

MINUTES RECAP

MARYSVILLE CITY COUNCIL MEETING JULY 7, 1997

CALL TO ORDER: 7:00 p.m. 118

ROLL CALL: All present

MINUTES OF PREVIOUS MEETINGS:

1. City Council 6/23/97 Meeting Minutes Approved

AUDIENCE PARTICIPATION: Mike Hackler, Skip Adams, Herb Barstad

CONSENT AGENDA: Approved:

1. Affirmation of Hearing Examiner's Recommendation to Approve with Conditions a Rezone from Dr. McCrum; PA 9702003.
2. Approval of Liquor License Application for Mai's Restaurant, 9501 State Avenue #F, Marysville, WA.

STAFF'S BUSINESS:

1. Change Order #7 LID 64 Approved

MAYOR'S BUSINESS:

CALL ON COUNCILMEMBERS:

PRESENTATIONS:

1. Mayor presented plaque to Loree Parker, MSAC from AWC Conf.

PUBLIC HEARINGS: None

REVIEW BIDS: None

CURRENT BUSINESS: None

NEW BUSINESS:

1. Engineering Position. Approved
2. Resolution Setting a Date for a Public Hearing for Adoption of Cascade Vista Sanitary Sewer Extension LID Res. 1848 Approved - P.H. set for 8/4/97

ORDINANCES & RESOLUTIONS:

1. Ord. 2133 Approved Authorizing Condemnation, Appropriation, Taking and Damaging of Land & Other Property for the Creation of a Boat Ramp and Park.
2. Ord. 2134 Approved Relating to Business Licensing and Regulation of Adult Use Businesses and Amending Existing Regulation to Provide for Immediate Issuance of a Temporary License Upon Submittal of a Complete Application for Adult Cabaret Managers, Security Personnel in Adult Cabarets, Adult Panoram Managers, Asst. Managers in Adult Panorams, Bikini Club Managers and Security Personnel in Bikini Clubs.
3. Res. 1849 Approved Accepting a Gift of Certain Real Estate Subject to Conditions.

LEGAL MATTERS:

1. Agreement for Installation of Crossing Surface Material on BNSF Railroad on First St. DOT #84-630B at Marysville, WA - MP 38.49. Approved 4-3

ADJOURNMENT: 9:00 p.m.

EXECUTIVE SESSION: 9:07 to 9:47 p.m.

1. Litigation (No Action)

RECONVENED & ADJOURNED: 9:47 p.m.

MARYSVILLE CITY COUNCIL MINUTES

JULY 7, 1997

7:00 p.m.

Council Chambers

Present: Dave Weiser, Mayor (7:20 p.m.)

Donna Wright, Mayor Pro Tem

Councilmembers:

John Myers

Ken Baxter

Donna Pedersen

Mike Leighan

Otto Herman

Shirley Bartholomew

Administrative Staff:

Dave Zabell, City Administrator

Steve Wilson, Finance Director

Grant Weed, City Attorney

Ken Winckler, Public Works Director

Gloria Hirashima, City Planner

Wanda Iverson, Recording Secretary

CALL TO ORDER:

Mayor Pro Tem Wright called the meeting to order at 7:00 p.m. and led us in the flag salute. She explained that the Mayor was attending tonight's school board meeting but would be arriving shortly.

MINUTES OF PREVIOUS MEETINGS:

1. City Council Meeting of 6/23/97.

Councilmember Herman noted on page 2, the fourth paragraph from the bottom should be worded: "Councilmember Herman passed around a Kirkland brochure from King County Economic Development Council. He said he attended some planning workshops at the AWC Conference in Spokane on small lot development and infilling strategies and had some information for the Planning Director."

Councilmember Bartholomew noted in seven places on pages 8 and 9, "Greg/Mr. Prathman" should be "Greg/Mr. Prothman."

Councilmember Herman also noted on page 5 and under the parking issue, where it refers to "8 hour parking" it should be "unrestricted parking" (referred to once on page 5 and once on page 6).

There being no further corrections, Councilmember Herman moved and Councilmember Leighan seconded to approve the Council Meeting Minutes of 6/23/97 as corrected. Passed unanimously.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Mike Hackler, 6820 73rd St. NE, addressed Council to talk about golf fees adopted by the City Council. He read a statement in which he started out by saying he has always advocated that a person should try and do something about a thing they have a problem with and to try and suggest something better. He said he is very concerned about the projected green fees; he is a 55 year member of the men's club and they were told the fees would only increase about a \$1.00 or \$2.00 to \$16.00 but actually it went from \$14.00 to \$21.00 which is a 50% increase. He said he and his wife play twice a week at an annual cost right now of \$680; under the new rate it will be almost \$4,000 a year which is about 1/3 of his Social Security and they just plain can't afford it. He compared surrounding courses which are all less than Cedarcrest's proposed rates and noted it's the same problem for juniors as seniors: \$48 per week or \$2500 per year, which is also higher than Everett. He asked if this was a game just for the rich. He pointed out that playing golf is a good way to keep kids off the streets and Cedarcrest was originally intended to be for City residents and there was no profit to be made, to be put in another fund as it is now. He said he found out that only two senior members are planning to stay and it's time the City Council and

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Parks Department thought about its own citizens. He noted that in Curran County (Bakersfield, CA), they have 5 municipal courses and they raised their fees only slightly and only temporarily to pay for recent upgrades. He said he has drafted a proposal where people can afford it with an annual profit of \$70,500 a year and he handed out his proposal sheet. He noted he moved to Marysville in 1943 and is starting to get disappointed in there being no free boat launch anymore, too many apartments, too much daily gridlock, prostitutes right on State Street and now the City is trying to take away his hobby of golf!

He explained that his proposal was based on 58,100 rounds, 50-58% of the prime tee times and a \$15.00 senior rate for 18 holes. He noted profit could be tripled if the course is playable in the winter. In Lynnwood, he said they often have 100% of the course filled and of course, Marysville could increase upwards of 50-58%.

Mayor Weiser arrived at 7:20 p.m.

ROLL CALL:

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

Councilmember Baxter asked for the amount of money needed to cover the golf course bond and Finance Director Wilson explained that an LTGO bond issue is limited and backed by the General Fund of the City; actually no reserve is required but the City would try to have a minimum of one year debt service payment in reserve (\$300,000) plus \$100,000 for operating expenses.

Councilmember Leighan asked about the debt load and Finance Director Wilson stated it will be \$320,000 for the remodel, \$40,000 for the road plus another \$10,000 to \$20,000, totalling \$390,000 to \$400,000. It was noted these are 20 year bonds.

Skip Adams, 4917 101st Pl. NE, addressed Council. He said he has been a member of the Cedarcrest men's club since July 1, 1967--25 years and thinks the proposal for green fees is too high also. He also would like to see something for the juniors, he said. He said he realizes the rates have to be increased but doesn't want to have to go to Gleneagle because he can't afford Cedarcrest. He pointed out that with Tiger Woods doing so well, a lot of juniors are becoming interested in golf.

Mayor Weiser assured everyone that the senior and junior pass issue is going to be rereviewed.

Herb Barstad, 7111 Armar Rd., addressed Council and said he echoed the comments of the 2 previous speakers. He said he thinks there is a lack of initiative here on the part of City Council to protect citizens of Marysville; we need to make the course more affordable, he concluded.

CONSENT AGENDA:

1. **Affirmation of Hearing Examiner's Recommendation to Approve with Conditions a Rezone from Dr. McCrum; PA 9702003.**
2. **Approval of Liquor License Application for Mai's Restaurant, 9501 State Avenue #F, Marysville, Washington.**

Councilmember Herman moved and Councilmember Wright seconded to approve Consent Agenda Items 1 & 2. Passed unanimously.

STAFF'S BUSINESS:

City Administrator Zabell brought up the subject of Council Compensation. He noted this was last addressed in 1990 and he enumerated several reasons why Council might wish this to be reviewed.

After discussion, it seemed to be the consensus to review this further and perhaps get in touch with the City of Snohomish who have just undergone a similar process.

Public Works Director Winckler noted he will be meeting with DOE regarding the City's sanitary comprehensive plan 7/10/97 at 10 a.m. There will be a Diking District meeting 7/16/97 at 1:30 p.m. and a RUSA meeting 7/17/97 at 7:30 a.m., he reported.

He had two change orders: A clean up change order for 88th and State for the water line to be paid for by the City in the amount of \$61,480 which is less than 10% of the total project, so this is an information item only.

Change Order #7 for the LID 64 project with two parts:

- a) Left turn pocket on 67th to Grove, to prepare for signalization - \$5823 (administrative item only)
- b) Street improvements south of the LID, on Grove St. Wilder has submitted estimate of \$94,066.25, is willing to do the work and the City has budgeted \$100,000 for this. He said they have gone through the legal process and are now seeking City Council authority to add this to the existing LID; this will increase the assessment.

Councilmember Leighan moved and Councilmember Baxter seconded to approve the additional \$94,066.25 for LID 64. Passed 6-1 with Councilmember Herman against.

Public Works Director Winckler then explained the need for a van for the Building Maintenance Dept. and a 1995 one ton van with 60,000 miles has been reviewed. He asked for Council's approval to submit a sealed bid to Seafirst which will possibly necessitate a budget amendment of \$3500.

After brief discussion, Councilmember Myers moved and Councilmember Herman seconded to authorize the sealed bid in the amount discussed with a budget amendment not to exceed \$4000. The motion passed unanimously.

MAYOR'S BUSINESS:

Mayor Weiser reviewed items discussed at the Marysville School District Board meeting. There was some question about crosswalks at the junior high and the school district would like some kind of enhancement of the crosswalk at 7th and Alder, he said, prior to school starting August 25.

There was discussion about CT funding for a park and ride at Asbery Field as well as an overpass on 528 near 60th. Public Works Director Winckler noted the proposal is now for a signal at 60th in lieu of the overpass originally talked about.

CALL ON COUNCILMEMBERS:

Councilmember Pedersen said she has had a couple of calls regarding the golf course fees and thinks this needs to be reviewed and also give people accurate figures. She asked about TDY lines at City Hall and whether the newsletter could be produced in limited number in large print. She said she is concerned about hearing and speech impaired issues.

She spoke about the small cities election process for people to serve on the Health Board and how the process is being reevaluated.

Councilmember Baxter asked about operating costs for the sewer dump on Ash and Public Works Director Winckler said he could get figures on repairs only.

Councilmember Baxter underlined the need to get the fence/property line accurately delineated on the south end of the golf course because people in that area have talked about selling their homes, he said.

Councilmember Baxter mentioned that commuters are using Welco's parking more and more.

Councilmember Pedersen said she really would like to see the downtown parking issue reviewed for commuters because this problem is not going to get better by itself.

Councilmember Herman added that the construction and traffic problems on I-5 have increased the park and ride need.

Councilmember Myers commented on the Park Board tour/meeting at the Ken Baxter Building 7/9/97 and asked about the review of Marysville's building codes, utilities, annexation covenants, UGAs in comparison with other cities in the county with regard to coordination of same between the cities and county.

Councilmember Bartholomew noted this is being discussed in RUSA and Mayor Weiser stated an interlocal agreement is being worked on with the county; the county has requested a copy of Marysville's code.

Councilmember Bartholomew referred to a letter from Eckstroms regarding an extension of their utility payment deadline to the 5th of the month following billing and Finance Director Wilson said they should be given 30 days which is set by City code; he said he would follow up further on this.

Councilmember Bartholomew stated the 5th & State signal seems to be out of order, only allowing 5 seconds between a green and red light. She said she will be checking with Doug Buell regarding the poor quality of the cable broadcasting TVW on Channel 2.

Councilmember Herman recognized the tremendous effort Mr. Hackler put into drawing up a golf course fee structure proposal. He asked how construction is coming as far as meeting the July 31 deadline and how fragile the course will be.

Mayor Weiser said he understands everything is going along OK and the course will be ready on time.

Councilmember Herman spoke about Ellensburg's skateboard park, how it is attractive and well kept and actually seems to be a bit of a tourist attraction. He said it was his impression that it is well used and there is a high level of enthusiasm for the facility in Ellensburg, something Marysville might want to emulate. He said he'd like to see this issue on a future agenda, with regard to liability issues, etc.

Councilmember Leighan asked about the golf course being on schedule as well as 67th and Public Works Director Winckler said they are both still scheduled for July 31-Aug. 1.

Councilmember Leighan commented on the improvements made at 88th & State to the road surface, that it is in better shape now. He asked about availability of funding for local soccer and football fields, noting a letter from Mr. Harvey was delayed 3 days to his mail box at City Hall.

Councilmember Wright asked about the Parks Board appointment and Mayor Weiser said he is still working on it.

Councilmember Wright reminded Council of the Cities & Towns meeting 7/17 and thanked those who contributed input to the Bylaws Committee. She mentioned a correction to the calendar about a Fire District meeting 7/16 (location?) and asked the media and/or Channel 2 to remind people that it is illegal to place garage and yard sale signs on utility poles.

Councilmember Baxter noted that there is a \$3.00 dump fee included in motorhome and trailer license fees which is paid to the state and he asked if Marysville gets a portion of that \$3.00 fee. Finance Director Wilson said he would check on that.

NEW BUSINESS:

1. Engineering Position.

Public Works Director Winckler reviewed the agenda bill, noting Dick Andrews no longer is working for the City as a contractor; last year the City paid out \$65,000 for Dick Andrews and the going rate for outside engineering work is about \$90 per hour now. He noted the City is actually not looking for a full engineer, but someone who is an EIT, which would mean a considerable savings to the City.

There was discussion about funding, grants, utilities project management, consultant hiring, typical rate between \$80 to \$100 per hour. It was also noted the position would require a computer but with this hiring, the City could do its own certification and management of projects, saving the City about 15%.

Councilmember Herman moved and Councilmember Baxter seconded to approve the Engineering Position at a Salary Grade level of M-GIII-B. The motion passed 6-1, with Councilmember Pedersen against.

2. Resolution Setting a Date for a Public Hearing for Adoption of Cascade Vista Sanitary Sewer Extension LID.

Public Works Director Winckler reviewed the agenda bill, noting 2 more people are agreeable to participating in the LID, increasing to 53% of the residents who have signed the petition to extend the sewer line. The total estimated assessment is \$303,960, he said.

He stated the proposed date for a public hearing would be 8/4/97.

Councilmember Baxter moved and Councilmember Myers seconded to adopt Resolution 1848, setting a public hearing date of 8/4/97 for Cascade Vista Sanitary Sewer Extension LID.

It was noted City Attorney Weed has reviewed the resolution and recommends it for approval. Passed unanimously.

ORDINANCES & RESOLUTIONS:

1. Ordinance of the City of Marysville Authorizing the Condemnation, Appropriation, Taking and Damaging of Land and Other Property for the Creation of a Boat Ramp and Park.

Councilmember Bartholomew moved and Councilmember Pedersen seconded to approve/adopt Ordinance 2133. Passed unanimously.

2. Ordinance of the City of Marysville Relating to Business Licensing and Regulation of Adult-Use Businesses and Amending Existing Regulation to Provide for Immediate Issuance of a Temporary License Upon Submittal of a Complete Application for Adult Cabaret Managers, Security Personnel in Adult Cabarets, Adult Panoram Managers, Assistant Managers in Adult Panorams, Bikini Club Managers and Security Personnel in Bikini Clubs.

Councilmember Bartholomew moved and Councilmember Herman seconded to approve/adopt Ordinance 2134. Passed unanimously.

Councilmember Pedersen noted she would like to see more restrictive changes and the consensus was to have the City Attorney present a report of recommendations, based on the recent court decision, for an amended ordinance. There was brief discussion.

3. Resolution for Acceptance of the Gift of Certain Real Estate, subject to Conditions.

Councilmember Pedersen moved and Councilmember Wright seconded to adopt/approve Resolution 1849. Passed unanimously.

LEGAL MATTERS:

1. Agreement for the Installation of Crossing Surface Material on Burlington Northern and Santa Fe Railway Company on First Street DOT #84-630B at Marysville, WA - MP 38.49.

Public Works Director Winckler reviewed the agenda bill, noting the City Attorney has reviewed the agreement and the railroad has agreed to fund approx. 50%, with the City's portion not to exceed \$16,000.

After extensive discussion about right of way issues, BNSF indemnity and release form, the agreement being somewhat unilateral, discussion about other crossings (122nd St., 5th St. and 8th St.), Councilmember Myers moved and Councilmember Leighan seconded to authorize the Mayor to sign the agreement with BNSF subject to review of the City Attorney of the indemnity and release form under Section 8. The motion passed 4-3 with Councilmembers Herman, Pedersen and Baxter against.

PRESENTATION:

Mayor Weiser presented a plaque to Loree Parker, representing Marysville Seniors Against Crime. The honorary mention plaque was received at the AWC Conference with regard to special city programs.

ADJOURNMENT: 9:00 p.m.

EXECUTIVE SESSION: 9:07 p.m. to 9:47 p.m.

1. Litigation (No Action)

RECONVENED & ADJOURNED: 9:47 p.m.

Accepted this 14th day of July, 1997.

David Weiser
MAYOR

Mary Swenson
CITY CLERK

Shanda A. Swenson
RECORDING SECRETARY