

MINUTES RECAP

MARYSVILLE CITY COUNCIL MEETING

JUNE 12, 1995

WORKSHOP:5:30 p.m. Sub Area  
Planning

00124

CALL TO ORDER:

7:04 p.m.

MINUTES OF PREVIOUS MEETINGS:6/6/95 Council Minutes  
ApprovedAUDIENCE PARTICIPATION:

None

CONSENT AGENDA:

Approved:

1. Approval of 6/12/95 Claims in the amount of \$1,188,871.19.
2. Approval of May/95 Payroll in the amount of \$525,486.56.
3. Approval of Liquor License Renewals for Billy Bob's, Chevron/  
PDQ Oil Co. #1103 & Fourth St. Market & Deli.
4. Approval of Gene & Glenda Krotke Rezone with Conditions;  
PA9309032.
5. Authorize Mayor to Sign Muni Financial Services Agreement for  
Arbitrage Rebate Services.
6. Approval of Conditional Use Permit with Conditions; Able  
Mortgage; PA 9501002.
7. Authorize Mayor to Sign Taxtools Purchase and License Agreement. Continued to 6/26/95

STAFF'S BUSINESS:7/3/95 Council meeting  
combined/resched. to 7/6  
w/Workshop - 7 p.m.MAYOR'S BUSINESS:CALL ON COUNCILMEMBERS:PETITIONS & COMMUNICATIONS:

None

PRESENTATIONS:

1. Liberty Elementary School Students Representing the U.S. at  
the Peace Conference for Children in Hiroshima, Japan
2. Marysville Annexation Video

PUBLIC HEARINGS:

None

REVIEW BIDS:

1. New Backhoe Approved
2. 4 Wheel Drive Loader All bids rejected - bid  
specs to be rewritten

NEW BUSINESS:

None

ORDINANCES & RESOLUTIONS:

1. Ord. Amending Titles 18 & 19 of MMC Ordinance 2030 Approved  
so as to be consistent with the  
City's Hearing Examiner System.
2. Ord. Prohibiting Sale & Discharge Ordinance 2031 Approved  
of Fireworks on New Years Eve.
3. Ord. Ordering Improvements Con- Ordinance 2032 Approved  
sisting of Const., Installation &  
Replacement of Sewer Main along  
84th St. NE & 45th Dr. NE
4. Ordinance Affirming Hearing Ordinance 2033 Approved  
Examiner's Decision re Borseth  
Property
5. Resolution granting CUP for City Resolution 1737 Approved  
of Marysville Reservoir Property

LEGAL MATTERS:

1. Interlocal Agreement w/Housing Discussion Only  
Authority of Snohomish County
2. Shockey Brent Consultant Agreement Cont. to 6/26/95

ADJOURNMENT INTO EXECUTIVE SESSION:

- 9:18 p.m.
1. Personnel. No Action
2. Real Estate. No Action
3. Litigation. No Action

RECONVENED & ADJOURNED:

9:56 p.m.

MARYSVILLE CITY COUNCIL MINUTES

00125

JUNE 12, 1995

7:04 p.m.

Council Chambers

Present: Dave Weiser, Mayor

Councilmembers:

Donna Pedersen, Mayor Pro Tem (excused)

John Myers

Ken Baxter

Donna Wright (excused)

Mike Leighan

Otto Herman

Shirley Bartholomew

Administrative Staff:

Steve Wilson, Finance Director

Grant Weed, City Attorney

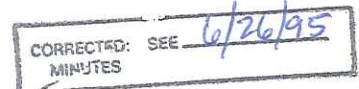
Gloria Hirashima, City Planner

Ken Winckler, Director of Public Works

Dave Zabell, City Administrator

Doug Buell, Community Information Officer

Wanda Iverson, Recording Secretary



CALL TO ORDER:

Mayor Weiser called the Council meeting to order at 7:04 p.m. and led us in the flag salute.

ROLL CALL:

Finance Director Wilson called the roll with all members present/absent as indicated above.

MINUTES OF THE PREVIOUS MEETING:

Councilmember Herman noted on page 5 of the 6/6/95 minutes, half way down the page, in the paragraph beginning "Mr. Jamieson" that the word "sotrage" should be "storage". On page 8, third paragraph, second line, second word should be "road", he also pointed out.

Councilmember Leighan noted in the second paragraph under Call on Councilmembers, page 3, he was referring to an article he read, not something he saw on TV.

There being no further corrections, Councilmember Myers moved and Councilmember Leighan seconded to approve the minutes of 6/6/95 as amended. Passed unanimously.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS: None.

CONSENT AGENDA:

1. Approval of 6/12/95 Claims in the amount of \$1,188,871.19.
2. Approval of May/95 Payroll in the amount of \$525,486.56.
3. Approval of Liquor License Renewals for Billy Bob's, Chevron/PDQ Oil Co. #1103 & Fourth St. Market & Deli.
4. Approval of Gene & Glenda Krotke Rezone with Conditions; PA9309032.
6. Approval of Conditional Use Permit with Conditions; Able Mortgage; PA 9501002.

Councilmember Bartholomew moved and Councilmember Herman seconded to approve Consent Agenda Items 1, 2, 3, 4 & 6. Passed with Councilmember Baxter abstaining on Voucher #24706 and Councilmember Leighan abstaining on Voucher #24793 under Item 1 above.

5. Authorize Mayor to Sign Muni Financial Services Agreement for Arbitrage Rebate Services.

After some discussion Councilmember Herman moved and Councilmember Bartholomew seconded to authorize the Mayor to sign the agreement and for the budget amendment to be approved as recommended by the Finance Dept. Passed unanimously.

**7. Authorize Mayor to Sign Taxtools Purchase and License Agreement.**

There was discussion about tax recovery, City business licences, the audit process, overall costs, term of the agreement, competition for the same type of service, annual fee, tape conversions, City's responsibility, new accounts/new businesses, definition of new revenue, preferred rates, indemnification clause.

Councilmember Herman moved to continue this matter to 6/26/95 so the City Attorney will have time to review and modify as per discussion. Councilmember Bartholomew seconded and the motion passed unanimously.

STAFF BUSINESS:

City Administrator Zabell brought to the attention of Council the 7/3/95 meeting which is the day before the 4th of July, a holiday (Tues.). He also noted there is a workshop on 7/6/95 (Thur.) on the Initiative & Referendum Process and this can be combined with the Council meeting from the 3rd if Council wishes.

Councilmember Bartholomew moved and Councilmember Myers seconded to reschedule the 7/3/95 to 7/6/95 at 7 p.m., combining it with the workshop. The motion passed 3-2 with Councilmembers Herman and Leighan against.

Public Works Director Winckler referred to a letter from Gary Powell of the County regarding the 136th St., State to 43rd Av. NE project. He explained the project is going to be mitigated by the Navy, the county will be the lead agency and they have received 6 bids. He said the county would like approval of the bid from Tri State Construction; he talked about the problem with the location of the poles and said the sidewalks will have to be built around the poles.

Councilmember Bartholomew moved and Councilmember Leighan seconded to contact the county with regard to the City's approval of the Tri State Construction bid. Passed unanimously.

Public Works Director Winckler reminded Council of three meetings Thursday: RUSA meeting at 7 a.m. in the Public Works Bldg., from 9 to Noon a WSDOT meeting regarding the 88th St. interchange and at 10:30 the Traffic Advisory Committee meeting in the Public Works Bldg.

MAYOR'S BUSINESS:

Mayor Weiser talked about his appointment to a timber industry task force regarding funding of cities and counties affected by the moratorium on cutting down old growth timber to save the Northern Spotted Owl. He also mentioned the flower boxes on State Avenue put up by the Parks Dept. and the positive feedback we have been receiving on these. It was noted that there will be a City employee assigned to keeping the plants watered.

CALL ON COUNCILMEMBERS:

Councilmember Myers asked about the flag poles behind Jennings Park and Public Works Director Winckler said he would follow up with Larry Larson on this.

Councilmember Myers mentioned an upcoming Blood Drive (6/15) and Flag Day (6/14) as well as a Regional Services Meeting at the Boys Club 6/14.

Councilmember Bartholomew suggested the City have a presentation regarding the 88th St. interchange to bring Councilmembers and citizens up to speed on what is happening because there are a lot of angry citizens who feel the design has changed midstream.

Public Works Director Winckler stated there will be a street closure while the new Quilceda bridge is being built, probably for a year, which will be very inconvenient for those driving in the vicinity.

Councilmember Bartholomew referenced a letter from Mr. Nelson Bette in the packets regarding multiple display boards and she said she would like the City Planner to look into this further.

City Planner Hirashima said the Council could consider a revision to the ordinance.

City Administrator Zabell said he would look up previous discussions and Council minutes regarding this subject get back to Council on this.

Councilmember Herman reported there will be a SCFIT meeting tomorrow at 7:30 at Embassy Suites and a transportation plan will be discussed.

PRESENTATIONS:

CORRECTED: SEE 6/26/95  
MINUTES slh SCFIT

**1. Liberty Elementary School Students Representing the United States at the Peace Conference for Children in Hiroshima, Japan.**

Mayor Weiser announced that 8 students are being invited from the United States, 4 of which are from Liberty Elementary, Marysville, Washington and they are here tonight with the principal of Liberty, Mrs. Betty Robertson.

Mrs. Robertson addressed Council, stating this a huge honor for the school and they have been very busy planning for the trip. Each girl went through a lengthy process to be chosen for the trip which will be at the end of July for 10 days, she said and added this will be a trip of a lifetime for her and the four girls. She then had each of the four girls read a prepared statement before Council.

Tess Shumaker gave a history and background of how the invitation to Japan came about and that the peace conference is in memory of the 50th year anniversary of the bombing of Hiroshima and Nagasaki.

Shawna Beaty explained the lengthy application each girl went through and how these four became chosen to represent the United States.

Melissa Gurney talked about all the students who will be attending: a total of 200 from all over the world going to Hiroshima.

Brea Kipperberg talked about the fund raisers they have had such as car washes and how they are seeking gifts and ideas for gifts to the Mayor of Hiroshima and to their sister school in Japan.

Mayor Weiser asked if the four girls could come back and report to City Council on their trip to Japan and they agreed to do this.

**2. Marysville Annexation Video.**

Community Information Officer Buell then presented a 16 minute video he narrated, edited and produced all about annexation into Marysville. He said he would be running it on Channel 2 and will have copies available at City Hall and the Library for loaning out to interested parties.

PUBLIC HEARINGS: None.

REVIEW BIDS:

**1. New Backhoe.**

Public Works Director Winckler reviewed the agenda bill and there was brief discussion.

Councilmember Baxter moved and Councilmember Herman seconded to accept the bid from Coastline Ford in the amount of \$51,434.85 including tax. Passed unanimously.

**2. 4-Wheel Drive Loader.**

Public Works Director Winckler reviewed the agenda bill and the staff recommendation of rejection of all bids and for the bid specs to be rewritten as none of the bids complied with the original specs. Public Works Director Winckler reviewed the specs that had been requested with regard to size, weight, bucket capacity, dump clearance and stated that one company had complied with all the above except they offered a used loader with 500 hours on it as opposed to a new one.

After discussion, Councilmember Baxter moved and Councilmember Herman seconded to reject all bids that had been received and to rewrite the bid specs allowing a used loader with up to 1000 hours and to ask for warranties. Passed unanimously.

ORDINANCES & RESOLUTIONS:

**1. Ordinance Amending Titles 18 & 19 of MMC so as to be consistent with the City's Hearing Examiner System.**

City Attorney Weed reviewed the need for this ordinance (basically housekeeping) and City Planner Hirashima reviewed the main areas where changes were necessary in the code. She noted there has been a reduction in the application fee for an administrative review from \$1500 to \$250.

After discussion about how rare appeals are, about leaving the adult entertainment portion alone until the committee meeting and public hearing process, discussion about City Council jurisdiction and a request for site plans to show adjacent property, Councilmember Bartholomew moved and Councilmember Leighan seconded to adopt/approve Ordinance 2030. Passed unanimously.

**2. Ordinance Prohibiting Sale & Discharge of Fireworks on New Years Eve.**

City Attorney Weed explained this ordinance is merely a formality so the City will coincide/comply with state code.

There was discussion about special permits, interpretation of the current code, rationale from police and/or fire chief, ease of repealing an ordinance, illegal sale and discharge of fireworks already technically in force for New Years Eve as Marysville's code only allows sale and discharge for 4th of July.

Councilmember Myers moved and Councilmember Herman seconded to adopt/approve Ordinance 2031. Passed unanimously.

**3. Ordinance Ordering Improvements Consisting of Construction, Installation and Replacement of Sewer Main along 84th St. NE & 45th Dr. NE.**

Councilmember Bartholomew moved and Councilmember Myers seconded to adopt/approve Ordinance 2032. Passed unanimously.

**4. Ordinance affirming the Hearing Examiner Decision on the Borseth Property.**

Councilmember Leighan moved and Councilmember Myers seconded to

adopt/approve Ordinance 2033. Passed unanimously.

**5. Resolution granting Conditional Use Permit for City of Marysville Reservoir Property.**

LEGAL MATTERS:

**1. Interlocal Agreement with the Housing Authority of Snohomish County.**

City Attorney Weed reviewed the agreement and said he could check further on the exclusivity of the Housing Authority of Snohomish County in Marysville. It was noted that this item was for discussion only.

City Planner Hirashima noted the Housing Authority told her they usually obtain an interlocal agreement with the city they are working in prior to doing any projects; they currently have two projects going on in Marysville and they are proposing purchasing some apartments on Cedar and taking it over as a project to manage.

Councilmember Baxter left Council Chambers at 9:10 p.m.

There was discussion about City liability with the Housing Authority acting as managers of property, allowing them to operate within the City.

Councilmember Baxter returned to Council Chambers at 9:12 p.m.

City Planner Hirashima stated if the City were to create its own housing authority, there might have to be an agreement similar to what Everett Housing Authority has with Snohomish County Housing Authority.

There was more discussion about exclusivity of the agreement, how disputes would be resolved, ramifications of the interlocal agreement, arbitration, having a housing authority presentation, continuing this matter to another meeting.

**2. Shockey Brent Consultant Agreement.**

City Attorney Weed explained that he would like this continued to the next meeting because he and Reid Shockey have not had a chance to make a connection yet.

Councilmember Herman moved and Councilmember Leighan seconded to continue this to 6/26/95. Passed unanimously.

Mayor Weiser reminded Council of the 7:00 p.m. 6/19/95 special meeting/hearing on Adult Entertainment.

ADJOURNMENT INTO EXECUTIVE SESSION: 9:18 p.m.

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|-----------------|------------|
| 1. Personnel.   | No Action. |
| 2. Real Estate. | No Action. |
| 3. Litigation.  | No Action. |

RECONVENED & ADJOURNED: 9:56 p.m.

Accepted this 26<sup>th</sup> day of June, 1995.

David Weiser  
MAYOR

Mary Jo Jones  
CITY CLERK

Standa K. Iverson  
RECORDING SECRETARY