

MINUTES RECAP

MARYSVILLE CITY COUNCIL MEETING AUGUST 14, 1995

CALL TO ORDER: 7:00 p.m. 00191

ROLL CALL: Councilmember Myers excused

MINUTES OF PREVIOUS MEETINGS: 8/7/95 Approved

AUDIENCE PARTICIPATION: None

CONSENT AGENDA: Approved:
1. Approval of Sensitive Areas Consultants List Update.
2. Approval of Preliminary Plat & Rezone; Cedarcrest Vista East; PA 9407029.
3. Approval of Conditional Use Permit; Richard & Lynda Southard; PA 9506032.
4. Approval of Liquor License Renewals for El Toro Restaurant, Fanny's Restaurant, Home Plate Bar & Deli, Safeway Store #469, Jim's Texaco & Grocery, Payless Drug Store #2732, and Smokey's Cascadia; and not approve the liquor license renewal request for Naya Chevron Station until such time as they acquire a city business license.

STAFF'S BUSINESS:
1. Request for Banner to be put up by City - Approved 4-1

MAYOR'S BUSINESS:

CALL ON COUNCILMEMBERS:

PRESENTATIONS: None

PUBLIC HEARINGS:
1. Initiative and Referendum Powers Issue tabled indefinitely
2. Cable Television Rates & Charges TCI - Ord. 2039 Approved
for Viacom Cable & TCI of Wash. Viacom - Ord. 2040 Apprvd.

REVIEW BIDS: None

CURRENT BUSINESS:
1. Kellogg-Marsh Annexation; P.H.rescheduled to 9/25/95
Reschedule Public Hrg.to 9/11/95
2. Continued Discussion of 6 Year Discussion Only
Transportation Improvement Program.

NEW BUSINESS:
1. HKS Partnership Utility Variance; To be reviewed by RUSA
UV 93-015 Committee
2. Promotional Services Request; Denied
Greater Marysville Chamber of Commerce

ORDINANCES & RESOLUTIONS: None

LEGAL MATTERS: None

ADJOURNMENT INTO EXECUTIVE SESSION: 10:53 p.m.
1. Personnel (No Action)
2. Litigation (No Action)
3. Real Estate (No Action)

RECONVENED & ADJOURNED: 12:05 a.m. 8/15/95

MARYSVILLE CITY COUNCIL MEETING

AUGUST 14, 1995

7:00 p.m.

Council Chambers

Present: Dave Weiser, Mayor

Councilmembers:

Donna Pedersen, Mayor Pro Tem

John Myers (excused)

Ken Baxter

Donna Wright

Mike Leighan

Otto Herman

Shirley Bartholomew

Administrative Staff:

Mary Swenson, City Clerk/Asst. to City Administrator

Grant Weed, City Attorney

Gloria Hirashima, City Planner

Ken Winkler, Public Works Director

Doug Buell, Community Information Officer

Ernie Berg, City Engineer

Wanda Iverson, Recording Secretary

00192

CORRECTED: SEE
MINUTES
8/28/95

CALL TO ORDER:

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

ROLL CALL:

Asst. to City Administrator Swenson called the roll with all members present/absent as indicated above.

MINUTES OF PREVIOUS MEETINGS:

Councilmember Herman noted on page 2 of the 8/7/95 minutes, two-thirds of the way down in the paragraph beginning "Councilmember Herman", "within 18 mos. of mom's passing, for example" should be removed and the following words inserted: "with change of ownership or occupancy."

There being no further changes or corrections, Councilmember Herman moved and Councilmember Pedersen seconded to approve the 8/7/95 City Council minutes as corrected. Passed unanimously.

AUDIENCE PARTICIPATION: None.

CONSENT AGENDA:

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2. **Approval of Preliminary Plat & Rezone; Cedarcrest Vista East; PA 9407029.**
3. **Approval of Conditional Use Permit; Richard & Lynda Southard; PA 9506032.**
4. **Approval of Liquor License Renewals for El Toro Restaurant, Fanny's Restaurant, Home Plate Bar & Deli, Safeway Store #469, Jim's Texaco & Grocery, Payless Drug Store #2732, and Smokey's Cascadia; and not approve the liquor license renewal request for Maya Chevron Station until such time as they acquire a city business license.**

Councilmember Bartholomew moved and Councilmember Herman seconded to approve Consent Agenda Items 1, 2, 3 & 4. Passed unanimously.

STAFF'S BUSINESS:

Assistant to the City Administrator Swenson reported City Administrator Zabell will be back in the office off from vacation 8/17/95. She brought the thank you banner on the wall behind staff to Council's attention, made by students from Allen Creek Elementary School. She reminded Council of the Library Official Dedication Ceremony Friday, 8/18/95 and announced there will be a "Things You Don't Know About Parties" presentation 8/15/95 at the new library.

City Planner Hirashima gave an update on the Planning Commission, stating they are meeting weekly now to review the Comp Plan and

Land Use Plan. She reported the Planning Dept. just mailed out open house notices for a neighborhood meeting to be held 8/23/95 for the North Sub Area neighborhood, at Shoultes Elementary from 5:30 to 8 p.m.

Public Works Director Winckler reported there will be an RFP meeting 8/15/95 and a RUSA meeting 8/17/95. Also a Tribal Committee meeting 8/25/95. He reported on a conversation he had with BN concerning the First St. railroad crossing lack of repairs and BN is to follow up and try to solicit funding for this. He stated the City will probably need to come up with 50% of the funding for the project. With regard to the 5th St. Crossing, there should be no negative impacts on the 88th St. Interchange, he said and asked for Council input about pursuing this with BN.

There was discussion about not using the words "cancel and reapply" on the Burlington Northern paperwork, possible denial without prejudice, delaying, postponing. Consensus was to tell BN that the City is continuing to gather data.

Request for Banner.

Councilmember Leighan excused himself at 7:13 p.m. as he said he had a conflict of interest.

Lt. Dennis Peterson spoke on behalf of the Multicultural Task Force who wishes to bring a free guest speaker to Marysville, sponsored by the Marysville School District and the school district would like to have the City put up a banner advertising the event. They would like the banner to be put up across 4th St. and although Lt. Peterson stated he has never heard this speaker before, he understands it to be a very beneficial event for the community.

There was discussion about the City not advocating a position, precedent setting with regard to future banners and possible denial, on what legal grounds would the City be allowed to deny, having City staff putting up the banner, the right to hang the banner as a matter of free speech, keeping banner hanging correctly and being taken down the day after the event, whether this would be in the same category as Maryfest and Homegrown Festival banners.

Councilmember Herman moved to grant the school district's request, Councilmember Pedersen seconded.

There was further discussion about liability issue, having a hold harmless agreement signed by the group requesting the City to put up a banner for them, the quality of the speaker.

The motion passed 4-1 with Councilmember Baxter against.

Councilmember Leighan returned to Council Chambers at 7:25 p.m.

MAYOR'S BUSINESS:

Mayor Weiser reminded Council of the upcoming Superfund Landfill Community meeting from 7-9 p.m. at the PUD building in downtown Everett on 8/22/95.

Mayor Weiser reported that the Sunnyside neighborhood complaints have been followed up by the MPD.

Mayor Weiser reported that the City had a booth at the Homegrown Festival and Public Works, Planning, Parks and City Hall staff gave out recycling items Friday and DARE items Saturday.

Mayor Weiser spoke with BN about train tie ups in Marysville and Tom Rowley's replacement is coming in Wednesday, when the Mayor will follow up on this.

Mayor Weiser noted Councilmember Pedersen is up for reelection to the Health Board and that Marysville carries 4 votes.

Councilmember Bartholomew moved and Councilmember Wright seconded to cast our votes in support of Donna Pedersen for reelection to the Snohomish County Health Board. Passed unanimously.

CALL ON COUNCILMEMBERS:

Councilmember Herman reported in January there will be a CT meeting to review the makeup of the board; Mountlake Terrace and Marysville may be reclassified with regard to how many votes each city has. *He asked about EHB 1724. The meeting will also determine makeup of Bd of Directors. due to population thresholds which Mountlake Terrace has surpassed and Marysville is approaching.*
City Attorney Weed stated it has a number of provisions that are possibly going to affect the MMC, for example the hearing examiner ordinance and zoning code ordinance.

Councilmember Herman asked for a summary of these issues from the City Attorney.

Councilmember Leighan, as a member of the Work Release Siting Committee, reported they have taken Smokey Point off the list of alternatives. He referred to information in the packets and noted the intersection at 67th & 84th now warrants a 3 way stop. He asked Council to take action as there are several safety issues here and he said he would like to see it done now because of the potential development. He said he would like the City to take a proactive role vs reactive role in setting up intersections such as this and not wait until someone in the community has to request it.

Councilmember Bartholomew suggested looking at the speed limit and signage on 67th at 94th, actually from 100th south to Grove.

City Engineer Berg noted the 88th & 67th alignment will be corrected.

Councilmember Leighan stated with regard to the Teen Party Speaker, information was not received by him in a timely manner and he suggested possibly Council could receive this information by fax.

Councilmember Pedersen asked about the landscaping ordinance, particularly with respect to the new Safeway going in and lack of landscaping.

City Planner Hirashima said she would follow up on this. She pointed out that the landscaping ordinance still has not been adopted but should be included in the land use zoning code and approved by the end of the year.

Discussion about Everett's landscaping ordinance.

Public Works Director Winckler announced Marysville Parks Dept. was successful in getting a grant for \$6,000 to do a study with regard to landscaping, City inventory of trees, etc.

There was more discussion about 100% asphalt parking lots vs some landscaping, for practical reasons as well as aesthetics.

Councilmember Pedersen stated she will be out of town for the Library Dedication and asked staff to send her regrets and thank the community for their support.

Councilmember Baxter said he thinks the City should be careful about requiring landscaping because it's going to end up the City's responsibility. He asked about Ed Hayes' property--whether Mr. Hayes would have to come up with an additional 15' of buffer as a result of the new industrial code.

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MINUTES

City Planner Hirashima said that would only apply if he comes in with a new proposal then he would have to meet the code by adding to the existing buffer as well as putting up a fence.

Discussion about a variance to reducing landscaping requirements, City gateway appearance, etc.

Councilmember Baxter asked about graveling of boat ramp, more parking, removal of fence by DOT. He noted the Tulalips are interested in creating more parking on their road and are willing to let Marysville go in with some gravel after DOT has removed the fence.

PUBLIC HEARINGS:

1. Initiative and Referendum Powers.

City Attorney Weed reviewed the workshop a few weeks ago wherein it was explained there are approximately 270 cities in Washington out of which 41 have adopted the Initiative & Referendum Powers and 25 of those cities are code cities like Marysville. He noted he reviewed the process at the workshop as to how an initiative or referendum would be enacted and/or adopted and that some measures are regulated by the courts and some are regulated by the municipality. He noted the adoption of the Initiative and Referendum Powers would be in force for a minimum of six years.

A letter was received from Mike Papa, 8127 54th Dr. NE, Marysville to be included in the record:

"August 14, 1995

Marysville City Council
Marysville, WA

Councilpeople,

Please accept this letter as my testimony on the proposal to enact an initiative/referendum process in the City of Marysville. I regret I cannot testify in person due to a scheduling conflict.

Several years ago, I would have heartily supported the concept of an initiative process for the City of Marysville. However, now, I feel that given the recent history of the initiative process in this state the idea of one for the City is a poor one. We have seen that on the state level powerful special interests have been able to literally "buy" legislation through the use of paid signature gatherers. The intent of an initiative process, in my mind at least, is it should be a "grass roots" way for citizens to address their government. We have seen this process abused and misused this year. I see no reason the same special interests could not buy a ballot measure locally. Getting the requisite number of signatures would be far less costly in Marysville because of far fewer number of voters.

Whether I personally agree or disagree with any individual, I have found the City of Marysville's government is not yet to the point where elected officials and staff are beyond being contacted by the public. Most of the current Councilmembers I feel comfortable contacting and are willing at least to listen to any suggestion. The service by the City staff provided to me in the past has been helpful and prompt. I think it is somewhat premature to enact a whole new set of statutes at this time.

Perhaps the underlying issue behind this proposal and the real issue for our area is citizen involvement. As a citizen in our form of government we have certain rights. We, as citizens, also have a responsibility to be involved in our government. The only question is how the City of Marysville can encourage citizens to exercise this responsibility in the most effective and easiest way. Here is a list of ideas that I feel would be more effective than the proposed initiative process:

" 1) Televised Council hearings. Some of you may have followed a series of articles in the Everett Tribune concerning the decision to televise the City of Everett's council hearings. In those articles, one point that was made was in all their research the City found unanimous support for it from all other jurisdictions that are currently broadcasting.

2) Divide the City into wards, similar to other cities such as Snohomish. As I am sure you are all aware, the mayor and 5 out of 7 of you have obtained your positions with no opposition. Perhaps one reason, among others, is the cost of running for office. By dividing the City into wards, it would make it less costly for citizens with the desire and qualifications (but limited resources) to exercise their civic responsibilities to run for office. For example, look at the current Marysville School Board races. Two of the three positions have more than one candidate.

3) Involve more citizens in the legislative process. Some of the ordinances the City has been working on, especially those that affect our quality of life, are bereft of citizen involvement other than the Planning Commission. What better way to involve individuals that complain than to appoint them to a task force or advisory committee and use them in a positive way by actually doing something. Perhaps, if the landscaping ordinance I have been waiting for for over two years now had more citizen involvement, it would have been reality long ago. I'm extremely disappointed that the new Safeway complex, as of this date, has very little in the way of landscaping other than a few token shrubs. I hate to say it but there's more wood planted in my front yard in the form of yard signs than there is in trees in the Safeway parking lot.

The above ideas are not new. Some members of the Council have floated these progressive ideas only to have them wither on the vine. But as I have stated before what we should be trying to combat here is the rampant apathy and indifference that all but a tiny minority of individuals in our community seem to have towards the workings of local government.

In conclusion, what Marysville needs is not more laws such as an initiative process. What the City of Marysville needs is the willingness of individual citizens to get involved with the existing process. Together with this, we need a City administration that is willing to reach out to its citizenry in the ways I have outlined above.

Sincerely,

Michael Papa"

Councilmember Bartholomew asked where we go from here and City Attorney Weed stated if Council wishes to adopt the Initiative & Referendum Power he would prepare a resolution of intent and then if there is no referendum petition signed by 10% of the voters in the last election, it would then go to the voters at the general election. Generally, this would stay any issue in process, he warned.

There was discussion about emergency ordinances concerning public health, safety and welfare as these are exempted from the Initiative and Referendum process. Also, discussion about annexations not being subject to repeal by the referendum process, 15% requirement to bring a new ordinance before Council but for the referendum process/repeal it is a 10% petition, issues that affect the budget, parks, funding mandates, no one would be able to repeal the City budget adopted each year, for example, "takings" as a potential budgetary impact, ability of Council to initiate an issue be taken to the voters, repeal process, disruption of the process, special interest groups, Marysville already gives the citizens plenty of opportunity to get involved without the Initiative & Referendum process.

City Attorney Weed made a correction, stating the requirement would be 15% based on the number of registered voters at the last general election (8500).

There was more discussion about citizen influence, paid signature gatherers, televising Council meetings, dividing City into wards, involving the citizens in the legislative process, Initiative 164, Economic Impact Analysis being promoted in this process, substitute measures going to the ballot, disruptive issues that would have to be sent on to the ballot, Councilmember Herman spoke in favor of Mike Papa's list of ideas of involving citizens. Councilmember Bartholomew noted the Supreme Court just upheld a State of Ohio case regarding paid signature gatherers.

Councilmember Pedersen commented on televising Council meetings and also agreed with getting people involved in task forces. Councilmember Baxter said he agreed that a disruptive utility issue that's forced to be voted on can really raise havoc.

Councilmember Wright said she would be in favor of postponing this issue and Councilmember Leighan suggested letting citizens bring this to Council as something they want to do. Councilmember Herman noted he was glad Councilmember Wright had brought this to Council's attention because it has caused a very healthy review of the whole topic. Councilmember Bartholomew said she would like to see copies of ordinance and resolutions from other cities that pertain to the Initiative and Referendum Power process.

Councilmember Baxter then moved and Councilmember Wright seconded to postpone any action pending further information from the City Clerk concerning other cities' ordinances.

A roll call vote revealed a tie vote 3-3 with Councilmembers Wright, Herman and Pedersen against.

After brief discussion Councilmember Herman moved and Councilmember Leighan seconded to table the issue indefinitely.

City Attorney Weed said he was not aware of a time limit when an issue is tabled. The motion passed unanimously.

2. Cable Television Rates and Charges for Viacom Cable & TCI Cablevision of Washington, Inc.

City Clerk Swenson gave background and referred to the agenda bill. She noted legislation for governing rates has gone back and forth between regulation and deregulation and the City has hired a consultant from 3-H Cable Communication Consultants.

Lon Hurd, 3-H Cable Communication Consultants, 502 E. Main, Auburn addressed Council and explained the complex nature of the job they have been hired to do, because of 9 new pages of legislation, many revisions by the FCC and the re-writing of the process. He stated the process was to take out extras and come up with a base per channel cost, the cities are now on track and the cable companies are going to be able to submit their rates and information to the City in a more organized fashion. He stated they came up with a maximum permitted basic rate to be charged by TCI of \$9.13 and a maximum permitted basic rate to be charged by Viacom of \$10.36 per month. (It was noted the handed out version of the Viacom proposed ordinance is the correct one.)

Mr. Hurd explained in great detail different changes in rates and in response to Councilmember Herman's question about the difference between basic and expanded basic, he stated expanded basic comes under the FCC; the City's regulatory authority is for the first 15 channels (basic level). There is a higher rate for expanded basic because these are normally satellite channels, he added and Viacom's rates are only slightly higher than TCI's.

Councilmember Herman asked about cost shifting and Mr. Hurd stated both levels are actually regulated; Pay Per View, Showtime, The Movie Channel and HBO, for example, are not regulated. He said there is no unregulated tier of service at this time however, there are some possible future changes. He added the variables are the number of satellite channels, number of subscribers and local offices.

Councilmember Pedersen talked about refunds to City of Marysville customers as well as comparing other franchise agreements in the Puget Sound area with regard to televising Council meetings.

Mr. Hurd mentioned several cities that do televise Council meetings or are going to and he noted compared to 2-3 years ago when there was very little interest in this, there is now quite a bit of interest. He stated cable companies are allowed to increase their rates if they are providing funding for televising Council meetings. He gave an example that Kirkland pays \$80,000 per year for 3 robotically operated cameras in the televising of their Council meetings.

Councilmember Leighan asked about service call hourly rates and Mr. Hurd explained they are based on depreciation schedules, how many trucks they have, etc. In response to an inquiry from Councilmember Bartholomew, he noted there is a difference between government access channels and public access channels so strict criteria need to be developed that govern who uses the access channel.

There being no one further wishing to address Council from the audience, the public hearing was closed to public testimony at 9:56 p.m.

Councilmember Herman moved and Councilmember Pedersen seconded to adopt Ordinance 2039 for TCI. Passed unanimously.

Councilmember Leighan moved and Councilmember Wright seconded to adopt Ordinance 2040 for Viacom (the handed out version). Passed unanimously.

Mr. Hurd added that the cablevision companies will be developing a refund plan which will be submitted to the City. City Clerk Swenson made it clear that these refunds would probably not have come to light if the City had not hired the consultant.

CURRENT BUSINESS:

1. **Kellogg-Marsh Annexation; Reschedule Public Hearing to Sept. 11, 1995.**

City Planner Hirashima and City Attorney Weed explained the need to postpone this matter.

Councilmember Baxter left Council Chambers at 9 p.m.

City Attorney Weed stated there is a pending court hearing this Thursday and suggested rescheduling this to 9/11 on condition that the litigation is disposed of favorably to the City.

Councilmember Baxter returned to Council Chambers at 9:02 p.m.

There was discussion about notification and advertising costs, getting a window of time to appeal a decision if not in the City's favor, that the proponent should be instrumental in wishing this to be postponed as well as City staff.

Councilmember Leighan moved to postpone this matter to 9/25/95 in order to allow for proper notification of the hearing. Councilmember Pedersen seconded and the motion passed unanimously.

NEW BUSINESS:

00199

1. HKS Partnership Utility Variance; UV 93-015.

Public Works Director Winckler reviewed the agenda bill and gave history of the variance request. He noted the request has been changed to 12 duplexes plus one duplex on a different lot, totalling 26 units, which is less than their original request.

There was discussion about the public hearing coming up on the 28th, City Attorney Weed explained the need for the applicant to get a City Council decision because of a county hearing, a number of developers are awaiting Marysville City Council's decision although this property is not within the Smokey Point Annexation area, it has the immediate potential for annexation into Marysville, question about Arlington vs. Marysville service area/CWSP area.

Harland McElhany, consulting engineer, Harmsen & Assoc., P. O. Box 516, Monroe, Washington, addressed the Council. He explained he represents the HKS Partnership (HKS stands for Harmsen, Koster & Sturk). With regard to Arlington's letter, this property does lie within Marysville's CWSP, he pointed out and they were directed to seek any other agency that might provide service and so they contacted Arlington, Seven Lakes Water District and PUD. He said they feel the variance is warranted. He added they purchased the property more than 20 years ago as an investment for their retirement and for example, Mr. Koster is approaching 80 years of age and wishes to develop and sell his portion. He said they were advised by the title company there was a recovery contract for a water line that crossed their easement when they purchased the property, presumably they had water available to them. There were two water hydrants on the property also, he noted. He stated the water line was installed between 1966 and 1978, the records aren't clear but the City has been developing infrastructure in this area for many years and in 1992 the City granted a utility variance for water and sewer to the property immediately to the east and as it lay within the CWSP, would mean that it would ultimately get water and sewer. He pointed out this is the 4th time they have come before City Council, they met the criteria and are pressed for these utilities at this time. He noted that first the City said the Comprehensive Water Plan was not complete and now it is, then the City was planning a new reservoir and construction has now begun on that; they are now in the UGA but Mr. Winckler said staff had not had time to study the downstream impact and capacity.

Mr. McElhany said he is having a hard time figuring out how the City can't find the time to do that study: 50 to 60% of the area has developed as industrial use and 12,500 single family density so the capacity originally projected has not been reached so this project's impact would not be high, he pointed out. He said he believes there is plenty of capacity to satisfy their needs and the applicant is also willing to participate in improvements on a pro rata basis but they do need to make a decision. He said they have had to continue their hearing with the county twice now and plus this is creating an economic impact on the proponent so they are asking that Council consider this favorably. He noted staff recommends this be granted when the reservoir is completed although the applicant would like a date certain on that as they have been hanging on this for two years, he said.

Bill Kosters, 125 Sumac Dr., Monroe, WA 98272, addressed Council. He confirmed that he is 78 years of age and they purchased the property in 1972 with the intention of developing it. He stated he wrote two letters to the City regarding the ULID but the City denied receiving the letters. People on either side of this property have received utilities and yet this applicant has been denied and they don't understand why, he said.

Luther Harmsen, 16818 159th Dr. SE, Snohomish, WA 98290, addressed Council, explaining he was the founder of Harmsen & Assoc. In

1974 they signed a ULID but were not included in the sewer that was put in in 1986, he said. The City denied receiving the letters requesting that they be included in the ULID and be granted utilities, he added. This postponement is affecting them economically: it has cost them over \$100,000 and they are asking that the City grant this request, he said.

No one further wished to address Council from the audience at this time.

There was discussion about this property still being outside RUSA but included in the CWSP and the Arlington-Smokey Point UGB. Councilmember Baxter suggested bringing this before the RUSA meeting Thursday. He noted this is a very complex issue and said he hopes resolution can be reached Thursday morning.

Mr. McElhany clarified that the request was for water and sewer for all 26 units and he said they have explored the possibility of providing septic drain fields and the cost would be in excess of \$60,000 to \$100,000 for a community drain field which will not be approved by the Board of Health unless there is a public agency who would take care of it and no one will assume that responsibility, he said.

There was further clarification of where the present water and sewer mains are and Mr. McElhany noted the 163 unit mobile home park would access the same manhole as this project. Councilmember Baxter explained some of the complexities of the RUSA boundaries, water purveyors, etc. It was also noted the original variance request seems to expire (according to the Resolution) 4/30/95.

Mr. McElhany stated there was discussion last time they came before Council about this; the resolution was for a one year extension and he said he was surprised to see it was only for six months when he got a copy of the resolution recently. He said he understands the \$50 fee was waived and they were granted a hearing tonight giving them benefit of the doubt but he said he would like the minutes and/or tapes reviewed with regard to the extension being for 6 months or one year.

City Attorney Weed agreed to have that information for the Thursday RUSA meeting and he stated if the intent was only for 6 months the applicant would have to reapply and pay a new application fee.

There was discussion that he should not be charged a penalty and if the resolution needs to be extended no fee is to be charged.

Councilmember Baxter moved and Councilmember Leighan seconded to have this matter reviewed by the RUSA Committee and if the Resolution needs to be extended for 6 months, no additional fee is to be charged. Passed unanimously.

Councilmember Wright left Council Chambers at 9:50 p.m.

2. Promotional Services Request; Greater Marysville Chamber of Commerce.

City Clerk/Assistant to the City Administrator Swenson reviewed the agenda bill and City Attorney Weed reviewed the funding parameters with regard to Hotel/Motel tax revenue and the General Fund.

Councilmember Wright returned to Council Chambers at 9:51 p.m.

Joe Crawford, 14524 40th Av. NE, Marysville, representing the Marysville Chamber of Commerce as Chair of the Government Affairs Committee, addressed Council.

He provided a handout which he read outlining what the Chamber is, how much telephone volume of calls has increased over the past few years and asking the City for \$8,000 a year in financial support.

00201

They recommended a contract be signed between the City and Chamber to help with the cost of bringing in a part time person to answer community inquiries about Marysville. For example, he stated they had 9094 calls in May 1995 alone. Their request would be retroactive to 1/1/95 and "The Board of Directors of the GMCC, on behalf of all dues paying members, are anxious to work with the appropriate city representatives on the administrative issues that surround this arrangement."

Councilmember Pedersen asked several questions with regard to the services of the Greater Marysville Chamber of Commerce and Mr. Crawford responded that other cities contract with other Chambers of Commerce, for example, in Everett the City has a contract with the Everett Chamber of Commerce in the amount of \$100,000 a year. He read the mission statement of the Marysville Chamber: "To improve economic vitality, provide a business voice, promote tourism and networking of members." He said that out of approx. 300 members the average is 4-5 employees each and the Chamber has only two paid employees attempting to represent 1200 business people in Marysville. He went into a long explanation about activities of members and the Chamber and how they interface.

Councilmember Pedersen explained how she felt the Chamber's job is to attract people to Marysville and how it has been covered on a strictly volunteer basis in the past (probably at least 10 years ago).

Councilmember Bartholomew asked how this is going to tie in with the Snohomish County Tourist Bureau or Visitors Information Center and Mr. Crawford stated the Chamber's location is not conducive to walk ins, most of the inquiries are by phone. He added that the \$8,000 would cover the "waves" of phone calls, etc., not to replace tourism services.

Councilmember Bartholomew asked for a breakdown of the 9,000 calls and Caldie Rogers, Chamber President addressed Council. She stated that was basically tourism/festival calls but they get a lot of calls about dead animals, the petting zoo, 40% of their calls are within the community, complaints about the Chamber's lines always being busy. She stated they looked at Everett, Marysville's hotel/motel tax doesn't cover this funding need and they don't want to go for Human Services funding but the volume has outpaced the Chamber employees. They have been referring calls to City Hall and the Visitors Information Center but they both objected to their referring people, she said. She said they feel they provide a good service, they get calls about service organizations, directory assistance types of calls and she talked about volunteers working in the Chamber in the past and how traffic has really increased over the years.

Councilmember Leighan asked about tourism/promoting Marysville and Ms. Rogers stated they have developed a photo bank for local and regional magazines, they produced Marysville Beckons and they are working on the next issue which should be out 1/1/96. She talked a bit about internal systems and employee security which has been increased since they had a problem a couple years ago. She talked about getting calls at all hours, for example, when she's working late and stated their intent is to build a coalition where they have approached difference service organizations, tourism, etc. and then they can have shared costs for reception, etc.

Councilmember Pedersen suggested if they are getting a lot of calls about a certain thing, for example, dead animals, perhaps they can include the number of the Animal Control Officer in the Chamber's taped phone message for callers.

Councilmember Bartholomew suggested the Chamber contact someone at the county level specific to tourism.

Councilmember Herman said he would like more information and talked about hotel/motel tax fund restrictions. He said he recognizes the service the Chamber provides and benefit to members.

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Councilmember Bartholomew said she would like more information, for example a draft contract/scope of work spelled out, etc. and a proposal of what they would do for the City.

City Clerk Swenson said she was surprised to learn tonight that the City referred calls to Everett because the City staff is trained to answer calls all the time about Parks, Maryfest, dead animals, obituaries, whatever. She said City Hall employees are instructed and trained to go the extra mile.

There was discussion about Marysville's appearance in various publications and Councilmember Herman reiterated that he would like additional information, a draft contract, scope of work, sharing of services/activities appropriate here.

Councilmember Herman then moved to continue this to 9/5/95 and Councilmember Bartholomew seconded, to give time for additional information to be brought back with regard to financing, legal issues, staff recommendations, importance of certain services, shared services, how to direct calls.

Councilmember Pedersen stated that as far as City government information she thinks the Chamber does benefit the community but so does the Morning Rotary group and a lot of other groups.

A roll call vote revealed a tie vote with Councilmembers Leighan, Pedersen and Baxter against. There being no further motion, the request from the Chamber was in effect denied.

CURRENT BUSINESS:

2. Continued Discussion of Six-Year Transportation Improvement Program.

City Engineer Berg reviewed the information and noted the 60th Dr. extension may be added if City Council wishes, for 1997 or Sept. 1996. He recommended that the Urban Forestry Plan and Landscaping be included also.

There was discussion about having a task force, studying species of trees that are good to plant at different locations, having a citizens committee in conjunction with the study, SR 528 to Hwy. 9, ISETEA funds, metric projects.

ADJOURNMENT INTO EXECUTIVE SESSION: 10:53 p.m.

1. Personnel. (No Action)
2. Litigation. (No Action)
3. Real Estate. (No Action)


RECONVENED & ADJOURNED: 12:05 a.m. 8/15/95

Accepted this 28th day of August, 1995.

MAYOR



CITY CLERK



RECORDING SECRETARY