

MINUTES RECAP

SPECIAL MARYSVILLE CITY COUNCIL MEETING

JULY 17, 1995

60161

<u>WORKSHOP:</u>	4:00 - 6:15 p.m.
<u>CALL TO ORDER:</u>	7:00 p.m.
<u>ROLL CALL:</u>	All Present
<u>MINUTES OF PREVIOUS MEETINGS:</u>	None
<u>AUDIENCE PARTICIPATION:</u>	None
<u>CONSENT AGENDA:</u>	None
<u>STAFF'S BUSINESS:</u>	None
<u>MAYOR'S BUSINESS:</u>	None
<u>CALL ON COUNCILMEMBERS:</u>	None
<u>PRESENTATIONS:</u>	None
<u>PUBLIC HEARINGS:</u>	
1. Consider Options Relating to Regulations in Response to the Private Property Regulatory Fairness Act (I-164).	Ord. 2038 Approved
<u>REVIEW BIDS:</u>	None
<u>CURRENT BUSINESS:</u>	None
<u>NEW BUSINESS:</u>	None
<u>ORDINANCES &amp; RESOLUTIONS:</u>	None
<u>LEGAL MATTERS:</u>	None
<u>ADJOURNMENT INTO EXECUTIVE SESSION:</u>	7:27 p.m.
1. Potential Litigation	
<u>RECONVENE &amp; ADJOURN:</u>	Approx. 8:00 p.m.

## SPECIAL MARYSVILLE CITY COUNCIL MEETING

JULY 17, 1995

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  
Administrative Staff:  
 Dave Zabell, City Administrator  
 Grant Weed, City Attorney  
 Gloria Hirashima, City Planner  
 Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Weiser called the Special City Council Meeting to order and led us in the pledge of allegiance, at approximately 7:00 p.m.

ROLL CALL:

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

MINUTES OF PREVIOUS MEETINGS: None.

AUDIENCE PARTICIPATION: None.

CONSENT AGENDA: None.

STAFF'S BUSINESS: None.

MAYOR'S BUSINESS: None.

CALL ON COUNCILMEMBERS: None.

PUBLIC HEARINGS:

**1. Consider Options Relating to Regulations in Response to the Private Property Regulatory Fairness Act (I-164).**

City Attorney Weed explained I-164 was passed by the Legislature unless a sufficient number of signatures are obtained on Referendum 48 petitions by July 23. He said it has been determined there are many uncertainties about the bill's meaning as well as impacts. He stated City Council appointed a task force to review this and they had two meetings. Some of the actions of the other cities were reviewed and it was noted that Everett and Lynnwood were taking the lead as far as studying the options and it was agreed more information should be obtained, for example, regarding public nuisance definition, he said. He explained that City Council's workshop tonight was held to review some draft ordinances and this is a public hearing to hear any public testimony concerning this ordinance.

Councilmember Herman asked that the items/changes that were discussed in the workshop be outlined.

Mayor Weiser noted the changes recommended were that the City Attorney not be included on the Project Review Team, that the filing fee be changed from \$500 to \$350, that the criteria of the Project Review Team wording of "least reasonable deviation" be changed to "smallest reasonable deviation" and that under Notices it was added to have public notice published in the City's newspaper of record, on the site, at City Hall, the library and post office.

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City Attorney Weed stated that as a matter of record, the thrust of the ordinance is to give a stop gap method for a claims process so the City can consider claims. He stated under Section 13 it explains the reasons for this timing and why the City Council has declared an emergency and this to be put in effect July 23, 1995.

Mike Papa, 8127 54th Dr. NE, Marysville was invited to address the City Council. He stated if this goes into effect, it will have some real far reaching effect and if it is possible, he would like to see the City put out some information with regard to what expenses could be incurred, for example, so voters can make an informed decision. He said he thinks this ordinance is a prudent first step and the real crunch will come in November.

Councilmember Herman said he agrees with the characterization of this being a prudent first step and he said he thinks it is probable that we will have to wait until November to find out whether this will become law. He said he is willing to continue serving on the task force.

Councilmember Pedersen noted that at the task force level there isn't much more that can be done until the decision is made by the voters.

Councilmember Bartholomew stated a concern about some attempt to be made to estimate budgetary impact; she said she would assume this to be a high priority.

City Administrator Zabell said it is very difficult to give any more than a guess but it's been estimated anywhere from very little to \$3,000,000 to determine economic impact analysis.

Councilmember Herman said he would like to see some kind of preliminary projection on that.

Councilmember Bartholomew suggested building permit figures need to be considered and Mayor Weiser noted \$3 million represents 3/7ths of Marysville's annual budget and he gave some examples of what that could mean to Marysville.

Councilmember Leighan stated bond counsel has indicated that an Economic Impact Analysis could be waived.

There was brief discussion about reluctance of some bond counsels to consider this aspect, this could have a very negative impact on bonds, counties could go broke like Orange County.

There being no one further wishing to give public testimony, Mayor Weiser closed the Public Hearing at 7:25 p.m.

Councilmember Herman stated he would like to see the Council take action on this tonight.

City Attorney Weed talked about how to implement the ordinance at the Planning Dept. level and suggested some training.

Councilmember Myers moved and Councilmember Leighan seconded to adopt Ordinance 2038, with changes as spelled out in the Workshop Minutes. Passed unanimously.

ADJOURNMENT INTO EXECUTIVE SESSION: 7:27 p.m.

1. **Potential Litigation.** (No Action)

RECONVENED & ADJOURNED: Approx. 8:00 p.m.

Accepted this 7th day of August, 1995.

*David Weser*

MAYOR

*Mary B. Swenson*

CITY CLERK

*Wanda A. Swenson*

RECORDING SECRETARY