

Call to Order/Pledge of Allegiance/Roll Call	7:00 p.m.
Excuse Councilmember Seibert	Approved
Approval of the Agenda	Approved
Committee Reports	
Presentations	
Employee Service Awards	None Presented
Volunteer of the Month – Cathy Prama	Presented
Snohomish County Tourism Bureau – Amy Spain	Presented
City Website	Continued
Audience Participation	
Approval of Minutes	
Approval of the April 27, 2015 City Council Meeting Minutes	Approved
Approval of the April 27, 2015 Joint City Council & Marysville School Board Meeting Minutes	Approved
Approval of the May 6, 2015 City Council Work Session Minutes	Approved
Consent Agenda	
Consider the May 5, 2015 Claims in the Amount of \$1,032,310.16; Paid by Check Numbers 99840 through 99981 with No Checks Voided	Approved
Review Bids	
Public Hearings	
New Business	
Consider the Greater Marysville Tulalip Chamber of Commerce Proposal	Approved
Consider the Interlocal agreement and Supplemental Work Order which provides network connectivity to Snohomish County	Approved
Consider the Fireworks Committee Update	Discussed/ No Action Taken
Mayor's Business	
Staff Business	
Call on Councilmembers	
Adjournment	9:05 p.m.
Executive Session	9:10 p.m.
Real Estate – one item	
Adjournment	9:20 p.m.



Regular Meeting
May 26, 2015

Call to Order / Pledge of Allegiance

Mayor Pro Tem Vaughan called the meeting to order at 7:00 p.m. Pastor Jeff Hastings of the Reset Church gave the invocation, and Mayor Pro Tem Vaughan 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 Pro Tem: Jeff Vaughan

Council: Steve Muller, Kamille Norton, Michael Stevens, Rob Toyer, and Donna Wright

Absent: Mayor Jon Nehring, Councilmember Jeff Seibert

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

Mayor Pro Tem Vaughan stated that Councilmember Seibert was ill and had asked for an excused absence from the meeting.

Motion made by Councilmember Stevens, seconded by Councilmember Muller, to excuse the absence of Councilmember Seibert. **Motion** passed unanimously (6-0).

Approval of Agenda

Mayor Pro Tem Vaughan announced that Item D under *Presentations* would be moved to a future agenda.

Motion made by Councilmember Wright, seconded by Councilmember Norton, to approve the agenda with the deletion of item D. **Motion** passed unanimously (6-0).

Committee Reports

Councilmember Norton reported on the Parks Advisory Board meeting on May 13 where the Board discussed Mothers Nature Window. The group will be forming a master plan committee to plan for the park. They hope to start that committee in the fall. There was also a general discussion about possible project applications for CDBG grants.

Councilmember Stevens reported on the May 20 Marysville Fire District Board of Directors Special Meeting with Prothman Company who is assisting in the search for a new chief. The group laid out a timeline for the process.

Mayor Pro Tem Vaughan reported on the May 20 Finance Committee meeting where they reviewed the budget and public records requests over the last couple years. There was also an update on the utility billing system which will be happening at the end of June and will bring efficiency to the system as well as the capability for e-statements in the future.

Presentations

A. Employee Services Awards - None

B. Volunteer of the Month

Cathy Pama was recognized as the Volunteer of the Month for May 2015 for her dedication and outstanding service in helping to index, research, and organize the city's records archives.

C. Snohomish County Tourism Bureau

Amy Spain delivered the Snohomish County Tourism Bureau 2014 Annual Report consisting of the impact of tourism, national trends; convention, sports and group tour sales and service; sporting events; tourism development activities; public relations and media efforts; social media presence; visitor services; and industry education programs. She summarized that tourism results in 10,340 jobs; \$256.4 million in payroll; and \$31.2 million in local taxes for Snohomish County.

Councilmember Muller asked how they differentiate between tourism dollars that are created by actual visitors versus the result of expansion. Ms. Spain explained that the number is just for visitor spending. The company that prepares the economic impact data research and reports for Washington State has a proprietary formula they utilize to identify the visitor spending based on a dozen components of information.

Councilmember Muller asked about the Marysville VIC information. Ms. Spain replied that the Marysville VIC information is included in the total number, but offered to provide the breakdown at a later time. She discussed cooperative efforts between the VICs.

Commissioner Muller noted that the competitor budgets shows what was spent, but he wondered if there was also data about resulting revenue. Ms. Spain replied that she has some of that. She noted that the return on investment ranges from \$7:\$1 to \$25:\$1 return on investment.

D. City Website – continued to future agenda

Audience Participation

Steven G. Sidlovsky, OFS, 2358 University Avenue #520, San Diego, CA 92014, spoke in support of a Marysville neighborhood and business district citizen overlay Life Peace Zone where fatherhood, motherhood, and childhood would be respected 365 days a year. He encouraged anyone interested in more information to contact him at brostevengerard@hotmail.com. He hopes to be in the area until June 15.

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

1. Approval of the April 27, 2015 City Council Meeting Minutes

Motion made by Councilmember Stevens, seconded by Councilmember Muller, to approve the April 27, 2015 City Council Meeting Minutes as presented. **Motion** passed unanimously (6-0).

2. Approval of the April 27, 2015 Joint City Council & Marysville School Board Meeting Minutes

Motion made by Councilmember Stevens, seconded by Councilmember Norton, to approve the April 27, 2015 Joint City Council & Marysville School Board Meeting Minutes as presented. **Motion** passed unanimously (6-0).

3. Approval of the May 6, 2015 City Council Work Session Minutes

Motion made by Councilmember Wright, seconded by Councilmember Stevens, to approve the May 6, 2015 City Council Work Session Minutes as presented. **Motion** passed unanimously (6-0).

Consent

4. Consider the May 5, 2015 Claims in the Amount of \$1,032,310.16; Paid by Check Numbers 99840 through 99981 with No Checks Voided

Motion made by Councilmember Muller, seconded by Councilmember Wright, to approve Consent Agenda item 4. **Motion** passed unanimously (6-0).

Review Bids

Public Hearings

New Business

5. Consider the Greater Marysville Tulalip Chamber of Commerce Proposal

Mayor Pro Tem Vaughan solicited public comment. There was none.

CAO Hirashima reported a communication from Jessica Stikles who had met with some of the Council and felt she had a better understanding of some of the Council's concerns. Ms. Stikles indicated that the Chamber is willing to reduce their request to \$20,000 at this time with \$10,000 being used for the website and \$10,000 being used for the intern position. The Chamber would then come back to the Council in the fall to request the balance.

Councilmember Muller asked if this type of agreement is generally something the Council is supportive of.

Councilmember Muller asked if there had been a reduction in the rate of pay for the intern. CAO Hirashima replied that the range was about \$15/hour.

Councilmember Wright spoke in support of fully funding the request.

Councilmember Norton noted that the Council budgeted money for economic development. She commented that the Council needs to decide if this is the best use of money for economic development for the City.

Councilmember Stevens commented that they do not know that yet. The Chamber is under new leadership with a lot of positive energy so it is possible that this could be the best use. He spoke in support of the full amount, but recommended a mid-year review.

Mayor Pro Tem Vaughan stated he had a good discussion with the Chamber President and Chair where they discussed some of the background of the City's relationship with the Chamber. He hopes that whatever proposal is received is in alignment with the City's goals of economic development. He would like to have a more solid plan that is measurable and attainable as it relates to the City's goals. He also noted that they need to consider whether or not the City wants to be in the position of subsidizing an organization like the Chamber. If so, he suggested that they develop some written guidelines and standards for that type of assistance. He stated he has been asking for ten years for measurable goals from the Chamber and still is not seeing those. He agrees that he likes the energy and the preliminary direction that the new leadership is taking.

Councilmember Muller commented that in order for the Chamber to get where the City wants them to be, a few things need to happen such as getting current on their website. He commented on the potential benefit in Olympia of having voices of support by the Chamber. He agrees that the Chamber needs to eventually be a self-sustaining

organization. He spoke in support of funding the first \$20,000 and then assessing the progress later this year. He thinks a vibrant chamber is a benefit to the City.

Councilmember Stevens discussed the Chamber's initial steps to positive change by doing what the City has asked them to do. He spoke in support of the \$20,000.

Councilmember Toyer said he was abstaining.

Councilmember Norton spoke in support of measurable goals and results. She stated that the Council made it clear to the Chamber that they did not want this to be an ongoing situation. She recommended funding projects as opposed to operational costs. She thinks the Chamber is heading in the right direction and would like them to be successful and eventually be self-supporting.

Councilmember Stevens concurred with Councilmember Norton. He reiterated that the Council has asked the Chamber to do certain things which they have done so he feels the Council should at least fund the \$20,000.

There was consensus by the Council to move forward with some kind of funding.

Motion made by Councilmember Muller, seconded by Councilmember Wright, to direct staff to prepare a Chamber Services Contract to award the request for \$20,000 split \$10,000 for the website improvements and \$10,000 on the intern. **Motion** passed unanimously (5-0) with Councilmember Toyer abstaining.

6. Consider the Interlocal agreement and Supplemental Work Order which provides network connectivity to Snohomish County

Worth Norton stated this is a renewal from an agreement from five years ago and relates to connectivity.

Motion made by Councilmember Wright, seconded by Councilmember Toyer, to authorize the Mayor to sign the Interlocal agreement and Supplemental Work Order which provides network connectivity to Snohomish County. **Motion** passed unanimously (6-0).

7. Consider the Fireworks Committee Update

Mayor Pro Tem Vaughan gave an overview of the work of the Fireworks Committee. He noted that the results of the public survey are contained in the Council packet. He summarized that this is a very polarized issue in the community. He reviewed the Committee recommendations. The Committee does not feel it is necessary to go through with a professional survey or an advisory vote. He noted that the comments in the online survey were especially valuable.

Councilmember Toyer asked about the cost of an advisory vote. CAO Hirashima thought it would be about \$50,000 but would depend on the number of other items on the ballot.

Public Comment:

Karen Gower, 910 N. G Street, Tacoma, WA, spoke regarding her opposition to the ban on fireworks. She has worked with organizations that sell legal fireworks for many years. She also works with the State Fire Marshal's Office Technical Advisory Group that works with local fire marshals, fire officials, and educators in the industry to develop safety procedures and measures related to fireworks. Because of that she has access to reporting done by many different cities. She commented that the reservations are doing 80% of the illegal fireworks. She asserted that if you ban legal, state-approved fireworks the amount of fires would actually go up. She stated that the things most people are concerned about and complain about are already illegal. She encouraged more efforts on education about legal fireworks. She noted that Duvall, Edgewood, and Othello have all rescinded their bans in the last few years because they were not working. If people cannot buy legal, safe fireworks they will go to the reservations and bring back even more dangerous fireworks. She strongly recommended more education and enforcement of the current ordinance. She urged the City to keep the money with the non-profit groups and keep the money in the community.

Councilmember Muller asked when the change in the type of fireworks occurred. Ms. Gower stated that when the reservations started to sell fireworks in the 80s, they changed to Class C consumer fireworks. She pointed out that bottle rockets, M-80s, and that sort of fireworks are not allowed off the reservations.

Councilmember Norton asked about the impacts of the length of time that a stand is open. Ms. Gower was not sure, but her sense was that most people save their fireworks for the 4th of July. However, the some of the reservations are selling them all year long.

Danny Richards, 4618 N. 29th Street, Tacoma, WA, spoke regarding his opposition to the ban on fireworks. He stated he works for American Promotional Events and works closely with many non-profit groups in the State of Washington. He commented that any kind of ban without enforcement will not be effective. He said he would hate to see non-profit groups miss out on their fundraising activities. He spoke in support of more education efforts regarding the types of legal fireworks and the dates when they are allowed.

Cheryl Reisner, 6323 82nd Street NE, Marysville, spoke in support of enforcing the current laws. She expressed frustration about a park in her neighborhood with a sign that stated fireworks were prohibited, but nobody enforced it. She stated that the sign has now been eliminated, and there is a new sign with no reference to fireworks.

Director Ballew commented that the signs are generally not up year round, but they are put up annually in anticipation of the 4th of July to educate the public. Parks employees cannot enforce the law, and police do their best.

Councilmember Toyer asked for police input. Joby Johnson, Police Sergeant, commented on the difficulties police have with enforcement. Chief Smith stated that the police have been dealing with fireworks more seriously every year. In 2011 they started really focusing on enforcement of existing laws. He reviewed challenges that the police face in their efforts. Their primary concern is in the neighborhoods because of safety issues.

Councilmember Muller referred to comments on the survey and noted that the primary concerns relate to destruction of property, the mess, and the length of time these are continuing. He noted that they aren't able to enforce the laws now and wondered how this would change with a ban in place. Chief Smith suggested they could take a hardnosed approach to it by potentially criminalizing fireworks within the City and then enforce that. He stated that the police would go with Council's wishes on enforcement. Councilmember Muller asked if community volunteers have been utilized at parks. Chief Smith said they haven't, but wasn't sure that would be a safe idea considering the amount of alcohol that is generally involved. Jim Ballew noted that there is an enormous amount of fireworks debris and food and alcohol trash in the parks the day after the 4th of July.

Councilmember Wright suggested adding a cleanup fee onto fireworks stands, but noted this might out-price the local stands even more.

Councilmember Norton asked about increased staffing on the 4th. Chief Smith replied that the police already spend thousands of dollars on enforcement on the 4th of July.

Mayor Pro Tem Vaughan wondered if more enforcement in parks could cut down on costs of cleanup.

Chief Smith referred to statistics and noted that enforcement has had a positive impact on the number of fireworks-related complaints.

Councilmember Muller asked if there is a success story anywhere in the country with regard to this matter. CAO Hirashima stated that there are a lot of communities around the country that have bans which are successful. She is not sure if there are any examples with challenges similar to those faced by Marysville with the proximity to the reservation. Councilmember Muller also spoke in support of additional education efforts. Chief Smith concurred, but noted that this would take years. He commented that the majority of the people causing the issues either don't care what the municipal code is or are ignorant of the laws.

Mayor Pro Tem Vaughan thanked the community members who participated in the committee and thanks to citizens who participated in the survey.

8. Consider Amendment No. 1 to the Grant Agreement with the Department of Ecology Allowing the City an Additional \$183,333 in Grant Funding

Director Nielsen reviewed this item, noting that Kari Chenault was responsible for the grant. He stated that staff recommended approval of the agreement.

Motion made by Councilmember Stevens, seconded by Councilmember Muller, to authorize the Mayor to sign and execute the Amendment to the Grant Agreement with the Department of Ecology allowing the City an additional \$188,333 in grant funding.

Motion passed unanimously (6-0).

Legal

Mayor's Business

None

Staff Business

Chief Smith:

- Fireworks are a big issue, and discussions need to continue. He appreciates Council's approach on this.
- He thanked Councilmembers Vaughan, Stevens, and Norton for visiting the Police Department to look at the jail and other issues.
- He thanked Councilmembers who came to the awards ceremony.
- No Public Safety Committee meeting this month, but they will meet in June.
- Police are ramping up for the Strawberry Festival.
- Tomorrow is a go-live vote for the New World System. He is very optimistic. There will be a joint Sno Pac / Sno Com meeting on Thursday. He is hoping they will go forward with it. He commended Worth Norton and Sandra Gyurkovics for their work on the system.

Kevin Nielsen:

- He commended Jeff Vaughan on his great job of presiding over the meeting.
- The Williams House parking lot construction is underway on Delta.
- Grinding is happening on 60th, and staff will be paving it soon.
- Public Works is doing a lot of maintenance around town.

Sandy Langdon had no comments.

Chief McFalls commended the Council on their work on the fireworks issue.

Jim Ballew:

- The Spray Park opened last week.
- June 6 is Healthy Communities Challenge Day at Allen Creek School. Volunteers are welcome.

Steve Muller asked about signing the properties on the north side of 6th regarding parking restrictions for the spray park. Director Nielsen replied he would take care of that.

Jon Walker announced he had one Executive Session item regarding the acquisition of real estate expected to last 10 minutes with possible action.

Gloria Hirashima:

- Thanks to the Councilmembers that served on the Fireworks Committee.
- She informed the Council that staff has selected and confirmed a Community Development Director. Dave Koenig is currently with the City of Everett and will be starting in July. She has known him for many years and spoke highly of his experience.

Call on Councilmembers

Kamille Norton:

- The parks are looking great. Thanks to Parks staff.
- She hopes everyone had a nice holiday on Memorial Day. Thanks to the veterans and those who gave the ultimate sacrifice.

Steve Muller:

- At the AWC meeting today the number one item for large cities was pressure on finance especially on public safety and public records requests.
- He went to Fire Ops last week and represented the City well. He discussed issues related to RFA.

Rob Toyer:

- The Fireworks Committee was a great experience.
- He commended Mayor Pro Tem Vaughan for his skill in presiding over the meeting.

Michael Stevens said he participated on the Fireworks Committee. He joked that Marysville has a reputation regarding fireworks that could come in handy for tourism purposes.

Donna Wright had no comments.

Jeff Vaughan requested an excused absence next Monday as he will be traveling on business.

Adjournment

Council recessed at 9:05 for five minutes before reconvening in Executive Session for ten minutes to discuss one item with possible action.

Executive Session

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

Executive Session ended and public meeting reconvened at 9:20 p.m.

Motion made by Councilmember Muller, seconded by Councilmember Stevens, to authorize the Mayor to approve the lease with the exception of Section 3.b “delayed possession”. **Motion** passed unanimously.

Adjournment

Seeing no further business Mayor Nehring adjourned the meeting at 9:20 p.m.

Approved this _____ day of _____, 2015.

Mayor
Jon Nehring

April O'Brien
Deputy City Clerk