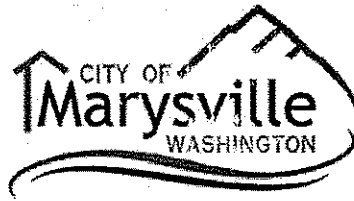


Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Presentations	
Marysville Strawberry Festival Pageant Contestants	Presented
Service Awards	Presented
Approval of Minutes	
Approval of January 25, 2010 City Council Meeting Minutes.	Approved
Approval of February 1, 2010 City Council Work Session Minutes.	Approved
Consent Agenda	
Approval of February 10, 2010 Claims in the Amount of \$292,644.07; Paid by Check No.'s 60967 through 61068 with No Checks Voided.	Approved
Approval of February 5, 2010 Payroll in the Amount of \$1,378,411.17; Paid by Check No.'s 22301 through 22353 with Check No. 22270 Voided.	Approved
Public Hearings	
Review Bids	
New Business	
Authorize the Mayor to sign the Second Amendment to Interlocal Agreement with Okanogan County for Housing of Inmates Agreement.	Approved
Authorize the Mayor to sign the Interlocal Agreement between the City of Marysville and Snohomish County Concerning Provision of Information Technology Services and Supplemental Work Order Fiber Connectivity between COM and SCDIS Agreement.	Approved
Authorize the Mayor to sign the Interlocal Agreement GCA-6406 with Washington State Department of Transportation for Traffic Control Services During SR 529 / Ebey Slough Bridge Replacement Project Agreement.	Approved
Authorize the Mayor to sign the Amendment to Public Works Trust Fund Loan Agreement (PR08-951-056) to Extend the Project Completion Date Contract	
An Ordinance of the City of Marysville, Washington Amending Marysville Municipal Code 2.24.030 Relating to Appointment and Qualifications of Municipal Judge and Authorizing Additional Judicial Positions.	Approved Ord. No. 2817
Legal	
Mayor's Business	
Staff Business	
Call on Councilmembers	
Recess	8:13 p.m.
Executive Session	8:19 p.m.
Real Estate – 2 items pursuant to RCW 42.30.110(1)(c), action taken on one	
Authorize the Mayor to execute the Lease Extension with Cecil Rose as discussed in executive session.	Approved
Adjournment	8:40 p.m.

COUNCIL



MINUTES

Regular Meeting
February 22, 2010

Call to Order / Invocation / Pledge of Allegiance

Mayor Pro tem Seibert called the February 22, 2010 meeting of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall. The invocation was given by Pastor Joe Kutzke, Bethlehem Lutheran Church. Mayor Pro tem Seibert led those present in the Pledge of Allegiance.

Roll Call

Chief Administrator Mary Swenson gave the roll call. The following staff and councilmembers were in attendance.

Mayor Pro tem: Jeff Seibert

Council: Councilmember Jon Nehring, Councilmember Carmen Rasmussen, Councilmember John St. Iano, Councilmember Jeff Vaughan, Councilmember Donna Wright and Councilmember Lee Phillips

Absent: Dennis Kendall

Also Present: Chief Administrator Mary Swenson, Community Development Director Gloria Hirashima, Finance Director Sandy Langdon, City Attorney Grant Weed, Asst. City Engineer John Cowling, Parks and Recreation Director Jim Ballew, Police Chief Rick Smith, Community Information Officer Doug Buell and City Clerk Tracy Jeffries

Mary Swenson informed Council that Mayor Kendall was on vacation.

Committee Reports

Councilmember Nehring reported on the Community Transit Board meeting. He gave a brief overview of the proposals from staff regarding service cuts which are intended to address the \$5 million gap in the budget.

Councilmember Nehring also reported on the SERS Board meeting where he was elected Vice Chair. They spent the bulk of the meeting discussing a strategic plan for SERS.

Presentations

A. Marysville Strawberry Festival Pageant Contestants

Strawberry Festival Vice President Jody Hiatt welcomed the following 2010 Marysville Strawberry Festival Pageant Contestants who each introduced themselves to the Council, staff, and guests: Aida Cardona, Emily Hipp, Kimee Kipperberg, Christina Murphy, Haley Otto, Lauren Stallcup, Ella Stefoglo, and Kaija Wilcox.

Jody Hiatt invited everyone to join them on Saturday, March 20 at the Pilchuck Performing Arts Center at 7 p.m. for the pageant.

B. Service Awards

Suzanne Elsner presented **Judge Gillings** with his 5-year Service Award.

Commander Robb Lamoureux presented **Police Officer Jeff Vandenberg** with his 5-year Service Award.

Audience Participation

Brian Coker, 19313 45th Dr NE, Arlington, WA 98223 asked that the Council consider getting rid of the SCRAM (Secure Continuous Remote Alcohol Monitoring) bracelet used by Municipal Court and Judge Gillings and Commissioner Towers. He asserted that the bracelet is overly sensitive to common household chemicals and just being around alcohol and therefore produces false positive. He stated that this device is putting innocent people including himself in jail due to erroneous readings. He complained that he was denied the opportunity to prove his innocence by other means and had to spend great amounts of money as a result of this. Mayor Pro tem Seibert requested that Suzanne Elsner compile some information for the Council regarding this program. She agreed to bring information back to Council.

Approval of Minutes

1. Approval of January 25, 2010 City Council Meeting Minutes.

Motion made by Councilmember Wright, seconded by Councilmember Nehring, to approve the January 25, 2010 minutes as presented. **Motion** passed unanimously (6-0).

2. Approval of February 1, 2010 City Council Work Session Minutes.

Motion made by Councilmember Nehring, seconded by Councilmember Rasmussen, to approve the February 1, 2010 minutes as presented. **Motion** passed unanimously (6-0).

Consent

3. Approval of February 10, 2010 Claims in the Amount of \$292,644.07; Paid by Check No.'s 60967 through 61068 with No Checks Voided.
4. Approval of February 5, 2010 Payroll in the Amount of \$1,378,411.17; Paid by Check No.'s 22301 through 22353 with Check No. 22270 Voided.

Motion made by Councilmember Soriano, seconded by Councilmember Vaughan to approve Consent Agenda items 3, and 4. **Motion** passed unanimously (6-0).

New Business

5. Second Amendment to Interlocal Agreement with Okanogan County for Housing of Inmates.

Motion made by Councilmember Nehring, seconded by Councilmember Wright, to authorize the Mayor to sign the Second Amendment to Interlocal Agreement with Okanogan County for Housing of Inmates Agreement. **Motion** passed unanimously (6-0).

6. Interlocal Agreement between the City of Marysville and Snohomish County Concerning Provision of Information Technology Services and Supplemental Work Order Fiber Connectivity between COM and SCDIS.

Sandy Langdon reviewed this item.

Motion made by Councilmember Rasmussen, seconded by Councilmember Phillips, to authorize the Mayor to sign the Interlocal Agreement between the City of Marysville and Snohomish County Concerning Provision of Information Technology Services and Supplemental Work Order Fiber Connectivity between COM and SCDIS Agreement. **Motion** passed unanimously (6-0).

7. Interlocal Agreement GCA-6406 with Washington State Department of Transportation for Traffic Control Services During SR 529 / Ebey Slough Bridge Replacement Project.

John Cowling explained that this is an agreement to utilize Marysville police through the duration of the SR529 project.

John Soriano thought that they have used this method of utilizing the officers for overtime service several times before. Commander Lamoureux indicated that was correct.

Jon Nehring asked about the rates. Commander Lamoureux explained that it was being billed at the overtime rate.

Motion made by Councilmember Nehring, seconded by Councilmember Soriano, to authorize the Mayor to sign the Interlocal Agreement GCA-6406 with Washington State Department of Transportation for Traffic Control Services During SR 529 / Ebey Slough Bridge Replacement Project Agreement. **Motion** passed unanimously (6-0).

8. Amendment to Public Works Trust Fund Loan Agreement (PR08-951-056) to Extend the Project Completion Date.

John Cowling explained that the conditions of the loan were that the design of the project would be complete by March 6 of this year. Staff wants to extend that to September 6 of this year.

Motion made by Councilmember Vaughan, seconded by Councilmember Wright, to authorize the Mayor to sign the Amendment to Public Works Trust Fund Loan Agreement (PR08-951-056) to Extend the Project Completion Date Contract. **Motion** passed unanimously (6-0).

9. An **Ordinance** of the City of Marysville, Washington Amending Marysville Municipal Code 2.24.030 Relating to Appointment and Qualifications of Municipal Judge and Authorizing Additional Judicial Positions.

Grant Weed explained that this would amend the code to enable the City to establish the second judicial position for the court. The intent is to appoint the current court commissioner as the second judge. It also allows us to establish salary and get some reimbursement from the state for that salary. Mary Swenson indicated this would become effective March 1, 2010 through December 31, 2013. After that date the position would become an elected position.

Motion made by Councilmember Nehring, seconded by Councilmember Rasmussen, to approve Ordinance No. 2817. **Motion** passed unanimously (6-0).

Staff Business

Jim Ballew:

- Staff is out mowing already as the nice weather has really advanced the maintenance schedule.
- The Father-Daughter dances are now completed. Over 800 people participated in these events. He commended Maryke Burgess and the part-time staff who put these events on over two weekends.
- Spring soccer signups concluded this last week. 639 kids signed up in 4 days; 740 have signed up in total so far. The parks department is considering incentives for early signups next year.
- Staff is working on the Healthy Community Challenge Day event.

Rick Smith:

- The police department is still busy at times in the newly annexed area.
- The Night Team did a search warrant last week where they seized 1.5 pounds of heroin, some cash and oxycontin. The team will continue to do more warrants. They are also working on the panhandler and graffiti issues.
- Staff will be reviewing year-end stats soon.

John Cowling:

- The contractor is expected to break ground on Ingraham Blvd. this week.
- Staff met with WSDOT for a final review of the SR529 bridge project.
- 47th Avenue is well underway with a good contractor.

Sandy Langdon:

- She reviewed a report on the NLC Prescription Discount Card Program.
- Staff has put together a water bill calculator which is now on the website to help answer a lot of customers' questions.
- Sales tax revenues appear to be up.

Gloria Hirashima:

- Planning Commission will be holding a hearing on the sign code tomorrow.
- The Healthy Community ACES subcommittee went on a van tour to some of the neighborhoods up north to see the potential for a walking loop and longer-term improvements.

Grant Weed:

- Discussed the issue of the SCRAM bracelet that was brought up and Council's limited ability to be involved.
- Discussed the need for an executive session for 15 minutes to discuss two matters concerning real property. Action was expected on one of the items.

Mary Swenson agreed that there is a separation of powers between the branches of government and it is very dangerous to cross that line. They will look at liability issues, but they will not make it a practice to interfere with the judicial branch.

Call on Councilmembers

Carmen Rasmussen:

- She heard from a citizen in the newly annexed area who is thrilled with the good job that the police department is doing in that area.
- She brought up a concern about insufficient parking spots at the new high school. She recommended that staff be proactive with this issue.

Lee Phillips said he was glad to be healthy and back at the meeting.

John Soriano thanked Jim Ballew for taking him on the van tour.

Jon Nehring noted that it is good to see that the golf rounds appear to be up. He hopes this is helping the restaurant as well.

Donna Wright:

- She really appreciates the department reports.
- She also enjoyed the van tour. It is exciting to look ahead at future plans for improving connectivity and walkability in the City.

Jeff Vaughan had no comments.

Jeff Seibert commended the work the police are doing in the annexation area. He also congratulated the Night Team.

Recess

Mayor Pro tem Seibert recessed the meeting at 8:13 p.m. for a short break before reconvening into Executive Session expected to last 15 minutes to discuss two items concerning real property. Action was expected on one item.

Executive Session - started at 8:20 p.m.

- A. Litigation
- B. Personnel
- C. Real Estate – 2 items pursuant to RCW 42.30.110(1)(c)

Motion made by Councilmember Nehring, seconded by Councilmember Phillips, to extend the executive session by 5 minutes. **Motion** passed unanimously (6-0).

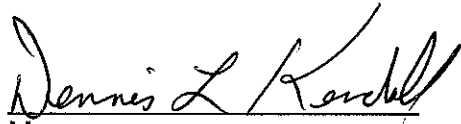
Mayor Pro tem Seibert called the meeting back to order at 8:40 p.m.

Motion made by Councilmember Nehring, seconded by Councilmember Phillips, to authorize the Mayor to execute the Lease Extension with Cecil Rose as discussed in executive session. **Motion** passed unanimously (6-0).

Adjournment

Seeing no further business, Mayor Pro tem Seibert adjourned the meeting at 8:40 p.m.

Approved this 22nd day of March, 2010.



Mayor
Dennis Kendall



Asst. Admin. Svcs. Director
Tracy Jeffries