

MARYSVILLE CITY COUNCIL WORK SESSION

April 7, 2003

7:00 p.m.

Public Safety Center

CALL TO ORDER / PLEDGE OF ALLEGIANCE

Mayor David Weiser called the April 7, 2003 Work Session of the Marysville City Council to order at 7:00 p.m. He then led the assembly in the Pledge of Allegiance.

INVOCATION

Pastor Victor Rodriguez of the Marysville Free Methodist Church presented the invocation.

ROLL CALL

Mayor Weiser asked Mary Swenson to call the roll. The following councilmembers and staff members were in attendance:

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

Staff: Mary Swenson, Chief Administrative Officer; Sandy Langdon, Finance Director; Grant Weed, City Attorney; Gloria Hirashima, Community Development Director; Jim Owens, Public Works Director; Jim Ballew, Parks and Recreation Director; Gerry Becker, City Clerk; Kevin Nielsen, Interim Assistant City Engineer; and Doug Buell, Community Information Officer.

COMMITTEE REPORTS

Councilmember Donna Wright reported that the Public Health Implementation Plan was now available. She noted the input by the Snohomish County Health District and encouraged everyone to take a look at the plan.

Councilmember Wright then updated Council on the **Public Safety Committee** meeting. She said there had been a demonstration of a polygraph at the meeting. There had also been a report on reduced health care in jails. It was noted that 22 citizens were attending the Police Citizens Academy.

DISCUSSION ITEMS**A. P.U.D. Utility Easement.**

Mayor Weiser explained that this was the result of a radio system upgrade, which needs a larger space. City Attorney Grant Weed further explained that they had been able to

negotiate this easement to fit only the specific needs of the P.U.D. He recommended that Council authorize the easement.

Mayor Weiser solicited public input. There was no one present who wished to comment.

Motion by Councilmember Donna Wright, second by Councilmember Mike Leighan to authorize the Mayor to sign the easement for underground utility vault with the P.U.D. No. 1 of Snohomish County. **Motion** passed unanimously (7-0).

B. Water Purification Technology Briefing.

Based on a request from Council for more information on the City's decision to choose the Zenon filtration system, Kevin Nielsen presented an overview of water filtration system options. He first described the reason the system was needed – to filter the dirty Stillaguamish River water due to excessive turbidity. He then briefly discussed all the filtration processes that were researched including: conventional filtration; direct filtration; in-line filtration; automatic backwash filters; two stage filtration; direct “pressure” filtration; pre-coat filtration; slow sand filtration; cartridge and bag filtration; and micro filtration and ultra filtration. The City ultimately had decided upon the Zenon micro filtration and ultra filtration system because of its efficiency and because it does not require the use of chemicals.

CONSENT AGENDA ITEMS

A. Approval of April 14, 2003 Claims.

B. Approval of April 4, 2003 Payroll.

C. Acceptance of Proof of Loss Adjustment in the Amount of \$111,338.77 for Jennings Park Maintenance Building Fire.

Parks and Recreation Director, Jim Ballew, explained the purpose of this Proof of Loss Adjustment for the Jennings Park fire.

D. Approval of Farmers Market Lease Renewal with Bill and Laura Hart.

Mr. Ballew described the details of this lease.

E. Authorize Mayor to Sign Renewal of Community Service Class II Contract with the Department of Corrections.

Jim Ballew explained the purpose of the contract. There was some discussion about the determination of wages.

F. Authorize Mayor to Sign Contract for Deferred Construction of Curbs, Gutters and Sidewalks; Leonid Vyazhevich.

Councilmember Siebert asked when the curbs, gutters and sidewalks might be built. Mayor Weiser explained that it used to be done house by house, but now they were done in blocks to be more efficient.

Councilmember Mike Leighan commented that the Deferment Contract form requests that the information be typed. He commented that it should probably be changed to reflect the fact that most people do not use typewriters.

REVIEW BIDS

State Avenue Sewer Trunk Extension Project.

Councilmember Jon Nehring referred to the difference in the engineers' estimates and the budgeted amount. He wondered why there was such a difference. Public Works Director Jim Owens said he would look into the matter.

Next Councilmember Mike Leighan asked who filed the protest. Mr. Owens responded that it was the apparent second low bidder.

Councilmember Jeff Seibert clarified the total amount of the bid. He asked that the amount with the sales tax be included in the future. Public Works Director Jim Owens said he would have those numbers as well as the budgeted amount for the next meeting. Councilmember Seibert asked the City Attorney if he had anything else to add. Mr. Weed said that he did not.

There was no further discussion on this issue.

NEW BUSINESS

A. Special Events Permit; Turning Point Community Church.

There was no discussion on this issue.

B. National Youth Sports Coaches Association Certification Program.

Councilmember Jon Nehring asked for clarification regarding the requirements of parents. He wanted to make sure that a child would not be excluded from participation if his parents could not attend the meeting. Mr. Ballew assured him that would not happen and that they would work with the parents.

Councilmember Suzanne Smith had questions about the Athletic Coordinator becoming a Certified Clinician. Mr. Ballew explained that this would be updated yearly. Councilmember Smith asked if coaches would receive updated training annually as well.

Mr. Ballew explained that they have an annual coaches meeting and also a quarterly newsletter. The parents will also be required to go through the registration process annually.

Councilmember Nehring inquired about the liability insurance. Mr. Ballew described the nature of the insurance and explained that it is basically to cover injuries.

There was some discussion of parents conduct at some of the games and the procedures in place to deal with them.

Councilmember Nehring then commended the Parks Department's basketball program and said that it was especially well run this year.

C. SR528, 47th Avenue N.E. to 67th Avenue NE, #T0102 Property Condemnation Ordinance.

Councilmember John Soriano asked if the property sketches usually include an outline of the structures. He noted that it would be useful to know where they sit. Mr. Owens explained that they generally do not include the structures. He commented that there are setbacks from the legal right of way.

Councilmember Seibert noted the importance of making sure the City was not causing trouble with the setback. Mr. Owens commented that there might be some issue with that. Councilmember Seibert added that he would like to know if that was the case.

Councilmember Mike Leighan confirmed that there had been discussion with the property owners. Mr. Owens replied that there had been.

Councilmember Seibert clarified that this ordinance was just to set up the threat of condemnation. He asked if it would come back to Council before action. City Attorney Grant Weed said it would not because the ordinance authorizes action.

Councilmember Suzanne Smith commented that she would like to know the status of negotiations with the property owners. She noted that she did not like to see the condemnation prior to an offer being made. Grant Weed stated that this would be an appropriate topic for an executive session.

Councilmember Lisa Vares added that she would like more information on the status of the negotiations as well. Mr. Weed said he would get a memo out to Councilmembers.

D. Utility Tax & Franchise Fee Audit; Microflex.

Sandy Langdon explained the purpose and terms of this agreement.

E. Establish Pay Classification and Compensation for Development Services Manager (Community Development Department).

Mary Swenson explained that since Eric Thompson left the city this was one of the positions transferred to Gloria Hirashima's work group. Ms. Hirashima thought that the position needed to be a little higher level by requiring the person to be a licensed engineer. They had an analysis done on the job duties and evaluated the pay grade. Ms. Hirashima noted some of the changes to the job description and the reasons those were necessary.

Councilmember Seibert clarified that they would be filling the position. Ms. Swenson indicated that they would be posting the position. Mr. Seibert asked for specifics about the pay grade. Ms. Swenson said she would bring that to the next meeting.

Councilmember Mike Leighan asked how this would impact the Engineering Department. Jim Owens explained that they would not refill a vacancy in the Public Works Engineering Department in the future. There was discussion about the changing of positions and how this would affect the budget in the long-term.

Councilmember Seibert questioned the requirement of being a licensed engineer, as they would not be designing. Gloria Hirashima explained that the person will not be designing, but will be able to sign off on plans.

F. Establish Pay Classification and Compensation for Operations Manager (Public Works Department).

Mary Swenson commented that two employees are leaving city employment and they will be merging the two positions into one. This will improve efficiency and save money. Councilmember Leighan requested a flow chart showing how these two positions would merge.

Councilmember Smith inquired about cross training. Mr. Owens explained that it is already taking place. Ms. Smith asked if there would be a cross training program in the future. Jim Owens referred to the annual training plan in place now although the work is generally learned on the job.

G. Policy Regarding Employees Called to Active Duty from Reserve Status.

Mary Swenson explained that the City has one employee who is on reserve status and is anticipating being called to duty. She described various ways that cities are dealing with this issue and explained that Marysville needs to determine how to deal with it as well. Discussion followed regarding employees being allowed to use sick leave and vacation time to make up the difference in pay; employees donating time; and the City matching part of the donations.

Ms. Swenson said she would draft a policy for the meeting next week. She solicited input from the Council. There was tentative discussion about the City paying the difference in

pay for six months after the employee has used up some or all of his or her sick leave and vacation.

LEGAL

A. Contract for Recovery of Utility Construction Costs for Sewer; Boyden, Robinett & Associates, L.P.

There was no discussion on this matter.

B. Contract for Recovery of Utility Construction Costs for Water; Boyden, Robinett & Associates, L.P.

There was no discussion on this matter.

C. Contract for Recovery of Utility Construction Costs for Sewer; Bethlehem Lutheran Church.

There was no discussion on this matter.

ORDINANCES & RESOLUTIONS

A. An Ordinance of the City of Marysville, Washington Providing for the Amendment of the City's Comprehensive Plan by the Adoption of the Marysville School District 2002-2007 Capital Facilities Plan as a Sub-element of the City's Comprehensive Plan and Establishing the Adoption of Said Plan and the Collection and Imposition of School Impact Fees as a Component of the City's Annual Budgeting Process; and Amending Ordinance No. 2456 as Amended by Ordinance No. 2463 Relating to Adoption of the City Budget of the City of Marysville.

There was no discussion on this matter.

B. An Ordinance of the City of Marysville, Washington Providing for the Amendment of the City's Comprehensive Plan by the Adoption of the Lakewood School District 2002-2007 Capital Facilities Plan as a Sub-element of the City's Comprehensive Plan and Establishing the Adoption of Said Plan and the Collection and Imposition of School Impact Fees as a Component of the City's Annual Budgeting Process; and Amending Ordinance No. 2456 as Amended by Ordinance No. 2463 Relating to Adoption of the City Budget of the City of Marysville.

There was no discussion on this matter.

C. An Ordinance of the City of Marysville, Washington Providing for the Amendment of the City's Comprehensive Plan by the Adoption of the Lake Stevens School

District 2002-2007 Capital Facilities Plan as a Sub-element of the City's Comprehensive Plan and Establishing the Adoption of Said Plan and the Collection and Imposition of School Impact Fees as a Component of the City's Annual Budgeting Process; and Amending Ordinance No. 2456 as Amended by Ordinance No. 2463 Relating to Adoption of the City Budget of the City of Marysville.

There was no discussion on this matter.

D. An Ordinance of the City of Marysville, Washington Amending Marysville Municipal Code Section 18C.06.010 Relating to Capital Facilities Plan and 18C.10.020 Relating to Impact Fee Schedule- Exemptions.

City Attorney Grant Weed commented that the version that is in the packet is not the one he intended. He reviewed the changes made to the Ordinance. There were no further comments or questions.

E. An Ordinance of the City of Marysville Amending MMC 11.62.020 Relating to Designation of Truck Routes.

There was no discussion on this matter.

F. An Ordinance of the City of Marysville, Washington, Authorizing the Condemnation, Appropriation, Taking and Damaging of Land and Other Property for the Improvement of the Intersection At 64th Street N.E. (SR528) and 47th Avenue N.E.

There was no discussion on this matter.

G. An Ordinance of the City of Marysville Amending the 2002 Budget and Providing for the Increase of Certain Expenditure Items as Budgeted for in 2002.

Finance Director Sandy Langdon reviewed the changes in the 2002 Budget and explained why they were necessary.

H. A Resolution of the City of Marysville Initiating Annexation of an Area Contiguous to the City Known as the Lakewood Area; Requesting the Snohomish County Council to Call an Election Thereon; and Transmitting the Matter to the Snohomish County Boundary Review Board for Approval.

Mary Swenson explained that this would be scheduled for the November election. She asked if Council also wanted the Sunnyside area to be on the ballot as well. There was general agreement about this and discussion about the cost of doing the legal description.

Councilmember Leighan suggested holding a meeting in that area to make sure that there is still interest. It was determined that a public meeting would be held the first part of May.

I. A Resolution of the City of Marysville Affirming the Recommendation of the Hearing Examiner and Granting a Conditional Shoreline Substantial Development Permit to Allow Development of a 5.8 Acre Waterfront Park on Ebey Slough.

Councilmember Siebert asked if there was information on whether or not the City had submitted the necessary application. Mr. Ballew confirmed that it had been submitted.

INFORMATION ITEMS

Staff Business

Mary Swenson noted that they are in the middle of negotiations with Comcast (formerly AT&T) regarding the Institutional Network (I-Net), which would allow the connecting of all the city buildings and the school district.

Community Information Officer Doug Buell explained that it would be possible to charge up to a dollar a month per subscriber in order to finance the cost of the I-Net. He noted that there is a strong community desire for this in terms of increased efficiency of city operations.

Councilmember Seibert suggested putting an end date to the dollar charge so that customers were not billed in excess of actual needs. There was discussion about the I-Net and how it would upgrade and make uniform all subscribers' channels.

Ms. Swenson explained the benefits to the City in terms of efficiency savings. An additional benefit to the constituents would be the possibility of utilizing cable/modems to have high-speed access in the future. There was significant discussion about the details of this agreement.

Councilmember Seibert had concerns about the subscribers who would not be on fiber optic and also about the number of channels that would really be available. He further wanted to make sure that Comcast was required to serve the entire City. He felt this would not necessarily be an upgrade for many citizens. He commented on his lack of satisfaction with Comcast's Customer Service Department. Doug Buell replied that it is in the best interest of Comcast to upgrade the system in order to keep people from switching to satellite. Grant Weed added that the City has little power to require certain things. The Federal Code has taken away cities' power to regulate in this area. He noted that sometimes, however, it is in the best interest of the provider to provide services.

Mr. Buell summarized the benefits to the City as:

- ◆ High speed two-way communication
- ◆ Connect all of the City's buildings and departments
- ◆ Provide live TV
- ◆ Provide video conferencing between the different buildings
- ◆ Link the public library and provide terminals for citizens to reach database

- ◆ Could be used in the future as the primary telephone system
- ◆ Video arraignments
- ◆ Remote permitting
- ◆ Create a bridge between the City's buildings and school district buildings.


Councilmember Vares commented that she was not comfortable with this method of billing the subscribers. She suggested that the City pay for the I-Net up front if it would indeed be such a benefit to the City.

It was determined that the discussion would continue at the next meeting.

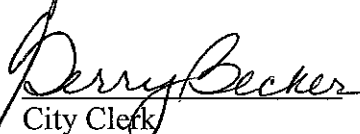
ADJOURN

Mayor Weiser adjourned the work session at 9:30 p.m.

Approved this 14th day of April, 2003.



Mayor
David Weiser



City Clerk
Gerry Becker



Recording Secretary
Laurie Hugdahl