

Minutes Recap
Marysville City Council Meeting September 9, 2002

54²²
000056

ORIGINAL

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Presentations	
Mayor Weiser presented Mr. Nelson with a pin for 5 years of service, and Ms. Swenson with a pin for 25 years of service.	
Approval of Minutes	
August 26, 2002 minutes	Approved
September 3, 2002 minutes	Approved
Consent Agenda	
A. Approval of September 9, 2002 claims in the amount of \$1,077,153.81; paid by checks 68779-69085 with checks 68265, 68344, 68372, 68712, 68307, and 68622 void.	Approved
B. Approval of August 2002 payroll in the amount of \$1,200,786.38 paid by checks 43783-44010 with check #44010 canceled.	Approved
C. Approval of liquor license renewals for Fred Meyer, Bella Luna Café Bistro, 4th St. Market, Noble Palace, & Taqueria La Jaliscience.	Approved
New Business	
State Participating Agreement to Fund Portions of SR528 Project; WSDOT.	Approved
Grove Street Speed Study Findings & Conclusions-continued until after neighborhood meeting.	Continued
Professional Services Agreement, N Marysville Interchange, Perteet Engineering	Continued until 9/17/02
Term Limits for Commissions and Boards	Failed
Legal	
Termination of Professional Services Agreement between Marysville & Entranco dated 12/26/01.	Approved
Termination of Professional Services Agreement between Marysville & Entranco dated 8/13/01.	Approved
Ordinances and Resolutions	
Establishing a New Chapter 12.45 of the MMC Relating to Monuments and Memorials Placed within the City Right-of-Way.	Continued for further study
Adjournment	
The meeting adjourned at 10:15 p.m.	

000055

Call to Order/Pledge of Allegiance

ORIGINAL

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:

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

Staff: Chief Administrative Officer, Mary Swenson; City Engineer, Robin Nelson; Finance Director, Sandy Langdon; Police Commander, Ralph Krusey; City Attorney, Grant Weed; Community Development Director, Gloria Hirashima; Recording Secretary, Roberta Stevens

Councilmember Suzanne Smith arrived at 7:12 p.m.

Presentations

Mayor Weiser made two presentations, one to Robin Nelson for 5 years of city employment, and one to Mary Swenson for 25 years of service.

Audience Participation

Mr. Howell, 5803 60th Dr. NE, Marysville, said due to the construction he and his neighbors live in a dust storm and would like the City to do something about it. Mr. Nelson was directed to look into the matter.

Approval of Minutes

A. August 26, 2002 City Council Meeting

MOTION by Mr. Leighan, second by Ms. Vares to approve the minutes of the August 26 meeting as submitted, **MOTION** passed unanimously.

B. September 3, 2002 City Council Work Session

MOTION by Mr. Nehring, second by Mr. Leighan to approve the minutes of the September 3, as submitted, **MOTION** passed unanimously.

Consent Agenda

- A. Approval of September 9, 2002 Claims in the Amount of \$1,077,153.81; Paid by Check No. 68779 - 69085 with Checks 68265, 68344, 68372, 68712, 68307, 68392, and 68622 Void
- B. Approval of August, 2002 Payroll in the Amount of \$1,200,786.38 Paid by Check Nos. 43783 - 44010 with Check No. 44010 Canceled
- C. Approval of Liquor License Renewals for Fred Meyer, Bella Luna Café Bistro, 4th Street Market, Noble Palace, and Taqueria La Jaliscience

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

New Business

- A. State Participating Agreement to Fund Portions of SR528 (Columbia Avenue to 67th Avenue) Project; WSDOT

MOTION by Mr. Leighan, second by Ms. Vares to approve the Agreement with WSDOT and authorize the Mayor to sign the agreement, **MOTION** passed unanimously.

- B. Grove Street Speed Study Findings & Conclusions

Mayor Weiser asked for audience participation.

Irene Gordon, 7207 Grove St., Marysville, testified requesting the parking be restored and re-striped as it was before and a marked crosswalk be installed at 72nd and Grove Streets. Ms. Gordon read a prepared statement that is part of the permanent record of this meeting.

Eugene Born, 7205 Grove St., Marysville, testified saying that he does not see any improvement with the new striping and no one appears to stop at the sign.

Jim Brennick, 7523 71st Ave. NE, Marysville, said the citizens have to back out of their driveways which is dangerous, and motorists frequently blow the stop sign, speeding is still an issue. He noted that the study rounded the speeds and that the study was done 50 weeks ago. He remarked that though he was a councilmember at the time, he was unaware that the study took place. He said that cars have been clocked at 58 mph in this neighborhood. He feels the city needs to reassess this area and get the parking back to the citizens. He further stated that a citizen committee might be helpful for not only this problem but also other problem traffic areas. He suggested getting rid of the bike lanes, they aren't used. Mr. Nehring asked if citizens, city staff and elected officials forming a

000057

committee was what Mr. Brennick had in mind. Mr. Brennick said he believes this would be helpful.

A lengthy discussion was held covering the different aspects of concern by the citizens, staff and councilmembers. **MOTION** by Mr. Seibert, second by Ms. Smith to have a neighborhood meeting with the residents on Grove from 67th to 76th Streets and pass out handbill notification to the residents, **MOTION** passed unanimously.

MOTION by Ms. Smith, second by Mr. Leighan to reopen audience participation, **MOTION** passed unanimously.

Ken Eisenberger, 4318 58th Dr. NE, Marysville, spoke regarding telecommunications. He said that he is a relatively new resident on Sunnyside Boulevard and has a home business, he spoke to the phone company regarding DSL and found that no service is available in that area and none planned. He urged the City to encourage the telephone company to provide DSL service.

MOTION by Mr. Leighan, second by Ms. Smith to have the proposed ordinance under Ordinances and Resolutions follow the North Marysville Interchange agenda item, **MOTION** passed unanimously.

C. Professional Services Agreement; North Marysville Interchange; Perteet Engineering

Mayor Weiser suggested that the Professional Services Agreement issue be continued for one week, because the negotiations are not completed at this time. Comments from WSDOT and the Tribes were favorable on this issue Mr. Nelson said.

Mr. Brad Edgerton, 7213 83rd Ave. NE, Marysville, said that last week in the Herald there was an article about the City working with the developer putting in an interchange to I-5 and wanted to know if there is any consideration being given to modernizing the interstate ingress and egress from 4th Street to I-5. He asked how the City can consider doing something up north, without doing anything on 4th street to the east and westbound traffic. This was designed in the 1950's and carries far more traffic than was ever envisioned 50 years ago. He also indicated that at the grade crossings on the BNSF RR are very dangerous. Mr. Nelson said that WSDOT has been looking at the 4th Street crossing, but it isn't on their 6 year plan and probably not on their 20 year plan, nothing is planned to happen in the near future. They are looking at other alternate routes so that 4th street isn't the only crossing. Mr. Nelson agreed that the grade crossing for the BNSF is very dangerous, and the City has done everything they could to have vehicles stop well away from the tracks.

MOTION by Mr. Nehring, second by Mr. Leighan to continue this item until the next meeting when public comment will be taken, **MOTION** passed unanimously.

000058

D. Limit on Terms or Years of Service for Board and Commission Members

Ms. Swenson's memo regarding the information on Boards and Commissions in other nearby cities was discussed. Mr. Weed presented some insight to the procedures in Snohomish. Mr. Seibert thanked Ms. Swenson and her staff for the information provided. A lengthy discussion on term limits took place. **MOTION** by Ms. Smith, second by Mr. Seibert to set the planning commission terms at 6 years, park board 3 year terms, library 4 year terms with a maximum of 12 years, if appointed to fill an unexpired term of over 50% of term will count as a full term, if under 50% it will not count as a full term. **MOTION** failed 4-3 with Mr. Leighan, Mr. Soriano, Ms. Wright and Ms. Vares opposed.

Legal

A. Termination – Professional Services Agreement Between the City of Marysville and Entranco, Inc. for Engineering Services for the Surface Water Management Comprehensive Plan and Surface Water Utility Rate Study; Dated: December 26, 2001

Mr. Nelson gave an overview of the reasons necessary for the termination of the agreement. **MOTION** by Mr. Leighan, second by Ms. Wright to terminate the Professional Services Agreement Between the City of Marysville and Entranco, Inc. for Engineering Services for the Surface Water Management Comprehensive Plan and Surface Water Utility Rate Study dated, December 26, 2001, **MOTION** passed unanimously.

B. Termination – Professional Services Agreement Between City of Marysville and Entranco, Inc. for Engineering Services Hydrological Modeling/Master Planning Basin Plan; Dated: August 13, 2001

MOTION by Mr. Seibert, second by Mr. Leighan to terminate the Professional Services Agreement Between the City of Marysville and Entranco, Inc. for Engineering Services Hydrological Modeling/Master Planning Basin Plan dated: August 13, 2001, **MOTION** passed unanimously.

Ordinances and Resolutions

An Ordinance of the City of Marysville, Washington Establishing a New Chapter 12.45 of the Marysville Municipal Code Relating to Monuments and Memorials Placed within the City Right-of-Way

Mr. Leighan indicated that during the Governmental Affairs Committee meeting permanent memorials such as a tree with a plaque, or a donated park bench, etc. would be more appropriate than the unofficial memorials on other people's private property and the public right-of-way.

Ms. Smith asked about how the citizens would know about this process and asked that it be included in the Ordinance.

000059

Terri Deffries, 4304 Sunnyside Blvd, Marysville, spoke regarding the three memorials that she has for her daughter and indicated it is a comfort to her and other people realize that they are not here forever, and a memorial is a way to remember and honor them.

A lengthy discussion followed which included a balance of public safety and sensitivity to the families, a policy developed for a more permanent memorial, a committee of citizens and the Governmental Affairs Committee, length of time for a temporary memorial, complaints received by the City of impromptu memorials on public right-of-way and on the property of someone else.

MOTION by Mr. Leighan, second by Mr. Nehring to remand this item to the Governmental Affairs Committee for further study, with Ms. Deffries and Mr. Seibert as part of the public committee. Mr. Seibert asked Staff to make a short list of what other cities are doing on this subject, to evaluate the legal authority to authorize permanent memorials. Since there will be four council members present, the meeting will need to be posted as a public meeting. **MOTION** passed unanimously.

Mayor Weiser recessed the meeting from 9:00 to 9:05 p.m.

Information Items

A. Mayor's Business

Mayor Weiser reminded Council of the Memorial Service on September 11 at Comeford Park at 7:00 p.m.

He also said that he accompanied the police department on another raid, and was greatly impressed with the level of information the police had of the neighborhood and the professionalism of the police in conducting the raid; he offered his congratulations to police.

B. Staff Business

Ms. Swenson said that September 16 was a big day, Mr. Jim Owens, Public Works Director begins work that day and the Facilities Committee meets that day to look at the Facilities Report.

Ms. Hirashima said that the developer was notified that the Emerald Hills paving was required to be completed this year. The citizen was also notified that it would be completed.

Mr. Nelson reminded Council the Public Works Committee meeting was this Thursday.

C. Call on Councilmembers

Mr. Seibert asked Mr. Nelson if the speed limit sign on 4th Street had been fixed. Mr. Nelson said the Everett office indicated they should have the sign in about 3 ½ weeks. Mr. Nelson also said that the cross walk would be removed because all the children are being bused to school across SR 528. Mr. Seibert said before the crossing is removed the public needs to be notified. Mr. Seibert asked Staff about the options available to the City on the annexation difficulties, Mr. Weed said he has a draft interim annexation policy, is doing some fine tuning and will be meeting with Community Development, Public Works and Finance.

Ms. Vares said that she had attended the Snohomish County Tomorrow meeting and now has the original copy of the buildable lands analysis that the county marked up to make their changes. The Council will be provided with copies of that analysis.

Ms. Smith said she had attended the annual luncheon with the former Deering Wildflower Acres project committee. They wanted hold their picnic there, but the building wasn't open. She will bring a request to the Park board to see if this can't be opened to the public. She asked about the status of 116th Street. Ms. Hirashima indicated that the rezone recommendation has been passed by the Planning Commission and will be forwarded to Council soon. Ms. Smith also asked if the removal of crosswalk on SR 528 by was the one next to Asbery Field. Mr. Nelson confirmed that it was, but the school district is busing all the children now, and it is a mid-block crossing. He indicated the Traffic Safety Committee is still looking at it. Ms. Smith asked about the Lakewood Annexation, Mr. Weed said the resolution is prepared and they are meeting with the property owners. She asked Ms. Swenson to check and see if it is possible to get on the November ballot.

Mr. Soriano said he had attended the Cities & Towns PAC and a presentation by Dr. Ward Hines, from the Snohomish Health District, and complimented Ms. Wright on her work on the board. Dr. Hines alluded to a budget shortfall due to I-695. The PAC is going to brainstorm to see what issues they would like to our legislators to take to the next session. He reported that Laura Sonmore has created a website to utilize for different cities' council members, and the Cities & Towns PAC is looking for a city to host the link to the website. The next meeting is September 19 at 5:00 p.m. at the Community Transit Board Room.

CORRECTED: SEE MONSTER *cb* IS creating

Mr. Nehring asked Ms. Langdon if the budget session is still tentatively scheduled for October 11 and 12, Ms. Langdon said yes.

Mayor Weiser said that the school district only buses grade school children and only to Sunnyside and Tulalip schools. Middle school students are not bused across SR 528.

000061

Adjournment

The meeting adjourned 10:15 p.m.

Approved this 23rd day of September, 2002.

David Wynn Perry Becker Roberta Stevens
Mayor City Clerk Recording Secretary

000050

Call to Order/Pledge of Allegiance

ORIGINAL

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

Roll Call

CORRECTED: SEE 9/9/02 MINUTES

Ms. Swenson called the roll, the following were present:

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

Staff: Chief Administrative Officer, Mary Swenson; City Engineer, Robin Nelson; Finance Director, Sandy Langdon; Recording Secretary, Roberta Stevens

Committee Reports

Discussion Items

A. Grove Street Speed Study Findings & Conclusions

Mr. Nelson gave an overview of this study. Ms. Smith voiced concern that there were many children in this area and no marked crosswalk. She also indicated that she had been contacted by residents in the area regarding the lack of parking and the danger of backing out onto the street now that there is no parking allowed. She mentioned that one resident said the value of his home had dramatically decreased since the street parking was taken away. Mr. Soriano asked that Mr. Nelson look at straightening the fog line from Grove across the intersection at 67th Ave.

B. Professional Services Agreement; North Marysville Interchange; Pertect Engineering

Mr. Nelson reported that the amount of this agreement was \$689,408 plus another \$30,000 in the Management Reserve Fund. This agreement does not include the cost for an EIS report. Mr. Leighan asked about the 16 month completion date and if Mr. Nelson anticipated any supplemental requests for this as has happened frequently in the past. Mr. Nelson said that he does not foresee any additional costs. A discussion of negotiations with the developer followed. Several Councilmembers stated they would oppose signing this agreement until negotiations with the developer are complete.

000051

C. Limit on Terms or Years of Service for Board & Commission Members

A general discussion took place on term limits. Ms. Smith said she would like to see all of the terms divisible into 12, so that a reasonable limit could be set. She indicated that there are many qualified citizens that would like a chance to serve and they are never asked, nor are the positions advertised. The Mayor chooses the members and the Council confirms his appointment. Mr. Seibert asked Staff to ascertain how other cities do this. Ms. Swenson said that she would obtain the information provided on how many of the commission terms are set by law and the information that Mr. Seibert requested.

Other Items Scheduled for September 9, 2002 Meeting

Committee Reports

Ms. Vares gave a Governmental Affairs Committee report. They discussed Referendum 51 on the November ballot. They will bring three different options to the Council for a public meeting. The options will be (a) to endorse, (b) to make no recommendation for or against, and encourage the voters to study the issue, and (c) to oppose the referendum. The committee discussed bringing any legislative issues to the Council for a public hearing, Mr. Leighan advised that the Council has historically been neutral on ballot issues. Also discussed was the noise ordinance and making the signage on the streets uniform in size. Ms. Vares is now on the Human Services Committee as well.

Mr. Seibert gave a Public Works Committee Report, saying that there was a surface water meeting on August 28 with representatives from the County and Arlington present. He said the County was primarily interested in the watershed and conveyance issues.

Consent Agenda

- A. Approval of September 9, 2002 Claims**
- B. Approval of August, 2002 Payroll**
- C. Approval of Liquor License Renewals for Fred Meyer, Bella Luna Café Bistro, 4th Street Market, Noble Palace, & Taqueria La Jaliscience**

New Business

State Participating Agreement to Fund Portions of SR528 (Columbia Avenue to 67th Avenue) Project; WSDOT

000052

Mr. Nelson advised that the City will be realigning the entrance to Jennings Park during this project. The right-of-way for this project needs to be purchased before December, 2003.

Legal

Ordinances & Resolutions

An Ordinance of the City of Marysville, Washington Establishing a New Chapter 12.45 of the Marysville Municipal Code Relating to Monuments & Memorials Placed within City Right-of-Way

A discussion of this ordinance ensued with Mr. Seibert voicing his opinion that perhaps 30 days was not a long enough period of time, and possibly 45 days would be better. Ms. Swenson said that the contacting would be done by the Executive Department at City Hall, due to the sensitive nature of this issue. A clarification of the permanent signs due to drunk drivers also took place, with Ms. Swenson advising that someone actually had to be convicted of the crime before one of those signs could be erected. Mr. Seibert requested the information regarding the permanent sign be included in the information sent to the families of DUI victims.

Information Items

Mayor's Business

Mayor Weiser said that the Emerald Hills Estates roadway will be completed in 45-60 days. Ms. Smith and Mr. Seibert indicated that they felt the 18 months off site roadway finishing time frame should be reviewed.

Recess

Mayor Weiser recessed the meeting from 9:00-9:05 p.m.

Executive Session

The Council held an Executive Session from 9:05 p.m. until 9:30 p.m.

The Council returned to regular session at 9:30 p.m. **MOTION** by Ms. Vares, second by Ms. Wright to extend the meeting from 9:30 to 9:45 p.m., **MOTION** passed 6-1 with Mr. Leighan opposed. The Council returned to Executive Session at 9:31 p.m.

000053

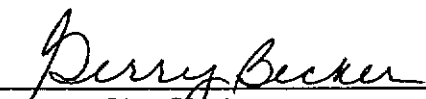
Adjournment

The Council returned to regular session and the meeting adjourned at 9:15 p.m. with no further action being taken.

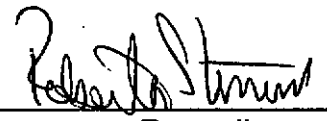
Approved this 9th day of September, 2002.



Mayor



City Clerk



Recording Secretary