

COUNCIL



MINUTES

Work Session May 5, 2008

Call to Order / Invocation / Pledge of Allegiance

Mayor Dennis Kendall called the May 5, 2008 Work Session of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. He then 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: Councilmember Jon Nehring, Councilmember Lee Phillips, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

Absent: None

Also Present: Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, Police Chief Rick Smith, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Commander Rob Lamoureux, Assistant Administrator Paul Roberts, Parks and Recreation Director Jim Ballew, Court Administrator Suzi Elsner, IT Manager Worth Norton, Fire Chief Greg Corn, City Clerk Tracy Jeffries, and Recording Secretary Laurie Hugdahl

Committee Reports

Jeff Vaughan reported on the **Graffiti Task Force** meeting on May 1. Topics discussed included:

- Chamber presented feedback from retailers regarding the provision that asks for voluntary compliance with putting graffiti implements out of reach of minors. The response from the Chamber is that they feel that any mandatory requirement to limit access would be something that their retail members would not support. It was noted that the only retail establishments that have voluntarily restricted

access were Wal-Mart and Home Depot. The Chamber sent a letter regarding the graffiti ordinance advocating voluntary compliance and "Responsible Retailer" program in effect in other cities.

- Graffiti presentation at middle schools has been put together and will begin next week.
- Community Information Officer Doug Buell discussed the graffiti reporting form that is now on-line.
- Discussion regarding etching which is becoming more common as an alternative to paints or markers. There was some interest from the Council in finding out what they are using to etch and looking into restricting access to that.

Presentations

1. Proclamation - Marysville Juror Appreciation Week.

Mayor Kendall read the proclamation recognizing May 5 through May 9 as Marysville Juror Appreciation Week. Court Administrator Suzi Elsner received the award on the behalf of the court.

Discussion Items

Approval of Minutes

2. Approval of April 28, 2008 City Council Meeting Minutes.
3. Approval of May 5, 2008 City Council Work Session Minutes.

Consent

4. Approval of April 30, 2008 Claims.
5. Approval of May 7, 2008 Claims.
6. Approval of May 5, 2008 Payroll.
7. Approval of Special Events Application for Marysville Downtown Merchants Association for Homegrown 2008 on August 8th, and August 9th to include the closure of 3rd Street between State Avenue and Alder Avenue, as well as the Alley between 3rd Street and 4th Street, as Requested by the Applicant.

Councilmember Carmen Rasmussen wondered how the closure of 528 would be impact the Homegrown Festival. Public Works Director Kevin Nielsen gave an update regarding the 528 project. He did not think it should impact traffic for Homegrown.

Review Bids

8. Award Bid to Schwetz Construction, Inc. for the Grove Street and 67th Avenue Intersection Improvements Project.

Kevin Nielsen reviewed this item. Councilmember Carmen Rasmussen asked about an estimated start date. Public Works Director Kevin Nielsen thought it would be sometime in June.

9. Award Bid to Neptune Technology Group, Inc. for the 2008 Fixed Network Automated Meter Reading (AMR) System Water Meter Equipment Procurement Project.

Public Works Director Kevin Nielsen reviewed this item. This will focus primarily on the downtown area and plats where the meters are close together. This will take the number of automated meters to 61% of the total.

10. Solid Waste Container Purchase for the Year of 2008.

Kevin Nielsen explained that the cost would be \$66,000 to provide multi-size containers for replacements.

Public Hearings

New Business

11. Authorize the Mayor to Sign the Professional Services Agreement with Harris and Associates for the State Avenue Phase III Corridor Improvements, 136th Street NE to 152nd Street NE Project in the Amount of \$1,521,681.00.

Public Works Director Kevin Nielsen reviewed this item. This is \$40,000 less than the previous agreement.

12. Supplemental Utility Construction Agreement No. 1 with WSDOT in the Amount of \$283,092 and to Approve a 5% Management Reserve of \$47,000 for a Total Allocation of \$1,178,526 for the SR528 Water Main (I-5 to State Avenue) Project.

Public Works Director Kevin Nielsen reviewed this item. He clarified that they would be using all 12" pipes on this project.

13. Northwest Management Systems – Supplemental Agreement No. 1 for a Time Extension on the Update of the City's Pavement Management System.

Public Works Director Kevin Nielsen reviewed this item. This extends the timeframe on the contract. There is no cost involved.

14. Partner Agreement and Service Agreement Supplement with CnR, Inc. to Install and Maintain our Mitel VoIP Phone System.

Worth Norton explained that this is a continuation of maintenance agreement for VoIP System.

15. Interlocal Agreement with Washington State Department of Transportation relating to Traffic Control on the SR528 Water Main Utility Construction Project.

Grant Weed explained that they are working out the last few details in this agreement and will have it completed for next week.

16. A Resolution of the City of Marysville, Washington Authorizing a Sole Source Purchase and/or Purchase Involving Special Facilities Pursuant to RCW 39.04.280(1)(a) and (b) with ACLARA (Formerly Hexagram, Inc.) for Fixed Network Automated Meter Read (AMR) System.

Public Works Director Kevin Nielsen reviewed this item.

17. A Resolution of the City of Marysville, Providing for the Submission to the Qualified Electors of the City at a Special Election to be Held within the City on August 19, 2008, in Conjunction with the State Primary Election, a Proposition Authorizing a Regular Levy on Property Taxes to be Made in 2008 for Collection in 2009 and Continuing Thereafter. This Proposition would Authorize the City to set an Amount not to Exceed Fifty Cents (\$.50) Per Thousand Dollars (\$1,000.00) of Assessed Valuation for 2008, and thereafter Pursuant to RCW 84.55.050 and Subject to any Otherwise Applicable Statutory Dollar Rate Limitations; the Proceeds from Such Levy to be used for the Provisions of Emergency Medical Care and Services.

Fire Chief Greg Corn reviewed the item. He noted that the resolution should be marked as a draft since it has not been reviewed by the city attorney. The final resolution will be ready for next week. He summarized that the Fire District Board of Directors is asking the Council to submit an EMS Levy LID Lift to the voters. He reviewed the justification for and ramifications of this. Finance Director Sandy Langdon noted that she also supports this.

Councilmember Carmen Rasmussen asked if passing the Levy LID Lift would negate the city's opportunity to take the 1% again. Staff responded that it would not.

Chief Corn said they still are working on the wording for the ballot title. City Attorney Weed commended Chief Corn's work on this item. He noted that he will be finishing this up this week.

Legal

Mayor's Business

- He had a great breakfast at the Fish Derby. The first fish caught was about 2.5 pounds.

- The Kiwanis served about 300 people for breakfast.
- He enjoyed tacos at the barn for Cinco de Mayo celebration today.

Staff Business

Commander Lamoureux had no comments.

Suzi Elsner advised Council that Julian VanDam will be receiving a surprise prestigious award tomorrow at an awards banquet.

Worth Norton had no comments.

Jim Ballew reported that they collected 240 pounds of food, gave away 4 bikes, 20 fishing poles, rods and reels. It was a lot of fun. He thanked Councilmembers Nehring, Soriano and Rasmussen for coming by for the event. He also noted that the outdoor cinema equipment arrived today.

Sandy Langdon reported that they had 72 participants for the lunch bunch.

Chief Corn reported that the walls are going up at the Sunnyside fire station. The fire department will be participating in Snohomish County Technical Rescue Team's exercise at the new Tulalip Hotel this week.

Kevin Nielsen reminded Council that the Smokey Pt. Master Plan hearing will be held tomorrow night. He and Community Development Director Gloria Hirashima met with WSDOT to discuss the break in access for Highway 9 and 92. WSDOT indicated that they are in full support of this.

Chief Smith said it was good to be back. He announced that the police department had an officer get third place overall in a regional motorcycle conference.

Grant Weed reported on the WSAMA conference at Whistler. A lot of very good topics were covered. He commented on the impressive highway construction that is occurring north of Vancouver and the great skiing conditions.

Mary Swenson reported that Paul Roberts has moved to City Hall. Staff is looking at doing the retreat in conjunction with regular meetings since there was difficulty getting consensus on a weekend date.

Call on Councilmembers

Jon Nehring got a call from Ms. Peterson regarding several floods in the last three years. He asked if someone from Public Works would contact her. Public Works Director Kevin Nielsen indicated they would contact her.

Lee Phillips was sorry he missed the fishing derby due to car trouble.

John Soriano enjoyed the fishing derby. He commented that two participants caught a hammer and a golf club.

Donna Wright will be out of town next Monday. She requested an excused absence.

Jeff Vaughan asked what Council wanted to do with the graffiti ordinance.

- Grant Weed thought that if the City wished to require keeping graffiti implements locked up or having an attendant be within eyesight of the products at all times, they could do so.
- Donna Wright wondered how this would be enforced.
- Mary Swenson suggested putting this on as an agenda item.
- Lee Phillips suggesting better notification of retailers about the current laws regarding sales of these implements.
- Carmen Rasmussen agreed with CAO Swenson that it would be useful to have this as an agenda item for more discussion and invite the business community to participate.
- Grant Weed stated that the City is also looking at amendments that would incorporate the changes in state law that will be coming into effect soon.
- Parks and Recreation Director Jim Ballew added that the tools are constantly changing and the City has to keep adjusting their responses.
- Jon Nehring suggested increased publication of the consequences of graffiti as a possible deterrent.
- Jeff Vaughan discussed the multi-faceted approach of the graffiti task force including prevention as well as consequences.
- Jon Nehring suggested improving communication with the parents. Jeff Vaughan discussed communication barriers that exist with families.
- Carmen Rasmussen spoke in support of continuing to work toward prevention of these activities.
- Jeff Seibert asked for information about enforcement of the law regarding sales to individuals under the age of 16.
- There was discussion about retailers who are exercising responsibility in the sales of certain materials.
- Donna Wright asked if the downtown merchants had been contacted. Jeff Vaughan said that a year or so ago they had contacted those businesses, but they have not done so recently.
- Carmen Rasmussen discussed difficulties with enforcement of the age requirement due to the fact that many kids do not have driver's licenses or other forms of ID with birthdates.
- John Soriano asked about anything that might prohibit the city from keeping some sort of record of purchases. Grant Weed was not aware of any issues associated with that.
- Jeff Vaughan suggested continuing to do the things they are doing as well as the Developmental Assets activities. He noted that the emphasis on cleaning things up quickly is really working.
- Jeff Seibert noted that an apartment building at 4621 80th Street has a graffiti issue that needs to be addressed.

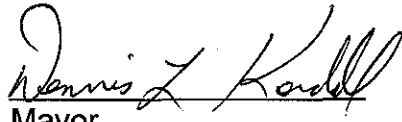
Jeff Seibert asked Chief Corn if his department had a chance to practice rescue from the tower cranes while they were up. Chief Corn replied that they did not, but they have had some practice at the Port of Everett and in Seattle.

Carmen Rasmussen reminded everyone about the Cinco de Mayo celebration at Totem Middle School on Friday night.

Adjournment

Seeing no further business, Mayor Kendall adjourned the meeting at 8:11 p.m.

Approved this 12th day of May, 2008.


Mayor
Dennis Kendall


Asst. Adm'n. Svcs. Director
Tracy Jeffries