

COUNCIL



MINUTES

Work Session
February 7, 2011

Call to Order / Pledge of Allegiance

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance.

Roll Call

Chief Administrative Officer Hirashima gave the roll call. The following staff and councilmembers were in attendance.

Mayor: Jon Nehring

Council: Carmen Rasmussen, Jeff Seibert, John Soriano, Michael Stevens, Jeff Vaughan, and Donna Wright

Absent: Lee Phillips

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Chief Rick Smith, Commander Robb Lamoureux, City Attorney Grant Weed, Assistant City Engineer John Cowling, Senior Planner Chris Holland, Parks and Recreation Director Jim Ballew, Recording Secretary Laurie Hugdahl.

Councilmember Phillips had notified several councilmembers via text message that he was home due to a number of illnesses in the family.

Motion made by Councilmember Vaughan, seconded by Councilmember Rasmussen, to excuse Councilmember Phillips from the meeting tonight. **Motion** passed unanimously (6-0).

Committee Reports - None

Presentations - None

Discussion Items

Approval of Minutes (Written Comment Only Accepted from Audience.)

1. Approval of January 24, 2011 City Council Meeting Minutes.

Consent

2. Approval of January 20, 2011 Payroll in the Amount of \$786,480.46; Paid by Check Number's 23885 through 23923.
3. Approval of January 19, 2011 Claims in the Amount of \$246,194.21; Paid by Check Number's 67811 through 67904 with Check Number 66700 Voided.
4. Approval of January 26, 2011 Claims in the Amount of \$602,329.21; Paid by Check Number's 67905 through 67984.
5. Approval of the February 2, 2011 Claims in the Amount of \$1,117,235.90; Paid by Check Number's 67985 through 68222 with Check Number's 67044 and 67840 Voided.

Review Bids - None

Public Hearings - None

New Business

6. Interlocal Agreement between the Cities Arlington, Lake Stevens, Marysville and Snohomish, for the North Snohomish County Regional Special Weapons and Tactics (SWAT)/Crisis Negotiating (CNT) Team.

Chief Smith reviewed this item and commented that it should not cost anybody any money. It's a matter of trying to work together to provide a service with the understanding that the county may not be able to support those kinds of operations.

Councilmember Rasmussen asked if all of the cities are WCIA cities. Grant Weed confirmed that all four are members.

Councilmember Seibert noticed Granite Falls wasn't on the list of cities and asked if they were interested in participating. Chief Smith said they didn't really look into that because the county has taken Granite Falls over at the present time. CAO Hirashima added that Granite Falls is not WCIA.

7. Acceptance of the Sunnyside Well 2 Equipping Project, Starting the 45-Day Lien Filing Period for Project Closeout.

John Cowling reviewed this item. There were no questions.

8. Acceptance of the Cedarcrest Golf Course Bunker Repairs Project, Starting the 45-Day Lien Filing Period for Project Closeout.

John Cowling explained that this is related to the June 9 storm. They came in at the contract amount of \$79,852. Parks and Recreation Director Ballew commented that this turned out very well.

9. Acceptance of the 2010 Sewer Renewals and Replacement Project, Starting the 45-Day Lien Filing Period for Project Closeout.

John Cowling explained that the project went well and was completed under budget.

10. Acceptance of the 2010 Water Valve Renewal and Replacement Project, Starting the 45-Day Lien Filing Period for Project Closeout.

John Cowling stated that this project addressed water valves primarily in the downtown area. This also came in slightly under budget. There were no issues associated with this project.

11. Snohomish County Human Services Grant Agreement to Provide \$11,000 in Reimbursed Funds for the Salary and Benefit of the Program Clerk Position at the Ken Baxter Community Center through 2011.

Parks and Recreation Director Ballew stated that this is a renewal of our agreement with Snohomish County. It includes some amendments to the original agreement. We are very fortunate to be funded this year due to the economy.

12. Intergovernmental Cooperative Purchasing Agreement with the Cooperative Purchasing Network (TCPN).

John Cowling stated that this agreement would accommodate discounted purchases. Grant Weed explained why this item came to Council.

13. Fourth Amendment to Interlocal Agreement for Municipal Court Services between the City of Marysville and the City of Arlington Increasing Filing Fees to \$110.00 for Criminal Citations.

Councilmember Soriano pointed out a typo in the amount of filing fees. Staff indicated this would be corrected. CAO Hirashima said they sat down with Lake Stevens and Arlington last year to discuss the fee increases. Ultimately they decided to only increase fees for criminal citations. The increase is intended to help better balance some of the costs Marysville incurs as a result of providing court services. Mayor Nehring added that these increases are justified and we are not even breaking even with these costs.

14. An Ordinance of the City of Marysville Relating to the Regulation and Licensing of Taxis and for Hire Vehicles Businesses and Driver Permits; Amending

Sections 5.24.010, 5.24.020, 5.24.30, 5.24.050, 5.24.060, 5.24.070, 5.24.090, 5.24.100, 5.24.140, 5.24.150, 5.24.210, and 5.24.240 of Chapter 5.24 of the Marysville Municipal Code.

CAO Hirashima stated that this is an update to chapter 5.24 of the municipal code to provide for consistency with our other business license provisions. It means they will be administrative approvals similar to other licenses instead of coming through Council every time. This also updates and increases the fees to make them in line with other cities in the vicinity.

Councilmember Wright commented that some cities have standardized rates throughout the city. CAO Hirashima replied that she was aware of that, but they did not contemplate that. She agreed that it was good to closely monitor the industry. If there are problems in the future they can consider putting more regulations in place.

15. An Ordinance of the City of Marysville, Washington, Amending the City's Development Regulations Adopting Title 22 Unified Development Code UDC), and Repealing Chapter 2.70 MMC Hearing Examiner, MMC Title 15 Development Code Administration, Chapter 16.32 MMC Floodplain Management, MMC Title 18 Planning, MMC Title 18A Parks, Recreation, Open Space and Trail Impact Fees and Mitigation, MMC Title 18B Traffic Impact Fees and Mitigation, MMC Title 18C School Impact Fees and Mitigation, MMC Title 19 Zoning, and MMC Title 20 Subdivisions.

Senior Planner Chris Holland gave an overview of the Unified Development Code (UDC). This would allow people doing development in the city to find all the development codes in one place (Title 22). It includes Administration, Comprehensive Plan and Sub-Area Plans, Land Use Standards, City-Wide Standards, Environmental Standards, Construction Standards, Administration and Procedures, Engineering Standards, and Enforcement. In addition to compiling all of these, some sections were updated or combined.

CAO Hirashima added that this is something they have considered doing for awhile because it is easier for developers to use. While they were doing this they only revised things that needed fixing. It was mainly an effort to reorganize. Where they haven't gotten complaints on sections of code, staff's instructions were to leave it alone. City Attorney Grant Weed noted that the reorganized format is extremely user-friendly for the citizens and the staff as well. He commended the staff for their work.

Mayor Pro Tem Seibert referred to discussions about landscaping standards and parking lot requirements noted in the minutes of the Planning Commission minutes. He asked for more information about these issues and staff's responses. Mayor Pro Tem Seibert stated that his concern was related to the success of Downtown Plan they have in place if the standards are not maintained. Senior Planner Chris Holland said that the changes in the Landscape code did not affect the Downtown Plan at all. The Downtown Plan is still referenced as its own section in the code. He recalled that the landscaping issues were specifically related to details regarding buffers and how the landscaping

requirements were cumbersome for property that was rezoned from residential to commercial. Staff had explained that there were alternative landscaping standards available.

Senior Planner Holland then reviewed changes they had made to the Landscape code. They termed the buffers differently and incorporated the SR9 landscaping standards along Highway 9. Regarding parking, they wrote in language that would allow infill development in downtown to reduce the standard administratively as long as the site can function without causing any conflicts. The parking lot tree requirements were relaxed to require one per landscape island instead of one per 100 square feet.

Councilmember Seibert asked about the timeline for approving this. Mr. Holland stated that there is nothing time sensitive about this.

Legal - None

Mayor's Business

Mayor Nehring reported that:

- The Snohomish County Tomorrow Steering Committee met on January 26 and discussed the Affordable Housing Countywide Planning Policies; established the 2011 work program; reviewed a 30-year Multi-modal Transportation Plan for the region; and discussed the vision and mission of Snohomish County Tomorrow.
- Community Transit met on February 3 and reviewed an extensive customer survey as they begin to look at the 2012 service cuts.
- Last Tuesday he and staff had a meeting with Congressman Larsen regarding a number of our important transportation projects. They then took a tour of key areas in Marysville. He commended staff for their preparation for this meeting.
- State Route 9 Coalition was in Olympia last week lobbying for the Highway 9 corridor. He thinks they will be able to get some funding for engineering work. There is a possibility of a funding package in 2012.
- He attended the Open House at Bleachers along with many of the councilmembers and is looking forward to having that restaurant in town.
- He distributed information from AWC regarding a bill that would take some of the liquor profits that go to cities and move those to the auto theft fund. CAO Hirashima commented that this would translate to approximately \$66,000 in funding that would be lost.
- Mayor Nehring added that they have tentatively planned to host a Cities and Towns meeting here on July 28 at Bleachers.

Staff Business

Chief Smith had no comments.

Sandy Langdon had no comments.

John Cowling:

- Kevin Nielsen was down in Olympia lobbying for a revision of state law which would impact utilities in the Sunnyside area. Grant Weed added that Kevin Nielsen reported to him that it went quite well.
- He gave an update on the 156th over-crossing. The City is securing a couple more right-of-way purchases this week. Staff is in the final design review process.

Jim Ballew:

- They had 432 participants this weekend at the Father-Daughter Dance and will have the same number next week. They liked the auction idea and will entertain that for next year.
- Rotary announced they will sponsor the Easter Egg Hunt this year along with State Farm.
- He reviewed two vandalism incidents at city parks this week.
- The Bleachers open house was a great event. The owner bought a concession golf cart and is excited to get that out on the course.

Chris Holland had no comments.

Grant Weed:

- The City hosted a short course on planning that was sponsored by the Department of Commerce, WCIA and the Planning Association of Washington. It was well-attended and filmed by Western Washington State University.
- There is a bill pending in the legislature that has to do with abusive public records requests. He reviewed the proposed changes.
- He stated the need for an executive session to discuss six items – four concerning potential litigation and two concerning pending litigation. He estimated that they would need 30 minutes to cover them all with no action being requested.

CAO Hirashima had no comments.

Call on Councilmembers

Councilmember Stevens:

- Was not able to attend the Bleachers opening but he stopped by beforehand and talked to the owner who wanted to remind everyone to bring in sports photos.
- He thought the 30-year Multimodal Plan was very interesting. He'd like to learn more to see where we fit into that process.
- He took his three-year old to the Father-Daughter dance and they both had a wonderful time.

Carmen Rasmussen:

- She stated that she received something in the mail from Cedar Grove encouraging citizens to contact their independent certified odor trackers rather than Puget Sound Clean Air. She recommended doing another press release encouraging people to contact the public agency that actually tracks odor instead of the company themselves.
- The Venture Church is again sponsoring free swim nights for Healthy Communities on March 11, April 15, and May 15. She thanked that church for always being supportive of Healthy Communities.

Jeff Vaughan had no comments.

Donna Wright:

- Received an email regarding concerns about the mandatory garbage pickup and payment issues. CAO Hirashima indicated that staff would respond.
- She thanked the courts for the mock trial. It was amazing how well the young people did.
- The lunch at the golf course was great.

John Soriano:

- He had a good time at the open house. Bleachers is a fine establishment and he thinks it will do well up there.
- He attended a meeting at work put together by Richard White, Government Relations Manager for Boeing, shared some of the legislative bills that are going through that are of interest to Boeing. Mr. White will also try to make it to the Snohomish County Cities and Towns get together at the AWC Conference to go over some of those items.

Jeff Seibert said he was not able to attend the open house but he read some good press on it in *The Herald*.

Council recessed at 7:45 for five minutes after which time they reconvened into Executive Session as authorized by RCW 42.30.110 (1)(i). It was announced that the Executive Session would last 30 minutes with no action expected.

Executive Session

- A. Litigation - four potential litigation items and two pending litigation items
- B. Personnel
- C. Real Estate

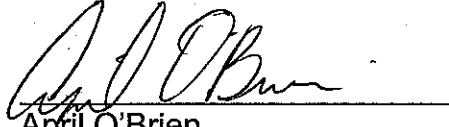
Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 8:15 p.m.

Approved this 28th day of FEBRUARY, 2011.



Mayor
Jon Nehring



April O'Brien
Deputy City Clerk