

COUNCIL



MINUTES

Work Session
January 4, 2010

Call to Order / Invocation / 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, City Attorney Grant Weed, Chief Smith, Community Development Director Gloria Hirashima, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Asst. Human Resources Director Kristie Guy, Assistant Administrative Services Director Tracy Jeffries, and Recording Secretary Laurie Hugdahl.

Committee Reports - None

Presentations - None

Discussion Items

Approval of Minutes

1. Approval of December 7, 2009 City Council Work Session Minutes.

Consent

2. Approval of December 2, 2009 Claims in the Amount of \$87,939.54; Paid by Check No.'s 59586 through 59692 with No Check No.'s Voided.

3. Approval of December 16, 2009 Claims in the Amount of \$967,418.67; Paid by Check No.'s 59841 through 60014 with Check No. 58484 Voided.
4. Approval of December 23, 2009 Claims in the Amount of \$1,314,054.84; Paid by Check No.'s 60015 through 60182 with No. Check No.'s Voided.
5. Approval of December 18, 2009 Payroll in the Amount of \$951,265.29; Paid by Check No.'s 22157 through 22207.

Review Bids

Public Hearings

New Business

6. Final Plat PRD of Shasta Ridge Phase I.

Director Hirashima explained that the developer was able to get an assignment of funds so they are ready to go to final plat approval.

7. "Brutus" Citizen Initiated Comprehensive Plan Amendment (PA 09001).

The Planning Commission has recommended denial of this request. There are considerable development issues that are yet to be determined so they were not comfortable recommending a land use change at this time.

Councilmember Jeff Seibert noted that in the staff review there were some options that they talked about. He asked if it was the sense of the Planning Commissions that one of these might be more viable in the future. Director Hirashima explained the Planning Commission looked at a number of options and decided that until we see the city's initial priority for that area, which is industrial use per the Master Plan, they were not comfortable changing the land uses around it. Councilmember Seibert asked if there would be an opportunity to be included in the master plan at a later date. Director Hirashima indicated that they could, but the Planning Commission's recommendation at this time was simply to deny the request and leave it as it is.

Councilmember Rasmussen pointed out that Alternatives 1 and 7 are both No Action alternatives. She asked for clarification about which alternative the Planning Commission is recommending. Director Hirashima stated that the Planning Commission recommended Alternative #1 which is just denial of the request and retention of the original land use.

Councilmember Seibert asked if there is a time limit to when they can resubmit an application. Director Hirashima indicated she would check on this.

8. Local Agency Haul Road/Detour Agreement with WSDOT for the SR 529 Bridge Replacement Project.

This is the first step to get the girders and steel for the 529 bridge. The map shows some of the routes associated with hauling items needed for construction.

9. Jones Creek Flood Damage Repairs Project, Starting the 45-Day Lien Filing Period for Project Closeout and Authorize Change Order No. 1.

Director Nielsen commented that this is to start the 45-day lien period to close out the project.

10. Contract for Use of Park Property – Marysville Historical Society.

Jim Ballew explained that this is a replacement of an agreement that was previously in place. It identifies the uses and the coexistence of uses with the society at Jennings Park. This sets the stage for any future development next door.

11. State of Washington Intergovernmental Agreement for State Purchasing Cooperative.

This allows the city to use the state roster to get better prices.

Councilmember Seibert asked about implications of not renewing this. Grant Weed stated that any agreements that were entered into in the new agreement would still be valid, but if we did not enter into an agreement we cannot use the state's purchasing power for new agreements.

Councilmember Soriano asked if the fee is based on prior year's expenditure. Director Nielsen affirmed that it is.

12. A **Resolution** of the City of Marysville Revising Resolution Number 2260, and Adopting Revisions to the Personnel Rules of the City of Marysville, Health and Welfare Benefits – Employee Wellness.

Director Guy stated that the Wellness Committee is in the process of completing its application for the Well City Award. One of the requirements is that we have certain items documented in the Personnel Rules. Many of these things we already do, but are not documented. This changes the policy to include these items to meet one of the requirements of the award application.

13. An **Ordinance** of the City of Marysville, Washington Making Technical Correction to Specify the Form of Security for Performance Under Chapter 19.24 MMC, Critical Areas Management, by Amending Section(s) 19.24.150 and 19.24.270MMC.

Director Hirashima explained that this is a technical correction to requirements in the Critical Areas Protection code that relate to bonding.

14. An **Ordinance** of the City of Marysville, Washington Repealing the Existing Chapter 19.51 MMC, Security for Performance and Maintenance, and Adopting a New Chapter 19.51 MMC Making Changes in Enforcement of the Security Provided.

Director Hirashima explained the justification for this change, which enables a climate where it is possible to get a bond in Marysville. Grant Weed added that it is important to have well-written bonding requirements, but if we get too strict bonding companies won't issue a bond. This would give the bonding company a fair chance to perform.

Councilmember Seibert asked what happens if the cost of the completion is more than bond amount. Director Hirashima explained that the City would not be reimbursed for amounts over the bond amount. This underscores the importance of having an accurate bond amount at the beginning. This should not be a factor as long as the City stays on top of this. She discussed the bonding companies' perspective on this. However, prior to the bond going to default the City could request that the developer increased the amount.

Councilmember Seibert commented on the refund provision. Director Nielsen explained that tonnage on asphalt can change tremendously based on oil prices. He said he would rather be giving them a refund than trying to get more money from them.

Legal - None

Mayor's Business

Committee Appointments for 2010:

MAYOR PRO-TEM

1. Jeff Seibert

TV ADVISORY (Two Councilmembers)

1. Carmen Rasmussen
2. Lee Phillips

SNO-COUNTY HOUSING & COMM DEV BLOCK GRANT (One Councilmember and One Alternate)

- Rep. 1. Carmen Rasmussen
Alt 2. Donna Wright

SWAC-MONTHLY(One Council/One Alternate)

- Rep 1. Jeff Seibert
Alt. 2. Jeff Vaughan

LIBRARY BOARD (One Council)

1. Carmen Rasmussen

PARKS BOARD (One Council)

1. Carmen Rasmussen

PUBLIC SAFETY (Three Council)

1. John Soriano

2. Donna Wright
3. Lee Phillips

PUBLIC WORKS (Three Council)

1. Donna Wright
2. Jeff Seibert
3. Jeff Vaughan

FINANCE (Three Council)

1. Lee Phillips
2. Jeff Seibert
3. Jon Nehring

FIRE DISTRICT (Three Council)

1. Carmen Rasmussen
2. John Soriano
3. Donna Wright

HOTEL/MOTEL (One Council)

1. Lee Phillips

LEOFF 1 (Two Council)

1. John Soriano
2. Jeff Vaughan

GOV'T AFFAIRS (Three Council)

1. Carmen Rasmussen
2. John Soriano
3. Jeff Vaughan

HEALTH DISTRICT (One Council)

1. Donna Wright

The following committees have already been assigned:

SNO COUNTY TOMORROW (One Council/One Alternate)

- Rep 1. Jon Nehring
Alt 2. Mayor Kendall

COMMUNITY TRANSIT (One Council)

1. Jon Nehring

DEPT EMERGENCY MGMT (2 Staff:1 Rep/1 Alt)

1. Bob Dolhanyk
2. Rick Smith

SERS (One Council/One Alt)

Rep 1. Jon Nehring
Alt 2. Mayor Kendall
Alt 3. Rick Smith

SNO PAC (Two Representatives:1 Rep/1 Alt)

Rep 1. Rick Smith
Alt 2. Mayor Kendall

Other Mayors Business:

Mayor Kendall informed Council that Senior Services was granted a \$2.4 million funding for additional senior housing in the cities of Marysville, Monroe and Sultan. In Marysville, the Senior Housing is buying Wishing Well. It will continue to be affordable senior housing. Also, Snohomish Housing Authority is supposed to be breaking ground before February 1 for 19 affordable homes.

Staff Business

Kristie Guy had no comments.

Jim Ballew:

- Scouts Tree-cycling event will be this weekend.
- Marysville Night at the Silvertips on the 29th.

Gloria Hirashima:

- Annexation census is underway. Crews began counting last weekend. They have hit about a third of the houses over the weekend and have been very successful.
- She announced she got married over the weekend.

Kevin Nielsen:

- Will be adding an ordinance to the existing agenda in support of delaying the project regarding the break in access on Highway 92 in order to coordinate with other construction projects. Mary Swenson commended Kevin Nielsen and John Tatum for negotiating the details of this.
- Public Works Committee scheduled for this Friday to discuss rates.
- Currently doing shoulder maintenance.
- Have developed routes for sweeping in the annexation area. Have received many calls with trash collection questions.

Chief Smith:

- Annexation went extremely well for the police department. Sno-Pac did a great job with the transition. He stated that it is busy in that area, but not overwhelming. They have had no complaints about anything. They will be working with SCSO about neighborhood watch programs in the area. Everett has a community policing model that we will also be looking at.

- Take home vehicle policy should be done by January 11. They are waiting for some racks so officers can store their rifles.

Grant Weed:

- Discussed conveyances and real property interests of properties in the new annexation area.
- They will be issuing RFPs for Public Defender services for Marysville Municipal Court and they will be coming back to Council with a recommendation in February.

Mary Swenson:

- The annexation happened smoothly. She commended every department for the coordination that happened with that.
- She reported that both the Marysville Police Officers Association and the Teamsters Union have agreed not to take their COLA this year. This is extremely beneficial to the citizens of the city and the also the new annexation. She said she was very proud of the employees.
- She expressed appreciation to Senators Haugan and Hobbs for their work on the break in access issue. This will improve connectivity with the whole region. A representative from WSDOT wanted Ms. Swenson to convey to the Council that they were extremely pleased with Marysville's elected officials and how they were willing to take the heat to get the connectivity that needs to happen.
- She announced that they would need an executive session to discuss personnel qualifications. It was expected to take 20 minutes with no action.

Call on Councilmembers

Jeff Vaughan:

- He was pleased that the police would be looking into the neighborhood watch program.
- He was impressed with the food at Cedarcrest Grill.
- He announced that today his company took an order from Bill Gates.

Carmen Rasmussen:

- She is getting quite a few inquiries from people who live in the annexation areas. She asked how these should be handled. Staff recommended that these be forwarded to the appropriate department.
- She has noticed a tremendous amount of graffiti right outside the high school in the annexation area.
- TAC Committee has asked for a letter saying who would be appointed to that committee.
- Congratulations to Gloria Hirashima on her recent marriage.

Jon Nehring:

- Doug Lee had suggested that they name the park near the late Officer Timothy Brenton's house after Officer Brenton. The family has been contacted and they are

very much in favor of this. There was consensus among the Council that this would be a good idea.

Donna Wright:

- Said all but one of the contacts she has received about the annexation have been positive.
- She asked if there were any fireworks issues on New Years Eve. Chief Smith said it was very limited and there were no complaints.

Lee Phillips said he was glad to be back.

John Soriano:

- Wished everyone a Happy New Year.
- He informed everyone that AWC will be happening at the same time as LEOFF 1 and Public Safety Meetings so he will have a conflict with attending those.

Seibert:

- Congratulations to Gloria Hirashima.
- He commended everyone for the work on break in access and also the annexation.

Council recessed at 8:13 p.m. for a short break after which time they reconvened into Executive Session as authorized by RCW 42.30.110(1)(g) it was announced that the executive session would last 20 minutes with no action expected.

Executive Session started at 8:32 p.m.

A. Litigation

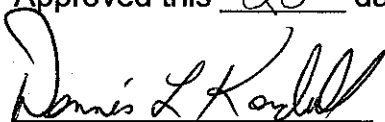
B. Personnel – one item pertaining to personnel qualifications, in accordance with RCW 42.30.110(1)(g)

C. Real Estate

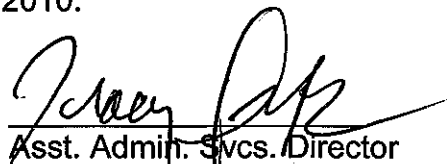
Adjournment

Seeing no further business Mayor Kendall adjourned the meeting at 8:52 p.m.

Approved this 25th day of January, 2010.



Mayor
Dennis Kendall



Asst. Admin. Svcs. Director
Tracy Jeffries