

COUNCIL



MINUTES

Work Session *July 5, 2011*

Call to Order / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance.

Roll Call

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

Mayor: Jon Nehring

Council: Carmen Rasmussen, Jeff Seibert, John Soriano, and Donna Wright

Absent: Lee Phillips, Michael Stevens, Jeff Vaughan

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, City Attorney Paul Murray, Public Works Director Kevin Nielsen, Police Chief Smith, and Recording Secretary Laurie Hugdahl.

Mayor Nehring reported that Councilmembers Phillips, Stevens and Vaughan had all contacted staff earlier and asked for excused absences.

Motion made by Councilmember Seibert, seconded by Councilmember Rasmussen, to excuse Councilmember Stevens from the meeting. **Motion** passed unanimously (4-0).

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to excuse Councilmember Vaughan from the meeting. **Motion** passed unanimously (4-0).

Motion made by Councilmember Rasmussen, seconded by Councilmember Soriano, to excuse Councilmember Phillips from the meeting. **Motion** passed unanimously (4-0).

Committee Reports - None

Approval of Minutes

1. Approval of June 13, 2011 City Council Meeting Minutes.

2. Approval of the June 27, 2011 City Council Meeting Minutes.

Consent

3. Approval of the June 22, 2011 Claims in the Amount of \$305,888.54; Paid by Check Number's 70841 through 71010 with Check Number 70754 Voided.
4. Approval of the June 29, 2011 Claims in the Amount of \$1,097,252.80; Paid by Check Number's 71011 through 71176.
5. Approval of the June 20, 2011 Payroll in the Amount of \$901,784.45; Paid by Check Number's 24378 through 24440.

Review Bids

Public Hearings

6. A Public Hearing to Consider a Resolution Adopting a Six Year Transportation Improvement Program (2012-2017) in Accordance with RCW 35.77.010 (will be held July 11, 2011).

Public Works Director Nielsen stated that staff would deliver a presentation at the public hearing.

7. A Public Hearing to Consider an Interim Ordinance Adopting a Moratorium on Medical Marijuana Dispensaries and Collective Gardens (will be held July 11, 2011).

CAO Hirashima reviewed this item. Staff feels they need additional time to develop a recommendation for Council. At this time they are recommending a moratorium.

New Business

8. Supplemental No. 2 to the Professional Services Agreement with FCS Group, Increasing the Contract Amount by \$11,700.00 and Extending the Time of Performance to September 30, 2011.

Public Works Director Nielsen explained that they are trying to determine a fair market value for the PUD assets in Sunnyside.

9. Supplemental No. 1 to the Professional Services Agreement and First Amendment to the Interlocal Agreement between the City of Marysville and Strategies 360 Inc. for Consultant Services.

Mayor Nehring commented that this is the Strategies 360 Interlocal with Lake Stevens, Arlington, Marysville and Snohomish regarding the Highway 9 Coalition. CAO

Hirashima stated that this is a continuation of the former agreement. All of the cities are intending to recommend to their councils that it be extended. So far they all feel that the efforts have been productive.

10. Communication Site Sublease/License Renewal with the Department of Justice Increasing the Annual Lease to \$15,201.36 and Extending the Lease Period to September 30, 2012.

Director Nielsen remarked that this is a sublease renewal due every September for the SERS facility at Highway 9.

11. Amendment No. 2 to the Janitorial Services Contract between the City of Marysville and Advantage Building Services which Increases the Contract by \$2,537.81 for a Total Amended Contract Price of \$60,474.60 and Extends the Contract for a Third Annual Term.

Director Nielsen explained that there is a slight increase, but it is still a substantial savings compared to what it used to be.

12. Amendment No.1 to 2007-2012 Interlocal Agreement between the City of Everett, City of Marysville and Snohomish County, and Cities Located within Snohomish, King and Skagit Counties for In-Service Training.

Chief Smith stated that there is a slight increase, but the cost is minimal and saves the City money for training.

Councilmember Rasmussen noted that the Interlocal Agreement in Council's packet is between the City of Everett and the City of Edmonds. Chief Smith indicated that it should be the same, but staff will provide a copy of the correct document.

13. Special Event Permit Application from Greater Marysville Artists' Guild for Outdoor Art Festival at Comeford Park.

CAO Hirashima explained that this is for an outdoor art festival that will be held at Comeford Park the weekend of August 13 and 14. Staff is recommending approval.

14. A Resolution of the City of Marysville Adopting a Six-year Transportation Improvement Program (2012-2017).

Councilmember Seibert asked about item number 6 (116th Street NE/State Ave Intersection) and asked if this was the intersection that the City just did a few years ago. Director Nielsen explained that it is. The level of service is fine now, but the project will address concurrency issues for the future growth.

Councilmember Seibert asked about item number 36 (SR 9 / SR 528 Intersection) and expressed concern that right now there are no roads on the other side of Highway 9 that

would intersect with this. Director Nielsen said they are looking at relocating 60th to have the fourth leg there eventually.

15. An Interim Ordinance of the City of Marysville, Washington, Adopting a Moratorium of the Establishment of Medical Marijuana Dispensaries, Collective Gardens and the Licensing and Permitting Thereof: Defining "Medical Marijuana Dispensary"; Establishing an Effective Date; and Providing that the Moratorium, Unless Extended, will Sunset within Six (6) Months of the Date of Adoption.

CAO Hirashima said that staff will provide a clean version to Council at the meeting.

Mayor's Business

- Congratulations to Grant Weed for receiving another *Super Lawyer of the Year Award* under the government sector.
- Congratulations to Commander Lamoureux for receiving a *Paul Harris Award*.
- Snohomish County Tomorrow passed their annual budget at the last meeting.

Staff Business

Sandy Langdon reported that the auditors are wrapping up their work this week. She then reported that her staff has started handing out preliminary budget information to departments last week.

Kevin Nielsen reported that Public Works has been very busy with painting, striping, and right-of-way work. They are putting a special emphasis on right-of-way maintenance.

Chief Smith:

- Darin Rasmussen, Jeff Goldman, and Wendy Wade all did a great job in the absence of Commanders Krusey and Lamoureux.
- He gave an update on fireworks-related issues. It was an extremely busy holiday.

Gloria Hirashima:

- She stated the need for an Executive Session regarding a pending litigation item lasting ten minutes with action following.
- She discussed how staff is learning to work with staff reductions and budget limitations.
- She commended the great police presence in the community. The redeployment seems to be working well.

Mayor Nehring commented that the overlap shift worked well this year as well. Chief Smith concurred.

Call on Councilmembers

Carmen Rasmussen had no comments.

Donna Wright said she attended the Arlington parade and noticed that there was a lot of litter because there were not enough garbage cans. She commended public works' handling of this at Marysville's parade.

John Soriano asked for fire department update on fireworks. Mayor Nehring said they had not gotten a formal report yet, but he had heard that the number of incidents was surprisingly low especially considering the weather.

Jeff Seibert commended the police departments' handling of fireworks calls and enforcement. He spoke in support of banning fireworks altogether.

Executive Session

The Council recessed at 7:26 for approximately five minutes after which time they reconvened into Executive Session to discuss a pending litigation item. Executive Session began at 7:33. It was announced that the Executive Session would last ten minutes with action following.

- A. Litigation – 1 item pursuant to RCW 42.30.110 (1)(i)
- B. Personnel
- C. Real Estate

The regular meeting reconvened at 7:43.


Motion made by Councilmember Rasmussen, seconded by Councilmember Soriano to waive the normal rules for work sessions and allow action. **Motion** passed unanimously (4-0).

Motion made by Councilmember Wright, seconded by Councilmember Soriano, to approve and ratify the letter and settlement agreement with Steven Leifer. **Motion** passed unanimously (4-0).


Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 7:45 p.m.

Approved this 12th day of September, 2011.



Mayor
Jon Nehring



April O'Brien
Deputy City Clerk