

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
<b>Approval of the Agenda</b>	Approved
<b>Committee Reports</b>	
<b>Presentations</b>	
Dare to Soar Award - Jeff Cobb	Presented
Volunteer of the Month - Mary Jane Miller	Presented
Safety Certification Award - Kristy Guy, Kaleb Callahan, Robert Dzawala and Jake Wetzel.	Presented
Employee Service Awards: 15 Years – Tom King; 25 Years – Deryl Taylor; 30 Years – Deryck McLeod	Presented
<b>Approval of Minutes</b>	
Approval of the January 27, 2014 City Council Meeting Minutes.	Approved
Approval of the February 3, 2014 City Council Work Session Minutes.	Approved
<b>Consent Agenda</b>	
Approval of the February 5, 2014 Claims in the Amount of \$1,184,926.34; Paid by Check Number's 89959 through 90014 with No Check Number's Voided.	Approved
Approval of the February 12, 2014 Claims in the Amount of \$465,161.40; Paid by Check Number's 90015 through 90164 with No Check Number's Voided.	Approved
<b>Review Bids</b>	
<b>Public Hearings</b>	
<b>New Business</b>	
Consider the Professional Services Agreement with HDR Engineering for Preliminary Engineering and Environmental Documentation in Support of the Interstate 5/SR 529 Interchange Expansion Project.	Approved
Consider the Renewal of the Facility Use Agreement with AllianceOne.	Approved

Set the hearing on the appeal of Parcels 31052700300700, 31052700300200, 31052700300400, 31052700400300, 31052700100300, 31052700300900, 31052700300500, 31052700300800 on the final assessment roll in LID 71 for the Council's regular meeting of March 24, 2014; and, to direct the City Clerk to issue notice to each of the appellants that any arguments on the appeals may be submitted in writing to the Council by March 7, 2014; the LID may reply in writing to such argument by March 14, 2014, and the appellants may respond in writing to the LID's reply, if any, by March 19. Any written argument may be filed by email with the City Clerk, with hard copy by US mail, by 5:00 PM on each of the stated dates. The Council will hear and determine the appeals on the basis of the record before the Hearing Officer and written argument, and without oral argument.	Approved
An <b>Ordinance</b> of the City of Marysville, Washington, Approving and Confirming the Assessments and Assessment Roll of Local Improvement District No. 71 for the Purpose of Construction of an Interstate 5 Overpass, at 156th Street NE, as Provided by Ordinance No. 2827, and Levying and Assessing a Part of the Cost and Expense thereof Against the Several Lots, Tracts, Parcels of Land and Other Property as Shown on the Assessment Roll.	Approved Ord. No. 2954
Consider the Purchase Agreement with Northwest Playground Equipment Inc. in the Amount of \$91,439.60 for Equipment for the Spray Park Project at Comeford Park.	Approved
<b>Legal</b>	
<b>Mayor's Business</b>	
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	8:16 p.m.
<b>Executive Session</b>	8:16 p.m.
<b>Litigation – two item</b>	
<b>Real Estate – one item</b>	
<b>Reconvenment</b>	8:26 p.m.
Authorize the Settlement Agreement as discussed in Executive Session concerning the Lenz property.	Approved
Authorize the Mayor to execute the lease concerning Cedarcrest Golf Course as discussed in Executive Session.	Approved
Authorize payment of the invoice received from Snohomish County dated October 4, 2012 concerning the 2011 SnoPac Assessment.	Approved
<b>Adjournment</b>	8:30 p.m.



**Regular Meeting**  
*February 24, 2014*

**Call to Order / Pledge of Allegiance**

Mayor Nehring called the meeting to order at 7:00 p.m. Pastor Jeff Hastings from Turning Point Church delivered the invocation. Mayor Nehring led those present in the Pledge of Allegiance.

**Roll Call**

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

**Mayor:** Jon Nehring

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

**Absent:** None

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Grant Weed, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, and Recording Secretary Laurie Hugdahl.

**Motion** made by Councilmember Muller, seconded by Councilmember Norton, to approve the agenda. **Motion** passed unanimously (7-0).

**Committee Reports**

Councilmember Toyer reported on the Marysville Fire District Board of Directors Meeting on February 19:

- The Board reviewed last year's call volume which yielded an increase of 4.6% over the previous year which is a continuing trend in the district.
- The Board was briefed on the Washington State Survey and Ratings Bureau who is getting ready to kick off a new evaluation of our district. This assesses insurance rates within the district, among other things. The Board is hopeful that

the District has improved since the last evaluation in 1995. This would result in some positive changes in insurance rates among commercial customers.

Councilmember Seibert reported on the February 3 Finance Committee Meeting:

- There was discussion about possibly doing a biennial budget.
- There was discussion about doing an LID which is on the agenda tonight.
- The Committee discussed Utility Billing/Sunnyside Annexation which has proceeded smoothly.
- The City had the lowest number of shutoffs in a week recently.
- There was a reminder that Windows XP will retire soon and there will be no support after that.

## **Presentations**

### **A. Dare to Soar Award**

Jeff Cobb of the Waste Water Treatment Plant was presented with the Innovative Service Award for his initiative and ingenuity in applying to the PUD Energy Efficiency Rebate Program that is generating significant energy cost savings through operational improvements at the Wastewater Treatment Plant.

### **B. Volunteer of the Month**

Mary Jane Miller was presented the Volunteer of the Month Award for February for her incredible service to the community. Ms. Miller has touched many lives and been a shining light in Marysville for students, for women, for children and families in the waiting room at Providence Regional Medical Center, the elderly, and the community in general.

### **C. Safety Certification Award**

Brian Bishop of the AWC Workers Compensation Retro Program presented Retro Safety Coordinator Awards to: Kristy Guy and Kaleb Callahan. Also recognized, but not present, were Robert Dzawala and Jake Wetzal.

### **D. Employee Service Awards**

The following individuals were recognized for their service to the City:

- 15 Years – Tom King
- 25 Years – Deryl Taylor
- 30 Years – Deryck McLeod

## **Audience Participation**

## **Approval of Minutes**

1. Approval of the January 27, 2014 City Council Meeting Minutes.

Councilmember Norton noted that she was not present at the January 27 meeting so she would be abstaining from the vote.

It was noted that on page 2 of 8, under Committee Reports, *Jeff Vaughan* should be corrected to *Jeff Seibert*.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Wright, to approve the minutes of the January 27, 2014 Meeting as amended. **Motion** passed unanimously (6-0) with Councilmember Norton abstaining.

2. Approval of the February 3, 2014 City Council Work Session Minutes.

**Motion** made by Councilmember Norton, seconded by Councilmember Muller, to approve the minutes of the February 3, 2014 Work Session as presented. **Motion** passed unanimously (7-0).

## **Consent**

3. Approval of the February 5, 2014 Claims in the Amount of \$1,184,926.34; Paid by Check Number's 89959 through 90014 with No Check Number's Voided.
8. Approval of the February 12, 2014 Claims in the Amount of \$465,161.40; Paid by Check Number's 90015 through 90164 with No Check Number's Voided.

**Motion** made by Councilmember Muller, seconded by Councilmember Toyer, to approve Consent Agenda items 3 and 8. **Motion** passed unanimously (7-0).

## **Review Bids**

## **Public Hearings**

## **New Business**

4. Consider the Professional Services Agreement with HDR Engineering for Preliminary Engineering and Environmental Documentation in Support of the Interstate 5/SR 529 Interchange Expansion Project.

Director Nielsen reviewed this item. Councilmember Seibert referred to a typo on page 8 where the words "access study" were duplicated. He asked about the provision regarding limited liability and expressed concern about the amount stated. City Attorney Weed explained that the City doesn't have the liberty to negotiate different terms. He commented that he also doesn't like that provision as it is not favorable for the City.

**Motion** made by Councilmember Toyer, seconded by Councilmember Seibert, to authorize the Mayor to sign the Professional Services Agreement with HDR Engineering for Preliminary Engineering and Environmental Documentation in Support of the Interstate 5/SR 529 Interchange Expansion Project. **Motion** passed unanimously (7-0).

5. Consider the Renewal of the Facility Use Agreement with AllianceOne.

Court Administrator Suzanne Elsner reviewed this item. She stated that the only change to the contract is the addition of the leasehold tax to be paid by AllianceOne.

**Motion** made by Councilmember Wright, seconded by Councilmember Toyer, to authorize the Mayor to sign the Renewal of the Facility Use Agreement with AllianceOne. **Motion** passed unanimously (7-0).

6. An **Ordinance** of the City of Marysville, Washington, Approving and Confirming the Assessments and Assessment Roll of Local Improvement District No. 71 for the Purpose of Construction of an Interstate 5 Overpass, at 156th Street NE, as Provided by Ordinance No. 2827, and Levying and Assessing a Part of the Cost and Expense thereof Against the Several Lots, Tracts, Parcels of Land and Other Property as Shown on the Assessment Roll.

City Attorney Weed explained that there are two actions requested of Council. Council first needs to establish the process for hearing an appeal. Following that, action to adopt the LID assessment Ordinance will be requested.

Finance Director Langdon reviewed this item.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Seibert, to set the hearing on the appeal of Parcels 31052700300700, 31052700300200, 31052700300400, 31052700400300, 31052700100300, 31052700300900, 31052700300500, 31052700300800 on the final assessment roll in LID 71 for the Council's regular meeting of March 24, 2014; and, to direct the City Clerk to issue notice to each of the appellants that any arguments on the appeals may be submitted in writing to the Council by March 7, 2014; the LID may reply in writing to such argument by March 14, 2014, and the appellants may respond in writing to the LID's reply, if any, by March 19. Any written argument may be filed by email with the City Clerk, with hard copy by US mail, by 5:00 PM on each of the stated dates. The Council will hear and determine the appeals on the basis of the record before the Hearing Officer and written argument, and without oral argument. **Motion** passed unanimously.

**Motion** made by Councilmember Wright, seconded by Councilmember Seibert, to adopt Ordinance No. 2954, confirming the final assessment roll for LID 71, except as to those parcels currently subject to an appeal before the Council. The adoption of Ordinance No. 2954 shall be without prejudice to the rights of the pending appeals to challenge all or any part of the Hearing Officer's recommendations regarding the LID 71 final assessment roll. **Motion** passed unanimously (7-0).

7. Consider the Purchase Agreement with Northwest Playground Equipment Inc. in the Amount of \$91,439.60 for Equipment for the Spray Park Project at Comeford Park.

Director Jim Ballew reviewed this item.

**Motion** made by Councilmember Norton, seconded by Councilmember Toyer, to authorize the Mayor to sign the Purchase Agreement with Northwest Playground Equipment Inc. in the Amount of \$91,439.60 for Equipment for the Spray Park Project at Comeford Park. **Motion** passed unanimously (7-0).

## Legal

### Mayor's Business:

Mayor Nehring:

- Senate Bill 6096 passed the Senate (49-0). It will now be getting worked through the House. He will be going down to Olympia tomorrow to testify before the House Economic and Trade Committee in hopes of getting it voted out of there by Wednesday.
- The Historical Society Museum had a press conference on the progress of the museum. He was extremely impressed with this project. He recognized Councilmember Steve Muller for his work on this too.
- He attended a grand opening of Absolute Mortgage last week.
- Red Curtain for the Arts had their fund raising luncheon on the 18<sup>th</sup>. It was well-attended and a good kickoff.
- Economic Alliance Snohomish County had their annual legislative reception in Olympia last Thursday which he attended.
- He and several Council members attended the Snohomish County City Summit last Thursday night. This was a very nice event with the County.
- He attended a rail safety meeting that Congressman Larsen held in Everett. This was perfect timing because a train rolled through about 2:00 and lost a wheel. This caused a huge delay and was a safety issue in addition to the at-grade crossing issue.

### Staff Business

Jim Ballew:

- Thanks to those who made it out to the Doleshel Park Grand Opening. It was a very nice event. The Doleshel family was honored to be recognized.
- The Royalty Pageant is this weekend at Totem Middle School.
- The Spring and Summer Guide will be coming out over the weekend.
- The sculpture at Ebey Waterfront Park was stolen over the weekend. The Soroptomists who donated the art piece are very upset. The police department is on the case.

Chief Smith:

- There is no Public Safety meeting this week.
- He gave an update on a carjacking in Everett today. The suspect came to Marysville and referenced Marysville Middle School which triggered a lockdown. There was no direct threat to the City or the school. The police are following up and investigating this.

Kevin Nielsen:

- March 7 Public Works Committee will be going over the 2014 Work Plans for Operations.
- He received a response from BNSF about the train incident today. Many people contacted him today and he had the opportunity to talk to them about 529 and at grade crossings.

Sandy Langdon:

- There will be no meeting on March 10<sup>th</sup> because of the trip to Washington DC, so that meeting will be moved to the 17<sup>th</sup>.
- The fire study will be held this Wednesday.

Grant Weed stated the need for an Executive Session to discuss three items: one concerning pending litigation, one concerning potential litigation, and one concerning sale or lease of real estate with possible action on all three. He estimated they would need ten minutes.

Gloria Hirashima:

- Thanks to the Council and staff who worked on LID 71. It is not completed, but the majority of that is done with the Ordinance tonight.
- She announced that the north annex is now complete and being used.

## **Call on Councilmembers**

Kamille Norton said she especially enjoyed the award presentations. She congratulated the recipients of those awards.

Steve Muller:

- Phase 1 is done on the museum. The lumber package has been delivered to do all the interior framing. This will be done by volunteers. The Historical Society Museum will be very nice when it is done. It will be a nice addition to the park environment.
- He serves on a lot of committees with Mary Jane Miller and enjoys it thoroughly.

Rob Toyer had no comments.



Michael Stevens:

- It was refreshing to see so many representatives from Snohomish County at the Snohomish County Cities meeting on Thursday. He sees that as a start to a positive relationship.
- Congratulations to the Mayor and the team for Senate Bill 6096.

Jeff Seibert had no comments.

Donna Wright:

- She was impressed that nearly every city was represented at the Snohomish County Cities meeting.
- The Snohomish Health District awarded the Excellence in Temporary Food Establishment Award went to Ohana Barbecue when it was inspected at the Marysville Strawberry Festival.

Jeff Vaughan:

- Thanks to Kevin Nielsen for keeping track of the train issue.
- The Doleshel Park Grand Opening was a wonderful event. He reflected on the value of preserving the park for the sake of the public. He appreciates the Mayor's efforts to reach out to volunteers in the community. He stressed the importance of being able to accommodate volunteers and volunteer groups. Thanks to everyone for their hard work.

Council recessed into Executive Session from 8:16 p.m. until 8:26 p.m.

### **Executive Session**

- A. Litigation – two items, RCW 42.30.110(1)(i)
- B. Personnel
- C. Real Estate – one item, RCW 42.30.110(1)(c)

### **Reconvenement**

Executive session ended and public meeting reconvened at 8:26 p.m.

LID item:

**Motion** made by Councilmember Seibert, seconded by Councilmember Vaughan, to authorize the Settlement Agreement as discussed in Executive Session concerning the Lenz property. **Motion** passed unanimously (7-0).

Cedarcrest Municipal Golf Course Restaurant Lease Agreement:

*DRAFT*

**Motion** made by Councilmember Muller, seconded by Councilmember Seibert, to authorize the Mayor to execute the lease concerning Cedarcrest Golf Course as discussed in Executive Session. **Motion** passed unanimously (7-0).

SnoPac Assessment

**Motion** made by Councilmember Wright, seconded by Councilmember Toyer, to authorize payment of the invoice received from Snohomish County dated October 4, 2012 concerning the 2011 SnoPac Assessment. **Motion** passed unanimously (7-0).

Seeing no further business Mayor Nehring adjourned the meeting at 8:30 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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

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