

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Motion made to excuse the absence of Councilmember Phillips at the May 18 Work Session.	Approved
Presentations	
Employee Service Awards - Edward Phelps, Maintenance Worker II, Parks, 10-year Service Award.	Presented
Proclamation – Healthy Community Challenge Day.	Presented
Approval of Minutes	
Approve May 4, 2009 City Council Work Session Minutes.	Approved
Approve May 11, 2009 City Council Meeting Minutes.	Approved
Consent Agenda	
Approve May 6, 2009 Claims in the Amount of \$954,806.59; Paid by Check No.'s 55545 through 55675 with No Check No.'s Voided.	Approved
Approve May 13, 2009 Claims in the Amount of \$583,106.61; Paid by Check No.'s 55676 through 55819 with Check No. 55331 Voided.	Approved
Accept the Edward Springs Booster Pump Rebowling Project to Start the 45-Day Lien Filing Period for Project Closeout.	Approved
Authorize the Mayor to Sign the Supplemental Agreement No. 3 to Professional Services Agreement for City of Marysville and HDR Engineering, Inc. to Extend the Completion Date for the City's Water Comprehensive Plan Update to September 30, 2009.	Approved
Authorize the Mayor to Sign the Edward Byrne Memorial Justice Assistance Grant (JAG) Recovery Act in the Amount of \$53,668 for Jail Locks and Locker Replacements.	Approved
Approve May 20, 2009 Payroll in the Amount of \$780,074.20; Paid by Check No.'s 21336 through 21409.	Approved
Review Bids	
Reject All Bids for Ebey Waterfront Park Repair Project to RJ Lampers Construction Company, Inc. in the Amount of \$105,608.07 Including Washington State Sales Tax.	Approved
Public Hearings	
New Business	
Approve the State of Washington Department of Community Work Crew Contract.	Approved
Legal	
Mayor's Business	
Staff Business	
Call on Councilmembers	
Adjournment	7:30
Executive Session	7:35
Litigation – two items	
Real Estate – two items	
Adjournment	7:50



Council Meeting
May 26, 2009

Call to Order / Invocation / Pledge of Allegiance

Mayor Kendall called the May 26, 2009 to order at 7:00 p.m. and led those present in the Pledge of Allegiance.

Roll Call

Finance Director Sandy Langdon gave the roll call. The following staff and councilmembers were in attendance.

Mayor: Dennis Kendall

Council: Councilmember Jon Nehring, Councilmember Lee Phillips, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

Absent: None

Also Present: Finance Director Sandy Langdon, City Attorney Grant Weed, Chief Smith, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, and Recording Secretary Laurie Hugdahl.

Councilmember Lee Phillips requested an excused absence from last week since he was undergoing a medical procedure.

Motion made by Councilmember Soriano, seconded by Councilmember Vaughan, to excuse Councilmember Phillips from the May 18 Work Session. **Motion** passed unanimously (7-0).

Councilmember Seibert reported on the May 13 Snohomish County Solid Waste Advisory Committee Meeting where the following items were discussed:

- Disposal of solid waste generated in proposed Bothell Annexation.
- Flow Control Enforcement Program update
- Disaster program was approved by FEMA
- Financial status of division and planned response. They will be revising the tonnage down from the previous estimate by 12%;
- Adjustments to operation. They will be cutting back a planning position; they will be cutting back days and hours of some drop boxes; and the transfer station will be

cutting hours from 12 to 10 hours, and 8 to 4 hours on the weekend, at the end of June. There will be a \$12 million loss if they do not do these things.

- Discussion about requiring that E-waste goes through a separate private provider
- Latex paint will no longer be taken as of June 28 at the hazardous waste facility in Everett.
- Holiday hours will be reviewed.
- Cost of Service study results show that costs will go up, but they will not increase this year.
- Cathcart will be open while Airport Road Transfer Station floor is being redone.
- Discussion about having some special meetings because of Comprehensive Plan update

Presentations

A. Employee Service Awards.

Edward Phelps, Maintenance Worker II, Parks earned his 10-year Service Award, but he was not able to attend the meeting. Jim Ballew accepted the award on behalf of Edward.

B. Proclamation – Healthy Community Challenge Day.

Mayor Kendall read the proclamation designating June 6, 2009 as Healthy Communities Challenge Day. He presented Jim Ballew with the Proclamation.

Audience Participation - None

Approval of Minutes

1. Approval of May 4, 2009 City Council Work Session Minutes.

Motion made by Councilmember Wright, seconded by Councilmember Rasmussen, to approve the minutes as presented. **Motion** passed unanimously (7-0).

2. Approval of May 11, 2009 City Council Meeting Minutes.

Councilmember Wright and Councilmember Rasmussen abstained as they did not attend the May 11 meeting.

Motion made by Councilmember Nehring, seconded by Councilmember Seibert, to approve the minutes. **Motion** passed unanimously (5-0) with Councilmembers Wright and Rasmussen abstaining.

Consent

Motion made by Councilmember Soriano, seconded by Councilmember Nehring, to adopt the following Consent Agenda items:

3. **Approval of May 6, 2009 Claims in the Amount of \$954,806.59; Paid by Check No.'s 55545 through 55675 with No Check No.'s Voided.**
4. **Approval of May 13, 2009 Claims in the Amount of \$583,106.61; Paid by Check No.'s 55676 through 55819 with Check No. 55331 Voided.**
6. **Acceptance of the Edward Springs Booster Pump Rebowling Project to Start the 45-Day Lien Filing Period for Project Closeout.**
7. **Authorize the Mayor to Sign the Supplemental Agreement No. 3 to Professional Services Agreement for City of Marysville and HDR Engineering, Inc. to Extend the Completion Date for the City's Water Comprehensive Plan Update to September 30, 2009.**
8. **Authorize the Mayor to Sign the Edward Byrne Memorial Justice Assistance Grant (JAG) Recovery Act in the Amount of \$53,668 for Jail Locks and Locker Replacements.**
9. **Approval of May 20, 2009 Payroll in the Amount of \$780,074.20; Paid by Check No.'s 21336 through 21409.**

Motion passed unanimously (7-0).

Review Bids

5. **Award Ebey Waterfront Park Repair Project to RJ Lampers Construction Company, Inc. in the Amount of \$105,608.07 Including Washington State Sales Tax.**

Kevin Nielsen stated that staff's recommendation is to reject all bids and not award this project. He reviewed reasons for this.

Councilmember Seibert asked if one of the reasons is that there may be unknowns once we break the concrete up that may have an effect on the cost and it may not be prudent to award a contract when the cost may exceed what they have identified. Director Nielsen affirmed that this is one of several reasons.

Motion made by Councilmember Seibert, seconded by Councilmember Phillips, to reject all bids. **Motion** passed unanimously (7-0).

Public Hearings

New Business

10. State of Washington Department of Corrections Community Work Crew Contract.

Jim Ballew explained that the reason for this is that there is a slight change in fees.

Motion made by Councilmember Rasmussen, seconded by Councilmember Nehring, to approve the State of Washington Department of Community Work Crew Contract as proposed. **Motion** passed unanimously (7-0).

Legal

Mayor's Business

- Ribbon cutting at Rite-Aid on 116th will be on Thursday morning at 7 a.m.
- Friday is the Chamber breakfast. Sunny Kobe Cook is the featured speaker
- He discussed his recent trip to the shopping center convention.

Staff Business

Kevin Nielsen had no additional comments.

Chief Smith:

- Attended a WSPOT Conference in Kennewick last week where they discussed gangs and graffiti quite a bit. He reiterated that Marysville is on the forefront of addressing the gang and graffiti situation. The conference also had very good classes on development and leadership,
- The Special Olympics Torch Run will be this Thursday.
- Stated that there is no need for a public safety meeting this month. They will meet next month as scheduled.

Jim Ballew:

- Rite Aid team did a community service project on 108th where fences were painted to eradicate graffiti. The team was dubbed the Huck Finn Graffiti Defense Corps. The City is looking into developing this as a volunteer effort to take on larger fence projects.
- Kickball league has grown to 11 teams. Semi finals and the championships will be held at Rudy Wright field.
- He gave council members copies of Healthy Communities log books which will be distributed on the Challenge Day in two weeks.

Sandy Langdon had no comments.

Grant Weed requested an executive session to give an update on two items of potential litigation and two real estate items which he expected to take approximately 15 minutes. No action was needed.

Call on Councilmembers

Jeff Vaughan had no comments.

Donna Wright had no comments.

Jon Nehring:

- Asked about a property on 83rd near Getchell high school which has 30-40 cars parked in the front yard. Jim Ballew stated that the property is in the county. Kevin Nielsen said he would check on this.
- Asked for an update on a police situation today. Chief Smith discussed this.
- Commended the MPHS soccer team which is now in the semi-finals. He wished them luck.

John Soriano had no comments.

Lee Phillips thanked Council for the excused absence.

Carmen Rasmussen commended Maryke Burgess on the Healthy Communities booklet. She also congratulated the MPHS soccer team on their success.

Jeff Seibert reported that they had a Finance Committee on the May 20 where they spoke about revenues and ongoing projects.

Council recessed from 7:30 p.m. until 7:35 p.m.

Executive Session

Council reconvened at 7:36 p.m. until 7:50 p.m. to discuss two items of potential litigation and two real estate items with no action.

A. Litigation – two items pursuant to RCW 42.30.110 (1)(i)

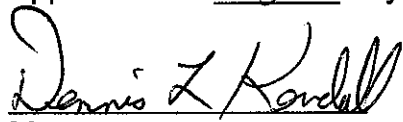
B. Personnel

C. Real Estate – two items pursuant to RCW 42.30.110 (1)(b)


Adjournment

Seeing no further business Mayor Kendall adjourned the meeting at 7:50 p.m.

Approved this 8th day of June, 2009.



Mayor
Dennis Kendall



Asst. Admin. Svcs. Director
Tracy Jeffries