

July 11, 2005

Marysville City Council  
7:00 p.m.

**ORIGINAL** 00232  
City Hall

<b>Call to Order/Invocation/Pledge of Allegiance/Roll Call</b>	<b>7:00 P.M.</b>
<b>Roll Call</b>	
Excuse the absence of Councilmember Seibert.	Approved
<b>Approve of Minutes</b>	
Approve June 27, 2005 City Council Meeting Minutes.	Approved
Approve July 5, 2005 City Council Work Session Minutes.	Approved
<b>Consent Agenda</b>	
Approve June 22, 2005 Claims in the Amount of \$873,863.61; Paid by Check No. 23599 through 23729.	Approved
Approve June 29, 2005 Claims in the Amount of \$317,580.41; Paid by Check No. 23730 through 23902 with Check No. 23644 and 23683 Void.	Approved
Approve July 6, 2005 Claims in the Amount of \$345,306.86; Paid by Check No. 23903 through 24023 with Check No. 22597, 23001, and 23246 Void.	Approved
Approve July 5, 2005 Payroll in the Amount of \$860,835.81; Paid by Check No. 14669 through 14760.	Approved
Approve New Liquor License for Harvest Garden (1508 Second Street).	Approved
Accept the Wastewater Treatment Plant Phase II Project as Complete and Begin 45-Day Lien Filing Period.	Approved
Accept the State Avenue (1st Street – Grove Street) Street Improvements Project as Complete and Begin 45-Day Lien Filing Period.	Approved
Authorize Mayor to Sign Comeford Park Community Development Block Grant Contract CDBG-F 2004#7	Approved
Authorize Mayor to Sign Community Work Crew Contract Schedule A with Department of Corrections.	Approved
Approve Special Event Application; City of Refuge Christian Church of Washington State.	Approved
Approve Sounds of Summer Concerts Concessionaire Agreement; Vince Applin of Sideshow Concessions of Snohomish, Washington.	Approved
<b>Review Bids</b>	
<b>Public Hearings</b>	
Approve the 6-Year Transportation Improvement Plan.	Approved
<b>Current Business</b>	
<b>New Business</b>	
Approve Professional Services Agreement with Otak for 60% Design of North Marysville Regional Detention Pond #2.	Approved
<b>Legal</b>	
<b>Ordinances and Resolutions</b>	
Approve Resolution Approving the 6-Year Transportation Improvement Plan.	Approved Res. 2149
Approve an Ordinance of the City of Marysville Amending 2.20.030 Relating to the Parks & Recreation Board.	Approved Ord. 2590
<b>Information Items</b>	
<b>Mayor's Business</b>	

July 11, 2005

Marysville City Council  
7:00 p.m.

00230  
City Hall

<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	<b>8:36 P.M.</b>
<b>Executive Session</b>	
<b>Adjournment</b>	<b>8:36 P.M.</b>

**MARYSVILLE CITY COUNCIL MEETING****JULY 11, 2005****7:00 P.M.****MARYSVILLE CITY HALL****CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE**

Mayor Dennis Kendall called the July 11, 2005 meeting of the Marysville City Council to order at 7:00 p.m. Victor Rodriguez of Marysville Free Methodist Church gave 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 staff and councilmembers were in attendance.

**Mayor:** Dennis Kendall

**Council:** Lee Phillips, John Soriano, Lisa Vares, Jeff Vaughan, Donna Wright and Jon Nehring

**Staff:** Robert Carden, Police Chief; Sandy Langdon, Finance Director; Mary Swenson, Chief Administrative Officer; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Paul Roberts, Public Works Director; Jim Ballew, Parks and Recreation Director; Kevin Nielsen, City Engineer and Laurie Hugdahl, Recording Secretary.

Mary Swenson explained that Councilmember Seibert was unable to attend the meeting tonight.

**Motion** made by Councilmember Nehring; seconded by Councilmember Wright to excuse Councilmember Seibert. Motion passed unanimously (6-0).

**COMMITTEE REPORTS**

None.

**PRESENTATIONS****A. Eagle Scout Recognition; Richard L. Bates, III.**

Mayor Kendall praised the diligence, commitment and leadership qualities of Richard. The Mayor discussed Richard's Eagle Scout project in which he oversaw the building of a platform for an amphitheater at the Masonic Park in Granite Falls. Mayor Kendall then presented the Eagle Scout with a Certificate of Recognition for his impressive achievement.

**B. Employee of the Month - Maryke Burgess**

Ms. Burgess is in her third year of full-time employment at the Ken Baxter Senior Center where she is the Senior Center Coordinator. She is appreciated for her creativity, spirit, and professionalism. Mayor Kendall commended her for her ability to think outside the box to develop new relationships and programs. One such program is the Life Skills off-site work program for youth. In addition to her duties at the Senior Center, she oversaw the Sounds to the City summer music program and at no cost to the City even increased the number of performances available to the public. Mayor Kendall thanked her for her efforts to expand the concert series. Ms. Burgess shows a true commitment to senior services and demonstrates consistent efforts to promote intergenerational relationships. Mayor Kendall then presented her with her award.

**C. Paine Field; David Waggoner.**

Mr. Waggoner presented a PowerPoint presentation regarding the future of Snohomish County Airport/Paine Field. He discussed the plans for the Future of Flight Aviation Center and Boeing tour. He commented on the Mediated Role Determination and discussed Snohomish County's 2002 Economic Stimulus Action Plan to Explore Regional Air Service. Results of a study by Mead & Hunt prepared for Snohomish County Airport appeared to show that "... there is a market for regional jet service from Paine field to some west coast markets." Issues and concerns addressed included aviation noise, home values, flight tracks, and transportation issues.

**AUDIENCE PARTICIPATION**

Dwain Rawley, 14600 51<sup>st</sup> Avenue NE #108, Marysville, WA 98271.

Mr. Rawley thanked Mary Swenson for introducing his group to the City's Community Information Officer Doug Buell. He also thanked the Marysville Police Department for quickly responding to requests to increase patrols in the area. He commented that their group met with Barclays North and there were some positive points of the discussion. One item discussed was the possibility of construction of a mobile home park in Marysville or the area. He invited the Council to join them in their coalition. He welcomed their participation in planning a new mobile home park, which they believe will help solve problems down the road. He specifically thanked Councilmembers Lisa Vares and Jeff Vaughan for discussions they had with some of the group's members.

Greg Hauth, 1091 - 18<sup>th</sup> Court, Mukilteo.

Mr. Hauth stated that he is a member of Save Our Communities, a group that is concerned with impacts of increased air traffic on local communities. He spoke against expanding Paine Field and commented on the need for a cost-benefit analysis; studies showing learning problems associated with aircraft noise; the increased potential for security threats; and quality of life issues. He noted that many local communities have already passed resolutions opposing the expansion of Paine Field.

Jim Sheldon, 818 169<sup>th</sup> Place SW, Lynnwood, WA 98037.

Mr. Sheldon also is a member of Save Our Communities. Additionally he has approximately ten years of airlines experience. He took issue with some of Mr. Waggoner's statements. It was his opinion that scheduled airlines were addressed in the Mediated Role Determination. He also stated that the term "commuter" is generally accepted in the industry as the lowest level of regular passenger airlines. He spoke against the expansion of Paine Field and urged the Council to listen carefully to the opposition's presentation in the coming weeks.

#### **DISCUSSION ITEMS**

None.

#### **APPROVAL OF MINUTES.**

##### **A. June 27, 2005 City Council Meeting.**

Councilmember Soriano referred to the 5<sup>th</sup> bullet on page 5. He noted that the term "lofty" should be replaced with "NFPA". Councilmember Nehring stated that he would be abstaining since he did not attend the June 27 meeting.

**Motion** made by Councilmember Wright; seconded by Councilmember Soriano to approve the June 27 minutes as amended. Motion passed unanimously (5-0) with Councilmember Nehring abstaining.

##### **B. July 5, 2005 City Council Work Session.**

Councilmember Vares stated that she would be abstaining from the vote since she did not attend the July 5 work session.

**Motion** made by Councilmember Vaughan; seconded by Councilmember Soriano to approve the minutes as presented. Motion passed unanimously (5-0) with Councilmember Vares abstaining.

#### **CONSENT AGENDA ITEMS**

- A. Approval of June 22, 2005 Claims in the Amount of \$873,863.61; Paid by Check No. 23599 through 23729.**
- B. Approval of June 29, 2005 Claims in the Amount of \$317,580.41; Paid by Check No. 23730 through 23902 with Check No. 23644 and 23683 Void.**
- C. Approval of July 6, 2005 Claims in the Amount of \$345,306.86; Paid by Check No. 23903 through 24023 with Check No. 22597, 23001, and 23246 Void.**
- D. Approval of July 5, 2005 Payroll in the Amount of \$860,835.81; Paid by Check No. 14669 through 14760.**

- E. Approval of New Liquor License for Harvest Garden (1508 Second Street).
- F. Accept the Wastewater Treatment Plant Phase II Project as Complete and Begin 45-Day Lien Filing Period.
- G. Accept the State Avenue (1st Street – Grove Street) Street Improvements Project as Complete and Begin 45-Day Lien Filing Period.
- H. Authorize Mayor to Sign Comeford Park Community Development Block Grant Contract CDBG-F 2004#7.
- I. Authorize Mayor to Sign Community Work Crew Contract Schedule A with Department of Corrections.
- J. Approval of Special Event Application; City of Refuge Christian Church of Washington State.
- K. Approval of Sounds of Summer Concerts Concessionaire Agreement; Vince Applin of Sideshow Concessions of Snohomish, Washington.

Mayor Kendall solicited audience comment on any consent agenda items. There was none. He then solicited Council comment. There was none.

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

#### **REVIEW BIDS**

None.

#### **PUBLIC HEARINGS**

##### **A. 6-Year Transportation Improvement Plan.**

Paul Roberts explained that it is a requirement of the Growth Management Act that any project that the City would seek funds for must be included on the 6-Year TIP. He pointed out that many of the projects on the list are not fully funded, but the inclusion of the project in the TIP is a prerequisite to obtaining any funds.

Mary Swenson commented that they have been working with other agencies (WSDOT, City of Arlington, the Tulalip Tribes, and Snohomish County) to work on transportation issues in the area. They have had one meeting with another one coming. They are working to map each jurisdiction on a single map to coordinate efforts.

Kevin Nielsen reviewed a PowerPoint presentation regarding the 6-Year TIP.

*Public Comment:*

Jerald Osterman, 16829-B 26<sup>th</sup> Drive NE, Arlington, WA 98223.

Mr. Osterman is President of Lakewood Meadows Homeowners Association in the Lakewood area. He spoke in support of project #14 in the proposed TIP - the proposed I-5 interchange with 152<sup>nd</sup> Street NE. Due to accelerated plans for a large shopping center and the associated traffic, he also requested that the city signalize the intersection of 27<sup>th</sup> Avenue NE and 169<sup>th</sup> Place NE so that residents are able to access their homes. He thanked the Council for addressing their concerns.

*Council Discussion:*

- Mayor Pro Tem Jon Nehring asked about the intersection at 67<sup>th</sup> and 84<sup>th</sup>. Mr. Nielsen explained that this would be addressed via a developer-driven concurrency project.
- Councilmember Nehring then asked how the overlays are prioritized. Mr. Nielsen explained how they have been focusing primarily on saving the arterials due to budget constraints. Mr. Roberts stated that they would be coming back to Council with the status of the overlay situation for the City. Mary Swenson noted that the Public Works staff is trying to do the best they can with the revenue they have. Councilmember Nehring then asked about the project at 528 and 47<sup>th</sup>. Mr. Nielsen stated that they would be replacing and adding channelization.

*Mayor Kendall closed the public hearing.*

- Councilmember Donna Wright asked what the outcome would be if the 9½-cent gas tax is overturned. Mr. Roberts responded that all the projects identified as 9½-cent funded would be impacted and potentially others as well. Mary Swenson added that the ramps at 172nd would definitely be affected and would not be constructed.
- Ms. Wright asked if they would be under grounding power lines during improvements from 116<sup>th</sup> to 136<sup>th</sup>. Mr. Nielsen replied that they would still be overhead, but they would be moving the poles out of the way.
- Councilmember Jeff Vaughan addressed the issue of bonding the 172<sup>nd</sup> interchange project in order to protect the project. Ms. Swenson was not certain if this would work.
- Councilmember Vaughan asked about the breakdown of funding for the projects. Sandy Langdon replied that REET and mitigation fees are the main sources with mitigation being a little more than REET. Currently there is only one loan out there and that was for a project directly associated with economic development.
- Councilmember Vaughan asked why the development at 116<sup>th</sup> street was only being half done by the developer. Mr. Nielsen explained that the developer is designing the full improvement and the City is looking into a recovery contract for the second half in order to complete it all at the same time.
- Mr. Vaughan then referred to project #13, the intersection at 84<sup>th</sup> Street. He asked if this would be signalized. Mr. Nielsen replied that they would look at that once it's built.
- Mr. Vaughn suggested the addition of the realignment of 67<sup>th</sup> Avenue NE in the vicinity of 44<sup>th</sup> Street NE to the TIP. Kevin Nielsen agreed with that suggestion.
- Donna Wright suggested also adding the Multimodal Transit Center at 116th.

**Motion** made by Councilmember Wright; seconded by Councilmember Vares to accept the 6-year Transportation Improvement Plan with the inclusion of the Multimodal Transit Center at 116<sup>th</sup> Street and the 67<sup>th</sup> Avenue realignment near the vicinity of 44<sup>th</sup>. Motion passed unanimously (6-0).

**Motion** made by Councilmember Vares; seconded by Councilmember Nehring to adopt Resolution 2149 relating to the 6-Year TIP. Motion passed unanimously (6-0).

#### **CURRENT BUSINESS**

None.

#### **NEW BUSINESS**

##### **A. Professional Services Agreement with Otak for 60% Design of North Marysville Regional Detention Pond #2.**

Kevin Nielsen stated that the 60% design would get them through permitting, but they would be coming back for final design after that.

**Motion** made by Councilmember Nehring; seconded by Councilmember Soriano to approve the Professional Services Agreement with Otak. Motion passed unanimously (6-0).

#### **LEGAL**

None.

#### **ORDINANCES AND RESOLUTIONS**

##### **A. An Ordinance of the City of Marysville Amending 2.20.030 Relating to the Parks & Recreation Board.**

**Motion** made by Councilmember Vaughan; seconded by Councilmember Vares to approve Ordinance 2590 relating to the expanded area for Parks and Recreation Board. Motion passed unanimously (6-0).

#### **INFORMATION ITEMS**

##### **A. Mayor's Business**

Mayor Kendall referred to an e-mail from Betty Clouse. He stated that her issues have been resolved.

He announced that the Wednesday concert would begin at noon. Friday night's concert would be at 7 p.m. at the Jennings Park Gazebo.



**B. Staff Business**

**Kevin Nielsen** had no further comments.

**Jim Ballew** stated that the Park Board meeting scheduled for Wednesday would be a tour of Strawberry Fields, the Waterfront Park and Parkside Way Park. They would be meeting at 7 p.m. at the Ken Baxter Senior Center. He announced that the petting zoo had 1,800 visits over the weekend. He expressed appreciation for the newspaper coverage.

**Paul Roberts** thanked Kevin Nielsen and his staff for their good work on the TIP preparation.

**Gloria Hirashima** had no further comments.

**Grant Weed** had no further comments.

**Mary Swenson** stated that there would be no Governmental Affairs meeting this Tuesday morning. She requested that any councilmembers interested in attending the Park Board meeting let staff know.

**Sandy Langdon** reminded Council of the Finance Committee meeting on Wednesday at 4:30 p.m. She described how Finance employee Leatha Sullivan was able to help the City of Mountlake Terrace with their payroll during a crisis situation.

**Robert Carden** stated that two new officers have started training for the Police Department.

**C. Call on Councilmembers**

**Lisa Vares** had no further comments.

**Lee Phillips** had no further comments.

**John Soriano** had no further comments.

**Jon Nehring** had no further comments.

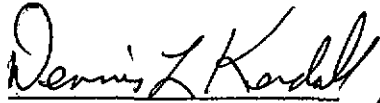
**Donna Wright** commented that she would be unable to attend the Cities and Towns meeting due to a time conflict.

**Jeff Vaughan** noted that he would be at Scout camp all week with his sons. He requested coverage at the Parks Board meeting.

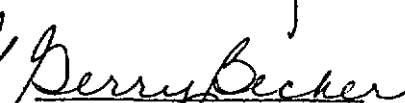
**ADJOURNMENT**

Seeing no further business, Mayor Kendall adjourned the meeting at 8:36 p.m.

Approved this 25<sup>th</sup> day of July, 2005.



Mayor  
Dennis Kendall



City Clerk  
Gerry Becker



Recording Secretary  
Laurie Huggdahl

**ORIGINAL**

MARYSVILLE CITY COUNCIL WORK SESSION

00007

July 5, 2005

7:00 p.m.

City Hall

**CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE**

Mayor Dennis Kendall called the July 5, 2005 meeting of the Marysville City Council Work Session to order at 7:03 p.m. He led those present in the Pledge of Allegiance. There was no invocation given.

**ROLL CALL**

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

**Mayor:** Dennis Kendall

**Council:** Jon Nehring, Lee Phillips, Jeff Seibert, John Soriano, Jeff Vaughan and Donna Wright

**Staff:** Mary Swenson, Chief Administrative Officer; Paul Roberts, Public Works Director; Grant Weed, City Attorney; Sandy Langdon, Finance Director; Gloria Hirashima, Community Development Director; Jim Ballew, Parks and Recreation Director; Jeff Massie, Assistant City Engineer; Robb Lamoureux, Police Commander and Laurie Hugdahl, Recording Secretary.

**COMMITTEE REPORTS**

None.

**PRESENTATIONS**

**A. City of Marysville 2006-2011 Six Year Transportation Improvement Plan.**

Paul Roberts introduced the Six Year TIP. He pointed out that the TIP is required by GMA and is a rolling document, which is updated each year. Some of the projects on the list do not have sufficient funding because they must first be identified in order to procure funding for them in the future. He noted that there are some significant funding challenges. Jeff Massie then gave a PowerPoint presentation regarding the TIP. The presentation included the purpose, the requirements, a summary of costs and project funding possibilities. He reviewed each of the 28 items in detail, showing the location on a city map and what was included in the project. Discussion occurred later in the work session under *Public Hearings*.

**ACTION ITEMS**

None.

**DISCUSSION ITEMS**

None.

**OTHER ITEMS SCHEDULED FOR JULY 11, 2005 MEETING**

A. Approval of Minutes.

1. June 27, 2005 City Council Meeting.
2. July 5, 2005 City Council Work Session.

**CONSENT**

A. Approval of June 22, 2005 Claims in the Amount of \$873,863.61; Paid by Check Nos. 23599 through 23729.

B. Approval of June 29, 2005 Claims in the Amount of \$317,580.41; Paid by Check Nos. 23730 through 23902 with Check No. 23644 and 23683 Void.

C. Approval of July 6, 2005 Claims.

D. Approval of July 5, 2005 Payroll.

E. Approval of New Liquor License for Harvest Garden (1508 Second Street).

There were no comments or questions regarding this item.

F. Accept the Wastewater Treatment Plant Phase II Project as Complete and Begin 45-Day Lien Filing Period.

There were no comments or questions regarding this item.

G. Accept the State Avenue (1st Street – Grove Street) Street Improvements Project as Complete and Begin 45-Day Lien Filing Period.

Paul Roberts noted that in the first paragraph, 4.25% should be corrected to 4.29%.

H. Authorize Mayor to Sign Comeford Park Community Development Block Grant Contract CDBG-F 2004#7.

There were no comments or questions regarding this item.

I. Authorize Mayor to Sign Community Work Crew Contract Schedule A with Department of Corrections.

Jim Ballew discussed changes to the contract.

- Increase in the mileage rate
- Limit the number of work crew members to ten
- DOC shall provide on correctional officer to supervise the crew.
- DOC will maintain a log of hours worked by offender crews.

J. Approval of Special Event Application; City of Refuge Christian Church of Washington State.

There were no comments or questions regarding this item.

**REVIEW BIDS**

None.

**PUBLIC HEARINGS**

A. 6-Year Transportation Improvement Plan.

*Discussion*

Councilmember Seibert:

- Asked if LOS issues were addressed in this TIP. Mr. Massie responded that all items from the recent Transportation Element's Recommended 6-Year Projects list are included in the TIP.
- Suggested attempting to obtain right-of-way now on 67<sup>th</sup>. Mr. Massie stated that 67<sup>th</sup> is not listed as a corridor on the 20-Year TIP. He asked if it should be added. Mr. Seibert stated that 67<sup>th</sup> makes more sense than 51<sup>st</sup> as a north-south corridor because it is not built out. He discussed issues with driveways directly onto 51<sup>st</sup>. Paul Roberts commented that both would be important, but timing is the issue. He added that the basis for securing the right-of-way improves when there are concrete plans.
- Recommended a traffic signal at 88<sup>th</sup> and suggested that this be discussed with the County.
- Thanked Jeff Massie for his work in obtaining the recent large grant.
- Asked about the realignment at 53<sup>rd</sup> at the entrance to Jennings Park and if there would be crosswalk or a signal. Jeff Massie noted that they are looking into the options for pedestrian safety there.
- Recommended securing right-of-way in Sunnyside for 5-lanes in the future.
- Suggested consideration of a single point interchange up north.
- Felt that Snohomish County should be involved in re-establishing the connection / the overcrossing at 152<sup>nd</sup>. Ms. Swenson stated that there has been a lot of discussion with the County about this.
- Asked how we access the ½ cent of the gas tax fund for overlays. Jeff Massie explained that it is based on population.
- Requested a larger version of the 108<sup>th</sup> Street roundabout proposal.

- Commented that we need to discuss Highway 9 with the county and state.
- Suggested putting 67<sup>th</sup> to Sunnyside extension back on the list. Gloria Hirashima explained that this had been removed due to development in the county and wetland issues, but they are looking at alternate connections such as 40<sup>th</sup> Street, Highway 9.

Jeff Vaughan:

- Commented that he agreed with Councilmember Seibert about 67<sup>th</sup> as a north-south corridor, but thinks 51<sup>st</sup> is vital. He encouraged focus on both.
- Referred to the improvements on State Avenue from 116<sup>th</sup> to 132<sup>nd</sup> and noted that the Parks Board has received complaints about pedestrian access on that section. He was glad to hear about those improvements.
- Noted that in Richland the railroad tunneled under the road. He was impressed with that and wondered how that happened. Councilmember Seibert stated that the City of Richland and the railroad had partnered on that project because of the difficulty with that particular intersection.
- Discussed concerns about the possible gas tax repeal. He wondered how many projects would be impacted. Ms. Swenson indicated that all projects would be impacted. Councilmember Vaughan suggested bonding projects to ensure that the funds were committed.
- Asked how the list of projects on the TIP relates to the recent Council motion regarding transportation. Mary Swenson replied that it is very significant. They have met with all the jurisdictions involved in this issue. They plan to put each city's and the Tribes' plans on one map to see how they interrelate and how they can work together to achieve common goals. She emphasized the importance of improving transportation through the City. Paul Roberts concurred. He also reiterated that the TIP is a living document, which can change to meet the City's needs. He commended Jeff Massie and Kevin Nielsen and the engineering staff who have been working furiously to keep up with all the demands.

John Soriano:

- Asked if designated truck routes would be changing as a result of these projects. Mr. Massie responded that they would eventually be changing to 84<sup>th</sup>.
- Requested an opinion from the fire station regarding the feasibility of navigating a fire engine around a roundabout. Mr. Massie indicated he would get that and would also check with Pertet Engineering staff for more information about this.

Jon Nehring asked about prioritizing the projects. Mr. Massie explained that funding is the first priority. The Comprehensive Plan modeling and recent studies done by developers are also very important. Mary Swenson discussed how Council action affects the prioritization of projects. She commented that staff is being very cautious about counting on development until permits are finalized. Gloria Hirashima added that concurrency issues also rise to the top of the list because mitigation fees must be used for those.

Mayor Kendall stated that he had just received information from Community Transit regarding the siting of a park and ride in the north end of Marysville. This will also need to be considered. He thanked Jeff Massie for his fine presentation.

**CURRENT BUSINESS**

None.

**NEW BUSINESS**

A. Professional Services Agreement with Otak for 60% Design of North Marysville Regional Detention Pond #2.

Paul Roberts noted that all property issues have now been resolved with pond #2.

B. Marysville Municipal Code Amending Ordinance MMC 2.20.030 Advisory Board Boundary Change Recommendation.

Mayor Kendall explained that this will expand the area to include the entire UGA.

C. Sounds of Summer Concerts Concessionaire Agreement; Vince Applin of Sideshow Concessions of Snohomish, WA.

Jim Ballew explained that one submittal was received from Mr. Vince Applin of Sideshow Concessions of Snohomish, Washington. Sideshow Concessions has been operating for several years, is licensed and will be required to provide liability insurance naming the City of Marysville as additionally insured. Sideshow Concessions will remit \$150 to the City to provide concessions at the Sounds of Summer Concert Series through the 2005 season.

Councilmember Jeff Seibert asked who would be responsible for cleanup after the event. Mr. Ballew replied that the park staff generally cleans up. Mr. Seibert confirmed that there would be no alcohol or tobacco sold. Mr. Ballew affirmed that this was the case. Councilmember Seibert suggested putting up more No Smoking signs in the park. Mr. Ballew noted that those are often removed.

**LEGAL**

None.

**ORDINANCES AND RESOLUTION**

None.

A. An Ordinance of the City of Marysville Amending MMC 2.20.030 Relating to the Parks & Recreation Board.

**INFORMATION ITEMS**

A. Mayor's Business

None.

## B. Staff Business

**Police Commander Robb Lamoureux** gave a fireworks update. He noted that it was a fairly normal 4<sup>th</sup> of July weekend. They received 215 fireworks-related calls, issued 84 verbal warnings and issues 3 citations for illegal fireworks. He reported no injuries, a couple of small grass or tree fires and one house fire outside city limits at an abandoned house. He pointed to educational efforts as the reason for the increased number of calls.

**Jim Ballew** had no further comments.

**Sandy Langdon** had no further comments.

**Gloria Hirashima** had no further comments.

**Jeff Massie** had no further comments.

**Paul Roberts** stated that they have received the NPDES permit for the Wastewater facility.

**Mary Swenson** thanked Jeff Massie for all the work on the TIP. She noted that they had four items for Executive Session.

**Grant Weed** stated that he had two potential litigation items, one pending litigation item and one personnel item. Action would be taken on one item. The estimated time for Executive Session was thirty minutes.

## C. Call on Councilmembers

**Jeff Vaughan** had no further comments.

**Jeff Seibert** thanked Jeff Massie for the presentation. He thanked Commander Lamoureux and all the officers for answering the calls. He noted that he would be absent on the July 11 Council Meeting.

**Jon Nehring** had no further comments.

**Lee Phillips** had no further comments.

**John Soriano** had no further comments.

**Donna Wright** asked if the City would be cleaning up the streets of fireworks debris. Paul Roberts stated that they do not generally have any special runs after the 4<sup>th</sup> of July. Councilmember Wright then noted that there have been an excessive number of real estate signs littering SR528. Gloria Hirashima indicated that they would look into this.

## ADJOURNMENT

Mayor Kendall recessed the meeting into Executive Session at 8:40 p.m. Executive Session was scheduled to resume at 8:45 p.m. and to last for thirty minutes.



**EXECUTIVE SESSION**

Council met in Executive Session at 8:45 p.m. to discuss litigation and personnel issues.

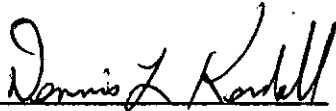
Council reconvened into Regular Session at 9:05 p.m. **Motion** by Councilmember Seibert, second by Councilmember Phillips to extend the meeting 20 minutes. **Motion** carried unanimously (6-0).

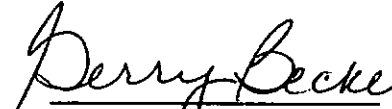
Council continued in Executive Session until 9:17 p.m. when they reconvened into Regular Session. **Motion** by Councilmember Phillips, second by Councilmember Seibert to authorize the Mayor to execute the settlement agreement with Waste Action Project as discussed in Executive Session. **Motion** passed unanimously (6-0).

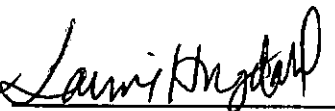
**ADJOURNMENT**

Mayor Kendall adjourned the July 5, 2005 City Council Work Session at 9:20 p.m.

Approved this 11<sup>th</sup> day of July, 2005.

  
\_\_\_\_\_  
Mayor  
Dennis Kendall

  
\_\_\_\_\_  
City Clerk  
Gerry Becker

  
\_\_\_\_\_  
Recording Secretary  
Laurie Hugdahl