

MINUTES RECAP

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MARYSVILLE CITY COUNCIL MEETING JULY 5, 1994

CALL TO ORDER: 7:00 p.m.

ROLL CALL: All present

MINUTES OF PREVIOUS MEETINGS: 6/27/94 City Council mtg. & EMS Workshop Approved  
6/23/94 Parks & Rec. Comp. Plan Workshop Approved

AUDIENCE PARTICIPATION: None

STAFF'S BUSINESS:

MAYOR'S BUSINESS:

CALL ON COUNCILMEMBERS:

PRESENTATIONS:

1. Council Candidate Presentations: Shirley Bartholomew, Robert Graef, Carol Kapua and Rod Reed Shirley Bartholomew chosen
2. Water Quality Issues - Puget Sound Water Quality Authority

OATH OF OFFICE:

1. Councilmember Bartholomew sworn in

CURRENT BUSINESS: None

NEW BUSINESS:

1. New Telephone System/GTE Centranet Approved

CONSENT AGENDA: Approved:

1. Approval of Liquor License Renewals for Foodworks Cafe, Market & Deli; Jim's Texaco & Grocery; Payless Drug Store #2732; and Smokey's Cascadia
2. Authorize Mayor to Sign Breaker Construction Co. Contract Documents for Signal at 67th Av. & SR 528
3. Approval of Street Closure Request for Sights & Bites Festival; July 8-9-10

ORDINANCES & RESOLUTIONS:

1. Resolution Denying Utility Var. for Garry Gooch w/o prejudice Res. #1696 Approved
2. Res. Granting Utility Var.-Elder Res. #1697 Approved

LEGAL MATTERS:

1. Agreement for Utility Svcs/ Pacific Coast Feather, Inc. To be brought back 7/11/94
2. Recovery Contr. - Joel Hylback R.C. #176 Approved

ADJOURNMENT INTO EXECUTIVE SESSION: 9:42 p.m.

1. Litigation No Action
2. Real Estate Action - Res. #1698 Appr.
3. Personnel No Action

RECONVENED & ADJOURNED: 11:12 & 11:15 p.m.

MARYSVILLE CITY COUNCIL MINUTES

July 5, 1994

7:00 p.m.

Council Chambers

Present: Dave Weiser, Mayor  
Councilmembers:  
 Donna Pedersen, Mayor Pro Tem  
 John Myers  
 Ken Baxter  
 Donna Wright  
 Mike Leighan  
 Otto Herman  
 Shirley Bartholomew (See Minutes)  
Administrative Staff:  
 Dave Zabell, City Administrator  
 Steve Wilson, Finance Director  
 Gloria Hirashima, City Planner  
 Larry Larson, Utilities Superintendent  
 Grant Weed, City Attorney  
 Mary Swenson, City Clerk  
 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:

Finance Director Wilson called the roll with all members present/absent as indicated above.

MINUTES OF PREVIOUS MEETINGS:

Councilmember Pedersen moved and Councilmember Wright seconded to approve the Council minutes of 6/27/94 as written. Passed unanimously.

Councilmember Baxter moved and Councilmember Pedersen seconded to approve the EMS Workshop minutes of 6/27/94 as written. Passed unanimously.

In the Parks & Recreation Comp Plan Workshop minutes of 6/23/94, Councilmember Herman asked that the word "county" be added to federal or state parks in the Supply Section near the bottom of page 1 and to delete the word "or" just before the word "area" and just after the word "City" in the same paragraph.

There being no further corrections, Councilmember Myers moved and Councilmember Herman seconded to approve the Parks & Recreation Comp Plan Workshop minutes of 6/23/94 as corrected. Passed unanimously.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS: None.

STAFF BUSINESS:

City Administrator Zabell reminded Council to turn in their code books for updating, if they hadn't already. He also noted the City has applied for a Puget Sound Economic Development Council grant for a reservoir on the east side of town and our project is now rated number one on the list of possible grants to be awarded.

City Attorney Weed stated a U.S. Supreme Court decision was recently handed down concerning a Tigard, OR ordinance regarding dedication of land as a condition of development approval where they are increasing restrictions; a copy of the decision will be circulated to staff and Councilmembers and Marysville may have to consider changing some ordinances as a result of this, he said.

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City Planner Hirashima said she would be getting copies of minutes regarding the Parkside issue to all Councilmembers interested. (Minutes back to 1978) She also reported she understands the county is using current Marysville city limits on the east and west and on the north, they are using RUSA boundaries for the UGB; she stated she will be getting more definitive information and will keep the Council apprised.

Utilities Superintendent Larson reported Public Works Director Winckler will be on vacation until 7/18/94 and he gave a brief WWTF update. He also noted the third new garbage truck is due to arrive tomorrow.

MAYOR'S BUSINESS:

Mayor Weiser announced Sgt. Peterson as of 7/1/94 is now Lt. Dennis Peterson and he explained the exam and interviewing process that the 4 candidates for the lieutenant position went through.

CALL ON COUNCILMEMBERS:

Councilmember Leighan mentioned falling rocks from the rock wall at 88th & 100th near the new school and Utilities Supt. Larson said he would look into this.

Councilmember Wright noted the length of meeting minutes were discussed at the AWC Convention. She stated a lot of cities put the minutes on the Consent Agenda.

Councilmember Pedersen asked if it was necessary to have both typed minutes and tapes and City Clerk Swenson stated that the typed minutes are basically a summary of the actions taken by Council and there are a lot of things compared to other cities we don't need to include; the tapes have to be kept for 7 years.

Councilmember Pedersen noted the Health District and CT minutes are very abbreviated and City Clerk Swenson agreed that's basically all the City of Marysville has to do but historically Council has had more detail.

Councilmember Pedersen noted the next Fire Board meeting will be 7/12 and noted they are still awaiting the Mayor's appointment to the Fire Board to replace Dave McGee who recently resigned from City Council and hence from the Fire Board.

Councilmember Pedersen reported on recent action at the Library Committee meetings as well as information and tapes she brought back from the AWC Convention regarding sidewalk repair, cable regulations, youth program information, tapes from two speakers for possible use at the upcoming Council retreat.

Councilmember Baxter initiated a discussion about speed bumps, as a deterrence in certain areas of the City for speeders and this to be put on an upcoming agenda.

Councilmember Herman commented on the psychological influence a landscaped median has on slowing down traffic and applauded Redmond for their landscaping standards, expressing a possibility of Marysville using their code as a model.

PRESENTATION:

- 1. Council Candidate Presentations: Shirley Bartholomew, Robert Graef, Carol Kapua, and Rod Reed.**

After Mayor Weiser briefly outlined the process, there was a drawing of the four names to determine speaking order for their 2 minute presentation tonight.

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Carol Kapua spoke first, noting she graduated from Marysville and returned here to make Marysville her permanent home. She explained how she has established her business in downtown Marysville - "Nature's Cache" and became a member of the Independent Federation of Business Owners, the Downtown Merchants Assn. and Marysville Chamber of Commerce. Also, she purchased a home here and has become actively involved in the community as an educational instructor, also a volunteer helping out with Santa House, Merryville for the Holidays, Fantasy Fortress, Class of '95 Parents Committee, Rotary Petting Zoo, Maryfest, etc. She noted she has also served on committees involved in education, communication, litigation and investigation and feels she would make a good Councilmember.

Shirley Bartholomew spoke second, noting she has served 9 years on the Snohomish County Council as a representative of north Snohomish County. She said the problems counties and municipalities face are remarkably alike and how we are going to solve these issues and how we are going to pay for services is most critical. She said she sees the key as broadening revenue base with "clean" industry and attracting other businesses to Marysville. She noted she was born in Marysville and has always taken pride in their good streets, police dept. and library and the question is how to maintain those. She listed several entities she was involved with in the county, some of which were Paine Field, Evergreen Fair, Kayak Golf Course, DARE program and director of Phoenix House. She also served on the Law & Justice Committee while with the county and is very concerned with providing police services to a community and how that is paid for. She said she sees another problem as water supply and feels it's very necessary for the community to have its hand on its own faucet; rationing in the irrigation districts in Eastern Washington may come to the west coast, she warned.

She stated she served on Senator Slade Gorton's advisory committee against crime and in this capacity arranged for Senator Gorton to meet with local mayors and police chiefs recently and is still heavily involved in that. As far as where she thinks Marysville is going, she said it's going to continue to grow and we can all work together to help with this. She said she would like to be a part of Marysville's future.

Robert "Bob" Graef spoke third. He stated he has lived in Marysville since 1958, it's his home and he has raised his family here. He said what he can bring to Marysville is lessons he has learned about keeping his ears open and mouth shut; a constant flow of information coming in. He noted this is a growing city and issues are moving targets--constantly changing, constant reevaluation, constant impacts. He said he feels each event has to be viewed as to cause and effect, with constant observation. He stated he is a believer in public relations and noted how public opinion can be influenced. He said he is a student who evaluates and studies the issues. He also noted he has the time needed for the position; there is a lot to be done in meeting tomorrow's needs with today's resources and understanding the issues and goals and he would like to help build a sense of community by becoming a Councilmember.

Rod Reed spoke last, stating it was with some humility that he was one of the presenters/candidates with three other well qualified people. He said his background is in law and property and he has lived in Marysville all his life. In addition to other experiences, he stated he offers recent relevant work on the Planning Commission where for the past three years they have been upgrading the Comprehensive Plan, especially concerning school impacts, the parks and recreation plan, land use throughout the whole area, etc. and he said he has seen debate and controversy and has enjoyed it all. He concluded that he is very much an advocate of Marysville.

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Councilmember Pedersen asked each of the candidates to answer the question: "How much time do you have available for the position?"

Councilmember Baxter added to that: "Are you flexible on the hours during the day/night during the week?"

Carol Kapua explained she teaches classes at Tulalip and Community Ed on Tuesdays but other than that, she would have unrestricted time available for City Council business. As far as how many hours actually available, she said whatever it would require and she noted that she has always gone into things full force.

Shirley Bartholomew stated, "My time is your time" and she noted she only works part time as an advisor at Kayak Point Golf Course. She said she would be committed to whatever the job requires.

Bob Graef stated he is a busy person but they say if you want something done, ask a busy person! He said he has at least 16 hours a week but he drives 3 hours on 3 days a week for the food bank.

Rod Reed stated his firm is accustomed to accommodating his work on the Planning Commission and he anticipates no difficulties at all should he become a City Councilmember.

Councilmember Wright asked each candidate to state what they feel is the most important issue facing Marysville at this time.

Shirley Bartholomew stated she sees the most important issue as, "Where are we going to get the money, during a time when there is a revolt against increased taxes?" She said she sees the answer as going out and finding businesses that will fit in the community to bring in the tax dollars.

Bob Graef said he sees the key as Public Relations, which underlies everything the City undertakes--how the public understands Marysville's needs and how information is shared so that people will pull together on all issues is the answer.

Rod Reed said in Marysville's 103 years change and progression have been constant--planning continues to be important and he said he often grows frustrated with the people who don't want to stay in the community and help it grow in the right direction. He said he truly wants to see Marysville adhere to GMA standards, have good design standards, develop text and put together a land use plan which he sees as very important and he said he intends to be a part of that.

Carol Kapua said she has been asked this question before and her answer is still the same--traffic. She stated she has no solutions for this at this time but traffic has gotten to the point that it doesn't matter what time of day it is--it is a major problem that she hears about over and over.

The floor was then opened to nominations.

Councilmember Baxter nominated Shirley Bartholomew.

Councilmember Myers nominated Bob Graef.

Councilmember Leighan nominated Carol Kapua.

Councilmember Herman nominated Rod Reed.

After Council discussion, noting these were four very excellent candidates, a roll call vote was taken revealing:

Councilmember Baxter voting for Shirley Bartholomew

Councilmember Herman voting for Rod Reed

Councilmember Leighan voting for Carol Kapua

Councilmember Myers voting for Bob Graef

Councilmember Pedersen voting for Bob Graef

Councilmember Wright voting for Shirley Bartholomew

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After brief discussion, it was decided to try and see if another roll call vote would produce a candidate with 4 votes so it would be unnecessary for the candidates to come back before Council another time. Another roll call vote was taken:

Councilmember Baxter voted for Shirley Bartholomew  
 Councilmember Herman voted for Bob Graef  
 Councilmember Leighan voted for Shirley Bartholomew  
 Councilmember Myers voted for Bob Graef  
 Councilmember Pedersen voted for Shirley Bartholomew  
 Councilmember Wright voted for Shirley Bartholomew

The newly elected City Councilmember was Shirley Bartholomew.

It was decided that she would be sworn in as soon as an Oath of Office could be located by the City Clerk.

## **2. Water Quality Issues - Puget Sound Water Quality Authority.**

Betsy Peabody and Michael Thorpe of the Puget Sound Water Quality Authority made a very detailed presentation, about half an hour in length, passing around several handouts. They said the main concern at this time is with how storm water is being handled and they talked about the GMA, the makeup of the Puget Sound Water Quality Authority, federal law, their working in cooperation with Marysville City staff. They noted that Marysville has a lot of GMA requirements in place regarding stormwater and is well on their way to being in compliance. It was noted that when you are in compliance with state law, you are eligible for state grant money.

It was noted that \$160,000 has been budgeted as stormwater revenue and out of that, staff must be paid and improvements made to the stormwater collection system. It was noted that if we did not have the stormwater program in place, damage and clean up costs would prove to be very expensive, more expensive than having to put the capital improvements in place and meet state regulations.

Cheryl Strange of the DOE was given as the name of the person in charge of making the decision of who would get Puget Sound Water Quality grants.

### OATH OF OFFICE:

City Attorney Weed administered the Oath of Office to Shirley Bartholomew and Councilmember Bartholomew was then seated on the City Council.

### NEW BUSINESS:

#### **1. New Telephone System/GTE Centranet.**

City Clerk Swenson reviewed the agenda bill and introduced Larry Ames of GTE. There was considerable discussion and explanation about the different features that would be and could be offered, including Voice Mail, external and internal messages, message denotation, call forwarding to home, night answer, caller ID, extension of number of rings, displays at each station, changing voice mail and receiving messages. It was explained that the price quoted by GTE was good for 5 years, the life of the contract. It was also explained that the plan is for the public, when calling into City Hall, to reach the receptionist first, before being directed to a person's voice mail, giving the caller the choice of not leaving a message on voice mail. Another feature would be "pick" buttons so if an employee hears their phone ring, they can "pick" the call up from another extension, possibly saving running across the office. GTE also offers extensive training sessions, to be included in the 5 year contract price.

After about an hour's discussion and questions and answers, Councilmember Myers moved to authorize the Mayor to sign the contract with GTE, approving the budget amendment in the amount of \$5,206 with a caller going into voice mail after 4 rings. Councilmember Leighan seconded the motion.

Discussion followed concerning changing it from 4 to 5 rings before the caller would go into voice mail and this amendment was made to the motion, accepted by the person who made it and seconded it. The motion then passed unanimously.

CONSENT AGENDA:

1. Liquor License Renewals for Foodworks Cafe, Market & Deli; Jim's Texaco & Grocery; Payless Drug Store #2732; and Smokey's Cascadia.
2. Authorize Mayor to Sign Breaker Construction Co. Contract Documents for Signal at 67th Av. & SR 528.
3. Approval of Street Closure Request for Sites & Bites Festival July 8-9-10.

Councilmember Baxter moved and Councilmember Pedersen seconded to approve Consent Agenda Items 1, 2 & 3. Passed unanimously.

ORDINANCES & RESOLUTIONS:

1. **Resolution Denying Utility Variance for Garry Gooch without prejudice.**

Councilmember Wright moved and Councilmember Myers seconded to approve/adopt Resolution 1696. Passed unanimously.

2. **Resolution Granting a Utility Variance Cameron C. Elder.**

Councilmember Baxter moved and Councilmember Myers seconded to approve/adopt Resolution 1697. Passed with Councilmember Leighan against.

LEGAL MATTERS:

1. **Agreement for Utility Services/Pacific Coast Feather, Inc.**

City Attorney Weed reviewed the draft agreement which has been put together and includes elements providing for a surcharge on Pacific Coast Feather's sewer use, a water consumption surcharge, review of improvements, public works inspections, DOE approvals and enforcement action if they exceed limits for variance.

Councilmember Baxter left City Council Chambers at 9:37 p.m.

Councilmember Wright asked if Pacific Coast Feather knows how much the surcharges are going to be and City Attorney Weed stated they will be notified. City Administrator Zabell noted they are paying \$.85 surcharge already.

City Attorney Weed will be presenting the agreement to Pacific Coast Feather and bringing this item back before Council at the next Council meeting, he stated.

2. **Recovery Contract - Joel C. Hylback.**

City Administrator Zabell explained this is a standard recovery contract and he described the short plat location.

Councilmember Baxter returned to Council Chambers at 9:40 p.m.

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City Administrator Zabell stated the recovery amount being asked is \$11.92 per foot and staff recommends acceptance.

Councilmember Herman moved and Councilmember Leighan seconded to approve/adopt Recovery Contract #176. Passed unanimously.

ADJOURNED INTO EXECUTIVE SESSION: 9:42 p.m.

1. Litigation.
2. Real Estate.
3. Personnel.

RECONVENED: 11:12 p.m.

Councilmember Herman moved to adopt Resolution 1698 regarding real estate exchange as discussed in Executive Session. Councilmember Myers seconded and the motion passed unanimously.

Councilmember Herman then moved to accept the real estate exchange contract with Safeway Corporation as discussed in Executive Session and amended to include a 30 foot easement. Councilmember Pedersen seconded and the motion passed unanimously.

ADJOURNED: 11:15 p.m.

Accepted this 11th day of July, 1994.

David Weiser  
 MAYOR

Dana A. Lytle  
 CITY CLERK, Deputy

Manda K. Swanson  
 RECORDING SECRETARY