

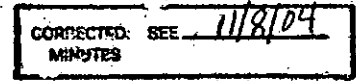
October 25, 2004

000422 Marysville City Council
7:00 p.m.

ORIGINAL City Hall

Call to Order/Invocation/Pledge of Allegiance/Roll Call	7:00 P.M.
Roll Call	
Excuse the Absence of Councilmember Vares.	Approved
Approve of Minutes	
Approval of October 11, 2004 City Council Meeting Minutes.	Approved
Approval of October 18, 2004 City Council Work Session Minutes.	Approved
Consent Agenda	
Approval of October 13, 2004 Claims in the Amount of \$3,362,399.87; Paid by Check No. 18229 through 18368.	Approved
Approval of October 20, 2004 Claims in the Amount of \$348,162.58; Paid by Check No. 18369 through 18490.	Approved
Approval of October 20, 2004 Payroll in the Amount of \$489,969.80; Paid by Check No. 13418 through 13477.	Approved
Approval of Whispering Pines - Final Plat; PA 0302007.	Approved
Approval of Lakewood Annexation - 60% Annexation Petition.	Approved
New Business	
Approval of City Logo Version #2.	Approved
Authorize the Surplus of Restraint Chair.	Approved
Approval of City Telephone System Purchase - State Contract.	Removed
Ordinances and Resolutions	
Approval of an Ordinance of the City of Marysville, Washington Amending MMC 14.07.010(2) Relating to Sewer and Water Utility Capital Improvement Charges, Option A.	Approved Ord. No. 2542
Approval of a Resolution of the Marysville City Council Enacted in Accordance With the Provisions of MMC 2.12.030 Adopting a Comprehensive Emergency Management Plan for the City of Marysville, Washington.	Continued
Adjournment	9:15 p.m.
Executive Session	9:20 p.m.
1. One Personnel Issue	No Action
2. One Real Estate Issue	
Adjournment	9:45 p.m.

MARYSVILLE CITY COUNCIL MEETING



October 25, 2004

7:00 p.m.

Marysville City Hall

CALL TO ORDER/ INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Dennis Kendall called the October 25 meeting of the Marysville City Council to order at 7:00 p.m. Christian Holtz of Marysville First Baptist Church led the invocation. Mayor Kendall then led those present in the Pledge of Allegiance.

ROLL CALL

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

Mayor Dennis Kendall

Council: Mayor Pro Tem Jon Nehring, Lee Phillips, Jeff Seibert, John Soriano, Jeff Vaughan, and Donna Wright.

Staff: Robert Carden, Police Chief; Sandy Langdon, Finance Director; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Gerry Becker, City Clerk; Corbitt Loch, Administrative Assistant/ Economic Development; Jim Ballew, Parks and Recreation Director; Larry Larson, Public Works Superintendent; Laurie Hugdahl, Recording Secretary.

Motion made by Councilmember Nehring; seconded by Councilmember Vaughan to approve the absence of Councilmember Lisa Vares. Motion approved (5-0) with Councilmember Lee Phillips abstaining.

COMMITTEE REPORTS

Councilmember John Soriano reported that the **LEOFF I Board** reviewed and approved two claims. They also welcomed Jeff Cole of the Marysville Fire Department.

Councilmember Lee Phillips reported that the **Finance Committee** met to review the proposed budget, which will be discussed at the upcoming budget workshops.

PRESENTATIONS**A. Employee of the Month Award.**

Customer Service Technician Alvin Imadhay was awarded the October Employee of the Month. Mr. Imadhay was praised for his computer skills, strong work ethic and his cheerful personality. Mayor Kendall expressed his personal appreciation for Mr. Imadhay's assistance with his computer challenges.

B. Employee Service Awards.***Les Skyta, Water Quality / Cross-Connection Specialist – 25 Years.***

Larry Larson presented Mr. Skyta with his award. Mr. Skyta grew up in Everett and graduated from Cascade High School in 1968. He went on to serve the country in Vietnam. In 1979, he began with the City as a sanitation worker where he remained for eight years. He then moved into a position as a utility service worker for eight years. Finally, he moved into the water quality department in 1995. His duties involve water sampling, quality inspections, plan review, cross-connection devices, backflow device testing. When he is not working, he enjoys gardening, fishing and cruising in his yellow hotrod. Mr. Skyta was congratulated for his 25 years of service.

Jason Crain, Waste Water Treatment Plant Technician – 10 Years.

Mr. Crain was not present, but Larry Larson reviewed his record with the City. Mr. Crain grew up in Marysville and graduated from Marysville Pilchuck High School in 1992. He attended Columbia Basin College and later worked as a general contractor in Kirkland. In 1994 he began work with the City as a meter reader. In 1995, he moved into a position in solid waste. Finally, he moved into his current position as a waste water treatment technician. He has two daughters. Mr. Crain enjoys camping and working on his house and cabin.

Roberta Schneider, Accounting Technician – 10 Years.

Ms. Schneider had excellent reports from her ten years with the City. Her supervisors commented on her strong customer service skills, efficiency, bubbly personality and positive attitude. Ms. Schneider is involved with utility billing and frequently receives positive comments from customers on her customer service skills. She is also well liked by her co-workers. Ms. Schneider is married and has a daughter, Emily, and a son, Jeff. She enjoys camping, sports, and serves as a soccer coach. She is also involved in many volunteer community activities.

Stacey Dreyer, Police Officer – 10 Years.

Sgt. McLeod presented Officer Dreyer with his service award. Officer Dreyer began as a reserve officer in 1991. He first worked with the City in 1994 as a patrol officer and then later in the jails and as a canine officer. He wrote the original canine proposal. He also wrote the original peer support proposal. Officer Dreyer is a firearms instructor, an FX instructor and a rifle instructor. Sgt. McLeod commented that Officer Dreyer is a good officer and a good friend.

AUDIENCE PARTICIPATION

None.

DISCUSSION ITEMS

None.

APPROVAL OF MINUTES.**A. October 11, 2004 City Council Meeting.**

Councilmember Seibert indicated that he would be abstaining due to his absence at the October 11 meeting, but he wondered why public comment was allowed. City Attorney Grant Weed explained that because it was a Comprehensive Plan amendment on an area large enough to be an area-wide rezone it was different from a site-specific rezone because it was a legislative action. Councilmember Seibert thanked him for that explanation. He said he just wanted to be sure they were being consistent in how they were allowing the public to comment.

Motion made by Councilmember Nehring, seconded by Councilmember Vaughan to approve the minutes as presented. Motion passed unanimously (5-0) with Councilmember Seibert abstaining.

B. October 18, 2004 City Council Work Session.

Councilmember Seibert referred to page 4. He asked that the minutes reflect his question asking if people on existing septic would be vested in this and the answer was that they would not.

Motion made by Councilmember Wright; seconded by Councilmember Seibert to approve the minutes as amended. Motion passed unanimously (6-0).

CONSENT

Mayor Kendall solicited public comment on these items. There was none. He then asked if any councilmembers wished to remove any items for discussion. There were no comments.

Motion made by Councilmember Vaughan; seconded by Councilmember Nehring to approve consent agenda items A-E. Motion passed unanimously (6-0).

- A. Approval of October 13, 2004 Claims in the Amount of \$3,362,399.87; Paid by Check No. 18229 through 18368.**
- B. Approval of October 20, 2004 Claims in the Amount of \$348,162.58; Paid by Check No. 18369 through 18490.**
- C. Approval of October 20, 2004 Payroll in the Amount of \$489,969.80; Paid by Check No. 13418 through 13477.**
- D. Whispering Pines - Final Plat; PA 0302007.**
- E. Lakewood Annexation - 60% Annexation Petition.**

CORRECTED:
 11/3/04
 SEE: 11/3/04

REVIEW BIDS

None.

PUBLIC HEARINGS

None.

CURRENT BUSINESS

None.

NEW BUSINESS**A. City Logo Recommendation.**

Parks and Recreation Director Jim Ballew presented the Council with the three logo versions created by Rusty George Design of Tacoma. He expressed, on behalf of the Image and Identity Committee, the desire that they would be able to choose one of the versions to represent the City's new image. There was then discussion of the process of selecting Rusty George Design.

Councilmember Wright asked if the committee had rated the logos. They had not. Councilmember Nehring pointed out that certain technical aspects would need to be considered. Mr. Ballew agreed and added that different aspects such as fonts, sizes, colors, and contrast would all make a difference in the way an image would appear on applications such as mugs, flags, clothing and City equipment. After all the Councilmembers commented and noted their preferences, it was clear that there was no consensus.

Motion made by Councilmember Wright; seconded by Councilmember Nehring to approve version #1. Motion defeated (2-3).

Councilmember Seibert suggested taking a weighted vote. After this it was determined that version #2 was the preferred logo.

Motion made by Councilmember Nehring, seconded by Councilmember Phillips to approve version #2 as Council's recommended logo. Motion passed unanimously (6-0).

B. Surplus and Sale of Property; City of Puyallup Police Department.

Motion made by Councilmember Seibert, seconded by Councilmember Soriano to authorize the surplus of the restraint chair and to authorize the sale of the chair to the Puyallup Police Department for five hundred dollars. Motion passed unanimously (6-0).

C. City Telephone System Purchase - State Contract.

This item was removed from the agenda.

CORRECTED: SEE 11-8-04
s/b (2-4)

LEGAL

ORDINANCES AND RESOLUTIONS

A. An Ordinance of the City of Marysville, Washington Amending MMC 14.07.010(2) Relating to Sewer and Water Utility Capital Improvement Charges.

Council agreed to hear public comment on this matter.

David Toyer, 10515 – 20th Street SE, Ste 100, Everett, WA 98205.

Mr. Toyer explained that he represented Barclays North and that he had concerns about the vesting date. He felt comment should be allowed because the hearing on this matter was only concerning the rates. He referred to two letters sent to Council regarding the effective vesting date. He noted that it takes a substantial amount of investment to get a project submitted for preliminary plat. He was asking that Council allow vesting for those who have already submitted preliminary plat applications. He supported Option A.

Mike Pattison, Master Builders Association, 104 A 99th Avenue SE, Lake Stevens, WA 98258.

Mr. Pattison also commented on the vesting issue. He discussed the negative impact that Lake Stevens' rate increases had had on their revenues. He encouraged the City to be fair.

Aaron Metcalf, Belmark, 505 Cedar Avenue, Marysville.

Mr. Metcalf concurred with David Toyer's statements. He expressed his support of Option A. He felt that they would need to clearly define Option B if that was the decision. Donna Wright asked him how this would impact their funding. Mr. Metcalf explained that this would make a big difference because of the various parties involved in the funding. Councilmember Seibert expressed the City's position.

Ben Dunham, Himalayan Homes, 1059 D State Avenue.

Mr. Dunham expressed his support of Option A in order to create predictability for the industry. He felt the impacts were disproportionate to rates of growth. He also supported a gradual increase of the rates.

Mayor Kendall asked Grant Weed to review the current vesting policy. Mr. Weed explained that the current policy states that utility connections cannot be sold until they have been or are being issued a building permit and all the infrastructure is in place. He stated that this matter was up to council's discretion. He explained their options. Kevin Nielsen stated that the ad hoc committee had been directed to look at the GFC charge. He felt that this was a very conservative number. Councilmember Seibert asked Mr. Nielsen to explain. Mr. Nielsen responded that they were only using 50% of capital improvement expenses in their figures. Councilmember Seibert commented on the City's need to recapture investments in infrastructure. He added that several citizens had commented that they were upset that they were paying for capacity issues.

Councilmember Wright commented that there might not be any revenue if the rates are too high. Councilmember Nehring expressed his frustration with this situation and reviewed the history of it. He stated he was not comfortable with Option C.

Motion made by Councilmember Seibert to accept Option C. Motion died for lack of a second.

Motion made by Councilmember Wright; seconded by Councilmember Soriano to approve Option A.

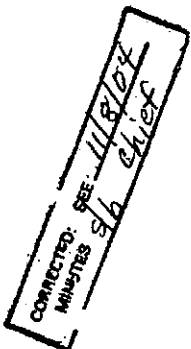
Discussion:

Councilmember Seibert cautioned them to look at the amount of dollars in revenue that would be lost if this was approved. Councilmember Nehring commented that the rate increase was the least desirable vote he has ever taken. They got the rate to where they want it. This will set back the amount of reserves for the future, but that was acceptable to him since the long-term problem would be taken care of. Councilmember Soriano added that the cost of upgrading and expanding the sewer system was not only a result of capacity, but also state regulatory mandates. Councilmember Seibert noted that the connection fee was based solely on the capacity. It would have been double if the environmental issue was factored in. He noted that homeowners currently on the sewer system would have no opportunity to vest. He said that everyone else has to be affected by the fee at the date when it goes into effect. Councilmember Nehring commented that everyone was getting a significant rate increase on this. He expressed frustration that it was not done correctly over the years. He felt that it should have been raised gradually. Mary Swenson pointed out a typo regarding the effective date in the packet. There was discussion about the effective date being five days after publication.

Motion made by Councilmember Wright to change the effective date to be five days after publication. The motion was accepted by Councilmember Soriano to approve Option A, Ordinance 2542. Motion carried 5-1 with Councilmember Seibert voting against.

B. A Resolution of the Marysville City Council Enacted in Accordance With the Provisions of MMC 2.12.030 Adopting a Comprehensive Emergency Management Plan for the City of Marysville, Washington.

Councilmember Vaughan expressed concerns about the mayor having the authority to temporarily fill council vacancies in the event of an emergency. There was discussion about the reasoning behind this. Mr. Weed explained that in some situations there was a need for a quorum or else a provision for the mayor to be able to be in charge. Chief Carden added that the framework for the plan was provided by the Department of Emergency Management to the City. It provides for continuity in government in the event of a disaster. Councilmember Seibert asked for examples of situations where council would need to be involved. There was discussion about how if financial expenditures were needed or decisions needed to be made there would need to be a quorum to do it. Councilmember Vaughan suggested removing the phrase "temporarily". Councilmember Seibert suggested exploring what authority the mayor was allowed during a state of emergency. Councilmember Carden noted that this plan could be amended at any time. Mary Swenson suggested discussing this at the next work session.



Motion made by Councilmember Phillips; seconded by Councilmember Soriano to continue this at the next work session. Motion passed unanimously (6-0).

INFORMATION ITEMS

Mayor's Business

Mayor Kendall noted that it was nice to see four of the original carvers from the Quilceda Carvers here this evening at the ceremony.

Staff Business

Larry Larson had no comments.

Gerry Becker had no comments.

Jim Ballew commented on the logo. He stated that his recommendation would be to make a presentation to the Chief Administrative Officer as to possible applications. There was consensus regarding this. He then noted that Make a Difference Day was on Saturday and that many people assisted in landscaping the park. Belmark Homes put on a barbecue. Councilmember Vaughan assisted in planting trees. A team from Albertsons in Mill Creek came in for their Special Day of Caring. He was very pleased with the accomplishments of the day.

Corbitt Loch had no comments.

Gloria Hirashima had no comments.

Mary Swenson noted the need for an Executive Session to discuss one real estate and one personnel matter. She expected the session to last thirty minutes.

Grant Weed gave a report on the Growth Planning Board's decision.

Sandy Langdon reminded Council of the budget workshop on Tuesday and Thursday from 5 to 7 p.m.

Robert Carden had no comments.

Call on Councilmembers

Lee Phillips had no comments.

John Soriano had no comments.

Jon Nehring had no comments.

Jeff Seibert said he had noticed that they had removed the compaction fill at the waterfront park. Jim Ballew stated that they had.

Donna Wright had no comments.

Jeff Vaughan stated his desire to look for ways to be better partners with the Tulalips. He noted that Kevin Nielsen had some education on Native American studies. He felt it might be beneficial to get together to receive some education from the Tulalips. He felt it would be beneficial for both sides. Councilmember Seibert concurred with this. He said it would be good to show an interest in their culture on a personal level. Mayor Kendall said he would try to contact them. Councilmember Vaughan also suggested having one of the tribal leaders at a council meeting for one of the invocations.

Councilmember Vaughan then added that the Scooter Committee had their final meeting last Thursday. They had feedback on the draft ordinance, but had a desire to get this in on the next cycle. Grant Weed indicated that this would not be a problem. Finally, Mr. Vaughan then thanked Cathy Logg from *The Herald* for her willingness to do an education piece in the paper on the scooter issue.

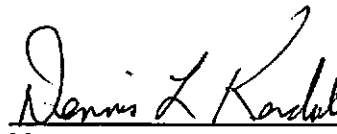
ADJOURNMENT

Mayor Kendall recessed at 9:15 until 9:20 p.m. The Executive Session was expected to end at 9:45 p.m.

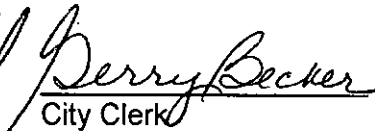
EXECUTIVE SESSION

Council met in Executive Session at 9:20 p.m.; discussed one personnel issue and one real estate issue; reconvened into regular session at 9:45 p.m.; took no further action and adjourned.

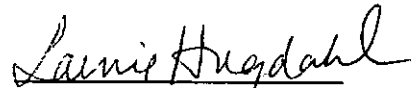
Approved this 8th day of November, 2004.



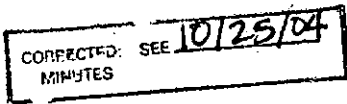
Mayor
Dennis Kendall



City Clerk
Gerry Becker



Recording Secretary
Laurie Hugdahl



ORIGINAL 000415

MARYSVILLE CITY COUNCIL WORK SESSION

October 18, 2004

7:00 p.m.

City Hall

CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Kendall called the October 18, 2004 work session of the Marysville City Council to order at 7:00 p.m. at the Marysville City Hall. He then led those present in the Pledge of Allegiance. There was no invocation given.

ROLL CALL

Finance Director Sandy Langdon called the roll. The following staff and councilmembers were present.

Mayor: Dennis Kendall

Council: Mayor Pro Tem Jon Nehring, Lee Phillips, Jeff Seibert, John Soriano, Jeff Vaughan, Donna Wright.

Staff: Grant Weed, City Attorney; Sandy Langdon, Finance Director; Larry Larson, Public Works Superintendent; Kevin Nielsen, City Engineer; Jim Ballew, Parks and Recreation Director; Doug Buell, Community Information Officer; Jeff Smart, IT Manager; Robert Carden, Chief of Police; Gloria Hirashima, Community Development Director; Corbitt Loch, Administrative Assistant/Economic Development; and Laurie Hugdahl, Recording Secretary.

Mayor Kendall noted the absence of Lisa Vares. **Motion** made by Councilmember Nehring; seconded by Councilmember Wright to excuse the absence of Councilmember Vares. **Motion** passed unanimously (6-0).

COMMITTEE REPORTS

Donna Wright gave a report on the **Facilities** meeting.

- There will be a holiday wreath sponsorship program in an effort to provide decorations along State Avenue. In the absence of funds for decorating, they will be advertising the program and encouraging participation by citizens and businesses. The lighted wreaths will go on the pedestrian poles and can be purchased for \$800 for 5-year periods. The sponsors will be recognized with a sign accompanying each wreath.
- The gazebo and the playground at Comeford Park are both complete.
- Skateboard camera issue being explored. More information coming on this.
- Strawberry Fields project is progressing well.

Jeff Seibert reported on the **Snohomish County Solid Waste Advisory Committee**.

- SW Regional Transfer Station in Mountlake Terrace opened last month.
- Tip fee - \$5 increase being proposed to the County Council.

- They are supporting the permit application for a permanent transfer station at the Cathcart location.

Jeff Vaughan reported on the **Park Advisory Board** meeting. The following topics were discussed:

- Marysville Youth Soccer Club – Field Use Agreement
- Recreation Survey results
- Possibility of replacing senior center sign with a reader board
- Master Garden program may be cut in Snohomish County budget next year.
- Merryville for the Holidays – looking for entries for the Electric Light Parade.

PRESENTATIONS

A. Employee Service Awards.

Jim Ballew presented Mayor Kendall with a photo of the biggest kid in town (Dennis Kendall) enjoying the new playground at Comeford Park.

B. City Logo Recommendations.

Rusty George Design presented City Council with three design alternatives. The symbolism of each was discussed as well as how each would work in terms of stationery, vehicle signage, flags, clothing, etc. Prominent symbols in each one included mountains, the water tower, the bridge, trees and water. The Council will vote on the logo next week.

C. City Telephone System Purchase

Jeff Smart, IT Manager, gave a presentation on the IP Telephony recommendation. He reviewed the current phone system, which is through Verizon. Currently all services are off-site and the City pays for each line it has. The proposed IP system would benefit from the cable already connecting the City's buildings. Mr. Smart reviewed the tremendous benefits and options of the Mitel system. Finally, he explained how this would result in cost-savings for the City and how the system would pay for itself after 20 months.

DISCUSSION ITEMS

None.

Other Items Scheduled for October 25, 2004 Meeting

APPROVAL OF MINUTES.

A. October 11, 2004 City Council Meeting.

B. October 18, 2004 City Council Work Session.

CONSENT AGENDA ITEMS

- A. Approval of October 13, 2004 Claims in the Amount of \$3,362,399.87; Paid by Check No. 18229 through 18368.**
- B. Approval of October 20, 2004 Claims.**
- C. Approval of October 20, 2004 Payroll.**

REVIEW BIDS

None.

PUBLIC HEARINGS

None.

CURRENT BUSINESS**A. Policy for North End Pond.**

City Engineer Kevin Nielsen reviewed the changes. There were no further comments or questions.

B. Whispering Pines - Final Plat; PA 0302007.

There were no comments or questions regarding this item.

C. Lakewood Annexation - 60% Annexation Petition.

Gloria Hirashima explained that they received certification for the Lakewood annexation. This would include the entire UGA with the exception of the school district property. This was proposed by property owners and annexation covenants representing approximately 80% of gross valuation for annexation. The public hearing is set for November 8th to receive public testimony. Estimated annexation date is between March and July of 2005. There was some discussion about policing requirements for the area. Chief Carden felt that two additional officers would be sufficient along with some sort of satellite station.

NEW BUSINESS**A. Approval of Retainage Escrow Agreement; Shoreline Construction Company.**

This item was removed from the agenda.

B. Comprehensive Emergency Management Plan (CEMP).

There was no discussion on this item.

C. Surplus and Sale of Property; City of Puyallup Police Department.

There was no discussion on this item.

D. City Telephone System Purchase - State Contract.

See Presentations above.

Councilmember Jeff Vaughan suggested the possibility of obtaining the TI lines from at least two different providers. Mr. Smart indicated he would look into that.

LEGAL**A. Golf Course Vandalism Settlement.**

City Attorney Grant Weed stated that this would be discussed in Executive Session.

ORDINANCES AND RESOLUTIONS**A. An Ordinance of the City of Marysville, Washington Amending MMC 14.07.010(2) Relating to Sewer and Water Utility Capital Improvement Charges.**

Kevin Nielsen reviewed the three options for consideration. Councilmember Seibert asked about the potential number in each category. Gloria Hirashima stated that she would try to get that. Councilmember Siebert then asked Ms. Langdon about the impact on the budget for each of the options. She did not think it would be possible to predict that. Grant Weed pointed out a section of the code stating that the City would not sell utility connections. He discussed interpretations of that section and implications for the various options under consideration.

B. An Ordinance of the City of Marysville, Washington Adding a New Section 14.18.110, Relating to Regional Storm Water Ponds And Conveyance Systems, to the Municipal Code to Establish Policy, Procedures and Priorities for Commercial Properties to Connect to Marysville Area Regional Storm Water Ponds and Conveyance Systems.**INFORMATION ITEMS****Mayor's Business****Mayor Kendall:**

1. There will be a rededication by the Quilceda Carvers of the carving upstairs and the pole downstairs at City Hall next Monday at 6:30 p.m.
2. He received a letter from JoAnn Mulligan thanking the City for her recognition last week.
3. Merryville for the Holidays set for December 4.
4. Joint Meeting with school board on November 29.

CORRECTED: SEE 10/25/04
 MARY/TEG

Staff Business

Gloria Hirashima proposed having either a joint workshop with Council and Planning Commission or having councilmembers attend some of the Planning Commission workshops. There was consensus to conduct a joint meeting with the Planning Commission on November 16 at 7 p.m.

Doug Buell commented that the Quilceda Carvers are trying to get some of the original carvers to attend the dedication. He added that the Employee of the Month will be recognized next week.

Larry Larson:

- Piggyback Purchase of Replacement Asphalt Patching Body. - Mr. Larson explained that this was an approved budget replacement item. The equipment requested is a 2004 Unibelt Asphalt Patching body that will be installed into an existing dump truck. Councilmember Seibert asked if this was essential or if they might be able to hold off for a while. Mr. Larson indicated they would consider it.

Kevin Nielsen

- State Avenue Street Improvements, Grove Street to First Street; Change Order #5. - Mr. Nielsen reviewed the change orders. He noted that they are still under the management reserve amount authorized by Council.
- 60th Drive – Mr. Nielsen reported that there is definitely a problem in this area with cut-through traffic. They are installing temporary speed humps and looking at a 3-way stop.
- Water quality program with DOE – The grant was used to monitor inflows and outflows. They learned that the water is dirty coming in and dirty going out with fecal material. This will be tested more thoroughly.

Corbitt Loch had no comments.

Sandy Langdon reminded councilmembers of the budget meetings next Tuesday and Thursday from 5-7 p.m.

Grant Weed noted that he had one pending litigation item and three potential litigation items for Executive Session. He estimated that the items would take 15-20 minutes.

Call on Councilmembers

Jeff Vaughan referred to a link on the website that was not working. Doug Buell stated that he would check into that. Mr. Vaughan then brought up the issue of electronic gambling. This is now allowed by the State unless local jurisdictions specifically prohibit it. There was consensus by the councilmembers to have the city attorney research this matter further.

Jeff Seibert:

- Welcomed Owen Carter back.
- Commented that he had noticed the lights on at Strawberry Fields.

- Asked Kevin Nielsen about the intersection at Grove and Cedar. Mr. Nielsen replied that it would be handled in-house.
- Noted that the house on Grove was rented and occupied.
- Updated council on his trip to Kansas City, which in general was very positive. They had explored noise levels around the town and were surprised at how quiet it was. Local real estate agents informed them that property values in the area had huge increases. They learned that the proximity to the Arlington airport would be a plus. Noise and traffic concerns held by citizens had been alleviated. Vendors at the event were volunteers for service organizations and this was a great fund-raising opportunity for them.

Jon Nehring thanked Jim Ballew for the celebration at Comeford Park. He commented on what a benefit the Gellerson donation has been to the City. Mr. Nehring welcomed Corbitt Loch to the City. He then asked about the Corps of Engineers permitting process for the waterfront park. Mayor Kendall gave an update.

Lee Phillips also enjoyed the celebration at Comeford Park.

John Soriano reported that the Puget Sound Regional Council Transportation Advisory Board approved the 2005-2007 final draft of TIP. He then referred to right-of-way acquisition at 1st and State. He asked if there was a landscaping plan for this area. Kevin Nielsen responded that there was not a formal plan at this time.

Donna Wright proposed Council do a resolution to the County Council urging them to continue funding the Master Garden at Jennings Park. Councilmember Vaughan commented that he loves to garden, but also supports the County Council's effort to control the budget.

Motion made by Councilmember Wright; seconded by Councilmember Nehring to direct staff to write a resolution. **Motion** approved 4-2 with Councilmembers Seibert and Vaughan opposing.

Library Board Meeting Minutes; September 9, 2004.

Park Advisory Board Meeting Minutes; September 8, 2004.

ADJOURNMENT

Seeing no further business, the work session recessed into Executive Session at 9:10 p.m.

EXECUTIVE SESSION

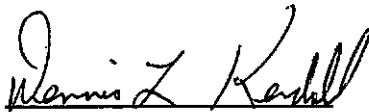
Council met in Executive Session at 9:15 p.m. discussed two pending litigation issues, and reconvened into General Session at 9:29 p.m.

Motion by Councilmember Phillips, second by Councilmember Wright to accept the settlement agreement as discussed in Executive Session. Motion carried unanimously (6-0).

ADJOURNMENT

Mayor Kendall adjourned the October 18, 2004 City Council Work Session at 9:30 p.m.

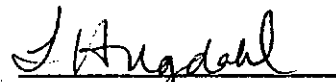
Approved this 25th day of October, 2004.



Mayor
Dennis Kendall



City Clerk
Gerry Becker



Recording Secretary
Laurie Hugdahl