

COUNCIL



MINUTES

Work Session
June 1, 2009

Call to Order / Pledge of Allegiance

Mayor Kendall called the meeting to order at 7:00 p.m. and 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 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: Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, City Attorney Grant Weed, Chief Smith, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Planning Manager Cheryl Dungan, Parks and Recreation Director Jim Ballew, and Recording Secretary Laurie Hugdahl.

Committee Reports – None

Presentations - None

Discussion Items

Approval of Minutes

1. Approval of May 18, 2009 City Council Work Session Minutes.
2. Approval of May 26, 2009 City Council Meeting Minutes.

Consent Agenda Items

3. **Approval of May 20, 2009 Claims in the Amount of \$234,783.77; Paid by Check No.'s 55820 through 55959 with No Check No.'s Voided.**
4. **Approval of May 27, 2009 Claims in the Amount of \$467,564.76; Paid by Check No.'s 55960 through 56095 with Check No.'s 50944 and 55644 Voided..**

Review Bids

5. **Award 2009 Solid Waste Container Purchase to Capital Industries, Inc. in the Amount of \$46,241.88 Including Washington State Sales Tax.**

Staff had no additional comments. Council had no comments or questions.

Public Hearings

New Business

6. **Acceptance of the Grove and Alder Avenue Intersection Improvements Project Starting the 45-Day Lien Filing Period for Project Closeout.**

Director Nielsen stated that this is working very well. Chief Smith agreed. Council had no comments or questions.

7. **Project Prospectus and Local Agency Agreement with Washington State Department of Transportation for the 67th Avenue NE Overlay Project.**

Director Nielsen stated that this is stimulus money and he recommended approval.

8. **Approve Wolley Dispatch, Inc. dba Ace Taxi to Operate a For-Hire Business in Marysville.**

Director Hirashima reviewed this item. Councilmember Nehring commented on the number of taxis already in Marysville. Director Hirashima suggested that it might be related to the casino. Councilmember Vaughan asked if the company has a city business license. Director Hirashima stated that they do.

9. **Approve Firework Stand Permits for Albertsons #471 (1 Stand), Marysville First Assembly (1 Stand), Marysville Kiwanis (5 Stands), and Mountain View Assembly of God (1 Stand).**

Mayor Kendall reviewed this item.

10. **Concessionaire Agreement for Jennings Memorial Park.**

Parks and Recreation Director Ballew stated that this is the concessionaire that helps with the concert and movie series. They will also be at the Rotary Ranch during the day

for part of the week. Staff is investigating insurance requirements and this information will be Council's packet next week.

11. An Ordinance of the City of Marysville, Washington, Amending Sections 3.92.020 and 3.92.030 of the Marysville Municipal Code to Clarify the Amount Paid for Prizes and to Allow for all Bona fide Charitable of Non-Profit Organizations, as Defined in RCW 9.46.0209, to be Exempt from the Tax on Raffles.

Finance Director Langdon stated that this is in response to a question from a citizen. CAO Swenson reviewed the reasoning for this. Councilmember Phillips asked for clarification about the tax on raffles. Staff reviewed this.

12. An Ordinance of the City of Marysville, Washington, Related to Utility Connection Requirements, Amending Section 14.01.050 Utility Connections Required and Adding a New Section 14.01.055 Water Connection Required.

Planning Manager Dungan summarized the proposed amendments.

Councilmember Rasmussen referred to pages 12-10 and 12-11 and asked about the requirements to connect to public sewer and water if on-site sewer fails. Director Nielsen reviewed the reasons for this.

13. An Ordinance of the City of Marysville, Washington, Amending MMC 14.07.010(1), Relating to Payment of Capital Improvement Charges for Water and Sewer Utility Connections.

Cheryl Dungan reviewed this item. Director Hirashima stated that there has been a lot of interest in this from the building community and the planning commission. She stated that this should generate more revenues for the City.

14. An Ordinance of the City of Marysville, Washington, Amending the City's Development Regulations Relating to Residential Accessory Structures and Accessory Dwelling Units, and Amending Chapters 19.08 and 19.34 of the Marysville Municipal Code.

Director Hirashima reviewed the proposed code amendments and planning commission's recommendation for approval.

Councilmember Seibert asked about the 80% size limit for accessory dwellings. Director Hirashima stated that the intent is to restrict the size so that the accessory unit is smaller than the primary unit on properties less than one acre. Councilmember Seibert discussed some possible ramifications of this. He then asked if it could be as big as you wanted if it was attached to the house. Director Hirashima referred that it could as long as it complied with architectural requirements. Councilmember Seibert expressed concerns about the size limitation. He then referred to page 14-3 regarding siding requirements. He felt that some metal products should be allowed as long as they are

consistent with the residential look. Director Hirashima agreed and indicated they would look into verbiage for this.

Councilmember Seibert asked why this came up as an issue. Director Hirashima discussed how a 3-bay, 2-story garage was built in one subdivision and how they hope to avoid this type of situation in the future.

Councilmember Seibert brought up an error in the Planning Commission's January 13, 2009 minutes on page 3 of 4 regarding the square foot limitation.

Councilmember Rasmussen wondered if there was some point where the impervious surface requirements would supersede the ability to build something in your backyard. Director Hirashima stated that the impervious surface criteria would supersede the city's regulations. Councilmember Rasmussen suggested noting this in the code. Director Hirashima thought it was probably in there somewhere as a blanket statement, but indicated she would look into this.

Councilmember Seibert asked about having a variance procedure if someone was willing to do the architectural requirements and if they were in a lot where it might be compatible to have a larger accessory unit. It was determined that is this already addressed in the code.

Legal

None

Mayor's Business

15. Park Board Re-Appointment; Jeff Thompson.

Motion made by Councilmember Rasmussen, seconded by Councilmember Seibert, to approve the re-appointment of Jeff Thompson to the Marysville Parks and Recreation Board serving until February 28, 2012. **Motion** passed unanimously (7-0).

Mayor Kendall:

- Attended the ribbon-cutting at Rite Aid last week at 7 a.m.
- Went to the bowling alley on Saturday to watch the police bowl.

Staff Business

Cheryl Dungan had no comments.

Kevin Nielsen stated that the Public Works Committee meeting would be held on June 6 at 2 p.m. He also discussed current streets projects.

Chief Smith stated that the Torch Run last week went very well.

Jim Ballew:

- The Jennings Loop Run for Healthy Communities/Get Moving will be held on Saturday at 1:00 .
- Strawberry Fields opened today. The rest of the summer is already booked for practice time.

Gloria Hirashima had no comments.

Sandy Langdon had no comments.

Grant Weed stated the need for an Executive Session for one real property acquisition item with no action needed. It was expected to last 5 minutes.

Mary Swenson reported that they are still working on the budget issue. Sales tax revenues were down by 5% for March. Staff's goal is to cut \$2.9 million from the budget. Finance Committee will meet next Monday at 6:30 before the regular Council meeting.

Call on Councilmembers

Donna Wright:

- Attended the Rite-Aid ribbon-cutting where she asked the regional manager if opening the store would affect Marysville's other store. The manager replied that she did not think it would.
- Planning Commission's discussion regarding manufactured homes caught her eye. She brought up a situation in Tumwater. Staff indicated they would consider this.
- She requested an excused absence next Monday because she will not be in town.

Lee Phillips thanked Gloria Hirashima for the quick turn-around on the taxicab issue.

John Soriano had no comments.

Jon Nehring congratulated MPHS sports on their successes this year.

Jeff Vaughan had no comments.

Carmen Rasmussen suggested having the soccer team recognized at the next Council meeting. Jim Ballew indicated he would check on this.

Jeff Seibert requested that his emails just be sent to his city email address.

Mayor Kendall recessed the meeting at 8:00 p.m. before reconvening into Executive Session to discuss on real property acquisition item with no action expected.

Executive session started at 8:10 p.m.

Executive Session

A. Litigation

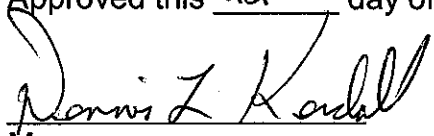
B. Personnel


C. Real Estate – one matter pursuant to RCW 42.30.110(1)(b)

Adjournment

Seeing no further business Mayor Kendall adjourned the meeting at 8:17 p.m.

Approved this 22ND day of June, 2009.


Mayor
Dennis Kendall


Asst. Admin. Svcs. Director
Tracy Jeffries