

MINUTES RECAP

00014

MARYSVILLE CITY COUNCIL MEETING JULY 13, 1992

CALL TO ORDER: 7:00 p.m.

ROLL CALL: All present

MINUTES OF PREVIOUS MEETING: 6/29/92 & 7/6/92 Approved

STAFF'S BUSINESS:
MAYOR'S BUSINESS:
CALL ON COUNCILMEMBERS:
AUDIENCE PARTICIPATION: Jim Toomey, Wade Price & Rex Walker

PRESENTATION: None

PETITIONS & COMMUNICATIONS: None

PUBLIC HEARINGS: None

CONSENT AGENDA:
 1. June Payroll Claims - \$465,313.63 Approved
 2. 7/13/92 Claims - \$457,012.46 Approved

REVIEW BIDS: None

CURRENT BUSINESS: None

NEW BUSINESS:
 1. Police Bike Patrol; Concept for Marysville Community Policing Approved
 2. Robert Johnson; Utility Variance Approved
 3. Martin/Walla Annexation; 10% Petition/Boundary Establishment Approved

ORDINANCES & RESOLUTIONS:
 1. Resolution Establishing City-Wide Adopt-A-Street Program Res. 1563 Approved
 2. Res. Adopting a "City of Msvl. Recycled Procurement Policy" Res. 1564 Approved
 3. Res. Amending Personnel Rules Adding a New Section to Chap.XIV - Affirmative Action Policy. Res. 1565 Approved

LEGAL MATTERS:
 1. Boeing Mitigation Agreement Mayor auth. to sign
 2. Parkview Estates Plat - Park Dedication Approved
 3. Dog Obedience Instructor Contr. Continued to 7/27/92

ADJOURNMENT INTO EXECUTIVE SESSION: 9:50 p.m. to 10:41 p.m.
 1. Potential Litigation City to purchase Rowe
 2. Real Estate property off 80th St. for ROW

RECONVENED & ADJOURNED: 10:45 p.m.

MARYSVILLE CITY COUNCIL MINUTES

JULY 13, 1992

7:00 p.m.

Council Chambers

Present: Dave Weiser, Mayor
Councilmembers:
 Donna Pedersen, Mayor Pro Tem
 Dave McGee
 John Myers
 Ken Baxter
 Donna Wright
 Mike Leighan
 Otto Herman
Administrative Staff:
 John Garner, City Administrator
 Grant Weed, City Attorney
 Steve Wilson, Finance Director/City Clerk
 Dave Zabell, Public Works Director
 Gloria Hirashima, Planning Director
 Bob Dyer, Police Chief
 Wanda Iverson, Recording Secretary

CORRECTED: SEE 7/27/92
MINUTESCALL TO ORDER:

Mayor Weiser called the meeting to order at 7:00 p.m. and led the flag salute.

ROLL CALL:

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

MINUTES OF PREVIOUS MEETING:

Councilor Pedersen moved and Councilor Wright seconded to approve the minutes of the City Council Workshop June 29, 1992 as written. Passed unanimously.

Councilor Pedersen made a correction on page 8, in the third paragraph of the July 6, 1992 minutes, noting that she is with the Washington Dental Service not the Washington Dental Association.

Councilor McGee moved and Councilor Myers seconded to approve the July 6, 1992 minutes as corrected. Passed unanimously.

STAFF BUSINESS:

Finance Director Wilson explained that under the Grove St. Improvement project, which totalled out at \$445,941, the City applied for a community block grant in the amount of \$150,000, and these funds have just been received, he reported.

City Administrator Garner said 24 applications for the Assistant Finance Director position have been received, to be reviewed soon. He said they are going to post the Building Official position this week with a deadline of 7/28 or 7/29/92. He reminded Council of the Towns & Cities meeting at Lynndale Park at 6:30 p.m. 7/23/92.

Public Works Director Zabell reported the Corps permit has been received, with a slight modification on the DOE process. He also reported a drawing has been received from DOT and there was a slight change on the 528 Improvement project at Cedar & 528, with two parking spaces to be removed so that southbound traffic on Cedar can use that as a right hand turn lane. There were some other changes to left hand turn lanes and through lanes, that he explained also.

CORRECTED: SEE 7/27/92
MINUTES

MARYSVILLE CITY COUNCIL MINUTES
JULY 13, 1992
Page 2

Councilor Baxter asked about northbound traffic and through lanes and Public Works Director Zabell explained they are going to put vehicle protectors in; it will be a free right turn, parking spaces will be removed to allow large trucks to turn and the fact that trucks need a 50' turning radius to turn.

There was discussion about turning movements, storage, left hand turns, widening, increased traffic, two parking spaces adjacent to the BP Station to be removed, length of traffic lights and it was the consensus to accept the DOT's modifications.

Planning Director Hirashima reported that the Planning Dept. will be doing a foot census this week in the Quil Ceda Auto Annexation, that there will be a neighborhood meeting next Wednesday at Marshall Elementary for the Northwest Annexation, 8/20/92 is the Boundary Review Board hearing for the Northwest Annexation, that the Planning Commission can meet with the Council next Tuesday, 7/21/92 or 7/28. She noted an appeal to the DNS was received from the Marysville Community Action Network on the Sensitive Area Ordinance. After a brief discussion, 7/21/92 was tentatively chosen as the date for the Council and Planning Commission to meet jointly.

MAYOR'S BUSINESS:

Mayor Weiser reported he had checked into the pictures to be hung in the Public Safety Building and they should be put up next week in the hallway. He stated Eric Thompson would like to set up a time next week for the Northpointe dedication to be viewed by City Council and he reported that he had received favorable phone calls from people who live in Hidden Lakes Estates regarding the City Street Dept. cleaning up 104th.

CALL ON COUNCILMEMBERS:

Councilor Myers talked about Nature's Window and what a valuable piece of property it is. He noted it would probably take a lot of money to acquire and make safe for residents.

Councilor Pedersen reported that she had an opportunity to observe the Olympia City Council in session on live closed circuit TV; it was a special public hearing on mitigation fees and they had a large number of people who wished to testify. One thing she recommended Marysville City Council do in public hearings is call on the speaker as well as naming the next "on deck" speaker, which seemed to speed up the process in Olympia, she said. She asked Finance Director Wilson about the department coded as 16 and he said he would check into her query and get back to her.

Councilor Wright reported she will be out of town 7/27/92 and asked about the Model Land Use Capacity inventory progress.

City Planner Hirashima said she did not know where that was at right now and would report back.

City Attorney Weed said there are some significant changes that will need to be made and he will get it back to the Planning Dept. as soon as possible.

Councilor Leighan reported the Parks Board met 7/8/92 and one of the topics was the Brookwood Heights Park clean up, which has not been completed yet but is scheduled to be very soon. He reported the Playground Parks Program has a 100% participation this year, with several children on the waiting list. He said the TV equipment (for televising community events) decision needs to be made

MARYSVILLE CITY COUNCIL MINUTES
JULY 13, 1992
Page 3

soon, AEI music is back on now and he asked about weed eating at 73rd & Grove, the grassy area that's been complained about before.

Public Works Director Zabell stated the Street Dept. is putting together a schedule for weed eating and mowing.

Councilor Herman commented that with regard to Mother Nature's Window it would be a nice area for the City to promote and possibly come up with some creative funding ideas for acquisition.

Mayor Weiser stated that Roger Kelley is going to look at quotes for wiring the Public Safety Building with a new sound system.

AUDIENCE PARTICIPATION FOR NON-AGENDA ITEMS:

Jim Toomey, 14624 Connelly Rd., Snohomish, Director of Northwest Composites, Marysville, addressed the Council. He explained a little bit about the facility, noting they currently employ 350 to 400 people just north of town and they want to add a 68,000 sq.ft. warehouse. He stated they do about \$45 million in sales a year. He said they were assessed \$89,000 in order to hook up to Marysville utilities and they are looking for some relief. He handed a sheet out to Council of comparative fees.

Mayor Weiser noted that Everett's fee would be \$2300 for a similar facility, plus ULID fees.

Mr. Toomey said Mukilteo has a fee structure similar to Marysville and they are also in an expanding mode but their fees would only be \$13,000 compared to Marysville's \$89,000. He stated Northwest Composites has made a commitment to use less water and he reviewed their circumstances when they came before Council 2-1/2 years ago. He said they would appreciate a lowering in rates retroactive to their appearance before Council and subsequently being granted hookups to Marysville utilities. He stated they feel they are being penalized for being 2 blocks out of City limits and they are only asking for two bathrooms.

Councilor Pedersen asked about the water hookup fees in Marysville and Public Works Director Zabell stated his hookup fees include Capital Improvements and connection fees. He added that the City has long had a policy of having to help pay for the Capital Improvements and these were paid in part by residents and revenue bonds and included such capital improvements as the Everett transmission pipeline, the wastewater treatment facility upgrade, reservoir, transmission and other improvements. He noted these capital improvements either have to be paid for through revenue bonds and/or new customers and the assessments are based on the square feet of the building.

Mr. Toomey noted that Northwest Composites has been involved in paying for the capital improvements all along and are going to end up paying 8% of Marysville's total wastewater treatment facility upgrade of \$500,000, \$30,000 for water and \$59,000 for sewer. He noted they could provide their own water and they are only going to have 3 employees in the subject warehouse building.

Public Works Director Zabell explained it is a problem of water flow for fire protection and he explained the rate structure.

Mr. Toomey asked if there had been any feedback from any large buildings such as this. He said he didn't believe there were any other situations similar to this in Marysville and he referred to Mukilteo's rates once again.

MARYSVILLE CITY COUNCIL MINUTES
JULY 13, 1992
Page 4

Public Works Director Zabell stated Mukilteo's rates are very different from Marysville and we are trying to make new growth pay for the water and sewer facilities.

Mayor Weiser asked about a variance and City Attorney Weed said part of the code has a variance provision but not for the relief Mr. Toomey is looking for from the capital improvements.

Councilor Myers expressed a concern about the high fees when the City is trying to attract businesses to our community.

There was discussion about the Northwest Annexation and the fact that Northwest Composites would pay lower utility rates once annexed. Mr. Toomey indicated that they are going to have to have a resolution very soon because they are paying \$5,000 per day and they may just have to look for another location, possibly.

Councilor Herman asked how long it will be before they will need the actual connection and Mr. Toomey estimated Sept. 30th.

Public Works Director Zabell stated they would save about one-third if they became annexed; it would be considered a new building but a warehouse would get a 50% reduction, he stated.

Councilor Pedersen said she agreed this seems like an awful lot of money and she said she would like to see it made easier for a business to stay in Marysville.

Public Works Director Zabell gave a breakdown of the water and sewer assessments.

Mayor Weiser asked about their usage and Mr. Toomey estimated 200,000 to 400,000 gallons. He added they would have had this building built if it weren't for the county process and he reminded Council of the variance that was granted by Marysville in 1989 and he said they would just like to be grandfathered into what the rates were at that time.

City Attorney Weed noted that the rate is generally assessed at the time the building is completed and ready for occupancy.

Mr. Toomey stated they had asked for a connection/variance but did not have a building permit at the time.

Councilor Pedersen stated she would like to see Grant Weed and Dave Zabell go back over the calculations and try and see if there is any way the City can help them out.

Mayor Weiser commented that the Northwest Annexation might go through 8/20/92.

Councilor Herman said as he understands it, the fees don't get paid until the connection takes place at the end of September.

Mr. Toomey indicated that they can wait but pointed out that Northwest Composites is the second largest employer in the City and they would like some consideration here.

Councilor Pedersen said she feels they have very valid concerns and restated that she would like staff to take another look at this and come back in two weeks and then Council can make a decision at that time with more information before them.

Councilor Baxter said he would like to remind everyone of the rate structure and how we got to this point.

MARYSVILLE CITY COUNCIL MINUTES
 JULY 13, 1992
 Page 5

Councilor Herman said he would like to take another look at the calculations.

Mr. Toomey said he would like to see an adjustment as far as ware-based on the public feedback, she calculated it to be 72.4% in house use; he said he thinks it should be more like 90% vs. 50%. He added that they have remodeled the current building twice and expect the building to last a long time, a minimum of 20 years. He said they need to prepare for construction now, moving utilities, etc. and they don't want to pay \$90,000. He explained this is 10% of the value of the building and that he thought they had to pay even more for the permits.

Public Works Director Zabell pointed out that they don't have to pay the hookup until they hook up.

Wade Price, addressed the Council. He explained he lives at 73rd and 71st next to where they are putting in a Munson Park improvement, changing the grade and there is a lot of concern as far as lack of notification from the City, etc., he said. He said he has had a very difficult time trying to find out what's going to be done and he noted his property has lost 1000 sq. ft. in encroachments but the "buck" seems to be passed from person to person and he got plans the day after his property got modified. He showed a map and explained discrepancies on the Trepanier produced map--culverts, log controls, Belmark crews, surveyors' stakes, tentative agreements, rock piles, tree removal.

City Attorney Weed explained he had a fairly lengthy discussion with both Mr. Price and Mr. Loughlin and said he would like to see Loughlin, Price, Belmark and Trepanier all get together for a meeting so they can work out a solution/compromise.

Mr. Price said he will be meeting with Mr. Loughlin tomorrow at 3:30 at Price's house and he added that he is very concerned about the lack of notification and how this could happen conceivably to the public in general in the future, for example.

Public Works Director Zabell explained that people were notified three years ago but Mr. Price is right, they should have been re-notified for this part of it.

Mr. Price said he was surprised by this whole thing because when he bought his house, there were no easements shown on the deed.

Public Works Director Zabell said he would be at Mr. Price's house for the meeting tomorrow, also.

Mayor Weiser said he would contact Belmark and he added that he would be interested in who Mr. Price has had problems with in the City or otherwise. Mayor Weiser got Mr. Price's phone numbers and said he would be in touch with him.

Rex Walker, 7214 67th Pl. NE, addressed Council, stating he had been before them May 26. At that time, he noted they had a burned out light bulb above Councilors Baxter and Pedersen and it still is, so he presented them with a replacement bulb. They thanked him for his consideration and thoughtfulness.

CONSENT AGENDA:

1. June Payroll Claims in the amount of \$465,313.63.
2. July 13, 1992 Claims in the amount of \$457,012.46.

Councilor Herman moved and Councilor Myers seconded to approve Consent Agenda Items 1 and 2. Passed unanimously.

MARYSVILLE CITY COUNCIL MINUTES
JULY 13, 1992
Page 6

NEW BUSINESS:

1. Police Bike Patrol; Concept for Marysville Community Policing.

Police Chief Dyer turned the presentation over to Terry Becker, Everett P.D.

Officer Becker referred to the information in the packets and gave a little more background on the value of bike patrols, how they make the officers more accessible to the citizens vs. patrol cars and have been proven to be "user friendly". He noted there are distinct tactical advantages to using bicycles in crime prevention and visibility for officers, including the DARE officer.

Councilor Leighan asked how many bicycle patrols they were proposing and Officer Becker stated it would be just 2 at this time, they would probably patrol together and the bicycle units can be utilized 24 hours a day as they are fully equipped with proper lights for night time riding.

Councilor Pedersen asked about the recommendation for use in downtown and Officer Becker said they had envisioned probably Grove St. south, in the alleys, possibly in the eastern residential area.

Councilor Pedersen stated she agrees it would improve the image of the police department, for example with children and Councilor Baxter agreed, stating this would be good exposure.

Councilor McGee asked about the officers being able to repair the bikes and Officer Becker explained that the officers on the bike patrol have all had special training to be able to repair the bikes.

Councilor Leighan asked if the bikes would be used in conjunction with a patrol car and Officer Becker said they are still working this out; Arlington's bike officer does not work in conjunction with a patrol car.

Chief Dyer explained the bike patrol would augment the regular patrol, not be to replace it.

Councilor Pedersen asked about budget/financing of the program and Officer Becker stated that his father owns Achilles, Inc. in Everett and is very interested in contributing about \$600; they have also had offers from Pilchuck Rentals and Everett Mutual of Marysville for funding. He stated one total unit--mountain bike, back pack, patrolman's gear, etc.--would run about \$1600 to \$1700.

Sgt. Jerry Burke, Everett P.D. addressed Council and stated he has been involved with the program since 1989 and he gave a little history. He stated the program started in Seattle where the bikes proved to be quiet and have a great deal of maneuverability in traffic, for example. Edmonds also has a program and the bike patrols have been enjoying some good press lately, he said. Bikes were donated to the downtown Everett area and they are now being used 10-1/2 hours a day 4 days a week, he said, with one of the biggest impacts being to the transient and nuisance calls. He said they were only being used 50% and so they moved the bike patrol to the Community Policing Program where the bikes have really proven to be valuable because people want the police to get in touch with the community and especially in the area of reducing "fear of crime" issues. He noted that they receive about 55,000 calls a year that are neither criminal nor aid calls, they are "fear of crime" calls, for example, several gangs of kids just

MARYSVILLE CITY COUNCIL MINUTES
JULY 13, 1992
Page 7

standing around in Raiders jackets, children yelling obscenities at adults. He also noted some of the advantages of bikes: freedom of movement, they can give a non-traditional police response, one on one communication.

Mike Van Scoviak of the Everett P.D. addressed Council and stated he has been with the EPD 10 years and used to walk the beat. He said he is really excited about the Bike Patrol/Community Policing Program and he explained how effective community policing has been in Victoria, Seattle, Portland and Tacoma, for example. He talked about their responding to quality of life issues, code enforcement, they can check on tips received at community meetings with their goal being to alleviate frustration in the public sector. He explained there is a 3 to 5 day training period and presently there are 500 bicycle officers in the State of Washington, with Pullman, Pierce County, Enumclaw, Kitsap County and Langley being just a few that have bicycle patrol units. In Everett, he said they work in a two man team and the idea was for the Marysville team to concentrate in certain areas, eg. trails, Jennings Park, etc. He talked about dealing with problems before they happen and the bike patrol could also be used for a back up unit to a patrol car. He told some stores about other cities--some of the people they pick up, the versatility and advantages of the bikes. He noted this is a very positive trend in policing and the officers often participate in events in the community such as fun runs, there is good morale and community involvement--they actually work in the neighborhood 10-1/2 hours a day. In Everett, he said they set themselves a quota of knocking on 10 doors a day just to see if there are any problems and keep in touch with the community. He said this is not a "fad" for policing any more--it's here to stay and he reiterated that they get very involved in the community. In Everett they have about 60-65 out of 140 street officers and 2 bike officers, covering 12 neighborhoods.

Councilor Myers said he was very impressed and his business would like to volunteer some kind of contribution toward the program; he said he would like to see the City promote this and get other businesses involved.

Councilor Myers moved and Councilor Pedersen seconded to approve the concept and endorse Officer Becker's efforts towards financing of the Bicycle Patrol Program. Passed unanimously.

2. Robert Johnson; Utility Variance; UV 92-02.

Public Works Director Zabell stated staff has had an analysis from Larry Wade and it is their opinion that Mr. Johnson's one connection won't impact the sewer system. He referred to correspondence in the packets, noting it is suggested variances be limited to new property and restricted to the current mains. Staff recommends approval of this variance, he said.

Mayor Weiser asked if the ULID 10 had a set sizing and Public Works Director Zabell stated he didn't find anything in the minutes but has not reviewed the tapes of past meetings as yet concerning this.

Councilor Baxter said he believed there was a defined number of cubic feet/capacity of the line under the freeway; originally it went into a dump station and then it was turned into a gravity system, he said, but he said he wasn't sure if that changed the volume.

Public Works Director Zabell said City Council at that time did not want to expand RUSA but that was before the Coordinated Water

MARYSVILLE CITY COUNCIL MINUTES
JULY 13, 1992
Page 8

System Plan and he referred to the memo to Bob Kissinger in the packets for history of this area.

Robert Johnson, 3405 172nd NE, addressed Council and said as far as ULID 10 is concerned, he was not allowed to be included in that or RUSA when it was formed. He said if he doesn't get sewer he would have to put in a mound/above-ground system.

Public Works Director Zabell explained that the criteria are more stringent now than when ULID 10 was formed.

Mayor Weiser asked how big of a parcel Mr. Johnson's is and Mr. Johnson responded that it is about 5 acres.

Councilor Baxter explained the county now requires a 5 foot square hole and when you do that at Smokey Point you have a well!

Councilor Wright moved to approve the sewer variance for Mr. Johnson with the four findings of fact as per the memo of 2/7/92 in the packets. Councilor McGee seconded.

Findings of Fact:

1. The property is located within the Coordinated Water System Plan and as such, will ultimately be served by Marysville.
2. The property is located in an area of our system which does not experience water shortages or pressure deficiencies during summer peaks.
3. The request is for a single family connection, not for development purposes.
4. Surrounding properties have a history of well contamination.

The motion passed with Councilors Leighan and Herman against.

3. Martin/Walla Annexation; 10% Annexation Petition; PA 9206025.

Councilor Leighan disclosed that he lives in Bay View Ridge, immediately north of the proposed annexation but there were no challenges.

Planning Director Hirashima gave the staff report and noted that it has been discovered that the Adkins property was not processed/segregated properly. She noted the applicant would prefer to annex into Marysville rather than stay in the County, in order for the entire piece to be under one jurisdiction. She stated the City has been in touch with the county and the proposal would be more logical boundaries however the proponent appears to only have 54% in favor of annexation at this time. She said staff is recommending including the property to the north into the annexation in order to make up the 60% needed for annexation, however she would like some direction regarding single parcel annexation and change of ownership issues, she said.

Councilor Baxter noted that seems to be the only way the City can infill and Councilor Pedersen commented that it would probably depend on the circumstances, but she thinks it's unreasonable for a homeowner to wait two years in order to become part of a larger annexation.

MARYSVILLE CITY COUNCIL MINUTES
 JULY 13, 1992
 Page 9

Councilor Baxter reiterated that the only headway the City seems to be able to make is with smaller annexations; the big ones always seem to "fall apart," he said.

Mayor Weiser noted that part of the City's policy adopted three years ago was to encourage larger annexations but that is not always the most successful approach.

There was discussion about large vs. smaller annexations.

Councilor Herman moved to accept the 10% petition and establish the boundary of the annexation to include the 3 parcels as recommended by Planning Director Hirashima (1-005, 1-001, 1-028). Councilor Myers seconded and the motion passed unanimously.

There was a short recess until 9:39.

ORDINANCES & RESOLUTIONS:

1. A Resolution Establishing a City-Wide Adopt-A-Street Program.

Councilor Wright moved and Councilor Leighan seconded to adopt/accept Resolution 1563. Passed unanimously.

2. A Resolution Adopting a "City of Marysville Recycled Procurement Policy."

Councilor Pedersen moved and Councilor Herman seconded to adopt/accept Resolution 1564. Passed unanimously.

3. A Resolution Amending the Personnel Rules, Adding a New Section to Chapter XIV, Affirmative Action Policy.

Councilor McGee moved and Councilor Myers seconded to adopt/approve Resolution 1565. Passed unanimously.

LEGAL MATTERS:

1. Boeing Mitigation Agreement.

City Attorney Weed stated the draft had been reviewed with minor changes, the money from Boeing is in the bank with disbursements to be made on signing of the agreement. He stated Lynnwood, Mukilteo and Snohomish County will all be following our lead probably with Marysville being the first to sign and receive funds. There are total funds of \$140,000 available, he said.

Councilor Herman asked where the funds will be expended in Marysville and Public Works Director Zabell said they would be used for the 92nd & State traffic light plus some widening on State for a center turn lane, with the balance of the money for the project to come out of next year's budget.

Councilor Herman asked about a time line for use of the funds and City Attorney Weed said that use of the funds was outlined and time frame language was negotiated, to allow extensions upon showing of good cause, for example, acquisition of right of way, that would allow the City to get extensions and not have to give any money back, he said.

Public Works Director Zabell said basically, if the \$110,000 needed in addition to the Boeing funds, is not budgeted, we will have to give back the \$140,000 Boeing money. As far as what we have collected so far, it's only about \$5,000 to \$10,000 from businesses, he said. He also noted that Mr. Berry has been informed that this will replace the crosswalk project that was approved before.

JULY 13, 1992

Page 9

MARYSVILLE CITY COUNCIL MINUTES
 JULY 13, 1992
 Page 10

Councilor Wright moved to authorize the Mayor to sign the Boeing Mitigation Interlocal Agreement, Councilor McGee seconded and the motion passed unanimously.

2. Parkview Estates Plat.

City Attorney Weed explained that the City can now accept 29 plus acres of park land; the Centex warranty deed has been prepared.

Councilor Herman moved and Councilor McGee seconded to accept the warranty deed. Passed unanimously.

**3. Independent Contractor Agreement for Dog Obedience Instructor/
 Parks Program.**

City Attorney Weed explained the payment would be \$15 per class/session under the agreement.

Councilor Pedersen asked about liability issues and related costs and City Attorney Weed stated the classes would be held at the school district facility, so he would assume there would be a nominal cost involved.

Councilor Pedersen said she would like more information and City Attorney Weed stated there is an indemnification clause but he could bring back more information next Council meeting.

It was the consensus to continue this at the 7/27/92 meeting.

ADJOURNMENT INTO EXECUTIVE SESSION: 9:50 p.m.

1. Pending Litigation.
2. Real Estate.

RECONVENED: 10:41 p.m.

Councilor Herman moved that the City purchase the Rowe property off of 80th St. for the sum discussed in Executive Session. Councilor Wright seconded and the motion passed unanimously.

ADJOURNED: 10:45 p.m.

Accepted this 28th day of July, 1992.

David Weiser
 MAYOR

Mary S. Swenson
 CITY CLERK

Shanda A. Swenson
 RECORDING SECRETARY