

MINUTES RECAP

MARYSVILLE CITY COUNCIL MEETING

SEPTEMBER 23, 1996

00200

CALL TO ORDER/FLAG SALUTE:

7:00 p.m.

ROLL CALL:

All present

CORRECTED: SEE 10/7/96  
MINUTES

MINUTES OF PREVIOUS MEETINGS:

Council 9/9/96 Approved  
Workshop 9/16/96 Approved

AUDIENCE PARTICIPATION:

Margaret Natterstad

CONSENT AGENDA:

Approved:

1. Approval of 9/23/96 Claims in the Amount of \$383,635.86; paid by check nos. 30767 through 30967 with check nos. 30411 and 30696 void.
2. Authorize Mayor to sign the Community Development Block Grant Contracts.
3. Direct Council to Cease Processing of Heather Glen Sanitary Sewer LID Project.
4. Authorize Mayor to Sign Manhole Easements for GTE (Cedarcrest Golf Course).
5. Authorize Mayor to Sign Labor Services Agreement for Chrysalis Enterprises.

STAFF'S BUSINESS:

MAYOR'S BUSINESS:

1. Proclamation: YWCA Week Without Violence October 6-12, 1996
2. Proclamation: Community Transit Day October 4, 1996

CALL ON COUNCILMEMBERS:

PRESENTATIONS:

1. Friends of the Library \$15,000 from annual used book sale presented to City

CURRENT BUSINESS:

1. Budget Amendment Request; Community Center Development (Old City Hall) \$129,194 Approved

CORRECTED: SEE 10/7/96  
MINUTES \$130,000

NEW BUSINESS:

1. Util. Var. LeRoy & Valerie Tanis 6918 100th St. NE; UV 96-024. Approved

ORDINANCES & RESOLUTIONS:

1. Ord. 2090 Approved Amending MMC 20.12.120(4) Relating to Final Subdivision Approval.
2. Ord. 2091 Approved Vacating a Portion of 8th St. Right of Way.
3. Res. 1816 Approved Adopting 6-Year Transportation Improvement Program (1997-2002), including Arterial Street Construction Program in Accordance with Regulations of Urban Arterial Board.
4. Res. 1817 Approved Affirming Hearing Examiner Decision for Prel. Plat, Shoreline Substantial Development Permit & Street Variance and an Appeal under SEPA for HDK Industrial Park.
5. Res. 1818 Approved Affirming Hearing Examiner Decision for Prel. Plat, Shoreline Substantial Dev. Permit, Street Variance & Upholding an Appeal under SEPA for Anderson Industrial Park.
6. Res. 1819 Approved Extending Util. Var. for Boyden, Robinette & Assoc., Inc. and Amending Resolution No. 1747.
7. Res. 1820 Approved Affirming Hearing Examiner Decision for Conditional Use Permit for Ron Allen.
8. Res. 1821 Approved Affirming Hearing Examiner Decision for Conditional Use Permit for Jack & Mitzi Bartlett.
9. Res. 1822 Approved Affirming Hearing Examiner Decision for Conditional Use Permit for Kip Gooze Construction.
10. Ord. 2092 Approved Vacating Portion of 9th St. Right of Way.

LEGAL MATTERS:

1. Agreement Establishing Water Util. Mayor Authorized to Sign Service Area Boundaries
2. Ord. Amending Legal Desc. under Ord. 2093 Approved  
Ord. 2073 re condemnation of prop. on State Av.

EXECUTIVE SESSION:

8:15 to 9:30 p.m.

1. Legal Matters (No Action)
2. Real Estate (No Action)

RECONVENED & ADJOURNED:

9:31 p.m.

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**MARYSVILLE CITY COUNCIL MINUTES**

SEPTEMBER 23, 1996

7:00 p.m.

Council Chambers

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

Administrative Staff:  
Steve Wilson, Finance Director  
Dave Zaell, City Administrator  
Jim Ballew, Parks & Recreation Director  
Ken Winckler, Director of Public Works  
Grant Weed, City Attorney  
Wanda Iverson, Recording Secretary

CALL TO ORDER:

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

ROLL CALL:

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

MINUTES OF THE PREVIOUS MEETINGS:

Councilmember Bartholomew noted in the 9/9/96 Council meeting minutes on page 4, about 2/3 of the way down the page, a motion was made by Councilmember Leighan and Councilmember Myers seconded it.

Also on page 4, under Item 2 - Utility Variance - Councilmember Pedersen asked that it be noted that this was removed from the agenda at the request of the Lakewood School District.

There being no further corrections, Councilmember Bartholomew moved and Councilmember Pedersen seconded to accept the minutes as corrected. Passed unanimously.

Councilmember Bartholomew then moved and Councilmember Myers seconded to approve the 9/16/96 Council Workshop minutes as written. Passed unanimously.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Margaret Natterstad, 10532 38th Av. NE, Marysville, addressed Council. She thanked Council for their part in putting the Indian Creek Annexation issue on the primary ballot, however stated it did not pass and therefore will not be on the Nov. ballot. She said she thinks people were afraid of the term "City's bonded indebtedness" and that should have been explained better; people didn't understand it and perhaps she could have explained it's based on the City's millage rate. Also, she said some people were not aware of how many people were actually in favor of this annexation; the vote was very close: 48% yes, 52% no.

Councilmember Herman said it might be interesting for Council to think about questions for people in potential annexation areas to assess their thoughts on specific issues.

Mrs. Natterstad said one of the questions her husband posed to his Social Studies students was whether the Indian Creek are should annex and the students thought it would be a good idea.

CONSENT AGENDA:

1. **Approval of 9/23/96 Claims in the Amount of \$383,635.86; paid by check nos. 30767 through 30967 with check nos. 30411 and 30696 void.**
2. **Authorize Mayor to Sign the Community Development Block Grant Contracts.**
3. **Direct Council to Cease Processing of Heather Glen Sanitary Sewer LID Project.**
4. **Authorize Mayor to Sign Manhole Easements for GTE (Cedar-crest Golf Course).**
5. **Authorize Mayor to Sign Labor Services Agreement for Chrysalis Enterprises.**

Councilmember Bartholomew declared she sits on the Snohomish County HUD Block Grant Board however these decisions would not be affected. There were no challenges.

Councilmember Leighan moved and Councilmember Pedersen seconded to approve Consent Agenda Items 1, 2, 3, 4 & 5. The motion passed unanimously with the exception of Councilmember Baxter abstaining from voting on Voucher #30899, under Item #1.

STAFF BUSINESS:

City Administrator Zabell gave an update on Cedarcrest Golf Course, noting the project is going well. He did note they will be using hydroseeding vs normal seeding to save time, which will cost an additional \$20,000. Also, they have been experiencing problems with the #11 hole, having discovered underground water and additional drainage will be needed. The total of this extra work plus the hydroseeding will run about \$49,000, which will be coming before Council soon, he said.

Public Works Director Winckler noted 67th will be closed between Grove & 84th from Oct. 7 through 18th while work under LID 64 is performed, for sanitary sewer placement. Also, there will be a follow up meeting with CT on 9/27/96 at 1:30 p.m. and the committee regarding downtown parking. There will also be a meeting with the Tulalip Tribes regarding Edwards Springs 10/17 at the Public Works Building.

Councilmember Bartholomew asked about access for residents on 67th while the sanitary sewer is being put in and Public Works Director Winckler said there will be a single lane access for local traffic only.

MAYOR'S BUSINESS:

Mayor Weiser reminded Council of the Cities & Towns meeting in Sultan coming up. He then read and signed two Proclamations:

- 1) Proclaiming Oct. 6-12, 1996 YWCA Week Without Violence and
- 2) Proclaiming October 4, 1996 Community Transit Day.

CALL ON COUNCILMEMBERS:

Councilmember Baxter spoke about the 152nd elementary school property for grading and soil treatment. He asked Public Works Director Winckler about the Groundwater Advisory Committee meeting in Lacey, noting there are 19 state employees and only 3 people from private industry on the committee.

00200

Councilmember Herman spoke about obtaining information from citizens after the elections regarding the two annexations (Pinewood & Indian Creek) specifically about how people perceive the City.

Councilmember Leighan asked about the City's lease management system and Public Works Director Winckler gave an update.

Councilmember Leighan asked if traffic on Grove is picking up and suggested doing a traffic count because it seems like the 4 way stops are backing up more and more. Also, he said he has noticed Metro Van Pool vehicles in the Ash Av. area and maybe the City could provide a more formal parking arrangement for their customers.

Councilmember Wright said in visiting ~~other cities~~, she has noticed where they actually list illegal drug abusers/offenders on community TV and suggested Marysville look at this method of informing the citizens of the community.

CORRECTED: SEE 10/7/96  
MINUTES add "convicted"

Councilmember Pedersen said she would also like information from annexation areas and would like this to be a retreat agenda item. She said the Council should look at things that might make the City more attractive. She congratulated the police dept. on using the speed monitor, a very effective tool.

Mayor Weiser commented on the Annual Oyster Run which involved 2500 motorcycles rendezvousing in Marysville on their way up to Anacortes. He reported there were no problems whatsoever.

PRESENTATIONS:

**1. Friends of the Library.**

Dorothy Stanton, 5900 64th St. NE, President of the Friends of the Library, addressed Council, thanking them for their support in making the new library a reality. She presented Mayor Weiser with a check for \$15,000 payable to the City, representing proceeds from their annual used book sale. She said this represents about 40,000 to 50,000 books sold. She also noted they are still selling personalized bricks in the library courtyard.

Councilmember Bartholomew commented on the tremendous efforts Friends of the Library put into the projects to help benefit the library and the City.

CURRENT BUSINESS:

**1. Budget Amendment Request; Senior Center Development.**

Parks & Recreation Director Ballew reviewed the agenda bill for a budget amendment request in the amount of \$129,194 to renovate the old City Hall. He itemized some of the things that would be covered such as painting, window dressings, lighting, restrooms in addition to items listed in the architect's cost estimate. It was noted the capacity of the building would be 214 not including the upstairs which would be used for storage. He said the funds are requested from the General Fund vs the Growth Management Fund because this is an existing structure. He spoke about fund raising, further information gathering from other agencies which will be taken to the Building Committee.

Councilmember Baxter said he thinks the Building Committee should be more involved, that potential users should be surveyed for input.

00201

Parks & Recreation Director Ballew said basically they are just working on the shell; he needs to talk with PUD regarding a grant for replacing windows and they have met with some of the potential users who have given some input already.

Councilmember Wright said special lighting, for example, should be funded by the specific user who needs the special lighting; also, she would like to call it a Community Center as opposed to a senior center. Parks & Recreation Director Ballew agreed.

City Administrator Zabell noted the \$39,000 contingency is for some of the things they may run into, based on experience at the new City Hall.

Councilmembers Myers and Herman also agreed it should be ~~called~~ a Community Center Building and ~~Councilmember Pedersen suggested it be called~~ the "Ken Baxter Building."

*the consensus was to name it ...*

Councilmember Herman moved and Councilmember Bartholomew seconded to approve the \$129,194 requested budget amendment for the purpose of financing renovations of the shell of the old City Hall/Community Center. Passed unanimously.

NEW BUSINESS:

CORRECTED: SEE 10/7/96  
MINUTES 130,000

**1. Utility Variance for LeRoy & Valerie Tanis; 6918 100th St. NE; UV 96-024.**

Public Works Director Winckler reviewed the agenda bill, noting the property is outside City limits, outside RUSA, outside the Marysville urban growth boundary but within the CWSP boundary. The request also includes a frontage variance request; staff recommends approval with conditions regarding a pressure reducing valve, hold harmless agreement and payment of connection fees for a standard lot size, he said, providing the applicant is able to meet the Marysville Municipal Code requirements.

Councilmember Pedersen noted this is a physical hardship for the applicants to be hauling water and she recommended approval.

There was discussion regarding automatically a pump for low water pressure and a pressure reducing valve for high water pressure, charges for a standard lot size (90' frontage).

Councilmember Pedersen moved to approve the request providing they meet MMC 14.32.040 requirements, as well as the other staff recommended conditions, Councilmember Bartholomew seconded the motion. Passed unanimously.

ORDINANCES & RESOLUTIONS:

**1. Ordinance Amending MMC 20.12.120(4) Relating to Final Subdivision Approval.**

Councilmember Myers moved and Councilmember Wright seconded to approve/adopt Ordinance 2090. Passed unanimously.

**2. Ordinance Approving Vacation of a Portion of Eighth St. Right of Way.**

Councilmember Pedersen moved and Councilmember Leighan seconded to approve/adopt Ordinance 2091. Passed unanimously.

CORRECTED: SEE 10/7/96  
MINUTES

3. **Resolution Adopting a Six-Year Transportation Improvement Program (1997-2002), Including an Arterial Street Construction Program in Accordance with the Regulations of the Urban Arterial Board.**

Councilmember Bartholomew moved and Councilmember Pedersen seconded to approve/adopt Resolution 1816. Passed unanimously.

4. **Resolution Affirming Decision of the Hearing Examiner for Preliminary Plat, Shoreline Substantial Development Permit and Street Variance and an Appeal Under SEPA for HDK Industrial Park.**

Councilmember Myers moved and Councilmember Herman seconded to approve/adopt Resolution 1817. Passed unanimously.

5. **Resolution Affirming Decision of the Hearing Examiner for Preliminary Plat, Shoreline Substantial Development Permit, Street Variance, and Upholding an Appeal Under SEPA for Anderson Industrial Park.**

Councilmember Bartholomew moved and Councilmember Myers seconded to approve/adopt Resolution 1818. Passed unanimously.

6. **Resolution Extending Utility Variance for Boyden, Robinette & Associates, Inc. and Amending Resolution No. 1747.**

Councilmember Bartholomew moved and Councilmember Myers seconded to approve/adopt Resolution 1819. Passed unanimously.

City Attorney Weed noted that references to a "variance" in the following three resolutions should be stricken:

7. **Resolution Affirming Decision of the Hearing Examiner for a Conditional Use Permit for Ron Allen.**

Councilmember Myers moved and Councilmember Bartholomew seconded to approve/adopt Resolution 1820. Passed unanimously.

8. **Resolution Affirming Decision of the Hearing Examiner for a Conditional Use Permit for Jack & Mitzi Bartlett.**

Councilmember Bartholomew moved and Councilmember Herman seconded to approve/adopt Resolution 1821. Passed unanimously.

9. **Resolution Affirming Decision of the Hearing Examiner for a Conditional Use Permit for Kip Gooze Construction.**

Councilmember Leighan moved and Councilmember Wright seconded to approve/adopt Resolution 1822. Passed unanimously.

10. **Ordinance Approving Vacation of a Portion of 9th St. ROW.**

Councilmember Herman moved and Councilmember Myers seconded to approve/adopt Ordinance 2092. Passed unanimously.

LEGAL MATTERS:

1. **Agreement for Establishing Water Utility Service Area Boundaries.**

Public Works Director Winckler explained they are in the process of developing a Water Comprehensive Plan to issue to the Dept. of Health and have chosen to keep the CWSP boundary the same until it's changed.

City Attorney Weed commented on developments outside of other city limits but contemplating city utilities. He said this is really just solidifying an agreement that was made previously but the other issue raised regarding potential development can be looked into.

There was discussion about an interlocal agreement with the county, planning issues.

Councilmember Leighan moved to authorize the Mayor to sign the agreement as per staff recommendation, Councilmember Myers seconded and the motion passed unanimously.

**2. Ordinance Amending Legal Description under Ordinance 2073 regarding condemnation of property on State Av.**

Councilmember Pedersen moved and Councilmember Herman seconded to approve/adopt Ordinance 2093. Passed unanimously.

ADJOURNMENT INTO EXECUTIVE SESSION: 8:07 p.m.

- 1. **Legal Matters.** No Action
- 2. **Real Estate.** No Action

RECONVENED & ADJOURNED: 9:31 p.m.

Accepted this 7<sup>th</sup> day of October, 1996.

David Weiser  
MAYOR

Mary Sverson  
CITY CLERK

Manda K. Sverson  
RECORDING SECRETARY