

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Presentations	
Employee Service Awards: Laurie Hulme, Carol Mulligan, Frank Stair	Presented
Arbor Day Proclamation	Presented
Approval of Minutes	
Approve February 22, 2010 City Council Meeting Minutes.	Approved
Approve March 1, 2010 City Council Work Session Minutes.	Approved.
Consent Agenda	
Approve March 3, 2010 Claims in the Amount of \$1,380,933.71; Paid by Check No.'s 61351 through 61552 with No Check Number Voided.	Approved
Approve March 10, 2010 Claims in the Amount of \$244,434.17; Paid by Check No.'s 61553 through 61692 with Check No.'s 45065, 59333, and 61332 voided.	Approved
Approve March 5, 2010 Payroll in the Amount of \$1,317,230.59; Paid by Check Number's 22399 through 22454.	Approved
Public Hearings	
Review Bids	
Authorize the Mayor to award Bid and Authorize Mayor to Enter into an Agreement with Reece Trucking and Excavating in the Amount of \$34,160.67 Including Washington State Sales Tax and Approve a Management Reserve of \$1,839.33 for a Total Allocation of \$36,000 for the Water Meter Installation Project.	Approved
New Business	
Authorize the Mayor to sign the PUD Distribution Easement Authorizing New Utility Placement as a Result of the SR 529 Ebey Slough Bridge Project.	Approved
Adopt a Resolution Urging the U.S. Department of Defense to Select The Boeing Company to Build the Next Mid-Air Refueling Tanker.	Approved Res. #2283
Adopt an Ordinance of the City of Marysville, Washington Authorizing the Condemnation, Appropriation, Taking, Damaging and Acquisition of Land and Other Property for the Purpose of Constructing and I-5 Overcrossing at 156 th Street N.E. and Associated Street Improvements.	Approved Ord. #2818
Adopt an Ordinance of the City of Marysville Amending the Civil Service Commission Ordinance Regarding the Residency Requirement for Commissioners and Amending Section 2.16.020 of the Marysville Municipal Code.	Approved Ord. #2819
Legal	
Mayor's Business	
Affirm and approve the reappointment Andrew Delegans to the Parks and Recreation Board for a 3-year term ending February 28, 2013.	Approved
Affirm and approve the reappointment of Brooke Hougan to the Parks and Recreation Board for a 3-year term ending February 28, 2013.	Approved
Staff Business	
Call on Councilmembers	
Recess	8:10 p.m.

Executive Session	8:20 p.m.
Litigation – one item concerning potential litigation	Discussed
Adjournment	8:45 p.m.

COUNCIL



MINUTES

Regular Meeting
March 22, 2010

Call to Order / Invocation / Pledge of Allegiance

Mayor Kendall called the March 22, 2010 meeting of the Marysville City Council to order at 7:03 p.m. at Marysville City Hall. The invocation was given by Dave Carnes of Marysville Christian Church. Mayor Kendall led those present in the Pledge of Allegiance.

Roll Call

Chief Administrator Gloria Hirashima 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 Jeff Vaughan, Councilmember Donna Wright, Councilmember John Soriano and Councilmember Lee Phillips

Also Present: Chief Administrator Gloria Hirashima, City Attorney Grant Weed, Finance Director Sandy Langdon, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Police Chief Rick Smith and City Clerk Tracy Jeffries

Committee Reports

Councilmember Rasmussen reported on the meeting of the **Parks Advisory Board** on March 10. There was a presentation by the executive director of the Greater Everett Community Foundation regarding the possibility of starting a Marysville Community Foundation and the ways in which the Greater Everett Community Foundation could assist. She distributed informational packets to the Council. Other items that were discussed at the meeting were the following: the Federal Appropriations Requests for a couple of parks projects, an HOA is interested in dedicating park property to the City, Tree City USA Award, Andrea will be back at the end of March, and kickball season starting up again soon.

Councilmember Rasmussen also reported on the **Marysville Library Board Meeting** on March 11. There was a presentation about an ongoing job-hunt program at the Sno-

Isle libraries. The Big Read book this year will be The Things they Carry which is a book set in the Vietnam era. There was some interest expressed in having a left turn pocket and a right turn pocket at the library. Kevin Nielsen indicated he would look into that.

Councilmember Seibert reported on the **Snohomish County Solid Waste Advisory Committee** meeting. Some items discussed were the following:

- Update from staff and SWAC members
- Revised Solid Waste Flow Control Rules
- Comprehensive Planning Process

Councilmember Nehring reported on the March 12 **SERS Board** meeting where the following topics were reviewed:

- Committee Assignments
- Capital Budget Discussion
- A Resolution supporting the City of Seattle in their waiver request to build a 700 MHz system.

Mayor Kendall welcomed all the Boy Scouts to the meeting.

Presentations

A. Employee Service Awards

Mayor Kendall recognized the following employees with the Employee Service Awards:

- **Laurie Hulme, Program Specialist** for her 5 years of service.
- **Carol Mulligan, Program Specialist** for her 10 years of service.
- **Frank Stair, WWTP Maintenance Tech. 1** for his 20 years of service.

B. Arbor Day Proclamation

Mayor Kendall read a proclamation recognizing the importance of Arbor Day and proclaiming April 10, 2010 as Arbor Day in the City of Marysville. Jim Ballew received the proclamation and discussed the City's involvement in the Urban Forestry Program. He announced that Marysville has received the Tree City Award for 2009 and now needs to strive to maintain that award. He recognized the work that Cheryl Dungan has done on this.

Audience Participation

Emily Niguidula, 22213 Locust Way Lynnwood, WA 98036, presented the 2009 Annual Report from Waste Management.

Approval of Minutes

1. Approval of February 22, 2010 City Council Meeting Minutes.

Motion made by Councilmember Nehring, seconded by Councilmember Wright, to approve the February 22, 2010 City Council Meeting minutes as presented. **Motion** passed (7-0)

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

Councilmember Seibert referred to page 2 of 7. The 3rd bullet down should be corrected from "lost" to "lots".

Motion made by Councilmember Seibert, seconded by Councilmember Soriano, to approve the March 1, 2010 City Council Work Session minutes as amended. **Motion** passed (7-0)

Consent

3. Approval of March 3, 2010 Claims in the Amount of \$1,380,933.71; Paid by Check No.'s 61351 through 61552 with No Check Number Voided.
4. Approval of March 10, 2010 Claims in the Amount of \$244,434.17; Paid by Check No.'s 61553 through 61692 with Check No.'s 45065, 59333, and 61332 voided.
5. Approval of March 5, 2010 Payroll in the Amount of \$1,317,230.59; Paid by Check Number's 22399 through 22454.

Motion made by Councilmember Wright, seconded by Councilmember Vaughan, to approve Consent Agenda items 3, 4 and 5. **Motion** passed unanimously (7-0).

Review Bids

6. Award Bid and Authorize Mayor to Enter into an Agreement with Reece Trucking and Excavating in the Amount of \$34,160.67 Including Washington State Sales Tax and Approve a Management Reserve of \$1,839.33 for a Total Allocation of \$36,000 for the Water Meter Installation Project.

Director Nielsen added that 500 double meters will be going in with this price, which will help to complete the AMR program. Councilmember Seibert asked if this would complete the changeover. Director Nielsen said that they are still changing singles with the crews. Doubles take longer because of excavation and extra labor. It is more cost effective to use a contractor for the doubles. They hope to have all of the meters changes by the end of the year.

Councilmember Nehring commented that it was good to see this come in so far under the engineer's estimate.

Motion made by Councilmember Nehring, seconded by Councilmember Rasmussen, to authorize the Mayor to Award Bid and Authorize Mayor to Enter into an Agreement with Reece Trucking and Excavating in the Amount of \$34,160.67 Including Washington State Sales Tax and Approve a Management Reserve of \$1,839.33 for a Total Allocation of \$36,000 for the Water Meter Installation Project. **Motion** passed unanimously (7-0).

New Business

7. PUD Distribution Easement Authorizing New Utility Placement as a Result of the SR 529 Ebey Slough Bridge Project.

Director Nielsen commented that this easement will facilitate the moving of some utilities to support the new 529 Bridge. He discussed details of this.

City Attorney Grant Weed added that staff is recommending that Council approve this easement with the following changes:

- In the paragraph that begins with "Also, the right at all times . . ." following the bolded language in the middle of the page, the last sentence of that paragraph should be revised to read:

"Grantor and the heirs, successors or assigns of grantors hereby covenant and agree not to construct or permit to be constructed any structures of any kind on the easement area ~~without approval of the District~~ **which conflict or interfere with the rights granted herein.**"

- The third paragraph following the above-mentioned paragraph that starts with, "The Grantor also covenants," should be deleted in its entirety.

Councilmember Seibert asked for more information about what they are doing there. Director Nielsen explained that they would be adding a new pole between two existing poles, running power across the street, and putting the transformer box and the vault there. They will also be running underground to the first existing pole.

Motion made by Councilmember Wright, seconded by Councilmember Vaughan, to authorize the Mayor to sign the PUD Distribution Easement Authorizing New Utility Placement as a Result of the SR 529 Ebey Slough Bridge Project with the amendments as discussed by the City Attorney. **Motion** passed unanimously (7-0).

8. A **Resolution** Urging the U.S. Department of Defense to Select The Boeing Company to Build the Next Mid-Air Refueling Tanker.

Councilmember Seibert recommended changing references to Airbus to "any other" or similar language in light of the fact that they may or may not submit a bid. There was consensus to approve that amendment.

Motion made by Councilmember Seibert, seconded by Councilmember Soriano, to approve **Resolution #2283** with the minor changes as discussed. **Motion** passed unanimously (7-0).

9. An **Ordinance** of the City of Marysville, Washington Authorizing the Condemnation, Appropriation, Taking, Damaging and Acquisition of Land and Other Property for the Purpose of Constructing and I-5 Overcrossing at 156th Street N.E. and Associated Street Improvements.

Director Nielsen stated that the property owners are in support of this.

Motion made by Councilmember Soriano, seconded by Councilmember Rasmussen, to approve **Ordinance #2818**. **Motion** passed unanimously (7-0).

10. An **Ordinance** of the City of Marysville Amending the Civil Service Commission Ordinance Regarding the Residency Requirement for Commissioners and Amending Section 2.16.020 of the Marysville Municipal Code.

Councilmember Phillips recommended adding language clarifying that they were referring to voting *eligibility* within the limits. City Attorney Weed recommended verbiage regarding eligibility to vote.

Motion made by Councilmember Phillips, seconded by Councilmember Vaughan, to approve **Ordinance #2819** with minor change as discussed. **Motion** passed unanimously (7-0).

Mayor's Business

Parks and Recreation Board Appointments; Brooke Hougan and Andrew Delegans

Motion made by Councilmember Rasmussen, seconded by Councilmember Wright, to affirm and approve the reappointment Andrew Delegans to the Parks and Recreation Board for a 3-year term ending February 28, 2013. **Motion** passed unanimously (7-0).

Motion made by Councilmember Rasmussen, seconded by Councilmember Nehring, to affirm and approve the reappointment of Brooke Hougan to the Parks and Recreation Board for a 3-year term ending February 28, 2013. **Motion** passed unanimously (7-0).

Mayor Kendall reported that on March 29 at 10:00 a.m. there will be an official ceremony at Ebey Waterfront Park for the start of Highway 529 Bridge. This will be a kickoff for all of the summer construction projects.

He reported that the Salary Commission met last week and the following salary schedule has been filed with the City Clerk pursuant to MMC 2.51.0401 as a result of their action on March 16, 2010. The Commission approved a 3% increase of the Mayor's 2010 salary, which will be delayed until January of 2011. At that time it will be paid retroactively. Councilmember salaries shall remain the same as 2009.

Staff Business

Rick Smith:

- He reported on an accident on Smokey Pt. Blvd last night which resulted in an airlift to Harborview and shutting down the roadway for quite awhile.
- There will be a retirement luncheon for Gary Hall on Wednesday at 12:00 at the Police Department.
- He commended all of the directors who just finished their Department of Emergency Management Incident Command System 300-400 level classes.
- The Boys and Girls Club will be putting on a Town Hall event regarding drugs and alcohol on Monday, March 29 at 6 p.m.
- Letters will be going out requesting sponsorship for Special Olympics and for the Torch Run.
- Lake Stevens Triathlon coming up. The police department is putting teams together.

Kevin Nielsen:

- The emergency training was very good.
- There will be a meeting tomorrow with WSDOT to discuss shutting down 528 by I-5 westbound due to the Tribes building of their water main. He will keep Council advised.
- He discussed ways staff has resolved troublesome issues related to planting trees along the roadways.
- He announced that the City has received \$3.1 million for 88th Street.

Sandy Langdon had no comments.

Grant Weed stated the need for an Executive Session expected to last 15 minutes to discuss one item concerning potential litigation with no action.

Gloria Hirashima had no comments.

Call on Councilmembers

Carmen Rasmussen:

- She will be going out of town from Friday through Wednesday.
- She was approached by a high school senior who was interested in pursuing some type of internship with the City Council. She solicited ideas from the Council.
- She announced that she is planning on cycling in the triathlon.

Lee Phillips attended the Home for Good meeting. Five foreclosed properties were purchased and will be rented to people who have lost homes due to foreclosure. When the market improves they will sell the homes to low-income buyers.

John Soriano had no comments.

Jon Nehring:

- He also attended the Home for Good meeting and was very impressed with the program.
- He encouraged everyone to attend the Town Hall meeting on drinking and drug abuse.

Jeff Vaughan welcomed the Boy Scouts in the audience tonight and relayed his experience as a youngster at a council meeting. He encouraged all of the boys to continue on the scouting trail to Eagle Scout and also to become good citizens.

Donna Wright also commended the Home for Good program.

Jeff Seibert:

- He welcomed new Chief Administrative Officer Hirashima to her first official Council meeting.
- He asked about Seattle's change to 700 MHz. Mayor Kendall explained that 800 MHz is assigned specifically to public safety. Some of the 700 MHz will be assigned to public safety, but most of it will be for bandwidth.
- He asked Chief Smith about the City's policy for getting rid of prescription drugs. Chief Smith stated that people can bring them to the police department where they will take care of them.

Recess

Mayor Kendall recessed the meeting at 8:10 p.m. for a short break before reconvening into Executive Session expected to last 15 minutes to discuss one item concerning litigation with no action.

Executive Session - started at 8:18 p.m.

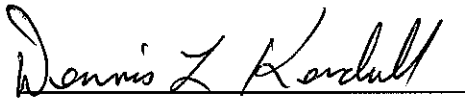
Motion made by Councilmember Vaughan, seconded by Councilmember Phillips, to extend Executive Session to 8:45 p.m. **Motion** passed unanimously (7-0).

- A. Litigation – one item concerning litigation, pursuant to RCW 42.30.110(1)(i)
- B. Personnel
- C. Real Estate


Adjournment

Seeing no further business, Mayor Kendall adjourned the meeting at 8:45 p.m.

Approved this 12th day of APRIL, 2010.



Mayor
Dennis Kendall



Asst. Admin. Svcs. Director
Tracy Jeffries