

November 28, 2005

Marysville City Council
7:00 p.m.

ORIGINAL

03062
City Hall

Executive Session	6:30 P.M.
• Potential Litigation	
Adjourn	6:55 P.M. No Action
Call to Order/Invocation/Pledge of Allegiance	7:00 P.M.
Roll Call	
Approve of Minutes	
Approve November 14, 2005 City Council Meeting Minutes.	Approved
Approve November 21, 2005 City Council Work Session Minutes	Approved
Consent Agenda	
Approve November 23, 2005 Claims in the Amount of \$1,027,047.35; Paid by Check No. 26750 through 26879 with Check No. 8712, 10029, 20446, 26683, and Eden Checks Totaling \$1,094.71 Void.	Approved
Approve November 23, 2005 Claims in the Amount of \$331,058.40; Paid by Check No. 26880 through 27018 with Check No. 9727, 26539, and 14242 Voided.	Approved
Approve November 18, 2005 Payroll in the Amount of \$505,865.62; Paid by Check No. 15369 through 15428 with Check No. 13226 Void.	Approved
Approve Escrow Agreement with Marshbank Construction.	Approved
Approve Liquor License Renewals for Circle K #8878 (8007 State Ave.); Jackpot Foodmart #160 (6031 47th Ave. NE); and Quil Ceda 76 (2608 88th Street NE).	Approved
Authorize Surplus of Equipment No Longer Compatible with City's Technology Infrastructure.	Approved
Authorize Mayor to Sign Terminating Joint Local Organization for Emergency Management.	Approved
Authorize Mayor to Sign Interlocal Agreement with Snohomish County for Emergency Management Services.	Approved
Waive the Requirement to Annex (Bradford Annexation; UA05-052) in Order to Obtain City Water, Subject to Mr. Bradford Recording an Annexation Covenant Prior to Community Development Issuing Letter of Utility Availability.	Approved
Review Bids	
Approve Staff's Recommendation to Reject All Bids for Sander Storage Shed.	Approved
Public Hearings	
Approve 2006 Proposed Budget.	Approved
Consider Amendments to MMC 14.32 Relating to City's Utility Service Area (USA) and to Consider Revisions to the City's Water & Sewer Utility Policy.	Approved
Current Business	
New Business	
Approve Professional Services Agreement with Pertteet Engineering; 88th Street NE Pre-Design Report.	Approved

November 28, 2005

Marysville City Council
7:00 p.m.

00003
City Hall

Legal	
Ordinances and Resolutions	
Approve an Ordinance of the City of Marysville Adopting the Marysville School District Capital Facilities Plan as a Sub-element of the Marysville Capital Facilities Plan.	Approved Ord. 2605
Approve an Ordinance of the City of Marysville Levying EMS Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2006.	Approved Ord. 2602
An Ordinance of the City of Marysville Levying Regular Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2006.	Approved Ord. 2603
Approve a Resolution of the City of Marysville Declaring that Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof	Approved Ord. 2604
Approve an Ordinance of the City of Marysville Adopting a Budget for the City of Marysville, Washington for the Year 2006 and Setting Forth in Summary Form the Totals of Estimated Revenues and Appropriations for Each Separate Fund and the Aggregate Totals of All Such Funds Combined.	Approved Res. 2163
Information Items	
Mayor's Business	
Approve the appointment of Municipal Court Judge, Fred Gillings.	Approved
Staff Business	
Approve the reappointment Councilmember Donna Wright to the Snohomish Health District Board.	Approved
Call on Councilmembers	
Adjournment	9:14 p.m.
Executive Session 1. Litigation 2. Personnel	9:20 p.m.
Adjournment	9:40 p.m.
Authorize City Attorney to join in amicus brief.	Approved
Adjournment	9:42 p.m.

MARYSVILLE CITY COUNCIL MEETING**NOVEMBER 28, 2005****6:30 P.M.****CITY HALL****EXECUTIVE SESSION – 6:30 P.M.**

The City Council met in Executive Session at 6:30 p.m. to discuss potential litigation.

ADJOURNMENT

The 6:30 p.m. Executive Session adjourned at 6:55 p.m. with no action taken.

CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Dennis Kendall called the November 28, 2005 meeting of the Marysville City Council to order at 7:00 p.m. Pastor Tom Albright of the United Methodist Church gave the invocation. Mayor Kendall then led those present in the Pledge of Allegiance.

ROLL CALL

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

Mayor: Dennis Kendall

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

Staff: Robb Lamoureux, Police Commander; Sandy Langdon, Finance Director; Mary Swenson, Chief Administrative Officer; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Paul Roberts, Public Works Director; Denise Gritton, Accounting Manager; Steve Winters, Police Commander; Ralph Krusey, Police Commander; Kevin Nielsen, City Engineer; and Laurie Hugdahl, Recording Secretary.

Mayor Kendall noted that one item should be added to the agenda - Item No. 21, a resolution regarding surplus IT equipment and software.

COMMITTEE REPORTS

Mayor Pro Tem Jon Nehring reported that the **Golf Committee** met last Tuesday and will have a packet of recommendations coming to council in the next week or two. He reported that the citizen input has been very helpful and the committee is committed to keeping the golf course going.

Donna Wright reported on the **Snohomish Health District Board** where the implications of I-901 were discussed regarding smoke-free workplaces.

John Soriano reported that the **LEOFF 1 Board** reviewed and approved 7 claims. He noted that nominations had been held for 2006-7.

Jeff Seibert discussed the **Public Works Committee** meeting. Topics discussed at the meeting included the following:

- Engineer's estimate on adding sidewalk/wheelchair access at 80th. Alternatives being reviewed.
- City Hall parking lot schedule
- Hotel/Motel water sewer connection
- 59th Avenue Water Main

PRESENTATIONS

A. Employee Service Awards.

The following employees were not able to attend, but received Employee Service Awards.

1. *Linda Sambuceto, Custody Officer – 5 Years.*
Commander Ralph Krusey discussed Ms. Sambuceto's experience and work history. He noted that she is an excellent employee and they are fortunate to have her on their team.
2. *Justin Palitz, Maintenance Worker II, Parks and Recreation – 5 Years*
3. *Patti Moretti, Accounting Technician – 5 Years*
Sandy Langdon reviewed Ms. Moretti's work history. She noted that Ms. Moretti would be retiring at the end of this year and will be missed.

B. Swear-In Patrol Officer Paul McShane.

Mayor Kendall swore in Patrol Officer Paul McShane.

AUDIENCE PARTICIPATION

Mayor Kendall solicited audience comment. There was none.

APPROVAL OF MINUTES

A. November 14, 2005 City Council Meeting.

Councilmember Seibert referred to page three. He noted that the **Motion** in the middle of the page should reference comments by all councilmembers, not just Councilmember Phillips.

Councilmember Lee Phillips referred to the section on Information Services on page two. He clarified that he had asked if *the current phones have the capability to do this type of work.*

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

B. November 21, 2005 City Council Work Session

Mary Swenson informed council that she had researched the costs for emergency services as requested at the November 21 work session. This amount is 95¢ per capita through 2006 and will be reviewed next year.

Jeff Seibert referred to Item C on Page 4. He noted that this should refer to the Marysville School District's Capital Facilities Plan.

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

CONSENT

Councilmember Seibert requested discussion on Item H.

- A. Approval of November 23, 2005 Claims in the Amount of \$1,027,047.35; Paid by Check No. 26750 through 26879 with Check No. 8712, 10029, 20446, 26683, and Eden Checks Totaling \$1,094.71 Void.**
- B. Approval of November 23, 2005 Claims in the Amount of \$331,058.40; Paid by Check No. 26880 through 27018 with Check No. 9727, 26539, and 14242 Voided.**
- C. Approval of November 18, 2005 Payroll in the Amount of \$505,865.62; Paid by Check No. 15369 through 15428 with Check No. 13226 Void.**
- D. Approval of Escrow Agreement with Marshbank Construction.**
- E. Approval of Liquor License Renewals for Circle K #8878 (8007 State Ave.); Jackpot Foodmart #160 (6031 47th Ave. NE); and Quil Ceda 76 (2608 88th Street NE).**
- F. Authorizing Surplus of Equipment No Longer Compatible with City's Technology Infrastructure.**
- G. Authorize Mayor to Sign Terminating Joint Local Organization for Emergency Management.**
- I. Waive the Requirement to Annex (Bradford Annexation; UA05-052) in Order to Obtain City Water, Subject to Mr. Bradford Recording an Annexation Covenant Prior to Community Development Issuing Letter of Utility Availability.**

Motion made by Councilmember Wright; seconded by Councilmember Nehring to approve consent agenda items A-G and I. **Motion** passed unanimously (6-0).

- H. Authorize Mayor to Sign Interlocal Agreement with Snohomish County for Emergency Management Services.**

Councilmember Seibert asked if the cost was spelled out in the agreement because he had not been able to locate it. Mayor Kendall explained that it was in the old agreement and the new agreement indicates it would be the same this year as 2005. Sandy Langdon added that they are carrying over the old agreement by reference. Grant Weed concurred.

Motion made by Councilmember Seibert; seconded by Councilmember Nehring to approve consent agenda item H regarding an Interlocal Agreement with Snohomish County for Emergency Management Services. **Motion** passed unanimously (6-0).

REVIEW BIDS

A. Sander Storage Shed.

Motion made by Councilmember Nehring; seconded by Councilmember Vaughan to approve staff's recommendation to reject all bids. **Motion** passed unanimously (6-0).

PUBLIC HEARINGS

A. 2006 Proposed Budget.

Mary Swenson gave a PowerPoint presentation (in packet) regarding the dramatic growth trends in the City from 1990 to 2006 (projected). Sandy Langdon then reviewed the 2006 Preliminary Budget including a summary of the operating budget, highlights of this year's budget, summary of the preliminary expense budget and revenue budget, and discussion of program requests by department.

Ms. Langdon pointed to potential retail development areas: SR 528, SR 529, 116th and Lakewood, but noted that this would not benefit the budget revenue until 2007. She included a discussion of property tax revenue history with the annual percent change with corresponding levy rates. She and Ms. Swenson discussed the future impacts of levy rates. Next, the presentation showed the sales tax history. At this point, Mary Swenson commended council and staff for taking decisive action on economic development measures that are beginning to pay off. The utility tax history was also reviewed. Mary Swenson stated that the council has the option of taking up to 6% on the utility tax. Currently the tax level is at 5%. This could be increased incrementally and could end at any time. Ms. Langdon ended the presentation with a financial planning model of the General fund 6-year summary of revenues, expenses, and fund balance and highlighted the need for action to be taken to reverse the downward trend.

Mayor Kendall solicited public comment on the budget. There was none. The public hearing closed at 8:11 p.m.

Discussion:

Councilmember Seibert commented:

1. Although the City has not increased its hiring of employees commensurate with the dramatic population increase, it has maintained a high level of services. He credited

good management practices and efficiency in the workforce for this. He stated that this was an example of using the taxpayers' money well.

2. The City has prepared for growth by investing in infrastructure improvements. If they had not made those decisions, the costs would be much higher in the future.
3. He expressed appreciation for the Tribal Gaming Fund. He noted that the Tribes have been good about giving pretty consistent amount. He felt that this shows the cooperative relationship the City now enjoys with the Tribes.

Lee Phillips asked about the process to authorize spending of the economic development fund. Ms. Swenson responded that this would be brought forward to the council for approval.

Jeff Seibert expressed appreciation for the job done by Sandy Langdon and all the staff to make this budget work out.

Donna Wright asked if the utility tax was addressed in the ordinance that they are considering. Ms. Swenson stated that it was not addressed here, but the Council could discuss action on that at any time. Councilmember Seibert asked how long after adoption it would be before revenue would begin coming in. Sandy Langdon estimated that it could take 60-90 days.

B. Consider Amendments to MMC 14.32 Relating to City's Utility Service Area (USA) and to Consider Revisions to the City's Water & Sewer Utility Policy.

The public hearing opened at 8:25 p.m.

Community Development Director Gloria Hirashima reviewed a history of the City's development of annexation strategies. The proposed code changes support those strategies of a strong policy regarding annexation for the UGA. City Attorney Grant Weed referred to the redlined version that shows most of the changes. He discussed a few more revisions as proposed by staff and indicated he would have a copy of those for council at the work session.

Public Comment:

Jason Chambers, Barclays North, 5715 Circle Bluff Drive, Arlington.

Mr. Chambers stated that they had not been able to review the ordinance until tonight. He requested delay of adoption until they had sufficient chance to review it.

Seeing no more public comments, Mayor Kendall closed the public hearing at 8:35 p.m. He noted that they would continue to accept written comments until 5 p.m. on Friday.

Discussion:

Jeff Seibert clarified that these changes were not being done to try to stop development. Council and staff have worked hard to improve relations with the development community. He pointed to the streamlined permitting process as an example of this. He went on to explain that when areas develop in the county, the cost to bring them into the city is very

significant. These code changes are an effort to prevent the city from absorbing any further costs.

Councilmember Vaughan concurred with Councilmember Seibert's comments.

Grant Weed discussed an error in the markings on the map that had been distributed to council. Mayor Kendall recommended that Council postpone a vote until the work session next Monday.

Motion made by Councilmember Seibert; seconded by Councilmember Nehring to table the vote until next Monday, December 5. Written public testimony will close on Friday, December 2 at 5 p.m. **Motion** passed unanimously (6-0).

CURRENT BUSINESS

None.

NEW BUSINESS

A. Professional Services Agreement with Pertect Engineering; 88th Street NE Pre-Design Report.

Councilmember Seibert referred to his previous concern that the area being reviewed was too narrow. Upon reviewing the verbiage he was satisfied that this would provide a much broader review.

Councilmember Soriano referred to the estimated completion date of April 28. He wondered if this was accurate. Kevin Nielsen indicated that it was.

Motion made by Councilmember Seibert; seconded by Councilmember Vaughan to authorize the Mayor to sign the Professional Services Agreement for the 88th Street NE, State Avenue to 67th Avenue NE, Pre-Design Report. **Motion** passed unanimously (6-0).

LEGAL

None.

ORDINANCES AND RESOLUTIONS

A. An Ordinance of the City of Marysville Adopting the Marysville School District Capital Facilities Plan as a Sub-element of the Marysville Capital Facilities Plan.

Donna Wright referred to her request for a comparison of rates. Gloria Hirashima indicated that they had not been able to obtain that. Councilmember Seibert referred to the fact that Marysville has not been able to pass a bond as one reason for the difference in the rates.

Motion made by Councilmember Nehring; seconded by Councilmember Soriano to approve Ordinance 2605. **Motion** passed unanimously (6-0).

1040

B. An Ordinance of the City of Marysville Levying EMS Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2006.

Grant Weed suggested that the wording in the ordinance be revised on the first page, the fourth paragraph. "Be it resolved," should be deleted and wording added so that the sentence begins, "The City Council and the City of Marysville do ordain as follows . . ."

Motion made by Councilmember Wright; seconded by Councilmember Soriano to approve Ordinance No. 2602 as amended by the City Attorney. **Motion** passed unanimously (6-0).

C. An Ordinance of the City of Marysville Levying Regular Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2006.

Grant Weed suggested that the wording in the ordinance be revised on the first page, the fourth paragraph. "Be it resolved," should be deleted and wording added so that the sentence begins, "The City Council and the City of Marysville do ordain as follows . . ."

Councilmember Seibert stated that although he preferred that they did not even bank the 1%, he would be supportive of banking in this circumstance because of problems with the calculations as discussed earlier.

Councilmember Soriano stated that he would be supportive of banking the 1%, but he hopes that they develop a plan for future revenues.

Motion made by Councilmember Vaughan; seconded by Councilmember Seibert to approve Option B (banking), Ordinance No. 2603 with wording as amended by the City Attorney. **Motion** carried 5-1 with Councilmember Phillips voting against.

D. An Ordinance of the City of Marysville Adopting a Budget for the City of Marysville, Washington for the Year 2006 and Setting Forth in Summary Form the Totals of Estimated Revenues and Appropriations for Each Separate Fund and the Aggregate Totals of All Such Funds Combined.

Sandy Langdon noted that Section 5 should be changed to 2006.

Motion made by Councilmember Nehring; seconded by Councilmember Seibert to approve Ordinance No. 2604 with the correction of the date as noted by Sandy Langdon. **Motion** passed unanimously (6-0).

E. A Resolution of the City of Marysville Declaring that Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.

Motion made by Councilmember Wright; seconded by Councilmember Phillips to adopt Resolution No. 2163 regarding surplus equipment and software. **Motion** passed unanimously (6-0).

INFORMATION ITEMS

A. Mayor's Business

1. Appointment of Municipal Court Judge; Fred Gillings.

Motion made by Councilmember Nehring; seconded by Councilmember Phillips to approve the reappointment of Municipal Court Judge, Fred Gillings. **Motion** passed unanimously (6-0).

2. Mayor Kendall reported that the 172nd Street Bridge would be opening on December 12, 2005.
3. He issued a reminder that the Merrysville for the Holidays Parade would be held on Saturday at 6:30 p.m.
4. He thanked staff, especially Mary Swenson, Sandy Langdon and all department heads for all of the hard work on the budget.

B. Staff Business

Kevin Nielson reported that they had applied for TIB grants for two corridors, but these did not come through.

- He noted that the curbing is now going down on 4th Street.
- Two speed tables are now on 60th Drive. This should help to slow down the volume of traffic on that street.

Denise Gritton had no comments.

Paul Roberts stated that his department is prepared for a snow event.

- He thanked the Council for passing the budget.
- They are considering how they will need to respond to I-901 in a coordinated and efficient manner.
- He congratulated Sandy Langdon and Mary Swenson for the hard work they have done on the budget.

Gloria Hirashima stated that she had attended the County Council hearing regarding the Wicklow and Smith annexations. The County Council had invoked jurisdiction as expected on both of those and they will be going to the Boundary Review Board in late January with a recommendation to significantly expand the boundaries. There was discussion about the fact that the BRB's authority to dramatically increase the boundaries. Grant Weed explained that the city council can then choose to annex all or any portion of the area proposed by the BRB.

- Ms. Hirashima reported that the City is pursuing an interlocal agreement with the County for 88th Street to share the funding for that road even if it is annexed to the City, however the County does not seem inclined to participate at this time. There was discussion about that fact that the County's willingness to participate in infrastructure costs would be a huge financial consideration in annexations.

- The Sunnyside annexation petition is currently being circulated.
- The County will be holding a hearing on December 12 on their comprehensive plan.
- She thanked Council and staff for their work on the budget.

Grant Weed stated that he had three items for executive session – two pending litigation and one personnel item.

Mary Swenson thanked staff for all their hard work on the budget. She commended the directors group for working as a team. She also thanked Denise Gritton for all her hard work. Additionally she thanked Paul Roberts, his assistant Cheryl, and the GIS staff for all their assistance with the historical data. Finally, she expressed appreciation to Sandy Langdon for an excellent job and a lot of hard work. She also thanked the Council for banking the 1%.

Sandy Langdon thanked everyone for their contributions to the process. She especially thanked Denise Gritton for keeping up with her and Council for moving this along.

- She announced that Gerry Becker had applied for an archive grant and was awarded \$18,000. This will be used for archiving records.

Robb Lamoureux thanked the finance department for their help with the budget, especially Denise Gritton.

- He explained that Chief Carden was home with a sick family member.
- He noted that they are operationally prepared for this weekend's festivities.

C. Call on Councilmembers

Lee Phillips thanked the staff and the Council for their work on the budget. He also thanked Sandy Langdon for her extra help with questions.

- He reported that the handrails at Comeford Park have been damaged by skateboarders grinding them at night. He suggested looking into preventative measures such as installing balls at the ends.

John Soriano thanked department heads and staff for their work on the budget.

- He suggested that the Council participate in the food drive as a group with the executive department.

Jon Nehring echoed appreciation to everyone. He added that it had been a good process and a thorough presentation.

- He explained that they need to appoint a representative to the Health Board.

Motion made by Councilmember Seibert; seconded by Councilmember Vaughan to reappoint Donna Wright to the Snohomish Health District Board.

Jeff Seibert thanked staff for their work on the budget.

- He was impressed that Public Works had gotten such an early start at sanding this morning.
- He confirmed that Grant Weed would provide a new copy of the code revision next week. Grant Weed indicated that he would.

- Asked if the gentleman who spoke at several council meetings had been notified of the speed tables. Mr. Nielsen indicated that he had been in contact with him.

Donna Wright thanked Mayor Kendall for great leadership and his great team.

- She stated that she would be a few minutes late to the work session because she was doing a presentation to the school board that night.

Jeff Vaughan thanked staff for the "hot card" that was put together.

- He congratulated everyone involved for the work on the budget.

ADJOURNMENT

Mayor Kendall recessed at 9:14 into Executive Session, which began at 9:20 p.m.

EXECUTIVE SESSION

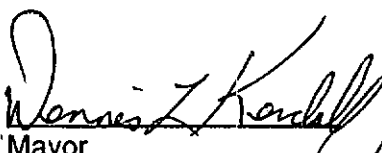
Council met in Executive Session at 9:20 p.m. to discuss litigation and personnel issues, and reconvened into Regular Session at 9:40 p.m.

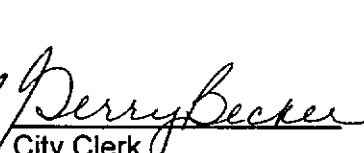
Motion by Councilmember Wright and seconded by Councilmember Soriano to authorize the City Attorney to join in an amicus brief on the Fife case. **Motion** passed unanimously (6-0).

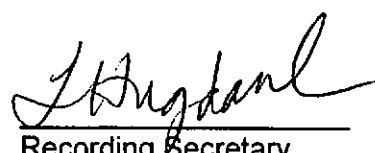
ADJOURNMENT

Seeing no further business, Mayor Kendall adjourned the meeting at 9:42 p.m.

Approved this 12th day of December, 2005.


 Mayor
 Dennis Kendall


 City Clerk
 Gerry Becker


 Recording Secretary
 Laurie Hugdahl

MARYSVILLE CITY COUNCIL MEETING

November 21, 2005

7:00 P.M.

City Hall

CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Pro Tem Jon Nehring called the November 21, 2005 work session of the Marysville City Council to order at 7:00 p.m. There was no invocation. Mayor Pro Tem Nehring then led those present in the Pledge of Allegiance.

ROLL CALL

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

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

Staff: Sandy Langdon, Finance Director; Mary Swenson, Chief Administrative Officer; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Paul Roberts, Public Works Director; Worth Norton, Information Technology Manager; and Laurie Hugdahl, Recording Secretary.

Mayor Pro Tem Nehring noted that Mayor Kendall was away on vacation this week, but would be returning next week.

COMMITTEE REPORTS

Mayor Pro Tem Nehring solicited committee reports. There were none.

PRESENTATIONS

None.

ACTION ITEMS

None.

DISCUSSION ITEMS

Items Scheduled for November 28, 2005 Meeting

APPROVAL OF MINUTES.

A. November 14, 2005 City Council Meeting.

B. November 21, 2005 City Council Work Session.

CONSENT AGENDA

- A. **Approval of November 16, 2005 Claims in the Amount of \$1,027, 047.35; Paid by Check No. 26750 through 26879 with Check No. 8712, 10029, 20446, 26683, and Eden Checks Totaling \$1,094.71 Void.**
- B. **Approval of November 23, 2005 Claims.**
- C. **Approval of November 18, 2005 Payroll.**
- D. **Approval of Escrow Agreement with Marshbank Construction.**

Public Works Director Paul Roberts explained that Marshbank had asked to put their reserve funds into an escrow agreement. City Attorney Grant Weed indicated that the agreement was acceptable.

- E. **Approval of Liquor License Renewals for Circle K #8878 (8007 State Ave.); Jackpot Foodmart #160 (6031 47th Ave. NE); and Quil Ceda 76 (3608 88th Street NE).**

There were no comments or questions regarding this item.

- F. **Authorizing Surplus of Equipment No Longer Compatible with City's Technology Infrastructure.**

Information Technology Manager Worth Norton commented that this applies to outdated equipment that is no longer usable for the City, but is still in good shape.

- G. **Authorize Mayor to Sign Agreement Terminating Joint Local Organization for Emergency Management.**

- Chief Administrative Officer Mary Swenson explained that the Snohomish County Department of Emergency Management is being dissolved and forming a separate department in the Snohomish County. The following agreement enters into the interlocal agreement with the new entity. The staff and director will transfer to the county staff.
- John Soriano referred to Attachment A, and asked if the City would still be able to seek grants. Ms. Swenson responded that the City can still seek grants but would do so through a bigger entity.
- Donna Wright inquired about the funding of the new agency. Ms. Swenson thought that it would remain the same. Jeff Seibert had concerns about the amount not being specified in the agreement. Ms. Swenson indicated that she would check on this.
- Jeff Seibert referred to policies regarding the director of the advisory board not being a voting member on page 6. Ms. Swenson thought that this would remain the same, but she will double-check and bring back the information for the next meeting.

- H. **Authorize Mayor to Sign Interlocal Agreement with Snohomish County for Emergency Management Services1.**

See above.

REVIEW BIDS

A. Sander Storage Shed.

Paul Roberts explained that all the bids came in much higher than anticipated and they have decided to reject all bids.

PUBLIC HEARINGS

A. 2006 Proposed Budget.

Moved to end of meeting.

B. Consider Amendments to MMC 14.32 Relating to City's Utility Service Area (USA) and to Consider Revisions to the City's Water & Sewer Utility Policy.

- Grant Weed commented that a public hearing has been set for next Monday. He generally discussed changes in the document, but pointed out that the most significant language in the new section (14.32.045) declared that any new areas that come into the UGA would be provided water and sewer utilities only upon annexation. This would make it consistent with the City's Comprehensive Plan. Paul Roberts added that the Consolidated Water and Sewer Plan may also need amendment. He stated that the City needs to be able to protect its ability to finance the expansion of the utilities.
- There was discussion about not allowing development applications to be submitted prior to annexation. Community Development Director Gloria Hirashima noted that they are starting to see that the County is accepting applications without a Certificate of Availability. She was not sure how to prevent that.
- Councilmember Seibert expressed concerns and wanted also to find a way to prevent this.
- Grant Weed commented that the City could make the planning department at the County well aware of the policy. He agreed that this is a problem, but noted that until they are annexed, the City has no jurisdiction over applications.
- Paul Roberts expressed concerns about the County vesting a subdivision of property without assurance of provision of water. He suggested that a letter could be written to the applicants stating that they are not vested.
- Mr. Weed stated that prior to being annexed to the City, the County has to accept a development application, but they have the authority to determine what constitutes a complete application. He indicated that he would review the vesting ordinances of the County.
- Gloria Hirashima clarified that the County will not approve the applications, but they will deem them complete.

CURRENT BUSINESS

None.

NEW BUSINESS

A. Professional Services Agreement with Perteet Engineering; 88th Street NE Pre-Design Report.

- Paul Roberts explained that the PSA provides for Perteet Engineering to prepare a pre-design report for 88th Street NE corridor from State Avenue to 67th Avenue NE. They are hoping to prepare a coordinated strategy between the County and the City and potentially a coordinated funding approach.
- Donna Wright suggested that they make sure that the PUD posts are not an issue. Mr. Roberts indicated that they would check on that since they will be widening the corridor.
- Jeff Seibert referred to item 7 on page 10 of the PSA. He requested that 80th Street be included in the study because the connection between 84th and 88th will impact the whole area.
- Paul Roberts stated that they will try to provide a revised Scope of Work that looks more broadly at streets feeding into 51st Street by next week.

B. Bradford Annexation; UA05-052.

Gloria Hirashima explained that staff is recommending waiving the requirement to annex since this would not make a logical annexation boundary. Councilmember Seibert asked if there were any annexation covenants in the area. Ms. Hirashima responded that there are not.

C. Planning Commission Recommendation to Approve Updates to the Comprehensive Plan – Marysville Capital Facility Plan.

CORRECTED: SEE 11.23.05 MINUTES

Gloria Hirashima discussed the history of this plan. She noted that the Planning Commission is recommending approval of this plan. She commented that they had received only one letter from the public and that was a letter of support from Barclays North. Donna Wright asked about the rates for Lakewood and Lake Stevens. Ms. Hirashima did not have that available, but indicated she could obtain it. She noted that the discount rates for both cities are 25% and the County is 50%. There were no further comments or questions.

LEGAL

None.

ORDINANCES AND RESOLUTIONS

A. An Ordinance of the City of Marysville Adopting the Marysville School District Capital Facilities Plan as a Supplement of the Marysville Capital Facilities Plan.

Related to above.

Budget Discussion

Mary Swenson stated that the fire district is one of the last pieces of the budget. Staff had been waiting for the County's assessment before addressing this. Based on the formula in the contract, the City owes the fire district an additional \$250,000 from what was anticipated in the budget process. She indicated that they think they have figured out a way to fund this, but asked Sandy Langdon to first review the formula and the way the County's assessed value plays into all this. Ms. Langdon distributed and reviewed a handout showing this.

- Councilmember Seibert thanked Ms. Langdon for clarifying this. He indicated that the problem lies with the formula used by the fire district and that the City is not growing at the same rate as the fire district's calculations show.
- Councilmember Soriano concurred and indicated that this needs to be corrected so the City and the fire district are using similar compatible computation methods.
- Ms. Swenson added that the fire district also has some banked capacity (\$550,000) which they will be taking in the future. The City must work closely with the district to determine when they take it. She commented that she had researched the cost for having the city's own fire department. After doing that research, she determined that they are getting a really good deal. She added that they need to sit down with the fire district to look at this contract, but noted that the City could not do it less expensively.
- Councilmember Seibert asked Sandy Langdon to get an idea of what the difference would be to the fire district budget if they used the City's method of calculation versus theirs.
- Mayor Pro Tem Nehring suggested that there be a set amount that is paid.
- Sandy Langdon stated that they would need to look at all the possibilities.
- Ms. Swenson stated that the fire district would argue that their formula is fair. She noted that any levy LID lift would have to be approved by voters.
- Councilmember Seibert stated that the annual assessed values are a major contributing factor. Ms. Swenson concurred and noted that another problem was the last minute notice of that assessed value.
- Councilmember Seibert reminded the council that some of the economic development would be coming in the next few years, but that this had already been earmarked.

Ms. Swenson discussed two scenarios to deal with the shortfall:

- *Scenario 1 would cover the amount for one year:*

Economic Development	\$40,000
Blackberry's	17,000
<u>Sale of Palmer House</u>	<u>250,000</u>
	307,000

- Scenario 2 would be a long-term fix.

Property Room	\$ 20,000
1% Property Tax	46,000
1% Utility Tax	316,000 (for whole 1%)
	<hr/>
	382,000

- Councilmember Seibert asked about the relationship of annexations to this problem. Ms. Swenson indicated that it helps, but not enough.
- Sandy Langdon commented that they would need to adopt a levy by the 30th if they plan to do so.
- Councilmember Wright expressed concerns about reducing the economic development funds and also with removing the property room funding. Ms. Swenson responded that she felt that the economic development funds would still be sufficient at the reduced level.
- Councilmember Seibert stated that he preferred the first scenario. He was not in favor of the property tax, but open to the possibility of banking it. He was in favor of the 1% utility tax with the condition that it be reduced when no longer needed.
- Councilmember Phillips stated that he was not opposed to the 1% and proposed this in combination with the first scenario (minus the economic development funds).
- Councilmember Vaughan stated that he liked the blended approach. He was not in favor of the 1% property tax, but possibly supportive of the 1% utility tax if it was reduced when no longer needed. He commented on how quickly the City had come up with this funding strategy and suggested that they come up with some more to fill the potholes in the City.
- Lee Phillips stated that he was in favor of the first scenario and also with taking the 1%.
- Donna Wright supported scenario 1 and was in favor of the 1% utility tax and banking the 1%.
- Jon Nehring agreed with Scenario 1. He commented that the 1% utility tax might be useful, but that could be taken at any time and he was not in favor of that right now.

Mary Swenson summarized:

- Consensus to go with Scenario 1 for this year;
- No 1% property tax, but maybe bank it; and
- Some interest in the utility tax.

She added that this will continue to be a problem and they will need to come up with a long-term solution.

Councilmember Soriano commented that they really are getting a good deal with the fire district services.

INFORMATION ITEMS

00060

A. Mayor's Business

Mayor Pro Tem Nehring stated that he attended the ROTC inspection at Marysville Pilchuck High School on Thursday night. He was very impressed with the program and the participants.

He noted that the Turkey Chase Fun Run would be held on Wednesday at 2:45 p.m.

B. Staff Business

Sandy Langdon wished everyone Happy Thanksgiving.

Gloria Hirashima wished everyone Happy Thanksgiving.

Paul Roberts also wished everyone Happy Thanksgiving.

Mary Swenson noted that the deadline for the Planning Commission vacancy had been extended to December 15 so that it would not conflict with the City Council vacancy.

Grant Weed discussed implications of the smoking bill. He thought that this would become effective on December 8. He noted that the City would need to make preparations to come into compliance. The State Health District will be the enforcing agency.

C. Call on Councilmembers

Lee Phillips thanked Sandy Langdon for the explanation regarding the property tax calculations.

He requested that the changes to the November 7 Work Session minutes be in their packets on Wednesday if possible.

He noted that he had been approached by a business owner on 3rd street requesting the replacement of a stop sign that had been removed.

He also addressed concerns raised by a citizen about wheelchair accessibility and safety in that same area.

Jeff Vaughan said he had been contacted by a citizen who had noticed a leaning light post on the north side of Grove at 77th. Paul Roberts indicated they would look into this.

Jeff Seibert thanked Sandy Langdon for the explanation.

He confirmed that Joel Hylback would receive a thank you from the City for his service on the Planning Commission. Gloria Hirashima indicated that a letter had been drafted, but had not yet been signed.

He wished everyone Happy Thanksgiving.

John Soriano thanked Sandy Langdon and everyone else on staff for trying to get the budget shortfall handled. He wished everyone Happy Thanksgiving.

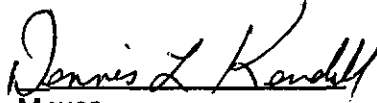
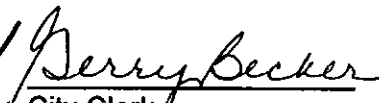
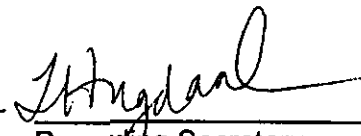
Donna Wright wished everyone Happy Thanksgiving.

Jon Nehring suggested that councilmembers begin thinking about what committees they would like to serve on next year.

ADJOURNMENT

Seeing no further business, Mayor Pro Tem Nehring adjourned the meeting at 8:32 p.m.

Approved this 28th day of November, 2005.

		
Mayor Dennis Kendall	City Clerk Gerry Becker	Recording Secretary Laurie Hugdahl