

May 27, 2003

000409

Marysville City Council
7:00 p.m.

Public Safety Center

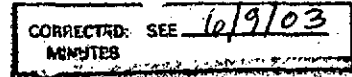
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|--|-----------|
| Call to Order/Pledge of Allegiance/Roll Call | 7:00 p.m. |
| Approval of Minutes | |
| Approve May 9, 2003 City Council Workshop Minutes. | Approved |
| Approve May 12, 2003 City Council Meeting Minutes. | Approved |
| Approve May 19, 2003 City Council Work Session Minutes. | Approved |
| Consent Agenda | |
| Approve May 27, 2003 Claims in the Amount of \$2,709,636.09 Paid by Check No. 7488 through 7813 with Check No. 7450 Void. | Approved |
| Approve May 20, 2003 Payroll in the Amount of \$478,057.50; Paid by Check No. 10686 through 10757 with Check No. 10686 Void. | Approved |
| Approve Liquor License Renewal for Albertson's #412 (11401 State Avenue). | Approved |
| Approve 152 nd Street Transmission Mains BNSF Pipeline License. | Approved |
| Review Bids | |
| Approve 2003 Annual Concrete Construction Contract. | Approved |
| Approve Trunk F to Trunk A Sewer Intertie. | Approved |
| New Business | |
| Approve Notice of Suspension from Marysville Police Department Registered Tow Truck Operations Rotation List; Harry's Towing. | Continued |
| Adopt Public Works' Recommendation to Revise the Striping on Grove Street, Maintain the Existing 3-way Stop Control at the Grove Street/71 st Avenue, and not Install Multiway Stop Control at the Grove Street/72 nd Drive Intersection Plus to Remove the Crosswalk on the West Side of 71 st and Grove and Reinstall on the East Side of 71 st and Grove With the Addition of a Handicapped Ramp. | Approved |
| Approve Directing the Grove Street Community Action Committee to Look at the Issue of Adding a Crosswalk at Grove Street and 72 nd and to Report Back to the Council with Their Recommendation. | Continued |
| Approve Public Works' Recommended Tiered Proposal to Combat the West Nile Virus Including a Tire Round-up in the First Phase of the Tier. | Approved |
| Ordinances and Resolutions | |
| Adopt a Resolution of the City of Marysville, Washington for the Acceptance of a Gift; Subject to Conditions. | Res. 2095 |
| Adopt a Resolution of the City of Marysville in Support of Improvements at the SR531/I-5 Overpass. | Res. 2096 |
| Adjournment | 8:45 |
| Executive Session | |
| 1. One Personnel Issue | |
| 2. Three Real Estate Issues | |
| 3. Two Pending/Potential Litigation Issues | |
| Directed City Attorney to proceed with two L.I.D. foreclosures. | Approved |
| Approve real estate purchase as discussed in Executive Session. | Approved |

MARYSVILLE CITY COUNCIL MEETING

May 27, 2003

7:00 p.m.

Public Safety Center

**CALL TO ORDER / PLEDGE OF ALLEGIANCE**

Mayor David Weiser called the May 27, 2003 Meeting of the Marysville City Council to order at 7:00 p.m. He then led those present in the Pledge of Allegiance. There was no invocation as a pastor was not in attendance.

ROLL CALL

Mary Swenson, Chief Administrative Officer, called the roll. The following Councilmembers and staff members were in attendance:

Council: Mayor David Weiser, Mayor Pro Tem Mike Leighan, Councilmembers: John Soriano, Jon Nehring, Jeff Seibert, Suzanne Smith, Lisa Vares and Donna Wright.

Staff: Bob Carden, Police Chief; Mary Swenson, Chief Administrative Officer; Sandy Langdon, Finance Director; Grant Weed, City Attorney; Jim Owens, Public Works Director; Jim Ballew, Parks and Recreation Director; Kevin Nielsen, City Engineer and Jeff Massie, Assistant City Engineer.

COMMITTEE REPORTS

Councilmember John Soriano reported that the **LEOFF I Committee** had reviewed eight claims and compared dental, optical and hearing aid coverage that is available to LEOFF I retirees.

PRESENTATIONS**Service Award Presentations.****Ken Tyacke – 15 Years**

Larry Larson, Public Works Superintendent, reviewed Mr. Tyacke's fifteen years of service. Mr. Tyacke was hired on May 23, 1988. He spent a short time with Solid Waste, but fourteen of his fifteen years have been spent with the Street Department. Mr. Larson continued to explain that Mr. Tyacke has demonstrated the skills and ability to operate any equipment within Public Works. He has a sharp eye and notices anything out of order. Mr. Tyacke has a sound knowledge of rules, regulations, and policies. He'll often be the first one to point out something that is not in compliance. Mr. Tyacke lives with his wife, son and daughter in Marysville. Mr. Larson thanked Mr. Tyacke for his fifteen years of service.

Pam Hegge – 15 Years

Jim Owens, Public Works Director, summarized Pam Hegge's experience with the City. She began working for the City in May of 1988 in the Police Department where she worked as a part-time receptionist. She was promoted and transferred in 1989 to Public Works as a secretary. Ms. Hegge continues to work as an administrative secretary in Public Works. Some of Ms. Hegge's vital responsibilities include maintaining the weekly calendar, taking minutes for meetings, typing reports and coordinating schedules, processing paperwork and typing the Operations preliminary budget. Her knowledge of each division is relied upon heavily. Ms. Hegge was recognized in 1997 as Employee of the Quarter for her assistance in typing and preparing the 1998 budget. She also was recognized for her two other nominations for Employee of the Quarter. Ms. Hegge is married and has one daughter. She enjoys gardening, scrap booking, and deep-frying turkeys. Public Works Director Owens thanked her for fifteen years of service. Mary Swenson added that Ms. Hegge was also recommended by her fellow employees to serve on the Employee Recognition Committee.

Jacki Goldman – 15 Years

Chief Bob Carden explained that Jackie Goldman was not able to attend tonight's meeting. He went on to review her history with the City. She has worked in the Police Department for fifteen years. She currently works in the Detective Division. Some of her duties include monthly reports and doing search warrants.

Richard "Dick" Higbee – 15 Years

Although Mr. Higbee was not able to attend the presentation of his award, Larry Larson reviewed Mr. Higbee's fifteen years of service. Mr. Higbee began with the City in May of 1988 where he began working in the Sanitation Division. Although they have encouraged him to consider other positions or advancement, Mr. Higbee has spent his entire career in that division because he insists that he is happy where he is. Mr. Larson commented that Mr. Higbee likes to make work fun and lighten things up a bit noting that he always dresses up for Halloween. Mr. Higbee has a good sense of humor and has been an asset to Public Works and the Sanitation Division.

AUDIENCE PARTICIPATION

Mayor Weiser solicited audience participation. There was none.

APPROVAL OF MINUTES**A. May 9, 2003 City Council Workshop.**

Motion made by Councilmember Jon Nehring, seconded by Councilmember Mike Leighan to approve the minutes as presented. **Motion** passed unanimously (7-0).

B. May 12, 2003 City Council Meeting.

Motion made by Councilmember Lisa Vares, seconded by Councilmember Suzanne Smith to approve the minutes as presented. Councilmember Donna Wright indicated she would not be voting, as she was not present at the May 12th meeting. **Motion** passed unanimously (6-0) with Councilmember Wright abstaining.

C. May 19, 2003 City Council Work Session.

Councilmembers Jon Nehring and Suzanne Smith indicated they would not be voting, as they were not present at the work session. **Motion** made by Councilmember Mike Leighan, second by John Soriano to approve the minutes as presented. **Motion** passed unanimously (5-0) with Councilmembers Nehring and Smith abstaining.

CONSENT AGENDA

- A. Approval of May 27, 2003 Claims in the Amount of \$2,709,636.09 Paid by Check No. 7488 through 7813 with Check No. 7450 Void.**
- B. Approval of May 20, 2003 Payroll in the Amount of \$478,057.50; Paid by Check No. 10686 through 10757 with Check No. 10686 Void.**
- C. Approval of Liquor License Renewal for Albertson's #412 (11401 State Avenue).**
- D. 152nd Street Transmission Mains BNSF Pipeline License.**

Councilmember Jeff Seibert requested the removal of Item D for further discussion.

Motion by Councilmember Jeff Seibert, seconded by Councilmember Suzanne Smith to approve Consent Agenda Items A, B and C. **Motion** passed unanimously (7-0).

Discussion regarding Item D:

Councilmember Seibert asked if there was any power of negotiation with this agreement. City Attorney Grant Weed explained that there is typically a high level of unwillingness to negotiate with this type of thing. It would also require a substantial delay if the City decided to try to negotiate.

Councilmember Leighan then asked for clarification regarding the wording in Paragraph 2, which prohibits the City from "*disturbing existing improvements in the railroad right of way*". Mr. Weed clarified that it was referring only to this agreement.

Motion made by Councilmember Leighan, seconded by Councilmember Seibert to approve Consent Agenda Item D. **Motion** passed unanimously (7-0).

REVIEW BIDS

A. 2003 Annual Concrete Construction Contract.

Public Works Director Owens had nothing additional to add. There was no discussion on this item. **Motion** made by Councilmember John Soriano, seconded by Councilmember Jon Nehring to accept the bid/proposal from Iron Orr Construction in the amount of \$22,540.88 and authorize the Mayor to sign the annual contract. **Motion** passed unanimously (7-0).

B. Trunk F to Trunk A Sewer Intertie.

Mr. Owens had nothing further to add. Councilmember Suzanne Smith asked about the contractor's responsibility to subcontract electrical work if required. Mr. Owens explained that there was practically no electrical work required on this contract. Councilmember Jon Nehring inquired about the budget. Mr. Owens explained his concern about the differing amounts.

Brian Wolff, President of Trico Construction.

Mr. Wolff noted that he was attending tonight's meeting to represent the company in the event that there were any questions.

Motion by Councilmember Leighan, seconded by Councilmember Vares to award the bid for the Trunk F-A Sewer Intertie Project to the apparent low bidder, Trico Construction in the amount of \$1,132,691.18; to authorize the Mayor to sign the contract documents and approve a 10% management reserve; and reject the protest lodged by DDJ Construction regarding bid proposal irregularities. **Motion** passed unanimously (7-0).

NEW BUSINESS

A. Notice of Suspension from Marysville Police Department Registered Tow Truck Operations Rotation List; Harry's Towing.

City Attorney Weed explained that the City has proposed to remove Harry's Towing from its list of qualified tow companies. Harry's Towing filed an appeal for which a hearing had been scheduled for tonight. In the mean time the legal counsel for Harry's Towing and Mr. Weed made an agreement that will have Harry's Towing meet certain deadlines and dates to remain on the list. Mr. Weed encouraged the Council to continue the hearing to an indefinite date. He noted that in the event that Harry's Towing does not comply the hearing would be rescheduled.

Councilmember Smith asked if Harry's Towing would be able to operate in the meantime. Mr. Weed explained that he would remain on the list during the time of the pending appeal. Mr. Weed summarized the items and the dates upon which they need to be completed. He noted that it would likely be less than two months to complete the items.

Councilmember Seibert requested a copy of the agreement. He asked if the cars were being towed to Everett in the meantime. Mr. Weed said anything in excess of three cars has been removed off-site to a different location out of city limits until they build a storage area within the city limits.

Councilmember Leighan inquired about dates indicated on the Executive Summary. Chief Carden clarified that Harry's Towing has been out of compliance since 2002.

Councilmember Smith asked how many cars the new facility will hold. Mr. Weed was not sure. Ms. Smith had concerns about things that were wrong with the trucks that appeared to be safety related issues. Mr. Weed said the intent of staff and the police department is to not allow business to continue unless those things are addressed as well.

Motion made by Councilmember Leighan, seconded by Councilmember Seibert to continue the matter for a time not to exceed sixty (60) days to give Harry's towing time to come into compliance. **Motion** passed unanimously (7-0).

B. Grove Street: 68th Drive to 76th Drive Rechannalization and Multi-way Stop Control at the 71st Avenue & 72nd Drive Intersection.

Assistant City Engineer Jeff Massie referred to the attachments that include an aerial photograph, a summary of the traffic analysis from 67th to 83rd, recommendations and summary by Bill Haro, plus recommendations made by the Community Advisory Committee. Mr. Massie explained the two issues to decide on include:

1) rechannalization of the roadway and 2) multi-way stop control at the 71st Avenue and 72nd Drive Intersection.

Councilmember Leighan referred to Attachment No. 3 with 9 items and asked about the stop sign flashing beacon. Mr. Massie explained that it was a battery-operated beacon with LED flashing lights within the signpost. Mary Swenson asked if it was approved in the Manual on Uniform Traffic Control Devices (MUTCD). Mr. Massie was not sure. Ms. Swenson suggested making it a condition of approval to make sure it is in the MUTCD because of liability issues.

Councilmember Seibert asked about solar powered versions and asked if they would be more cost-effective. Mr. Massie said that it was not more cost-effective, but he did not have the exact numbers. Mr. Seibert asked to get specific data related to that issue.

E. M. (Matt) Gordon, 7207 Grove Street, Marysville

Mr. Gordon explained that he had come in response to a suggestion by Councilmember Seibert requesting Mr. Gordon's recommendations. Mrs. Gordon had reported to him what Mr. Seibert had said and she had asked him to respond.

Mr. Gordon said that the recommendations that the staff and the committee have prepared are a basis for improvement and a good compromise. Additionally, however, he requested a stop sign at 72nd Street or at the very least, a crosswalk with the proper signage because of the number of children and senior citizens who walk in that area. In the absence of a crosswalk they are required to go an additional 700 plus feet in order to cross safely.

He also mentioned that the intersection at the vicinity of 72nd and Grove is, in his opinion, in the wrong place because pedestrians are crossing in the dark. He asked that staff carefully examine this. Mr. Gordon complimented the staff, especially Jeff Massie and Jim Owens and the committee members for their hard work.

Councilmember Seibert thanked Mr. Gordon for coming. He asked Mr. Gordon's opinion about the rechannelization. Mr. Gordon indicated that he agreed with the proposal.

Jim Brennick, 7825 71st Avenue NE, Marysville

Mr. Brennick indicated that he was part of the committee. Regarding the battery-operated beacon he commented that he was under the impression that they lasted a year. He said it would have cost approximately \$10,000 for the solar beacon. He said the traffic situation is improving and it is slowing down. Replacing the stop sign has improved Grove Street and 71st Street.

Councilmember Vares asked if he agreed about the crosswalk issue. He said he agreed with Mr. Gordon. He said it is very dangerous at night at that crosswalk. He also shared the concern about adding a crosswalk at 72nd. Councilmember Vares commented that it could possibly give pedestrians a false sense of security about having a crosswalk with no stop sign in that area.

Mr. Massie said they had a representative from the school district at the first committee meeting. They had determined that they needed to alert the parents to the safety issue. He did not think that a crosswalk would improve the safety situation. He said it made sense to add a crosswalk at 71st, but that there was not wheelchair access. There was also an issue because of a structure in that area which would require the construction of a special type of wheelchair ramp.

CORRECTED BY: slb 6/19/03
MINUTES 5/6 71st

Mr. Massie then addressed the cost of the beacons. He said they checked into the solar powered flashers that are relatively inexpensive and could be mounted on top of the stop signs. The overhead flashing beacons are the ones that would cost thousands of dollars.

Mr. Brennick concluded by saying that he is strongly supporting the recommendations that Mr. Massie is presenting. He said he supports leaving the stop sign at 72nd and Grove because it doesn't meet warrants. He felt it might be a worse situation with a stop sign coming down the hill. He added that he had enjoyed working with Jeff Massie.

Mary Swenson asked if Bill Haro had looked at the crosswalk at 72nd. Jeff Massie did not believe that was within the scope of his work.

Councilmember Soriano asked about rumble strips within the hill portion of Grove Street. Mr. Brennick replied that there had been discussion about them and that they would probably work, but the noise would be prohibitive to the residents. Mr. Brennick said the flashing red lights would be very efficient.

Councilmember Soriano asked about a possible crosswalk at 72nd. He wondered if there had been discussion about an island there. Mr. Brennick did not recall specific discussion about an island. Mr. Massie added that their focus was to identify cost-effective ways to fix the problem. Mr. Brennick reiterated that the committee had kept in mind the financial constraints of the City. The low cost options were the signage, flashing red lights on the stop signs, and the posting of speed limits.

Mrs. Irene Gordon, 7207 Grove Street, Marysville.

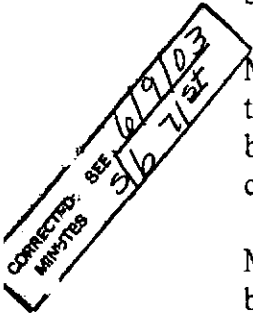
Mrs. Gordon also addressed the subject of crosswalks. She stated that crosswalks serve two purposes: 1) to tell motorists that it is more likely that someone will be crossing the streets in that location; and 2) it tells pedestrians that this is the safest place to cross. She added that children would still need to be educated about this, but that it could be done.

With respect to moving the crosswalk, she noted that when you are crossing the sidewalk on the west side it ends and it turns to mud. This means that pedestrians walk in the street to avoid the mud. She recommended moving the crosswalk.

Mrs. Gordon concluded that she was very happy to work with Mr. Massie and Mr. Owens. She noted that they had worked hard to come to a consensus.

Discussion

Councilmember Leighan said he hoped to resolve this issue in a positive way tonight. He said he comes off of 72nd and turns onto Grove several times a day. He said there are often children there, but he felt that a crosswalk at that location would give people a false sense of security. He noted that it is still legal to cross from corner to corner.



Councilmember Vares agreed that she would like to go with the recommendations presented to Council without the multi-way stop. She noted that she did, however, like the idea of moving the crosswalk at 72nd Street.

Councilmember Smith commented that she liked the Public Works' proposed layout. She agreed with moving the crosswalk into the lighted area at 71st. She said she would also like to see a crosswalk at 72nd, even though there are issues surrounding that, possibly with battery-operated flashing beacons.

Councilmember Seibert concurred with dropping No. 9 off the list. He also wondered if there was any history about why the crosswalk was on the east side. He requested finding out if the lights had the option of a solar pack.

There was some discussion about placing a crosswalk at 72nd. Mr. Massie said that the County generally does not recommend putting a crosswalk at non-controlled intersections. Mary Swenson concurred that it is not WCIA's recommendation to put crosswalks at non-controlled intersections. Mr. Massie said it was his recommendation to add another crosswalk without removing the original crosswalk. Councilmember Seibert pointed out that there are a number of intersections in the City that do not have lighting, but noted that either way would be fine with him.

Motion made by Councilmember Vares, seconded by Councilmember Leighan to adopt the Public Works recommendation to revise the striping on Grove Street between 68th Drive and 76th Drive, maintain the existing 3-way stop control at the Grove Street/71st Avenue intersection, and not install multi-way stop control at the Grove Street 72nd Drive intersection and to remove the crosswalk on the west side of 71st and Grove and reinstall on the east side of 71st and Grove with the addition of a handicapped ramp. **Motion** approved unanimously (7-0).

Motion by Councilmember Smith, seconded by Councilmember Vares to direct the Grove Street Community Action Committee to look at the issue of adding a crosswalk at Grove Street and 72nd and to report back to the Council with their recommendation.

Councilmember Leighan asked what warrants would be used with that. Mary Swenson added that there would be an understanding that it would be run through WCIA to weigh in from a risk-management standpoint. Councilmember Wright asked how much extra staff time this would take. Mr. Massie stated that it could be as large or as small an operation as they wanted to make it.

Motion passed unanimously (7-0).

Mr. Massie thanked the community advisory committee and all the other staff and citizens who participated in the project.

C. West Nile Virus – History & Marysville Response Strategy.

Public Works Director Owens responded to the questions from the last Council work session.

- Regarding privately owned detention facilities – A letter is in final draft to owners of those private detention facilities to notify them of their responsibilities.
- Regarding the type of chemical used – Mr. Owens stated that it is BTI (*Bacillus thuringiensis*), which poses little or no risk to humans, pets or birds. He explained that it is a naturally occurring bacterium that controls the larvae.
- Regarding Les Schwab - For a \$500 contribution by the City they would be willing and able to take approximately 1400 tires.

There was no public comment. Councilmember Leighan liked the idea of a tire roundup, but thought it should be postponed until there was an outbreak.

Motion made by Councilmember Seibert, seconded by Councilmember Vares to accept Public Works staff's recommended tiered proposal to combat the West Nile Virus including a tire round up in the first phase of the tier. **Motion** passed 5-2 with Councilmember Leighan and Councilmember Wright voting against.

ORDINANCES AND RESOLUTIONS

A. A Resolution of the City of Marysville, Washington for the Acceptance of a Gift; Subject to Conditions.

Motion made by Councilmember Leighan, seconded by Councilmember Wright to adopt Resolution No. 2095. **Motion** passed unanimously (7-0).

B. A Resolution of the City of Marysville in Support of Improvements at the SR-531/I-5 Overpass.

Mary Swenson outlined the minor changes that had been made to this resolution.

Motion made by Councilmember Wright, seconded by Councilmember Leighan to approve Resolution No. 2096. **Motion** Passed unanimously (7-0).

INFORMATION ITEMS

Staff Business.

Robert Carden – nothing.

Sandy Langdon – nothing.

Mary Swenson stated that City Hall will be closing on June 6th and moving to the new location during the weekend.

Grant Weed –nothing.

Jim Owens commented that they have taken over jurisdiction on all the signals on State Avenue.

Kevin Nielsen thanked Jeff Massie for his hard work on the Grove Street project. He stated that it was not a large dollar amount project, but that it required a large amount of staff time.

Jeff Massie – nothing.

Call on Councilmembers.

Jon Nehring thanked the Parks Department for organizing the Fishing Derby. He also thanked Jeff Massie and the citizens for their work on the Grove Street issue.

Jeff Seibert thanked Jeff Massie also. He then asked about a business plan for the golf course. Mayor Weiser indicated that it would be coming.

Donna Wright commended Jeff Massie and the citizens working together.

Lisa Vares also thanked Jeff Massie.

Mike Leighan extended his thanks to Jeff Massie.

Suzanne Smith commended Jeff Massie. She then referred to the minutes from the last work session and noted that John Soriano had asked about pervious concrete. She asked if Public Works is considering using pervious concrete at all in the future. Mr. Owens responded that they are considering it.

John Soriano thanked Jeff Massie.

ADJOURNMENT

Mayor Weiser recessed the meeting into Executive Session at 8:45 p.m. with the Executive Session scheduled to begin at 8:50 p.m. He noted that there was one personnel issue, two potential/pending litigation issues, and three real estate issues to be discussed. He said they would be requesting a vote on one of the real estate issues.

EXECUTIVE SESSION

Council convened into Executive Session at 8:50 p.m. and reconvened into regular session at 10:05 p.m.

Motion by Councilmember Leighan, second by Councilmember Seibert directing the City Attorney to proceed with foreclosure on two L.I.D.s as discussed in Executive Session. Motion was approved unanimously (7-0).

Motion by Councilmember Seibert, second by Councilmember Wright to approve the real estate purchase as discussed in Executive Session. Motion passed unanimously (7-0).

ADJOURNMENT

Mayor Weiser adjourned the May 27, 2003 meeting of the Marysville City Council at 10:06 p.m.

Approved this 9th day of June, 2003.

David Weiser
Mayor
David Weiser

Gerry Becker
City Clerk
Gerry Becker

Laurie Hugdahl
Recording Secretary
Laurie Hugdahl

ORIGINAL

MARYSVILLE CITY COUNCIL WORK SESSION

May 19, 2003

7:00 p.m.

Public Safety Center

EXECUTIVE SESSION

000402

The Executive Session was called to order at 6:15 p.m.

A. Real Estate.

ADJOURN

The Executive Session was adjourned at 6:55 p.m. with no action taken.

CALL TO ORDER / PLEDGE OF ALLEGIANCE

Mayor Weiser called the May 19, 2003 Work Session of the Marysville City Council to order at 7:00 p.m. He then led those present in the Pledge of Allegiance. There was no invocation.

ROLL CALL

Chief Administrative Officer Mary Swenson called the roll. The following Councilmembers and staff members were in attendance:

Council: Mayor David Weiser, Mayor Pro Tem Mike Leighan, Councilmembers: Jeff Seibert, John Soriano, Donna Wright, and Lisa Vares.

Staff: Mary Swenson, Chief Administrative Officer; Rob Lamoureux, Police Commander; Doug Lee, Police Sergeant; Sandy Langdon, Finance Director; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Jim Owens, Public Works Director; Kevin Nielsen, City Engineer; Jim Ballew, Parks and Recreation Director; Jeff Massie, Assistant City Engineer; Randy Brower, Program Engineer – Surface Water.

Mayor Weiser noted the excused absence of Councilmembers Jon Nehring and Suzanne Smith.

COMMITTEE REPORTS

Councilmember Mike Leighan reported on a visit to the new transfer station at Paine Field. He commented that the site was very impressive.

PRESENTATIONS

A. West Nile Virus – History & Marysville Response Strategy.

Randy Brower, Program Engineer Surface Water, and Jim Owens, Public Works Director, reported on the West Nile Virus. Mr. Brower began the presentation by discussing the history, the transmission and the symptoms of the West Nile Virus (WNV), as well as mosquito control. Mr. Owens then discussed recommendations from King County and Snohomish County Health Departments and the City's recommended response strategy.

Randy Brower explained that the WNV is a mosquito-borne illness first seen in 1937. It was first isolated in Africa, but is also common in Asia, the Middle East and some parts of France. It appeared in the United States in 1999 and is thought to have entered on an international cargo or passenger plane, human-transported bird or carried over by tropical storm. There has been a dramatic increase in WNV in the United States since 1999 with 2,741 reported cases in humans in 2002. Mr. Brower also discussed the age range of persons infected and fatal cases.

Locally, a dead crow near Snohomish tested positive for WNV in 2002. This means that Washington State may now have the two ingredients for the spread of WNV: an infected bird population and mosquitoes. He emphasized that the primary transmission is between bird and mosquito population, but that not all mosquitoes transmit WNV. Animals and humans are typically "dead end" hosts, meaning under normal circumstances the virus is not transmitted person to person, animal to animal, or animal to person. Mosquitoes are the only route of transmission although Mr. Brower did note some exceptions.

Of those bitten by an infected mosquito approximately 30% develop mild symptoms with less than 1% developing severe symptoms. Minor symptoms include: fever, headache, body aches, rash and swollen glands. Severe symptoms include: high fever, disorientation or stupor, convulsions or tremors, muscle fatigue or coma. It was noted that muscle fatigue can lead to paralysis in extreme cases. Most serious complication associated with WNV is encephalitis, with most fatalities occurring as a result of this brain/spinal cord inflammation. Persons over age 50 are at a greater risk for serious side effects. There is no cure for WNV at this time. There is also no human vaccine for WNV, although horses can be vaccinated. It was noted that infants are not a high risk group.

The recommendations for controlling mosquitoes were all related to eliminating standing water: change bird baths weekly; drill drainage holes in planters; drain pet dishes regularly; keep gutters, windows and door screens clean and repaired; do not over-water lawns or flower pots; remove tires, tarps and other water gathering items; chlorinate pools and hot tubs; and stock ponds with predatory fish such as goldfish. The recommendations for protecting oneself included: staying indoors at dusk and dawn, wearing protective clothing and using repellants. Mr. Brower explained that repellants are very effective. Those containing DEET are the most effective.

Jim Owens then discussed the recommendations from the Snohomish Health District and King County. He explained that Snohomish County is recommending fulfilling its minimum responsibility to employees, citizens and visitors to the City. This might include larviciding on City property and if needed, on public property. They also recommended eliminating standing water.

King County recommended focusing first on education and outreach responding to outbreaks as they occur. They would focus on the at-risk population (55 and older). They would also recommend using larvicide only if necessary. They cautioned against an expectation by citizenry of maintaining this sort of program for an extended period of time due to the costs involved.

Mr. Owens went on to review the Proposed Action Plan for the City of Marysville. First of all he recommended public education/outreach emphasizing citizen responsibility to eliminate standing water. He reviewed the City of Everett's program to collect spare tires and noted that they are preparing to have another round up soon. There was some discussion about the cost of this endeavor and the possibility of Marysville having a similar program. Next, Mr. Owens discussed employee protection and noted that steps have already been taken to protect City employees by using a DEET-based mosquito repellent; wearing long sleeves and pants; and having mosquito netting available.

With regard to the WNV control strategy he explained that the City will apply for a state permit to apply larvicide to public detention ponds and will evaluate the need and permit requirements to address private detention facilities. City employees have attended a school to learn the proper technique for mosquito dipping which determines if treatment is needed. They are proposing to respond to outbreaks as they occur and limiting response to "at-risk" population; ponds where there are concentrations of elderly; and ponds near parks and playing fields with morning and afternoon activities. They would only larvicide all facilities if there is a major City-wide outbreak of WNV.

Discussion

Councilmember Jeff Seibert inquired about draining ponds on a periodic basis. City Engineer Kevin Nielsen responded that they had looked into that and some ponds can be drained. Others that don't have drains could be pumped out. Councilmember Seibert suggested requiring that future detention ponds have built-in drains. Community Development Director Gloria Hirashima indicated that they would look into that.

Councilmember Leighan asked how they would notify private pond-owners of their responsibilities. Jim Owens said they would be attending homeowners' association meetings. They also offered to send out a letter to those responsible for private facilities.

Councilmember Seibert then asked if wet wells would also be a problem. Mr. Owens remarked that wet wells are not a problem, but catch basins are.

There were no further questions, but Councilmembers indicated that they would like to continue discussion on this matter.

CONSENT AGENDA ITEMS

- A. Approval of May 27, 2003 Claims.**
- B. Approval of May 20, 2003 Payroll.**
- C. Approval of Liquor License Renewal for Albertson's #412 (11401 State Avenue).**

Mayor Weiser asked if anyone had comments or questions regarding the Consent Agenda items. There was no discussion on any of these items:

REVIEW BIDS

- A. 2003 Annual Concrete Construction Contract.**

Councilmember John Soriano asked if any of this was pervious concrete. Mr. Owens replied that it was not and that the City has no plans to use it.

- B. Trunk F to Trunk A Sewer Intertie.**

There was some discussion about the low bidder not using electrical subcontractors. City Engineer Kevin Nielsen explained why this would not be an issue.

NEW BUSINESS

- A. Notice of Suspension from Marysville Police Department Registered Tow Truck Operations Rotation List; Harry's Towing.**

Commander Rob Lamoureux explained that they had suspended four towing companies. Two companies chose not to appeal, one came into compliance, and Harry's chose to appeal. There was a brief review of the history of this situation. City Attorney Grant Weed explained that the tow company was entitled to an appeal and a hearing with the City Council. The Council would be acting as the judge at the next Council meeting. Mr. Weed and Mayor Weiser would ensure that the hearing was conducted in a procedurally-correct manner. Mr. Weed then gave a quick overview of how the hearing is expected to proceed.

- B. Home Depot Donation to Comeford Park.**

Parks and Recreation Director Jim Ballew explained that they had received the donation from Home Depot for the purpose of improving the Comeford Park playground. He

displayed a map of Comeford Park with the existing out-dated play equipment. He then explained how the play area would be relocated to a more central location with a multi-age modern playground. The existing play area might be converted to a covered picnic area. He explained that this project would be done primarily in-house with the assistance of some volunteers. It would take place in early fall if Council accepts this donation by resolution.

C. 152nd Street Transmission Mains BNSF Pipeline License.

Jim Owens commented that the utility crosses under a railroad which means they need to get a license and pay a fee. The railroad has very stringent requirements. City Attorney Grant Weed added that the agreement with BNSF is heavily slanted in the railroad's favor, but that it is generally non-negotiable.

D. Grove Street: 68th Drive to 76th Drive Rechanelization and Multiway Stop Control at the 71st Avenue & 72nd Drive Intersection.

Assistant City Engineer Jeff Massie explained that they wanted to bring some sense of closure to this issue. He displayed an aerial photograph of Grove Street from 67th Avenue to 70th Street for reference. He then referred to a history of actions regarding speeding along Grove Street east of 67th Avenue; a speed study done by William Haro; and Council's direction of September 9, 2002 to conduct a public neighborhood meeting to solicit input. He reviewed that there had been a Public Open House on November 6, 2002, in which citizen concerns and potential solutions were discussed and documented. Five citizens who attended the open house volunteered to form a Citizens Advisory Committee. Mr. Massie reviewed the committee's recommendations. He then discussed where the Public Works Department and the Police staff recommend a different course of action than the committee: the layout of the lanes and the intersections at 71st Avenue and 72nd Drive. The Public Works Department is recommending 11 foot lanes with delineated parallel parking. With regard to the intersections, staff recommends maintaining the existing 3-way stop control at the Grove Street/71st Avenue intersection, and not installing a multi-way stop control at the Grove Street/72nd Drive intersection.

There was discussion about the May 2003 implementation dates. Mr. Massie said he would have a status update at the Council meeting. There was also discussion about the different classes of bike lanes.

Councilmember Leighan requested a copy of the minutes from the August 14, 2000 City Council Meeting. Councilmember Seibert then requested a copy of minutes from the January 8, 2001 City Council Meeting.

E. Professional Service Agreement for Sunnyside 3MG Reservoir Design; Montgomery Watson Harza.

Mr. Owens explained this would not be an agenda item at the Council meeting.

INFORMATION ITEMS**A. Mayor's Business**

Mayor Weiser distributed a copy of a Resolution of the City of Marysville in Support of Improvements at the SR531/I-5 Overpass. Mary Swenson reviewed the meeting that preceded this resolution. She explained that Arlington would be approving a similar resolution.

B. Staff Business

Jim Owens – nothing.

Gloria Hirashima thanked Councilmembers for coming to the annexation meeting. She noted that they would be doing a mailer to Lakewood residents later this week.

Rob Lamoureux thanked Councilmembers and staff for attending the Police Department's award ceremonies.

Mary Swenson also thanked Councilmembers for coming to the annexation meeting and added that they welcomed Council's comments and suggestions regarding the meeting.

Jim Ballew thanked Councilmembers and staff for attending the Fishing Derby.

Sandy Langdon – nothing.

Grant Weed – nothing.

C. Call on Councilmembers

Mike Leighan remarked that the Citizens Academy was very worthwhile. He noted that one participant had asked the Council to write a letter expressing thanks to the Police Department. Mr. Leighan volunteered to write the letter.

He then asked about the Bill Binford proposal with regard to the north end surface water issue. Mary Swenson explained the status of that proposal.

Mr. Leighan then commented on the sense of community at the Fishing Derby. He was impressed by the event and the turnout.

Donna Wright requested a copy of public comments from the Sunnyside annexation meeting.

Lisa Vares also noted the great time had at the Fishing Derby.

She also commented on how impressed she and others were with the Citizens Academy.

John Soriano thanked staff for putting together the Sunnyside annexation meeting.

He also commented that the Fishing Derby was a wonderful family event. He then thanked the Police Department for the presentation and the police inspection.


Jeff Seibert thanked the Police Department for giving the award to Dennis Niva for his service as chaplain.

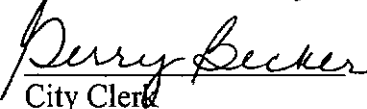
He also said he appreciated the invitation to the inspection.

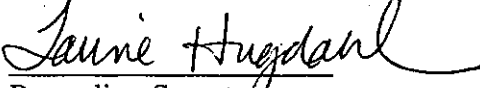
ADJOURN

The meeting was adjourned at 8:15 p.m.

Approved this 27th day of May, 2003.


 Mayor
 David Weiser


 City Clerk
 Gerry Becker


 Recording Secretary
 Laurie Hugdahl