

**ORIGINAL**  
000347

<b>Call to Order, Pledge of Allegiance, Roll Call/Invocation</b>	7:00 p.m.
<b>Presentation</b>	
Shari Akramoff, Utility Billing Supervisor and Bill Spies, Fleet & Facilities Manager were introduced to the City Council.	
<b>Audience Participation</b>	
Several Ken Baxter Senior/Community Center members presented a letter in support of Bonnie Williams, who resigned as the Center's coordinator.	
Mr. Lester spoke regarding a car in his neighborhood that is being parted out on the public right-of-way.	
<b>Approval of Minutes</b>	
May 11, 2002 Minutes	Approved as corrected
May 13, 2002 Minutes	Approved as corrected
May 20, 2002 Minutes	Approved as corrected
<b>Consent Agenda</b>	
A. Approval of May 20, 2002 claims in the amount of \$999,417.90; paid by check numbers 66572-66818 with check numbers 65690, 66331 & 66352 void.	Approved
B. Authorize Mayor to sign Bio-Solids Purchase & Sales Agreement with City of Everett.	Approved
C. Authorize Mayor to sign Supplemental Agreement No. 1 for SR528 Re-channelization Project.	Approved
D. Authorize Mayor to sign DNR Community Forestry Grant Agreement.	Approved
E. Authorize Mayor to sign contract with Arlington Recreational Shooting & Training Center.	Approved
F. Approve reimbursement to DeJong, LLC in the amount of \$30,000 for final paving of access road.	Approved
<b>Review Bids</b>	
Authorize Mayor to sign Road Maintenance Supplies Contract with Wilder Construction.	Approved
<b>Public Hearings</b>	
Small Lot Development Standards amended.	Approved
<b>New Business</b>	
Police Department Staffing Request.	Approved
Authorize Mayor to sign Department of Corrections Community Service Class II Contract.	Approved
Authorize Mayor to sign Strawberry Festival Proposal 5 year contract update.	Approved
Concept of Farmer's Market.	Approved
<b>Legal</b>	
Quilceda Visa Contract for Recovery of Utility Construction Costs #241	Approved
Quilceda Visa Contract for Recovery of Utility Construction Costs #242	Approved
Quilceda Visa Contract for Recovery of Utility Construction Costs #243	Approved
Quilceda Visa Contract for Recovery of Utility Construction Costs #244	Approved
<b>Ordinance &amp; Resolutions</b>	
Ordinance #2407 Vacating a portion of 5th St. NE of the BNSF Tracks & West of Delta Ave.	Approved
Resolution 2069 approving salary ranges for Public Works Director & Community Development Director.	Approved
Resolution 2070 approving a Special Election on September 17, 2002 on the proposition of changing to a Council/City Manager form of government.	Approved
Resolution 2071 regarding the 172nd St. Interchange with I-5.	Approved
Resolution 2072 requesting a grant from IAC for Strawberry Fields lights & lavatories.	Approved
<b>Executive Session</b>	
The Council held an Executive Session from 9:05-9:45 p.m.	
<b>Adjournment</b>	
The meeting adjourned at 9:45 p.m. with no further action taken.	

**ORIGINAL**

000348

**Call to Order/Pledge of Allegiance/Invocation**

Mayor Weiser called the meeting to order at 7:00 p.m. and led the assembly in the pledge to the flag. Reverend Victor Rodriquez gave the invocation.

**Roll Call**

Ms. Swenson called the roll, the following were:

**Present:** Mayor David Weiser, Mayor Pro Tem Mike Leighan, Councilmembers Donna Wright, Jeff Seibert, Jon Nehring, John Soriano, Lisa Vares.

**Also Present:** Chief Administrative Officer, Mary Swenson; Police Chief Bob Carden; Finance Director, Sandy Langdon; Construction Inspection Supervisor, Tom Laughlin; City Engineer, Robin Nelson; Community Information Officer, Doug Buell; Senior Planner, Cheryl Dungan; Parks & Recreation Director, Jim Ballew; Recording Secretary, Roberta Stevens.

**Excused:** Suzanne Smith

**Presentation:**

Ms. Langdon introduced the new Utility Billing Supervisor, Shari Akramoff who came here from Bellevue.

Ms. Swenson introduced the new Fleet and Facilities Manager, Bill Spies who came directly from Everett.

**Audience Participation**

Mr. Dan Lester, 11916 38<sup>th</sup> Ave. NE, Marysville, spoke regarding a car that is being parted out on the public right-of-way. He has tried for several months to get someone to do something about this car that has sat parked in the public right of way all winter and is now being dismantled. It is sitting directly on the pavement with no wheels. Mr. Weed said there is a junk vehicle ordinance, and nuisance ordinance, and between those two code items the City should be able to assist Mr. Lester. Chief Carden said they would tag the vehicle and tow it away.

Ken Brown, 11424 36th Dr. NE #102, Marysville, spoke regarding his feelings that the City has lost a valuable employee when Ms. Williams resigned from Ken

000349

Baxter Senior Center and presented a letter signed by 12 people outlining their satisfaction with Ms. Williams.

Mabel Hegewald, no address given, wanted to know why Ms. Williams was let go. Mayor Weiser responded that Ms. Williams had resigned.

Ms. Swenson said that she will be at Ken Baxter Senior/Community Center on June 5 and will answer any questions that the citizens have at that time.

### **Approval of Minutes**

#### **A. May 11, 2002 City Council Retreat**

Mr. Seibert said that on Page 2 paragraph 5 the minutes the words "the need for" should be struck. **MOTION** by Mr. Seibert, second by Mr. Leighan to approve the minutes of the May 11 Council Retreat as corrected. **MOTION** passed unanimously.

#### **B. May 13, 2002 City Council Meeting**

Ms. Vares said that on page 5, item C she meant to say that she wanted to know if the employee count would remain at that level. **MOTION** by Mr. Leighan, second by Mr. Seibert to approve the minutes of the May 13 Council Meeting as amended. **MOTION** passed unanimously.

#### **C. May 20, 2002 City Council Work Session**

Mr. Seibert said that on page 2 item C regarding the 47th Street NE parking should have been on the bottom of page 1. **MOTION** by Mr. Nehring, second by Ms. Wright to approve the minutes of the May 20 Council Work Session as corrected. **MOTION** passed unanimously.

### **Consent Agenda**

**A. Approval of May 20, 2002 Claims in the Amount of \$999,417.90; Paid by Check No. 66572 through 66818 with Check Nos. 65690, 66331 and 66352 Void.**

**B. Authorize Mayor to Sign Bio-Solids Purchase & Sales Agreement with City of Everett.**

**C. Authorize Mayor to Sign Supplemental Agreement No. 1; for SR528 (Columbia to 67<sup>th</sup> Avenue) Re-channelization Project.**

**D. Authorize Mayor to Sign DNR Community Forestry Grant Agreement.**

000350

**E. Authorize Mayor to Sign Contract with Arlington Recreational Shooting & Training Center.**

Mr. Weed asked that Item E be considered last.

**MOTION** by Mr. Nehring, second by Mr. Leighan to approve the Consent Agenda Items A-D. **MOTION** passed unanimously.

Mr. Weed noted that there were some minor changes in the Item E Agreement, the first was the name on the entity and the second was the signature line. **MOTION** by Mr. Leighan, second by Ms. Vares to approve the agreement with Arlington Recreational Shooting & Training Center with the changes. **MOTION** passed unanimously.

**Review Bids**

**Road Maintenance Supplies.**

Mr. Nelson reported that staff recommends Council approve Wilder Construction as the low bidder for the road maintenance supplies for \$30,000. **MOTION** by Mr. Nehring, second by Mr. Soriano to approve Wilder Construction as the successful bidder. **MOTION** passed unanimously.

**Current Business**

**Small Lot Development Standards.**

Ms. Dungan gave the staff recommendations to increase building coverage to not exceed 50% for all lots less than 5,000 feet. She related that staff has concerns relating to the façade provisions that were discussed at the last council meeting.

Mr. Seibert said he couldn't support increasing building area to 50% with no variances allowed in the set back requirements.

Mayor Weiser asked if anyone in the audience wished to speak on this item. No one volunteered to speak.

Mr. Seibert said that he wanted to stick with the original 40% building coverage. Ms. Vares said she satisfied with 50%, Mr. Leighan agreed with Ms. Vares. **MOTION** by Ms. Vares, second by Mr. Leighan to adopt the Small Lot Development Standards of 50% building coverage, and delete the second sentence in 19.14.095 G in its entirety. **MOTION** passed 5-1 with Mr. Seibert opposed.

000351

## New Business

### A. Police Department Staffing Request Report

Chief Carden gave a brief description of the request for additional officers. Mr. Nehring asked if the city could expect a decrease in overtime with the additional officers added. Chief Carden said that adequate staffing usually cuts overtime. Mr. Soriano asked if the motorcycle unit has an extra person trained, Chief Carden said no. Mr. Nehring asked if the City had a current police officer opening, Ms. Swenson said yes. Mr. Leighan said he would probably vote against this tonight, because he would like to wait for the COPS grant. Ms. Vares said she is in favor of hiring two officers in July. Mr. Nehring said he is concerned that the City would not get the money by October, Ms. Langdon said that we could start getting reimbursed in October, if the grant was approved in September. Ms. Swenson said that there were funds put aside at budget time, and that the funds were available. **MOTION** by Mr. Nehring, second by Ms. Vares to approve hiring two additional officers in July and two more in January, 2003. **MOTION** passed 5-1 with Mr. Leighan opposed.

### B. Department of Corrections Community Service Class II Contract

Mr. Ballew noted that there is an increase in fees of 50% of total billing. He recommends renewing the agreement, and not utilizing the crews as much as they have in the past. Mr. Ballew is requesting Council authorize this for this year and cancel the contract next year if the 2003 budget doesn't permit funding. Mr. Weed asked if the City can assign the amount of work and hours, Mr. Ballew said yes, the Parks Department assigns the work and hours on a monthly basis. Mr. Soriano asked if the quality and quantity of work is still worthwhile? Mr. Ballew said they are definitely less expensive, because it also includes equipment. Ms. Wright expressed concern if we would see a difference in areas. Mr. Ballew said there would be a distinct change in the right-of-way and streetscapes. The crews have been picking up a dump truck full of trash a week. **MOTION** by Mr. Nehring, second by Mr. Soriano to approve the contract with the Department of Corrections. **MOTION** passed unanimously.

### C. 2002 Strawberry Festival Proposal; Maryfest, Inc.

Mayor Weiser said that the Maryfest Contract must be renewed every five years. Derick Duncan, 4817 176 St. NE, Marysville, who is President of Maryfest, outlined changes regarding the Trike race. Mayor Weiser said that because of the SR 529 construction Maryfest was asked to move the race from State Avenue to Delta Avenue. Mr. Seibert asked if there would be a fireworks display this year. Mr. Duncan said there would be and it would be better policed, cordoned off better, and a new pyrotechnic firm has been hired. Mr. Nelson said

that there did not appear to be any problems with the fireworks landing in the lagoon last year.

Mr. Leighan asked Chief Carden if there would be bicycle units present this year during the festival, Chief Carden said no. **MOTION** by Mr. Leighan, second by Ms. Vares to approve the renewal of the Maryfest Contract. **MOTION** passed unanimously. Ms. Swenson said she wanted to public recognize the volunteer efforts of Maryfest Committee and workers.

#### **D. Farmers Market Contract; Laura & Bill Hart**

Mr. Ballew mentioned the benefits from a recreation and economic standpoint of Marysville having a Farmers Market. Recently an ad was placed in the Globe for a request for proposals (RFP) for a manager. An independent contractor agreement is in the Council packets for the only applicants Bill and Laura Hart. They are interested in operating the Market from the end of June all of July, August, September and October. Mr. Ballew is asking direction from the Council.

Mayor Weiser asked if it will use all of Comeford Park, Mr. Ballew said that they will be using a portion of the park, and will not have an exclusive use. Ms. Wright asked what area it would encompass, and was told it would be between the restrooms and water tower. Sixth Street will remain two-way but no parking will be allowed.

Mr. Soriano asked about the 9:00 a.m. to 2:00 p.m. hours and remarked that didn't seem late enough, Mr. Ballew remarked that the contract is not fully negotiated yet. Mr. Leighan asked what revenue could be expected, the response was \$35 per week-end plus \$4 per vendor. Clean up would be the responsibility of each vendor; however, City crews clean the bathrooms and empty garbage on a daily basis. Mr. Ballew pointed out that the booths would be at the edge of sidewalk, and there is enough parking in the immediate surrounding area.

Ms. Swenson said she encourages the council to approve the concept, and Parks could come back with complete contract. Mr. Weed said he would like to explore a lease agreement rather than independent contractor agreement. Mr. Seibert asked about electricity and was advised by Mr. Ballew that electricity is on all the light poles and restrooms.

**MOTION** by Mr. Leighan, second by Ms. Vares to approved the concept of a Farmers Market. **MOTION** passed unanimously.

000353

**Legal**

**A. Contract for Recovery of Utility Construction Costs for 8" Sewer Line; Quilceda Vista, LLC.**

Mr. Soriano, second by Mr. Leighan to approve Recovery Contract number 241 for an 8" sewer line. **MOTION** passed unanimously.

**B. Contract for Recovery of Utility Construction Costs for 10" Sewer Line; Quilceda Vista, LLC.**

**MOTION** by Mr. Leighan, second by Mr. Soriano to approve Recovery Contract number 242 for a 10" sewer line. **MOTION** passed unanimously.

**C. Contract for Recovery of Utility Construction Costs for 8" Water Line; Quilceda Vista, LLC.**

**MOTION** by Mr. Nehring, second by Mr. Leighan to approve Recovery Contract number 243 for an 8" water line. **MOTION** passed unanimously.

**D. Contract for Recovery of Utility Construction Costs for 8" Sewer Line; Quilceda Vista, LLC.**

**MOTION** by Ms. Wright, second by Ms. Vares to approve Recovery Contract number 244 for an 8" sewer line. **MOTION** passed unanimously.

**Ordinances and Resolutions**

**A. An Ordinance of the City of Marysville Vacating a Portion of 5<sup>th</sup> Street NE East of the Burlington Northern Santa Fe Railroad Tracks and West of Delta Avenue.**

**MOTION** by Ms. Wright to approve Ordinance 2407 vacating a portion of 5<sup>th</sup> Street NE of the BNSF tracks and West of Delta Avenue. **MOTION** passed unanimously.

**B. A Resolution of the City of Marysville Adopting Salary Ranges for Public Works Director and Community Development Director.**

**MOTION** by Mr. Nehring, second by Mr. Soriano to adopt Resolution 2069 approving salary ranges for Public Works Director and Community Development Director. **MOTION** passed unanimously.

**C. A Resolution of the City of Marysville Providing for the Referral to the Qualified Electors of the City at the Special Election to be Held Therein**

on the 17<sup>th</sup> Day of September, 2002, of the Proposition of Whether the Present Mayor—Council Plan of Government Under Which the City Operates Should Be Abandoned, and the Council—Manager Plan of Government Under the Provisions of Chapter 35A.13 RCW Should Be Adopted in Its Place.

**MOTION** by Mr. Seibert, second by Ms. Wright to approve Resolution number 2070 placing the Council—Manager form of government on the ballot on September 17, 2002. A resolution of the Manager/Mayor form of government **MOTION** passed unanimously.

**D. A Resolution of the City of Marysville Regarding the 172<sup>nd</sup> Street Interchange with Interstate 5.**

**MOTION** by Mr. Soriano, second by Mr. Leighan to adopt Resolution number 2071 regarding the 172 Street Interchange with Interstate 5. **MOTION** passed unanimously.

**Information Items**

**Mayor's Business.**

Mayor Weiser announced that the Council packets will be available by 5 p.m. on Thursday.

He announced that the Chamber of Commerce breakfast will be on Friday at the Riverside Grill and to let Gerry know if they wished to attend. The breakfast usually lasts from about 7:30 a.m. to 9:00 a.m.

Mayor Weiser said that three voting delegates were necessary for the AWC convention in Yakima June 18 through 21. It was decided that Mr. Leighan, Mr. Nehring, and Ms. Vares would be the voting delegates. Mayor Weiser said he would try to get the resolutions to the voting members before the convention.

**Staff Business.**

Ms. Langdon said that because of the AWC Convention the Finance Committee would be meeting on June 13 at 3:00 p.m.

Ms. Swenson said there was a letter for the Council's signature thanking DOT for their efforts during the bridge construction.

The employees have come forward asking to have a family bar-b-q this summer, a week day evening has been suggested and Ms. Swenson will be sending out a survey to determine which date will work best for the majority of people.

Mr. Weed reported that he has looked into some legislation salary commission, and the Council has a summarized version. Basically it must be established by ordinance the Mayor appoints and the Council approves. Members cannot be



000355

appointed for more than two terms and cannot include any city official or employee family members. Changes of salary are filed with the City Clerk, and no further action is taken, the salary changes are then in effect. Action by the salary commission supercedes budget procedures. The changes would be effective to all current officials; decreases would not be in effect until the next election. Mr. Leighan asked how often the committee reviews the wages, Mr. Weed that is in the ordinance itself.

Mr. Seibert asked if the commission sets a salary that they are uncomfortable with, can they donate it back to the City. Mr. Weed said that the Council could do whatever they wanted with the money, but it would be income for IRS reporting purposes.

Mr. Weed indicated that recent legislative fireworks law HB 6080 passed and is effective on June 16, 2002. This law updates definitions and makes it necessary that the city code be revised on or before August 5, 2002. He is asking Council for authorization to rewrite fireworks code, he intends to re-write the ordinance and bring it back for Council approval.

Mr. Nelson said they have met all the requirements to proceed with the hazard mitigation grant.

Mr. Ballew indicated that there is currently another opportunity for funding for Strawberry Fields; the IAC has money that will become available if the Council passes a resolution requesting a grant, which is a standard requirement of IAC. Parks and Recreation will then be bringing back agreement at a later time. He reported meeting with Ms. Swenson and Ms. Langdon, they believe they can appropriate money for this match.

Ms. Swenson said Strawberry Fields Phase I is set to go to bid in two weeks, and this could be done at the same time with two separate contracts. Mr. Ballew pointed out that this would double the use of fields by adding lights. During the recent Council Retreat direction was given that proceeding with Phase I and II was appropriate. This funding will give the lights and lavatories that would have had to wait until Phase II. Ms. Langdon said that money not used this year may be used for this project, they are currently exploring several options for funding the matching money.

**MOTION** by Ms. Wright, second by Mr. Nehring to approve Resolution 2072 requesting a grant from IAC for Strawberry Fields lights and lavatories. **MOTION** passed unanimously.

**Call on Councilmembers.**

Mr. Leighan said that last week was National Public Works week last and wished Public Works employees a happy last week.

*The Marysville*

000356



Mr. Nehring thanked Chief Carden for the tour of ~~Snohomish County~~ Jail. He also thanked Mr. Ballew for getting the Library Parking Only signs up before he could even ask him to. He asked the Mayor is the City ever responded to the citizens that were concerned about the SR528 parking situation last meeting, Mayor Weiser said that they had.

Mr. Seibert asked Mr. Weed what the City's situation was on the annexation by petition issue. Mr. Weed said that he is monitoring efforts to reconsider the Supreme Court's decision, particularly those that were already in the progress for being approved. Mr. Seibert said he wants to see the City moving forward on this issue. Mr. Weed said that AWC drafting legislation that attempts to deal with this. Mr. Weed said he would bring any policy decisions back to a Council work session.

Ms. Wright thanked Chief Carden for the tour of the Snohomish County Jail, and remarked about how overcrowded it was.

Mayor Weiser recessed the meeting from 8:55 p.m. until 9:05 p.m.

**Executive Session**

The Council held an Executive Session from 9:05 p.m. until 9:45 p.m.

**Adjournment**

The meeting adjourned at 9:45 p.m. with no further action taken.

Approved this 10<sup>th</sup> day of June, 2002.

*David Weiser*  
\_\_\_\_\_  
Mayor

*Perry Becker*  
\_\_\_\_\_  
City Clerk

*Robert Jensen*  
\_\_\_\_\_  
Recording Secretary

**ORIGINAL**  
00344

**Call to Order/Pledge of Allegiance**

CORRECTED: SEE 10 5  
MINUTES: 5/28/02 MW

Mayor Weiser called the meeting to order at 7:00 p.m. and led the assembly in the pledge to the flag.

**Roll Call**

Ms. Swenson called the roll, the following were:

**Present:** Mayor David Weiser, Mayor Pro Tem Mike Leighan, Councilmembers Suzanne Smith, Donna Wright, Jeff Seibert, Jon Nehring, John Soriano, Lisa Vares.

**Also Present:** Chief Administrative Officer, Mary Swenson; Police Chief Bob Carden; Finance Director, Sandy Langdon; Community Development Director, Gloria Hirashima; Public Works Superintendent, Larry Larson; City Engineer, Robin Nelson; Senior Planner, Community Information Officer, Doug Buell; Senior Planner, Cheryl Dungan; Parks & Recreation Director, Jim Ballew; Grant Administrator, Greg Young; Recording Secretary, Roberta Stevens.

**Committee Reports**

Mr. Leighan and Mr. Seibert gave a short Public Works Committee report. Mr. Leighan mentioned that any Councilmember wishing to car pool to the Snohomish County jail tour should meet at the Public Safety Center. Mr. Soriano said that he toured the jail last week and it was pretty impressive.

**Invocation**

Pastor Christian Holst gave the invocation.

**Action Items**

**A. An Ordinance of the City of Marysville Establishing Procedures for Processing and Review of Legislative Actions Relating to Amendments or Revisions to the GMA Comprehensive Plan and Development Regulations.**

**MOTION** by Mr. Leighan, second by Ms. Wright to adopt Ordinance 2406.  
**MOTION** passed unanimously.

**B. A Resolution of the City of Marysville Restricting Parking on the East Side of 47<sup>th</sup> Avenue to Approximately 70 Feet South of 3<sup>rd</sup> Street NE in the City of Marysville.**

MOTION by Mr. Seibert, second by Mr. Nehring to adopt Resolution 2068.  
MOTION passed unanimously.

000345

**Discussion Items**

**A. Phase I Marysville Economic Development Strategy; Economic and Fiscal Impact Analysis.**

Mr. Greg Young introduced Matthew Gardner and Bill Reed from Gardner Johnson. Mr. Gardner said that Mr. Reed was the authority and would be giving the presentation on Phase I of the Marysville Economic Development Strategy, Economic and Fiscal Impact Analysis. Mr. Reed gave an overview of the summary in the report, stating the results that could be expected if Marysville did nothing. There was a question and answer period after the presentation. Loss of sales and property tax revenue and increased police expenditures were some of the items of particular concern to the Councilmembers.

**B. Police Department Staffing Request Report.**

Chief Carden gave a report on his staffing requests for the department. He asked that the grant application for \$300,000 for new officers be approved. Chief Carden gave some options for increased productivity in the department. A general discussion ensued with questions on whether or not to hire the first two officers before the grant was approved. The consensus was to approve sending the grant application in for four officers. The rest of the staffing requirements and finalization will be discussed at the meeting on May 28.

**Consent Agenda**

**A. Authorize Mayor to Sign Bio-Solids Purchase and Sales Agreement with City of Everett (continued from 5/13/02).**

Mr. Nelson said that he had received the final contract in the mail today, and the only difference is that the price per wet ton has increased to \$45 instead of \$34.

**C. Authorize Mayor to Sign Supplemental Agreement No. 1; For SR528 (Columbia to 67<sup>th</sup> Avenue) Re-channelization Project.**

*Move to bottom of page 1*

Mr. Seibert asked if the property owner at that location had been notified. Mr. Nelson said that he had written to the owner at 47th and 3rd Streets. Mr. Nelson and Klara Fabry will be holding public meetings when she returns from Romania after July 4. Mr. Seibert asked if the truck re-route signs were in place, Mr. Nelson said that they were.

The Council recessed at 8:32 p.m.

CORRECTED: SEE 5/28/02 MINUTES

000346

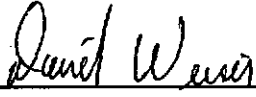
**Executive Session**

The Council held an Executive Session from 8:40 p.m. until 9:40 p.m.

**Adjournment**

The meeting adjourned at 9:40 p.m. with no further action taken.

Approved this 28th day of May, 2002.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Recording  
Secretary