CLERK

Wanda A. Jaerson
 RECORDING SECRETARY