

MINUTES RECAP

MARYSVILLE CITY COUNCIL MEETING MAY 3, 1993 00047

CALL TO ORDER: 7:00 p.m.

ROLL CALL: All Present

MINUTES OF PREVIOUS MEETING: 4/26/93 Approved

STAFF'S BUSINESS:

1. Water Comprehensive Plan Information Only

MAYOR'S BUSINESS:

CALL ON COUNCILMEMBERS:

AUDIENCE PARTICIPATION: Nancy McIlwain, Max Markham

PRESENTATIONS: None

PUBLIC HEARINGS:

1. Six Year Transportation Improvement Plan 1993-1998 for Streets Within Marysville City Limits. Approved

CONSENT AGENDA: None

REVIEW BIDS:

1. Bid Award for Self Contained Spray Apparatus/Golf Course Barnett Implement Approved (\$16,702.75)

2. Bid Award for Triplex Greens Mower/Golf Course Western Equip. Distributors Approved (\$14,385.19)

CURRENT BUSINESS:

1. 60% Annexation Petition; Thomas Bradshaw; PA 9302002. Public Hrg.set for 5/24/93

NEW BUSINESS:

1. Recycling Aide Position Approved at Grade III

2. Building/Grounds Maint. Worker Approved at Grade VII

3. Traffic Safety Item; Proposed Stop Sign Approved

4. 10% Annexation Petition; Jess Darling; PA 9304012 Continued to 5/10/93

5. Petting Zoo Temp. Structure Approved

ORDINANCES & RESOLUTIONS:

1. Resolution Adopting a Bid Policy /Procedure Res. 1618 Approved

LEGAL MATTERS: None

ADJOURNMENT INTO EXECUTIVE SESSION: 10:12 p.m.

1. Personnel

2. Litigation

RECONVENED AND ADJOURNED: Approx. 11:30 p.m.

MARYSVILLE CITY COUNCIL MINUTES

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7:00 p.m.

Council Chambers

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

CORRECTED: SEE 5/10/93
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Administrative Staff:

Grant Weed, City Attorney
 Dave Zabell, City Administrator
 Ken Winckler, Public Works Director
 Jim Ballew, Parks & Recreation Director
 Mike Robinson, Golf Course Superintendent
 Larry Wade, Engineering Consultant
 Gloria Hirashima, City Planner
 Wanda Iverson, Recording Secretary

CALL TO ORDER:

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

ROLL CALL:

City Administrator Zabell called the roll with all members present/absent as indicated above.

MINUTES OF PREVIOUS MEETING:

Councilor Myers asked that on page 2 in the third paragraph of the 4/26/93 Council Meeting Minutes the location of the Adopt-a-Street clean up campaign was north on State from 20th to 88th, not in between 4th & Grove and State on Ash to Grove.

Councilor McGee moved and Councilor Pedersen seconded to approve the minutes of the 4/26/93 meeting as corrected. Passed unanimously.

STAFF BUSINESS:

City Administrator Zabell reminded Council of the 5/27 Cities & Towns meeting in Marysville; he spoke with Stan Finklestein of the Assoc. of Washington Cities who states funds are still intact for cities who still have their own criminal justice systems.

Councilor McGee asked about progress on 528 and City Administrator Zabell stated Public Works Director Winckler would follow up on that later.

City Planner Hirashima reported with regard to the water quality issues in the north Getchell hillside, the Planning Dept. is working with Northpointe. She stated that because of the exceptionally high amount of rainfall as well as the fact that all the clearing was done for all 3 Northpointe divisions at the same time, that was what was causing the majority of the problems on the hillside with regard to erosion. She said she thinks the City should look at this in the future: Northpointe cleared for all phases, some of which won't be developed for 5 years, probably and there have been several problems with this. She stated the Planning and Building Dept. has met with the developer, DOE, DOF and many measures have been installed but the problems go in and out of control depending on the weather. The applicant is very cooperative, DOF has been out to visit the site, DOE is coming out and the City is continuing to work on the problem, she said. She noted that some of the measures that have been taken are biofiltration swales, etc.; the City is aware of the situation and is working towards erosion control. Some of the things the City

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will be look at is scheduling of clearing and grading for larger projects, she said.

Councilor Leighan pointed out that due to the heavy rainfall recently, rock dams and catch basins seem to be full in Munson Creek Estates, for example.

Councilor Baxter asked if it was the City's right to divide up someone's project; he said he thought this should be up to the applicant and it's possible we may need to look into hydroseeding, he suggested.

City Planner Hirashima said they did do hydroseeding but there was an unusually high amount of sediment which killed the grass in the swales.

Councilor Baxter noted that April was a good example of "How Wet Can It Get?" so it depends on the time of year with regard to a development project.

Councilor Herman said heavy rainfall is difficult to control but siltation in a stream needs to be addressed before there are no more fish. He said it sounds like developers could phase their clearing over a period of time; he said his concern was whether the flexibility granted allows the City to be sure the problems are addressed and he thanked staff for all their efforts in this regard.

Public Works Director Winckler said with regard to the 528/4th St. interchange Signal Electric is the primary contract and the State is very please with them and everything being on schedule. He offered a map showing the plans for channelization, etc. He asked about scheduling a RUSA meeting and it was the consensus to have one at 7 a.m. at City Hall on 5/6/93.

Water Comprehensive Plan Update

City Administrator Zabell gave introductory remarks, noting there may be some possible adjustments to the Critical Water Study Plan Area, with some expanded areas to RUSA which need to be included in an updated water comprehensive plan. He noted the last comp plan was done in 1989 and our last rate study was 1985; it is recommended that the rate study and update on the comprehensive plan be done at the same time, he said.

Larry Wade addressed Council. He noted there is a requirement by the Dept. of Health that the Comprehensive Plan be updated every 5 years. Marysville's was updated in 1982 with a supplemental in 1984; the work done on the comp plan in 1989 and 1991 was actually not considered updates, he said. He stated several key issues need to be addressed:

1. Service to other systems such as Arlington, Tulalip, Lakewood, the PUD intertie, regional supply system.
2. Reorientation of the entire system from south to north now that we tie in with Everett.
3. Service Boundaries: RUSA, CWSB including 45 Road, modified RUSA, UGB all need to be reviewed.
4. Future of the Stilly Well.
5. Water Rights, eg. at Lake Goodwin, Edwards Springs, Everett water source.
6. Operational Issues/Standards - preventive maintenance, emergency repairs, policies and procedures, cross connections.

7. Developer Extension Standards.
8. Conservation Issues/Policies, required in the Comp Water Plan.

He handed out some new schedules/time lines wherein it is proposed that the updated Comp Plan be completed by the end of the year with 3 critical meetings in the meantime: one in May, one in July, one in September and the final report due in December.

With regard to the rate study, he stated the 1989 Comp Sewer Plan developed a capital program and some of the issues that need to be addressed in the Comp Water Plan rate study are:

1. City vs Rural rates, determination of capital improvement allocation when an area is annexed, eg. Is it time for one rate instead of two?
2. Continue on a cash basis for capital improvements, if possible. This helps from a bonding standpoint as well as in general operations.
3. Wholesale rates. For example, the City might need to have a wholesale rate for selling water to Tulalip, 7 Lakes, Arlington.
4. Capital Fees.
5. 5 Year Program/Rate Structure.
6. Rate Alternatives, eg. no monthly minimum, usage only rates, surcharge for going over 5,000 gals.
7. Conservation Effects.

There was a brief discussion regarding water rights, using them or losing them, revalving the system because of the north to south orientation, problems on 116th, water quality issues/filtration of surface and ground water, mixing issues, PUD intertie, Sunnyside Well.

MAYOR'S BUSINESS:

Mayor Weiser said he has invited Paul Kaftanski of Everett Public Works to come back before Council regarding the rapid transit issue; the final decision as to whether or not the county is to be included in the RTA needs to be made by 5/28/93. He noted there are many other issues involved such as expanded bus service, commuter rail system, weighted vote.

Councilor Baxter noted the confusion all the acronyms seem to cause and Councilor Herman clarified that the Joint Regional Planning Committee (JRPC) is made up of 4 Members: Brubaker, Hurley, Roberts, Mosher.

from Snohomish County

CORRECTED:
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Mayor Weiser stated that County Executive Drewel plus two people recently went back to Washington, DC regarding the Home Port issue and were to meet with Swift, Murray and Gorton. They asked that Marysville send a letter of support and Mayor Weiser said he plans to get together with City Administrator Zabell and fax a letter to them in Washington, DC.

CALL ON COUNCILMEMBERS:

Councilor McGee asked about the Parkview Estates Trail System status and Parks & Recreation Director Ballew stated he is working on it right now--the developers will be meeting with the Parks Dept. once they get ready to proceed with the trail system phase.

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Councilor Wright reported also talking with Senators Dicks and Swift when she was in Washington, DC recently and they also indicated how important it is for the community to send letters of support regarding the Homeport issue, at this time.

Councilor Leighan commented on the very nice job the City has done landscaping at 72nd & Grove. He asked for an update on the petting zoo.

Parks & Recreation Director Ballew reported that the insurance adjuster has considered the petting zoo a total loss and Parks & Recreation Director Ballew has done some checking with regard to rebuilding the facility. It is considered to be a one day job but he said he would prefer to move the facility to the "holding area" adjacent to the Gehl museum; this is a larger area than the existing site and he has met with Eric Thompson and John Dorcus of the Planning & Building Dept. with regard to feasibility of this. He noted that the remains of the building will be taken down, however the foundation would remain in order to rebuild, if that is the desire of the Council. He explained that one of the drawbacks of the existing location, however is that there is no sewer and also no ability to expand as it is a very small site, however the other site may require an HPA permit and would have to go through the permitting process, possibly a shoreline permit, he said. He noted he has received numerous letters from the community, notably from children at Kellogg Marsh School who want to start a fund raising effort to rebuild the petting zoo; Everett Mutual has set up an account for donations. He stated the new (proposed) site has a potential for a year round use with activities such as dog obedience and landscaping classes. Also, it is more handicapped accessible, has better access to utilities and security. He said he would like to commence with the demolition of the old site and transfer holding area materials to the old petting zoo site. He added that he isn't convinced an interim petting zoo is feasible, they only budgeted for personnel, not for any site work and the school district is not interested in putting animals in a temporary structure, they are in favor of a new site.

Councilor Myers asked about power to the old site and Parks & Recreation Director Ballew said they will be able to put it in an underground vault, the water is OK but they have no sewer which is very necessary and that's something they would have at the proposed site.

Councilor Baxter suggested that if a small structure is put back up where the old one was with a roof and 2 walls, it could be used as a petting zoo for this year.

Parks & Recreation Director Ballew pointed out there would be no phone service, no electrical, they just wanted to have a roof to keep wood dry, for example, a 12' x 12' area that could be saved.

Councilor Leighan pointed out that the old site would make an ideal storage area but it would only be about a quarter the size of the original petting zoo and therefore too small for even a temporary petting zoo.

Councilor Baxter admitted that a temporary petting zoo would have to be a scaled down version and Parks & Recreation Director Ballew suggested holding out for the new location, saying he didn't really know what the permitting process involves.

City Planner Hirashima pointed out that if a shoreline permit is required, there probably won't be a petting zoo in the new location this year.

Councilor Baxter said that's why he would like to see a temporary structure put up to continue the petting zoo program--take the insurance money and do what can be done with it, for example.

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Councilor Pedersen stated this is probably an item that should be put under New Business and it was agreed to do that and to continue this discussion later.

Councilor Herman stated it appears rapid transit issues are changing rapidly but with Paul Kaftanski here next week that should help. He noted there have been some good articles in the newspaper and he said he would try and run off some copies of articles for those interested. On 5/27, he said he has a DOT meeting in Eastern Washington but believes he can be back in time for the Cities & Towns meeting that evening.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Nancy McIlwain, 6003 96th NE, addressed Council with regard to the petting zoo. She stated the Boy Scouts make very heavy use of the area around the Gehl House at Christmas and asked if that was taken into consideration when choosing the potential new site.

Parks & Recreation Director Ballew said yes, it was and in fact, the plan is to make a paved access this year so it will be more accessible for all who wish to get into that area.

Max Markham, 9629 62nd Dr. NE, addressed Council. He stated the present "holding area" at Jennings Park is an eyesore as well as being a liability for the City because the kids always want to play in and around the area. He said he likes the idea of changing the petting zoo to the holding area as proposed and losing the zoo for a year would be a small price to pay for the safety and aesthetics of cleaning up the holding area.

PUBLIC HEARING:

1. Six Year Transportation Improvement Plan 1993-1998 for Streets within the City Limits of Marysville.

Public Works Director Winckler reviewed the agenda bill, noting the Six Year TIP is to be updated annually.

Councilor Pedersen asked about 67th NE, Grove to 88th improvements with regard to private funding and Public Works Director Winckler stated he understands the LID is still under consideration.

Mayor Weiser noted there is nothing available from the county for this year on this project.

Councilor McGee asked about the 5th St. widening and City Administrator Zabell stated it wouldn't be for another lane, it would be to widen it from 52' to 56'.

Public Works Director Winckler showed a colored map which depicted all the particular projects in the 6 Year TIP.

Councilor Baxter noted there are now two projects referred to as "First St. Bypass" and asked about the one whose priority is #8 now.

Public Works Director Winckler explained the priority is set based on funds available although Council can change priority which is not as critical as the project just being on the list, he said.

Councilor Pedersen asked about responses to our grant writer's applications for funding and Public Works Director Winckler stated they are trying to schedule a meeting right now with the Puget Sound Regional Council and the county. He stated it appears all of Snohomish County will be receiving \$2.3 million a year for the next three years, which doesn't work out to too much for each city. He said it looks like Marysville may be getting some funds for the STP projects, however and 136th may meet the Clean Air Act criteria

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and Marysville may get funding for that project, too, because they are looking for projects that lessen the number of vehicles per lane, he said.

Councilor Pedersen asked if we had received all the Boeing mitigation monies yet and City Administrator Zabell said yes, however it hasn't been spent yet.

Councilor Baxter commented on the Tulalip Tribes' First St. Bypass project probably taking a long time to accomplish.

Public Works Director Winckler said he was given to believe it could be next year, actually and discussion followed concerning priorities, turn lanes on State, Grove St. needing resurfacing.

Mike Papa, 9128 58th Dr. NE, addressed Council and said he was speaking for himself tonight, not representing any group. He said he particularly noticed in the Six Year TIP that there was no landscaping mentioned for any of the projects however at the Growth Management Coordinating Committee meetings there has been a lot of discussion about aesthetics, streetscaping, etc. and he said he thinks this would be a good way to improve the quality of life by making the streets more aesthetically pleasing. He said he understands this is up to Council to decide and that he would like to see more street tree plantings, otherwise it will send the message that Marysville is just going to have more of the same for the next six years.

Councilor Herman agreed that this might be an excellent opportunity to add trees, especially with regard to the image and entrance to the City that we are trying to portray.

Councilor Baxter commented on the trees that have uprooted sidewalks and streets in the past, creating liability problems as well as causing a lot of clean up of leaves, etc.

Councilor Pedersen noted that in Spokane they use trees as dividers down the middle of the road/median, for example, which she said she doesn't believe cause any problems for them.

Councilor Herman said he was sure there are certain types of trees that are preferable to others because of root structure, etc.

Public Works Director Winckler agreed that was the case, however in addition to the selection of the type of tree to plant, a lot of planning must first go into this, extending planting strips, having more right of way, for example, and he said you need to also consider about 50 gallons of water per tree to keep it alive which can get to be a monumental problem, he said. He commented on his previous experience in Oregon with cities planting trees.

Councilor Pedersen reminded everyone of the 4 to 6 hours that were spent at one retreat regarding this (before Public Works Director Winckler came on board with the City of Marysville) and she stated it is a little disheartening to see the tree planting not carried out.

Councilor Baxter remarked that part of it is because the Parks Dept. doesn't have the personnel to maintain the trees.

Public Works Director Winckler countered that the City could have the property owners help maintain the trees with watering and clean up. He said staff could develop some proposals, for example, focusing on certain areas of the City where tree planting is feasible.

Councilor McGee stated he believed Council is interested in developing a tree program for specific areas.

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Mike Papa said he thinks Council and staff needs to concentrate on a "hook" to attract people to Marysville.

Councilor Pedersen agreed, stating trees have a tremendous appeal for people.

City Administrator Zabell agreed that some areas of the City are more suited to tree planting than others--528, Northpointe median, for example, but other streets have precluded trees.

Councilor Baxter said that's what happened on State--right of way and tree root damage to the street forced the trees to be taken out.

Councilor Pedersen said she feels confident the community would participate in the beautification and she added she thinks we need to look at our options before we can't ever put in any more trees.

There was discussion about right of way and sight distance constraints to planting trees, what the entrance to the City should look like, 116th being a good street to plant trees along, for example, possibility of meandering sidewalks in some areas.

Councilor McGee moved to approve the Six Year Transportation Improvement Plan but there was no second at this time.

Councilor Herman asked about 51st being a north-south arterial and there was discussion about the segments that are not within the City, possible annexations, 67th being the next north-south arterial vs. 51st.

Councilor Herman stated he had a conversation with Ross Kane regarding the counting funding 67th and said he (Councilor Herman) would urge the City to initiate discussion regarding funding for next year.

Public Works Director Winckler agreed, stating he has already spoken with Jack Bilsborough at the county about that.

Councilor Herman asked for an update on items currently being coordinated with the county or that need to be coordinated with the county, in order to give Council an idea of what to push for when they have occasion to speak with someone from the county.

There being no further audience participation, the public hearing was closed at 8:55 p.m.

Councilor McGee restated his motion regarding approving the 6 Yr. Transportation Improvement Plan, adding that staff should be directed to looking at what can be done in the way of landscaping and streetscaping. Councilor Myers seconded and the motion passed unanimously.

REVIEW BIDS:

1. Bid Award for Self Contained Spray Apparatus/Golf Course.

Parks & Recreation Director Ballew reviewed the agenda bill, noting that \$18,000 had been budgeted and staff is recommending \$16,703 be spent, including tax.

Golf Course Superintendent, Mike Robinson, explained the fact that the bid specs called for two seats on the spray apparatus for versatility--it can double as a utility vehicle, as well as being able to seat a trainer and trainee both in the vehicle at the same time. It was noted that the lowest bidder's vehicle only has one seat.

Councilor Leighan asked more about the specs and Mr. Robinson ex-

plained that not only did the bid specs call for two seats, they called for an adjustable boom and a 200 gallon reservoir tank. He said the most expensive bid meets all three specs, the middle one meets two out of three and the low bid meets none of the specs, that is why staff is recommending the middle one from Barnett Implement in the amount of \$16,702.75, which includes tax.

Councilor Herman asked why we only received three bids and Mr. Robinson said this was specked fairly strictly because of the chemical output on the golf course. He said they were concerned about the bid process for this type of equipment.

Councilor Myers moved and Councilor McGee seconded to award the bid as per staff recommendation to Barnett Implement with the findings that the low bid failed to meet the bid specs regarding number of seats, spray tank size and adjustable boom. The motion passed unanimously.

2. Bid Award for Triplex Greens Mower/Golf Course.

Mike Robinson stated staff is recommending the third lowest bid from Western Equipment Distributors in the amount of \$14,385 which includes tax. He explained that two bids came in under this bid: MC Turf and Superior Turf however the lower bidders failed to meet the performance test and in fact the golf course suffered injury to the greens because of a hydraulic leak. He stated he knows Everett had the same problem with the equipment and the leak detection system on the equipment even failed. In addition, the baskets are not user friendly and Jacobson mowers have a track record of needing to be welded on the mainframe, also they steer hard, he said. Verticut units on the MC Turf unit "scalped" the green as well as giving a "footprint" which is not as acceptable, he added.

Councilor Baxter noted that three years ago the City had hydraulic leaks on the type of mower staff is now recommending and Mr. Robinson pointed out that the golf course had a part time mechanic then, adding he is not sure if it was the equipment or the person maintaining the equipment at that time which was to blame.

Councilor Baxter said he remembers having a real problem with oil seals/hydraulic oil leaks and the City basically gave away some almost new Triplexes and got the Jacobson mowers so now the City has made the complete tour of mowers.

Mr. Robinson stated that in his experience the Toro is superior; he was not at Cedarcrest when the City had the trouble before, he noted.

Councilor Baxter said he remembers selling a \$10,000 mower back then for \$600 and he said his interest is if the manufacture has changed their hydraulic motor.

Mr. Robinson admitted all hydraulic systems ~~to~~ fail but when they fail in a demonstration as well as the fact they are having the same problem in Everett, he said he doesn't have much faith in it.

Councilor Leighan asked about the brand of the hydraulic motor and Mr. Robinson said he could research that.

Councilor Herman asked about the actual nature of the problem and Mr. Robinson stated it was fittings, hoses, the cap came unscrewed plus there are enough negative aspects about that equipment--the baskets, for example, that staff doesn't want--steering problems lead to fatigue in the summer, for example.

Councilor Herman moved to award the bid to Western Equipment Distributors as per staff recommendation, being the lowest cost equipment that can do the job required. Councilor Myers seconded

CORRECTED:
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and the motion passed unanimously.

CURRENT BUSINESS:

1. 60% Annexation Petition; Thomas Bradshaw; PA 9302002.

City Planner Hirashima reviewed the agenda bill, noting that 69.11% of the assessed valuation is represented on the petition; six out of the nine houses in the proposed annexation have signed. She stated staff is recommending a temporary zoning of 1 du/2.3 acres for the subject property, which is within the interim annexation agreement between the City and the county. She stated additional notification requirements including notification of the county has been done.

Tom Bradshaw, applicant, addressed the Council. He said he was simply available for questions, that he did not have anything to say.

There being no questions from Council or staff, Councilor Myers moved and Councilor Leighan seconded to schedule a public hearing regarding this proposed annexation for 5/24/93. Passed unanimously.

NEW BUSINESS:

1. Recycling Aide Position.

Public Works Director Winckler reviewed the agenda bill, explaining staff's recommendation that the position be a Grade III, full time position.

City Administrator Zabell explained that when it was decided to continue with the Solid Waste Division, it was decided to eliminate the foreman's position. He noted the position of Recycling Aide puts on educational workshops, does grant writing and produces a newsletter, among other things and the position has been operational with Heather Earnheart now since Duke Carrier's retirement. He concluded that this has worked out well and this is upgrading Heather's position.

Councilor Baxter moved and Councilor Myers seconded to approve the position as recommended by staff, at Grade III. Passed unanimously.

2. Building/Grounds Maintenance Worker.

Public Works Director Winckler reviewed the agenda bill and City Administrator Zabell added that the budget authorized a full time position for half of this year.

Public Works Director Winckler noted there could be a \$200 impact if the City hired from within due to a union contract requirement.

City Administrator Zabell explained the \$200 would only be if it's a promotion; a lateral move would come in at the same pay grade.

There was discussion about whether a present employee is an asset, the \$200 could actually be \$400 for a year, the budget process, the need for this position, savings in other positions, having to hire employees or have them come in on a non-scheduled basis not being cost effective, maintenance work being very important, doing maintenance on a preventative basis vs just fixing things when they are broken, will replace furnace filters, windows, reducing maintenance contract costs.

Councilor Wright moved and Councilor Myers seconded to approve the position of Building/Grounds Maintenance Worker at Grade VII as recommended by staff. Passed with Councilor Leighan opposing.

3. Traffic Safety Item; Proposed Stop Sign.

Public Works Director Winckler reviewed the agenda bill.

Councilor Herman commented that this doesn't look like a policy and procedure matter and said he would like to see the Public Works Director given authority to approve items such as this, without coming to Council. He made this in the form of a motion but no one seconded it.

City Attorney Weed explained it's easier to defend the City if the Council makes the decision rather than just one person, so this would be one reason for having Council approve the item.

Councilor Pedersen suggesting making it a Consent Agenda Item and others agreed this would be appropriate. There were comments that this is definitely more of a strictly "administrative" item.

Councilor Pederson moved to accept the Traffic Advisory Committee's recommendation regarding placement of the stop sign at 103rd & 42nd. Councilor McGee seconded and the motion passed unanimously.

It was the consensus to direct staff to place items such as this on the Consent Agenda in the future.

4. 10% Annexation Petition; Jess Darling; PA 9304012.

City Planner Hirashima reviewed the agenda bill, noting that the 10% petition is actually 100% of the assessed valuation. She noted the owner has a purchase agreement on the adjacent property and needs access as well as a unified planning review, that is why they wish the property to all be within City limits. They have also approached the adjacent property owner regarding annexation, she said; Lot 2 is proposed for access and so the applicant wishes that to be within the City so they don't have to apply to the county for access permits, etc.

Councilor Wright said she knows of at least two property owners who are adjacent that would like to be included and she said she would suggest Lots 19 & 17 be included in the annexation to square off the boundaries.

City Administrator Zabell pointed out there is support for City utilities in that area, also.

Bill Roberts, 4129 76th St. NE, addressed Council as one of the applicants. He said that as much as he wants to see more annexations and additional property be included, he wouldn't feel comfortable going door to door unless the surrounding property owners are on a non-protest agreement. He said the applicants just wanted to get this subdivision completed; it's quite difficult, as a developer who will be benefited, and he is not sure he is the one who should be going around to the neighbors to get them to sign a petition, he said. He said he could check into it further and come back to Council next week and see if the annexation can be expanded but he noted that in the past, he's seen these things go on and on. It was agreed that staff would research the non-protest agreement status of the neighbors.

Councilor Herman moved to continue this matter to 5/10/93 with it being Item 1 under Current Business. Councilor Myers seconded and the motion passed unanimously.

5. Petting Zoo.

Parks & Recreation Director Ballew said that regarding repairing and opening of a temporary petting zoo vs. not opening the zoo at all this year, funding for the two locations, he wished to summarize some of the pros and cons of the two locations. With regard

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to the existing location of the petting zoo, the mostly female employees felt they had rather poor working conditions with no phone, in a secluded area, working at night, poor restroom facilities. Also, he said he didn't think the old location would be prudent with no sewer system as they have animal waste that needs to be disposed of properly. He noted that the facility receives at least 30,000 plus visits per season and that's a large impact for a small facility, it's a popular program and there is enough support in the community for a larger facility and there is momentum at this time for a larger facility, so that would be his recommendation at this point. He noted that in 1987 a service organization funded the petting zoo and he has not had the opportunity to go back to them as yet to see what their reaction is but the immediate need is to demolish the structure and there is one company on the small works roster who can do it at this time, he said. He added he doesn't really think putting a temporary facility back in the same place is feasible but it can be done; electrical service would have to be brought in for heat lamps for the animals, etc. The main utility area of the structure is gone--a sink and refrigerator unit needs to be installed and possibly ducks, pigs, goats is all that can be brought in for this season, he said, with the temporary facility.

Councilor Herman said it sounds like the City ought to build a new facility in a new location, a process that needs to be followed, but he asked if there isn't something that can be done for this year. He said it sounds like there will be a lot of hoops for the new location and yet patching up the old facility may cost more than the insurance monies.

Councilor Pedersen said she is not convinced there are no alternatives for this year and she pointed out that new sinks and refrigerator can be transferred to the new facility.

Parks & Recreation Director Ballew said \$2500 worth of contents would have to be replaced as well as putting in the electrical and he asked for a definition of "temporary" facility. Councilor Pedersen explained her meaning of "temporary" is for one season and the others concurred.

Councilor Baxter said he is very much for a new structure but thinks we need something for this year. He said if we rebuild a pole building, the same size as the previous petting zoo, it could be used in the future for storage in the same location.

Parks & Rec. Director Ballew agreed, saying it would be great for storage and a good location for storage, too.

Councilor Baxter pointed out that the City would still be getting their value out of the building, whether it is used as a petting zoo or a storage facility.

Councilor Leighan pointed out that the problem is money and Councilor Pedersen asked how much is in the Growth Management Fund.

Parks & Recreation Director Ballew said Growth Management Funds he didn't think could be used for a petting zoo.

Councilor Baxter pointed out that this is a real popular program; there are some kids who have no other animals available to them.

Councilor Myers said he would like to see Jim Ballew get some bids for a new 3 sided pole building.

There was discussion about prevailing wage, how long it would take, cost probably being under \$15,000, the need for electrical and plumbing, Jim Ballew going out to the community, Rotary, eg., there would probably be very positive community support, possibly free services, Jim Ballew to pursue a three sided pole structure, 24' x

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CORRECTED:
MINUTES
SEE 5/10/93

48' with one quarter of it to be used for an office, possibility of portable structures, could provide a future indoor (more secure) holding area.

ORDINANCES & RESOLUTIONS:

1. Resolution Adopting a Bid Policy/Procedure.

It was noted that the WAC number should be 296-127-010.

Councilor Pedersen moved and Councilor Myers seconded to approve/adopt Resolution 1618. Passed unanimously.

LEGAL MATTERS: None.

ADJOURNMENT INTO EXECUTIVE SESSION: 10:12 p.m.

1. Personnel.
2. Litigation.

RECONVENED AND ADJOURNED: Approx. 11:30 p.m.

Accepted this 10th day of May, 1993.

David Weiser

MAYOR

Man D. Swenson

CITY CLERK

Wanda A. Swenson

RECORDING SECRETARY