



**Regular Meeting**  
*April 3, 2017*

**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, Rob Toyer<sup>1</sup>, Jeff Seibert, Michael Stevens, Jeff Vaughan, and Donna Wright

**Absent:** Kamille Norton

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, Deputy City Attorney Colin Olivers, Public Works Director Kevin Nielsen, Parks and Recreation Director Jim Ballew, Community Development Director Dave Koenig, Fire Chief Martin McFalls, and Recording Secretary Laurie Hugdahl.

Mayor Nehring stated that Councilmember Norton was out of town and had requested an excused absence.

**Motion** made by Councilmember Wright, seconded by Councilmember Stevens, to excuse Councilmember Norton. **Motion** passed unanimously (5-0).

Councilmember Vaughan commented that Councilmember Toyer had informed him he would be arriving a little late.

**Motion** made by Councilmember Muller, seconded by Councilmember Wright, to approve the agenda. **Motion** passed unanimously (5-0).

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<sup>1</sup> Councilmember Toyer arrived at 7:03 p.m.

## Committee Reports

### Presentations

#### A. Premier Golf Annual Report 2016

Jim Ballew welcomed the representatives from Premier Golf and Cedarcrest for their annual report on Cedarcrest Golf Course as required by the contract: Bill Schickler, President; Beth Hagen, Chief Financial Officer; Matt Amundsen, Director of Operations; and Shane Day, General Manager. Mr. Schickler made the PowerPoint presentation which was distributed at the meeting reviewing highlights of 2016 and financial performance of 2016 and comparative numbers from 2014-2016.

Councilmember Muller asked if they see an increase in revenues at courses with driving ranges when it rains. Mr. Schickler replied that they do see more activity at driving ranges when it rains.

Councilmember Muller asked about the golf cart path. Director Ballew replied that there are some issues with the path that need repairs in the amount of about \$100,000. There is also a 30-year old irrigation system that needs to be replaced at a cost of about \$30,000. Those items will be coming to Council this year. He informed the Council that there was another theft at the course last night so they will be looking at alarming the facility differently. Staff is very pleased with the progress at the golf course. He thanked staff and Premier for their excellent work. Mayor Nehring concurred.

### Discussion Items

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

1. Consider the March 6, 2017 City Council Meeting Minutes

### Consent

2. Consider the March 22, 2017 Claims in the Amount of \$804,109.89; Paid by EFT Transactions and Check Numbers 115506 through 115689 with No Checks Voided
3. Consider the March 29, 2017 Claims in the Amount of \$324,508.30; Paid by EFT Transactions and Check Numbers 115690 through 115822 with No Checks Voided

### Review Bids

4. Consider the Contract Award for the Grove Street Improvement Project

Director Nielsen stated that the apparent low bidder is SRV construction which is about \$50,000 under the engineer's estimate. This will be updated in the packet. This will be to replace the sewer from 3<sup>rd</sup> Street to Grove Street and overlay the road.

5. Consider an **Ordinance** of the City of Marysville, Washington, Updating the City's Development Regulations and Amending Sections 22A.020.050, 22A.020.070, 22A.020.200, 22C.010.060, 22C.010.070, 22C.010.090, 22C.010.210, 22C.010.220, 22C.020.060, 22C.020.070, 22C.020.190, 22C.130.030, 22C.160.080, 22G.080.100, AND 22A.010.160 of the Marysville Municipal Code

Senior Planner Angela Gemmer explained that in response to concerns raised by Council at the last meeting about the allowable heights staff is proposing two options. The first would allow flagpoles to be up to 25' tall in all single family and multifamily zones. The second option would be to allow flagpoles up to 25' tall in all single family zones and up to 35' tall in all multifamily zones, but if you have a single family residence or a duplex in a multifamily zone they would apply the 25-foot limitation.

Councilmember Muller spoke to the need to keep it simple, but stated that property size should come into play and that larger pieces of property should be able to have taller poles.

Councilmember Seibert suggested measuring from grade not the size of the pole. He agreed with having the size of the property being a factor. He stated that larger sized properties should be able to have taller poles because it is more in the scale of their yard, but suggested having a requirement for larger setbacks for taller poles.

Councilmember Muller asked CAO Hirashima for her opinion. She stated that this has not been an issue. She recommended keeping it simple and spoke to the reasoning for the 25' height limit in some zones and 35' in others.

After some discussion there appeared to be consensus to have the limits set at 25' at grade for single family, 35' for multifamily, and then if a residence is on an acre or larger it could have a taller pole.

Senior Planner Gemmer stated that in the Accessory Structure code they have a provision that gives the Director discretion to accommodate minor increases in height in certain circumstances. If that is something the Council desires staff could provide language that gives the Director discretion to allow for minor deviations in certain situations. There was discussion about the size lot to which this would apply and about the actual size of "acre" lots.

Senior Planner Gemmer referred to the suggestion to have larger setbacks on sites that have taller poles. She asked if Council wanted this to apply to setbacks from side and back property lines as well as the front setbacks. The typical side yard setbacks are only five feet. Councilmember Muller suggested 20' setbacks. Councilmember Seibert

suggested that, for safety purposes, the setback should be equivalent to the height of the pole from all property lines.

Councilmember Vaughan asked if it would make more sense for the Planning Commission to revisit this since the Council is reworking this so much. CAO Hirashima commented that the Council is able to revise it without sending it back to the Planning Commission, but if they made more substantial changes it might be a good idea to send it back. She thought adjusting the height and setback limits was fine for the Council to do.

## **New Business**

6. Consider the Professional Services Agreement for the State Avenue Widening Project from 100th St NE and 116th Street NE

Director Nielsen stated that this is a PSA with HDR Incorporated for the design and right-of-way acquisition for State Avenue from 100<sup>th</sup> to 116<sup>th</sup>. TIB contributed about \$1.3 million. The PSA is coming in a little more than \$1.5. Legal has reviewed this and will be signing the PSA.

7. Consider a **Resolution** Appointing the City Clerk as the Agent to Receive Claims for Damages Pursuant to RCW 4.96.020

Deputy City Attorney Olivers had no additional comments on this.

## **Legal**

### **Mayor's Business**

- Thanks to Public Works and everybody involved in 3<sup>rd</sup> Street. It is looking great.
- Fitness Evolution ribbon cutting was a great event.
- It was nice to have Governor Inslee in town. The STEM students were able to show him the projects they were working on.

### **Staff Business**

Chief Smith had no comments.

Chief McFalls also had no comments.

Connie had no comments.

Jim Ballew:

- The craft show will be held this weekend.
- The Opera House event is almost sold out.
- The senate budget includes the waterfront trail and Olympic View Park.

Kevin Nielsen stated that the pedestrian crossing work will begin soon. Staff has been keeping busy with projects.

Dave Koenig had no comments.

Sandy Langdon had no comments.

Colin Olivers requested an Executive Session to consider one item related to the purchase of real estate for five minutes with action.

Gloria Hirashima had no comments.

## **Call on Councilmembers**

Steve Muller had no comments.

Rob Toyer had no comments.

Donna Wright had no comments.

Jeff Seibert asked staff to bring the EMS levy back to Council for discussion.

Jeff Vaughan had no comments.

Michael Stevens asked if there is a place for citizens to get more information about the State Avenue widening. Director Nielsen replied that staff would put a conceptual layout online when more of the details have been determined.

Council recessed at 7:47 p.m. for two minutes and reconvened in Executive Session for five minutes to discuss one item related to the purchase of real estate.

## **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 7:54 p.m.

**Motion** made by Councilmember Toyer, seconded by Councilmember Stevens, to accept the terms of the counter-offer made by Glen and Marie Kieso and authorize the Mayor to execute a revised purchase and sale agreement reflecting substantially similar terms. **Motion** passed unanimously (6-0).

*DRAFT*

**Adjournment**

Seeing no further business Mayor Nehring adjourned the meeting at 7:54 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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Mayor  
Jon Nehring

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April O'Brien  
Deputy City Clerk