

June 26, 2006

Marysville City Council
7:00 p.m.

ORIGINAL

000208

City Hall

Call to Order/Invocation/Pledge of Allegiance	7:00 P.M.
Roll Call	
Approval of Minutes	
Approve the June 12, 2006 City Council Meeting Minutes.	Approved
Approve the June 19, 2006 City Council Work Session Minutes.	Approved
Consent Agenda	
Approval of June 7, 2006 Claims in the Amount of \$1,887,704.91; Paid by Check No. 31276 through 31430 with Check No. 9704, 31204, and 31223 Void.	Approved
Approval of June 14, 2006 Claims in the Amount of \$2,882,959.41; Paid by Check No. 31431 through 31608; with Check No. 9829 and 25656 Void.	Approved
Approval of June 5, 2006 Payroll in the Amount of \$848,308.41; Paid by Check No. 16267 through 16341.	Approved
Authorize Mayor to Sign Supplemental Agreement No. 1 with Skillings Connolly, Inc. for the State Avenue (116th Street NE to 136th Street NE) Roadway Improvements Project R9701.	Approved
Authorize Mayor to Accept and Sign for Equipment Valued at \$4,957.09; Purchased through a Snohomish County Department of Emergency Management Grant.	Approved
Approval of Contract Change Order #1 for Northwest Water Transmission Main Project.	Approved
Approval of the June 20, 2006 Payroll in the Amount of \$658,925.32; Paid by Check No. 16342 through 16410.	Approved
Review Bids	
Public Hearings	
Whiskey Ridge North Annexation; PA 05056.	Approved
Current Business	
Communication Center Services	Approved
New Business	
Legal	
Ordinances and Resolutions	
Approve an Ordinance of the City of Marysville, Washington Creating a New Chapter 3.01 of the Marysville Municipal Code Relating to Crime Prevention Funding; and Severability.	Approved Ord. 2646
Approve an Ordinance of the City of Marysville Establishing Marysville Municipal Code Chapter 3.95A Recovery Costs for Certain Convicted Persons to Recover the City's Cost of Emergency Response for Persons Guilty of Alcohol or Drug Related Driving, Boating, or Aircraft Violations.	Approved Ord. 2647
Approve an Ordinance of the City of Marysville Annexing and Zoning Certain Unincorporated Area Known as the Smith Annexation into the City of Marysville.	Approved Ord. 2648
Approve an Ordinance of the City of Marysville Amending the 2006 Budget to Include Revised Salary Schedules for 2006 and Amending Ordinance	Removed

June 26, 2006

Marysville City Council
7:00 p.m.

000209

City Hall

No. 2604, 2608, 2616, and 2619.	
Approve a Resolution of the City of Marysville Declaring Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.	Approved Res. 2182
Approve a Resolution of the City of Marysville Stating Its Intention to Annex Certain Unincorporated Area, Known as the Whiskey Ridge-North Annexation, into the City, and Transmitting the Matter to the Washington State Boundary Review Board for Snohomish County for Approval.	Approved Res. 2181
Information Items	
Mayor's Business	
Staff Business	
Approve a Resolution of the City of Marysville Authorizing Application(s) for Funding Assistance through the Washington Wildlife and Recreation Program Local Parks (WWRP) to the Interagency Committee for Outdoor Recreation (IAC) as Provided in State Statute Chapter 43.98 of the Revised Code of Washington (RCW).	Approve Res. 2183
Call on Councilmembers	
Adjournment	9:19 p.m.

Marysville City Council Meeting

June 26, 2006

7:00 p.m.

City Hall

CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Dennis Kendall called the June 26, 2006 meeting of the Marysville City Council to order at 7:00 p.m. There was no invocation. Mayor Kendall led those present in the Pledge of Allegiance.

ROLL CALL

Chief Administrative Officer Mary Swenson gave the roll call. The following staff and councilmembers were in attendance.

Mayor: Dennis Kendall

Council: Mayor Pro Tem Jon Nehring, Lee Phillips, Carmen Rasmussen, Jeff Seibert, John Soriano, Jeff Vaughan, and Donna Wright

Staff: Mary Swenson, Chief Administrative Officer; Grant Weed, City Attorney; Sandy Langdon, Finance Director; Gloria Hirashima, Community Development Director; Paul Roberts, Public Works Director; John Turner, Chief of Police; Doug Buell, Community Information Officer; and Laurie Hugdahl, Recording Secretary.

COMMITTEE REPORTS

Councilmember Jeff Seibert reported on the 6/14 **Snohomish County Solid Waste Advisory Committee**. The following were some of the topics discussed:

- Update re: Cathcart – Will start moving elementary school soon. Plan to reopen the station in 2008 at a cost of \$3.5 million.
- Transponders – Have been having trouble with radios.
- Burlington Northern transport has been working much better.
- Disaster Preparation.
- Rounding of fees seems to be working well.
- Medical waste issue at the North County Station, but this has been resolved.

Councilmember Seibert then gave a report on the Finance Committee meeting. Topics discussed at that meeting included:

- Hotel/Motel Grant applications – 4 applications received: Marysville Historical Society, Maryfest, the Marysville-Tulalip Chamber and Snohomish County Tourism Bureau
- MUNIS upgrade progressing
- Audit starts 7/25
- Utility Billing update – surface water, working on interlocal agreement with Arlington

- Rental utility accounts – sending letters out to landlords clarifying who is responsible for nonpayment issues
- Looking into new IT staff person and 3rd-person party for archives software.

PRESENTATIONS – None.

DISCUSSION ITEMS – None.

AUDIENCE PARTICIPATION – None.

APPROVAL OF MINUTES.

1. Approval of June 12, 2006 City Council Meeting Minutes.

Motion made by Councilmember Vaughan, seconded by Councilmember Wright to approve the minutes as presented. Mayor Pro Tem Nehring indicated he would be abstaining since he was not present at the June 12 meeting. **Motion** passed unanimously (6-0) with Mayor Pro Tem Nehring abstaining.

2. Approval of June 19, 2006 City Council Work Session Minutes.

Motion made by Councilmember Nehring; seconded by Councilmember Rasmussen to approve the minutes as presented. **Motion** passed unanimously (5-0) with Councilmembers Phillips and Vaughan abstaining since they were absent at the June 19 meeting.

Consent

Motion made by Councilmember Wright; seconded by Councilmember Soriano to approve the following Consent Agenda Items 3 – 8 and 21. **Motion** passed unanimously (7-0).

3. Approval of June 7, 2006 Claims in the Amount of \$1,887,704.91; Paid by Check No. 31276 through 31430 with Check No. 9704, 31204, and 31223 Void.

4. Approval of June 14, 2006 Claims in the Amount of \$2,882,959.41; Paid by Check No. 31431 through 31608; with Check No. 9829 and 25656 Void.

5. Approval of June 5, 2006 Payroll in the Amount of \$848,308.41; Paid by Check No. 16267 through 16341.

6. Authorize Mayor to Sign Supplemental Agreement No. 1 with Skillings Connolly, Inc. for the State Avenue (116th Street NE to 136th Street NE) Roadway Improvements Project R9701.

7. Authorize Mayor to Accept and Sign for Equipment Valued at \$4,957.09; Purchased through a Snohomish County Department of Emergency Management Grant.

8. Approval of Contract Change Order #1 for Northwest Water Transmission Main Project.

21. Approval of the June 20, 2006 Payroll in the Amount of \$658,925.32; Paid by Check No. 16342 through 16410.

REVIEW BIDS – None.

PUBLIC HEARINGS

10. Whiskey Ridge North Annexation; PA 05056.

Community Development Director Gloria Hirashima gave a brief summary of the annexation as described on the agenda bill in Council's packet.

Public Testimony

Kyle Lublin, 17921 Bothell Everett Highway representing Pacific Ridge Homes.

Mr. Lublin spoke in support of the annexation. He commented that he has worked with a lot of residents in the area and the majority of residents favor the annexation. He encouraged the City Council to approve this and forward it to the Boundary Review Board.

Barbara Miller, 10507 Sandy Beach Drive.

Ms. Miller stated that she spoke on behalf of several families in the area who support the annexation due to the potential benefits of annexation.

Dwayne Wiseman, 8805 East Sunnyside School Road.

Mr. Wiseman spoke in support of the annexation. He suggested some things that the City can do to help residents embrace the community of Marysville such as a well-planned multi-use zoning to provide the services that residents require. He stated that this is an opportunity to build a stronger, more efficient community in that area and he encouraged residents to be involved.

Seeing no further comment, the public testimony portion of the hearing was closed.

Council Discussion

Councilmember Vaughan asked Gloria Hirashima to explain how the Master plan would accomplish some of the goals that Mr. Wiseman just discussed. Ms. Hirashima explained how the master plan allows the City to provide for a mix of uses combining commercial and residential, which the City believes will serve that area well. She also commented that transportation planning for that area will improve connections and corridors. She noted that mitigation fees received from that area will be spent there. She welcomed contact from residents to share their ideas for the area.

Councilmember Soriano asked about fire coverage for that area. Chief Administrative Officer Mary Swenson explained that discussions are continuing with Fire District 8. They are exploring several different options. These would be an interim move until a station could be built in the area.

Action taken below on item 17.

CURRENT BUSINESS

11. Communication Center Services.

Chief Administrative Officer Mary Swenson thanked MPOA and all the employees in the police department for dealing with this in a professional manner. She then delivered a brief PowerPoint presentation, "City of Marysville Communication Center Analysis, June 26, 2006, May 8 Presentation Update" as contained in Council's packet. This presentation was previously given at the May 8 Council Meeting. Changes from that presentation include the following:

- Update regarding discussion with SNOPAC:
- Marysville would have its own station from the beginning.
- Marysville would have a voting seat on the SNOPAC Board of Directors.
- Marysville would have a seat on the Police Technical Advisory Committee.
- Job opportunities would be provided for Marysville staff.

Additionally, in response to questions posed earlier:

- A change in quality of service is not anticipated.
- Non-dispatch duties will be transferred to Records by adding staff and becoming a 24/7 operation.
- The total cost for SNOPAC services to the City, including Marysville's own communication station would be \$421,839 for 2007.
- The money saved would remain in the police department.

Ms. Swenson concluded by stating that it was staff's recommendation to enter into the Interlocal Agreement with SNOPAC for dispatching services.

Public Testimony:

Wendy Wade, Marysville Police Sgt.

Sgt. Wade stated that she has been with the police department for 16 years. She acknowledged the City's support of the police department. She concurred that this would save the City money, but she is opposed to consolidation. She stated that every employee within the police department is opposed to closing the dispatch center. The biggest downside is the loss of control and its impact on safety issues. Currently the dispatch center routinely gives additional information which aids in officer safety. This would not happen with SNOPAC. The current dispatchers are the most professional group of people she's ever met.

Brian Taylor, 7916 – 72nd Drive NE

Mr. Taylor stated that he had a substantial background in law enforcement, communication systems and emergency systems. He was very concerned about the process and did not feel that there was a persuasive argument to go to SNOPAC. He stated that the numbers

were not clear enough for him. Regarding national security issues, he noted that a local center would be less of a target than a large consolidated center. He referred to several national and local level public safety groups that have opposed consolidation in general. He stated that interoperability was more important than consolidation. He questioned why there wasn't a consultant's report or a department operations impact report associated with this proposal. He suggested forming a working committee to review this and nail down some numbers and also getting a consultant.

Mayor Pro Tem Nehring asked him which numbers did not appear to be nailed down. Mr. Taylor replied that he thinks the costs would be about 25% higher and savings would be about 50% less than presented here. This is due to the fact that there would be numerous indirect costs and unanticipated expenses. He then discussed the intangible benefits of having a local dispatch center.

John Myers, 7113 – 61st Drive NE, Marysville.

Mr. Myers spoke against consolidation. He said he would rather see the City expand and sell its services to neighboring jurisdictions. He was opposed to the City "putting all its eggs in one basket." He concurred with what had already been spoken.

Dan Janesco, 7508 – 47th Avenue NE, Marysville.

Mr. Janesco stated that he is a 40-year resident of Marysville. He is opposed to consolidation with SNOAC, stating that it reduces the level of service. He stated he had heard search-and-rescue stories from his sister-in-law. He felt that SNOAC was too big and would not serve the City like its homegrown residents do.

James Maples, President, MPOA

Mr. Maples expressed concern that the savings from the dispatch center would be used to provide officers that had already been committed to the police department. He strongly felt that the extra money should be used for other things within the police department. He cautioned that these numbers presented by staff are only preliminary. He did not believe that the City could run a 24/7 records department with only six people; nine would be needed. That would mean an additional \$189,000 that the City would need to find. He did not dispute the cost-savings, but stated that the important issue is local control. He urged Council to resolve this matter immediately.

Mary Swenson clarified that the four officers that had been previously approved for the annexation would be hired. What she had been alluding to was that the money could be spent in other areas in the police department.

Mayor Pro Tem Nehring asked about Mr. Maples' comment about records department staffing. Interim Police Chief John Turner stated that it has not been decided that they would have a full staff all 24 hours. He noted that there are many issues that still need to be negotiated. Ms. Swenson concurred that there are many union issues that still need to be discussed. She said she was comfortable with the numbers they had presented. She added that they believed the records department might take 3-4 additional positions.

Councilmember Donna Wright asked if records are currently open to the public 24 hours a day. Chief Turner stated that they were not.

Terry Henninger, 6929 – 54th Place NE, Marysville.

Ms. Henlinger stated that she resents the fact that the dispatch center has been "sandbagged." In reference to the City's statement that the dispatch center has had trouble obtaining and retaining staff, she stated that the City has not hired people to fill the spots even though they have been budgeted. The dispatch center has lists of people waiting to go into those positions. Regarding the City's priority of improving transportation problems, she stated that the 172nd Street traffic problems are the result of the City's own doing. The officers are already dealing with the problems. She stated that saving money should not be the primary concern and the City should not compare traffic to police officers.

Donna Toso, 8605 – 44th Drive NE

Ms. Toso stated that she has lived here 35 years. She relayed a story from a few years ago where she was assaulted and her purse was stolen early one morning in a hospital parking lot where she worked in Everett. Security called 9-1-1 and she waited two hours, but no officer came. She did not receive a phone call until late that evening. Police Chief Scharf explained to her that SNOPAC had dropped the call. He said that Marysville was to be envied for having its own dispatch center.

Councilmember Nehring asked staff how many positions were budgeted for the dispatch center. Ms. Swenson replied that there are 12 in the budget, but 7 positions are currently filled. She added that staffing has always been an issue with the dispatch center.

Councilmember Donna Wright asked what Marysville's own dispatch station at SNOPAC would look like. Tom Howell of SNOPAC explained that it would be a separate physical position within dispatch, but not necessarily the same people all the time.

Motion made by Councilmember Vaughan; seconded by Councilmember Phillips to reopen public comment. **Motion** passed unanimously (7-0).

Debbie Dreyer, Supervisor, Dispatch Center

Ms. Dreyer stated that five people have quit since last June. They have excellent candidates on the list, but people have not been hired. They have been running a 24/7 shift with seven people when at least nine are needed. She stated that 12 people would be a luxury.

Council Discussion

Councilmember Vaughan stated that this is a very difficult issue for Council to consider. He stated that much study and research has been done. He compared this experience to a consolidation he experienced with a large electric company he worked with. Fears and concerns similar to those heard here were expressed before that consolidation occurred. He noted that since that particular consolidation safety issues have improved and efficiencies have occurred.

Regarding personalized service, he believes that citizens expect professional service, not necessarily personalized service. Regarding traffic, he stated that how this Council deals with traffic is critical to how successful they are. As a steward of the money that is collected in the City, he has difficulty turning away extra money.

Motion made by Councilmember Soriano; seconded by Councilmember Wright to allow additional public comment. **Motion** passed unanimously (7-0).

Dale Toso, 8605 – 44th Drive NE.

Mr. Toso expressed frustration that the Council had already decided what they were going to do even before they heard public comment. He believes SNOPAC will not deliver the same level of service. He strongly encouraged the Council to listen to the people.

Councilmember Wright stated that this was one of the most difficult votes that she has taken. She has been contacted by many people on both sides of the issue and thinks that it is time the City takes this action.

Councilmember Seibert asked if Lake Stevens or Arlington had approached the City about contracting with the City of Marysville. Ms. Swenson stated that they had been contacted by one of the police departments, but not by the city administrator. She noted that she did not think that SNOPAC would be pleased about Marysville taking some of their customers away. Their generosity would probably end if the City chose that route. She added that she does not believe the City could afford the costs associated with serving other cities. It would require additional dispatch staff, a dedicated technical staff, and a manager of the dispatch center and additional equipment to take care of other jurisdictions.

Councilmember Soriano asked about costs associated with changing technology. Chief Turner stated that technology is changing very quickly. He referred to the 800 MHz system, records system – LINK system; CAD system; and GPS system as a few. If the City maintains its own dispatch center it would not benefit from the economy of scale you get at a consolidated center in keeping up with new technology. SNOPAC will be able to do that. He thanked Tom Howell for providing technical assistance to the City in the past for free. He noted that SNOPAC would probably not be willing to do that if the City were to rob them of customers. He pointed out, however, that Marysville has the best crew in the world and they could do anything they were asked to do.

Councilmember Soriano asked if this would be required to go to bid. Ms. Swenson stated that it would. Tom Howell discussed potential costs associated with enhancing Marysville's current system.

Councilmember Carmen Rasmussen agreed that this is the most difficult decision she has had to make on the Council. She pointed out the following:

1. Personal service issues – Lack of response in the county is due to understaffing in the county. This would not happen in Marysville if we maintain proper staffing.
2. Marysville needs the money for more police officers.
3. Technology – the cost is too high to maintain. The leadership has a responsibility to make Marysville a safe and livable city. She believes that SNOPAC can provide the same service for a reduced price and get more officers on the street.

Mayor Pro Tem Nehring commended Councilmember Vaughan's careful consideration of this and all issues. He stated that listening does not always mean agreement. He referred to his responsibility to represent the entire City, not just those present tonight. He relayed that he has been through four consolidations with companies he has worked with. He understands the feelings associated with this. He stressed that Council and staff have made a commitment that there are options for the dispatch staff if they desire. This is not always the case with consolidations. Having considered everything, he stated that he would be supporting the consolidation.

Motion made by Councilmember Wright; seconded by Councilmember Vaughan to authorize the Mayor to enter into the Interlocal Agreement with SNOPAC for dispatching services based on the Proposed Entrance Plan. This will be subject to the approval of the SNOPAC Board of Directors following their required thirty-day notice. Councilmember Soriano requested a roll call vote.

Councilmembers Vaughan, Wright, Seibert, Nehring and Rasmussen voted in favor. Councilmembers Soriano and Phillips were opposed.

Motion carried 5-2.

There was a recess from 8:44 until 8:55 p.m.

NEW BUSINESS – None.

LEGAL – None.

ORDINANCES AND RESOLUTIONS

- 12. An Ordinance of the City of Marysville, Washington Creating a New Chapter 3.01 of the Marysville Municipal Code Relating to Crime Prevention Funding; and Severability.**

Motion made by Councilmember Nehring; seconded by Councilmember Seibert to approve Ordinance 2646. **Motion** passed unanimously (7-0).

- 13. An Ordinance of the City of Marysville Establishing Marysville Municipal Code Chapter 3.95A Recovery Costs for Certain Convicted Persons to Recover the City's Cost of Emergency Response for Persons Guilty of Alcohol or Drug Related Driving, Boating, or Aircraft Violations.**

Motion made by Councilmember Wright; seconded by Councilmember Soriano to approve Ordinance 2647. **Motion** passed unanimously (7-0).

- 14. An Ordinance of the City of Marysville Annexing and Zoning Certain Unincorporated Area Known as the Smith Annexation into the City of Marysville.**

Motion made by Councilmember Seibert; seconded by Councilmember Rasmussen to approve Ordinance 2648. **Motion** passed unanimously (7-0).

- 15. An Ordinance of the City of Marysville Amending the 2006 Budget to Include Revised Salary Schedules for 2006 and Amending Ordinance No. 2604, 2608, 2616, and 2619.**

Removed from agenda.

- 16. A Resolution of the City of Marysville Declaring Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.**

Motion made by Councilmember Seibert; seconded by Councilmember Wright to approve Resolution 2182. Motion passed unanimously (7-0).

- 17. A Resolution of the City of Marysville Stating Its Intention to Annex Certain Unincorporated Area, Known as the Whiskey Ridge-North Annexation, into the City, and Transmitting the Matter to the Washington State Boundary Review Board for Snohomish County for Approval.**

Motion made by Councilmember Seibert; seconded by Councilmember Vaughan to approve Resolution 2181 regarding the Whiskey Ridge North Annexation. Motion passed unanimously (7-0).

INFORMATION ITEMS

MAYOR'S BUSINESS – None.

STAFF BUSINESS

- A. A Resolution of the City of Marysville Authorizing Application(s) for Funding Assistance through the Washington Wildlife and Recreation Program Local Parks (WWRP) to the Interagency Committee for Outdoor Recreation (IAC) as Provided in State Statute Chapter 43.98 of the Revised Code of Washington (RCW).**

Jim Ballew explained that this was necessary to allow the Parks Department to apply for funding.

Motion made by Councilmember Rasmussen; seconded by Councilmember Seibert to approve Resolution 2183. Motion passed unanimously (7-0).

Paul Roberts said that they would have quite a few items in the next cycle. They will have several staff at the Council meeting to answer any questions since there will be no work session next week.

Gloria Hirashima stated that they filed the Sunnyside/Whiskey Ridge application. The hearing with the BRB has been set for August 8.

Grant Weed said they would not need an executive session. He briefed Council on King County Superior Court's Mary Roberts' ruling that I-747 was unconstitutional. He noted that the state would most likely appeal.

CALL ON COUNCILMEMBERS

Donna Wright discussed the interesting workshops at AWC. One workshop on courts that she attended reviewed the mandatory one-year probation for DWI offenders. She wondered about the City's liability associated with this.

She also noted that many cities have 3-5 acre dog parks.

Jeff Seibert informed Jim Ballew that some grants for pathways and trails are under TIB grants.

He requested that phone messages and emails that are forwarded to Council be noted with the phone number and address if possible.

The property rights initiative was discussed at AWC. There are a lot of ramifications. Grant concurred and noted that he wants to spend some time updating Council on this.

Councilmember Seibert commented on how lucky the City was to have Paul Roberts on staff.

Jon Nehring thanked staff for all the input on this issue.

He referred to an article about Executive Reardon.

He noted that he had been contacted about a traffic safety issue in Tuscany regarding speeding. He asked that someone from the police department contact Paul Digori. Chief Turner indicated that they would do so.

He commented that Strawberry Fields are not as usable as they had hoped because of the water. Jim Ballew responded that they had a very wet winter. Also, the drainage system was cut out of the original project. This would cost approximately \$60,000 to do the entire project. They are working with the adult soccer league to negotiate this.

John Soriano thanked Judy Coonts and Lillie Lein for organizing the trip to the AWC conference.

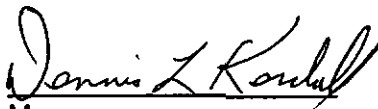
Lee Phillips stated that he attended some good sessions at AWC. He thanked Mary Swenson, Mayor Kendall and Sandy Langdon for filling him in on the work session last week since he had been ill.

Carmen Rasmussen commented that at the Disaster Preparedness Class she attended at AWC suggested letting citizens know that they should be ready to sustain themselves for five days for a disaster. Chief Turner said that as part of the Citizen Corps training they have been saying seven days. Mayor Kendall commented that this could also be addressed at the National Night Out event held in August.

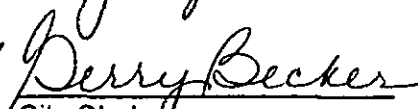
ADJOURNMENT

Seeing no further business, Mayor Kendall adjourned the meeting at 9:19 p.m.

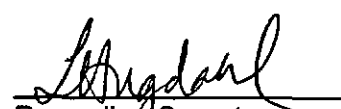
Approved this 24th day of July, 2006.



Mayor
Dennis Kendall



City Clerk
Gerry Becker



Recording Secretary
Laurie Hugdahl