

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
<b>Presentations</b>	
Dr. Nyland – Marysville School District Superintendent	Held
<b>Approval of Minutes</b>	
Approval of December 7, 2009 City Council Work Session Minutes.	Approved
<b>Consent Agenda</b>	
Approval of December 2, 2009 Claims in the Amount of \$87,939.54; Paid by Check No.'s 59586 through 59692 with No Check No.'s Voided.	Approved
Approval of December 16, 2009 Claims in the Amount of \$967,418.67; Paid by Check No.'s 59841 through 60014 with Check No. 58484 Voided.	Approved
Approval of December 23, 2009 Claims in the Amount of \$1,314,054.84; Paid by Check No.'s 60015 through 60182 with No. Check No.'s Voided.	Approved
Approval of December 18, 2009 Payroll in the Amount of \$951,265.29; Paid by Check No.'s 22157 through 22207.	Approved
Authorize the Mayor to Sign the Final Plat PRD of Shasta Ridge Phase I.	Approved
Affirm the Planning Commission's Recommendation to Deny the "Brutus" Citizen Initiated Comprehensive Plan Amendment (PA 09001).	Approved
Authorize the Mayor to Sign the Local Agency Haul Road/Detour Agreement with WSDOT for the SR 529 Bridge Replacement Project.	Approved
Authorize the Mayor to Sign the Jones Creek Flood Damage Repairs Project, Starting the 45-Day Lien Filing Period for Project Closeout and Authorize Change Order No. 1.	Approved
Authorize the Mayor to Sign the Contract for Use of Park Property – Marysville Historical Society.	Approved
Authorize the Mayor to Sign the State of Washington Intergovernmental Agreement for State Purchasing Cooperative.	Approved
<b>Review Bids</b>	
<b>New Business</b>	
Adopt a <b>Resolution</b> of the City of Marysville Revising Resolution Number 2260, and Adopting Revisions to the Personnel Rules of the City of Marysville, Health and Welfare Benefits – Employee Wellness.	Approved Res. No. 2277
Adopt an <b>Ordinance</b> of the City of Marysville, Washington Making Technical Correction to Specify the Form of Security for Performance Under Chapter 19.24 MMC, Critical Areas Management, by Amending Section(s) 19.24.150 and 19.24.270MMC.	Approved Ord. No. 2812
Adopt an <b>Ordinance</b> of the City of Marysville, Washington Repealing the Existing Chapter 19.51 MMC, Security for Performance and Maintenance, and Adopting a New Chapter 19.51 MMC Making Changes in Enforcement of the Security Provided.	Approved Ord. No. 2813
Adopt a <b>Resolution</b> of the City of Marysville, Washington Supporting the Letter of Understanding with the Washington State Department of Transportation regarding the Break in Access at SR9/SR92.	Approved Res. No. 2278
Adopt an <b>Ordinance</b> of the City of Marysville, Washington Amending the 2010 Budget and providing for the adjustment of certain expenditure items as budgeted for in 2010 and Amending Ordinance No. 2798.	Approved Ord. No.2814

Authorize the Mayor to approve the Seventh Amendment to Chief Administrative Officer Employment Contract	Approved
Approve the Memo regarding Early Retirement dated January 12, 2010.	Approved
<b>Legal</b>	
<b>Mayor's Business</b>	
Authorize the Mayor to re-appoint Dr. Thomas Albright to the Library Board.	Approved
Authorize the Mayor to appoint Ron Foss to the Salary Commission.	Continued
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	8:03 p.m.

# COUNCIL



# MINUTES

**Regular Meeting**  
January 11, 2010

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

Mayor Kendall called the January 11, 2010 meeting of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. The invocation was given by Pastor Kurt Onken from Messiah Lutheran Church. Mayor Kendall led those present in the Pledge of Allegiance.

## **Roll Call**

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

**Mayor:** Dennis Kendall

**Council:** Councilmember Jon Néhring, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

**Absent:** Councilmember Lee Phillips

**Also Present:** Chief Administrator Mary Swenson, Community Development Director Gloria Hirashima, Finance Director Sandy Langdon, Public Works Director Kevin Nielsen, City Attorney Grant Weed, Parks and Recreation Director Jim Ballew, Police Chief Rick Smith and City Clerk Tracy Jeffries

Mary Swenson informed council that it was her understanding that Councilmember Phillips called Councilmember Soriano. Councilmember Soriano informed council he did receive a call stating that Councilmember Phillips was ill.

**Motion** made by Councilmember Soriano to excuse the absence of Councilmember Phillips. The motion died for lack of a second.

## **Committee Reports**

Councilmember Seibert reported on the January 8 Public Works meeting where the main topic of discussion was the utility rate study which should be coming to Council in the next cycle.

Councilmember Vaughan reported that the Graffiti Task Force met last Thursday and discussed various things that are being done with graffiti eradication in our community. It was noted that there has been an increase in instances of graffiti in the community. Some of this is coming from the newly annexed areas. Commander Lamoureux also remarked that the police have stepped up their efforts again to try to get the individuals who are doing the graffiti. The importance of getting together with the Tribes soon regarding the 116<sup>th</sup> Street railroad bridge was also mentioned. A representative from the school district was in attendance and discussed some of the things the school district is going. The next meeting Graffiti Task Force meeting will be in February.

## **Presentations**

A. Dr. Nyland – Marysville School District Superintendent.

Dr. Nyland gave a PowerPoint presentation regarding the upcoming levy and bond issue in the school election on February 9 and plans for replacing their three most obsolete schools.

Councilmember Nehring congratulated Dr. Nyland and noted that the new high school is looking sharp. Councilmember Nehring asked if they will be ready to take advantage of the low construction costs. Dr. Nyland stated that they were shovel-ready earlier when they were hoping to get the stimulus package. Councilmember Nehring asked about Totem. Dr. Nyland explained that parts of it are old, but some of it was modernized at some point in the past so it has a better score than some of the other schools.

Councilmember Rasmussen commended Dr. Nyland and his staff for the outstanding work that they are doing with the improvements in the district.

Councilmember Vaughan also thanked Dr. Nyland for all the good work the district has done especially at Totem. Dr. Nyland thanked him and gave credit to the staff at that school.

Councilmember Wright thanked him for the presentation and the good work that he has done. She asked what else the Council could do to support the district. Grant Weed noted that the Council could take a position on the ballot measure but it would need to appear on the Council's agenda in exactly the same format as it is going to the voters and they need to provide equal time for differing views.

Councilmember Seibert stated he would like to encourage people to vote.

## **Audience Participation - None**

### **Approval of Minutes**

1. Approval of December 7, 2009 City Council Work Session Minutes.

Councilmember Rasmussen referred to page 10 of 11 and noted that *Mayor Nehring* should be corrected to **Councilmember Nehring**.

**Motion** made by Councilmember Nehring, seconded by Councilmember Wright, to approve the December 7, 2009 minutes with the correction as noted above. **Motion** passed unanimously (6-0).

### **Consent**

2. Approval of December 2, 2009 Claims in the Amount of \$87,939.54; Paid by Check No.'s 59586 through 59692 with No Check No.'s Voided.
3. Approval of December 16, 2009 Claims in the Amount of \$967,418.67; Paid by Check No.'s 59841 through 60014 with Check No. 58484 Voided.
4. Approval of December 23, 2009 Claims in the Amount of \$1,314,054.84; Paid by Check No.'s 60015 through 60182 with No. Check No.'s Voided.
5. Approval of December 18, 2009 Payroll in the Amount of \$951,265.29; Paid by Check No.'s 22157 through 22207.
6. Authorize the Mayor to Sign the Final Plat PRD of Shasta Ridge Phase I.
7. Affirm the Planning Commission's Recommendation to Deny the "Brutus" Citizen Initiated Comprehensive Plan Amendment (PA 09001).
8. Authorize the Mayor to Sign the Local Agency Haul Road/Detour Agreement with WSDOT for the SR 529 Bridge Replacement Project.
9. Authorize the Mayor to Sign the Jones Creek Flood Damage Repairs Project, Starting the 45-Day Lien Filing Period for Project Closeout and Authorize Change Order No. 1.
10. Authorize the Mayor to Sign the Contract for Use of Park Property – Marysville Historical Society.
11. Authorize the Mayor to Sign the State of Washington Intergovernmental Agreement for State Purchasing Cooperative.

**Motion** made by Councilmember Wright, seconded by Councilmember Soriano, to approve Consent Agenda items 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11. **Motion** passed unanimously (6-0).

### **New Business**

12. A **Resolution** of the City of Marysville Revising Resolution Number 2260, and Adopting Revisions to the Personnel Rules of the City of Marysville, Health and Welfare Benefits – Employee Wellness.

**Motion** made by Councilmember Nehring, seconded by Councilmember Vaughan, to approve Resolution No. 2277. **Motion** passed unanimously (6-0).

13. An **Ordinance** of the City of Marysville, Washington Making Technical Correction to Specify the Form of Security for Performance Under Chapter 19.24 MMC, Critical Areas Management, by Amending Section(s) 19.24.150 and 19.24.270MMC.

**Motion** made by Councilmember Wright, seconded by Councilmember Nehring, to approve Ordinance No. 2812. **Motion** passed unanimously (6-0).

14. An **Ordinance** of the City of Marysville, Washington Repealing the Existing Chapter 19.51 MMC, Security for Performance and Maintenance, and Adopting a New Chapter 19.51 MMC Making Changes in Enforcement of the Security Provided.

**Motion** made by Councilmember Soriano, seconded by Councilmember Rasmussen, to approve Ordinance No. 2813. **Motion** passed unanimously (6-0).

15. A **Resolution** of the City of Marysville, Washington Supporting the Letter of Understanding with the Washington State Department of Transportation regarding the Break in Access at SR9/SR92.

**Motion** made by Councilmember Seibert, seconded by Councilmember Vaughan, to approve Resolution No. 2278. **Motion** passed unanimously (6-0).

18. An **Ordinance** of the City of Marysville, Washington Amending the 2010 Budget and providing for the adjustment of certain expenditure items as budgeted for in 2010 and Amending Ordinance No. 2798.

Mary Swenson pointed out changes that had been made. In the management grid she discussed three positions that have been moved.

**Motion** made by Councilmember Wright, seconded by Councilmember Nehring, to approve Ordinance No.2814. **Motion** passed unanimously (6-0).

19. Seventh Amendment to Chief Administrative Officer Employment Contract.

City Attorney Grant Weed discussed new language regarding retirement that has been added to the contract.

**Motion** made by Councilmember Nehring, seconded by Councilmember Seibert, to authorize the Mayor to approve the Seventh Amendment to Chief Administrative Officer Employment Contract. **Motion** passed unanimously (6-0).

Mary Swenson stated that they would like to send out a final call for anyone interested in taking early retirement. This would be a memo dated January 12, 2010 from Mary Swenson to the employees regarding early retirement by May 31, 2010.

**Motion** made by Councilmember Seibert, seconded by Councilmember Nehring, to approve the memo dated January 12, 2010. **Motion** passed unanimously (6-0).

### **Mayor's Business**

16. Library Board Re-appointment; Dr. Thomas Albright.

**Motion** made by Councilmember Rasmussen, seconded by Councilmember Seibert, to authorize the Mayor to re-appoint Dr. Thomas Albright to the Marysville Library Board for a five-year term. **Motion** passed unanimously (6-0).

17. Salary Commission Appointment; Ron Foss.

There was consensus to continue this item to the next meeting cycle to get bullet points of Mr. Foss's résumé to Council

### **Other Mayor's Business**

- The groundbreaking for Ingraham Blvd. has been scheduled for January 22 at 10 a.m.
- The State of the City address is Wednesday morning at the Tulalip Casino.

### **Staff Business**

Jim Ballew:

- The tree-cycling event over the weekend was very busy. The Boy Scouts did an outstanding job.
- Father-Daughter Valentines Dance tickets are now on sale and going quickly.
- Parks staff is responding aggressively to graffiti.
- He discussed a large Martin Luther King event in Everett on Tuesday.

Rick Smith:

- He had an interesting discussion with a gentleman who wants to get involved in gang issues with and will be putting together some materials.
- The annexation area is continually busy. They are making a dent in specific targeted neighborhoods.
- Remodel is almost complete.
- Preparing to promote a lieutenant and a sergeant soon. He discussed other possible candidates for positions.

Kevin Nielsen:

- Groundbreaking for Ingraham Blvd. is earlier than planned due to the fact that there is a salmon window in the summer when they will not be able to work.
- He discussed the heavy rains we have had and that are forecasted for the next week.
- Thanks to Council, the Mayor, Mary Swenson and John Tatum, for support on the Resolution regarding the break in access.
- Councilmember Vaughan asked if closing 84<sup>th</sup> eventually is still part of the plan. Director Nielsen explained that 84<sup>th</sup> will have a minor connection to it, but it will have a cul-de-sac at the top,

Gloria Hirashima informed Council that the sign code is working its way through the Planning Commission. A hearing is expected next month.

Sandy Langdon had no comments.

Grant Weed gave an update on the status of the grant from the Department of Commerce relating to the funding for the Boys and Girls Club property.

Mary Swenson briefly discussed legislative efforts. She thanked Council for the support on her contract.

### **Call on Councilmembers**

Carmen Rasmussen said she was very happy to see a Marysville police officer at the high school this morning.

John Soriano asked about deferring the Public Safety meeting until February. Chief Smith thought this would be fine.

Jon Nehring stated that Becky Foster contacted him about freeway exit signs. WSDOT took *Smokey Point* off the signs and this is a sore spot with those residents. Mayor Kendall indicated he would look into this.

Jeff Vaughan had no comments.



Donna Wright stated that she will be out of town next Tuesday so she will miss the workshop and the joint meeting. She requested an excused absence.

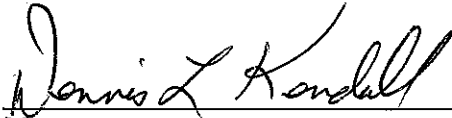
Jeff Seibert noted that he might not be able to attend the joint meeting on Tuesday because of work, but he will be at the regular meeting.

**Executive Session - None**

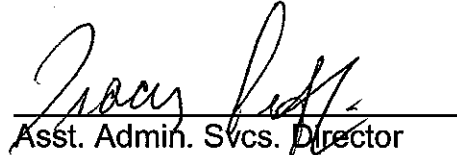
**Adjournment**

Seeing no further business, Mayor Kendall adjourned the meeting at 8:03 p.m.

Approved this 8<sup>th</sup> day of February, 2010.



Mayor  
Dennis Kendall



Asst. Admin. Svcs. Director  
Tracy Jeffries