

Regular Meeting
September 2, 2014

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.

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, Rob Toyer, Jeff Vaughan, and Donna Wright

Absent: Michael Stevens

Also Present: Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Thom Graafstra, Public Works Director Kevin Nielsen, and Recording Secretary Laurie Hugdahl.

Mayor Nehring commented that Councilmember Stevens was unable to make it and had asked for an excused absence.

Motion made by Councilmember Vaughan, seconded by Councilmember Toyer, to excuse Councilmember Stevens. **Motion** passed unanimously (6-0)

Motion made by Councilmember Wright, seconded by Councilmember Toyer, to approve the agenda as presented. **Motion** passed unanimously (6-0).

Motion made by Councilmember Vaughan, seconded by Councilmember Muller, to waive the normal rules of the Council to allow action on item 8. **Motion** passed unanimously (6-0).

Committee Reports - None

Presentations - None

Discussion Items

Approval of Minutes

15. Approval of the July 14, 2014 City Council Meeting Minutes
16. Approval of the July 28, 2014 City Council Meeting Minutes

Consent

1. Approval of the July 30, 2014 Claims in the Amount of \$442,939.31; Paid by Check Number's 93722 through 93876 with No Checks Voided.
2. Approval of the August 6, 2014 Claims in the Amount of \$1,091,736.59; Paid by Check Number's 93877 through 94008 with No Check Number's Voided.
3. Approval of the August 13, 2014 Claims in the Amount of \$1,539,237.97; Paid by Check Number's 94009 through 94167 with Check Number 92190 Voided.
4. Approval of the August 20, 2014 Claims in the Amount of \$318,674.80; Paid by Check Number's 94168 through 94337 with No Checks Voided.
5. Approval of the August 5, 2014 Payroll in the Amount of \$1,534,406.11; Paid by Check Number's 28013 through 28071.
6. Approval of the August 20, 2014 Payroll in the Amount of \$868,776.05; Paid by Check Number's 28072 through 28123.

Review Bids

Public Hearings

7. Consider the Program Year 2013 Consolidated Annual Performance and Evaluation Report and direct Staff to provide a summary of, and response to any comments received during the public hearing into the Report, and forward to the U.S. Department of Housing and Urban Development (Public Hearing will be held September 8, 2014).

CAO Hirashima reported that a public hearing would be held next week to receive public comments. In Program Year 2013 the City received \$323,711 in CDBG grant funding. The money was allocated as shown in Table 1 in the packet on page 7-3 and went to a variety of organizations. This will be second year of the five year consolidated plan.

Action Item

8. Consider Approving amendment of Cable Television Franchise with WaveDivision I, LLC.

Doug Buell reported on this item. He explained that the Wave franchise would expire on September so staff is asking for an extension.

Motion made by Councilmember Muller, seconded by Councilmember Norton, to approve the amendment to the Cable Television Franchise with WaveDivision I, LLC for a three month extension. **Motion** passed unanimously (6-0).

New Business

9. Consider the Supplemental Agreement No. 2 with FCS Group to Provide for a Contract Extension through November 30, 2014.

Finance Director Langdon explained that this is an extension just for the timeframe of the contract.

10. Consider the Partnership Contract Amendment to the Business Licensing Service Agreement between the City of Marysville and the State of Washington Department of Revenue Business Licensing Service.

CAO Hirashima explained that this is the interagency Interlocal agreement between the City of Marysville and State of Washington Department of Revenue. The City has run a joint licensing service with the Department of Licensing since 2007 for the combined business licensing service. Beginning in fall of 2014 the Department of Revenue will be going to a new payment system. Currently the City has been paying for the credit card transaction fees. With the new program, the users will be paying for the transaction fee.

11. Consider the Purchase of the Stormwater Pump through the Helping Governments Across the County Buy (HGACBuy) Program in the Amount of \$63,065.60.

Director Nielsen stated that this pump will be permanently mounted at Public Works/Community Development. It will be automated based on depths of the water in the channel.

12. Consider the Comeford Park Spray Park Project with Kalaye Concrete LLC, starting the 45-day lien filing period for project closeout.

Director Nielsen reviewed this item. The park looks great, it's working well, and everyone loves it. The project is substantially complete and staff is recommending acceptance.

13. Consider an Ordinance of the City of Marysville, Washington, amending Marysville Municipal Code (MMC) Section 6.76.080 Related to Noise Regulation Variances; Providing for Severability; and Effective Date.

CAO Hirashima explained that this updates the Ordinance to replace Community Development Director with the Board of Adjustment since that does not exist in Marysville.

Legal

Staff Business

14. Marysville Tulalip Chamber Reports.

Finance Director Langdon stated that the Chamber provided a report they feel complies with the agreement. The Chamber indicated that they haven't started tracking some of the items because of the time when we signed the original agreement. They are now making an effort to track the items related to the contract. They have also asked for a meeting with Finance Director Langdon tomorrow to clarify the items to be tracked.

Councilmember Wright commented that there were no inquiries on business relocation indicated on the report. Finance Director Langdon commented that the Chamber has indicated they thought it was unusual as well. CAO Hirashima commented that she has not received any inquiries either so this could be accurate. She thought that people probably just contact the City directly rather than going through the Chamber for relocations.

CAO Hirashima stated that staff felt that the information provided met the requirements of the agreement. She commented that the Hotel Motel deadline is coming up on Friday. She asked about Council's thoughts on having the Chamber apply directly rather than going through the City.

Councilmember Seibert recommended the City apply for the Chamber, but also encouraging the Chamber to apply in order to avoid having the \$40,000 money end up come out of the General Fund.

Councilmember Vaughan questioned if there is really \$20,000 worth of value provided to the City by the Chamber. CAO Hirashima pointed out that the information shown actually represents \$40,000 worth of value. Councilmember Toyer asked why the Chamber doesn't apply directly. CAO Hirashima explained that the City used to pay \$40,000 directly, but in an effort to reduce the direct funding, the City started applying for the Hotel Motel Grant funding to help with this expense.

Councilmember Norton asked about the review process with the Chamber. CAO Hirashima said they had agreed to meet with the Chamber at the end of October to review the year. Councilmember Norton asked if the City would be able to return Hotel Motel funds to the Committee if there ends up being changes in the contract with the Chamber. Finance Director Langdon thought that would be possible.

Councilmember Toyer asked if the City could keep the money to use for other tourism purposes if the contract with the Chamber ended up not being approved. Finance Director Langdon noted that the application is specific as to what would be performed to meet the tourism goals. CAO Hirashima commented that the City could apply more generally for tourism and economic development activities which might include the Chamber as one of the activities. Councilmember Toyer spoke in support of that. Councilmember Norton expressed concern about that being too vague to be approved. Councilmember Toyer suggested that the Chamber apply on its own and see what the committee decides.

Councilmember Vaughan thought that having the Chamber apply on their own would encourage a competition of ideas. He noted that if the City is involved in assuring that the Chamber gets the money it cuts off any creative effort on their part.

There was consensus for the City to stay out of the process and allow the Chamber to fill out its own application.

Councilmember Muller recommended keeping the \$20,000 allocated for economic development and award to the Chamber or another qualified agency with a good economic development plan through some type of process.

There was consensus to put an item regarding payment to the Chamber on the agenda as an action item for the next meeting.

CAO Hirashima discussed comments she has heard about dismal attendance at Business Before Hours meetings, reduced membership, and reduced activity by the Chamber.

Mayor's Business

Mayor Nehring:

- He commended Finance on another clean audit with no findings.
- Police and Fire both did a great job on National Night Out Against Crime.
- Community Transit CEO Joyce Eleanor retired August 12. The Executive Committee is conducting a nationwide search for a new CEO.
- There was an evening coffee klatch on August 7 at Jennings Park.
- He and Gloria Hirashima had a good meeting with Chair Williams and Vice Chair Parks from the Tribes. There was interest in resuming quarterly government affairs meetings. They also indicated a desire to maybe do another Council-Council meeting.
- What's Brewing Classic Coffee on State Avenue had a ribbon cutting recently. This is a nice new coffee shop with organic foods.
- He and Director Nielsen spent time in August with Congressman Larsen's Chief Transportation Aide from Washington DC. He was very impressed with all that is going on in the City.

Staff Business:

Kevin Nielsen:

- Bayview Trail should be getting paved this week with a ribbon cutting coming soon.
- Overlay completed on 108th. Grove, State and 92nd will also be done.
- The City will be demolishing the Williams house across from Comeford Park which will become parking.
- The community center will be painted this year.
- 53rd and 528 signal should be going on soon.
- 55th and 88th signal will be going up within the month.
- Pond 2 is under construction and is ahead of schedule.
- 116th to 136th final design is complete and will be going to bid in November. The City is working with BNSF on the spur line, and they have to do some construction out there.
- The IJR is going great. Federal highways and WSDOT are on board.
- The west side of the Qwuloolt will be paved sometime this fall.
- Surface water, waste water, and sanitation are also going very well.

Chief Smith:

- Crime continues to go down in the City. Major crime was down 5.98% and is now down 7.35%. Burglaries and vehicle prowls also are down. Crime is down in the SODA area 30%. This is a phenomenal citywide effort. Bike officers in the area this summer also helped. He is very proud of the SRO's and the work they did. Also, the spray park is having a huge positive impact on the downtown.
- He discussed a recent development where Lake Stevens and Arlington are interested in putting together a regional property crimes task force. There will also be an emphasis on work on addictions and preventing addictive behavior with youth.
- He commended the work that Worth Norton and the whole IS staff has done here. They have led the county with their efforts.

Sandy Langdon:

- She commented that her staff is also very excited about the New World system and the IS project.
- There were no findings and no management letter with the audit. She expressed appreciation to Denise Gritton for her leadership and all the directors for their quick responses.
- John Nield has been working on the cable franchise negotiations. During that process they recovered about \$200,000 in fees as the result of an audit.
- The budget process is going well so far. Working with a biennial budget is a different process.

Doug Buell had no comments.

Thom Graafstra had no comments.

Gloria Hirashima:

- She gave an update on the fireworks committee. Representation would include a pro-fireworks citizen, a con-fireworks citizen, a representative from Kiwanis, and council representatives. (Councilmembers Toyer, Vaughan, and possibly Stevens), fire and police staff. Councilmember Seibert recommended having someone from Public Works on the committee.
- She and Doug Byde met with a citizen to discuss regarding the City's compulsory garbage code. Staff did not see a basis for changing the code, but explained to her that annexation periods have a seven-year grace period as well as an option for only once-a-month pickup.
- She noticed there was a letter sent to the Council regarding an RV. She stated that the code enforcement officer has been working with the people to bring them into compliance with the city code.
- The code enforcement officer is very aggressively following up on code enforcement issues.
- She discussed the concept of Master Plan Senior Communities and how she has seen interest in people interpreting this very narrowly by trying to only build multi-family senior housing. Staff is concerned that some of the sites she has received comments on are very prime commercial property. Staff is recommending disallowing use of master planned senior communities in the commercial zone. There was general agreement for staff to bring back something to the next meeting regarding this.

Call on Councilmembers

Rob Toyer had no comments.

Donna Wright:

- She is glad that New World is working for the police because she heard it's not working for the fire district.
- She was pleased that the house on 59th is greatly improved.
- Snohomish Health District has an ad hoc committee working on preventing tobacco use among young people. The Health Department might be recommending to municipalities what might help.

Steve Muller commented that there is a grow operation on the south side of Sunnyside. He has noticed an odor when you drive by.

Kamille Norton:

- Thanks to staff for their work on the HomeGrown street festival. It was a very enjoyable event.
- She asked for an update on the survey. CAO Hirashima reported the number one traffic goal was focusing on train impacts. For economic development, the main goal was the downtown waterfront revitalization. Regarding neighborhood livability, the main goal was crime and safety improvements.

Jeff Seibert welcomed everyone back.

Jeff Vaughan:

- Commended police on their professionalism and quick response as the result of a recent break-in.
- He commented on the impressive pile of dirt near the pond construction.

Executive Session

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

Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 8:22 p.m.

Approved this _____ day of _____, 2014.

Mayor
Jon Nehring

April O'Brien
Deputy City Clerk