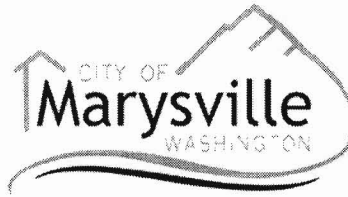


<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
Excuse Councilmembers Nehring and Soriano from the meeting.	Approved
<b>Presentations</b>	
Employee of the Month – Carol Mulligan	Presented
<b>Approval of Minutes</b>	
Approve July 14, 2008 City Council Meeting Minutes.	Approved
Approve July 21, 2008 City Council Work Session Minutes.	Approved
<b>Consent Agenda</b>	
Approve July 16, 2008 Claims in the Amount of \$464,566.71; Paid by Check No.'s 48769 through 48971 with no Check No.'s Voided.	
Approve July 23, 2008 Claims in the Amount of \$635,498.08; Paid by Check No.'s 48972 through 49127 with Check No.'s 45365, 48792, 48819 and 48879 Voided.	
Approve July 18, 2008 Payroll in the Amount of \$754,618.49; Paid by Check No.'s 20074 through 20152.	
Authorize the Mayor to Sign the Civic Center Complex Consulting Agreement with Public-Private Developer Solutions (PPDS).	
Authorize the Mayor to Sign the Professional Services Agreement between City of Marysville and Makers, Inc. for Consulting Services to Complete a Civic Center Selection Study.	
Authorize the Mayor to Sign the Professional Services Agreement between the City of Marysville and Otak, Inc. to Provide Consulting Services that Will Aid in the Implementation of the Alternatives Identified in the Smokey Point Master Plan.	Approved
Authorize the Mayor to Sign the Professional Services Agreement between City of Marysville and Puget Sound Security, Inc. for Security Services for Marysville Municipal Court.	Approved
Authorize the Mayor to Sign the Purchase Order Amendment No. 1 Authorizing the Increase of \$3,498.04 totaling \$42,145.74 to Purchase a Dump Body for a New Dump Truck from Northend Truck Equipment, Inc.	Approved
Authorize the Following Additions to the 2008 Budget; Program Specialist Position to be added within the Municipal Court; One Prosecutor and an Administrative Secretary; Upgrade an Officer to Position of Sergeant to Oversee the "Proact" Team; Hiring of an Additional Custody Officer to Fill for Military Leave Deployment; Add 13 New Double Bunks to Replace Single Bunks; and On-Line Registration Software for Parks and Recreation Department.	Approved
Authorize the Mayor to Sign the Supplemental Agreement No. 1 to Professional Services Agreement between City of Marysville and Strategies 360 Inc. for Consultant Services.	
Authorize Executive Staff to Proceed with Evaluating Future Solid Waste Program Alternatives.	Approved
<b>Review Bids</b>	
<b>Public Hearings</b>	

Adopt an Ordinance of the City of Marysville, Washington Approving a Cable Television Franchise between the City of Marysville, Washington "City" and Verizon Northwest Inc. "Franchisee".	Approved Ord. No. 2743
<b>New Business</b>	
Adopt a Resolution of the City of Marysville, Providing for the Submission to the Qualified Electors of the City at a Special Election to be Held within the City on November 4, 2008, in Conjunction with the State General Election, a Proposition Authorizing a Regular Levy on Property Taxes to be Made in 2008 for Collection in 2009 and Continuing thereafter. This Proposition would authorize the City to Set an Amount not to Exceed Fifty Cents (\$.50) per Thousand Dollars (\$1,000) of Assessed Valuation for 2008, and thereafter Pursuant to RCW 84.55.050 and Subject to any Otherwise Applicable Statutory Dollar Rate Limitations, the Proceeds from Such Levy to be Used for the Provisions of Emergency Medical Care and Services.	Approved Res. No. 2248
Adopt an Ordinance of the City of Marysville Amending Portions of Marysville Municipal Code Chapter 5.02 Relating to Business Licenses and Providing for Severability.	Approved Ord. No. 2744
Adopt a Resolution of the City of Marysville Declaring Seven Sections of Library Shelving to be Surplus and Authorizing the Donation of the Same to Sno-Isle Regional Library District.	Approved Res. No. 2249
Authorize the Mayor to sign the Interlocal Agreement - Second Amendment Regarding Legal Fees and Costs Associated with the Permit Cross-Appeal Filed by Puget Soundkeepers Alliance and Others.	Approved
<b>Legal</b>	
<b>Mayor's Business</b>	
Marysville Salary Commission Appointment; Gary Clark.	Approved
<b>Staff Business</b>	
Authorize the Mayor to sign letter to Snohomish County Council regarding Fully Contained Communities.	Approved
<b>Call on Councilmembers</b>	
Reject all bids received on the Grove Street and Alder Avenue Intersection Improvements.	Approved
<b>Adjournment</b>	7:57 p.m.
<b>Executive Session</b>	8:02 p.m.
<b>Litigation – 2 items</b>	
<b>Real Estate – 3 items</b>	
<b>Adjournment</b>	8:39 p.m.

# COUNCIL



# MINUTES

## **Regular Meeting** July 28, 2008

### **Call to Order / Invocation / Pledge of Allegiance**

Mayor Dennis Kendall called the July 28, 2008 meeting of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. The invocation was given by Jackie Singer from Turning Point Church. Mayor Kendall 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:** Councilmember Lee Phillips, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember Jeff Vaughan and Councilmember Donna Wright

**Absent:** Councilmember Jon Nehring, Councilmember John Soriano

**Also Present:** Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, Police Chief Rick Smith, Community Development Director Gloria Hirashima, Assistant Administrator Paul Roberts Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, City Attorney Grant Weed, Fire Chief Greg Corn, Community Information Director Doug Buell, City Clerk Tracy Jeffries, and Recording Secretary Laurie Hugdahl

**Motion** made by Councilmember Seibert, seconded by Councilmember Wright, to excuse Councilmembers Nehring and Soriano from the meeting. **Motion** passed unanimously (5-0).

### **Mayor's Business**

20. Marysville Salary Commission Appointment; Gary Clark.

**Motion** made by Councilmember Wright, seconded by Councilmember Seibert, to approve the appointment of Gary Clark to the Salary Commission. **Motion** passed unanimously (5-0).

### **Committee Reports**

Councilmember Seibert reported on the July 15 Finance Committee meeting where the following topics were discussed:

- Financial Analyst position update
- Clerk position update - 174 applications, 15 under review
- 2007 audit status update
- 2nd Quarter sales tax was 6% below budgeted amount
- CPI was 6.2 this month
- Solid Waste study is ongoing

### **Presentations**

A. Employee of the Month.

Mayor Kendall presented Program Specialist Carol Mulligan with the Employee of the Month award and reviewed her accomplishments in her position.

### **Audience Participation**

None.

### **Approval of Minutes**

1. Approval of July 14, 2008 City Council Meeting Minutes.

Councilmember Seibert referred to page 4 of 8. He noted that the minutes should reflect who seconded the motion to approve the Consent Agenda.

**Motion** made by Councilmember Seibert, seconded by Councilmember Rasmussen, to approve the July 14 Minutes with the amendment as noted on page 4. **Motion** passed unanimously (5-0).

2. Approval of July 21, 2008 City Council Work Session Minutes.

Councilmember Phillips indicated he would be abstaining since he was absent at the July 21 Work Session.

**Motion** made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve the July 21, 2008 City Council Work Session Minutes. **Motion** passed unanimously (4-0) with Councilmember Phillips abstaining.

## Consent

Councilmember Rasmussen requested that item 8 be removed from the Consent Agenda.

**Motion** made by Councilmember Wright, seconded by Councilmember Seibert to approve the following Consent Agenda items:

3. Approval of July 16, 2008 Claims in the Amount of \$464,566.71; Paid by Check No.'s 48769 through 48971 with no Check No.'s Voided.
4. Approval of July 23, 2008 Claims in the Amount of \$635,498.08; Paid by Check No.'s 48972 through 49127 with Check No.'s 45365, 48792, 48819 and 48879 Voided.
5. Approval of July 18, 2008 Payroll in the Amount of \$754,618.49; Paid by Check No.'s 20074 through 20152.
9. Authorize the Mayor to Sign the Civic Center Complex Consulting Agreement with Public-Private Developer Solutions (PPDS).
10. Authorize the Mayor to Sign the Professional Services Agreement between City of Marysville and Makers, Inc. for Consulting Services to Complete a Civic Center Selection Study.
11. Authorize the Mayor to Sign the Professional Services Agreement between the City of Marysville and Otak, Inc. to Provide Consulting Services that Will Aid in the Implementation of the Alternatives Identified in the Smokey Point Master Plan.
12. Authorize the Mayor to Sign the Professional Services Agreement between City of Marysville and Puget Sound Security, Inc. for Security Services for Marysville Municipal Court.
13. Authorize the Mayor to Sign the Purchase Order Amendment No. 1 Authorizing the Increase of \$3,498.04 totaling \$42,145.74 to Purchase a Dump Body for a New Dump Truck from Northend Truck Equipment, Inc.
14. Authorize the Following Additions to the 2008 Budget; Program Specialist Position to be added within the Municipal Court; One Prosecutor and an Administrative Secretary; Upgrade an Officer to Position of Sergeant to Oversee the "Proact" Team; Hiring of an Additional Custody Officer to Fill for Military Leave Deployment; Add 13 New Double Bunks to Replace Single Bunks; and On-Line Registration Software for Parks and Recreation Department.

18. Authorize the Mayor to Sign the Supplemental Agreement No. 1 to Professional Services Agreement between City of Marysville and Strategies 360 Inc. for Consultant Services.

**Motion** passed unanimously (5-0).

8. Authorize Executive Staff to Proceed with Evaluating Future Solid Waste Program Alternatives.

Councilmember Rasmussen clarified that the evaluation of the program alternatives would come to the Council prior to any negotiation process. City Attorney Grant Weed indicated that this was acceptable.

Councilmember Phillips asked about including annexation areas in the study. Public Works Director Nielsen explained that they first need to evaluate the area that the City currently has and then they can expand it from there. Mary Swenson added that the annexation areas would be very vital for the negotiation process.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Seibert, to authorize the Executive Staff to proceed with evaluating future solid waste program alternatives through the Request for Qualifications process and that this information will return to Council prior to any negotiation. **Motion** passed unanimously (5-0).

### **Review Bids**

None

### **Public Hearings**

7. An Ordinance of the City of Marysville, Washington Approving a Cable Television Franchise between the City of Marysville, Washington "City" and Verizon Northwest Inc. "Franchisee".

Councilmember Seibert asked for a summary of any changes to the final draft version. Community Information Officer Doug Buell discussed the changes as follows:

- Page 23 - Doug Buell's name should be included in section 14.6.3
- Exhibit C - title corrected to EG Origination Sites

The public hearing on this matter was opened at 7:19 p.m. Mayor Kendall solicited public comment. Seeing none, the public hearing was closed at 7:20 p.m.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Phillips, to approve Ordinance 2743, granting a cable franchise to Verizon Northwest, Inc. **Motion** passed unanimously (5-0).

## New Business

15. A Resolution of the City of Marysville, Providing for the Submission to the Qualified Electors of the City at a Special Election to be Held within the City on November 4, 2008, in Conjunction with the State General Election, a Proposition Authorizing a Regular Levy on Property Taxes to be Made in 2008 for Collection in 2009 and Continuing thereafter. This Proposition would authorize the City to Set an Amount not to Exceed Fifty Cents (\$.50) per Thousand Dollars (\$1,000) of Assessed Valuation for 2008, and thereafter Pursuant to RCW 84.55.050 and Subject to any Otherwise Applicable Statutory Dollar Rate Limitations, the Proceeds from Such Levy to be Used for the Provisions of Emergency Medical Care and Services.

**Motion** made by Councilmember Wright, seconded by Councilmember Seibert, to approve Resolution 2248 ratifying the submission of an EMS levy. **Motion** passed unanimously (5-0).

16. An Ordinance of the City of Marysville Amending Portions of Marysville Municipal Code Chapter 5.02 Relating to Business Licenses and Providing for Severability.

**Motion** made by Councilmember Seibert, seconded by Councilmember Rasmussen, to approve Ordinance 2744, revising Chapter 5.02 Marysville Municipal Code. **Motion** passed unanimously (5-0).

17. A Resolution of the City of Marysville Declaring Seven Sections of Library Shelving to be Surplus and Authorizing the Donation of the Same to Sno-Isle Regional Library District.

**Motion** made by Councilmember Phillips, seconded by Councilmember Rasmussen, to approve Resolution 2249. **Motion** passed unanimously (5-0).

19. Interlocal Agreement - Second Amendment Regarding Legal Fees and Costs Associated with the Permit Cross-Appeal Filed by Puget Soundkeepers Alliance and Others.

Councilmember Rasmussen asked about the actual share of each member. Grant Weed explained that Marysville pays a little more because it is a larger city.

**Motion** made by Councilmember Seibert, seconded by Councilmember Wright, to authorize the Mayor to sign the Second Amendment to the Interlocal Agreement and authorizing Marysville's contribution of \$10,000. **Motion** passed unanimously (5-0).

## Legal

None

## Mayor's Business



20. Marysville Salary Commission Appointment; Gary Clark.

See above.

### **Staff Business**

Jim Ballew:

- He wished everyone a good vacation month of August.
- The Parks Department has surpassed revenue projections for all summer programs.
- Kudos to a great staff.

Chief Smith:

- He reported on the Motorcycle Ride for Special Olympics. He thanked Tracy Jeffries, Mayor Kendall, and Councilmember Phillips for participating in the event. There was tremendous community support of the event.
- National Night Out is next Tuesday.
- September 1 will be the starting date of Proact Team. The focus will be graffiti and auto theft.

Kevin Nielsen:

- He wished everyone a great August.
- He reviewed Public Works' current projects.
- They will be doing a study of pedestrian lighting throughout town.
- The pole will be down on August 8.

Doug Buell:

- He wished everyone a great August recess.
- The Homegrown Festival will be on August 8 and 9.

Chief Corn reported that there has been an arrest in the Lakewood Elementary School fire last week.

Paul Roberts stated that staff has been working on odor issues with the clean air agency.

Gloria Hirashima pointed out that they had drafted a letter for Mr. Somers regarding Fully Contained Communities. She requested comments from the Council.

- Councilmember Rasmussen suggested not taking a combined position, but only having the Mayor's signature, in deference to Councilmember Wright's issues with this.
- Councilmember Wright discussed her opposition to this.
- Councilmember Seibert commented that he preferred to have this be a City recommendation.
- Councilmember Rasmussen felt that this could be accomplished with the Mayor's signature.



- Councilmember Seibert felt that it would still reflect the position of the Council.
- Councilmember Rasmussen felt that a position as a Council should be a unanimous decision.

**Motion** made by Councilmember Seibert, seconded by Councilmember Vaughan, to authorize the Mayor to sign the letter as presented. **Motion** passed (4-0) with Councilmember Wright abstaining.

Gloria Hirashima introduced new Business Office Supervisor, Cindy Moore.

Sandy Langdon noted that the Council would be getting an email regarding the audit conference. She requested that they let her know if they would be able to attend.

Grant Weed noted that there were five matters for Executive Session: Potential litigation (1); Litigation (1); Real Estate Acquisition (3). Action would be taken on at least one item and it was expected to last 30 minutes.

Mary Swenson:

- Strategies 360 article in the paper was extremely well done.
- She asked Council to let her know of their interest in attending the National League of Cities in Washington DC from March 14-18.
- She was very pleased to report that a Risk Manager has been hired and will be starting August 19.

### **Call on Councilmembers**

Jeff Vaughan had no comments.

Donna Wright discussed her recent visit to Madison, Wisconsin which was very friendly to bikes and pedestrians. She also discussed a popular concert series they have at the capital building.

Lee Phillips:

- He thanked staff for getting the speed sign up on State Avenue.
- The turtles north of 136th are destroyed. Kevin Nielsen indicated that it was a result of construction and they would be cleaned up.
- Motorcycle ride was a good time.
- Flag pole at the waterfront park was missing a part on the bottom. Jim Ballew indicated that this had been fixed.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Seibert, to reject all bids received on the Grove Street and Alder Avenue Intersection Improvements. **Motion** passed unanimously (5-0).

Carmen Rasmussen:

- She commended the Mayor for doing a great job on his presentation at the Chamber regarding traffic needs in north Snohomish County.

- She had a good time at the Allcomers track meet last week and is looking forward to running next week.

Mayor Kendall noted that they mayor from Mukilteo was involved in a water accident last weekend.

Jeff Seibert:

- Thanks to Doug Buell for his efforts in the Verizon negotiations.
- He was glad they are reviewing the pedestrian lighting issue.

## Adjourn

Mayor Kendall recessed at 7:57 p.m. for five minutes to reconvene into Executive Session at 8:02 p.m. The Executive Session expected to last 30 minutes.

## Executive Session

- A. Litigation – update on one pending item and one potential item
- B. Personnel
- C. Real Estate – three items, with action expected

Motion by Councilmember Seibert and seconded by Councilmember Vaughan to authorize the Mayor to sign the Purchase and Sale Agreement for the Rose Property. Motion was passed unanimously (5-0).

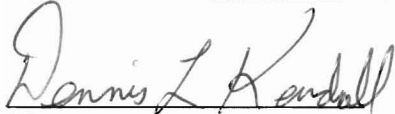
Motion by Councilmember Phillips and seconded by Councilmember Rasmussen to authorize the Mayor to sign the Purchase and Sale Agreement for the 10<sup>th</sup> Street School/Cedar Fields. Motion was passed unanimously (5-0).

Motion by Councilmember Seibert and seconded by Councilmember Wright to authorize the Mayor to execute MOU as discussed in executive session. Motion was passed unanimously (5-0).

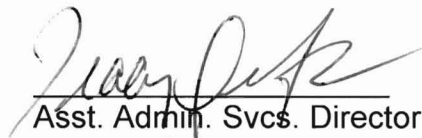
## Adjourn

Seeing no further business, Mayor Kendall adjourned the meeting at 8:39 p.m.

Approved this 8 day of September, 2008.



Mayor  
Dennis Kendall



Asst. Admin. Svcs. Director  
Tracy Jeffries