

<b>Call to Order/Pledge of Allegiance/Roll Call</b>	7:00 p.m.
Approve the agenda with one amendment.	Approved
<b>Committee Reports</b>	
<b>Presentations</b>	
<b>Approval of Minutes</b>	
Approval of October 13, 2014 City Council Meeting Minutes.	Approved
Approval of October 20, 2014 City Council Budget Work Shop Minutes.	Approved
<b>Consent Agenda</b>	
Consider Approving the October 22, 2014 Claims in the Amount of \$296,854.71; Paid by Check Number's 95504 through 95627 with No Checks Voided.	Approved
Consider Approving the October 20, 2014 Payroll in the Amount of \$885,770.64; Paid by Check Numbers 28275 through 28314.	Approved
Consider Approving the Maintenance Agreement for the SR 9/84th Street Roundabout with the Washington State Department of Transportation.	Approved
Consider Approving the October 29, 2014 Claims in the Amount of \$626,447.15; Paid By Check Number's 95628 through 95781 with No Checks Voided.	Approved
Consider Approve the November 5, 2014 Payroll in the Amount \$1,564,731.31; Paid by Check Numbers 28315 through 28365.	Approved
<b>Executive Session</b>	7:16 p.m.
<b>Personnel – one item</b>	
<b>Public Hearing</b>	7:23 p.m.
Consider Approving an <b>Ordinance</b> of the City of Marysville Adopting a Biennial Budget for the City of Marysville, Washington, for the Years 2015-2016, Setting Forth in Summary Form the Totals of Estimated Revenues and Appropriations for Each Separate Fund and the Aggregate Totals of All Such Funds Combined, and Establishing Compensation Levels as Proscribed by MMC 3.50.030	Approved Ord. No. 2972
Consider Approving an <b>Ordinance</b> of the City of Marysville Levying Regular Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2015	Failed
Consider Approving an <b>Ordinance</b> of the City of Marysville levying EMS Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2015	Approved Ord. No. 2973
<b>Legal</b>	
<b>Mayor's Business</b>	
<b>Staff Business</b>	
<b>Call on Councilmembers</b>	
<b>Adjournment</b>	8:40 p.m.
<b>Executive Session</b>	8:45 p.m.
<b>Real Estate – one item</b>	
<b>Pending Litigation – one item</b>	

<b>adjournment</b>	8:50 p.m.
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**Regular Meeting**  
November 10, 2014

**Call to Order / Pledge of Allegiance**

Mayor Nehring called the meeting to order at 7:00 p.m. Pastor Todd Morgan, MAPA, gave the invocation, and 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 Services Manager Tara Mizell, and Recording Secretary Laurie Hugdahl.

Mayor Nehring recognized veterans in attendance and thanked them for their service.

**Approval of the Agenda**

Mayor Nehring requested that the Council consider adding a five-minute Executive Session regarding personnel to the agenda immediately before the Public Hearing.

**Motion** made by Councilmember Muller, seconded by Councilmember Stevens, to approve the agenda with the addition of the Executive Session before the Public Hearing. **Motion** passed unanimously (7-0).

**Committee Reports**

Jeff Vaughan reported on the Fireworks Committee meeting where they elected him as Chair and came up with a purpose and a scope. The Committee wants to do some data

collection and study of potential impacts of different actions and the need for community feedback. There was a review of existing regulations and a report from the fire district, police, public works, and parks. This was followed by a discussion about what the committee wants to do next. The Committee will likely have one or two more meetings and then a recommendation for the Council.

Steve Muller reported on the Public Works Committee meeting on Friday, November 7 where they reviewed the finalization of the site plan for the Sunnyside water filtration project. This will increase water capacity along the hillside and will give the City the ability to be 100% self-sufficient on water capacity. There was discussion about the potential location of the Whiskey Ridge Pump Station. Construction is expected to start next September. There was discussion about a new option for the possible expansion of the Public Works building. The City is finalizing easements and getting ready to start construction on State Avenue from 116<sup>th</sup> through 136<sup>th</sup>.

## Presentations

### Audience Participation

Preston Dwoskin, 11120 - 45<sup>th</sup> Avenue NE, Marysville, WA 98271, thanked the City for the amazing job they did dealing with the recent tragedy at Marysville Pilchuck High School. He also commended the Chief and the Council on the work they have done and noted that the school district will be forever changed.

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

1. Approval of October 13, 2014 City Council Meeting Minutes.

Councilmember Muller stated he would abstain from voting since he was absent at that meeting.

**Motion** made by Councilmember Stevens, seconded by Councilmember Norton, to approve the October 13 City Council Meeting Minutes. **Motion** passed unanimously (6-0) with Councilmember Muller abstaining.

2. Approval of October 20, 2014 City Council Budget Work Shop Minutes.

**Motion** made by Councilmember Toyer, seconded by Councilmember Stevens, to approve the October 20 City Council Budget Work Shop Minutes. **Motion** passed unanimously (7-0)

## Consent

3. Consider Approving the October 22, 2014 Claims in the Amount of \$296,854.71; Paid by Check Number's 95504 through 95627 with No Checks Voided.

4. Consider Approving the October 20, 2014 Payroll in the Amount of \$885,770.64; Paid by Check Numbers 28275 through 28314.
9. Consider Approving the Maintenance Agreement for the SR 9/84th Street Roundabout with the Washington State Department of Transportation.
10. Consider Approving the October 29, 2014 Claims in the Amount of \$626,447.15; Paid By Check Numbers 95628 through 95781 with No Checks Voided.
11. Consider Approve the November 5, 2014 Payroll in the Amount \$1,564,731.31; Paid by Check Numbers 28315 through 28365.

**Motion** made by Councilmember Vaughan, seconded by Councilmember Wright, to approve Consent Agenda items 3, 4, 9, 10, 11. **Motion** passed unanimously (7-0)

## Executive Session

Council recessed into Executive Session for five minutes at 7:20 to review qualifications for employment or performance of a public employee with no action expected. The Executive Session was extended for two minutes until 7:27.

## Review Bids

## Public Hearings

Mayor Nehring opened the public hearing at 7:23 p.m.

## Public Testimony

Preston Dvoskin, 11120 - 45<sup>th</sup> Avenue NE, Marysville, WA 98271, thanked Gloria Hirashima and Sandy Langdon for the outstanding budget. He asked Chief Smith what he would be doing about getting drugs off the street and if there is additional money allocated in the budget to address this. Also he asked if they are adding more officers to the streets to prevent crime. Chief Smith stated that drugs are always an issue and will remain an issue especially over the next five years. The police department has some initiatives in place to address that. They also have a North County Regional Property Crimes Unit that has a component to address drug issues, specifically addiction which fuels the crimes in that area. The police will be adding a detective position this year and three more positions that will help out on the streets and with youth in the future.

Seeing no further public testimony, the public hearing was closed at 7:26 p.m.

Mayor Nehring thanked Finance Director Sandy Langdon and her team, CAO Gloria Hirashima, and all the directors for the great job they did on the budget. He also thanked the Council for the disciplined spending plan they have had over the years. He is excited about this first biennial budget because it forces them to look a little further down the road. It will also save staff time over the long haul while still giving Council

updates each year. He noted that over 60% of the budget goes to fee funds such as water, sewer and garbage. 40% is General Fund, but 67% of that is devoted to Law and Justice and Public Safety. He pointed out that very few people want to cut those services. Therefore, what is left is about \$12 million in discretionary funding. He reviewed some of the substantial investment projects in this budget such as the IJR for SR 529 & I-5 interchange. He thanked the voters for the TBD that they approved which has allowed the City to do some much needed pavement preservation and other street maintenance. Water infrastructure projects such as the Sunnyside Well Treatment Project and Edward Springs Water Rights, will allow the City to have rate stability well into the future. The upward trajectory of the reserve funds is very important to fund substantial facilities and other infrastructure investments in the future. The transition to in-house legal services is a big move, but will be a healthy change.

Sandy Langdon gave a PowerPoint presentation on the 2015/2016 Biennial Preliminary Budget as distributed to the Council. She reviewed 2014 accomplishments including the balanced General Fund, capital facility maintenance/improvements, construction projects, and debt savings. She reviewed the 2015/2016 budget highlights including continuing a capital reserve, pavement preservation, public safety expansion/retrofit partial design, city service analysis, business expansion, covered storage – snow & ice and street construction (IJR SR 529/I-5 and State Avenue from 116<sup>th</sup> to 136<sup>th</sup>), park trail construction (Qwuloolt and Bayview Trail expansion), utility projects (Sunnyside Well Treatment Project, Whiskey Ridge Sewer Pump Station, and WWTP building retrofit), sanitation – central Marysville expansion, and fleet replacement rebuild. She then discussed a summary of full time equivalent employees and the preliminary budget in terms of expenses; assumptions; revenues including property tax, sales tax, and other revenues; general fund expenditures by department and by category; general fund reserves; special revenue; enterprise funds; inter-fund services; street, park, and utility construction projects; general budget summary; and general taxing authority summary.

CAO Hirashima thanked Sandy Langdon and all the departments for their work to date and noted how amazing 2014 was from a project and work standpoint. She is really proud of how much they have done. She believes the 2015/2016 budget will include many more great projects and accomplishments with staff continuing to perform at a very high level.

Chief Smith applauded the Council for going to the biennial budget noting that they will love it.

#### Council Comments or Questions:

Councilmember Muller noted that the capital dollars being spent in the budget are out there to either reduce the cost of providing service to taxpayers or to create expansion of sales tax and other revenues that help offset rising costs. He applauded the Council for the actions that they have taken to keep the revenues growing to offset costs to taxpayers.

Councilmember Seibert referred to page 32 of the presentation regarding taxing authority and asked for clarification about the banked capacity. Sandy Langdon discussed the banked capacity. Councilmember Seibert asked if the budget assumes that we are banking the 1%. Finance Director Langdon explained that a zero percent increase in regular property tax is banking the 1%. The EMS is proposing to take the 1% as we have done in the past to remain at the same level as the fire district. To not bank the 1% the Council would not adopt the regular property tax levy ordinance.

Councilmember Vaughan asked for clarification about the action requested of Council regarding banking. Finance Director Langdon explained that taking no action on item 6 would mean no banking would happen. Councilmember Vaughan explained that when the City Council votes to bank the 1% what they are really saying is that they are allowing a future council to raise property taxes at a percentage larger than 1%. This concerns him because the Mayor and staff have done an excellent job being fiscally responsible and making sure that we live within our means. He expressed caution about continually banking year after year.

Councilmember Wright referred to page 6 regarding the employee summary and pointed out that Marysville staff is doing more with less compared to other cities the same size.

CAO Hirashima spoke to the banking issue. She commented on the importance of preparing for the unexpected. She thinks the banked capacity provides for a way for future councils to deal with the unexpected.

Sandy Langdon clarified that there is a limit of \$3.60 at the state level that the City can't go above. With the library district this is down to \$3.10 as the cap. If the City were to do an RFA, it would lower that cap even more. She stated that the bank can be used each year, but only to the limits that are out there.

Councilmember Stevens asked if using the bank requires a vote of the Council. Finance Director Langdon explained that Council has the authority to use the bank, but if they want to go above that level it would require a levy LID lift vote of the people.

Councilmember Muller asked if not taking action on item 6 would impact the budget. Finance Director Langdon replied that it would not.

5. Consider Approving an **Ordinance** of the City of Marysville Adopting a Biennial Budget for the City of Marysville, Washington, for the Years 2015-2016, Setting Forth in Summary Form the Totals of Estimated Revenues and Appropriations for Each Separate Fund and the Aggregate Totals of All Such Funds Combined, and Establishing Compensation Levels as Proscribed by MMC 3.50.030

**Motion** made by Councilmember Seibert, seconded by Councilmember Toyer, to approve Ordinance No. 2972. **Motion** passed unanimously (7-0).

6. Consider Approving an **Ordinance** of the City of Marysville Levying Regular Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2015

**Motion** made by Councilmember Vaughan to amend the ordinance to not bank and not adopt the regular property tax.

City Attorney Grant Weed explained that the Assessor's Office prefers that they not adopt the ordinance if the majority of the Council does not want to bank the 1%.

Councilmember Vaughan withdrew his motion.

Councilmember Seibert commented that he would be more comfortable having some sort of motion or record of the Council's desire to not bank the 1%. City Attorney Weed recommended putting the un-amended ordinance on the floor for adoption. If it fails then that is the outcome.

**Motion** made by Councilmember Muller, seconded by Councilmember Stevens, to adopt Ordinance No. 2973.

Councilmember Seibert spoke against the ordinance. He commented that if there is a natural disaster or other calamity it would be the wrong time to ask citizens for more property tax. He noted that the Council has banked for 7 years and doesn't need to keep banking. He spoke in support of leaving that at the same level it is. He expressed concern that a council in the future could take advantage of that and undue all the hard work that the Council has done with debt reduction and reserve funding.

Councilmember Muller concurred. He noted they are also creating reserves. He wondered how much banked capacity they really need.

Upon a roll call vote the **motion** failed (4-3) with Councilmembers Norton, Muller, Seibert and Vaughan voting against the motion and Councilmembers Toyer, Stevens, and Wright voting in support of the motion.

7. Consider Approving an **Ordinance** of the City of Marysville levying EMS Taxes upon All Property Real, Personal and Utility Subject to Taxation within the Corporate Limits of the City of Marysville, Washington for the Year 2015

**Motion** made by Councilmember Stevens, seconded by Councilmember Seibert, to approve Ordinance No. 2973 regarding the EMS levy. **Motion** passed unanimously (7-0).

## **New Business**

## **Legal**



## **Mayor's Business**

Mayor Nehring:

- Wednesday evening will be Caldie Rogers' retirement party at the Holiday Inn Express.
- On Thursday he will be attending the NJROTC passing review at the high school.
- If any councilmembers want to attend the SCC dinner they should contact Leah tomorrow.
- Community Transit Board met and voted to reestablish Sunday service mid-2015.

## **Staff Business**

Chief Smith:

- Police are trying to get back to normal. There are two additional memorials over this next week. The community is still reeling with the events. The City, school district, and Tribes are where they need to be. He commended Tara Mizell for her work with the Community Recovery Committee, noting that this is not a short-term issue. He expressed condolences to the families who are dealing with this and to the school kids.
- There was a first responder lunch today. He stated he is very proud of the first responders and the way they acted and reacted. He expressed gratitude for the luncheon and noted that it was not just police and fire that responded; it was the entire city and other cities as well.
- The two-year budget is going to be great. He is very happy that the City moved to this process.

Kevin Nielsen:

- Striping is completed.
- The trench at 160th on State Avenue has been repaired.
- The railroad crossing at 152nd should be fixed this month.
- Thanks to Councilmember Toyer for his service.

Tara Mizell:

- Thanks to everybody across the community for the support for the Recovery Team. They have an amazing group of people doing incredible things.
- There were a lot of trees and leaves down during the storm last week so staff has been working on that.
- Staff is preparing for basketball. There is a coaches meeting next week.
- She commented that her husband was one of the first responders; the support he has received from the community has been wonderful.

Suzy Elsner:

- A new recording system was installed this weekend. This will allow the court to publish court hearings out to the cloud for the public.

- They also upgraded software and hardware for jail calendars to stop freezing issues.
- The courts are working with jail staff to bring some other projects to Council which will make police very happy.

Kristie Guy had no comments.

Sandy Langdon thanked everyone for the input and work on the budget.

Grant Weed:

- He reported that the Chelan County Superior Court upheld Wenatchee's ban on recreational marijuana. That means two courts at the Superior Court level that have upheld cities' bans on recreational marijuana.
- He stated the need for a short Executive Session to discuss one matter concerning the acquisition of real estate with action requested and one matter concerning pending litigation expected to last five minutes.

Gloria Hirashima thanked everyone, especially Sandy Langdon, for their work on the budget.

## **Call on Councilmembers**

Kamille Norton:

- Thanks to staff and all the directors involved in the budget process.
- She wished a happy Veterans Day to all the veterans and thanked them for their service.

Steve Muller:

- He enjoyed the lunch today and appreciated recognizing staff for all they do.
- He wondered if the City can put information on the website about how people can support recovery efforts. Tara Mizell noted that this is something the Recovery Team is working on.

Rob Toyer thanked Kevin Nielsen and all the other veterans for their service.

Michael Stevens:

- Thanks to Sandy Langdon for the budget and to Gloria Hirashima for her leadership.
- He asked about an update on the RFA planning. Sandy explained staff would be bringing back appointment to the committee at the next meeting.

Jeff Seibert:

- Thanks to staff for doing the two-year budget.
- He asked what the City's policy is for picking up illegally dumped trash. Director Nielsen stated that they pick it up because they don't want the trash out on public right-of-ways. Councilmember Seibert noted a spot that needed to be picked up.

Donna Wright:

- She commended staff on the budget process.
- Thanks to all the veterans.

Jeff Vaughan:

- He expressed appreciation to staff for the budget process and the outlook.
- He welcomed Garrett Westover who is working on Eagle Scout Project at Deering Wildflower Acres this weekend.

Council recessed into Executive Session at 8:40 p.m. to discuss one item concerning acquisition of real estate with action requested and one matter concerning pending litigation expected to last five minutes.

### **Executive Session**

- A. Litigation – one item, RCW 42.30.140(4)(i)
- B. Personnel
- C. Real Estate – one item, RCW 42.30.110(1)(b)

**Motion** made by Councilmember Seibert, seconded by Councilmember Muller to authorize the Mayor to execute an administrative settlement for acquisition on K. Leifer property in the amount not to exceed \$21,000.

Executive session ended and public meeting reconvened at 8:50 p.m.

### **Adjournment**

Seeing no further business Mayor Nehring adjourned the meeting at 8:50 p.m.

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

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Mayor  
Jon Nehring

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April O'Brien  
Deputy City Clerk