

MINUTES RECAP

00129

MARYSVILLE CITY COUNCIL MINUTES

JULY 23, 1990

CALL TO ORDER:

7:30 p.m.

ROLL CALL:

All Present

MINUTES OF PREVIOUS MEETING:

7/9/90 Approved

AUDIENCE PARTICIPATION:

Sharon Olson

PRESENTATIONS:

None

PETITIONS & COMMUNICATIONS:

None

PUBLIC HEARINGS:

None

CONSENT AGENDA:

1. 7/23/90 Claims Checks - \$324,963.28 - Approved
2. Personnel Report Approved

REVIEW BIDS:

None

CURRENT BUSINESS:

1. Proposed Garbage Rates Ord. 1788 Approved effective 9/1/90
2. Proposed Budget Amendments \$181,575 Approved
3. Aeration Equipment (3) Approved - \$22,125 plus tax.

NEW BUSINESS:

1. Proposed Cruising Ordinance Committee formed
2. Southeast Annexation - 10% Petition - Approved w/boundaries to include square at corner of 67th & 44th
3. Spoelstra Variance to Ord. 1763 Approved
4. Rewriting/Revisiting Sewer Moratorium Ordinance Discussion/Info. Only
5. Water Conservation Program - Amend Emergency Sprinkler Restrictions Discussion/Info. Only Ord. 1790 eff. 7/30/90 Approved
6. Water Rates - Proposed Increase Ord. 1789 - Overage rate increased to 85¢ eff. 8/1/90
7. Pipeline Update; Misc. Water Issues Information Only

LEGAL MATTERS:

1. J. M. Montgomery Contract Update \$35,000 Approved (additional)

ORDINANCES & RESOLUTIONS:

1. Ord. regarding Okada Rezone Postponed
2. Resolution amending Personnel Rules regarding Recruitment Res. 1435 Approved
3. Res. amending Personnel Rules regarding Promotion Res. 1436 Approved
4. Paul Moon to be appointed Pro Tem Judge/Cascade Dist. Court Approved
5. Transpo Contract Amendment Extension Approved

STAFF'S BUSINESS:

MAYOR'S BUSINESS:

CALL ON COUNCILMEMBERS:

ADJOURNMENT INTO EXECUTIVE SESSION:

12:00 midnight

EXECUTIVE SESSION:

Personnel & Litigation

RECONVENE & ADJOURN:

Approx. 1:00 a.m. 7/24/90

MARYSVILLE CITY COUNCIL MINUTES

JULY 23, 1990

7:30 p.m.

Council Chambers

PRESENT: Rita Matheny, Mayor
Councilmembers:
 Ken Baxter, Mayor Pro Tem
 Dave McGee
 Dave Weiser
 Donna Pedersen
 Donna Wright
 Bob Lashua
 Lee Cundiff
Administrative Staff:
 Phil Dexter, Finance Director/City Clerk
 Carolyn Sanden, City Administrator
 Jim Allendoerfer, City Attorney
 Mike Corcoran, City Planner
 Dave Zabell, Public Works Director
 Larry Wade, Engineering Consultant
 Bob Dyer, Police Chief
 Wanda Iverson, Recording Secretary

CORRECTED: SEE
MINUTES

8/6/90

CALL TO ORDER:

Mayor Matheny called the meeting to order at 7:30 p.m. and led the flag salute.

ROLL CALL:

Finance Director/City Clerk Dexter called the roll with all members present/absent as indicated above.

MINUTES OF THE PREVIOUS MEETING:

Councilor Pedersen noted in the minutes of the 7/9/90 meeting, that "Renford" should be "Branford" at the top of the second page under Library Feasibility Study.

Councilor Weiser asked about guidelines having been set up for an "excused" vs. an "unexcused" absence and Mayor Matheny appointed him and Councilor Lashua to confer with the City Attorney and bring back guidelines for City Council approval.

CORRECTED: SEE
MINUTES

8/6/90

Councilor Wright noted the word "pedestrial" should be "pedestrian" in the fourth paragraph, page 2.

Councilor Cundiff moved and Councilor Wright seconded to approve the minutes of the 7/9/90 meeting as corrected. Passed unanimously.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Sharon Olson, 6132 56th Pl. NE, addressed Council and stated she wished to discuss the proposed Cruising Ordinance. City Attorney Allendoerfer assured her this was on the agenda for later this evening.

CONSENT AGENDA:

1. Approval of 7/23/90 Claims Check No. 20646 to Check No. 20819 with voided Check No. 20647, 20655 & 20656 in the amount of \$324,963.28.
2. Personnel Report.

Councilor Weiser moved and Councilor Pedersen seconded to approve Consent Agenda Items 1 & 2. Passed unanimously.

PRESENTATIONS: None.

PETITIONS & COMMUNICATIONS: None.

PUBLIC HEARINGS: None.

REVIEW BIDS: None.

CURRENT BUSINESS:

1. Proposed Garbage Rates.

Finance Director Dexter referred to the information in the packets and the draft ordinance, noting that the senior rate is to be replaced by the mini can rate and there is a 35% increase across the board. He noted this increase will only provide very short term stop-gap measures for the next year and would actually recommend 40%. He also noted that rates may have to be adjusted again once recycling is in force.

Councilor Cundiff referred to a discussion that took place at the last Council meeting regarding Waste Management Northwest's lower container/commercial rates and said if the City can't meet or match their container rates, perhaps the City should turn over the business to Northwest. He said he is also concerned about rate changes again in 6-8 months as well as subsidizing of rates by the City.

Finance Director Dexter referred to his recommendations on page 2 of his letter in the packets, noting that in addition to the stop-gap increases, a cost analysis of tonnage by class, needs to be done in order to determine a more equitable rate structure. He noted that Arlington has their own garbage service, similar to Marysville, and their rate is \$8.85/can, \$45.50 for a one cubic yard container, \$184.70 for a four cubic yard container per month.

Councilor Pedersen asked about the 35% increase covering the City costs and Finance Director Dexter said for the first 5 months, it would lack about \$1,000/mo. from breaking even but the \$80,000 surplus can subsidize that for a few months, although he did note the surplus was originally intended for equipment replacement purchases.

Councilor Cundiff asked about the container rate subsidization and/or contracting out this part of the business and Finance Director Dexter said at this point, the City would have to increase the residential rate in order to make up the container loss but the residential and commercial accounts should be able to support themselves without subsidization.

Councilor Baxter agreed that the study should be done to determine tonnage by class and discussion followed concerning Northwest's rates, Marysville's cost breakdown and the need for a study, subsidizing, self-supporting rates, equitable rates, Marysville having historically included all taxes (over 5%) so other rates would have to be increased by that in order to compare with Marysville rates, Christmas tree pickup, curbside recycling effective 1/1/91, temporary rates only until a study is conducted, 40% rate increase in order to break even at this point.

There was further discussion about a proportional reduction in rates should it be determined that 40% is too high once the study is done, but also keeping the rates high enough to produce recycling incentives. Councilor Pedersen noted that Marysville residents are of a recycling mind set already and City Administrator Sanden added that the County will not allow recyclables to be commingled in with regular refuse. She recommended Councilor Baxter, Dave Zabell, Phil Dexter plus one other person meet to discuss this further and to do the tonnage by class determination.

Councilor Baxter guessed that probably what will happen is with the higher rates, there will be a decrease in tonnage, at least at first, but that the City needs to pass a temporary increase in order to take care of the new tipping fees.

Councilor Cundiff agreed, stating it does not make sense to subsidize.

Councilor Baxter moved to adopt Ordinance 1788 with a 40% increase in garbage rates.

CORRECTED: SEE
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Councilor Pedersen stated she would second the motion if it were amended to include obtaining additional information and adjustment of rates based on the study.

Discussion followed regarding the mini can rate (19 or 20 gallons), who would determine the rates based on the size of the can put out, should cans be labeled with their size, volume versus weight, low income senior rates, encouraging less garbage to be collected, increased rates decreasing the amount of garbage, enforcement, 19 gallon cans not sold locally, the rates only being temporary until the study is done, the rate structure being too confusing for people, going back to the regular size can for seniors.

Councilor Baxter amended the motion to adopt Ordinance 1788 as presented with \$4.50 low income senior rates and a 40% increase effective September 1, 1990. Councilor Pedersen seconded and the motion passed unanimously.

NEW BUSINESS:

1. Proposed Cruising Ordinance.

Police Chief Dyer addressed Council, stating there has been an influx over the last year in cruising of State Avenue which has resulted in a lot of personnel time. He quoted some statistics for 7/13 & 7/14, noting about 11 cruising related incidents. He stated the complaints are generated by businesses and McDonald's has had to hire an off duty officer in order to control the problem in their parking lot. He noted also that in talking with the Everett PD, it is felt that Marysville's problem will probably get worse because kids coming from other communities are well informed about the City of Marysville not having a No Cruising ordinance, such as Everett has. He said he recommends adopting a No Cruising ordinance, similar to Everett's (in packets) and noted there are other alternatives such as dances, auto shows and other activities for teenagers to show off their vehicles. He agreed that it is considered "cool" for the teenagers to hang out in parking lots, also but felt Marysville needs a community center of some kind because there are reports of vandalism to closed businesses.

Mayor Matheny said she knows there is a problem at the Jack in the Box, that she receives telephone calls about the kids hanging out in their parking lot and there have been several attempts over the years to obtain a place for the kids to go with their cars.

Councilor Baxter pointed out that the kids love to show off their cars and the ones who have nice cars are not necessarily into dancing. Discussion followed about alternatives for the young people, lack of police resources, the young people possibly coming up with alternatives and making recommendations to the police chief, kids putting their money into cars instead of drugs.

Scott Olson, 6132 56th Pl. NE, addressed Council and stated it is mostly other kids from out of town that are causing the trouble, that local kids have to live in this town and are not the trouble-makers. He said he would be interested in the list of businesses complaining and then the kids would be sure to stay away from them.

Craig Muser, 1048 Beach, addressed Council and explained that the kids just like to visit with each other, mainly, that they really don't want to go to dances. He said he goes to Jack in the Box a lot, the owners have given their permission. And when the cops came along, they refused to go inside and check with management as far as the permission, he said. He noted that Herfy's don't complain, that the kids need a place to go and a lot of Marysville kids get into trouble because of the kids from out of town.

Councilor Weiser asked if Mr. Muser had noted any gang activity and Mr. Muser said no, he hadn't.

Councilor Pedersen said she would like to see a committee set up.

(There were several parents and teenagers in the audience.)

Mrs. Olson, from the audience, indicated that they would be willing to work with the teenagers, police and Council in order to come up with some alternatives and equitable solutions to the problem.

Mayor Matheny appointed a committee made up of Councilor Baxter, Police Chief Dyer, Jim Ballew, some young kids, interested parents, and the City Administrator, with the contact person to be Sharon Olson, representing the kids and the parents. She thanked them for coming before Council and for their interest in the community.

CURRENT BUSINESS:

2. Proposed Budget Amendments.

Finance Director Dexter noted that since the first of the year, staff has received a number of changes to the budget. He referred to the packets and noted \$131,710 worth of items have been requested from the General Fund which have basically been approved already by Council and an additional \$40,250 worth of items are coming up. He noted that the increased sales tax revenue will cover these items.

City Administrator Sanden made note of one item that was excluded: \$17,000 for a jail van for the Police Dept. which will be paid for by the insurance recovery on another vehicle.

Finance Director Dexter noted the exact amount would actually be \$9615.00 and there was discussion about the car being used for transporting of prisoners from Everett.

City Administrator Sanden noted also that the Fire Dept. will be making a presentation to Council and also have some requests.

Councilor Pedersen questioned the wage increase item and City Administrator Sanden stated that would be covered, as would the comparable worth studies, by the original 5% budget increase/amendment request.

Councilor Pedersen asked about the court computer system peripherals and stated she would have preferred that those be itemized out or else included in the total package.

Councilor Pedersen moved to approve the 1990 budget amendments as proposed and to proceed with the ordinance. Said budget amendments to include the police car and the total being \$181,575. Councilor McGee seconded and after a brief discussion about the Y request, the motion passed unanimously.

3. Aeration Equipment.

Public Works Director Zabell referred to the packets and stated the request is for three additional 25 hp aerators, as previously proposed, for the sewer lagoon, at a cost of \$7375 each plus sales tax.

Councilor Cundiff moved to authorize purchase of the three aerators for a total cost of \$22,125 plus sales tax. Councilor Weiser seconded and the motion passed unanimously.

NEW BUSINESS:

2. Southeast Annexation - 10% Petition.

City Planner Corcoran explained this is next to the Griffore annexation and would have created an island and that is why the City Council asked that it be included. He added it was thought there was a sufficiency of petition but it was found to be slightly shy of 60%. The request is for boundaries to be established and to allow a petition to be circulated within the annexation area, with

said annexation area to be subject to City's bonded indebtedness and adoption of the City's Comprehensive Plan. In answer to Councilor Pedersen's query, he said he believed the current Comp Plan zoning is RR 9600.

Councilor Weiser asked about the 40 acres in the corner.

Rick McArdle of Wight & Hardt, 2917 Pacific, Everett, addressed Council, representing the property owners, and stated they believe this to be the best boundary they could come up with, that it represents 56% in favor of the annexation at this time and they believe they can attain 60% by August 27, if that is set as a public hearing date. Regarding the corner at 67th & 44th, he stated that area has an extremely high assessed valuation and the property owners in that excluded section are not in favor of the annexation. It was noted that the proposed annexation area is on PUD water or approved wells.

Discussion followed regarding the condition of the road at the corner of 67th & 44th (poor), creation of an island if the corner is not included, the Boundary Review Board liking squared off, regular boundaries. There were comments about other Boundary Review Board rulings. Mr. McArdle stated they did make an honest attempt to talk with the people in the 67th & 44th square corner area but they did not wish to come in at this time. As far as 79th being established as the easterly border, he noted that is the easterly limit of the RUSA boundary and they feel confident that area will eventually be included in the annexation area.

Councilor Lashua asked about a public hearing prior to the 60% sufficiency of petition and City Attorney Allendoerfer stated the 60% should be received prior to advertising of the public hearing.

Councilor Lashua moved to accept the petition for annexation on the basis that the proponent can bring in an additional 4% at which time a public hearing to be requested; annexation to include acceptance of the City's bonded indebtedness and Comp Plan zoning. Councilor Baxter seconded and discussion followed regarding the Boundary Review Board, squaring off of boundaries, the public hearing process.

Councilor Lashua then withdrew his motion and Councilor Baxter withdrew his second and there was more discussion about the 40 acres on the corner of 67th & 44th, the annexation boundary going west to 63rd may divide some property, 60 acres to the east.

Mr. McArdle stated that unless there's a change of heart, they don't think they can obtain a 60% sufficiency of petition if the 67th & 44th corner is included in the proposed annexation area.

Councilor Pedersen noted that inclusion of the corner would be a logical annexation area and Councilor Baxter asked about the acreage to the east. Mr. McArdle said they have talked with the people to the east (5 acre tracts) but there was not enough support.

Councilor McGee said he would like to see the corner at 67th & 44th included in the annexation area to square off the boundary.

Councilor Weiser moved to accept the proposed annexation but with the inclusion of properties at the corner of 67th & 44th to square off the boundary, but to exclude the 5 acre tracts to the east. Said annexation area would adopt City's bonded indebtedness and Comp Plan zoning. Councilor McGee seconded and the motion passed unanimously.

3. Spoelstra Variance to Ordinance 1763.

Public Works Director Zabell noted the property does not have sewer vesting rights however information has been submitted testifying to septic tank/drain field failure/problems.

Hank Spoelstra, 5621 88th St. NE, addressed Council, noting he does have a problem with the sewer but also, it was his understanding that some kind of sewer assessment had been previously paid to the City on this property.

Public Works Director Zabell explained that in order for the applicant to build a larger house, he needs to improve the drain field or hook up to the sewer and that in checking, no record of a ULID or assessment having been paid was found. He noted that the sewer main line does run down 88th.

CORRECTED SEE 8/6/90
MINUTES

City Attorney Allendoerfer noted that a variance could be granted if a health emergency exists and it was determined that he has a saturated drain field and no repair or cleaning is possible.

It was noted that the applicant's property is 264 x 165, he is on a well at this time but if he hooks up to sewer, he will have to also be hooked up to City water. Discussion ensued regarding the sewer moratorium, about possible subdivision of the property in the future.

Councilor Lashua moved to grant the variance because of the existence of a health hazard and on the condition he connects to City water also. Councilor Baxter seconded and the motion passed unanimously.

4. Rewriting/Revisiting Sewer Moratorium Ordinance 1763-Discussion.

City Attorney Allendoerfer explained that he is working toward a public hearing date of 8/13/90 and identifying facts for a new ordinance. He is looking at whether there is any additional flexibility of capacity with aerators and at this time, he said it appears as though there is no additional flexibility. Another question is whether the City would allow public hearings for developments as long as the contractor promises not to connect to the sewer and the third alternative is looking at trade off ideas for connections, eg. if there is no net increase in sewage, by way of retrofitting toilets, using the step system with only grey water going into the City system. He concluded that it's possible with these innovative ideas of no net increase being acceptable to Council, that the ordinance can be rewritten. He did note, however, that if information proves that the BOD/influent has not improved substantially, the City may have to tighten up the ordinance/vesting rights.

He mentioned the EIS being prepared, to be completed in November or December and that possibly a public hearing regarding the possible lifting of the sewer moratorium should be delayed until after completion of the EIS. He admitted that the "no net increase" issue has some possibilities and stated a couple of developers were interested in submitting some ideas to Council.

Wendell Johnson of Reid Middleton, Lynnwood, addressed Council, representing owners of an industrial park just north of Marysville city limits. He referred to the letter in the packets and noted the water and sewer conservation ideas outlined, with his client's setting up of a \$50,000 fund to enact such conservation measures, would create a win-win situation for both the City and the developer. He talked about the step system with a separation of sludge from grey water, retrofitting of toilets and showers in residential units, lining of sewer mains.

There was considerable interest and discussion. Councilor Pederesen commended them on their research and innovativeness but asked how they were planning on dealing with the main problem--dealing with the DOE, our having to file an EIS and do a hydrology study.

City Attorney Allendoerfer stated Larry Wade has written a letter to the state regarding this proposal. He also noted the question is whether this fund would balance out the total need of mitigation and he noted also that the first developer may profit but not

the rest of the developers after that.

Mr. Johnson noted that the development of the industrial park would be extended over several years but City Attorney Allendoerfer pointed out the City's need to consider potential liability with a partial/incompleted project.

5. Water Conservation Program - Amend Emergency Sprinkler Restrictions.

CORRECTED: SEE 8/16/90
MINUTES

Larry Wade addressed Council and handed out some additional information. He paraphrased his 4-page letter in the packets and showed various samples of kits other cities make available, either free of charge or at a small charge, for altering toilets, shower heads, faucets, etc. He noted there are a lot of informational pamphlets that could also be printed up and made available for the public. He said his suggestion would be to make kits available on a rebate program, for retrofitting of toilets (he noted toilets are the biggest water user in residences) and shower heads (the second biggest water user). Under this rebate program, he noted the City would save 50% of the water consumption over two years and the kits can be purchased (the deluxe one) from Sears for about \$100. The program would be similar to the PUD energy conservation/rebate program. Another alternative could be simply making the information available so that people could voluntarily retrofit their own toilets and shower heads, he said, and as far as new service, he would recommend no new service being allowed unless it meets the low use requirements.

Councilor Weiser asked specifically about Wendell Johnson's proposal about the developer providing for retrofitting and what subsequent developers could do in the area of conservation.

Larry Wade responded that beyond 6000 homes, there would be no more homes to retrofit--it would be a good program and would benefit both the user and the City, though.

It was noted that the amended UBC is requiring new construction to have low flush toilets but Larry Wade is recommending the ultra-low flush toilets. He noted that Puget Power is experimenting with free vs. bought conservation devices and that he calculated out obligations and vested rights under ULID 3 and they could end up with a savings of 15,000 gallons a month. As far as the septic/step system, he said there is still a degree of treatment and it's not strictly grey water being sent to the City system, but it certainly does amount to some conservation.

There was discussion about design of low flush toilets vs. adaptive devices for creating low flush toilets, the possibility of having a free faucet aerator device program as advertised on T.V., conversion of all toilets in order to attain maximum savings.

City Administrator Sanden then presented a sprinkling pamphlet from the City of Everett and Seattle who have every third day sprinkling vs. every other day as Marysville does.

There was further discussion regarding new construction, the UBC requiring low flush toilets effective 7/1/90, ultra low flush toilets by 7/1/73; possibility of grants being available; press releases (newsletter); insert in utility billings; changing of minimum monthly gallonage and overage rates; incentives and the educational process; the fact that the majority of Marysville is made up of responsible citizens who will cooperate with the water conservation measures.

6. Water Rates - Proposed Increase.

Finance Director Dexter explained that the City has been purchasing excess water from PUD since 8/4/88, with October, 1989 and May of 1990 being the two highest months so far. He referred to the agenda bill and proposed ordinance in the packets regarding increa-

sing overage rates to 85¢ for both in-city and out-of-city customers which would in turn promote water conservation, he noted. He also noted that Arlington increased their garbage, water and sewer rates as of August 1 and all their rates are comparably much higher than Marysville's.

Discussion followed regarding increasing water conservation, the comprehensive water study to be completed by December, temporary increases, increasing all utility rates all at the same time, the fact that the City is losing revenue on PUD intertie water which was for emergency use, PUD rates not being competitive.

Councilor Baxter moved approval of Ordinance 1789, effective 8/1/90 increasing the overage rate to 85¢ per 1,000 gallons over 5,000 gallons per month for both city and rural customers. Councilor McGee seconded and the motion passed unanimously.

7. Pipeline Update; Miscellaneous Water Issues.

City Attorney Allendoerfer explained J. M. Montgomery has requested an additional \$35,000 (\$25,000 for engineering fees and \$10,000 for equipment). Public Works Director Zabell added that this would be for calibration of the water system, that pressure meters and a computer were installed just before the heat spell as required by DOH.

Councilor Baxter moved to approve Amendment #3 to the J. M. Montgomery Contract, for an additional \$35,000. Councilor Cundiff seconded and the motion passed unanimously.

LEGAL MATTERS:

1. J. M. Montgomery Contract Update - Discussion/Information Only.

City Administrator Sanden briefly outlined the EIS schedule, noting there has been an inundation of water hookup requests and she requested a rubber stamp that explains to the applicant the current status. She also apprised Council of possible costs related to storage of pipe in the event of construction delay and in the event of the necessity of winter construction.

City Attorney Allendoerfer reported Hewlett Packard has requested \$4,000 for the City to buy right of way from them and discussion followed concerning fire protection for Hewlett Packard, their being on Lake Stevens sewer and PUD water, metering, surveying and real property staff time putting the cost of right of way up.

Councilor McGee moved and Councilor Wright seconded to authorize payment of \$4,000 to Hewlett Packard to purchase water pipeline right of way from them. Passed unanimously.

City Administrator Sanden then referred to the water/sprinkling pamphlets again and noted that it consists of a calendar for sprinkling every third day and that under Marysville's water ordinance, the mayor can impose this schedule.

There were comments regarding advertising sprinklering days on Channel 18, the necessity for water conservation, guidelines for washing vehicles, every third day sprinklering putting Marysville in line with Everett and Seattle.

Councilor Baxter moved and Councilor McGee seconded to adopt Ordinance 1790 that would provide for mandatory sprinklering no more than every third day, as per City of Everett's schedule, effective 7/30/90. Passed unanimously.

ORDINANCES & RESOLUTIONS:

1. An Ordinance Regarding Okada Rezone.

Postponed.

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2. A Resolution Amending the Personnel Rules Regarding Recruitment.

City Administrator Sanden explained that the current rules provide that a vacancy be posted for 5 days prior to going outside and also give preference to current City employees. The change involves striking the words "prior to advertising outside" so that the vacancy can be advertised simultaneously both inside and outside. She noted that in one case, where a position was created and no one was interested within, the current rule caused a 5 day delay for a position that was urgently needed to be filled.

Councilor Cundiff moved and Councilor Wright seconded to adopt Resolution 1435 making the change in the personnel rules. Passed.

3. A Resolution Amending the Personnel Rules Regarding Promotion.

City Administrator Sanden referred to the proposed resolution and noted under section 2, first paragraph, "4" would be replaced with "5" to be consistent with Resolution 1435. The 2.5% pay increase is also included in this resolution for promotion.

There was discussion regarding the City Administrator using discretion in posting a position simultaneously outside and inside.

Councilor Wright moved and Councilor Pedersen seconded to adopt Resolution 1436. Passed unanimously.

4. Paul Moon to be appointed pro tem Judge/Cascade Dist. Court.

City Attorney Allendoerfer explained that Larry Trivett is used most often to sit in for Judge Wisman and Paul Moon and Bob Atwell are not used very often. The approval as pro tem judge would be on an as needed basis.

Councilor Lashua moved and Councilor Weiser seconded to authorize the Mayor to approve Paul Moon as judge pro tem. Passed.

5. Transpo Contract Amendment.

Public Works Director Zabell explained the amendment would allow the contract to run for 645 days--from June, 1989 to Dec. 31, 1990 with an additional 90 days review by the State. He noted Transpo will be making a presentation tomorrow night at the Planning Commission meeting, that the Comp Plan and transportation plans are to be dovetailed, that the pavement and funding issues still have to be addressed. He added that this is the second amendment to extend the time line.

Councilor Baxter moved to authorize the Mayor to sign the extension, Councilor Wright seconded and the motion passed unanimously.

STAFF BUSINESS:

City Administrator Sanden announced the Fire Dept. presentation will be at the Tulalip Inn in the Everett Room, 9/8/90 with continental breakfast at 8:30 a.m. and meeting to begin at 9 AM.

She noted also that a workshop needs to be set up to establish the 20 year urban area boundaries as required by HB 2929, keeping in mind that water, sewer and Comp Plan boundaries all should be compatible.

There was discussion about Marysville's boundaries going up to 172nd, PSCOG growth forecasts for the various surrounding communities, 2929 requirements, 105,000 population to be redistributed from rural to urban areas in Snohomish County, the possibility of including Smokey Point in Marysville, availability of maps from Snohomish County Tomorrow, the fact that the county population is growing faster than the cities within the county, need for infrastructure.

CALL ON COUNCILMEMBERS:

Councilor Lashua asked about the meeting on 7/30 and City Administrator Sanden explained that was for establishing the urban boundaries but the meeting on the 30th has now been cancelled. She suggested an alternative of 8/20/90 to set the boundaries, noting they would not be cast in concrete.

There was more discussion about interconnecting/interrelating issues, forecasted population, development of infrastructure, siting of employment and industry, business parks but no date was finalized.

Councilor Cundiff mentioned a concern about bums and beer bottles in Jennings Park and there was discussion about the caretaker's duties, enforcement, possibly posting certain hours for the park, noting that drinking is not legal in the park; City Administrator Sanden to check further on this matter.

Councilor Baxter brought up the subject of prevention of hog fuel and sawdust fires at the mills and their using up all the water. Discussion followed regarding the fires being a nuisance, causing extra manpower to respond to the fires, possibility of writing a letter to the mills, possibly requiring a sprinkler system, checking further with Doug Ronning, spontaneous combustion, tying up fire fighting equipment, fires causing a distraction on the freeway, what to do about tire disposal and what would happen if we were to have a tire fire. City Administrator Sanden to check on Everett's tire disposal ordinance.

Councilor Weiser had a comment about flag replacement, Councilor McGee asked about implementation of E-911 (October, 1990?) and he also reported that the Seniors Against Crime picked up 90 signs last weekend (illegal garage sale signs, etc.).

MAYOR'S BUSINESS:

Mayor Matheny commended Jim Ballew for the great job in organizing programs and support for the visiting Soviets. She also mentioned having attended the Tulalip Pow Wow and the Goodwill Games Opening.

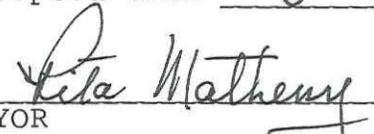
It was announced that at the 8/6/90 meeting, Mary Swenson will be presenting the 45 minute video about Marysville.

ADJOURNMENT INTO EXECUTIVE SESSION: 12:00 midnight.

EXECUTIVE SESSION: Personnel & Litigation issues.

RECONVENE & ADJOURN: Approx. 1:00 a.m. 7/24/90.

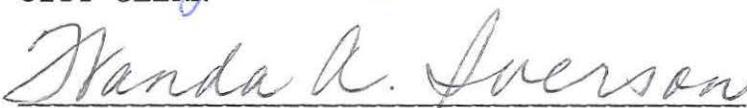
Accepted this 6 day of August, 1990.



MAYOR



CITY CLERK



RECORDING SECRETARY