

Recap of Joint Marysville City Council and Snohomish County Council Meeting
July 13, 2009 **7:00 p.m.** **City Hall**

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Public Hearing	
Joint Public Hearing between Marysville City Council and Snohomish County Council to Discuss the "Central Marysville Annexation".	Held
New Business	
Authorize the Mayor to execute the Interlocal Agreement between the City of Marysville and Snohomish County providing the Annexation to the City of the Area Known as the "Central Marysville Annexation" Pursuant to RCW 35A.14.460 and direct City Staff to Prepare a Resolution and Notice of Intent to the Boundary Review Board for Snohomish County.	Approved
Authorize the Mayor to Sign the Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Coordination of Improvements to 88th Street NE.	Approved
Approval of Minutes	
Approve June 15, 2009 City Council Work Session Minutes.	Approved
Approve June 22, 2009 City Council Meeting Minutes.	Approved
Consent Agenda	
Approval of June 17, 2009 Claims in the Amount of \$1,454,189.43; Paid by Check No.'s 56348 through 56493 with Check No.'s 51594, 55713, and 55749 Voided.	Approved
Approval of June 24, 2009 Claims in the Amount of \$384,678.43; Paid by Check No.'s 56494 through 56630.	Approved
Approval of July 1, 2009 Claims in the Amount of \$1,020,419.62; Paid by Check No.'s 56631 through 56781 with no Check No.'s Voided.	Approved
Approval of June 19, 2009 Payroll in the Amount of \$914,818.32; Check No.'s 21495 through 21560.	Approved
Approval of the Marysville Downtown Merchants Association to Conduct a Special Event on August 14th and August 15th, 2009, Including the Street 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.	Approved
Approval of Orange Cab to Operate a For-Hire Business in Marysville.	Approved
Authorize the Mayor to Sign the Final Plat Mylar for Jacqueline Ridge – Phase 3.	Approved
Authorize the Mayor to Sign the Amended Basic Terms and Conditions Agreement through the Snohomish County Human Services Department Providing for Reimbursement of Wages for the Program Clerk Position at KBSCC.	Approved
Acceptance of the SR 528 (47th Avenue NE to 67th Avenue NE) Road Improvement Project Marking Initiation of the 45-Day Lien Filing Period for Project Closeout.	Approved
Authorize the Mayor to Sign the Interlocal Agreement GCA-5715 with Washington State Department of Transportation for Police Traffic Control Services.	Approved

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Authorize the Mayor to Participate in the Incentive Payment Memorandum of Understanding (IMPOU) Agreement between the Social Security Administration and the Washington Association of Sheriffs and Police Chiefs.	Approved
Approval of July 2, 2009 Payroll in the Amount of \$1,545,942.66; Paid by Check No.'s 21561 through 21627.	Approved
Review Bids	
Award Bid for the Sunnyside Well 1R Drilling and Development Project to Boart Longyear in the Amount of \$139,307 Including Washington State Sales Tax and Approve a Management Reserve of \$10,000 for a Total Allocation of \$149,307.	Approved
Award Bid to Modern Machinery Co., Inc. in the Amount of \$112,937.48 for the Purchase of a New Hydraulic Excavator. (Tab 8)	Approved
Mayor's Business	
Staff Business	
Call on Councilmembers	
Adjournment	8:29

COUNCIL



MINUTES

Joint Marysville City Council / Snohomish County Council Meeting *July 13, 2009*

Call to Order / Pledge of Allegiance

Mayor Kendall called the July 13, 2009 Joint Marysville City Council and Snohomish County Council meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance. Snohomish County Council Vice-Chair Dave Gossett called the Snohomish County Council meeting to order at 7:01 p.m. and noted that Chair Mike Cooper would not be attending the meeting as he went home ill.

Roll Call

Tracy Jeffries 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 and Councilmember Donna Wright

Absent: Councilmember Jeff Vaughan

Also Present: Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, City Attorney Grant Weed, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Police Commander Robb Lamoureux, Chief Information Officer Doug Buell, Asst. Admin. Services Director Tracy Jeffries.

Ms. Jeffries noted that Jeff Vaughan was on vacation and had asked for an excused absence.

Motion made by Councilmember Jon Nehring, seconded by Councilmember Carmen Rasmussen to excuse the absence of Councilmember Jeff Vaughan. **Motion** passed unanimously (6-0).

Call to Order

Sheila McCallister gave the roll call for the Snohomish County Council. The following Councilmembers and staff were in attendance.

County Council: Dave Somers, Dave Gossett (Vice-Chair), Brian Sullivan, John Koster

County Council Absent: Mike Cooper (Chair)

Snohomish County: Legislative Assistant Sheila McCallister; Legislative Analyst Peggy Sanders; Jacqueline Reid, Planning Department; Richard Craig, Planning Department; Doug McCormick, Public Works Department; Steve Thomsen, Public Works Director; Barb Mock, Planning

Public Hearing

Joint Public Hearing between Marysville City Council and Snohomish County Council to Discuss the "Central Marysville Annexation". (Tab 9)

Mayor Kendall opened the hearing at 7:02.

Staff Presentation: Community Development Director Hirashima discussed the Interlocal Agreements (ILA) for the Central Marysville Annexation and reviewed the history of this annexation. She mentioned that several community meetings had been held.

Snohomish County Legislative Analyst Peggy Sanders spoke regarding the status of actions taken at the County Council thus far. The Planning Committee discussed the Interlocal Agreement and the Ordinance that would authorize the Executive to sign that agreement at their meeting on June 23. The Public Works Committee discussed the Interlocal Agreement on 88th Street at their meeting on July 7. A public hearing on the 88th Street ILA is scheduled for July 22 at 10:30 a.m.

Public Comments:

Joanne Thorleifson, 10107 54th Drive NE, Marysville, WA, spoke in support of the annexation. She felt they would have more say regarding water rates and other fees. She asked about dog tag expiration dates. Commander Robb Lamoureux explained that the City of Marysville licenses dogs at no cost, but they would be required to get new tags.

Bruce Steinmer, 14118 53rd Place NE, Marysville, WA, asked about disparity between fees stated in the brochure and fees actually charged for rural water fee and waste fee. He asked for clarification about the 5% utility tax. Finally, he spoke against the annexation, stating that they lived outside city limits by choice.

He expressed frustration that garbage services would not be available for seven years. Mary Swenson commented that there is a 7-year lag per RCW from the current garbage carrier to the new carrier; it has nothing to do with the City.

Lynn Eshleman, Pacific Ridge Homes, 17921 Bothell Everett Highway, Bothell, WA, referred to letters sent earlier expressing concerns about the Interlocal Agreement. She still has concerns regarding the building permits and the time, effort and cost that the company will incur if the current approved basic plans are not transferred to the City. She expressed frustration that they would need to have their basic plans re-reviewed by the City after the annexation takes place.

Mike Pattison, Master Builders Association, 335 116th Ave S, Bellevue, WA 98004, echoed Pacific Ridge Homes' concerns regarding basic plans. Aside from this, he spoke in support of annexations in general, and this annexation in particular.

Lisa DeGreeve, 145th Street, Timberbrook, asked for clarification of the 60% figure. She and her husband bought in the unincorporated area in order to stay out of city limits. She does not want to be forced to pay for garbage service. She spoke against the annexation being forced on them.

Jerry DeGreeve, 145th Street NE, Timberbrook, spoke against government regulations and control. He stated that taxes would likely rise and taxes on energy increase.

Seeing no further public comments, Mayor Kendall closed the public comment portion of the meeting at 7:22 p.m.

Council Discussion:

County Councilmember Somers asked staff to address the building permit issue. Director Hirashima stated that the ILA does provide for transfer of permits from County to City. She explained that what Ms. Eshleman and Master Builders are asking for is that future new applications to come in under the County system. New applications must comply with the City's permit requirements and processes. She explained details of the situation.

County Councilmember Somers summarized that existing approved building permits will be honored, but once the transfer of jurisdiction takes place then the city's process and requirements will be required. He added that, legally, once you take jurisdiction you can't default to somebody else's process unless you adopt that process. Director Hirashima concurred.

County Council Vice-Chair Gossett asked about specifics of the plan review process. Director Hirashima stated that the City does an established plan which is similar to basic plan, but the City does not offer a discount. They do, however, shorten the timeframe.

County Councilmember Koster asked staff to review the RCW regarding the process. City Attorney Grant Weed reviewed the annexation process thus far and the steps that will be taken following this hearing if it is approved by both councils.

City Councilmember Rasmussen expressed appreciation to Gloria Hirashima for her hard work and for addressing concerns raised by Pacific Ridge Homes and Master Builders. She requested that Community Development staff look at the possibility of the basic plan as something to possibly consider in the future for plan review.

Councilmember Phillips said he appreciated the work that has been done on this, but expressed concerns about forcing this annexation on residents outside city limits. He felt that this annexation should be done by election or by the representation of property owners.

Councilmember Seibert thanked both staffs for the work done on this. He commented that this process has been going on for years and concerns about the process could have been addressed during that time. He spoke in support of the annexation.

Councilmember Nehring thanked both staffs for their hard work. He noted that a key issue was the work and the negotiations for 88th Street funding that will be available as a resource to get that work done. He echoed Councilmember Seibert's comments that this has been in process for a couple years and has been worked on hard by both staffs during that time. He spoke in support of the annexation.

Sheila McCallister read the title of Snohomish County Ordinance #09072, "Approving and Authorizing the County Executive to Sign an Interlocal Agreement between Snohomish County and the City of Marysville providing for the Central Marysville Annexation."

Motion made by Snohomish County Councilmember Koster, seconded by Councilmember Somers, to approve Ordinance #09072. Upon a roll call vote, the **Motion** passed unanimously (4-0).

Motion made by City of Marysville Councilmember Nehring, seconded by Councilmember Seibert, to authorize the Mayor to execute the Interlocal Agreement between the City of Marysville and Snohomish County Providing the Annexation to the City of the Area Known as the "Central Marysville Annexation" Pursuant to RCW 35A.14.460 and direct City Staff to prepare a Resolution and Notice of Intent to the Boundary Review Board for Snohomish County. **Motion** passed (5-1) with councilmember Phillips voting against the motion.

Mayor Kendall thanked the Snohomish County Council members and staff for coming to the meeting and for the work they have done on this matter. He also commended the work done by Marysville staff.

Dave Somers encouraged the city to review the process of the basic plans. Mayor Kendall replied that they would.

Councilmember Seibert thanked the County Council for coming and for supporting their efforts.

Recess

Mayor Kendall recessed the City Council meeting at 7:39 p.m.

Vice-Chair Somers adjourned the County Council meeting at 7:39 p.m.

Mayor Kendall called the Marysville City Council meeting back to order at 7:52 p.m.

New Business

Authorize the Mayor to Sign the Interlocal Agreement between the City of Marysville and Snohomish County Providing the Annexation to the City of the Area Known as the "Central Marysville Annexation" Pursuant to RCW 35A.14.460. (Tab 10)

See above.

Authorize the Mayor to Sign the Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Coordination of Improvements to 88th Street NE. (Tab 11)

Motion made by Councilmember Seibert, seconded by Councilmember Nehring to authorize the Mayor to Sign the Interlocal Agreement between Snohomish County and the City of Marysville Concerning the Coordination of Improvements to 88th Street NE. **Motion** passed unanimously (6-0).

Committee Reports

Councilmember Rasmussen reported on the July 9 Marysville Library Board meeting where the following items were discussed:

- Circulation at the library has gone up quite a bit since last year at this time.
- The Sno-Isle Board has put a levy increase request on the ballot in November.
- Friends of the Library is having their annual potluck at 1:00 Thursday.
- There is now a Teen Friends of the Library.
- There was a presentation by Assistant Marketing Manager for Sno-Isle about community relations.

Councilmember Phillips reported that the Hotel Motel Committee met last week to review 11 requests for funding. More information will be coming to Council.

Councilmember Seibert reported on the July 8 Snohomish County Solid Waste Advisory Committee where the following items were addressed:

- Disposal of solid waste in proposed Bothell annexation now a non-issue since the Bothell annexation failed.
- Discussed Flow Control Enforcement Program.
- A canola crusher is utilizing methane gas to dry and crush the canola which is grown for biodiesel. On July 20 they will begin crushing last winter's harvest. A significant portion of the cost for this equipment was paid for with a federal grant.
- Financial status of the division and planned response was discussed.
- Comprehensive plan process was also discussed.

Audience Participation

None

Approval of Minutes

Approval of June 15, 2009 City Council Work Session Minutes. (Tab 1)

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

Approval of June 22, 2009 City Council Meeting Minutes. (Tab 2)

Motion made by Councilmember Nehring, seconded by Councilmember Soriano, to approve the minutes as presented. **Motion** passed unanimously (6-0).

Consent Agenda

Councilmember Wright indicated she would not be voting on item 4A, Claim #56627.

Motion made by Councilmember Soriano, seconded by Councilmember Nehring, to adopt the following consent agenda items:

Approval of June 17, 2009 Claims in the Amount of \$1,454,189.43; Paid by Check No.'s 56348 through 56493 with Check No.'s 51594, 55713, and 55749 Voided. (Tab 3)

Approval of June 24, 2009 Claims in the Amount of \$384,678.43; Paid by Check No.'s 56494 through 56630. (Tab 4)

Approval of July 1, 2009 Claims in the Amount of \$1,020,419.62; Paid by Check No.'s 56631 through 56781 with no Check No.'s Voided. (Tab 5)

Approval of June 19, 2009 Payroll in the Amount of \$914,818.32; Check No.'s 21495 through 21560. (Tab 6)

Approval of the Marysville Downtown Merchants Association to Conduct a Special Event on August 14th and August 15th, 2009, Including the Street 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. (Tab 12)

Approval of Orange Cab to Operate a For-Hire Business in Marysville. (Tab 13)

Authorize the Mayor to Sign the Final Plat Mylar for Jacqueline Ridge – Phase 3. (Tab 14)

Authorize the Mayor to Sign the Amended Basic Terms and Conditions Agreement through the Snohomish County Human Services Department Providing for Reimbursement of Wages for the Program Clerk Position at KBSCC. (Tab 15)

Acceptance of the SR 528 (47th Avenue NE to 67th Avenue NE) Road Improvement Project Marking Initiation of the 45-Day Lien Filing Period for Project Closeout. (Tab 16)

Authorize the Mayor to Sign the Interlocal Agreement GCA-5715 with Washington State Department of Transportation for Police Traffic Control Services. (Tab 17)

Authorize the Mayor to Participate in the Incentive Payment Memorandum of Understanding (IMPOU) Agreement between the Social Security Administration and the Washington Association of Sheriffs and Police Chiefs. (Tab 18)

Approval of July 2, 2009 Payroll in the Amount of \$1,545,942.66; Paid by Check No.'s 21561 through 21627. (Tab 19)

Motion passed unanimously (6-0).

Review Bids

Award Bid for the Sunnyside Well 1R Drilling and Development Project to Boart Longyear in the Amount of \$139,307 Including Washington State Sales Tax and Approve a Management Reserve of \$10,000 for a Total Allocation of \$149,307. (Tab 7)

Motion made by Councilmember Wright, seconded by Councilmember Nehring, to award the bid for the Sunnyside Well 1R Drilling and Development Project to Boart Longyear in the amount of \$139,307 including Washington State Sales Tax and approve a management reserve of \$10,000 for a total allocation of \$149,307. Motion passed unanimously (6-0).

Award Bid to Modern Machinery Co., Inc. in the Amount of \$112,937.48 for the Purchase of a New Hydraulic Excavator. (Tab 8)

Councilmember Soriano referred to page 8-30 and asked for clarification about option 2. Kevin Nielsen discussed the significance of the Ho Pac attachment.

Motion made by Councilmember Soriano, seconded by Councilmember Seibert to award bid to Modern Machinery Co., Inc. in the Amount of \$112,937.48 and authorize the Mayor to sign the contract for the purchase of a new Hydraulic Excavator. **Motion** passed unanimously (6-0).

Legal

Mayor's Business

- Employee appreciation lunch at Comeford Park this week.
- Concerts in the Park started last week. He enjoyed the concert in the park from his back deck last Friday.

Staff Business

Kevin Nielsen commented on the annexation process. He thanked everyone involved in the process. He commended the work that the streets and parks crew did for the Ebey Waterfront Park. The hydraulic excavator is a great purchase for the public works department. The crew is extremely excited about this equipment. He thanked Council for approving the purchase.

Robb Lamoureux stated that the Chief will be back next week.

Jim Ballew:

- Poochapalooza went very well.
- Movies and concerts in the parks also going very well.
- Congratulated staff and council on the annexation efforts.

Gloria Hirashima thanked everyone for their support with the annexation process. She reviewed some of the recent community meetings and comments.

Sandy Langdon:

- Finance Committee meeting scheduled this Wednesday, but there is nothing on the agenda. Councilmember Seibert recommended cancelling the meeting.
- Audit exit interview next week.

Grant Weed stated that there are still a number of steps involved with the annexation process. He will be working with staff to establish a timeframe for the next steps.

Mary Swenson commented on the importance of this meeting tonight with the County. She stated that the size of the annexation makes this very significant. She thanked the staff members involved in this, especially Gloria Hirashima and Mayor Kendall. Mayor Kendall thanked Mary for her hard work on this annexation.

Call on Councilmembers

Donna Wright noted that the staff had done an excellent job at the community annexation meetings. She wasn't able to find a parking spot for Poochapalooza, but noted that the smell from the compost plant was pretty strong at her house

Carmen Rasmussen:

- Congratulated staff on how smoothly the annexation has gone so far.
- She thanked Jim Ballew and his staff for all the wonderful summer events.
- Parks staff can't staff the All Comer Track Meet as well as they usually do so they are looking for volunteers.

Lee Phillips thanked staff for the work done on the annexation even though he didn't vote in favor. He enjoyed Poochapalooza.

John Soriano thanked staff and the Mayor for all the work they put into the annexation. He also enjoyed Poochapalooza.

Jon Nehring echoed congratulations to the staff and Mayor for their work on all the annexations.

Jeff Seibert:

- Commented on the format of the agenda. It was noted that this was done for this meeting only.
- Thanked city and county staff for all the work done to get the annexation to this point.
- He noted that he has had many people contact him over the course of the year asking when this annexation would be complete and indicating that they were supportive of the annexation.

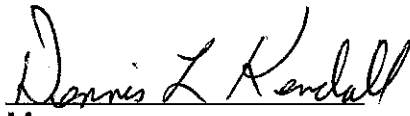
Executive Session

None.

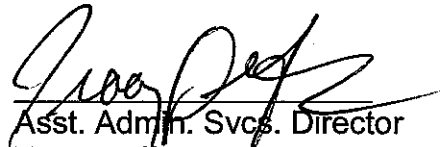
Adjournment

Seeing no further business Mayor Kendall adjourned the meeting at 8:28 p.m.

Approved this 27th day of July, 2009.



Mayor
Dennis Kendall



Asst. Adm'n. Svcs. Director
Tracy Jeffries