



MARYSVILLE CITY COUNCIL MINUTES

DECEMBER 14, 1992

7:00 p.m.

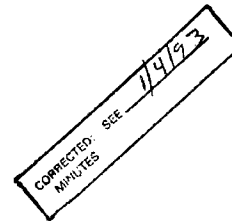
Council Chambers

Present: Dave Weiser, Mayor (7:30 p.m.)Councilmembers:

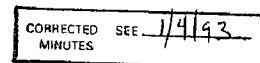
Donna Pedersen, Mayor Pro Tem  
 Dave McGee  
 John Myers  
 Ken Baxter  
 Donna Wright  
 Mike Leighan  
 Otto Herman

Administrative Staff:

Grant Weed, City Attorney  
 Steve Wilson, Finance Director  
 Gloria Hirashima, Planning Director  
 Jim Ballew, Parks & Recreation Director  
 Dave Zabell, City Administrator  
 Ken Winckler, Public Works Director  
 Roger Kelley, Public Information Officer  
 Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Pro Tem Pedersen called the meeting to order at 7:00 p.m. and led the flag salute.

ROLL CALL:

Finance Director Wilson called the roll with all members present/absent as indicated above. It was noted that Mayor Weiser would be a little late. Mayor Pro Tem Pedersen welcomed Dave Zabell and Ken Winckler in their new positions with City staff.

MINUTES OF PREVIOUS MEETINGS:

Councilor Wright noted that on page 2 of the 12/7/92 minutes, in the 7th paragraph, the word "Christmas" should be inserted between "Street" and "Decorations" for clarification.

Mayor Pro Tem Pedersen noted that on page 2 under Call on Councilmembers, Councilor Baxter was referring to a Fire District meeting to be held, not a RUSA meeting.

Councilor Baxter noted that on page 6, the Nina Lakes water system was put in in the early '80s not the mid '60s, about 2/3 of the way down on page 6.

Councilor Myers noted that on page 5 during the discussion about police vehicles, Councilor Herman's comment was regarding leasing two vehicles or purchasing one, not "and" purchasing one.

[These last two minutes corrections were made under Call on Councilmembers but have been included at this time for the sake of continuity. Both the maker of the motion and seconder agreed to the addition of the two corrections.]

Councilor McGee moved and Councilor Wright seconded that the minutes of the 12/7/92 meeting be approved as corrected. Passed unanimously.

STAFF BUSINESS:

City Administrator Zabell reported that 5 Caccoon House signs have now been installed around Marysville, in the Mall area, etc. With regard to the Geddes fire, he said the cause of the blaze has not yet been determined--it's still under investigation. He reported that he, Ken Winckler and Gloria Hirashima met to discuss the

Kroetke Annexation interlocal agreement. A draft proposal should be presented next week by the county, he said. He reported that a Sexual Harrassment seminar was recently held for staff. He reported on Block Grant projects that are being looked at for funding, including Human Services, a Neutral Zone for kids like the one in Mountlake Terrace, Parks acquisition, ADA upgrades, pedestrian signal upgrades for pedestrians who are hearing impaired. He asked for input from Council should they have any ideas or comments regarding funding for projects.

City Attorney Weed reported Washington Cities Insurance Authority has reviewed Marysville's request regarding a curfew/loitering ordinance and will be responding soon. He said he would let Council know what their response is. He reported 11 municipal court judge applications were narrowed down to 4 finalists who will be interviewed this Wednesday.

CALL ON COUNCILMEMBERS:

Councilor Herman asked about how the NPEDS waste water permitting process will affect Marysville and City Administrator Zabell said it is still a "moving target" at this point; Marysville will probably have to have additional treatment eventually, similar to what Everett is going through now. He offered to get Jones & Stokes to write up an estimate of the future impacts.

Councilor Baxter said he was pleased to see our water system being able to easily accommodate the Geddes fire with a current ability to output 3000 gpm; a few months ago, we would not have had that capability, he said. He pointed out that we actually had a surplus last night and it was because of the installation of the Everett transmission water pipeline in addition to upgrading of the pressure valves. He added that we used to have a very short water supply in the south end before, probably only 2000 gpm.

Councilor Baxter asked about leasing land at the Sunnyside Well-- he pointed out that the Fire District would like to see something in writing that this won't happen so they can identify that as a location for the new fire station. The capital facilities plan for the fire district is in process, he added.

City Administrator Zabell pointed out there are 30 acres there and he said he would like to get together with the fire chief to find out the fire district's needs, which is probably only 2-3 acres, for example, he said.

Councilor Baxter asked about building permits through the county for the Northwest Annexation and City Planner Hirashima said the interlocal agreement has been sent over to the county for signature but it hasn't received final approval from the county as yet. She said they did receive a phone call from Milgard and the Planning Dept. can't allow the building process to continue under this project or the Northwest Composites project until the county council approves the interlocal agreement.

Councilor Baxter pointed out that that costs a lot of money to stop a project, eg. Northwest Composites.

Councilor McGee asked for an update on the Jennings Nature Park and golf course projects and Parks & Recreation Director Ballew reported the Jennings Nature Park restrooms and playground equipment is scheduled to be completed this week; the gate and pedestrian bridge are scheduled for January and Centex has donated the manpower, equipment and abutments for the 50' bridge. With regard to the golf course, he reported it is doing as well as they

CORRECTED  
 MINUTES  
 SEE 1/4/93

have done in the past at this time of year as far as rounds of golf.

Mayor Pro Tem Pedersen asked about a Staff/Council retreat in 1993 and City Administrator Zabell agreed this is something that will be very beneficial and will be making plans soon. He asked Council to give him any input they might have over the course of the next month or so.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Paul Moon, 901 43rd St. NW, representing the Port Commission and Cascade District Court, addressed Council. He said with regard to the boundaries, his preference would be for Marysville to go back to being within the Cascade District Court jurisdiction. He said the advantages would be that there would be no appreciable additional cost, no additional judges would be necessary (over the two they have now--himself and Judge Wisman) and this would help the Sheriff's and WSP offices as far as all their cases going to the same court rather than two different courts, as it is now. He pointed out that sometimes having to go to two different courts presents a conflict in scheduling for the Sheriff's and WSP offices. He added that he lives at Priest Point which is in the Everett Court District at present; he would prefer to be in the same court district as he works (Cascade District Court) and thinks there might be an actual lowering of costs if Marysville were to go back into Cascade District Court, he said. He also noted that the MPD works well with the Cascade District Court now and it would be nice for Marysville to go back.

CORRECTED MINUTES SEE 11/19/92

CONSENT AGENDA:

1. 12/14/92 Claims in the amount of \$288,039.17.
2. December 1992 Payroll in the amount of \$433,456.68.
3. Authorization to Pay Claims for Balance of 1992.
4. Authorization to Pay Payroll Claims for December Work Period.

Councilor McGee moved and Councilor Herman seconded to approved Consent Agenda items 1 through 4. Passed unanimously. (Councilor Leighan abstained from voting on Voucher #13875.)

REVIEW BIDS: None.

CURRENT BUSINESS:

1. **Final Plat Sunnyside East Division II; Darling/Roberts; PA9207028.**

City Planner Hirashima reviewed the agenda bill, explaining the applicant has completed the conditions of approval and staff recommends approval of the final plat.

Mayor Weiser arrived at 7:30 p.m.

Councilor Herman asked about the school district mitigation payment and City Planner Hirashima stated the payment is to be made at the issuance of the building permit, which is the normal process.

Councilor Wright moved and Councilor McGee seconded to authorize the Mayor to sign off on the final plat mylar, as recommended by staff. Passed unanimously.

NEW BUSINESS:

**1. Tom Rhinevault; 10% Annexation Petition-O'Brian Annexation;  
PA 9210050.**

City Planner Hirashima reviewed the agenda bill and presented maps on the overhead projector. She explained that the annexation includes the "island" that was created with the previous annexation application, which was denied by the Boundary Review Board. She said staff recommends the previous Forest Park Realty parcels be included in the annexation request, a total of 77 acres. She noted that the 10% petition actually represents 31.2% of the O'Brian properties.

Councilor Herman clarified that the signed petition is represented within the "blue" area only, so the Council could increase the annexation area tonight.

City Planner Hirashima confirmed this, adding that approx. 80% of the "green" area had signed in the previous request but they could not get the sufficiency within the island. The City can by resolution include the island if the voters sign a petition, in which case a referendum would be held with the City bearing the cost, she explained.

Councilor Leighan asked about certification of signatures on the petition and City Planner Hirashima said they were certified in November, within the six month time period allowed by law.

Tom Rhinevault, P. O. Box 605, Everett, WA 98206, addressed Council, stating they welcome the Forest Park Realty portion of the annexation. As to annexation by resolution/referendum, he said of the 20 properties in the "blue" area, they have signatures of 12. He said they would like a 10% annexation approval so they can go out and get the 60% petition. He noted they have a slight discrepancy in figures: their figures show \$567,000 of assessed valuation has signed the 10% petition.

City Planner Hirashima tried to solve the discrepancy, noting the Planning Dept. does note that the Frank Bear property has changed ownership. There was consensus among Council that the larger annexation area makes more sense.

Councilor Pedersen moved to include the "blue and green" areas within the 10% annexation boundaries, including the Forest Park Realty properties also and that the annexation is to be subject to the City's bonded indebtedness and Comp Plan designation/zoning. Councilor Myers seconded and the motion passed unanimously.

Mayor Weiser reminded the applicant that staff is always willing to hold neighborhood meetings, if the applicant wishes to take advantage of this service, explaining the advantages of annexation.

PUBLIC HEARINGS:

**1. Rich & Chuck Warbus Street Vacation/Public Hearing (continued)  
- PA 9208038.**

It was explained that the applicant wished to have this continued again.

Councilor Baxter moved and Councilor McGee seconded to continue this public hearing to 1/4/93. Passed unanimously.

**2. 1993 Solid Waste Rates Public Hearing.**

Mayor Weiser explained that the City has decided to stay in the solid waste business, with a rate increase in order to make it cost effective, both to the City and to the citizens we serve. He pointed out that the proposal includes two new items: a 4 yard container rate and a one pick up per month rate.

Finance Director Wilson stated the proposed rates were derived from the Solid Waste Committee's calculations which had to reflect the 13% increase in the county's tipping fees (from \$79 to \$89 per ton), effective 1/1/93. He added that the new rates do include all recycling charges and he cautioned that when comparing rates with other cities, other rates often do not include service charges, taxes, etc. but the proposed Marysville rates do.

Councilor Pedersen noted that the senior single can rate has doubled and Finance Director Wilson agreed, noting that "senior" in this case refers to low income seniors (\$18,000 per year or less annual income) and in that case, the base rate was only \$.05 and the City is proposing a cost that more accurately reflects the City's cost. He added that it was estimated most seniors could go to a 25 to 30 lb. can per month vs. the single can rate per week. He added also that the senior rate does not include tipping fees.

Councilor Pedersen asked how many seniors were anticipated this would affect and Finance Director Wilson said there are currently 137 users of the "senior single can charge" but that the City would probably lose about 50 of those with the higher rate, it is estimated.

Councilor Herman commented on the fact that the senior single can charge is not the low cost option now and he said he would like to see some steps taken to notify these seniors that there is another low cost option, the one can per month option.

Mayor Weiser pointed out that a letter would be sent out regarding the change in garbage rates but Councilor Herman said he would like to see more than that, specifically directed at seniors.

Mayor Weiser said it could be highlighted in the letter, as well as being put in the newspaper, etc.

Councilor Herman noted he has some concerns regarding reducing the rates for seniors which can also reduce City revenues, which can mean another rate increasing having to be put in place again.

Councilor Pedersen said she would really hate to see a jump from \$4.50 to \$9.46 in the senior single can charge.

Councilor McGee said he has a concern with an additional can charge being lower than the single can service and the mini can service, especially with the City trying to encourage recycling.

There was discussion about recycling, families having so much more garbage than single seniors, the rates having just gone up last February, setting realistic rate increases, reviewing the rates each year at about the same time, reduction in manpower, need for new vehicles, City needs to cover costs, equipment reserve funds being eaten into, incentive to move to a single can per month, senior rates being held down over last few years, concerns about those on low income and fixed income, the option of purchasing extra tags, recycling pick up would continue every week even with once a month City garbage pick up, the number of people with 2 or 3 cans being 476.

Mabel Crowley, 7332 73rd St. NE, addressed Council, asking about yard waste rates.

Finance Director Wilson responded they are proposed to go up from \$2.25 to \$4.05 a week.

Mrs. Crowley commented that a lot of yard waste may end up in the regular rubbish, especially for those people on a fixed income or single people.

Councilor Myers pointed out that the City's rates are still lower than any private company would charge.

Councilor Herman noted that yard waste was proposed for a \$1.90 increase.

Mrs. Crowley reiterated that it's really hard on the seniors and the only reason she can come up with why the seniors have been really hit in the proposal is because the City didn't give them a rate increase last February, she said.

Councilor Leighan pointed out that the proposed senior rate more closely reflects the City cost and Mayor Weiser explained the recycling/yard waste pick up scheduling is not every week all year round, either.

Councilor Herman explained the economics of the issue which makes it a very difficult decision for seniors, but it's in the best interests of the citizens for the City to conduct the solid waste business, he concluded.

Mayor Weiser asked Mrs. Crowley her preference on the rate increases--a lot every three years or a little each year. She said she would prefer a little at a time and not one large increase all at once.

Councilor Baxter explained bids were received from 3 different companies with the result that the City can do it more economically.

Ed Bahls, 1214 Beach, addressed Council. He expressed the concern about prices going up. He said he is at the bottom of the middle income range and there are a lot of families in his neighborhood in the same boat--there are a lot of kids and consequently a lot of garbage. He pointed out that a 69.9% increase in rates is a lot and he asked if the City shouldn't go back to the county with regard to accountability on the tipping fees or is the City just going to accept their arbitrary increase in rates, he asked. He pointed out that a lot of people are in a real economic crunch right now and every little bit of effort to reduce these rates would help.

Councilor Myers pointed out that the county said they would not be raising the tipping fee again for two years and discussion followed briefly about what could be done about the county raising rates.

Mayor Weiser noted the City had received a letter from Chauncy Christofferson who was the man that had brought in a week's worth of his garbage in a small baggie because he recycles so much. Mr. Christofferson wrote that he was glad the City is now proposing a once a month garbage collection.

There was discussion about whether red tagged garbage would be picked up from a home that only has once per month pickup, eg. for

a large event. It was noted that one lady who was recycling 100% asked to be removed as a regular customer but legally cannot be. There was more discussion regarding encouraging recycling, increasing the base rate for additional cans, senior single can rate being reduced, having staff review this again.

Finance Director Wilson pointed out the difficulty of trying to determine how many people will move from one category to another once the increased rates go into effect; the costs and revenues had to be estimated because of this.

There was more discussion about the senior rate being reduced and the additional can charge being increased to offset, obtaining more hard data, increasing additional can charge to \$9.40 base, decreasing the senior can charge to \$4.05, Finance Director Wilson suggesting \$9.00 even for the senior single can charge total.

Councilor Pedersen moved to increase the additional can charge base to \$9.40 and reduce the senior low income total to \$9.00, with the rest of the proposed rates to remain as is, effective 1/1/93. Councilor McGee seconded.

Councilor Leighan asked about the utility bill rebate and Finance Director Wilson explained that's on GTE & PUD taxes only.

The motion passed unanimously.

**3. An Ordinance Establishing a Schedule of Fees for Planning, Lane Use, Zoning & Related Applications.**

City Planner Hirashima explained that last time the fee schedule was reviewed was 3 years ago prior to the hearing examiner system being established. She stated the current City process costs are not being covered by the current fee schedule and she referred to the proposed fees and comparison figures in the packets. She noted that they tried to keep variance fees low because of hardship cases that come in for variances. She also noted that the Administrative Appeal fee is a completely new one and she referred also to the analysis in the packets.

Councilor Herman commented on the very conservative average City hourly rate used to determine rates: \$25 per hour. He asked about the boundary line adjustment and administrative appeal processes.

City Planner Hirashima explained a BLA is the adjustment of a lot line and requires very little work; the current fee is \$30 and the proposal is to increase it to \$75.00.

Councilor Baxter asked if the idea was for each department to be self-sustaining and City Planner Hirashima said a lot of the Planning Dept. services come out of the General Fund; it is not a self-sustaining department at this point.

Councilor Pedersen asked if the 1993 budget reflected some fee increases and City Planner Hirashima said yes, they did anticipate increasing some fees.

Councilor Herman asked what an administrative appeal would include and City Planner Hirashima said that would be a SEPA appeal, eg. and it would be a filing fee and is not meant to discourage an appeal.

Councilor Herman said he expected more audience participation on this and City Planner Hirashima assured him that developers and builders are aware of the necessary to increase the fees; a lot of



people anticipated an annual increase in development fees; there are a lot of other jurisdictions doing this and there is some recognition that Marysville is trying to cover costs, she said.

Councilor McGee asked if Marysville is somewhat consistent with other jurisdictions and City Planner Hirashima said yes, generally we are in the same range as other cities with similar populations.

Councilor Pedersen said she had also received some comments from people in the community who anticipated these increases.

City Planner Hirashima explained there had been meetings with developers when the hearing examiner system was developed and developers had said they would be willing to cover the hearing examiner costs, which were not put in place at that time, actually.

Councilor Baxter asked about the grading permit fees and City Planner Hirashima said these were not changed--they are included in the UBC. She noted the proposed increase in fees was advertised on the access channel, in the newspaper, etc. There were some brief comments made regarding timely notification.

Mike Papa, 9128 58th Dr. NE, addressed Council and asked how many appeals of anything the City had last year. City Planner Hirashima responded that the City did not have a significant number of appeals.

Mr. Papa said his question is why raise the fee then?

City Planner Hirashima stated they tried to keep the fee low so as not to discourage appeals. As the City goes, with a code enforcement officer, for example, we may have more appeals with more controversial situations, she pointed out.

Councilor Pedersen noted that a fee for an appeal might also serve to discourage a frivolous appeal and City Attorney Weed agreed that it might make people think twice about filing an appeal but keeping the fee reasonable will also encourage bonafide appeals.

Councilor Baxter moved to approve the proposed fee schedule and adopt Ordinance 1924. Councilor Pedersen seconded and the motion passed unanimously.

MAYOR'S BUSINESS:

Mayor Weiser asked for submissions of names of those who might be interested in filling the Planning Commission vacancy as a result of Bernie St. Onge's resignation. It was noted it should be a person who lives within City limits. Mayor Weiser also noted there is a vacancy on the Library Board coming up. He reported that Councilor Wright has been nominated as chairperson for the Snohomish Co. Cities and Towns Assn. and he gave a brief update on the Snohomish County Tomorrow Steering Committee which met last Wednesday. He stated they voted to send policies on to the county for review, with a meeting to be held on Jan. 22 or 23. He said he would like a public hearing near the beginning of January to endorse these policies or not; he said it is not mandatory for City Council to endorse but he is co-chair of the steering committee with Bob Drewel and he would like to have some input. He said one major change is that there was a provision regarding densities which was changed to 6 du/ac in urban growth areas, to be consistent with the Rural Transportation Act which is a significant change for Marysville, he said.

With regard to the Warm Beach Water requested, Mayor Weiser referred to the handout letter from Hammond Collier & Wade in which the request and capacities are discussed.

City Administrator Zabell noted they wish to obtain water by wheeling it through the Seven Lakes District and Marysville City Council approved a 62 cent rate as per the letter. He noted Warm Beach has updated their Comp Plan and would like to enter into an agreement with Seven Lakes and Marysville for a 200,000 gpd and/or 700 connection maximum, with 215,000 gpd providing a more realistic buffer. He said they need a commitment letter so they can get funding from FmHA.

Councilor Baxter said maybe with the completion of the water system Marysville could give them 200,000 gpd (according to their letter, this is their ultimate need), but not at this point. He also commented on the quality of the well water.

There was discussion about anticipated need, chlorinated water not wanted by them, 2000 gpm maximum out of the well, contract with Seven Lakes as a back up, using Everett water for this vs. well water.

Councilor Baxter pointed out that Marysville can sell water which was purchased under the JOA, with permission, but Marysville should not have to commit to the well water or to any particular quality of water (chlorinated or non-chlorinated).

There was further discussion about wheeling water to other jurisdictions, the wells going to run out eventually and we can't commit to that as a source forever, Warm Beach putting in more storage, 351 current connections at Warm Beach, no means in the ground for a lot of their area, 700 connections will be well into the future, after Everett transmission Phase II, financing needs, reservoir/distribution problems at Warm Beach, Warm Beach Water District needs to accept what Marysville has available (chlorinated water), need to write up a comprehensive wholesale agreement, using the same wording as in the Everett agreement: "as long as the water is within the health district standards."

City Administrator Zabell said they need an answer as soon as possible in order to be processed by the FmHA but Councilor Baxter said he would like to see a rough draft of an agreement first.

Councilor McGee agreed with Councilor Baxter and suggested the first meeting in January.

City Attorney Weed said he would draft up an agreement with language concerning what happens in times of critical water shortage, failure of the well, insurance issues, indemnification, rates.

Councilor Baxter moved and Councilor Leighan seconded to direct the City Attorney to bring back a draft of an agreement with the Warm Beach Water Assn. 1/4/93. Passed unanimously.

ORDINANCES & RESOLUTIONS:

1. **An Ordinance Pertaining to Rates for Garbage Collection, Yard Waste Collection and Commercial Recycling.** (Subject to changes made following the Public Hearing.)

Councilor Myers moved and Councilor McGee seconded to approve/adapt Ordinance 1925. Passed unanimously.

**2. An Ordinance Establishing a Surface Water Utility Tax.**

City Administrator Zabell explained this comes out of the \$22 that the county charges.

Councilor McGee moved and Councilor Myers seconded to approve/adopt Ordinance 1926. Passed unanimously.

**3. An Ordinance Amending the 1992 Budget.**

Finance Director Wilson referred to the handout.

Councilor Wright moved and Councilor Baxter seconded to approve/adopt Ordinance 1927. Passed unanimously.

**4. Sensitive Areas Ordinance.**

Councilor Herman moved and Councilor Myers seconded to approve/adopt Ordinance 1928.

Councilor Pedersen asked if the effective date would be 5 days after the public hearing and City Attorney Weed said yes.

Councilor Pedersen asked if this ordinance would be adversely affecting anyone who had some design work done on a project with a plat, say, that would have to be redrawn.

City Planner Hirashima said everyone is aware of the Sensitive Areas Ordinance and that there was good notification to the public. She said they have attempted to also review applications in the Planning Dept. in a timely manner, knowing that the SAO was in process.

Councilor Pedersen expressed a concern that someone might be seriously adversely affected with regard to having to resurvey, for example.

City Planner Hirashima said she feels confident that everyone is aware of the situation and the Planning Dept. has received a large number of applications over the last 1-1/2 months, because of the impending changes.

City Attorney Weed pointed out 3 differences in the new wording/ordinance: The title has been changed to "Interim Regulations, Management Standards and Criteria for Sensitive Areas"; 3.7 language changes and a standard signature page has been added.

A roll call vote was taken and the motion passed 5-2, with Councilors Baxter and Leighan against.

**5. An Ordinance Adopting Interim Regulations Relating to Building and Development Permits Relating to the Northwest Annexation.**

City Attorney Weed explained there is an emergency clause contained in this ordinance so it can become effective immediately in order to prevent any further delays with regard to projects that are in process. He noted the City Planner has discussed this with the county and the City has hustled this process along as quickly as possible. He said this ordinance would become effective immediately if the Council passes it tonight.

Councilor McGee moved and Councilor Wright seconded to approve/adopt Ordinance 1929.

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Councilor Baxter asked about the Milgard and Northwest Composites projects and if anything could be done about the county not signing the interlocal agreement in a timely manner.

City Attorney Weed said the county needs to be contacted to find out what the problem is and then the City would have to figure out something to resolve the situation.

The motion passed unanimously.

**6. A Resolution Denying a Utility Variance; Gregory Partridge.**

Councilor Myers moved and Councilor Herman seconded to approve/adopt Resolution 1597 denying the utility variance. Passed unanimously.

**7. A Resolution Granting a RUSA Variance for Water & Denying a RUSA Variance for Sewer (Stimson Estates).**

Councilor Wright moved and Councilor Baxter seconded to approve/adopt Resolution 1598. Passed unanimously.

**8. A Resolution Accepting a Withdrawal of Appeal to the Determination of Non-Significance Relating to the Sensitive Areas Ordinance.**

Councilor Baxter moved and Councilor McGee seconded to approve/adopt Resolution 1599. Passed unanimously.

LEGAL MATTERS:

**1. City Attorney Retainer Agreement for Calendar Year 1993.**

City Attorney Weed referred to the agreement in the packets, noting it is for the term of an additional one year under the same conditions.

Councilor Baxter moved and Councilor Myers seconded to authorize the Mayor to sign the agreement. Passed unanimously.

**2. Harvey R. Jubie Recovery Contract.**

City Administrator Zabell noted this is for an 8" water line on Ash north to Grove, at \$28.20 per foot.

Councilor Baxter moved and Councilor Wright seconded to approve/adopt Recovery Contract #164. Passed unanimously.

ADJOURNED INTO EXECUTIVE SESSION: 9:40 p.m.

1. Personnel.
2. Real Estate.
3. Legal Matters.

RECONVENED: 11:00 p.m.

Councilor Baxter moved for an extension of Don Shaw's contract with the City for a period of one year. Included in the motion were minor modifications pertaining to improvements to the pro shop facility and performance expectations. Councilor Myers seconded and the motion passed unanimously.

ADJOURNED: 11:02 p.m.

Accepted this 4<sup>th</sup> day of January, 1992.

David Weiser

MAYOR

Mary P. Swenson

CITY CLERK

Wanda R. Swenson

RECORDING SECRETARY