

**MINUTES RECAP
MARYSVILLE CITY COUNCIL - REGULAR MEETING
SEPTEMBER 24, 2001**

ORIGINAL
000132

I. Call to Order	7:00 p.m.
II. Pledge of Allegiance	
III. Roll Call	Weiser and Pedersen absent.
IV. Public input on items not on the agenda	
None.	
V. Approval of Minutes	
1. City Council regular meeting, September 10, 2001	Approved as corrected.
2. City Council work session, September 17, 2001	Approved as corrected.
VI. Consent agenda	
A. Approve September 24, 2001 claims in the amount of \$481,261.17; paid by check Nos. 61218 and 61256 through 61636 with check Nos. 61201 and 61265 void.	Approved
B. Authorize the Mayor to sign Interlocal Agreement for participation in the Snohomish County satellite of the Washington Criminal Justice Training Commission.	Approved
C. Approve Supplemental Agreement No. 1 for Comprehensive Water System Plan; Economic and Engineering Services.	Approved
D. Approval of Service Agreement for water disinfection; TMG Services.	Approved
E. Approve contract for deferred construction of curbs, gutters and sidewalks; Vincent & Carol Willett.	Approved.
F. Approve Mulligan Annexation; 10% Notice of Intent.	Approved.
G. Authorize Mayor to sign contract for professional services with Gwendolyn Campbell.	Approved.
VII. Current Business	
A. Robinett Annexation; 60% Petition to Reconsider Boundary	Expanded boundary required.
VIII. New Business	
A. Snohomish County Drainage Needs Report	Information only.
B. Strawberry Fields; Phase I Design Authorize staff to negotiate a supplementary Professional Services Agreement with Hough, Beck and Baird to complete the Phase I construction specifications for site development in 2002.	Approved.
IX. Legal	
A. Contract for recovery of utility construction costs for water; Scott Ray d.b.a Custom Comfort Homes.	Approved Recovery Contract No. 236.
B. Contract for recovery of utility construction costs for sewer; Scott Ray d.b.a Custom Comfort Homes.	Approved Recovery Contract No. 237.
X. Ordinance and Resolutions	
A. A Resolution of the City of Marysville appointing the City Clerk as the agent to receive claims for damages pursuant to RCW 4.96.020.	Approved Resolution No. 2044.
B. A Resolution of the City of Marysville confirming its membership in the Snohomish County Department of Emergency Management.	Approved Resolution No. 2045.
XI. Information items	
XII. Executive Session	No action taken.
XIII. Adjourn	11:00 p.m.

MINUTES
MARYSVILLE CITY COUNCIL - REGULAR MEETING
SEPTEMBER 24, 2001

000133

I. Call to Order

CORRECTED:	SEE	9/10/01
MINUTES		AW

CORRECTED:	SEE	9/17/01
MINUTES		MS

The regular meeting was convened by Mayor Weiser at 7:00 p.m. in the Council Chambers.

II. Pledge of Allegiance

The assemblage joined in the flag salute.

III. Roll Call

A voice roll call of councilmembers was conducted. Attendance was as follows:

Councilmembers Present:

Mike Leighan, Mayor Pro Tem
Shirley Bartholomew
Jim Brennicks
NormaJean Dierck
Suzanne Smith
John Soriano

Administrative Staff present:

Mary Swenson, Chief Administrative Officer
Gloria Hirashima, Planning Director
Sandy Langdon, Finance Director
Grant Weed, City Attorney
Ken Winckler, Public Works Director

Mayor Pro Tem Leighan advised that Mayor Weiser was ill and Councilmember Pedersen had undergone surgery; neither would be attending.

He further noted that the Engineering Standards update had been postponed to the October 8 meeting.

IV. Public input on items not on the agenda

None.

V. Approval of Minutes

A. September 10, 2001 City Council Meeting

The following corrections were noted:

Page 4, third paragraph, revise to read "only \$350,000 of that would be recoverable,"

MOTION by Dierck, second by Brennicks, to approve the minutes of the September 10, 2001 city council meeting as corrected. Motion carried (6-0).

B. September 17, 2001 city council work session

The following corrections were noted:

Page 2, third line from bottom, revise to read "The parking will be kept in the northeastern and northwestern areas during Phase 1."

MOTION by Dierck, second by Smith, to approve the September 17, 2001 city council work session minutes as corrected. Motion carried (5-0-1) with Councilmember Brennick abstaining because he had not been in attendance.

VII. Consent agenda

- A. Approve September 24, 2001 claims in the amount of \$481,261.17; paid by check Nos. 61218 and 61256 through 61636 with check Nos. 61201 and 61265 void.
- B. Authorize the Mayor to sign Interlocal Agreement for participation in the Snohomish County satellite of the Washington Criminal Justice Training Commission.
- C. Approve Supplemental Agreement No. 1 for Comprehensive Water System Plan; Economic and Engineering Services.
- D. Approval of Service Agreement for water disinfection; TMG Services.
- E. Approve contract for deferred construction of curbs, gutters and sidewalks; Vincent & Carol Willett.
- F. Approve Mulligan Annexation; 10% Notice of Intent.
- G. Authorize Mayor to sign contract for professional services with Gwendolyn Campbell.

MOTION by Bartholomew, second by Brennick, to approve all consent agenda items except F. Motion carried (6-0).

With regard to item F, Councilmember Smith asked if this represented the expanded or original boundary. Ms. Hirashima responded that it encompassed the 24.4 acres.

MOTION by Smith, second by Bartholomew, to approve consent agenda item F. Motion carried (6-0).

VII. Current Business

- A. Robinett Annexation; 60% petition to reconsider boundary

Mr. Weed stated that the council had questioned whether utilities would still be available where an annexation without an expanded boundary was pursued. Council needed to consider MMC 14.32.040 § 2: an owner may be required to obtain similar petitions from owners in the vicinity. So the code stated that as a condition, a property owner could be required to get annexation petitions from other property owners. The code further stated that where the property was not contiguous, an annexation covenant would do. The city's Annexation Policy addressed parcels that were within two parcels of the city limits. Since this property fell into the situation where an annexation petition was required, council

had the right to expand the boundary and require that other property owners be contacted to join the petition. It was also legal to require this as a condition of receiving utilities. The Supreme Court had held that this was a lawful condition of granting utility service.

The Mayor Pro-Tem called for public input. There was none, so the public comment portion of this topic was closed.

MOTION by Smith, second by Dierck, to require the applicant to obtain the additional signatures required for the expanded boundary and that the added cost of preparing the legal description for the perimeter of the expanded boundary be borne by the city. Motion carried (6-0).

VIII. New Business

A. Snohomish County Drainage Needs Report

Loren Sand, Snohomish County Project Manager for Drainage Needs Report (DNR), 2930 Wetmore, Everett, stated they had the responsibility of completing this county-wide study by the end of 2002. He introduced Gregg Farris, who gave a detailed slide presentation covering the study's objectives and approach.

Program objectives included resolving existing surface water problems, planning for future growth, and making recommendations on regulations and spending priorities. This group in the County's Surface Water Management department first studied Lake Stevens and Mill Creek by inventorying existing systems then conducting hydrologic, hydraulic, habitat, and water quality analyses. Mr. Farris explained their data-gathering methods and showed what the map of the Lake Stevens area looked like with various data highlighted, such as pipes, streams, and wetlands. For the inventory of wetlands and streams, biologists were in the field collecting information and updating old data. The county's flow data plus the information collected from the field would allow them to model the drainage areas and predict how future development would impact the streams. The problems identified included flooding, habitat, water quality, fish passage (through culverts), and erosion. Solutions could include regulatory (land use restrictions), such as requiring larger detention ponds by private development, or capital improvement projects, such as upgrading culverts and pipe, using regional detention ponds, installing bypass pipelines and channels, installing habitat improvements, and installing water quality improvements. At the end of the study, the report will give the County Council a long list of needed projects, along with a ranking of their importance.

Councilmember Bartholomew asked about the list of needed projects and who would pay for those. Mr. Farris responded that the list would total several million dollars and the county would have to decide how to fund each one. He expected funding would come from the county, private developers and WSDOT.

Councilmember Bartholomew asked if a farmer in Arlington would be paying for projects in Mill Creek. Mr. Farris said there was no plan in place yet but he felt

impact fees for drainage similar to what was done for roads would be a fair way to address that concern.

Councilmember Smith noted that detention ponds could come to a fairly high temperature in the summer then be released into a stream during a downpour situation. Mr. Farris said that had not been studied in detail, but was a concern. Mr. Sand added that the county had hired many experts so discussion about possible solutions received input from an array of experts: water quality, biologists, engineers. They were in frequent communication with DOE and Fisheries. The mapping done by Adopt-a-Stream had been merged into their map program.

Councilmember Dierck asked if a goal of the study was to have the county's and city's standards be the same. Mr. Sand emphasized that the purpose of the study was to gather data. Proposed solutions and recommendations on standards would come later.

Councilmember Soriano asked if, when they clicked on a line segment in their GIS map, they were given the general health of that particular area. Mr. Farris replied in the negative, stating they received stream classification. All the stream and wetland classifications were going into the GIS system, but he was unsure whether all of the drainage information would go in.

Councilmember Smith asked if the city's Hydraulic Master Plan would go into this depth of detail. Randy Brower, the city's Surface Water Program Engineer, stated the intent was to mirror the county's process.

The Mayor Pro-Tem called for public comments; there were none.

The Mayor Pro-Tem recessed the meeting for a short break, then reconvened.

B. Strawberry Fields; Phase I Design

Jim Ballew, Parks and Recreation Director, noted that Phase I could be implemented without any permitting required from outside agencies. The second phase would require mitigation. As requested, information had been supplied to councilmembers about the well at the residence on the site. He then introduced Henry Boyar of Hough Beck and Baird, who led the review of the Phase I site plan.

Henry Boyar, Senior Associate, 1000 Lenora Street, Seattle, recapped the information from the previous meeting, noting Phase I would include installation of four 225 x 360 soccer fields and two smaller ones. It split parking, allowing 80 cars in the northwest lot and approximately 40 in the east lot. The intent of the plan was to prepare it for use in the 2003 season. Construction would begin in spring in 2002. The grading and earth work were planned so there were no impervious surfaces within the buffer, which was 150' on either side of Quilceda Creek. The main entry would be from 152nd NE. The city desired to move ahead soon with meetings with the county regarding offsite road improvements.

Mayor Pro-Tem Leighan asked Mr. Boyar for some information on his experience. Mr. Boyar listed projects from the last five years that he had designed, including the women's fast pitch field at the University of Washington, the total rehabilitation for Cheney Stadium in Tacoma, a 15-acre sports facility for the City of Des Moines, and a number of high school sports complexes, including one in North Bend that was in a floodway.

Councilmember Bartholomew asked about the timeline; Mr. Boyar explained that pre-germinated seed would be used so good root growth would be established and the fields could be played on in spring 2003.

Councilmember Smith asked when the discussions would be held with the county on road impact issues. Mr. Ballew responded that it would be within two weeks. Councilmember Smith said she felt her concerns about staying out of the buffer had been addressed but she did not want to see detention in the buffer. Mr. Boyar responded that it was a matter of getting agreement among the various agencies.

Mr. Ballew noted the recommendation was to proceed with finishing Phase I, including frontage improvements and offsite utilities as required. Phase II would be dictated by comments from the permitting agencies. Phase I had been professionally designed and would cost \$456,000 without frontage improvements. He was confident that utility poles would not have to be moved. He asked council to authorize staff to negotiate a supplementary Professional Services Agreement with Hough, Beck and Baird to complete the Phase I construction specifications and Phase II master planning. He hoped to have Phase II designed by the time the permitting for it was done.

Councilmember Smith observed there was a large wetland in the center and asked if new wetlands were being created what the replacement ratio was. Mr. Boyar said new wetlands were being created but he did not have the ratio information with him. Mr. Ballew added that the issues of mitigation replacement and types of construction had been reviewed by the biologist and with NMFS and the Corps. Those agencies had been intimately involved in the city's plans for how to proceed.

Councilmember Soriano asked if the fields could be re-stripped for Little League Football; Mr. Ballew said they could.

The Mayor Pro-Tem called for public comment.

Joel Helm, 5227 101st Pl NE, Second Vice President of the Marysville Youth Soccer Club, spoke on behalf of the 2000 families in the club and urged the council to move forward on this project.

Tom Grady, 5528 70th NE, spoke as a Park Board member and supported going forward with the project.

There being no one else wishing to speak, the public comment portion of this topic was closed.

Councilmember Brennick mentioned the need to move a utility pole; Mr. Boyar repeated that the plan was not to move any poles unless there was an issue of roadway widening.

Councilmember Brennick asked about the ditch on the west side of the property. Mr. Ballew said buffers were not required on that section. The analysis from the Adolfsen firm showed that all mitigation could be handled on site.

Councilmember Dierck asked about improvements to the Olympic pipeline. Mr. Ballew responded that no requests or information had been received with regarding to the pipeline in this area. Councilmember Dierck suggested that action be delayed on this matter until information on the pipeline was supplied, there was certainty that no utility poles needed to be moved, and the meeting with the county was held.

Mayor Pro-Tem Leighan noted that the answers to those questions would be produced as part of the planning for Phase II.

Councilmember Dierck expressed a desire to go forward with improvements at the driving range so kids could play on that field soon. Mr. Ballew explained that that area would accommodate a very limited amount of soccer fields, the equivalent of one of the fields at Strawberry Fields.

MOTION by Smith, to proceed with the final design of Phase I, to work with the county on frontage road improvements, obtain assurance that the utility poles would not have to be moved, and obtain information on the pipeline question. Further work on Phase II should be delayed until the entire budget and other information was available for Phase I.

SECOND by Brennick for purpose of discussion.

DISCUSSION ON MOTION. Mr. Boyar noted that nothing in Phase I triggered right-of-way improvements. The meeting with the county was to make them aware of Phase II, which would trigger those improvements. The Supplemental Professional Services Agreement would allow them to proceed and gather the needed information. Mr. Ballew added that to seek additional funding sources a design for Phase II was needed. Mr. Boyar emphasized that the city had put a great deal of work and expense into water quality and storm water discharge issues. The Adolfsen firm had already viewed the plans and was in concurrence that the design concept was defensible.

CALL FOR QUESTION. Motion by Brennick to cut off debate. Motion carried (6-0).

VOTE ON MOTION. Smith and Brennick voted aye; all others voted nay; motion failed (2-4).

MOTION by Smith, second by Brennick, to authorize staff to negotiate a supplementary Professional Services Agreement with Hough, Beck and Baird to complete the Phase I construction specifications for site development in 2002, to address the issues of roadway improvements, the power poles, the pipeline issues, and to hold off on further development of design of Phase II until they come back from the County

with the costs. Dierck and Bartholomew voted nay; all others voted aye; motion carried (4-2).

IX. Legal

- A. Contract for recovery of utility construction costs for water; Scott Ray d.b.a. Custom Comfort Homes.

MOTION by Soriano, second by Dierck, to approve Recovery Contract No. 236. Motion carried 6-0.

- B. Contract for recovery of utility construction costs for sewer; Scott Ray d.b.a. Custom Comfort Homes.

MOTION by Dierck, second by Brennick, to approve Recovery Contract No. 237. Motion carried 6-0.

X. Ordinances and Resolutions

- A. A Resolution of the City of Marysville appointing the City Clerk as the agent to receive claims for damages pursuant to RCW 4.96.020.

MOTION by Bartholomew, second by Brennick, to approve Resolution No. 2044. Motion carried 6-0.

- B. A Resolution of the City of Marysville confirming its membership in the Snohomish County Department of Emergency Management.

MOTION by Bartholomew, second by Brennick, to approve Resolution No. 2045. Motion carried 6-0.

XI. Information items

- A. Mayor's Business
- None.

- B. Staff's Business

Langdon:

- \$40,000 had been budgeted for televising council meetings; \$956 had been spent.

Weed:

- The State Supreme Court declared I-747 unconstitutional.

- C. Call on Councilmembers

Dierck.

- The Human Service Committee agreed to fund \$8,000 of the requests received. They were considering using the balance, \$2,000, to fund portions of the requests from two additional organizations. This would leave the requests from four or five organizations completely unfunded. Consensus of the Committee was to ascertain if the city council would be amenable to using the money remaining from the TV Advisory budget so that additional applications could be funded.

MOTION by Dierck to authorize the use of some of the funds, which had been set aside for televising council meetings for the purpose of funding Human Service requests.

NO SECOND. Motion died for lack of a second.

- Asked about the meeting with the neighbors regarding the driving range. Ms. Swenson responded that the meeting had not yet been scheduled. Staff planned to schedule it for mid- to late October.

Smith.

- Asked about the length of time an applicant had to gather signatures on an annexation petition. Mr. Weed responded that petition signatures at the 60% phase were valid for 180 days. There was no statutory timeframe for the 10% phase.
- Supported moving ahead with improvements at the driving range. Ms. Swenson noted that council had authorized that the fields be leveled, fixed up and planted. It would not save any time to authorize the area to be used for soccer fields now. It was preferable to proceed with the public meeting and let the community have input.
- Asked if council should discuss the city's annexation policy. Ms. Swenson said it was scheduled as a workshop topic in February.

Leighan:

- Asked if the skateboard documents were back; Ms. Swenson said she would check on that and report.

XII. Executive Session

The meeting adjourned into Executive Session at 10 p.m. to discuss potential litigation and one personnel issue.

XIV. Adjourn

The meeting adjourned into regular session, took no further action, and adjourned at 11:00 p.m.

Accepted this 8th day of October, 2001.

 _____ Mayor	 _____ City Clerk	 _____ Recording Secretary
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City Council Work Session Minutes 9/17/01

I. Call to Order

Mayor Weiser called the meeting to order at 7:00 p.m.

II. Pledge of Allegiance

The assembly joined in the pledge to the flag and observed a moment of silence in memory of firefighter Lt. Jeff Thornton and consultant Larry Wade and wife who lost their lives last week.

III. Roll Call

A voice roll call of councilmembers was conducted. Attendance was as follows:

Councilmembers Present:

Dave Weiser, Mayor
Mike Leighan, Mayor Pro Tem
NormaJean Dierck
Suzanne Smith
John Soriano
Shirley Bartholomew
Donna Pedersen

Administrative Staff Present:

Mary Swenson, Chief Administrative Officer
Sandy Langdon, Finance Director
Ken Winckler, Public Works Director
Grant Weed, City Attorney
Gloria Hirashima, Planning Director
Roberta Stevens, Recording Secretary

Councilmember Brennick was absent.

IV. Introduction of New Employees

Larry Price the Interim Facilities Manager; Maggie Buckholtz, Acting Librarian; Assistant City Engineer Jeff Massie; Project Manager, Kevin Nielsen and Greg Young, Grant Writer, were welcomed and introduced to the City Council.

V. Discussion Items

Index No.

A. Robinett Annexation 60% Petition to Reconsider Boundary. 1

Gloria Hirashima mentioned that the Council asked for an expanded boundary. Only 57% were willing to annex, the applicant has asked that the boundary be reduced to the original size. Councilmember Leighan asked what would happen if Council decided not to reduce size; would we be required to give him utilities? Grant Weed will research issue on question. The applicant needs to circulate the petition to obtain 60% for the annexation. The applicant wants the Council to look at the issue he feels it is not equitable, and there is no basis for the Council's policy. Councilmember Pedersen said she feels the same as Councilmember Leighan that the applicant needs to circulate the petition. Councilmember Smith noted that it is so close she would like to see him

make an extended effort then come back to the Council. Councilmember Dierck asked why doesn't he want to do this. Ms. Hirashima said she is under the impression he objects to the process, and many other citizens object as well. Grant Weed noted that some of the issues the Planning Director has described as concerns by citizens may demonstrate the need to look at the current process to see if we can make the policy work smoother. Mr. Weed would like to explore some of these options with the Council in a future work shop.

B. Mulligan Annexation 10% Notice of Intention. 2

Represented are 44%, an expanded boundary would need more signatures. Both expanded and original boundaries are shown on the map. Councilmember Pedersen asked what the Coburn Heritage was. Ms. Hirashima will research and get back to the Council. The City limits in the area was discussed.

C. Strawberry Fields Workshop; Phase I Design. 3

Jim Ballew spoke about the work that has been done as part of pre-design for Strawberry Fields. Work has now been divided into two Phases, Phase 1 is the application for six soccer fields, get the project going. Conventional permitting would not be required on this portion of the project, it falls under City regulations and has no impacts on wetlands, etc. Phase 2 would require applying for permits for wetland mitigation, traffic lane changes for Phase 2 could be applied for while working on Phase 1. Mr. Ballew is seeking authorization from Council to proceed with Phase 1 and begin the planning stages of Phase 2. Henry Boyar of Hough, Beck & Baird made a presentation on moving forward into Phase 1, this will be done without impacting the wetlands. Inside the Phase 1 area is a small isolated wetland that will be protected. Eventually site drainage work will need to be done along the creek. There will be four adult and two youth soccer fields with 120 parking spaces on the gravel and room for three busses. The entrance initially will come off of 152 Street. The City would not have to deal with roadway improvements, or sewer during Phase 1. Final plan shows more fields with drainage, storm detention, wetlands mitigation with three entrances and a roadway going into it with parking for 680 cars and 10 busses on major game days. A natural buffer area of 150' will be left. The road culvert would be maintained, and 1200' of trails would also exist. Larry McAndrews of the McAndrews Group described some issues that need to be addressed. He has been working for quite some time on this project. Mitigations in wetlands and buffers will be needed during Phase 2. Phase 1 has no impact for which the Federal or State government would require permits. Phase 1 would have a minimal site plan, smooth out the fields, and seed them and install parking down to the ditch. The creek can be spanned, it is narrow; one solution would be an arch culvert installed outside the channel area. They want to explore other options as well. The parking will be kept in the northeastern area during Phase 1. The kind of frontage improvements necessary and how much acceleration and deceleration impact to the

10/17/01
CORRECTED: SEE MINUTES

and northwestern areas

September 17, 2001

Marysville City Council Work Session

7:00 p.m.

Public Safety Center

000127

three entrances, and the need for very little storm drainage to be installed was covered. The ponds are shallow only about 1 ½-2 ft deep, they have a large area. Efforts will be made to keep public out of the area and keep it natural looking. Water and sewer may be added in Phase 2. Sani-cans will be used in the interim. Councilmember Leighan asked the length of trail, Phase 1 plan P2 down to southern field, and was told it was approximately 1000'. Mr. Ballew noted that these were all regulation sized fields and none of the other fields in Marysville are regulation sized. Councilmember Smith asked the difference in youth and adult soccer field sizes and what type of fill is being considered. The fill currently on site will be utilized and parking lot gravel will be brought in. Underdraining in Phase 2 there might be a requirement for the three-plex softball fields to have drainage. The intent is to cut down western area, slope everything upward to the east. It is a season sensitive sight for construction. A traffic study has been done, but the project has been scaled down. No costs are available for frontage work at this time. Acceleration and deceleration lanes will need to be done, and a turn lane inserted. No utility poles should have to be moved. Sani-cans with sinks and water will be brought to site to address concerns of Councilmembers Bartholomew and Smith. Councilmember Smith asked about the estimated \$900K Phase 1, and rough estimate of \$456K, Mr. Ballew said that it is possible that the \$900K may be exceeded. Councilmember Dierck asked if Mr. Ballew was asking the Council to go ahead now or wait until we get permits. Mr. Ballew said that he hoped the Council approves it and he will proceed now with Phase 1 and begin planning on Phase 2. The sensitivity issues on this area bring concerns as to being able to build it. The assumptions are that \$456K will not include frontage improvements. Mr. Ballew would like to put the project out ASAP for Phase 1, and while we are under construction for Phase 1 go ahead with Phase 2 permitting requirements. There may be enough money to do all of the frontage improvements. Bringing a large water main over from 51st St. is a large dollar and environmental item. We may need detention storm ponds if road improvements get added into the project. To spend money on a large water line that is not absolutely necessary doesn't seem desirable when the company is trying to take the minimalist approach going through the permitting process. Mr. Ballew is going to check and see how deep the well is that is located on the property for the Councilmembers. The plan is to rearrange the sports fields later, and some minimal additional costs will be incurred to upgrade; less than the top few inches of the fields may need to be replaced. Mr. Ballew responded to the question of final costs for Phase 2 estimates by saying there really was no way to know at this point in time. They plan to finish calculations for Phase 1 and simultaneously calculate Phase 2 if this plan is approved by the Council. An explanation regarding Phase 1 & 2 figures ensued. Councilmember Bartholomew asked if layoffs at the County are going to impact this, Mr. Ballew said that Jeff Massie just came from the County and is setting up meetings, hopefully next week. The water connection near the big mobile home park is closer, but would still need to cross the

creek. Councilmember Soriano said he must have missed the completion date and asked Mr. Ballew when that was. Phase 1 should have completed earthwork and be seeded in late 2002 ready for play in spring 2003. Councilmember Soriano asked how much time between Phase 1 & 2. The response was that it is wide open, 2 years plus, depending on the construction season. Councilmember Smith was reassured that the \$459K is only for fields and parking, not roadwork. There is no need to go into the buffer. Councilmember Smith would like to see plantings. Mr. Ballew noted they were adding an additional 25' to the buffer for placing the trail and to lower the impact zone. The trade off is so we don't have to do plantings because there is not enough inventory in the state of WA to accomplish that. Councilmember Smith suggested assistance and that they could gain access to allow service clubs to come in and do work. Other options on this plan were offered by Mr. Boyar as well. Part of the master plan is the permitting plan for the final phase.

VI. Other Items Scheduled for September 24, 2001 Meeting

- A. Approval of Minutes.**
 - 1. September 10, 2001 City Council Meeting. 4**
 - 2. September 17, 2001 City Council Work Session. 5**
- B. Approval of September 24, 2001 Claims. 6**
- C. Authorize Mayor to Sign Interlocal Agreement for Participation in the Snohomish County Satellite of the Washington Criminal Justice Training Commission. 7**

Councilmember Smith asked how often are the training sessions held and it seemed like a good deal.

VII. New Business

- A. Snohomish County Drainage Needs Report. 8**

We are getting an update on this as we re doing it in conjunction with County.

- B. Approval of Supplemental Agreement for Permitting Requirements Associated with the WWTP; Tetra Tech/KCM. 9**

Mr. Winckler asked that this be pulled from the agenda because all of the background information is not available at this time. This will come back on the agenda in two weeks time.

VIII. Legal

- A. Contract for Recovery of Utility Construction Costs for Water; Scott Ray d.b.a. Custom Comfort Homes. 10**

Councilmember Soriano asked about the formula on page 2 #6 , Mr. Winckler informed him it was just one of several calculations used in different instances.

- B. Contract for Recovery of Utility Construction Costs for Sewer Scott Ray d.b.a. Custom Comfort Homes. 11**

No input.

- C. Supplemental Agreement No. 1 for Comprehensive Water System Plan; Economic and Engineering Services. 14**

This is a supplement to review the existing cross connect plan that was done in 1972. Councilmember Bartholomew asked who is going to pick up in Larry Wade's absence we can't afford a slow down on the sewer project. and has the firm indicated who will be moving to his slot. Mr. Winckler said no, not yet. The City will have to look to a number of areas to address that. Councilmember Smith asked what a cross connect control was. Mr. Winckler said it prevents back up sucking backwards, systems in place to prevent that. We need to make certain irrigation fields, stores, etc. have back flow connections.

- D. Service Agreement for Water Disinfection System; TMG Services. 15**

This is a continuation of the agreement. Councilmember Soriano asked why the limited time discount was included. Mr. Winckler said because of work done in the past; and they could be visiting a number of well sites prior to the expiration of the discount.

- E. Contract for Deferred Construction of Curbs, Gutters, & Sidewalks; Cozy Heating, Inc. (Vincent & Carol Willett). 16**

No discussion

Resolutions and Ordinances

- A. A Resolution of the City of Marysville Appointing the City Clerk as the Agent to Receive Claims for Damages Pursuant to RCW 4.96.020. 12**

Councilmember Smith asked if we have always had something like this in place. Grant Weed responded yes, but the Legislature says we have to designate the person to whom the claim is directed, most cities have designated the City Clerk. Councilmember Smith asked if we needed to designate an alternate. Ms. Swenson said that by Code the Deputy City Clerk is authorized to perform the same functions as the City Clerk in her absence.

**B. A Resolution of the City of Marysville Confirming Its Membership 13
in the Snohomish County Department of Emergency Management.**

Councilmember Pedersen remarked about the enclosed memo and the missing draft model of resolution mentioning she would have liked to see it. Grant Weed made a few minor changes for Snohomish, and will get it and modify it for Marysville's purposes before the next meeting.

X. Information Items

A. Mayor's Business

The Mayor reminded everyone to vote tomorrow.

B. Staff Business

Ms. Swenson said there were no definite plans for funerals for Lt. Thornton, and Larry Wade, but as soon as she hears will let Council know.

Ms. Swenson also mentioned that they have been receiving RFQs back on the Quil Ceda Business Analysis and would be moving forward on that soon.

C. Call on Councilmembers

Councilmember Soriano asked how Gerry Becker is doing. Ms. Swenson related that she had spoken to her on Saturday and Gerry is doing well. Councilmember Dierck (who was out of the room when Item 9 was pulled) asked why item 9 was pulled. Mr. Winckler said because we need information to put it together, and that we are waiting for info that isn't available that we thought would be, it will be back on agenda work session in two weeks.

Councilmember Smith asked about widening the road on Sunnyside. The Mayor noted that there is a memo on that in the Council packets. She asked about the Parks rental facilities and if the rental form will be brought before the Council again. Ms. Swenson said that per Council's direction the staff will develop the form and provide councilmembers with a copy, but it will not be brought back again for approval. Councilmember Smith

said that Barry Martin of Everett says political events are treated as any others. People have a right to assemble and rally. Grant Weed responded that our rules say that too and noted that our forms have not been revised yet.

Meeting adjourned 8:45 p.m.

Accepted this 24th day of September, 2001.



Mayor



City Clerk Deputy



Recording
Secretary