

**Work Session**  
*May 7, 2018*

**Call to Order / Pledge of Allegiance**

Mayor Nehring called the work session 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:** Mark James, Tom King, Steve Muller, Kamille Norton (President), Michael Stevens, Rob Toyer, and Jeff Vaughan

**Absent:** None

**Also Present:** Chief Administrative Officer Gloria Hirashima, Finance Director Sandy Langdon, Police Chief Rick Smith, City Attorney Jon Walker, Parks Director Jim Ballew, Public Works Director Kevin Nielsen, Community Development Director Dave Koenig, Fire Chief Martin McFalls, Public Relations Administrator Connie Mennie, and Recording Secretary Laurie Hugdahl.

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

**Committee Reports**

Councilmember King reported that he attended the Snohomish County Fire Commissioners meeting in Gold Bar at District 26 last Thursday. It was nice to see their operations. Chuck Morrison with the American Red Cross gave a presentation on smoke detectors and the new lithium batteries that are being used to improve safety.

**Presentations**

- A. Proclamation: Declaring May 2018 Crosswalk Safety Month in the City of Marysville

Mayor Nehring read the proclamation designating May 2018 as Crosswalk Safety Month in the City of Marysville and encouraging all drivers, pedestrians, residents, and visitors to learn about crosswalk safety during the month of May and improve our community's health and safety by exercising caution at intersections and crosswalks year-round.

### **Discussion Items**

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

1. Approval of the April 9, 2018 City Council Meeting Minutes.
2. Approval of the April 23, 2018 City Council Meeting Minutes.

Councilmember James referred to the bottom of page 1 of 9 and noted that it should refer to Councilmember King instead of James

### **Consent**

3. Approval of the April 20, 2018 Payroll in the Amount of \$1,056,496.45, Paid by EFT Transactions and Check Numbers 31475 through 31498.
4. Approval of the April 25, 2018 Claims in the Amount of \$763,006.73 Paid by EFT Transactions and Check Numbers 124144 through 124328 with Check Numbers 117971, 124028 and 124071 Voided.
5. Approval of the May 2, 2018 Claims in the Amount of \$1,873,012.21 Paid by EFT Transactions and Check Number 124329 through 124461 with No Check Numbers Voided.

### **Review Bids**

6. Consider the Bid for the 2018 Striping Program Contract to Apply-A-Line in the Amount of \$94,218.88 and approve a Management Reserve of \$4,710.94 for a total Allocation of \$98,929.82.

Director Nielsen reviewed this item.

Councilmember James referred to the intersection at 67<sup>th</sup> and 52<sup>nd</sup> and expressed concern about people using the right side as a right turn lane. Director Nielsen stated he would have the traffic engineer look into that.

7. Consider Adding the Quinn Ave Sidewalks (2nd to 4th) Project to the list of Transportation Benefit District Projects, Authorizing the use of TBD Funds as a Match towards the Project. Also Consider the Bid for Quinn Ave Sidewalks (2nd

to 4th) Project to SRV Construction, Inc. in the Amount of \$205,483.20, Including Washington State Sales Tax and Approve a Management Reserve of \$24,516.80 for a Total Allocation of \$230,000.00.

Director Nielsen explained that that staff wants to add this project to the TBD list. There is a grant for part of this through the Community Development Block Grant.

## **Public Hearings**

### **New Business**

8. Consider the Interlocal Agreement between the City of Lake Stevens and the City of Marysville for Outdoor Video Services.

Director Ballew explained that this is for outdoor movies with the City of Lake Stevens for two dates in August. There will also be agreements coming to the Council for Kenmore, Stanwood, and Anacortes.

9. Consider the Amendment of Utility Easement with Grace Academy.

Director Koenig explained that this would add pedestrian pathway to the utility easement that the City already has there. This would be done in the summer when Public Works does the overlay of 84<sup>th</sup>.

10. Consider both the "Release of Easement" Rescinding the 60-foot Easement Recorded under AFN 200410040255, and the 20-foot Ingress, Egress, and Utilities Replacement Easement; said documents are to be Recorded Concurrently with the Preliminary Boundary Line Adjustment.

Councilmember King recused himself for this item. Director Koenig reviewed this item. Councilmember King returned to the room.

11. Consider the Professional Services Agreement with HDR Engineering, Inc., in the Amount of \$999,165.63 for Engineering Services to Develop 30% Design Documents for the Widening of 88th St NE, between State Ave and 67th Ave NE.

Councilmember Nielsen explained that HDR was the successful consulting firm to get the City to 30% design on 88<sup>th</sup> Street from State Avenue to 67<sup>th</sup>. This is a primary arterial and will be a 3-lane arterial with intersection improvements. This PSA would enable the City to seek grant funding at the 30% design phase. He stressed that this is a partnership with Snohomish County.

12. Consider an Ordinance Affirming the Planning Commission's Recommendation Adopting Amendments to the Marysville Municipal Code Sections 22C.010.280, 22C.160.140, 22C.160.170, 22C.180.020, 22C.180.030, 22D.020.040, 22G.060.090, 22G.080.020, 22G.080.030, and 22G.100.040.

Planning Manager Holland reviewed the proposed amendments related to cottage housing development; allowable wall signage; pole and pylon sign prohibitions along 160<sup>th</sup> Street NE corridor; accessory structure setbacks; administrative allowances for conversion of existing accessory structures into accessory dwelling units; clarification to exemptions to the requirement to pay park impact fees; hearing examiner duties; Planned Residential Development applicability and site qualifications; and Binding Site Plan jurisdiction.

13. Consider an Ordinance Adopting the Amendments to Chapter 6.06 of the Municipal Code.

City Attorney Walker explained that this item is related to the Council's policy of adopting crimes and not felonies.

14. Consider an Ordinance Adopting RCW 7.94.120 by Reference and Reflecting the Recodification of Crimes Relating to Firearms.

City Attorney Walker explained this would update language related to recodification of crimes. This relates to Extreme Risk Protection Orders.

15. Consider an Ordinance Relating to Contracting Indebtedness; Providing for the Issuance, Sale and Delivery of One or More Series of Limited Tax General Obligation Bonds in the Aggregate Principal Amount not to Exceed \$12,600,000 to Provide Funds Necessary to Pay or Reimburse Costs of Designing and Constructing Transportation Improvements, including the 1st Street Bypass, and other Capital Improvements within the City; Fixing or Setting Parameters with Respect to Certain Terms and Covenants of the Bonds; Appointing the City's Designated Representative to Approve the Final Terms of the Sale of the Bonds; Creating a Special Fund for the Payment of the Bonds; and Providing for other Related Matters.

Director Langdon introduced this item. She explained that they want to lock in as much as they can at this point in order to reduce interest costs. Mr. Bill Tonkin, Bond Counsel from Foster Pepper, gave an overview of the ordinance and the process. He explained that when passed the ordinance would authorize the City to issue up to \$12.6 million of limited tax general obligation bonds for transportation projects within the City including the 1<sup>st</sup> Street bypass project. It also would set the financial term parameters that would be used in the sale of the bonds. It would delegate to the Finance Director and the Chief Administrative Officer the authority to go out and provide for the sale of the bonds and accept the final terms of the bonds within those parameters. The ordinance would confirm that the City will pledge its full faith and credit to pay the bonds. It also directs the designated representatives to review a preliminary official statement for the bonds which is the disclosure document that the City puts out to investors. Finally, it provides for a continuing covenant by the City to provide disclosure on an annual basis while the bonds are outstanding.

## **Legal**

### **Mayor's Business**

Mayor Nehring had no comments.

### **Staff Business**

Dave Koenig had no comments.

Chief Smith had no comments.

Jim Ballew:

- The Fishing Derby turned out great. It is estimated that 1,000 kids participated.
- There are several events coming up at the Opera House this week. On Saturday there is a dueling pianos and a Mother's Day event.
- Repairs have been happening at the Spray Park. An opening for Memorial Day weekend is planned.
- A proposal by MaryFest for this year's Strawberry Festival has been reviewed by staff. Council will have it for review soon.

Kevin Nielsen stated that the Clean Sweep was a very successful event. They received a lot of positive comments from the community and collected double the tonnage this year from last year. The Shredathon was also very successful.

Sandy Langdon had no comments.

Connie Mennie had no comments.

Jon Walker stated the need for one Executive Session item related to a real estate lease expected to last five minutes with action expected.

Gloria Hirashima:

- The CERT (Community Emergency Response Team) class held its spring graduation. The City has received a lot of positive comments about this program.
- There was a smoke alarm installation event at Crystal Tree Village on Saturday. Over 60 people requested installations.

Chief McFalls had no comments.

### **Call on Councilmembers**

Mark James asked about a definition of intersection. Director Nielsen discussed this. Connie Mennie explained steps being taken to publicize this matter. She explained

there will be a four-week campaign to promote specific safety information and links to other resources.

Rob Toyer had no comments.

Jeff Vaughan:

- The Snohomish County Board of Health is meeting tomorrow from 3-5 p.m. The needle exchange program is on the agenda, and he expects it will come for a vote. The Board is aware of the City's position. Councilmember Vaughan stated he plans to represent the Council's position on the matter to the Board.
- Chief Smith added that he has researched the background behind the needle exchange programs. He has talked to four police chiefs and a sheriff who have the programs implemented in their area. He stated that all of the studies that have been done are social services motivated; so there is very little, if any empirical data having to do with the crime element. He stated that in Everett 2.1 million needles were exchanged in one year. In Vancouver 1.3 million needles were exchanged. Mt. Vernon has significantly less at approximately 52,000. He suggested that this may be because this is the only needle exchange program where they actually require a needle for a needle. Councilmember Vaughan agreed with those numbers and discussed issues related to needle exchange programs.

Tom King:

- He congratulated Gloria Hirashima's husband, Gary, who received a volunteer appreciation award for over 4,000 hours of service at the Food Bank.
- He missed the fishing derby this year because he took the Strawberry Festival Float over to Wenatchee where they won the Community Sweepstakes Award for the best community float.

Michael Stevens had no comments.

Steve Muller had no comments.

Kamille Norton stated she likes the crosswalks on 83<sup>rd</sup>.

## **Adjournment**

Council recessed at 7:50 p.m. for five minutes.

## **Reconvenement**

Council reconvened in Executive Session at 7:55 to address one Executive Session item related to a real estate lease expected to last 5 minutes with action expected.

## **Executive Session**

- A. Litigation
- B. Personnel
- C. Real Estate – one item

**Motion** made by Councilmember Muller, seconded by Councilmember Toyer, to waive Council rules to take action on one item. **Motion** passed unanimously (7-0).

**Motion** made Councilmember Muller, seconded by Councilmember Toyer, to authorize the Mayor to amend the lease with Flapjack to waive rent for May, June, and July 2018 in exchange for Flapjack vacating at the end of the term. **Motion** passed unanimously (7-0).

**Adjournment**

The meeting was adjourned at 8:00 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Mayor  
Jon Nehring