

# COUNCIL



# MINUTES

## **Work Session** July 21, 2008

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

Mayor Dennis Kendall called the July 21, 2008 Work Session of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall and 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 Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

**Absent:** Lee Phillips

**Also Present:** Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, Police Commander Robb Lamoureux, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Community Information Officer Doug Buell, City Clerk Tracy Jeffries, and Recording Secretary Laurie Hugdahl

Chief Administrative Officer Swenson noted that Councilmember Lee Phillips was absent because of work.

**Motion** made by Councilmember Nehring, seconded by Councilmember Wright, to excuse Councilmember Phillips' absence. **Motion** passed unanimously (6-0).

### **Committee Reports**

None

### **Presentations**

None

## **Discussion Items**

### **Approval of Minutes**

1. Approval of July 14, 2008 City Council Meeting Minutes.
2. Approval of July 21, 2008 City Council Work Session Minutes.

### **Consent**

3. Approval of July 16, 2008 Claims in the Amount of \$464,566.71; Paid by Check No.'s 48769 through 48971 with no Check No.'s Voided.
4. Approval of July 23, 2008 Claims.
5. Approval of July 18, 2008 Payroll.

### **Review Bids**

6. Award Grove Street and Alder Avenue Intersection Improvements (pulled 7/21/08).

Mayor Kendall explained that the Public Works Director stated that they would not be accepting any of the bids due to costs.

### **Public Hearings**

None

### **New Business**

7. An Ordinance of the City of Marysville, Washington Approving a Cable Television Franchise between the City of Marysville, Washington "City" and Verizon Northwest Inc. "Franchisee".

Bob Duchon, Vice President -Cable Consultant for River Oaks Communication

Larry Manion, Senior Franchising Manager, Verizon

Mr. Manion reviewed Verizon's plan for upgrading its existing facilities and services in the City of Marysville. This would enable them to offer its competitive FiOS digital television service.

Councilmember Carmen Rasmussen asked whether the school district has indicated if they want the access channel to go to the 108th campus, rather than the new campus. Mr. Manion explained that this has been addressed with the school and the City. For now they will go to the 108th campus, but there is a provision allowing for the addition of the new campus in the future when needed.

Councilmember Donna Wright asked about the franchise area. Mr. Manion explained that it is the current city limits. The future annexation area will be built out under the Snohomish County agreement and when the annexation takes place it will transfer over under this agreement.

Councilmember Jeff Seibert referred to page 22 of the Agreement, Miscellaneous Provisions, which talks about a franchise grant which is allowed to be a pass-through cost. Mr. Manion explained that under federal law fees of that nature can be passed on to the consuming public, but they do not intend to collect that from the subscriber.

#### 8. Solid Waste Study.

Public Works Director Kevin Nielsen discussed public concerns related to solid waste.

FCS Consultant Peter Moy reviewed the Future Solid Waste Program Alternatives as contained in Council's packet.

Councilmember Jeff Seibert asked if there wasn't already an increase built into solid waste. Finance Director Sandy Langdon replied that there was not. That was part of the reason for the study.

Public Works Director Kevin Nielsen stated that staff is requesting authorization to communicate with private providers in order to ascertain what potential options exist.

Chief Administrative Officer Mary Swenson reiterated that staff is requesting authorization to go out for requests for qualifications to see who might be able to provide the services other than the city. From there they would go into a negotiation process for a contract for those services. She discussed the City's growth position and the possibility of reassigning employees who otherwise might be laid off.

Councilmember Jeff Seibert asked if the proposed annexation in 2009 was considered in this study. Mr. Moy indicated that it was not part of their scope of work, however Sunnyside was considered in the study.

Councilmember Jeff Seibert asked what tipping fee was used in the studies. Mr. Moy stated that it was an inflated number that goes up over time.

Councilmember Jeff Seibert brought up the issue of mandatory garbage service which would need to be considered.

Councilmember Jeff Seibert referred to page 16 and asked about the stated costs for food waste participation. He thought that the costs of taking that waste out of the tipping costs would offset the cost. Public Works Director Kevin Nielsen concurred.

Councilmember Jeff Seibert pointed out the unit cost allocation. He discussed the differences in tipping costs for different sized containers, which didn't appear to be addressed in this study. Mr. Moy stated that it was based on an average.

Councilmember Jeff Seibert expressed support for looking at this, but had concerns about the service model, the cost, and the wages of their employees.

Councilmember Carmen Rasmussen spoke in support of the study. Her primary concern is the quality of service, especially related to weather or other catastrophes. She agreed with the wage issue. She suggested that significant penalties for interruption to service related to labor disputes might be motivation to treat their employees better. She also expressed concern about the existing staff and hoped for the best possible treatment of them. She asked Finance Director Sandy Langdon what would be done with the fund balance in Solid Waste Fund. Director Langdon explained that there would still be a fund because the residents would be paying the City the fees unless it was totally privatized. In that case, any funds would go back into the general fund.

Chief Administrative Officer Mary Swenson emphasized that they had some discussions with the union and have discussed this several times already with the crew so that there are no surprises.

Councilmember Jon Nehring agreed that missed days or interruption of service should have specific remedies outlined in the contract.

Councilmember Jon Nehring asked where the complaints would be directed. Public Works Director Kevin Nielsen recommended that those be routed directly to the service provider.

Councilmember Donna Wright expressed support for mandatory pickup.

Councilmember John Soriano asked about any impact on the bonding capacity. Finance Director Sandy Langdon replied that it would not be an issue.

Councilmember Jeff Seibert commented that Snohomish County is proposing increasing rates 15.7% in the next cycle. He commented on the benefits so far of having the solid waste utility because it has been managed very well. Regarding interruption of service requirements, he cautioned against having penalties that are too harsh because it may result in safety issues.

Councilmember Carmen Rasmussen asked that the study also include the other large annexation coming up.

9. Civic Center Complex Consulting Agreement with Public-Private Developer Solutions (PPDS).
10. Professional Services Agreement between City of Marysville and Makers, Inc. for Consulting Services to Complete a Civic Center Selection Study.

Community Development Director Gloria Hirashima reviewed the scope of the Professional Services Agreement with Makers. Chief Administrative Officer Mary Swenson discussed the background of the City's facilities and the need for cost efficiency with the City's buildings.

Councilmember Carmen Rasmussen referred to Exhibit A: Phase 1, Item 1 and emphasized the importance of pedestrian access and the ability to have a facility that would be an asset to the citizens beyond economic development and the consolidation of services. She encouraged some out-of-the-box thinking on this project.

Councilmember Jeff Seibert noted that there is a possibility for some expansion of the basic project in the future. Due to financial constraints, it may be necessary to do some phasing.

11. Professional Services Agreement between the City of Marysville and Otak, Inc. to Provide Consulting Services that Will Aid in the Implementation of the Alternatives Identified in the Smokey Point Master Plan.

Public Works Director Kevin Nielsen reviewed the Professional Services Agreement with Otak. He added that the dollar amount would be filled in for Council next week. Otak will provide the City with the expertise as a biologist to work with all the regulating agencies.

12. Professional Services Agreement between City of Marysville and Puget Sound Security, Inc. for Security Services for Marysville Municipal Court.

Kim Ricker explained that they are trying to contract with Puget Security Services for screening at the court entrances.

Councilmember Jeff Seibert asked about operating hours in the evening. Ms. Ricker responded that they would be locking their doors at 4:30 and there is no court held in the evening.

13. Purchase Order Amendment No. 1 Authorizing the Increase of \$3,498.04 totaling \$42,145.74 to Purchase a Dump Body for a New Dump Truck from Northend Truck Equipment, Inc.

Public Works Director Kevin Nielsen reviewed the Amendment #1.

14. 2008 Midyear Budget Review.

Chief Administrative Officer Mary Swenson discussed recommendations for additions to 2008 budget as contained in Council packet.

15. 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 November 4, 2008, in Conjunction with the State General 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) 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.

Mayor Kendall reviewed the need for this submission as a backup.

16. An Ordinance of the City of Marysville Amending Portions of Marysville Municipal Code Chapter 5.02 Relating to Business Licenses and Providing for Severability.

Community Development Director Gloria Hirashima reviewed the Ordinance. City Attorney Cheryl Beyer reviewed additional sections that would be amended to reference the Hearing Examiner instead of the City Council. Councilmember Jeff Seibert pointed out other instances that needed to be changed to Hearing Examiner on page 6 of 8, Suspension and Revocation.

Councilmember Jeff Vaughan asked Chief Corn how the consolidated business license system has affected his department. Chief Corn explained that it has resulted in a more efficient system.

17. A Resolution of the City of Marysville Declaring Seven Sections of Library Shelving to be Surplus and Authorizing the Donation of the Same to Sno-Isle Regional Library District.
18. Supplemental #1 to Professional Services Agreement with Strategies 360 Inc.

Chief Administrative Officer Mary Swenson reviewed the need for the Agreement.

## **Legal**

### **Mayor's Business**

Mayor Kendall gave an update on the Clean Air issue.

### **Staff Business**

Jim Ballew:

- The All Comers Track series starts this week.

- He commended the police department for their work in apprehending two minors who were involved in arson incidents at Strawberry Fields.

Robb Lamoureux displayed a map showing fireworks complaints throughout the city. Councilmember Jeff Seibert thanked Commander Lamoureux for the information. The Council indicated an interest in seeing fire information in a similar format.

Doug Buell had no comments.

Kevin Nielsen:

- The signal has gone on, signage is up and there have been no major accidents at 3rd and 47th.
- Speed is increasing on 528 so staff will be looking at a speed study.

Sandy Langdon stated that the auditors are on site until Friday. They will be finishing their report by the end of next week.

Gloria Hirashima:

- Community Development has made several important hires recently.
- The County has requested the Council's position on fully-contained communities. Staff will let them know that the Council is not in favor of fully-contained communities.

Cheryl Beyer had no comments.

Mary Swenson:

- The new hotel is very impressive and will bring a huge amount of people to the area. They are set up to do very large events, as well as weddings and proms.
- She noted that the Tribes will be doing a letter of support to the County regarding 88th Street improvements.
- They have also assigned people to the Joint Economic Development Committee. They will be focusing mainly on the riverfront and downtown area.
- Snohomish County City Managers Group will be developing a group to come up with a rational approach to the Transportation Benefit District issue.

### **Call on Councilmembers**

Jeff Vaughan had no comments.

John Soriano:

- The tour of the hotel was very impressive and will generate a lot of activity in the area.
- There was a very positive feeling about working with the Tribes on the waterfront area.
- He will need an excused absence for next week.

Donna Wright discussed the walkability Portsmouth, New Hampshire. She also discussed pet-friendly businesses that have developed around the dog parks in Portland, Maine.

John Soriano noted that the Tribes seemed very interested in working with the City towards design continuity in the downtown waterfront area.

Jon Nehring noted that he also would need an excused absence next week for a work trip.

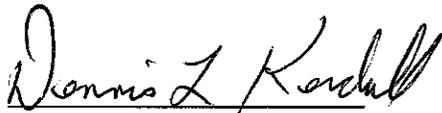
Jeff Seibert:

- Thanks to Doug Buell for his work on the franchise agreement.
- He requested an update on the pole. Kevin Nielsen said that it should be out the week of August 15th.
- He is glad to hear that the new hotel sounds significantly different than those in Las Vegas.
- He discussed the importance of keeping sidewalks wide and emphasizing walkability in the downtown core.

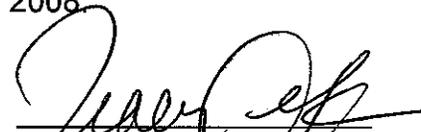
### Adjournment

Seeing no further business, Mayor Kendall adjourned the meeting at 9:26 p.m.

Approved this 28<sup>th</sup> day of July, 2008.



Mayor  
Dennis Kendall

  
Asst. Admin. Svcs. Director  
Tracy Jeffries