

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Motion made by Councilmember Seibert, seconded by Councilmember Wright, to excuse Councilmember Nehring's absence.	Approved
Presentations	
Service Award Presentations	Completed
Approval of Minutes	
Approval of April 6, 2009 City Council Work Session Minutes.	Approved
Approval of April 13, 2009 City Council Meeting Minutes.	Approved
Consent Agenda	
Approval of April 1, 2009 Claims in the Amount of \$976,513.13; Paid by Check No.'s 54509 through 54670 with No Check No.'s Voided.	Approved
Approval of April 8, 2009 Claims in the Amount of \$661,647.91; Paid by Check No.'s 54671 through 54802 with No Check No.'s Voided.	Approved
Approval of April 15, 2009 Claims in the Amount of \$258,394.04; Paid by Check No.'s 54803 through 54975 with Check No. 50025 Voided.	Approved
Acceptance of the 88th Street Lift Station Panel Replacement Project, Marking the Initiation of the 45-Day Lien Filing Period for Project Closeout	Approved
Authorize the Mayor to Sign the Professional Services Agreement – Supplemental Agreement No. 1 between the City of Marysville and RH 2 Engineering, Inc. in the Amount of \$5,000.00.	Approved
Authorize the Mayor to Sign the Professional Services Agreement with Pipe Experts, LLC for the Trunk A Sewer Inspection Project in the Amount of \$289,756.00.	Approved
Authorize the Mayor to Sign the Washington State Department of Transportation SR 531, Cougar Creek Culvert Repair Property Acquisition and Temporary Construction Easement.	Approved
Authorize the Mayor to Sign the Washington SR 529 Bridge Property Acquisition and Temporary Construction Easements.	Approved
Review Bids	
Public Hearings	
New Business	
Approve Recovery Contract (Sewer) for Duane Fashempour in the Amount of \$5,880.60.	Approved Recovery Contract No. 288
Approve Recovery Contract (Water) for Duane Fashempour in the Amount of \$26,018.52.	Approved Recovery Contract No. 289
Adopt an Ordinance of the City of Marysville, Washington, Amending Chapter 19.43 of the Marysville Municipal Code by Amending Section 19.43.030, 19.43.040, 19.43.050, 19.43.060, 19.43.070, and 19.43.080, Relating to Wireless Communication Facilities and Including Exemptions from Land Use Review, Permit Required, Application Requirements, Siting Hierarchy, General Requirements, and Design Standards.	Approved Ord. No. 2772
Legal	
Mayor's Business	

Approve the appointment of Gayle Bluhm to the Marysville Parks and Recreation Board.	Approved
Staff Business	
Call on Councilmembers	
Adjournment	7:54 p.m.
Executive Session	7:59 p.m.
Litigation – 1 matter, pursuant to RCW 42.30.110(1)(i)	
Authorize the mayor to sign the Release and Assignment of bond claims regarding Baileys LLC in the amounts of \$8000 and \$47,000 as discussed in executive session.	Approved
Adjournment	8:12 p.m.

COUNCIL



MINUTES

Regular Meeting
April 27, 2009

Call to Order / Pledge of Allegiance

Mayor Dennis Kendall called the April 27, 2009 meeting of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. He 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 Lee Phillips, Councilmember Carmen Rasmussen, Councilmember Jeff Seibert, Councilmember John Soriano, Councilmember Jeff Vaughan, and Councilmember Donna Wright

Absent: Councilmember Jon Nehring

Also Present: Community Development Director Gloria Hirashima, City Clerk Tracy Jeffries, Finance Director Sandy Langdon, Chief of Police Rick Smith, Chief Administrative Officer Mary Swenson, Commander Rob Lamoureux, Lieutenant Jeff Goldman, Parks and Recreation Director Jim Ballew, Community Information Officer Doug Buell, Public Works Superintendent Larry Larson, and Operations Manager Terry Hawley

Chief Administrative Officer Swenson noted that Councilmember Nehring is out of town and has requested an excused absence.

Motion made by Councilmember Seibert, seconded by Councilmember Wright, to excuse Councilmembers Nehring. **Motion** passed unanimously (6-0).

Committee Reports

Councilmember Soriano reported on the **LEOFF 1 Board** meeting last week where they reviewed and approved three claims.

Councilmember Soriano also reviewed the Access to Healthy Communities sub-committee meeting. There will be a Healthy Communities Challenge on Saturday June 6 with special guests and prizes. Additionally, Healthy Communities will be partnering with Bethlehem Lutheran Church to promote a new community garden.

Presentations

A. Employee Service Awards.

Mary Swenson recognized Doug Buell, Community Information Officer, for his 15-year Service Award.

Jim Ballew recognized Michael Robinson, Park Maintenance Manager, for his 20-year Service Award.

Terry Hawley recognized Joel Palm, PW Utility Lead Worker II, for his 20-year Service Award

Rob Lamoureux, Jeff Goldman and Rick Smith recognized Jarl Gunderson, Police Sergeant, for his 35-year Service Award.

B. Proclamation – Declaring the Month of May “Big Read Month” and inviting the Community to Read *The Maltese Falcon* by Dashiell Hammett.

Audience Participation - None

Approval of Minutes

1. Approval of April 6, 2009 City Council Work Session Minutes.

Councilmember Rasmussen referred to page 1 under Councilmember Seibert's comments about the sales tax rate. She clarified that the rate is 8.6% in Marysville. It did increase countywide, but the entire county is not 8.6%.

Councilmember Wright indicated she would be abstaining since she was absent at the April 6 work session.

Motion made by Councilmember Siebert, seconded by Councilmember Vaughn, to approve the minutes as corrected. **Motion** passed unanimously (5-0) with Councilmember Wright abstaining.

2. Approval of April 13, 2009 City Council Meeting Minutes.

Councilmember Phillips referred to item 27 on page 5 of 6. On the fourth bullet down, he had been reporting that 152nd Street at the soccer field was flooded.

Motion made by Councilmember Wright, seconded by Councilmember Seibert, to approve the minutes as corrected. **Motion** passed unanimously (6-0).

Consent Agenda

3. Approval of April 1, 2009 Claims in the Amount of \$976,513.13; Paid by Check No.'s 54509 through 54670 with No Check No.'s Voided.
4. Approval of April 8, 2009 Claims in the Amount of \$661,647.91; Paid by Check No.'s 54671 through 54802 with No Check No.'s Voided.
5. Approval of April 15, 2009 Claims in the Amount of \$258,394.04; Paid by Check No.'s 54803 through 54975 with Check No. 50025 Voided.
6. Acceptance of the 88th Street Lift Station Panel Replacement Project, Marking the Initiation of the 45-Day Lien Filing Period for Project Closeout
7. Authorize the Mayor to Sign the Professional Services Agreement – Supplemental Agreement No. 1 between the City of Marysville and RH 2 Engineering, Inc. in the Amount of \$5,000.00.
8. Authorize the Mayor to Sign the Professional Services Agreement with Pipe Experts, LLC for the Trunk A Sewer Inspection Project in the Amount of \$289,756.00.
9. Authorize the Mayor to Sign the Washington State Department of Transportation SR 531, Cougar Creek Culvert Repair Property Acquisition and Temporary Construction Easement.
10. Authorize the Mayor to Sign the Washington SR 529 Bridge Property Acquisition and Temporary Construction Easements.

Motion made by Councilmember Soriano, seconded by Councilmember Seibert to approve Consent Agenda items 3,4,5,6,7,8,9, and 10. **Motion** passed unanimously (6-0).

New Business

11. Recovery Contract (Sewer) for Duane Fashempour in the Amount of \$5,880.60.

Motion made by Councilmember Vaughn, seconded by Councilmember Rasmussen, to authorize the Mayor to sign the Recovery Contract (Sewer) #288 for Duane Fashempour in the Amount of \$5,880.60. **Motion** passed unanimously (6-0).

12. Recovery Contract (Water) for Duane Fashempour in the Amount of \$26,018.52.

Motion made by Councilmember Wright, seconded by Councilmember Soriano, to authorize the Mayor to sign the Recovery Contract (Water) #289 for Duane Fashempour in the Amount of \$26,018.52. **Motion** passed unanimously (6-0).

13. An **Ordinance** of the City of Marysville, Washington, Amending Chapter 19.43 of the Marysville Municipal Code by Amending Section 19.43.030, 19.43.040, 19.43.050, 19.43.060, 19.43.070, and 19.43.080, Relating to Wireless Communication Facilities and Including Exemptions from Land Use Review, Permit Required, Application Requirements, Siting Hierarchy, General Requirements, and Design Standards.

Motion made by Councilmember Vaughn, seconded by Councilmember Seibert, to approve Ordinance No. 2772, An **Ordinance** of the City of Marysville, Washington, Amending Chapter 19.43 of the Marysville Municipal Code by Amending Section 19.43.030, 19.43.040, 19.43.050, 19.43.060, 19.43.070, and 19.43.080, Relating to Wireless Communication Facilities and Including Exemptions from Land Use Review, Permit Required, Application Requirements, Siting Hierarchy, General Requirements, and Design Standards. **Motion** passed unanimously (6-0).

Mayor's Business

Mayor Kendall recommends the City Council confirm the appointment of Gayle Bluhm to the Marysville Parks and Recreation Board.

Motion made by Councilmember Rasmussen, seconded by Councilmember Seibert, to approve the appointment of Gayle Bluhm to the Marysville Parks and Recreation Board. **Motion** passed unanimously (6-0).

Mayor Kendall gave an update on the state budget situation.

Staff Business

Jim Ballew:

- Fishing Derby will be held this weekend from 8 a.m. to 11 a.m.
- He thanked the council for the appointment of Gayle Bluhm. She will be a positive addition to the Parks Board.

Rick Smith reminded Council of the Public Safety meeting tomorrow.

Doug Buell:

- Shredding event was very successful.
- Community garden sign-ups have been very popular.

Larry Larson stated that he was filling in for Kevin Nielsen who was on vacation.

Gloria Hirashima discussed the issue of mobile home park conversions.

Sandy Langdon:

- Sales tax numbers came in at 6% below last year at the same time.
- The bond meeting scheduled for May 7 has been delayed.

Grant Weed:

- Will be attending Association of Washington City Attorneys conference at Semiahmoo from Wednesday through Friday of this week.
- Stated the need for a 15-minute executive session to discuss pending litigation with action expected.

Mary Swenson:

- Discussed a meeting she and the Mayor had with representatives from Cedar Grove regarding odor issues. Cedar Grove is working hard to resolve the issues.
- The City received \$500,000 for the Boys and Girls Club in the state budget. She credits this to the lobbyist the City has in Olympia.
- The 529 bridge is still in the budget and should be under construction in 2010. She thanked Senator Haugan for her part in this.
- Language was added to the budget regarding future development of a four-year higher education campus in Snohomish County. Thanks again to Senator Haugan.
- She and Finance Director Langdon will be meeting with directors to see how they can get budget numbers down.
- She and the Mayor will not be going to the AWC convention this year, but they do feel there should be some council representation there. This will be left up to individual council members.

Call on Councilmembers

Carmen Rasmussen:

- Expressed appreciation for Marysville's awesome staff.
- The Chamber's Business before Hours presentation on economic trends was very informative.
- It is wonderful to see that the youth in the community have been very busy with positive activities.

Lee Phillips agreed that the Chamber presentation was very good.

John Soriano:

- He is looking forward to the Fishing Derby.
- He thanked Doug Buell for all his hard work on the community garden project.

Jeff Vaughan had no comments

Donna Wright had no comments

Jeff Seibert expressed appreciation for the use of the Wilcox's farm for the community garden. He feels Mr. Wilcox would be very pleased with use of his property.

Recess

The Council went into recess at 7:54 p.m. for approximately 5 minutes after which time they reconvened into Executive Session for 15 minutes to discuss one pending litigation matter with action expected.

Executive Session

- A. Litigation – 1 matter, pursuant to RCW 42.30.110(1)(i)
- B. Personnel
- C. Real Estate

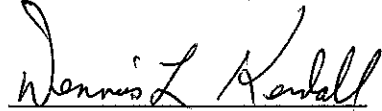
At 8:12 p.m. the city clerk opened door to the meeting for any public.

Motion made by Councilmember Seibert, seconded by Councilmember Vaughn to authorize the mayor to sign the Release and Assignment of bond claims regarding Baileys LLC in the amounts of \$8000 and \$47,000 as discussed in executive session. **Motion** passed unanimously (6-0).

Adjournment

Seeing no further business, Mayor Kendall adjourned the meeting at 8:12 p.m.

Approved this 11th day of May, 2009.



Mayor
Dennis Kendall



Asst. Admin. Svcs. Director
Tracy Jeffries