

## Marysville City Council Work Session

February 4, 2013

7:00 p.m.

City Hall

**Call to Order**

**Pledge of Allegiance**

**Roll Call**

**Committee Reports**

**Presentations**

A. Marysville Together

**Discussion Items**

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

1. Approval of the January 14, 2013, City Council Meeting Minutes.

**Consent**

2. Approval of the January 23, 2013, Claims in the Amount of \$582,954.39; Paid by Check Number's 82170 through 82319 with No Check Number's Voided.

3. Approval of the January 18, 2013, Payroll in the Amount of \$784,409.70; Paid by Check Number's 26237 through 26272.

**Review Bids**

**Public Hearings**

**New Business**

4. Supplement No. 6 to the City's Professional Services Agreement with BergerABAM, Extending the Agreement End Date to May 31, 2013.

5. Amendment No. 2 to the State of Washington Department of Enterprise Services Intergovernmental Agreement No. 200-WPC-219.

6. Professional Services Agreement with Aclara Technologies LLC.

7. Professional Services Agreement with Paymentus Corporation.

8. A **Resolution** of the City of Marysville Declaring Various Certain Items of Personal Property to be Surplus and Authorizing the Sale or Disposal Thereof.

***Work Sessions are for City Council study and orientation – Public Input will be received at the February 11, 2013 City Council meeting.***

## Marysville City Council Work Session

February 4, 2013

7:00 p.m.

City Hall

9. A **Resolution** Honoring Carmen Rasmussen for Distinguished Service as a City of Marysville City Councilmember.

10. An **Ordinance** of the City Of Marysville, Washington, Authorizing the City of Marysville to Continue to Impose a Sales and Use Tax as Authorized by RCW 82.14.415 as a Credit Against State Sales and Use Tax; Certifying the Costs to Provide Municipal Services to the Central Marysville Annexation Area; and Setting a New Threshold Amount for Fiscal Year 2013 Relating to Annexations.

11. An **Ordinance** of the City Of Marysville, Washington, Amending MMC 14.07.005 (General Fee Structure), MMC 14.07.010 (Capital Improvement Charges), MMC 14.19.050 (Surface Water Utility Rates) and MMC 14.19.080 (Reductions and Appeals) and Providing for Severability.

### Legal

### Mayor's Business

12. Discuss City Council Applicants and Process.

### Staff Business

### Call on Councilmembers

### Executive Session

- A. Litigation
- B. Personnel
- C. Real Estate

### Adjourn

**Special Accommodations:** The City of Marysville strives to provide accessible meetings for people with disabilities. Please contact the City Clerk's office at (360) 363-8000 or 1-800-833-6384 (Voice Relay), 1-800-833-6388 (TDD Relay) two days prior to the meeting date if any special accommodations are needed for this meeting.

# *Index #1*

|   |           |
|---|-----------|
| <b>Call to Order/Pledge of Allegiance/Roll Call</b>   | 7:00 p.m. |
| <b>Presentations</b>  |           |
| December 2012 Volunteer of the Month - Greg Kanehan   | Presented |
| <b>Approval of Minutes</b>  |           |
| Approval of the December 3, 2012, City Council Work Session Minutes.  | Approved  |
| Approval of the December 10, 2012, City Council Meeting Minutes.  | Approved  |
| <b>Consent Agenda</b>   |           |
| Approval of the December 12, 2012, Claims in the Amount of \$1,196,187.84; Paid by Check Number's 81370 through 81512 with No Check Numbers Voided.     | Approved  |
| Approval of the December 19, 2012, Claims in the Amount of \$822,914.91; Paid by Check Number's 81513 through 81667 with Check Number 77902 Voided.     | Approved  |
| Approval of the December 26, 2012, Claims in the Amount of \$247,961.08; Paid by Check Number's 81668 through 81804 with No Check Numbers Voided.       | Approved  |
| Approval of the December 27, 2012, Claims in the Amount of \$557,924.34; Paid by Check Number's 81805 through 81892 with Check Number 81495 Voided.     | Approved  |
| Approval of the January 2, 2013, Claims in the Amount of \$3,629.17; Paid by Check Number's 81893 through 81898 with No Check Numbers Voided.           | Approved  |
| Approval of the December 20, 2012, Payroll in the Amount of \$993,910.91; Paid by Check Number's 26160 through 26194.                                   | Approved  |
| Approval of the January 4, 2013, Payroll in the Amount of \$1,498,098.18; Paid by Check Number's 26195 through 26236.                                   | Approved  |
| Authorize the Mayor to Sign the Final Plat of Harvest Hills Phase 1.  | Approved  |
| Authorize the Mayor to Sign the Fourth Amendment to the Interlocal Agreement with Snohomish County for Furnishing Equipment Maintenance/Repair Service. | Approved  |
| Authorize the Mayor to Sign the Amendment to Employment Agreement – Chief Administrative Officer.   | Approved  |
| <b>Review Bids</b>  |           |
| <b>Public Hearing</b>   |           |
| <b>New Business</b>   |           |
| <b>Legal</b>  |           |
| <b>Mayor's Business</b>   |           |
| Library Board Appointments: Beverly Halladay and B.J. Guillot.  | Approved  |
| Committee Appointments  | Approved  |
| <b>Staff Business</b>   |           |
| <b>Call on Councilmembers</b>   |           |
| <b>Adjournment</b>  | 7:35 p.m. |



**Regular Meeting**  
*January 14, 2013*

**Call to Order / Pledge of Allegiance**

Mayor Nehring called the meeting to order at 7:00 p.m. and led those present in the Pledge of Allegiance. Steve Swanson of Vital Signs Ministries gave the invocation.

**Roll Call**

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

**Mayor:** Jon Nehring

**Council:** Steve Muller, Jeff Seibert, Michael Stevens, Rob Toyer, Jeff Vaughan, and Donna Wright

**Absent:** None

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Community Information Officer Doug Buell, and Recording Secretary Laurie Hugdahl.

**Committee Reports**

Councilmember Seibert reported on the January 4 Public Works Committee where they discussed water rights and how those could best be used and expanded for full capacity. The committee then took a field trip to see sites with water rights.

Councilmember Muller reported on the January 10 Library Board meeting where they announced that the library broke the mark of one million items being checked out from the branch. In general, readership is up, and things are going very well. They will continue to work improving access in and out of the library.

## Presentations

### A. Volunteer of the Month

Greg Kanehen was recognized as the Mayor's Volunteer of the Month for December 2012. Pastor Kanehan was applauded for his outstanding community service through leadership of the Chaplain Crisis Support Team for the Marysville Police Department and Fire District providing crisis support for trauma victims, facilitating the Marysville Ministerial Association, and involvement with Marysville Together and other community boards and committees as a faith liaison representative.

## Audience Participation - None

## Approval of Minutes

1. Approval of the December 3, 2012, City Council Work Session Minutes.

Councilmember Stevens stated that he would be abstaining as he was absent at the December 3 meeting.

**Motion** made by Councilmember Wright, seconded by Councilmember Toyer, to approve the minutes of the December 3, 2012 Work Session as presented. **Motion** passed unanimously (5-0) with Councilmember Stevens abstaining.

2. Approval of the December 10, 2012, City Council Meeting Minutes.

Councilmember Wright stated that she would be abstaining as she was absent from the December 10 meeting.

**Motion** made by Councilmember Muller, seconded by Councilmember Stevens, to approve the minutes of the December 10 City Council Meeting Minutes as presented. **Motion** passed unanimously (5-0) with Councilmember Wright abstaining.

## Consent

3. Approval of the December 12, 2012, Claims in the Amount of \$1,196,187.84; Paid by Check Number's 81370 through 81512 with No Check Numbers Voided.
4. Approval of the December 19, 2012, Claims in the Amount of \$822,914.91; Paid by Check Number's 81513 through 81667 with Check Number 77902 Voided.
5. Approval of the December 26, 2012, Claims in the Amount of \$247,961.08; Paid by Check Number's 81668 through 81804 with No Check Numbers Voided.
6. Approval of the December 27, 2012, Claims in the Amount of \$557,924.34; Paid by Check Number's 81805 through 81892 with Check Number 81495 Voided.

7. Approval of the January 2, 2013, Claims in the Amount of \$3,629.17; Paid by Check Number's 81893 through 81898 with No Check Numbers Voided.
8. Approval of the December 20, 2012, Payroll in the Amount of \$993,910.91; Paid by Check Number's 26160 through 26194.
9. Approval of the January 4, 2013, Payroll in the Amount of \$1,498,098.18; Paid by Check Number's 26195 through 26236.
10. Authorize the Mayor to Sign the Final Plat of Harvest Hills Phase 1.
11. Authorize the Mayor to Sign the Fourth Amendment to the Interlocal Agreement with Snohomish County for Furnishing Equipment Maintenance/Repair Service.
12. Authorize the Mayor to Sign the Amendment to Employment Agreement – Chief Administrative Officer.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Wright, to approve Consent Agenda items 3-12 as presented. **Motion** passed unanimously (6-0).

#### **Review Bids**

#### **Public Hearings**

#### **New Business**

#### **Legal**

#### **Mayor's Business**

13. Library Board Appointment: Beverly Halladay and B.J. Guillot.

**Motion** made by Councilmember Wright, seconded by Councilmember Vaughan, to approve the Library Board appointment of Beverly Halladay. **Motion** passed unanimously (6-0).

**Motion** made by Councilmember Stevens, seconded by Councilmember Toyer, to approve the Library Board appointment of B.J. Guillot. **Motion** passed unanimously (6-0).

14. Committee Appointments.

**Motion** made by Councilmember Seibert, seconded by Councilmember Toyer, to continue on with existing boards and committee appointments until otherwise notified. **Motion** passed unanimously (6-0).

## Other Mayor's Business:

- Thanks to Mayor Pro Tem Vaughan for attending the coal meeting in Seattle.
- The Coffee Klatch went well. He enjoyed hearing the great comments and questions from residents. In particular, people seem very happy with 51st Street.
- He stated that they plan to continue the policy of no third Monday of the month meeting until otherwise needed. Instead, they plan to use that day for the Fire Annexation Committee or Economic Development Committee as needed.
- He and Chief Smith visited Glenwood Mobile Estates last week. There were quite a few people in attendance. Chief Smith addressed their primary concerns of public safety. It was a very positive meeting.
- Senator Hobbs met with him and CAO Hirashima last week to discuss transportation priorities. Mayor Nehring gave an update on progress related to this.

## Staff Business

Jim Ballew invited everyone to the event in honor of Carmen Rasmussen on February 7 at 7 p.m. at the Ken Baxter Community Center.

### Chief Smith:

- There will be a Public Safety meeting next week at the regularly scheduled time.
- He met with the captain at the Armed Forces Reserve Facility, and they are very interested in partnering with the city. He commended Mayor Nehring for doing so much to open up lines of communication. Chief Smith is especially excited about some of the interoperability issues on the emergency response initiatives. Police will be moving forward in February with significant meetings related to this.
- He gave an update on a SWAT team call out in the City today involving a hostage situation. The SWAT team did a magnificent job and nobody was injured. Crisis negotiators were used throughout the event. These individuals did a phenomenal job. He commended everyone involved.

### Kevin Nielsen:

- He invited everyone to the ribbon cutting for the Lakewood Triangle Access / 156th Street I-5 overcrossing on January 28 at 11 a.m.
- He noted that Public Works crews are staying abreast of the weather.

Sandy Langdon noted that there were no items for the upcoming Finance Committee meeting. There was consensus to cancel the meeting.

### Doug Buell:

- He stated that he sent everyone an email with a link to the Comcast video.
- The Youth Council will be meeting in the Council Chambers on January 30 at 3:00 p.m. There are 16 kids signed up so far.
- At 6:30 p.m. on January 30 Marysville University will be holding a class on disaster preparedness, which should be a very good program.



Gloria Hirashima:

- Great job to Chief Smith and the Police department on the handling of the incident today. She was very happy that everyone ended up safe.
- There was an article today in the Herald about the City's Waterfront Park Panel which starts next Wednesday with a workshop. She invited the Council to attend as they are available. She also offered to set up one-on-one or group interviews with the consultant on Thursday. There will be a briefing at the end of the day on Friday at 4-5:30.
- She informed Council that staff received the Court of Appeals decision on mobile home parks where the City of Tumwater prevailed. Now Marysville is proceeding ahead with the rezone, beginning with the Planning Commission.

## **Call on Councilmembers**

Steve Muller introduced Terry who was attending the meeting for a civics project.

Rob Toyer had no comments.

Michael Stevens:

- He is looking forward to participating on the Waterfront Panel.
- He attended the Silvertips game last weekend and enjoyed the event.
- He asked about the next steps for the Fire Annexation Committee. CAO Hirashima indicated that she would be scheduling 7:30:41 PM

Jeff Seibert commended the police on their handling of the incident today. He was very pleased that there were no injuries.

Donna Wright:

- Parks Director Jim Ballew did a wonderful job presenting what our community has done with the partnership with Healthy Communities at the Snohomish Health Board. They hope it will encourage some other communities in their efforts.
- She noted that there are still positions open at Cities and Towns if anyone wants to serve.

Jeff Vaughan:

- He thanked Doug for the communications piece on the road closure on Cedar today.
- He was disappointed that he will be out of town for the Waterfront Panel, but he may be able to attend on the 25th.
- He enjoyed the video. Good job to everyone who participated.

**Executive Session - None**

*DRAFT*

**Adjournment**

Seeing no further business Mayor Nehring adjourned the meeting at 7:35 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Mayor  
Jon Nehring

\_\_\_\_\_  
April O'Brien  
Deputy City Clerk

# *Index #2*

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: February 11, 2013**

|   |                 |
|---|-----------------|
| AGENDA ITEM:<br>Claims                          | AGENDA SECTION: |
| PREPARED BY:<br>Sandy Langdon, Finance Director | AGENDA NUMBER:  |
| ATTACHMENTS:<br>Claims Listings                 | APPROVED BY:    |
|   | MAYOR      CAO  |
| BUDGET CODE:                                    | AMOUNT:         |

Please see attached.

**RECOMMENDED ACTION:**

The Finance and Executive Departments recommend City Council approve the **January 23, 2013** claims in the amount of **\$582,954.39** paid by **Check No.'s 82170 through 82319 with no Check No.'s voided.**

**COUNCIL ACTION:**

BLANKET CERTIFICATION  
**CLAIMS**  
FOR  
**PERIOD-1**

I, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE **CLAIMS** IN THE AMOUNT OF **\$582,954.39 PAID BY CHECK NO.'S 82170 THROUGH 82319 WITH NO CHECK NO.'S VOIDED** ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF MARYSVILLE, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND TO CERTIFY SAID CLAIMS.

April O'Brien 1/23/13  
AUDITING OFFICER DATE

Jan G. Young 1/23/13  
MAYOR DATE

WE, THE UNDERSIGNED COUNCIL MEMBERS OF MARYSVILLE, WASHINGTON DO HEREBY APPROVE FOR PAYMENT THE ABOVE MENTIONED **CLAIMS** ON THIS **23<sup>rd</sup> DAY OF JANUARY 2013.**

\_\_\_\_\_  
COUNCIL MEMBER

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COUNCIL MEMBER

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COUNCIL MEMBER

**CITY OF MARYSVILLE  
 INVOICE LIST**

**FOR INVOICES FROM 1/18/2013 TO 1/23/2013**

| <u>CHK #</u> | <u>VENDOR</u>       | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT DESCRIPTION</u> | <u>ITEM AMOUNT</u> |
|--------------|---------------------|--------------------------------|----------------------------|--------------------|
| 82170        | ENVIRONMENTAL TRAIN | WATERMAIN INSTALL TRAINING     | UTIL ADMIN                 | 259.00             |
|              | ENVIRONMENTAL TRAIN |                                | UTIL ADMIN                 | 259.00             |
|              | ENVIRONMENTAL TRAIN |                                | UTIL ADMIN                 | 259.00             |
|              | ENVIRONMENTAL TRAIN |                                | UTIL ADMIN                 | 259.00             |
| 82171        | REVENUE, DEPT OF    | SALES AND USE TAXES-DEC 2012   | CITY CLERK                 | -0.07              |
|              | REVENUE, DEPT OF    |                                | COMMUNITY DEVELOPMENT-     | 12.81              |
|              | REVENUE, DEPT OF    |                                | CITY STREETS               | 24.76              |
|              | REVENUE, DEPT OF    |                                | POLICE ADMINISTRATION      | 26.00              |
|              | REVENUE, DEPT OF    |                                | ER&R                       | 75.96              |
|              | REVENUE, DEPT OF    |                                | RECREATION SERVICES        | 142.15             |
|              | REVENUE, DEPT OF    |                                | PRO-SHOP                   | 200.87             |
|              | REVENUE, DEPT OF    |                                | UTILITY CONSTRUCTION       | 547.73             |
|              | REVENUE, DEPT OF    |                                | 156TH STREET OVERPASS      | 946.00             |
|              | REVENUE, DEPT OF    |                                | GENERAL FUND               | 1,915.94           |
|              | REVENUE, DEPT OF    |                                | WATER/SEWER OPERATION      | 2,944.11           |
|              | REVENUE, DEPT OF    |                                | GOLF COURSE                | 3,088.75           |
|              | REVENUE, DEPT OF    |                                | STORM DRAINAGE             | 5,839.80           |
|              | REVENUE, DEPT OF    |                                | SOLID WASTE OPERATIONS     | 31,591.76          |
|              | REVENUE, DEPT OF    |                                | UTIL ADMIN                 | 54,835.15          |
| 82172        | AL-MANSURI, EMAD    | UTILITY TAX REBATE             | NON-DEPARTMENTAL           | 71.99              |
| 82173        | ALPHA COURIER INC.  | COURIER SERVICE                | WASTE WATER TREATMENT      | 74.09              |
| 82174        | ALS TRUCK PARTS     | WHEEL (2)                      | EQUIPMENT RENTAL           | 98.55              |
| 82175        | AMSAN SEATTLE       | JANITORIAL SUPPLIES            | ADMIN FACILITIES           | 164.92             |
|              | AMSAN SEATTLE       |                                | UTIL ADMIN                 | 224.74             |
|              | AMSAN SEATTLE       |                                | COURT FACILITIES           | 257.18             |
|              | AMSAN SEATTLE       |                                | WASTE WATER TREATMENT      | 263.29             |
|              | AMSAN SEATTLE       |                                | PUBLIC SAFETY BLDG.        | 280.04             |
|              | AMSAN SEATTLE       |                                | MAINT OF GENL PLANT        | 297.84             |
| 82176        | APOSTOLIC CHURCH    | RENTAL DEPOSIT REFUND          | GENERAL FUND               | 100.00             |
| 82177        | ARAMARK UNIFORM     | UNIFORM SERVICE                | MAINTENANCE                | 10.97              |
| 82178        | ASSN OF WA CITIES   | 2013 AWC TESTING CONSORTIUM    | UTIL ADMIN                 | 2,983.00           |
| 82179        | AUDIOLOGY SERVICES  | NEW HIRE TESTING               | EXECUTIVE ADMIN            | 11.75              |
| 82180        | BANK OF AMERICA     | PARKING REIMBURSEMENT          | EXECUTIVE ADMIN            | 3.00               |
| 82181        | BANK OF AMERICA     | SUPPLY REIMBURSEMENT           | PARK & RECREATION FAC      | 19.53              |
|              | BANK OF AMERICA     |                                | COMMUNITY CENTER           | 29.19              |
|              | BANK OF AMERICA     |                                | RECREATION SERVICES        | 30.00              |
|              | BANK OF AMERICA     |                                | RECREATION SERVICES        | 30.00              |
|              | BANK OF AMERICA     |                                | MAINTENANCE                | 65.00              |
| 82182        | BANK OF AMERICA     | EMPLOYEE APPRECIATION          | UTIL ADMIN                 | 185.00             |
| 82183        | BANK OF AMERICA     | MEAL REIMBURSEMENT             | POLICE ADMINISTRATION      | 219.52             |
| 82184        | BANK OF AMERICA     | 2013 AWC CONFERENCE REGISTRATI | EXECUTIVE ADMIN            | 270.00             |
|              | BANK OF AMERICA     |                                | CITY COUNCIL               | 405.00             |
| 82185        | BANK OF AMERICA     | TRAVEL/SUPPLY REIMBURSEMENT    | GENERAL FUND               | -66.57             |
|              | BANK OF AMERICA     |                                | POLICE ADMINISTRATION      | 51.99              |
|              | BANK OF AMERICA     |                                | POLICE ADMINISTRATION      | 107.18             |
|              | BANK OF AMERICA     |                                | POLICE PATROL              | 173.71             |
|              | BANK OF AMERICA     |                                | POLICE INVESTIGATION       | 666.81             |
| 82186        | BANK OF AMERICA     | TRAINING REIMBURSEMENT         | POLICE INVESTIGATION       | 1,100.00           |
| 82187        | BANK OF AMERICA     | TRAINING AND CHAIR REIMBURSEME | EXECUTIVE ADMIN            | 70.00              |
|              | BANK OF AMERICA     |                                | COMPUTER SERVICES          | 529.41             |
|              | BANK OF AMERICA     |                                | FINANCE-GENL               | 529.43             |
|              | BANK OF AMERICA     |                                | CITY CLERK                 | 529.43             |
|              | BANK OF AMERICA     |                                | UTILITY BILLING            | 1,235.32           |
| 82188        | BECK, KERRY         | RENTAL DEPOSIT REFUND          | GENERAL FUND               | 100.00             |
| 82189        | BELL-MCCANN, TERI   | WW REGISTRATION REIMBURSEMENT  | PERSONNEL ADMINISTRATIO    | 39.00              |
| 82190        | BERGER/ABAM ENGR    | PROFESSIONAL SERVICES          | ROADS/STREETS CONSTRUC     | 9,241.10           |
| 82191        | BERGSTROM, GOLDIE   | UTILITY TAX REBATE             | UTIL ADMIN                 | 36.96              |
|              | BERGSTROM, GOLDIE   |                                | NON-DEPARTMENTAL           | 73.32              |
|              | BERGSTROM, GOLDIE   |                                | UTIL ADMIN                 | 137.74             |
| 82192        | BERRY, ROY          | CLASS FEE REFUND               | PARKS-RECREATION           | 120.00             |
| 82193        | BICKFORD FORD       | GASKET AND COOLER HOSE KIT     | EQUIPMENT RENTAL           | 124.51             |

Item 2-3

**CITY OF MARYSVILLE  
 INVOICE LIST**

FOR INVOICES FROM 1/18/2013 TO 1/23/2013

| <u>CHK #</u> | <u>VENDOR</u>        | <u>ITEM DESCRIPTION</u>        | <u>ACCOUNT DESCRIPTION</u> | <u>ITEM AMOUNT</u> |
|--------------|----------------------|--------------------------------|----------------------------|--------------------|
| 82193        | BICKFORD FORD        | FRONT BRAKE ROTORS AND BRAKE P | ER&R                       | 364.77             |
| 82194        | BLUMENTHAL UNIFORMS  | UNIFORM CREDIT-PAXTON          | POLICE INVESTIGATION       | -271.49            |
|              | BLUMENTHAL UNIFORMS  | UNIFORM-ELLIOTT                | OFFICE OPERATIONS          | 160.49             |
|              | BLUMENTHAL UNIFORMS  | UNIFORM-NYMAN                  | OFFICE OPERATIONS          | 244.10             |
| 82195        | BOB BARKER COMPANY   | JAIL AND INMATE SUPPLIES       | DETENTION & CORRECTION     | 756.39             |
| 82196        | BOTTIN, KYLE         | RENTAL DEPOSIT REFUND          | GENERAL FUND               | 200.00             |
| 82197        | BRINKS INC           | ARMORED TRUCK SERVICE          | COMMUNITY DEVELOPMENT-     | 106.13             |
|              | BRINKS INC           |                                | UTIL ADMIN                 | 106.13             |
|              | BRINKS INC           |                                | GOLF ADMINISTRATION        | 182.78             |
|              | BRINKS INC           |                                | UTILITY BILLING            | 186.18             |
|              | BRINKS INC           |                                | POLICE ADMINISTRATION      | 346.29             |
|              | BRINKS INC           |                                | MUNICIPAL COURTS           | 346.29             |
| 82198        | BUELL, JOHN          | REIMBURSE CDL FEES             | UTIL ADMIN                 | 20.00              |
| 82199        | BURCH, MYRNA         | UTILTY TAX REBATE              | NON-DEPARTMENTAL           | 122.40             |
| 82200        | CARRS ACE            | SPRAY FOAM                     | WASTE WATER TREATMENT      | 17.89              |
|              | CARRS ACE            | DUCT TAPE, PAINT, MASKING TAPE | PARK & RECREATION FAC      | 289.97             |
| 82201        | CASCADE NATURAL GAS  | NATURAL GAS CHARGES            | WATER FILTRATION PLANT     | 2,388.03           |
| 82202        | CHENNAULT, KARI      | REIMBURSE PARKING FEE          | STORM DRAINAGE             | 12.00              |
| 82203        | CHILD ADVOCACY CTR   | CHILD ADVOCACY-4TH QTR 2012    | POLICE INVESTIGATION       | 2,716.70           |
| 82204        | CHRISTENSEN, SHELLY  | UB 848411000000 8411 82ND ST N | WATER/SEWER OPERATION      | 122.23             |
| 82205        | CONCRETE NOR'WEST    | PEA GRAVEL                     | MAINTENANCE                | 328.03             |
| 82206        | COOP SUPPLY          | GLOVES                         | PARK & RECREATION FAC      | 30.38              |
|              | COOP SUPPLY          | PRUNER, FORK AND RAKES         | PARK & RECREATION FAC      | 133.52             |
| 82207        | COURIER, RICHARD & T | UTILITY TAX REBATE             | NON-DEPARTMENTAL           | 76.76              |
| 82208        | CRANE, SHAUNA        | WW REGISTRATION REIMBURSEMENT  | PERSONNEL ADMINISTRATIO    | 39.00              |
| 82209        | CROSSMATCH TECHNOLOG | PALM SCAN MAINT RENEWAL        | DETENTION & CORRECTION     | 3,909.60           |
| 82210        | DANIELS, DON         | UTILITY TAX REBATE             | NON-DEPARTMENTAL           | 68.38              |
| 82211        | DELL                 | LAB SCADA REPLACEMENT          | IS REPLACEMENT ACCOUNTS    | 1,516.39           |
| 82212        | DIAMOND B CONSTRUCT  | REPAIR HEAT PUMP-LIBRARY       | LIBRARY-GENL               | 1,091.06           |
| 82213        | DONNELSON, DIANE     | UB 110550000001 4621 94TH PL N | WATER/SEWER OPERATION      | 280.90             |
| 82214        | DRUG BUY FUND        | DRUG BUY FUND                  | POLICE PATROL              | 1,800.00           |
| 82215        | DUFFY, PATRICK & KAR | UB 840001050000 7422 71ST AVE  | WATER/SEWER OPERATION      | 174.74             |
| 82216        | DUNLAP INDUSTRIAL    | SHOVELS                        | ER&R                       | 102.09             |
| 82217        | DYNAMIC BRANDS, LLC  | TOWELS                         | GOLF COURSE                | 230.71             |
| 82218        | E&E LUMBER           | TUBE LIGHT                     | PARK & RECREATION FAC      | 12.83              |
|              | E&E LUMBER           | FASTENERS                      | PARK & RECREATION FAC      | 16.05              |
|              | E&E LUMBER           | ANTIFREEZE                     | PARK & RECREATION FAC      | 22.98              |
|              | E&E LUMBER           | HARDWARE AND FLASHING          | MAINT OF GENL PLANT        | 28.15              |
|              | E&E LUMBER           | UTILITY BRUSH AND DROP CLOTH   | PARK & RECREATION FAC      | 33.20              |
|              | E&E LUMBER           | CAULKING GUN AND CAULK         | MAINT OF GENL PLANT        | 44.48              |
|              | E&E LUMBER           | OIL HEATER AND LIGHT BULB      | MAINT OF GENL PLANT        | 59.71              |
| 82219        | EAST JORDAN IRON WOR | VALVE BOX TOPS                 | WATER/SEWER OPERATION      | 507.90             |
| 82220        | EDGE ANALYTICAL      | LAB ANALYSIS                   | WATER QUAL TREATMENT       | 10.00              |
|              | EDGE ANALYTICAL      |                                | WATER QUAL TREATMENT       | 10.00              |
|              | EDGE ANALYTICAL      |                                | WATER QUAL TREATMENT       | 10.00              |
|              | EDGE ANALYTICAL      |                                | WATER QUAL TREATMENT       | 10.00              |
|              | EDGE ANALYTICAL      |                                | WATER QUAL TREATMENT       | 15.00              |
|              | EDGE ANALYTICAL      |                                | WATER QUAL TREATMENT       | 20.00              |
|              | EDGE ANALYTICAL      |                                | WATER QUAL TREATMENT       | 30.00              |
| 82221        | EDWARDS, IRMA & THOM | UB 761506100000 7125 66TH ST N | WATER/SEWER OPERATION      | 34.83              |
| 82222        | ENOS, DEBORAH        | WELLNESS LUNCH AND LEARN PRESE | PERSONNEL ADMINISTRATIO    | 540.00             |
| 82223        | EVERETT STEEL CO     | STEEL ANGLE, FLAT BAR AND ROUN | MAINTENANCE                | 262.27             |
| 82224        | EVERETT TIRE & AUTO  | TIRES (2)                      | EQUIPMENT RENTAL           | 343.75             |
| 82225        | EVERETT UTILITIES    | WATER/FILTRATION SERVICES      | SOURCE OF SUPPLY           | 79,094.19          |
| 82226        | EVERGREEN SECURITY   | SECURITY MONITORING            | COURT FACILITIES           | 117.00             |
| 82227        | FBINAA WASHINGTON    | FBINAA DUES                    | POLICE ADMINISTRATION      | 80.00              |
| 82228        | FIRE PROTECTION,INC  | ANNUAL FIRE ALARM MONITORING// | WATER FILTRATION PLANT     | 529.50             |
| 82229        | FOOTJOY              | JACKET                         | GOLF COURSE                | 133.17             |
|              | FOOTJOY              | WINTER/RAIN GLOVES             | GOLF COURSE                | 299.19             |
|              | FOOTJOY              | OUTERWEAR/JACKETS              | GOLF COURSE                | 561.51             |
| 82230        | FRYER, FRANK         | UTILITY TAX REBATE             | NON-DEPARTMENTAL           | 24.68              |

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|--------------|----------------------|-----------------------------------|----------------------------|--------------------|
| 82230        | FRYER, FRANK         | UTILITY TAX REBATE                | UTIL ADMIN                 | 36.96              |
|              | FRYER, FRANK         |                                   | UTIL ADMIN                 | 137.74             |
| 82231        | GILLETTE, DON        |                                   | UTIL ADMIN                 | 36.96              |
|              | GILLETTE, DON        |                                   | NON-DEPARTMENTAL           | 42.11              |
|              | GILLETTE, DON        |                                   | UTIL ADMIN                 | 137.74             |
| 82232        | GREENSHIELDS         | HYDRAULIC HOSE ASSEMBLY           | EQUIPMENT RENTAL           | 165.46             |
| 82233        | GREG RAIRDONS DODGE  | FUEL PUMP                         | EQUIPMENT RENTAL           | 423.94             |
| 82234        | GUY, KRISTIE         | WW REGISTRATION AND REPORT REI    | UTIL ADMIN                 | 4.20               |
|              | GUY, KRISTIE         |                                   | PERSONNEL ADMINISTRATIO    | 39.00              |
| 82235        | HACKNEY, JANET       | UTILITY TAX REBATE                | NON-DEPARTMENTAL           | 48.85              |
| 82236        | HAPPY HOPPERS, INC.  | INSTRUCTOR SERVICES               | RECREATION SERVICES        | 876.00             |
| 82237        | HARRIS, JANENE       | UTILITY TAX REBATE                | NON-DEPARTMENTAL           | 9.27               |
| 82238        | HD FOWLER COMPANY    | SHOVELS                           | ER&R                       | 47.05              |
|              | HD FOWLER COMPANY    |                                   | ER&R                       | 47.05              |
|              | HD FOWLER COMPANY    | DOUBLE SHOT WRENCH                | HYDRANTS                   | 79.64              |
|              | HD FOWLER COMPANY    | MAIN VALVE REPAIR KIT             | HYDRANTS                   | 136.69             |
|              | HD FOWLER COMPANY    | PIPELINE FOOT VALVE COVERS        | WASTE WATER TREATMENT      | 171.59             |
|              | HD FOWLER COMPANY    | SILT FENCE SECTIONS               | ROADWAY MAINTENANCE        | 207.21             |
|              | HD FOWLER COMPANY    | PROBES AND MARKING PAINT          | ER&R                       | 266.16             |
|              | HD FOWLER COMPANY    | SOLID PIPES AND PERFORATED PIP    | STORM DRAINAGE             | 1,431.79           |
| 82239        | INFORMATION SERVICES | TELECOMMUNICATION SERVICES        | COMMUNICATION CENTER       | 1,121.80           |
| 82240        | JEFFERSON, BONNIE    | WW REGISTRATION REIMBURSEMENT     | PERSONNEL ADMINISTRATIO    | 39.00              |
| 82241        | KELLEY, MARCIA       | SERGEANTS TEST COST REIMBURSEM    | POLICE ADMINISTRATION      | 58.14              |
| 82242        | KIWANIS              | 2010 HOTEL/MOTEL GRANT REIMBUR    | HOTEL/MOTEL TAX            | 1,077.62           |
| 82243        | KUKER-RANKEN         | OPAQUE BOND                       | ER&R                       | 106.94             |
| 82244        | LAKE INDUSTRIES      | ASPHALT DUMP FEES                 | WATER DIST MAINS           | 36.00              |
|              | LAKE INDUSTRIES      |                                   | STORM DRAINAGE             | 36.00              |
|              | LAKE INDUSTRIES      |                                   | ROADWAY MAINTENANCE        | 36.00              |
|              | LAKE INDUSTRIES      |                                   | WATER DIST MAINS           | 60.00              |
|              | LAKE INDUSTRIES      |                                   | STORM DRAINAGE             | 60.00              |
|              | LAKE INDUSTRIES      |                                   | ROADWAY MAINTENANCE        | 60.00              |
| 82245        | LAKESIDE INDUSTRIES  | STREET ASPHALT                    | WATER DIST MAINS           | 595.15             |
| 82246        | LAWLESS, JAMES & LIS | UB 761359252001 7611 67TH ST N    | WATER/SEWER OPERATION      | 20.22              |
| 82247        | LES SCHWAB TIRE CTR  | TIRE CREDIT                       | EQUIPMENT RENTAL           | -670.11            |
|              | LES SCHWAB TIRE CTR  | STUDDERED SNOW TIRES (4)          | EQUIPMENT RENTAL           | 538.75             |
|              | LES SCHWAB TIRE CTR  | TIRES                             | EQUIPMENT RENTAL           | 670.11             |
| 82248        | LICENSING, DEPT OF   | ADAMS, BILLY (ORIGINAL)           | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | AKERS, SUMMER (ORIGINAL)          | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | BENWAY, KEVIN (ORIGINAL)          | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | EGGERLING, RODERICK (ORIGINAL)    | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | GAVIN, TIMOTHY (ORIGINAL)         | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | GAZONAS, TAMMY (ORIGINAL)         | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | HUBERT, DAN (ORIGINAL)            | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | IHLER, COREY (ORIGINAL)           | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | KRADENPOTH, ROLF (RENEWAL)        | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | KRUSE, ROGER (RENEWAL)            | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | MENZEL, BRIAN (ORIGINAL)          | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | METZGER, KEITH (ORIGINAL)         | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | MOORE, KELLY (ORIGINAL)           | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | O'CONNOR, LAURA (ORIGINAL)        | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | REYNOLDS, ROBERT (RENEWAL)        | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | SENDAYDIEGO, JESTHER (ORIGINAL)   | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | SHAMROCK, BERNARD (RENEWAL)       | GENERAL FUND               | 18.00              |
|              | LICENSING, DEPT OF   | WOOD, WILLIAM (ORIGINAL)          | GENERAL FUND               | 18.00              |
| 82249        | LINT, BECKY          | RENTAL DEPOSIT REFUND             | GENERAL FUND               | 100.00             |
| 82250        | LOWES HIW INC        | RETURN FLUSH                      | PARK & RECREATION FAC      | -14.11             |
|              | LOWES HIW INC        | CEILING FIXTURE                   | PARK & RECREATION FAC      | 11.82              |
|              | LOWES HIW INC        | FAN HEATER AND HANDLE             | PARK & RECREATION FAC      | 61.84              |
|              | LOWES HIW INC        | LIGHT, TOWEL HOLDER AND CEILIN    | PARK & RECREATION FAC      | 115.49             |
|              | LOWES HIW INC        | SHELVING AND OFFICE SUPPLIES      | PUBLIC SAFETY BLDG.        | 117.57             |
| 82251        | MARYSVILLE PRINTING  | ENVELOPES <small>Item 2-5</small> | PRO-SHOP                   | 100.52             |



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|--------------|----------------------|--------------------------------|----------------------------|--------------------|
| 82252        | MARYSVILLE, CITY OF  | UTILITY SERVICE-6802 84TH ST N | PRO-SHOP                   | 180.26             |
| 82253        | MCFARLANE, MANYA     | RENTAL DEPOSIT REFUND          | GENERAL FUND               | 100.00             |
| 82254        | MESSERLY, CONNIE     | REIMBURSE DRIVING ABSTRACT/WW  | UTIL ADMIN                 | 13.00              |
|              | MESSERLY, CONNIE     |                                | PERSONNEL ADMINISTRATIO    | 39.00              |
| 82255        | MILLETT, JENNIFER    | REIMBURSE MILEAGE              | LEGAL - PROSECUTION        | 73.39              |
| 82256        | MOTOR TRUCKS         | PB AIR CAN KIT                 | EQUIPMENT RENTAL           | 89.15              |
| 82257        | NATIONAL BARRICADE   | THERMAL PLASTIC 8X8 PADS       | TRAFFIC CONTROL DEVICES    | 60.82              |
|              | NATIONAL BARRICADE   | DELINEATORS AND ISLAND MARKERS | TRAFFIC CONTROL DEVICES    | 556.58             |
| 82258        | NEHRING, JON         | REIMBURSE ROTARY CLUB DUES & F | NON-DEPARTMENTAL           | 50.00              |
|              | NEHRING, JON         |                                | EXECUTIVE ADMIN            | 325.00             |
| 82259        | NELSON PETROLEUM     | GEAR OIL                       | SOURCE OF SUPPLY           | 137.59             |
|              | NELSON PETROLEUM     | BULK ENGINE OIL, HYDRAULIC OIL | ER&R                       | 3,058.06           |
| 82260        | NICLAI, CHERYL       | WW REGISTRATION REIMBURSEMENT  | PERSONNEL ADMINISTRATIO    | 39.00              |
|              | NICLAI, CHERYL       | REIMBURSE OFFICE SUPPLY PURCHA | UTIL ADMIN                 | 43.43              |
| 82261        | NOLTE, R DAVID & MIC | UB 420761650005 4015 166TH ST  | WATER/SEWER OPERATION      | 20.96              |
| 82262        | NORTH COAST ELECTRIC | FUSES                          | WATER FILTRATION PLANT     | 14.38              |
| 82263        | NORTHWEST INSTRUMENT | 2013 ANALYTICAL BALANCE CALIBR | WASTE WATER TREATMENT      | 103.17             |
| 82264        | OCHOA, ISRAEL G.     | RENTAL DEPOSIT REFUND          | GENERAL FUND               | 100.00             |
| 82265        | OFFICE DEPOT         | OFFICE SUPPLIES                | POLICE PATROL              | 1.40               |
|              | OFFICE DEPOT         |                                | UTIL ADMIN                 | 9.46               |
|              | OFFICE DEPOT         |                                | OFFICE OPERATIONS          | 16.28              |
|              | OFFICE DEPOT         |                                | ENGR-GENL                  | 17.85              |
|              | OFFICE DEPOT         |                                | OFFICE OPERATIONS          | 76.12              |
|              | OFFICE DEPOT         |                                | COMMUNITY DEVELOPMENT-     | 86.99              |
|              | OFFICE DEPOT         |                                | POLICE INVESTIGATION       | 89.06              |
|              | OFFICE DEPOT         |                                | DETENTION & CORRECTION     | 97.72              |
|              | OFFICE DEPOT         |                                | POLICE PATROL              | 103.36             |
|              | OFFICE DEPOT         |                                | UTIL ADMIN                 | 103.84             |
|              | OFFICE DEPOT         |                                | EXECUTIVE ADMIN            | 140.42             |
|              | OFFICE DEPOT         | OFFICE CHAIR                   | POLICE PATROL              | 213.93             |
|              | OFFICE DEPOT         | OFFICE SUPPLIES                | POLICE PATROL              | 282.10             |
| 82266        | OKANOGAN COUNTY JAIL | INMATE HOUSING-DEC 2012        | DETENTION & CORRECTION     | 1,820.00           |
| 82267        | OSBORN CONSULTING    | PROFESSIONAL SERVICES          | SURFACE WATER CAPITAL PI   | 13,677.45          |
| 82268        | PACIFIC NW BUSINESS  | TONER                          | FINANCE-GENL               | 61.85              |
| 82269        | PACIFIC POWER BATTER | BATTERIES FOR STOCK            | ER&R                       | 256.73             |
| 82270        | PARTS STORE, THE     | RETURN FILTER                  | ER&R                       | -10.06             |
|              | PARTS STORE, THE     | WIRE CONNECTOR                 | ER&R                       | 1.56               |
|              | PARTS STORE, THE     | GAS CAP                        | EQUIPMENT RENTAL           | 12.93              |
|              | PARTS STORE, THE     | RADIATOR HOSE                  | EQUIPMENT RENTAL           | 14.76              |
|              | PARTS STORE, THE     | DRIVE BELTS                    | EQUIPMENT RENTAL           | 53.01              |
|              | PARTS STORE, THE     | PINION SEAL, STABILIZER AND FI | EQUIPMENT RENTAL           | 75.26              |
|              | PARTS STORE, THE     | ANTIFREEZE, AIR FILTERS AND FL | ER&R                       | 177.45             |
|              | PARTS STORE, THE     | OIL FILTERS, PS FLUID, DEICER, | ER&R                       | 195.12             |
| 82271        | PAYDIRT, LLC         | TRENCH BOX RENTAL              | WATER DIST MAINS           | 415.94             |
| 82272        | PING                 | DRIVER                         | GOLF COURSE                | 235.17             |
| 82273        | PLATT                | ELECTRICAL SUPPLIES            | PARK & RECREATION FAC      | 83.77              |
| 82274        | PRINGLE, HARRY       | UTILITY TAX REBATE             | NON-DEPARTMENTAL           | 30.82              |
|              | PRINGLE, HARRY       |                                | UTIL ADMIN                 | 36.96              |
|              | PRINGLE, HARRY       |                                | UTIL ADMIN                 | 137.74             |
| 82275        | PROGRESSIVE BUSINESS | SUBSCRIPTION RENEWAL-A/P       | FINANCE-GENL               | 299.00             |
| 82276        | PUD                  | ACCT #2009-7395-6              | SEWER LIFT STATION         | 50.26              |
|              | PUD                  | ACCT #2024-6102-6              | MAINT OF GENL PLANT        | 50.61              |
|              | PUD                  | ACCT #2004-4880-1              | TRANSPORTATION MANAGEM     | 96.50              |
|              | PUD                  | ACCT #2016-2888-0              | WASTE WATER TREATMENT      | 390.18             |
|              | PUD                  | ACCT #2016-7563-4              | WASTE WATER TREATMENT      | 951.38             |
|              | PUD                  | ACCT #2021-7733-3              | MAINT OF GENL PLANT        | 1,640.18           |
|              | PUD                  | ACCT #2015-8728-4              | WASTE WATER TREATMENT      | 1,815.83           |
|              | PUD                  | ACCT #2016-3968-9              | MAINT OF GENL PLANT        | 3,190.51           |
| 82277        | PUGET SOUND SECURITY | SPARE KEY AND HIDE A KEY BOXES | WATER DIST MAINS           | 13.27              |
|              | PUGET SOUND SECURITY | KEYS                           | MAINT OF GENL PLANT        | 20.99              |
| 82278        | REVENUE, DEPT OF     | 4TH QTR LEASEHOLD TAX 2012     | WATER/SEWER OPERATION      | 682.74             |

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|--------------|--|---|---|---|
| 82278        | REVENUE, DEPT OF<br>REVENUE, DEPT OF<br>REVENUE, DEPT OF   | 4TH QTR LEASEHOLD TAX 2012  | GOLF COURSE   | 1,348.20  |
|              |  |   | GENERAL FUND  | 1,677.60  |
|              |  |   | WATER SERVICES  | 2,014.80  |
| 82279        | RICOH USA, INC.  | KBCC COPIER RENTAL  | COMMUNITY CENTER  | 27.68   |
| 82280        | ROY ROBINSON   | SENSOR, THERMOSTAT AND GASKET   | EQUIPMENT RENTAL  | 49.60   |
| 82281        | ROYLANCE, JUNE   | WW REGISTRATION REIMBURSEMENT   | PERSONNEL ADMINISTRATIO   | 39.00   |
| 82282        | SAFeway INC.   | COUNCIL MTG REFRESHMENTS  | CITY COUNCIL  | 14.97   |
| 82283        | SCCFOA<br>SCCFOA<br>SCCFOA   | 2013 MEMBERSHIP-MIRANDA<br>2013 MEMBERSHIP (4)  | UTIL ADMIN<br>FINANCE-GENL<br>CITY CLERK  | 25.00<br>50.00<br>50.00   |
| 82284        | SCHNEIDER, ROBERTA   | WW REGISTRATION REIMBURSEMENT   | PERSONNEL ADMINISTRATIO   | 39.00   |
| 82285        | SEIBERT, JEFF  | NLC CONFERENCE AIR FARE TICKET  | CITY COUNCIL  | 628.80  |
| 82286        | SENTINEL OFFENDER SE   | EHM SERVICES  | DETENTION & CORRECTION  | 955.23  |
| 82287        | SERS   | 2013 SERS OPERATING ASSESSMENT  | COMMUNICATION CENTER  | 175,976.00  |
| 82288        | SMITH, LUETTA  | UTILITY TAX REBATE  | NON-DEPARTMENTAL  | 40.18   |
| 82289        | SNO CO BAR ASSOC<br>SNO CO BAR ASSOC   | 2013 MEMBERSHIP   | LEGAL - PROSECUTION<br>LEGAL - PROSECUTION  | 75.00<br>75.00  |
| 82290        | SNOPAC<br>SNOPAC   | ACCESS QUARTERLY ASSESSMENT<br>DISPATCH SERVICES  | COMMUNICATION CENTER<br>COMMUNICATION CENTER  | 2,841.08<br>73,948.37   |
| 82291        | SOUND POWER  | STRAP AND SHUT OFF VALVE  | ROADWAY MAINTENANCE   | 65.92   |
| 82292        | SOUND SAFETY<br>SOUND SAFETY<br>SOUND SAFETY<br>SOUND SAFETY<br>SOUND SAFETY<br>SOUND SAFETY<br>SOUND SAFETY<br>SOUND SAFETY                                 | BLOOD BORNE PATHOGEN KITS<br>RAINGEAR<br>GLOVES<br>RAINGEAR<br>FIRST AID KITS (9)<br>RUBBER BOOTS AND PANTS-SMITH | ER&R<br>ER&R<br>ER&R<br>ER&R<br>ER&R<br>ER&R<br>GENERAL SERVICES - OVERI  | 58.61<br>111.95<br>124.07<br>138.14<br>156.73<br>188.15<br>230.24             |
| 82293        | STATE AUDITORS OFFIC<br>STATE AUDITORS OFFIC   | AUDIT PERIOD 11-11  | NON-DEPARTMENTAL<br>UTIL ADMIN  | 41.80<br>41.80  |
| 82294        | STATE PATROL<br>STATE PATROL<br>STATE PATROL   | FINGERPRINT ID SERVICES<br>BACKGROUND CHECKS<br>FINGERPRINT ID SERVICES   | COMMUNITY DEVELOPMENT-<br>PERSONNEL ADMINISTRATIO<br>GENERAL FUND   | 26.00<br>190.00<br>478.50   |
| 82295        | STELLAR INDUSTRIAL S   | BITS  | FACILITY MAINTENANCE  | 58.47   |
| 82296        | STRATEGIES 360   | PROFESSIONAL SERVICES   | NON-DEPARTMENTAL  | 78.25   |
| 82297        | TACOMA SCREW PRODUCT   | MISC BOLTS, NUTS AND CONNECTOR  | EQUIPMENT RENTAL  | 801.15  |
| 82298        | TAYLORMADE<br>TAYLORMADE   | RAIN PANTS<br>IRONS   | GOLF COURSE<br>GOLF COURSE  | 41.60<br>316.63   |
| 82299        | TECH DEPOT   | COMPUTER SUPPLIES   | POLICE INVESTIGATION  | 38.65   |
| 82300        | THORLEIFSON, JOANNE  | UTILITY TAX REBATE  | NON-DEPARTMENTAL  | 91.66   |
| 82301        | TIDWELL, JANA  | RENTAL DEPOSIT REFUND   | GENERAL FUND  | 100.00  |
| 82302        | TITLEIST<br>TITLEIST<br>TITLEIST<br>TITLEIST<br>TITLEIST<br>TITLEIST<br>TITLEIST   | GOLF BALLS<br>PUTTER<br>GOLF BALLS<br>GOLF GLOVES<br>GOLF BALLS   | GOLF COURSE<br>GOLF COURSE<br>GOLF COURSE<br>GOLF COURSE<br>GOLF COURSE<br>GOLF COURSE<br>GOLF COURSE   | 104.60<br>145.06<br>232.89<br>234.99<br>279.83<br>291.47<br>296.55            |
| 82303        | TITLEIST   |   | GOLF COURSE   | 296.55  |
| 82304        | TORO NSN<br>TORO NSN   | TORO NSN PLAN   | MAINTENANCE<br>MAINTENANCE  | 134.00<br>134.00  |
| 82305        | TRAPP, BETTY M   | UB 981660075000 16600 25TH AVE  | GARBAGE   | 10.70   |
| 82306        | TULALIP CHAMBER  | VISITOR & COMM INFO CENTER CON  | NON-DEPARTMENTAL  | 40,000.00   |
| 82307        | UNITED RENTALS   | LIGHT TOWER RENTAL  | WATER DIST MAINS  | 245.22  |
| 82308        | VERIZON/FRONTIER<br>VERIZON/FRONTIER<br>VERIZON/FRONTIER<br>VERIZON/FRONTIER<br>VERIZON/FRONTIER<br>VERIZON/FRONTIER<br>VERIZON/FRONTIER<br>VERIZON/FRONTIER | WIRELESS CHARGES  | CRIME PREVENTION<br>ANIMAL CONTROL<br>UTILITY BILLING<br>SOLID WASTE CUSTOMER E)<br>GOLF ADMINISTRATION<br>EQUIPMENT RENTAL<br>FACILITY MAINTENANCE<br>YOUTH SERVICES<br>FINANCE-GENL | 26.23<br>26.23<br>47.98<br>47.98<br>47.98<br>47.98<br>47.98<br>52.46<br>54.23 |

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|--------------|----------------------|------------------------------|----------------------------|--------------------|
| 82308        | VERIZON/FRONTIER     | WIRELESS CHARGES             | PERSONNEL ADMINISTRATIO    | 54.23              |
|              | VERIZON/FRONTIER     |                              | EXECUTIVE ADMIN            | 102.23             |
|              | VERIZON/FRONTIER     |                              | OFFICE OPERATIONS          | 104.92             |
|              | VERIZON/FRONTIER     |                              | LEGAL - PROSECUTION        | 108.56             |
|              | VERIZON/FRONTIER     |                              | COMPUTER SERVICES          | 124.78             |
|              | VERIZON/FRONTIER     |                              | RECREATION SERVICES        | 126.20             |
|              | VERIZON/FRONTIER     |                              | PARK & RECREATION FAC      | 174.18             |
|              | VERIZON/FRONTIER     |                              | POLICE INVESTIGATION       | 183.61             |
|              | VERIZON/FRONTIER     |                              | DETENTION & CORRECTION     | 183.61             |
|              | VERIZON/FRONTIER     |                              | COMMUNITY DEVELOPMENT-     | 207.96             |
|              | VERIZON/FRONTIER     |                              | STORM DRAINAGE             | 231.93             |
|              | VERIZON/FRONTIER     |                              | LEGAL-GENL                 | 233.77             |
|              | VERIZON/FRONTIER     |                              | WASTE WATER TREATMENT      | 244.76             |
|              | VERIZON/FRONTIER     |                              | ENGR-GENL                  | 264.42             |
|              | VERIZON/FRONTIER     |                              | GENERAL SERVICES - OVERH   | 342.11             |
|              | VERIZON/FRONTIER     |                              | POLICE ADMINISTRATION      | 465.34             |
|              | VERIZON/FRONTIER     |                              | UTIL ADMIN                 | 726.54             |
|              | VERIZON/FRONTIER     |                              | POLICE PATROL              | 1,013.97           |
|              | VERIZON/FRONTIER     |                              | TRIBAL GAMING-GENL         | 1,880.59           |
| 82309        | VERIZON/FRONTIER     | ACCT #36065150331108105      | EXECUTIVE ADMIN            | 22.98              |
|              | VERIZON/FRONTIER     | ACCT #36065894930725005      | POLICE INVESTIGATION       | 53.99              |
|              | VERIZON/FRONTIER     |                              | RECREATION SERVICES        | 86.92              |
|              | VERIZON/FRONTIER     | ACCT #36065891800622955      | LIBRARY-GENL               | 105.88             |
| 82310        | WA STATE BAR ASSOCIA | 2013 LICENSE RENEWAL-MILLETT | LEGAL - PROSECUTION        | 348.60             |
| 82311        | WATSON-DALBEY, INA   | UTILITY TAX REBATE           | UTIL ADMIN                 | 36.96              |
|              | WATSON-DALBEY, INA   |                              | NON-DEPARTMENTAL           | 49.75              |
|              | WATSON-DALBEY, INA   |                              | UTIL ADMIN                 | 137.74             |
| 82312        | WELENOFSKY, SUSAN    |                              | NON-DEPARTMENTAL           | 25.25              |
|              | WELENOFSKY, SUSAN    |                              | UTIL ADMIN                 | 36.96              |
|              | WELENOFSKY, SUSAN    |                              | UTIL ADMIN                 | 137.74             |
| 82313        | WEST PAYMENT CENTER  | INTEL CHECKS                 | POLICE INVESTIGATION       | 185.71             |
|              | WEST PAYMENT CENTER  | WEST INFORMATION CHARGES     | LEGAL - PROSECUTION        | 644.00             |
| 82314        | WFOA                 | MEMBERSHIP DUES-MIRANDA      | UTIL ADMIN                 | 50.00              |
| 82315        | WILBUR-ELLIS         | FUNGICIDE                    | MAINTENANCE                | 428.65             |
| 82316        | WILDLIFE & RECREATIO | 2013 MEMBERSHIP RENEWAL      | RECREATION SERVICES        | 200.00             |
|              | WILDLIFE & RECREATIO |                              | COMMUNITY CENTER           | 200.00             |
|              | WILDLIFE & RECREATIO |                              | PARK & RECREATION FAC      | 250.00             |
| 82317        | WOLTERS KLUWER LAW   | SUBSCRIPTION RENEWAL-PAYROLL | FINANCE-GENL               | 450.69             |
| 82318        | WOODBURY, VIOLET     | UTILITY TAX REBATE           | NON-DEPARTMENTAL           | 27.72              |
| 82319        | WRIGHT, DONNA        | REIMBURSE MILEAGE            | CITY COUNCIL               | 39.67              |

**WARRANT TOTAL:**

**582,954.39**

**REASON FOR VOIDS:**

- INITIATOR ERROR
- WRONG VENDOR
- CHECK LOST/DAMAGED IN MAIL
- UNCLAIMED PROPERTY

# *Index #3*

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: February 11, 2013**

|   |                 |     |
|---|-----------------|-----|
| AGENDA ITEM:<br>Payroll                         | AGENDA SECTION: |     |
| PREPARED BY:<br>Sandy Langdon, Finance Director | AGENDA NUMBER:  |     |
| ATTACHMENTS:<br>Blanket Certification           | APPROVED BY:    |     |
|   | MAYOR           | CAO |
| BUDGET CODE:                                    | AMOUNT:         |     |

**RECOMMENDED ACTION:**

The Finance and Executive Departments recommend City Council approve the January 18, 2013 payroll in the amount \$784,409.70 Check No.'s 26237 through 26272.

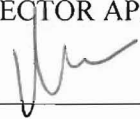
**COUNCIL ACTION:**

# *Index #4*

**CITY OF MARYSVILLE AGENDA BILL**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: February 11, 2013**

|  |   |
|--|---|
| AGENDA ITEM:<br>Supplement No. 6 to Professional Services Agreement with BergerABAM, for a no-cost time extension to allow for final design services on the Lakewood Triangle Access / 156 <sup>th</sup> Street Overcrossing Project |   |
| PREPARED BY: Patrick Gruenhagen, Project Manager   | DIRECTOR APPROVAL:<br> |
| DEPARTMENT: Public Works / Engineering   |   |
| ATTACHMENTS:<br>Professional Services Agreement Supplement   |   |
| BUDGET CODE:<br>30500030.563000 R0604  | AMOUNT:<br>\$0  |

**SUMMARY:**

On June 14, 2011, the City executed Supplement No. 5 to its Professional Services Agreement with BergerABAM Engineers – to provide engineering support services during the course of construction of the Lakewood Triangle Access / 156<sup>th</sup> Street Overcrossing Project.

The enclosed Supplement No. 6 provides for a no-cost extension of the Agreement end date to May 31, 2013 – in order to allow sufficient time for BergerABAM to assist with final project closeout and, notably, preparation of “as-built” record drawings.

**RECOMMENDED ACTION:** Staff recommends that Council authorize the Mayor to sign the enclosed Supplement No. 6 to the City’s Professional Services Agreement with BergerABAM, extending the agreement end date to May 31, 2013.



Washington State  
Department of Transportation

|  |   |
|--|---|
| <b>Supplemental Agreement No. 6</b>  | Organization and Address<br><b>BergerABAM</b>                   |
| Agreement Number   | <b>1301 Fifth Avenue, Suite 1200<br/>Seattle, WA 98101-2677</b> |
| Project Number<br><b>R-0604</b>  | Phone<br><b>206.357.5616</b>                                    |
| Project Title<br><b>Lakewood Triangle Access / 156<sup>th</sup> Street Overcrossing</b>        | Maximum Amount Payable<br><b>\$ 1,541,011.00</b>                |
| Description of Work<br>This Supplement is solely for the purposes of a no-cost time extension. |   |

The Local Agency of the CITY OF MARYSVILLE

desires to supplement the agreement entered into with BergerABAM

and executed on October 22, 2007 and identified as Agreement No. N/A.

and Supplemental Agreement No. 1, executed on October 14, 2008 (\$602,489.00).

and Supplemental Agreement No. 2, executed on May 24, 2010 (\$0).

and Supplemental Agreement No. 3, executed on December 22, 2010 (\$0).

and Supplemental Agreement No. 4, executed on April 25, 2011 (\$42,104.00).

and Supplemental Agreement No. 5, executed on June 14, 2011 (\$314,615.00).

All provisions in the basic agreement remain in effect except as expressly modified by this supplement. The changes to the agreement are described as follows:

I

Section IV, TIME FOR BEGINNING AND COMPLETION, is amended to change the number of calendar days for completion of the work to read: Complete all requirements by May 31, 2013.

If you concur with this supplement and agree to the changes as stated above, please sign in the appropriate spaces below and return to this office for final action. Dated this 3<sup>rd</sup> day of JANUARY, 2013.

By: ROBERT L. FERNANDES, VP

By: Jon Nehring, Mayor

*Robert L. Fernandes*  
Consultant Signature

\_\_\_\_\_  
Approving Authority Signature




# *Index #5*

**CITY OF MARYSVILLE AGENDA BILL**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: February 11, 2013**

|  |  |
|--|--|
| <b>AGENDA ITEM:</b><br>Extension of State of Washington Intergovernmental Cooperative Purchasing Agreement |  |
| <b>PREPARED BY:</b><br>Cheryl Niclai, Administrative Services Manager                                      | <b>DIRECTOR APPROVAL:</b><br> |
| <b>DEPARTMENT:</b><br>Public Works   |  |
| <b>ATTACHMENTS:</b><br>Amendment No. 2 to State of Washington DES Intergovernmental Agreement              |  |
| <b>BUDGET CODE:</b><br>50148058.549000   | <b>AMOUNT:</b><br>\$1,500.00   |

**SUMMARY:**

The City is currently a member of the State of Washington Purchasing Cooperative in order to access various contracts for goods and services that have been bid by the Department of Enterprise Services, such as janitorial services and supplies, vehicles and equipment, and automotive parts. The City's current membership expired December 31, 2012.

The Department of Enterprise Services has indicated that they are currently in the process of reviewing all agency rates and plan to make changes to the membership agreement terms effective June 30, 2013. As a result, they are extending current memberships for a six-month period, January 1, 2013 to June 30, 2013, at existing rates.

|   |
|---|
| <b>RECOMMENDED ACTION:</b>  |
| Staff recommends that Council authorize the Mayor to sign Amendment No. 2 to the State of Washington Department of Enterprise Services Intergovernmental Agreement No. 200-WPC-219. |

**ASSIGNMENT OF INTERGOVERNMENTAL AGREEMENT  
Amendment Number 2  
to  
State of Washington Department of Enterprise Services  
Intergovernmental Agreement Number 2010-WPC-219  
for  
Master Contracts, Consulting and Oversight  
State Purchasing Cooperative**

**This Amendment Number 2 to Department of Enterprise Services Intergovernmental Agreement Number 2010-WPC-219** is made and entered by and between the State of Washington Department of Enterprise Services, hereinafter referred to as "DES", and City of Marysville, hereinafter referred to as "COOPERATIVE MEMBER". The purpose of this Amendment is to extend the Intergovernmental Agreement between DES and COOPERATIVE MEMBER.

The Intergovernmental Agreement is hereby modified:

- 3) Term of this Agreement and Cooperative membership is extended six (6) months through **June 30, 2013**.

17) PAYMENT and NOTICES:

COOPERATIVE MEMBER six month fee is **\$1,500.00**.

***ALL OTHER TERMS AND CONDITIONS OF THE CONTRACT SHALL REMAIN IN FULL FORCE AND EFFECT.***

**IN WITNESS WHEREOF**, the parties have read this Amendment Number 2 to Intergovernmental Agreement 2010-WPC-219 in its entirety, agree to it and hereby assert that they have the authority to bind their respective parties to it.

Approved  
Department of Enterprise Services

Approved  
City of Marysville

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
SIGNATURE

Chris Cantrell

PRINT OR TYPE NAME

DATE

\_\_\_\_\_  
PRINT OR TYPE NAME

DATE

Coop Program Coordinator

TITLE

\_\_\_\_\_  
TITLE

# *Index #6*

**CITY OF MARYSVILLE AGENDA BILL**  
**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: 2/11/2013**

|  |                      |
|--|----------------------|
| AGENDA ITEM:<br>Professional Services Agreement with Aclara Technologies LLC |                      |
| PREPARED BY: Karen Latimer, Operations Manager<br>DEPARTMENT: Public Works   | DIRECTOR APPROVAL:   |
| ATTACHMENTS:<br>1. Professional Services Agreement.                          |                      |
| BUDGET CODE:   | AMOUNT: \$181,006.51 |

**SUMMARY:**

Staff is requesting authorization to enter into a Professional Services Agreement with Aclara Technologies LLC to upgrade the city's Automated Meter Reading System (AMR) and install AMR equipment in the new service area being purchased from Snohomish County PUD.

Aclara Technologies LLC will conduct a propagation study; identify the number of data collection units needed and propose optimal locations in the new service territory; provide and install new data collection units; provide handheld meter interface units; provide new data servers; convert the existing database from the old system to the new system; create an account import/billing interface; and conduct staff training sessions.

The current AMR system requires replacement for a couple of reasons.

1. Frontier Communications (formerly Verizon) is eliminating the CDMA cellular telephone service platform that the AMR data collection units presently use for communicating meter readings to the city's data servers. The existing data collection units are not modular and cannot be upgraded to another method of communication.
2. Data collection units presently installed in the AMR system are now legacy equipment and are no longer supported by Aclara Technologies LLC.

If the AMR system is not upgraded it will become dysfunctional and the 20,000 water meters presently read automatically will have to be read manually.


This project was budgeted and approved as part of the 2013 budget process.

**RECOMMENDED ACTION:** Staff recommends that Council Authorize the Mayor to sign the Professional Services Agreement between the City of Marysville and Aclara Technologies LLC.

# *Index #7*

**CITY OF MARYSVILLE AGENDA BILL**  
**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: 2/11/2013**

|   |   |
|---|---|
| AGENDA ITEM:<br>Professional Services Agreement with Paymentus Corporation, a Delaware Corporation ("Paymentus"). |   |
| PREPARED BY: John Nield, Financial Operations Manager   | DIRECTOR APPROVAL:<br> |
| DEPARTMENT: Utility Billing   |   |
| ATTACHMENTS:  |   |
| BUDGET CODE: 00143523.541000 85%<br>40143410.541000 15%   | AMOUNT: 65,000  |

**SUMMARY:**

Staff is requesting authorization to enter into a thirty six month Professional Services Agreement with Paymentus Corporation to provide online and ebill service for the City of Marysville Utility Customers.

Paymentus will provide customers the ability to view and pay their utility bills via computer or smartphone. Paymentus will also provide customers with the ability to pay by phone.

Paymentus services are more robust and will provide new and additional services for the City's Utility customers over the current provider. Based on September Activity Annualized, the yearly cost of Paymentus \$62,226, the current provider's yearly cost is \$51,796. The additional cost of \$10,430 (\$869 per month) will provide an enhanced product for Customers, more options such as online bill viewing, text messaging of bills, smartphone payments, email notification of bills.

**RECOMMENDED ACTION:** Staff recommends that Council Authorize the Mayor to sign the Professional Services Agreement between the City of Marysville and Paymentus Corporation.



## MASTER SERVICES AGREEMENT

|                                    |                          |
|------------------------------------|--------------------------|
| Customer:                          | City of Marysville (WA)- |
| Customer Address:                  | 1049 State Avenue        |
| Contact for Notices to Customer:   | John Nield               |
| Estimated Yearly Bills / Invoices: | 270,000                  |

This Master Services Agreement ("Master Agreement") is entered into as of the Effective Date below, by and between the Customer ("Customer") identified above and **Paymentus Corporation**, a Delaware Corporation ("Paymentus").

**WHEREAS** Paymentus desires to provide and the Client desires to receive certain services under the terms and conditions set forth in this Agreement. Paymentus provides electronic bill payment services to utilities, municipalities, insurance and other businesses.

**NOW, THEREFORE**, in consideration of the mutual covenants hereinafter set forth, the receipt and sufficiency of which are hereby acknowledged, the parties, intending to be legally bound, hereby covenant and agree as follows. This Agreement consists of this signature page, General Terms and Conditions, and the attachments ("**Attachments**") with schedules ("**Schedules**") listed below:

### Schedule A: Paymentus Service Fee Schedule

This Agreement represents the entire understanding between the parties hereto with respect to its subject matter and supersedes all other written or oral agreements heretofore made by or on behalf of Paymentus or Customer with respect to the subject matter hereof and may be changed only by agreements in writing signed by the authorized representatives of the parties.

**IN WITNESS WHEREOF**, the parties have caused this Agreement to be executed by their duly authorized representatives

**Customer:**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**Paymentus:**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



## GENERAL TERMS AND CONDITIONS

### 1 Definitions:

For the purposes of this Agreement, the following terms and words shall have the meaning ascribed to them, unless the context clearly indicates otherwise.

- 1.1 **"Agreement "** or **"Contract"** shall refer to this Agreement, as amended from time to time, which shall constitute an authorization for the term of this contract for Paymentus to be the exclusive provider of services, stated herein, to the Customer
- 1.2 **"User"** shall mean the users of the Customer's services
- 1.3 **"Effective Date"** shall be the last date upon which the parties signed this Agreement. The Agreement will not be effective against any party until the said date
- 1.4 **"Launch Date"** shall be the date on which Customer launches this service to the Users
- 1.5 **"Payment"** shall mean Users to make payments for Customer's services or Customer's bills
- 1.6 **"Payment Amount"** shall mean the bill amount User wants to pay to the Customer.
- 1.7 **"Services"** shall include the performance of the Services outlined in section 2 of this Agreement
- 1.8 **"Paymentus Authorized Processor"** shall mean a Paymentus authorized merchant account provider and payment processing gateway
- 1.9 **"Reversed or Charged-back Transactions"** shall mean cancelled transactions due to User error, or a User's challenge to Payment authenticity.
- 1.10 **"Average Bill Amount"** shall mean the total amount of Payments collected through Paymentus system in a given month divided by the number of the Payments for the same month.

### 2 Description of Services to be performed

#### 2.1 **Scope of Services**

Paymentus shall provide Users the opportunity to make Payments by Visa, MasterCard, Discover, E-check and other payment methods as deemed necessary by Paymentus. Payments may be made by Interactive Telephone Voice Response System ("IVR") or secure Internet interface provided at the Paymentus Corporation's web site or other websites part of Paymentus' Instant Payment Network ("WebSites"), collectively referred to as the ("System").

#### 2.2 **Professionalism**

Paymentus shall perform in a professional manner all Services required to be performed under this Agreement.

### **3 Compensation**

#### **3.1 No Cost Installation**

Paymentus will charge no fees related to the initial setup and personalization of its standard service for both Web and IVR interfaces.

#### **3.2 Paymentus Service Fee**

For each payment, Paymentus will charge a Paymentus Service Fee as per Schedule A. Paymentus Service Fee collected will be used to pay the corresponding Credit Card transaction fees or transaction fees associated with Debit Cards or eChecks (hereinafter called "Transaction Fees") except for the return items (eCheck returns or Credit/Debit Card chargebacks)..

A schedule of Paymentus Service Fee is attached hereto as Schedule A. The Paymentus Service Fee is based on the assumption that the aggregate Payment Amount collected each month from the use of non-utility rate qualified cards ("Non-Qualified") such as commercial cards or purchase cards shall not exceed 5%. Should the Non-Qualified Payment Amount exceed 5% of the total Payment Amount in any month ("Additional Non-Qualified Amount), Paymentus shall apply a non-qualified adjustment of 3.5% on the Additional Non-Qualified Amount, in addition to the Paymentus Service Fee. Paymentus can amend this schedule upon prior written notice to the Customer, if such change is required due to changes in the Visa and MasterCard regulations or changes in Credit Card fees or changes in the Average Bill Amount.

### **4 Payment Processing**

#### **4.1 Integration with Customer's Billing System**

At no cost to Customer, Paymentus will develop one (1) file format interface with Customer's billing system using Customer's existing text file format currently used to post payments to Customer's billing system. Customer will be responsible to provide Paymentus with the one file format specification and will fully cooperate with Paymentus during the development of the said interface. If Customer chooses to create an automated file integration process to download the posting file, due to Paymentus security requirements, Customer will use Paymentus specified integration process.

#### **4.2 Specific Items**

- Paymentus shall provide payment posting twice daily
- Paymentus shall provide customer two authentication tokens to validate account. The tokens can be zip code, last four digits of social security number, pin numbers, or a phone number.
- Paymentus shall provide a file format for receipt of User account information from Customer.

#### **4.3 Explicit User Confirmation**

Paymentus shall confirm the dollar amount of all Payments and the corresponding Paymentus Service Fee to be charged to a Card and electronically obtain the User approval of such charges prior to initiating Card authorizations transaction. Paymentus will provide User with electronic confirmation of all transactions.

#### **4.4 Merchant Account**

Paymentus will arrange for the Customer to have a merchant account with the Paymentus Authorized Processor for processing and settlement of the credit card transactions.



#### **4.5 Card Authorization**

For authorization purposes, Paymentus will electronically transmit all Card transactions to the appropriate Card-processing center, in real time as the transactions occur.

#### **4.6 Settlement**

Paymentus together with its authorized Card processor shall forward the payment transactions and corresponding Paymentus Service Fee to the appropriate card organizations for settlement directly to the Customer's depository bank account previously designated by the Customer (hereinafter the "Customer Bank Account").

Paymentus will debit the Paymentus Service Fees from Customer's account on a monthly basis. Paymentus together with Paymentus Authorized Processor will continuously review its settlement and direct debit processes for its simplicity and efficiencies. Customer and Paymentus agree to fully co-operate with each other if Paymentus were to change its settlement and invoicing processes.

The payments for a given business day will be sent for settlement within next business day via ACH for deposit into Customer's bank account which typically settles within 2 (two) business days.

#### **4.7 Reversed or Chargeback Transactions**

With respect to all Reversed or Chargeback Transactions the Customer authorizes Paymentus and Paymentus Authorized Processor (and/or the respective card organization) to debit the Customer Bank Account for the Payment Amount.

Paymentus together with Paymentus Authorized Processor will continuously review its processes for Reversed or Chargeback transactions, for simplicity and efficiencies. Customer and Paymentus agree to reasonably co-operate with each other if Paymentus requires any change its settlement and invoicing processes for such transactions.

### **5 General Conditions of Services**

#### **5.1 Service Reports**

Paymentus shall provide Customer with reports summarizing use of the Services by Users for a given reporting period.

#### **5.2 User Adoption Communication by Customer**

Customer will make Paymentus' Services available to its residential and commercial customers by different means of customer communication including a) through bills, invoices and other notices; b) by providing IVR and Web payment details on the Customer's website including a "Pay Now" or similar link on a mutually agreed prominent place on the web site; c) through customer's general IVR/Phone system; and d) other channels deemed appropriate by the Customer.

Paymentus shall provide Customer with logos, graphics and other marketing materials for Customer's use in its communications with its users regarding the Services and/or Paymentus.

Both parties agree that Paymentus will be presented as a payment method option. Customer will communicate Paymentus option to its end residential and commercial customers wherever Customer usually communicates its other payment methods.

#### **5.3 Independent Contractor**

Customer and Paymentus agree and understand that the relationship between both parties is that of an independent contractor.



#### **5.4 Customer's Responsibilities**

In order for Paymentus to provide Services outlined in this Agreement, the Customer shall cooperate with Paymentus by:

- (i) Customer will enter into all applicable merchant Card or cash management agreements.
- (ii) For the duration of this Agreement, Customer will keep a bill payment link connecting to Paymentus System at a prominent and mutually agreed location on the Customer website. The phone number for the IVR payment will also be added to the web site. Customer will also add the IVR payment option as part of the Customer's general phone system.
- (iii) User Adoption marketing as described in 5.2.
- (iv) Within 30 days of the merchant account setup, Customer will launch the service to the Users.
- (v) For the purpose of providing Customer a posting file for posting to Customer's billing system, Customer will provide the file format specification currently used to post its payments to the billing system. Customer will fully cooperate with Paymentus and provide the information required to integrate with Customer's billing system.

## **6 Governing Laws**

This Agreement shall be governed by the laws of the state of Delaware.

## **7 Communications**

### **7.1 Authorized Representative**

Each party shall designate an individual to act as a representative for the respective party, with the authority to transmit instructions and receive information. The parties may from time to time designate other individuals or change the individuals.

### **7.2 Notices**

All notices of any type hereunder shall be in writing and shall be given by Certified Mail or by a national courier or by hand delivery to an individual authorized to receive mail for the below listed individuals, all to the following individuals at the following locations:

To Customer: City of Marysville

c/o John Nield  
1049 State Ave.  
Marysville, WA 98270  
(360\_) 363-\_\_8015\_\_\_\_\_ (Phone)  
(360) 651\_-\_\_5175(Fax)

To Paymentus

c/o President and CEO  
3455 Peachtree Road N.E. 5<sup>th</sup> Floor  
Atlanta, GA 30326  
(888) 476-8910 (Phone)  
(877) 882-1676 (Fax)

Notices shall be declared to have been given or received on the date the notice is physically received if given by hand delivery, or if notices given by US Post, then notice shall be deemed to have been given upon on date said notice was deposited in the mail addressed in the manner set forth above. Any party hereto by giving notice in the manner set forth herein may unilaterally change the name of the person to whom notice is to be given or the address at which the notice is to be received.

### **7.3 Interpretation**

It is the intent of the parties that no portion of this Agreement shall be interpreted more harshly against either of the parties as the drafter.

### **7.4 Amendment of Agreement**

Modifications or changes in this Agreement must be in writing and executed by the parties bound to this Agreement.

#### **7.5 Severability**

If a word, sentence or paragraph herein shall be declared illegal, unenforceable, or unconstitutional, the said word, sentence or paragraph shall be severed from this Agreement, and this Agreement shall be read as if said word, sentence or paragraph did not exist.

#### **7.6 Attorney's Fees**

Should any litigation arise concerning this Agreement between the parties hereto, the parties agree to bear their own costs and attorney's fees.

#### **7.7 Confidentiality**

Customer will not disclose to any third party or use for any purpose inconsistent with this Agreement any confidential or proprietary non-public information it obtains during the term of this Agreement about Paymentus' business, operations, financial condition, technology, systems, know-how, products, services, suppliers, customers, marketing data, plans, and models, and personnel. Paymentus will not disclose to any third party or use for any purpose inconsistent with this Agreement any confidential User information it receives in connection with its performance of the services.

#### **7.8 Intellectual Property**

In order that the Customer may promote the Services and Paymentus' role in providing the Services, Paymentus grants to Customer a revocable, non-exclusive, royalty-free, license to use Paymentus' logo and other service marks (the "Paymentus Marks") for such purpose only. Customer does not have any right, title, license or interest, express or implied in and to any object code, software, hardware, trademarks, service mark, trade name, formula, system, know-how, telephone number, telephone line, domain name, URL, copyright image, text, script (including, without limitation, any script used by Paymentus on the IVR or the WebSite) or other intellectual property right of Paymentus ("Paymentus Intellectual Property"). All Paymentus Marks, Paymentus Intellectual Property, and the System and all rights therein (other than rights expressly granted herein) and goodwill pertain thereto belong exclusively to Paymentus.

#### **7.9 Force Majeure**

Paymentus will be excused from performing the Services as contemplated by this Agreement to the extent its performance is delayed, impaired or rendered impossible by acts of God or other events that are beyond Paymentus' reasonable control and without its fault or judgment, including without limitation, natural disasters, war, terrorist acts, riots, acts of a governmental entity (in a sovereign or contractual capacity), fire, storms, quarantine restrictions, floods, explosions, labor strikes, labor walk-outs, extra-ordinary losses utilities (including telecommunications services), external computer "hacker" attacks, and/or delays of common carrier.

#### **7.10 Time of the Essence**

Paymentus and Customer acknowledge and agree that time is of the essence for the completion of the Services to be performed and each party's respective obligations under this Agreement.

### **8 Indemnification**

#### **8.1 Paymentus Indemnification and Hold Harmless**

Paymentus agrees to the fullest extent permitted by law, to indemnify and hold harmless the Customer and its governing officials, agents, employees, and attorneys (collectively, the "Customer Indemnitees") from and against all liabilities, demands, losses, damages, costs or expenses (including reasonable attorney's fees and costs), incurred by any Customer Indemnitee as a result or arising out of (i) the willful misconduct or negligence of Paymentus in performing the Services or (ii) a material breach by Paymentus of its covenants.

## **8.2 Customer Indemnification and Hold Harmless**

Customer agrees to the fullest extent permitted by law, to indemnify and hold harmless Paymentus, its affiliates, officers, directors, stockholders, agents, employees, and representatives, (collectively, the "Paymentus Indemnitees") from and against all liabilities, demands, losses, damages, costs or expenses (including without limitation reasonable attorney's fees and expenses) incurred by any Paymentus Indemnitee as a result or arising out of (i) the willful misconduct or negligence of Customer related to the Services or (ii) a material breach of Customer's covenants.

## **8.3 Warranty Disclaimer**

Except as expressly set forth in this Agreement, Paymentus disclaims all other representations or warranties, express or implied, made to the Customer or any other person, including without limitation, any warranties regarding quality, suitability, merchantability, fitness, for a particular purpose or otherwise of any services or any good provided incidental to the Services provided under this Agreement.

## **8.4 Limitation of Liability**

Notwithstanding the foregoing, the parties agree that neither party shall be liable to the other for any lost profits, lost savings or other special, indirect or consequential damages, even if the party has been advised of or could have foreseen the possibility of such damages. Paymentus' total liability for damages for any and all actions associated with this Agreement or the Services shall in no event exceed the specific dollar amount of the Paymentus Service Fee paid to Paymentus for the particular payment transaction which is the subject matter of the claim of damage.

# **9 Term and Termination**

## **9.1 Term**

The term of this Agreement shall commence on the effective date of this Agreement and continue for a period of 3 (three) years ("Initial Term") from the Launch Date. Services under this Agreement shall begin within 30 days of the merchant account setup.

At the end of the Initial Term, this Agreement will automatically renew for successive three (3) year periods unless either Customer or Paymentus provide the other party with not less than 6 (six) months prior written notice before such automatic renewal date that such party elects not to automatically renew the term of this Agreement.

## **9.2 Material Breach**

A material breach of this Agreement shall be cured within 90 (ninety) days ("Cure Period") after a party notifies the other of such breach. In the event, such material breach has not been cured within the Cure Period, the non-breaching party can terminate this Agreement by providing the other party with a 30 (thirty) days notice.

## **9.3 Upon Termination**

Upon termination of this Agreement, the parties agree to cooperate with one another to ensure that all Payments are accounted for and all refundable transactions have been completed. Upon termination, Paymentus shall cease all Services being provided hereunder unless otherwise directed by the Customer in writing.



## Schedule A – Paymentus Service Fee Schedule

Paymentus Service Fee charged to the Customer will be based on the following model:

| <b>Absorbed Fee Model</b>   |  |
|---|--|
| Absorbed Model  |  |
| Average Bill Amount: \$180.00   |  |
| Paymentus Service Fee per qualified utility rate transaction  |  |
| <ul style="list-style-type: none"> <li>• Consumer Credit/Debit Cards (Visa, MasterCard, Discover utility Program Rate) \$1.85</li> <li>• ACH/ eCheck \$1.00</li> </ul>  |  |
| E-Bill Presentment  |  |
| <ul style="list-style-type: none"> <li>• Setup Fees: Waived</li> <li>• Monthly Minimum Hosting Fee: Waived</li> <li>• Loading Fee: Waived</li> <li>• Presentment Fee: Waived</li> </ul>                                     |  |
| Outbound Messaging  |  |
| <ul style="list-style-type: none"> <li>• Setup Fees: Waived</li> <li>• IVR: 1,000 messages per month no cost</li> <li>• SMS: 1,000 messages per month no cost</li> <li>• Email: 2,000 messages per month no cost</li> </ul> |  |

Note: Maximum Amount per Payment is \$400. Multiple payments can be made.

Paymentus may apply different limits per transactions for user adoption or to mitigate risks.



# *Index #8*

**CITY OF MARYSVILLE AGENDA BILL**  
**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: 2/11/2013**

|   |                    |
|---|--------------------|
| AGENDA ITEM:<br>Surplus Equipment and Vehicles                                  |                    |
| PREPARED BY: Doug Byde, Public Works Superintendent<br>DEPARTMENT: Public Works | DIRECTOR APPROVAL: |
| ATTACHMENTS:<br>Resolution declaring certain items to be surplus.               |                    |
| BUDGET CODE: 501186365.359000 (Fleet Replacement Fund)                          | AMOUNT: TBD        |

**SUMMARY:**

Fleet Services is requesting to surplus three (3) Currotto Cans, one (1) Wheel Spin Balancer, three hundred (300) logs, one (1) 1997 Chevy Lumina, one (1) 2008 GEM Electric Vehicle, one (1) 1976 Fiberform 28' Boat, and miscellaneous Marina Dock and Walkway Apparatus.

Usable spare parts will be removed from the three Currotto Cans, and they will be sold as scrap metal along with the Wheel Spin Balancer. The three hundred logs will be sold for milling or firewood as deemed appropriate. The 1997 Chevy Lumina, the 2008 GEM Electric Vehicle, the 1976 Fiberform Boat (without trailer), and the miscellaneous Marina Dock and Walkway Apparatus will be auctioned off at the next available opportunity, and proceeds from the sales will be placed in the fleet services replacement fund.

|   |
|---|
| <p><b>RECOMMENDED ACTION:</b></p> <p>Staff recommends that Council Authorize the Mayor to sign Resolution No. _____, declaring items of personal property to be surplus and authorizing the sale or disposal thereof.</p> |
|---|

CITY OF MARYSVILLE  
Marysville, Washington

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF MARYSVILLE DECLARING  
CERTAIN ITEMS OF PERSONAL PROPERTY TO BE SURPLUS  
AND AUTHORIZING THE SALE OR DISPOSAL THEREOF.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARYSVILLE,  
WASHINGTON AS FOLLOWS:

The items of personal property listed below are hereby declared to be surplus and are of no further public use or necessity.

| Asset #   | Year | Description                                       | Serial #                                  | Quantity |
|-----------|------|---|---|----------|
| CC01      | 2004 | Currotto Can – Solid Waste                        | CC5353                                    | 1        |
| CC02      | 2004 | Currotto Can – Solid Waste                        | CC5383                                    | 1        |
| CC04      | 2004 | Currotto Can – Solid Waste                        | CC5421                                    | 1        |
| Shop Item | 2003 | Coats 850S Wheel Spin Balancer                    | 0307309127                                | 1        |
| NA        | NA   | Logs  | Geddes Marina                             | 300      |
| 961       | 1997 | Chevy Lumina                                      | 2G1WL52MXV1156856                         | 1        |
| W010      | 2008 | GEM E4 Electric Vehicle                           | 5ASAG47478FO46137                         | 1        |
| NA        | 1976 | Fiberform 28' Boat Series<br>PDFPC28 w/o Trailer  | Hull ID# FBF28227M766<br>Reg.ID # WN547CD | 1        |
| NA        | NA   | Miscellaneous Marina Dock and<br>Walkway Appartus | NA  | Misc.    |

The City is hereby authorized to sell or dispose of the above referenced items in a manner, which in the discretion of the Fleet and Facilities Manager nets the greatest amount to the City.

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of

\_\_\_\_\_ 2013.

CITY OF MARYSVILLE

\_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
City Clerk

Approved as to Form:

---

City Attorney

# *Index #9*

CITY OF MARYSVILLE  
Marysville, Washington

RESOLUTION NO. \_\_\_\_  
A RESOLUTION HONORING CARMEN RASMUSSEN FOR  
DISTINGUISHED SERVICE AS A CITY OF MARYSVILLE CITY COUNCILMEMBER

WHEREAS, Councilmember Carmen Rasmussen served the City of Marysville with distinguished and outstanding service in the role of City Councilmember from December 2005 to January 2013; and

WHEREAS, the City of Marysville gratefully appreciates Councilmember Carmen Rasmussen for her strong commitment to public service and contributions to the job for the betterment of our community, and her focus on community engagement; and wishes to memorialize her major accomplishments by means of this Resolution; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF MARYSVILLE, WASHINGTON, hereby honors and commends Carmen Rasmussen for the following outstanding achievements during her 7 years in office:

1. Boards and Committees: Service on the Parks and Recreation Advisory Board, Member and Chair of the Marysville Fire District Board of Directors, Cable TV Advisory Committee, Government Affairs Committee and Marysville Healthy Communities Leadership Committee.
2. Public Safety: Support and encouragement she provided to the Police Department and Marysville Fire District to develop professionally qualified, innovative and efficient departments.
3. Public Streets and Utilities: For projects undertaken during Councilmember Rasmussen's years of dedicated service including, but not limited to: Lakewood Triangle/156<sup>th</sup> Street I-5 overcrossing, 51<sup>st</sup> Avenue connector, improvements and widening of State Avenue from 116<sup>th</sup> to 152<sup>nd</sup> street, Ingraham Boulevard, and the Stillaguamish Water Filtration Plant.
4. Parks and Recreation: Through construction of Bayview Trail, Strawberry Fields for Rover Off-Leash Park, Shasta Ridge Park and many other parks, trails and associated improvements in support of Parks and Recreation programs that enhance quality of life in Marysville.
5. Healthy Communities Project: Through her policy work and hands-on involvement with the award-winning, ongoing anti-obesity Marysville Healthy Communities Project. A community-based initiative honored in 2010 with an Association of Washington Cities Municipal Excellence Award.
6. Economic Development/Financial Stability: Her role assisting the City in stimulating major new retail and residential development, helped lay groundwork for future light industry and manufacturing vital to job creation, and approved balanced budgets to maintain the City's sound fiscal policies.
7. Interlocal Cooperation: Helping establish a collaborative and cooperative atmosphere that has forged stronger relationships between the City, Tulalip Tribes and other neighboring jurisdictions and agencies, and fostered a cohesive working environment between the Mayor, Council and Staff.

PASSED and APPROVED by the CITY COUNCIL this 4th day of February 2013.

THE CITY OF MARYSVILLE

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MAYOR

Attest:

---

April O' Brien, Deputy City Clerk

Approved as to Form:

---

Grant Weed, City Attorney


# *Index #10*



**CITY OF MARYSVILLE AGENDA BILL**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: 2/11/2013**

|   |   |
|---|---|
| AGENDA ITEM:<br>AN ORDINANCE OF THE CITY OF MARYSVILLE, WA, AUTHORIZING THE CITY OF MARYSVILLE TO CONTINUE TO IMPOSE A SALES AND USE TAX AS AUTHORIZED BY RCW 82.14.415 AS A CREDIT AGAINST STATE SALES AND USE TAX; CERTIFYING THE COSTS TO PROVIDE MUNICIPAL SERVICES TO THE CENTRAL MARYSVILLE ANNEXATION AREA; AND SETTING A NEW THRESHOLD AMOUNT FOR FISCAL YEAR 2013 RELATING TO ANNEXATIONS. |   |
| PREPARED BY: Sandy Langdon, Admin. Svcs./Finance Dir.<br>DEPARTMENT: Finance  | DIRECTOR APPROVAL:<br> |
| ATTACHMENTS:<br>Proposed Ordinance<br>Ordinance 2799<br>2013 Threshold (Gap) Calculation  |   |
| BUDGET CODE: 00100313.331000.A0001  | AMOUNT: \$1,478,293.00  |

**SUMMARY:**

The attached ordinance authorizes the continuance of the current 0.2% state sales and use tax credit as provided by RCW 82.14.415

RCW 82.14.515 allows the City to impose a 0.2% credit against state sales and use tax for annexation populations of at least 20,000 to assist with funding the costs of a newly annexed area, Central Marysville, for a period of ten years. This credit is funded from the State's portion of sales and use tax (6.5%) and is calculated on the entire City sales and use tax gross receipts

In order to continue receiving the credit the City needs to provide the Department of Revenue a new threshold amount for the next fiscal year, and notice of any applicable tax rate changes. The City estimates the projected cost to be at least \$8,439,325 to provide municipal services to the annexation area which exceeds the projected general revenue to be \$5,378,656 that the City would otherwise receive from the Central Marysville Annexation Area on an annual basis and which results in an estimated revenue shortfall of \$3,060,668. The estimated 0.2% of 2013 retail sales is \$1,478,293.

**RECOMMENDED ACTION:** Staff recommends that Council Authorize the Mayor to sign the ordinance to continue to impose a sales and use tax as authorized by RCW 82.14.415 as a credit against state sales and use tax; certifying the costs to provide municipal services to the central Marysville annexation area; and setting a new threshold amount for the fiscal year 2013 relating to annexations.

**CITY OF MARYSVILLE**  
**Marysville WA, Washington**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON, AUTHORIZING THE CITY OF MARYSVILLE TO CONTINUE TO IMPOSE A SALES AND USE TAX AS AUTHORIZED BY RCW 82.14.415 AS A CREDIT AGAINST STATE SALES AND USE TAX; CERTIFYING THE COSTS TO PROVIDE MUNICIPAL SERVICES TO THE CENTRAL MARYSVILLE ANNEXATION AREA; AND SETTING A NEW THRESHOLD AMOUNT FOR FISCAL YEAR 2012 RELATING TO ANNEXATIONS.**

**WHEREAS**, state law authorizes the reallocation of the sales tax already collected by the state to be remitted to the City to assist with funding the costs of certain newly annexed areas; and

**WHEREAS**, the City Council of the City of Marysville, Washington, adopted its Ordinance No. 2792, annexing the Central Marysville Annexation Area with a population of at least 20,000 people, effective December 30, 2009 (“Central Marysville Annexation Area”); and

**WHEREAS**, pursuant to RCW 82.14.415, the City is authorized, under the circumstances of this annexation, to impose a sales and use tax as authorized with that tax being a credit against the state tax; and

**WHEREAS**, with the passage of Ordinance No. 2799 in November 2009, the City imposed such a sales and use tax under RCW 82.14.415 for the Central Marysville Annexation Area; and

**WHEREAS**, the City Council finds and determines that the projected cost of at least \$8,439,325 to provide municipal services to the annexation area exceeds the projected general revenue estimated to be \$5,378,656 that the City would otherwise receive from the Central Marysville Annexation Area on an annual basis and which results in an estimated revenue shortfall of \$3,060,668; and

**WHEREAS**, due to said revenue shortfall, the City Council finds that it is appropriate to continue said sales and use tax for the Central Marysville Annexation Area under the authority of RCW 82.14.415.

NOW THEREFORE, the City Council of the City of Marysville, Washington, does ordain as follows:

**Section 1. Continuation of sales and use tax under authority of RCW 82.14.415 and Ordinance No. 2799.** The continuation of the sales and use tax for the Central Marysville Annexation Area as previously authorized and imposed pursuant to RCW 82.14.415 and Ordinance No. 2799 at a tax rate of 0.2% is hereby authorized and renewed for 2013.

**Section 2. Certification of costs to provide municipal services to Central Marysville Annexation Area.** In accordance with RCW 82.14.415(9), it is hereby certified that the costs to provide municipal services to the Central Marysville Annexation Area fiscal year 2013 is \$8,439,325.

**Section 3. Threshold amount.** The threshold amount for the Central Marysville Annexation Area for fiscal year 2013 for imposing the sales and use tax credit under RCW 82.14.415 is \$3,060,668.

**Section 4. Effective Date.** This Ordinance shall be effective (5) five days following adoption and publication.

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_ day of February, 2013.

\_\_\_\_\_  
JON NEHRING, Mayor

ATTEST:

\_\_\_\_\_  
APRIL O'BRIEN, Deputy City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
GRANT WEED, City Attorney

**CITY OF MARYSVILLE**  
**Marysville, Washington**

**ORDINANCE NO. 2799**

**AN ORDINANCE OF THE CITY OF MARYSVILLE,  
WASHINGTON, SETTING THE THRESHOLD AND TAX RATES IN  
ACCORDANCE WITH RCW 82.14.415 WITH RESPECT TO THE  
CENTRAL MARYSVILLE ANNEXATION.**

**WHEREAS**, effective December 30, 2009 at 12.01 a.m., the City of Marysville will annex the Central Marysville annexation area with an anticipated population of over 10,000 people; and

**WHEREAS**, pursuant to RCW 82.14.415, the City is authorized, under the circumstances of this annexation, to impose a sales and use tax as authorized with that tax being a credit against the state tax; and

**WHEREAS**, RCW 82.14.415 requires that the City Council determine a threshold amount representing costs to serve the area less revenues to be generated by the area, as well as a state sales tax rate to meet the financial needs of the annexed area; and

**WHEREAS**, blending the 2010 and 2011 annexation related expenses, so as to coincide with the state budget, results in an estimated shortfall of \$3,017,793; and

**WHEREAS**, the City Council finds and determines that the projected cost to provide municipal services to the area known as the Central Marysville annexation is at least \$11,006,191 which exceeds the projected general revenue of \$7,988,398 to be generated from the annexation and which results in an estimated shortfall of \$3,017,793 and

**WHEREAS**, the maximum sales tax assistance under RCW 82.14.415 for an annexation of between 10,000 and 20,000 people is .1% of the sales tax and for over 20,000 people the assistance is .2% of the sales tax; and

**WHEREAS**, it is appropriate to condition the determination of the sales tax assistance rate upon the City's verification by the State of Washington Office of Financial Management that the annexation area or any part or parts thereof meet the population and all other requirements for the Incentive Tax Dollars.

**WHEREAS**, the 2010/2011 estimated sales tax in the City is at least \$10,021,418

ORDINANCE - 1  
W/inv/ord tax rates

and the estimated sales tax from the annexation is \$200,000, for an estimated sales tax assistance total, at .1% for the City and the annexed area, \$1,202,520; and at .2% for the City and the annexed area, of \$2,405,040; and

**NOW THEREFORE**, the City Council of the City of Marysville, Washington, does ordain as follows:

Section 1. Pursuant to RCW 82.14.415, the City Council determines that the anticipated revenues from the Central Marysville annexed area are estimated to be \$7,988,398, which results in a threshold difference in the initial blended year of annexation to serve the area in the amount of \$3,017,793 and to assist the City in providing services to the area within the annexation there shall be imposed a tax rate, per RCW 82.14.415, equal to 0.1% if the annexation area population is between 10,000 and 20,000 people or 0.2% if the annexation population is over 20,000 people. Pursuant to RCW 82.14.415, this tax is in addition to other taxes authorized by law and shall be collected from those persons who are taxable by the State under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within the City of Marysville. All revenue collected under this ordinance shall be used solely to provide, maintain and operate municipal services for the annexation area. The effective date of this tax rate will be July 1, 2010.

Section 2. This ordinance shall be effective (5) five days following adoption and publication.

PASSED by the City Council and APPROVED by the Mayor this 16 day of November, 2009.

CITY OF MARYSVILLE

By Dennis L Kendall  
DENNIS KENDALL, Mayor

ATTEST:

By Tracy Jeffries  
TRACY JEFFRIES, City Clerk

Approved as to form:

By Grant K Weed  
GRANT K. WEED, City Attorney

Date of Publication: 11/25/09  
Effective Date (5 days after publication): 11/30/09

ORDINANCE - 2  
W/mv/ord tax rates

## 2013 Threshold (Gap) Calculation for Annexation Sales Tax Credit

| Central Annexation | Prior Annexation | Post Annexation | Change        |
|--------------------|------------------|-----------------|---------------|
| Population         | 37,530           | 58,040          | 20,510        |
| Percent Change     |                  |                 | 54.6%         |
| Assessed Value     | 3,934,222,656    | 5,357,774,475   | 1,423,551,819 |
| Percent Change     |                  |                 | 36.2%         |

|  | 2009       | 2010       | 2011 | 2013 Budget | % of Population | % of Assessed | Contract Base | Annex Expense |
|--|------------|------------|------|-------------|-----------------|---------------|---------------|---------------|
| Fire Contract                                  | 7,471,229  | 10,150,854 |      | 8,980,875   | 4,908,013       | 3,249,623     | 2,141,193     | 2,141,193     |
| Police   | 12,115,383 | 12,913,745 |      | 13,754,180  | 7,516,606       | 4,976,787     |               | 4,976,787     |
| Parks Maint.                                   |            |            |      | 1,120,427   | 612,309         | 405,413       |               | 405,413       |
| Legal  | 680,283    | 735,927    |      | 871,345     | 476,187         | 315,286       |               | 315,286       |
| Courts   | 1,904,514  | 1,575,380  |      | 1,659,985   | 907,175         | 600,646       |               | 600,646       |
| Total Annex Exp                                |            |            |      | 26,386,812  | 14,420,291      | 9,547,755     |               | 8,439,325     |
| Annexation Rev                                 |            |            |      |             | 5,378,656       | 5,378,656     |               | 5,378,656     |
| Exp vs. Rev - Annexation Sales Tax Credit need |            |            |      |             | (9,041,634)     | (4,169,099)   |               | (3,060,668)   |

# *Index #11*

**CITY OF MARYSVILLE AGENDA BILL**  
**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: 2/11/2013**

|  |                    |
|--|--------------------|
| AGENDA ITEM:<br>Ordinance Update to the Marysville Municipal Code, Title 14, Water and Sewers          |                    |
| PREPARED BY: Kari Chennault, Program Engineer - Surface Water<br>DEPARTMENT: Public Works, Engineering | DIRECTOR APPROVAL: |
| ATTACHMENTS:<br>Ordinance  |                    |
| BUDGET CODE: N/A   | AMOUNT: \$0.00     |

**SUMMARY:**

This ordinance update proposes changes to MMC, Title 14, Water and Sewers. This ordinance language was reviewed and approved by the City Attorney’s office.

This ordinance update will provide clarity on the collection of the surface water capital improvement charge by moving its location within MMC, Title 14. Currently this charge is listed in MMC, Chapter 14.19 with the surface water utility rates. This ordinance will move information that details that capital improvement charge to MMC, Section 14.07.010 as this is the Section where water and sewer capital improvement charges are detailed.

In 2009 the Pollution Control Hearings Board amended the National Pollution Discharge Elimination System (NPDES) Phase II Permit for Western WA. Notably, they required large jurisdictions to “require” Low Impact Development (LID), where feasible. Smaller to mid size jurisdictions such as the City of Marysville were not mandated at the time to require it, but to prepare for such a requirement in future revisions to the Permit. The current Permit expired on February 15, 2012 and the newly proposed Permit language identifies LID as a requirement, where feasible.

The City currently has a utility rate reduction incentive in Code for the use of LID techniques. As these practices will now be a requirement, this ordinance update has proposed to remove this incentive language.

**RECOMMENDED ACTION:** Staff recommends that Council authorize the Mayor to approve the ordinance updating Title 14 of the Marysville Municipal Code.



**CITY OF MARYSVILLE  
Marysville, Washington**

**ORDINANCE \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON,  
AMENDING MMC 14.07.005 (GENERAL FEE STRUCTURE), MMC 14.07.010  
(CAPITAL IMPROVEMENT CHARGES), MMC 14.19.050 (SURFACE WATER  
UTILITY RATES) AND MMC 14.19.080 (REDUCTIONS AND APPEALS) AND  
PROVIDING FOR SEVERABILITY.**

**WHEREAS**, the City is authorized under RCW 35.92 to establish and maintain water and sewer systems and establish rates for those services.

**WHEREAS**, pursuant to ordinances codified in part at Chapter 14.07.060, 14.07.070 and 14.19.050 of the Marysville Municipal code, the City established water, sewer, and surface water rates for properties served by the City of Marysville water, sewer, and surface water utility; and

**WHEREAS**, pursuant to ordinances codified in part at Chapter 14.07.010 of the Marysville Municipal code, the City of Marysville is authorized to charge and collect capital improvement charges; and

**WHEREAS**, using generally accepted rate setting techniques, and with the assistance of a qualified consultant, City staff formulated recommended water, sewer, and surface water rates; and

**WHEREAS**, on January 1, 2011 Ordinance number 2836 approved rate adjustments including establishment of a stormwater capital improvement charge, restructuring of water rate to inclined block volume rate, elimination of overage rate, elimination of summer surcharge, sewer rate increase, and surface water rate increase; and

**WHEREAS**, in February 2009 the Pollution Control Hearings Board ruled that the Department of Ecology must require Low Impact Development actions of cities in future permits.

**WHEREAS**, the Western Washington Phase II Municipal Stormwater NPDES Permit language issued on August 1, 2012, to become effective August 1, 2013, mandates that Low Impact Development stormwater techniques will be required at all new development and redevelopment projects within the City, the utility rate incentive for Low Impact Development will be eliminated from Chapter 14.19.080 of the Marysville Municipal Code;

**NOW THEREFORE**, the City Council of the City of Marysville, Washington do ordain as follows:

**Section 1.** Section 14.07.005 of the Marysville Municipal Code is hereby amended to read as follows:

**14.07.005 General fee structure.**

The public works department is authorized to charge and collect the following fees:

| Type of Activity | Fee |
|------------------|-----|
|------------------|-----|

|   |  |
|---|--|
| Land development review and construction inspection fees  | See MMC 22G.030.020  |
| Street closure notice                                     | \$60.00  |
| Install/repair street sign                                | Materials and expenses   |
| Street code variance                                      | See MMC 22G.030.020  |
| Application for vacation of streets, roads and alleys     | \$500.00, plus appraisals, cost of preparing legal descriptions  |
| Vegetation abatement                                      | Cost to abate plus a 10 percent surcharge (see MMC 12.36.020 and 12.36.030)  |
| Construction water  | \$3.50/1,000 gallons used  |
| Hydrant water   | \$50.00 setup + \$3.50/1,000 gallons used  |
| Sanitary sewer extension inspection charge                | See MMC 22G.030.020  |
| Sanitary sewer inspection fee (right-of-way to residence) | \$100.00 per connection  |
| Segregations (local improvement district fees)            | \$100.00, plus actual engineering costs incurred by the city   |
| Disconnection charges:                                    | \$5.00   |
| Voluntary disconnection of service                        | \$10.00; \$20.00 if the utility department is required to make a special trip for a single account in an involuntary disconnection |
| Involuntary disconnection of service                      |  |

|  |   |
|--|---|
|  | situation   |
| Reconnection charges:  | \$5.00  |
| Voluntary reconnection   | \$10.00; \$20.00 if the utility department is required to make a special trip for a single account in an involuntary reconnection situation |
| Involuntary reconnection                                       |   |
| Shut-off/turn-on fee after hours (water)                       | \$75.00   |
| Unauthorized connection: water or sewer                        | \$200.00  |
| Variances: water/sewer   | See MMC 22G.030.020 (\$250.00)  |
| Water system extension inspection fee                          | See MMC 22G.030.020   |
| Miscellaneous utility relocation (hydrants, meters, blow-offs) | Time and materials  |
| Water use violation:   | \$200.00  |
| Commercial   | \$50.00   |
| Residential  |   |
| Water and/or sanitary sewer plan review                        | See MMC 22G.030.020   |
| Water/sewer connection filing fee                              | \$20.00   |
| Water/sewer system design standard specifications manual       | \$10.00 – \$50.00   |

|                                 |  |
|---------------------------------|--|
| Account change water meter read | \$15.00  |
| Recovery contract               | \$500.00 minimum or one percent of project + \$100.00 collection fee                           |
| Emergency locate (after hours)  | \$100.00   |
| Late payment fees               | Five percent of account for first notice; additional five percent of account for second notice |
| Bank returned item fee          | \$40.00  |
| Photocopies                     | See MMC 1.16.070   |
| Blueprint copies                | See MMC 1.16.070   |
| Staff time                      | See MMC 1.16.070   |
| Tape duplication                | See MMC 1.16.070   |
| Mailing costs                   | See MMC 1.16.070   |

(Ord. 2857 § 2, 2011; Ord. 2816 § 1 (Exh. A), 2010; Ord. 2780 § 4, 2009; Ord. 2756 § 1, 2008; Ord. 2554 § 1, 2004; Ord. 2346 § 1, 2000; Ord. 2267 § 1, 1999; Ord. 2106 § 2, 1996).

**Section 2.** Section 14.07.010 of the Marysville Municipal Code is hereby amended to read as follows:

**14.07.010 Capital improvement charges.**

(1) Capital improvement charges shall be assessed on all new connections to the water, sewer and stormwater systems. Capital improvement charges shall also be assessed for a remodel or expansion of an existing building or use. For purposes of this section, an “existing building or use” shall mean all commercial or industrial buildings or uses, churches, schools or similar uses, and all residential buildings or uses where a remodel or expansion increases the number of dwelling units. The capital improvement charge constitutes an equity payment by new and existing customers for a portion of the previously existing capital assets of the system. Capital improvement charges also constitute a contribution to a long-term capital improvement program for the utility system which includes acquisition of new or larger water sources, construction of water storage and transmission facilities, and construction of sewer and stormwater trunk lines and treatment facilities. Capital improvement charges shall be paid in full before a new connection or expansion or remodel to an existing building or use shall be approved. All payments shall be deposited in the utility construction fund and shall be made prior to building permit issuance for

residential construction and prior to issuance of a certificate of final occupancy for commercial/industrial construction.

(2) Deferral of Connection Charges Allowed.

(a) Payment of required connection charges may be deferred to final inspection for single-family residential dwelling or multifamily projects with 25 or fewer units.

(b) Payment of required connection charges for a commercial building, industrial building, or a multifamily development exceeding 25 units may be deferred from the time of building permit issuance in accordance with the following:

(i) Fifty percent of the connection charges shall be paid prior to approved occupancy of the structure; and

(ii) The remaining 50 percent of the connection charges shall be paid within 18 months from the date of building occupancy, or when ownership of the property is transferred, whichever is earlier.

(c) The public works department shall allow an applicant to defer payment of the connection charges when, prior to submission of building permit application for subsection (2)(b) of this section or prior to final inspection for subsection (2)(a) of this section, the applicant:

(i) Submits a signed and notarized deferred connection charge application together with a \$200.00 processing fee and acknowledgement form for the development for which the property owner wishes to defer payment of the charges; and

(ii) With regard to payment deferral under subsection (2)(b) of this section, records a lien for connection charges against the property in favor of the city in the total amount of all deferred connection charges for the development. The lien for connection charges shall:

(A) Be in a form approved by the city attorney; and

(B) Include the legal description, tax account number and address of the property.

(d) Upon receipt of final payment of all deferred charges for the development the director of the public works department shall execute a separate lien release for the property in a form approved by the city attorney. The property owner, at their expense, will be responsible for recording each lien release.

(e) In the event that the connection charges are not paid in accordance with subsection (2)(b) of this section, the city shall institute foreclosure proceedings in accordance with state law and as provided herein. In addition to any unpaid collection charges, the city shall be entitled to interest on the unpaid impact fees at the rate provided for in RCW 19.52.020 or as otherwise allowed by law and

the reasonable attorney fees and costs incurred by the city in the foreclosure process. Notwithstanding the foregoing, prior to commencement of foreclosure, the city shall give not less than 30 days' written notice to the person or entity whose name appears on the assessment rolls of the county assessor as owner of the property via certified mail with return receipt requested and regular mail advising of its intent to commence foreclosure proceedings. If the connection charges are paid in full to the city within the 30-day notice period, no attorney fees, costs and interest will be owed.

(f) In the event that the deferred connection charges are not paid in accordance with this section, and in addition to foreclosure proceedings provided in subsection (2)(e) of this section, the city may initiate any other action(s) legally available to collect such connection charges.

(g) Compliance with the requirements of the deferral option shall constitute compliance with the conditions pertaining to the timing of payment of the connection charges.

(h) The deferred payment options set forth in this section shall automatically terminate three years from the effective date of the ordinance codified in this section without further action of the city council.

(3) The following capital improvement charges are established:

**Residential Units**

**Connection Charges**

| Type of Connection        |                           | City Water | Outside Water | City Sewer | Outside Sewer | Stormwater |
|---------------------------|---------------------------|------------|---------------|------------|---------------|------------|
| Residential*              |                           |            |               |            |               |            |
| Effective Date            | 1/1/2005                  | \$3,675    | \$4,305       | \$3,120    | \$3,495       |            |
|                           | 1/1/2006                  | \$4,750    | \$5,490       | \$4,490    | \$4,890       |            |
|                           | 1/1/2011                  |            |               |            |               | \$95.00    |
| Multifamily Residential** |                           |            |               |            |               |            |
| Effective Date            | 8/1/2012 through 8/1/2015 | \$3,000    | \$5,490       | \$3,000    | \$4,890       |            |

\*Residential living units include multi-unit housing and mobile homes for the purpose of water and sewer charges. For the purpose of the storm connection charge, only single-family units will be charged a flat fee, all other land uses will be charged based on the Equivalent Residential Unit (ERU), as described below.

\*\*The connection charges for multifamily residential development shall be in effect for a three-year period from August 1, 2012, through August 1, 2015. Thereafter, the connection charges for multifamily residential development shall be the same as the connection charges for residential development.

**Commercial/Industrial**

**Connection Charges**

**Water**

| <b>City</b>           |                 |
|-----------------------|-----------------|
| <b>Effective Date</b> | <b>1/1/2005</b> |
| 0 – 2,000 gpm         | \$1.64/sf       |
| 2,001 – 4,000 gpm     | \$2.40/sf       |
| 4,001+ gpm            | \$3.16/sf       |

| <b>Outside City</b>   |                 |
|-----------------------|-----------------|
| <b>Effective Date</b> | <b>1/1/2005</b> |
| 0 – 2,000 gpm         | \$1.99/sf       |
| 2,001 – 4,000 gpm     | \$2.87/sf       |
| 4,001+ gpm            | \$3.80/sf       |

25% rate reduction for automatic sprinkler system.

**Sewer**

| <b>City</b>   |                 |
|---|-----------------|
| <b>Effective Date</b>   | <b>1/1/2005</b> |
| Retail Sales/Manufacturing/<br>Churches/Schools/Day Care              | \$1.03/sf       |
| Offices/Medical/Dental/Nursing Homes<br>and all other uses not listed | \$1.67/sf       |
| Warehouses/Storage  | \$0.49/sf       |
| Restaurants/Taverns   | \$2.38/sf       |

| <b>Outside City</b>   |                 |
|---|-----------------|
| <b>Effective Date</b>   | <b>1/1/2005</b> |
| Retail Sales/Manufacturing/<br>Churches/Schools/Day Care              | \$1.24/sf       |
| Offices/Medical/Dental/Nursing Homes<br>and all other uses not listed | \$2.00/sf       |
| Warehouses/Storage  | \$0.65/sf       |
| Restaurants/Taverns   | \$2.86/sf       |

25% rate reduction for schools without kitchens.

**Stormwater**

| <b>Effective Date</b> | <b>1/1/2011</b> |
|-----------------------|-----------------|
| 1 ERU*                | \$95.00         |

\* An Equivalent Residential Unit (ERU) equals 3,200 square feet of impervious surface area. Non-residential projects will be charged \$95.00 per ERU. See MMC Chapter 14.19 for definitions.

**Water Service Installation Fee**

|                       |   |
|-----------------------|---|
| <b>Effective Date</b> | <b>11/1/2006</b>                                |
| 5/8" x 3/4"           | \$1,050   |
| 3/4" x 3/4"           | \$1,075   |
| 1"                    | \$1,200   |
| 1-1/2"                | \$1,600   |
| 2"                    | Time and materials costs/<br>minimum of \$1,900 |

**Drop-in Meter Fee**

|                       |  |
|-----------------------|--|
| <b>Effective Date</b> | <b>11/1/2006</b>                             |
| 5/8" x 3/4"           | \$500.00                                     |
| 3/4" x 3/4"           | \$525.00                                     |
| 1"                    | \$560.00                                     |
| 1-1/2"                | \$750.00                                     |
| 2"                    | \$850.00                                     |
| 3" and over           | Charge time and material/ \$3,500<br>minimum |

**Hotel/Motel Connection Charges**

|                |          | <b>City Water</b> | <b>Outside Water</b> | <b>City Sewer</b> | <b>Outside Sewer</b> |
|----------------|----------|-------------------|----------------------|-------------------|----------------------|
| Effective Date | 1/1/2005 | \$1,405           | \$1,646              | \$1,193           | \$1,336              |
|                | 1/1/2006 | \$1,816           | \$2,099              | \$1,717           | \$1,870              |

(4) "Floor space" is defined as the net square footage measured from the interior walls, including interior partitions.

(5) The capital improvement charges for sewer connections shall be reduced by \$50.00 per unit or \$0.045 per square foot when the affected property participated in a utility local improvement for the construction of the sewer main.



(6) Capital improvement charges for sewer connections to commercial and industrial units shall be reduced by 50 percent for any floor space in the premises which is committed to being used as warehouse space for storage purposes only.

(7) If the use of any premises connected to city utilities is converted from a residential occupancy to a commercial or industrial occupancy (as defined in subsection (3) of this section), or from a warehouse use to an active commercial or industrial use, the owner of the premises shall immediately report such conversion to the city and shall pay the extra capital improvement charge which is then required for such an occupancy. Failure to report such a conversion, and pay the extra charge, within 90 days of the new occupancy shall result in the extra charge being doubled as a penalty.

(8) The capital improvement charge for utility connections in recreational vehicle parks shall be calculated as follows:

(a) For each connection to a recreational vehicle pad, the charge shall be 50 percent of the charge provided in subsection (3) of this section relating to residential living units.

(b) For every other connection in a recreational vehicle park, the charge shall be the same as provided in subsection (3) of this section for residential living units.

(9) If a building with a lawful water and/or sewer connection to the city utility system is demolished and replaced with a new building requiring utility connections, the capital improvement charges assessed for the new connections shall be discounted by the amount which would have been paid, under current schedules, for the connections which previously served the demolished building. (Ord. 2905 § 1, 2012; Ord. 2816 § 1 (Exh. A), 2010; Ord. 2775 § 1, 2009; Ord. 2670 § 1, 2006; Ord. 2607 § 1, 2005; Ord. 2557 § 2, 2004; Ord. 2556 §§ 1, 3, 2004; Ord. 2346 § 1, 2000; Ord. 2345 § 1, 2000; Ord. 2305 § 1, 1999; Ord. 2267 § 2, 1999; Ord. 1841 § 1, 1991; Ord. 1509, 1986; Ord. 1496, 1986; Ord. 1492 §§ 1, 2, 1986; Ord. 1480, 1986; Ord. 1434, 1985).

**Section 3.** Section 14.19.050 of the Marysville Municipal Code, is hereby amended to read as follows:

**14.19.050 Surface water utility rates.**

Surface water utility rates shall be based on a commonly accepted rate unit for surface water utilities, the equivalent residential unit (ERU). The ERU is used to relate a base rate fee charged to a single-family residential parcel to that which is charged to a nonresidential parcel. The ERU is determined by using the current best available method, which may include analyzing digital photographs, utilizing satellite imagery, performing field checks for verification purposes of a representative sample of single-family residences within the city limits and/or utilizing civil design and construction plans or record drawings. Using this methodology, the director shall determine the amount of impervious area on each nonresidential parcel. The city's standard ERU amount is 3,200 square feet of impervious surface area.

The specific ERU calculation for each parcel will be rounded to the nearest one-hundredth, will be established for each such parcel as the impervious surface information becomes available for such parcel, and will be calculated in accordance with the following table:

Effective January 1, 2013

| Customer Class | Rate Calculation<br>(1 ERU = 3,200 sq. ft.) | 2013 Monthly Rate |
|----------------|---|-------------------|
| Residential    | 1 ERU                                       | \$10.61           |
| Nonresidential | (sq. ft. of impervious surface)<br>(1 ERU)  | \$10.61           |

(Ord. 2916 § 3, 2012; Ord. 2881 § 3 (App. A), 2011; Ord. 2836 § 3, 2010; Ord. 2815 § 3, 2010; Ord. 2758 § 3, 2008; Ord. 2654 § 3, 2006; Ord. 2493 § 1, 2003; Ord. 2486 § 1, 2003).

**Section 4.** Section 14.19.080 of the Marysville Municipal Code, is hereby amended to read as follows:

**14.19.080 Reductions and appeals.**

(1) Reductions. Any surface water utility customer making a timely payment of the city’s total utilities bill may apply to the department of public works surface water division for a reduction in their rate. All reductions are applicable from the date the city approves the reduction and are not retroactive. Reductions shall only be allowed pursuant to the criteria set forth in subsections (1)(a) through (f) of this section. The director shall make a written decision on a written request for a reduction within 30 days after receipt of the information, except when additional information is needed, in which case the decision shall be made within 90 days after receipt of the request. The applicant shall be notified in writing of the director’s decision. The burden of proof is on the customer to provide the appropriate documentation to request the utility reduction. If at any time the reduction may not be applicable, the reduction may be reevaluated and removed by the director.

(a) Senior Citizen Low-Income and/or Disabled Low-Income. Senior citizen low-income and/or disabled low-income customers may receive a rate reduction pursuant to Chapter 3.63 MMC.

(b) Public Education Institutions. Publicly funded primary and secondary educational institutions that educate and inform their students about the importance of our surface and ground water resources may be eligible for a reduction in their storm and surface water utility rates in an amount of up to 100 percent. The goal is to reach all students within a school with this information at least once during their time at any one school. The rationale behind this credit is that the information

provided by the school will translate into appreciation and stewardship of water resources and thereby reduce negative impacts on local streams, ponds and lakes that can result from uninformed citizens. The curriculum requirements shall be set forth in a contract provided by the education institution and shall include, at a minimum, information on the cause and effects of storm water pollution. The educational institution is responsible for providing all documentation that demonstrates the environmental education curriculum taught is above and beyond state requirements. In order to qualify for the reduction, the educational institution must submit a curriculum plan to the city council, which shall determine the amount of the reduction based on the scope, cost, and anticipated effectiveness of the plan. The reduction will be applicable for five years but may be extended by the city council based on submittal of an updated curriculum plan and documentation of the effectiveness of the preceding plan.

(c) State Highway. State highways shall be eligible for a reduction in the surface water utility rate pursuant to RCW 90.03.525.

(d) Rainwater Harvesting System. Pursuant to RCW 35.92.020(3), the surface water utility rate shall be reduced by a minimum of 10 percent for any new or remodeled commercial building that utilizes a permissive rainwater harvesting system. Rainwater harvesting systems shall be properly sized to utilize the available roof surface of the building. The director shall consider rate reductions in excess of 10 percent dependent upon the amount of rainwater harvested divided by the mean annual runoff volume generated by the total impervious surface area at the parcel.

(e) City-Owned Property. Property that is owned by the city of Marysville as identified by the Snohomish County assessor's office shall be eligible for a 100 percent reduction in the surface water utility rate.

(2) Appeals. Any surface water utility customer making a timely payment of the city's total utilities bill who considers the city's surface water utility rate charge applied to their parcel to be inaccurate or who otherwise disagrees with the utility rate determination, may request an appeals form and apply to the director for a rate adjustment. The appeal shall be filed with the director no later than 20 days after initial billing. The burden of proof shall be on the applicant to show that any adjustment in their surface water rate should be granted. The director will review the case file and determine whether an adjustment to the charge is necessary to provide for reasonable and accurate application of the utility fees. The director shall also make a written decision on a request for rate adjustment within 30 days after receipt of the information, except when additional information is needed, in which case the decision shall be made within 90 days after receipt of the request. The applicant shall be notified in writing of the director's decision. (Ord. 2706 § 1, 2007; Ord. 2654 § 3, 2006).

**Section 5. Severability.** If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

**Section 6. Effective Date.** This ordinance shall become effective five days after the date of its adoption and publication by summary.

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF MARYSVILLE

By \_\_\_\_\_  
Jon Nehring, Mayor

ATTEST:

By \_\_\_\_\_  
April O'Brien, Deputy City Clerk

Approved as to form:

By \_\_\_\_\_  
Grant Weed, City Attorney

Date of Publication: \_\_\_\_\_

Effective Date (5 days after publication): \_\_\_\_\_