



Work Session
April 5, 2010

Call to Order / Pledge of Allegiance

Mayor Pro Tem Seibert called the April 5, 2010 work session of the Marysville City Council to order at 7:00 p.m. at Marysville City Hall and led those present in the Pledge of Allegiance.

Roll Call

Chief Administrative Officer Gloria Hirashima 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 Soriano, Councilmember Jeff Vaughan and Councilmember Donna Wright

Absent: Mayor Kendall, Councilmember Lee Phillips

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Chief Smith, Public Works Director Kevin Nielsen, Senior Planner Chris Holland, and Recording Secretary Laurie Hugdahl.

CAO Hirashima reported that Councilmember Phillips had called in for medical reasons and asked for an excused absence.

Motion made by Councilmember Rasmussen, seconded by Councilmember Soriano, to excuse the absences of Councilmember Phillips. **Motion** passed unanimously (6-0)

Committee Reports

Councilmember Soriano reported on the March 24 LEOFF 1 Board Meeting where they reviewed and approved four claims.

Councilmember Soriano then reported on the Public Safety meeting held on March 24.

- Police Department has begun the planning phase for the Strawberry Festival and is in close coordination with the MaryFest Committee.
- The NITE team is working well and has served several warrants. Recent arrests include individuals who were involved in dealing black tar heroine. Word is getting out that Marysville is not a market for this type of activity.
- The North American Motor Officers Association will be holding a conference at the Tulalip Resort Hotel from May 12 - 16th Jim Maples will be the hosting chairperson. 132 motorcycle police officers are expected to attend.

Councilmember Nehring reported on the Snohomish County Tomorrow meeting on March 24. Topics discussed included:

- An update on the Transportation 2040 Plan.
- Countywide planning policies update.
- Mitigation fee issues related to annexation areas.

Mayor Pro Tem Seibert reported on the April 2 Public Works Committee meeting where they discussed the future of the Wastewater Treatment Plant. There was discussion of a screen made by a new bio-solids technology company called Blue Water Technology which takes the bio-solids out before it goes through the process. This could have many benefits. The biosolids could be converted to a cake which is bermed for electricity. A membrane-type system further down in the process they could reclaim the water to use at the golf course or other industries which could reuse the water. The algae in the filter could also be harvested for use in biodiesel. Public Works Committee made a recommendation that this be researched further.

Presentations

Melanie Mihara, Strategies 360, gave an update on federal lobbying issues. They have been working on five appropriations requests for Marysville. These include the Lakewood Triangle, State Avenue, Qwuloolt Trail, Mother Nature's Window, and a proactive community policing request. Representative Larsen chose not to submit any of these projects, but Senator Murray's office indicated interest in the State Avenue project. They will find out if Senator Cantwell or Senator Murray support the community policing request later this week. Strategies 360 met today with several directors to discuss other projects and how they might be of assistance with federal grant opportunities.

Discussion Items

Approval of Minutes

1. Approval of March 8, 2010 City Council Meeting Minutes.
2. Approval of March 22, 2010 City Council Meeting Minutes.

Consent

3. Approval of March 17, 2010 Claims in the Amount of \$509,282.60; Paid by Check No.'s 61693 through 61842 with No Check Numbers Voided.
4. Approval of March 24, 2010 Claims in the Amount of \$504,926.35; Paid by Check No.'s 61843 through 61974 with No Check Numbers Voided.
5. Approval of March 31, 2010 Claims.
6. Approval of March 19, 2010 Payroll in the Amount of \$904,553.07; Paid by Check No.'s 22455 through 22505.

Review Bids

7. Award 6th Street Alley Sewer Replacement Project.

Public Works Director Kevin Nielsen explained this is a re-bid on the 6th Street Alley Sewer Replacement Project due to the contractor going out of business. The update will be in Council's packet next week.

Public Hearings

New Business

8. Supplemental Agreement No. 1 to the Professional Services Agreement with Lane and Associates, Increasing the Maximum Amount Payable Under the Agreement by \$7,000.00, to Make the Contract Total \$41,999.

Director Nielsen explained that they added two additional parcels that will enable us to get the triangle access constructed. The City is doing federal requirements for right-of-way negotiation on this so that if there is any federal money available we will meet the requirements for this.

9. An Ordinance of the City of Marysville, Washington Amending the City's Development Regulations Repealing MMC Section(s) 19.06.593 through 19.06.665 and MMC Chapter 19.20 Sign Code, and Adopting a New MMC Chapter 19.20 Sign Code.

Senior Planner Chris Holland gave a presentation on the Planning Commission's recommendations for Amendment to Chapter 19.20 MMC, *Sign Code* as contained in Council's packet.

Discussion:

Councilmember Vaughan expressed some concern about the using of public right-of-way for business advertising. Senior Planner Holland stated that they could prohibit signage within the public right-of-way, but they can't regulate content. CAO Hirashima discussed a court case regarding this and agreed that cities cannot make the content of the signs the criteria for these signs. They can, however, regulate by zones. Staff is looking at restricting these in the commercial zones (to avoid clutter) and allowing them in residential zones.

Councilmember Rasmussen suggested that under this provision a business could advertise in a residential zone using a temporary sign. Mr. Holland acknowledged that this could be true because they could not control the content of that sign even though the way the Code is set up is to allow for residential directional signage.

Mayor Pro Tem Seibert asked if the temporary portable real estate signs would be allowed on the sidewalk. Mr. Holland replied that they would be prohibited on the sidewalk, but they would be allowed on the public right-of-way.

Councilmember Seibert asked if the staked in signs would be allowed. Mr. Holland explained that they are only allowed at turning decision points during the day in residential zones. In commercial zones they are currently illegal and will remain illegal.

Councilmember Rasmussen commented that the Liquor Control Board implemented rule changes regarding outdoor advertising of alcohol products. The new regulations limit a retailer to a total of four signs advertising alcohol brand names or manufacturers which are visible from the public right-of-way. The size of those signs is limited to 1600 square inches. She recommended adding this to the Sign Code to facilitate enforcement of this. CAO Hirashima indicated that this would be a great idea. Mr. Holland agreed that they intended to start enforcing regulations on those types of signs.

Councilmember Rasmussen discussed the positive comments she has heard on the Sign Code. She commended Mr. Holland on the great work on this.

Councilmember Nehring concurred with the positive comments on the Sign Code. He asked regulations regarding *living* signs. Mr. Holland commented that court cases that have gone through have not been favorable to prohibiting this type of sign.

Councilmember Soriano complimented Mr. Holland on the Sign Code. He noted that as the older sections start to redevelop this will help.

Mayor Pro Tem Seibert asked about section 19.20.240 regarding Temporary and Special Event Signs/Construction Signs. He explained that usually the general contractor and subcontractors each want their own sign. Mr. Holland indicated that the way it is written it does refer to just one sign, but he indicated that some additional language could be added.

Mayor Pro Tem Seibert commended Mr. Holland for the amendments. He expressed support for the amendments to Home Occupation, Day Care and Adult Family Care signage.

Legal - None

Mayor's Business

Motion made by Councilmember Nehring, seconded by Councilmember Rasmussen, to authorize the Mayor's signature to the correction to the Seventh Amendment to Chief Administrative Officer Employment Contract. **Motion** passed unanimously (6-0)

Staff Business

Chris Holland indicated he would make changes to the Sign Code and bring it back to the Council.

Chief Smith had no comments.

Sandy Langdon had no comments.

Gloria Hirashima had no comments.

Call on Councilmembers

Donna Wright had no comments.

John Soriano had no comments.

Carmen Rasmussen:

- The Easter Egg Hunt was very fun.
- She asked Director Nielsen if he had any information about a turn pocket from the library. Director Nielsen said they are looking at how far the curb would have to be moved and the cost associated with that.

Jeff Vaughan had no comments.

Jon Nehring:

- WSDOT kickoff for construction season at the bridge was a good bit of publicity for the City.
- He commended Chief Smith, the other officers, and the youth involved in the Underage Drinking and Prescription Drug Use Forum last week.
- He agreed with Councilmember Rasmussen that the Easter Egg Hunt went well.

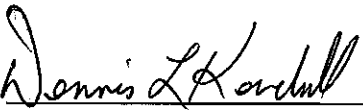
Jeff Seibert:

- Someone has tagged the repainted bridge. He recommended repainting as soon as possible. Staff said that WSDOT had repainted it the last time, but had indicated that they would not repaint it.
- He noted that someone has also tagged the back side of a sign on northbound I-5 looking toward the trestle.

Adjournment

Seeing no further business Mayor Kendall adjourned the meeting at 8:07 p.m.

Approved this 26th day of April, 2010.


Mayor
Dennis Kendall


Asst. Adm. Svcs. Director
Tracy Jeffries