CITY OF SULTAN
COUNCIL MEETING – COMMUNITY CENTER
August 11, 2016

7:00 PM CALL TO ORDER - Pledge of Allegiance and Roll Call

CHANGES/ADDITIONS TO THE AGENDA

PRESENTATIONS
1) Snohomish County Explorer Scouts Recognition
2) Snohomish County Health District

COMMENTS FROM THE PUBLIC: Citizens are requested to keep comments to a 3 minute maximum to allow time for everyone to speak. It is also requested that you complete a comment form for further contact.

COUNCILMEMBER COMMENTS

CITY ADMINISTRATOR COMMENTS

STAFF REPORTS – Written Reports Submitted
1) Code Enforcement
2) Police Department

CONSENT AGENDA: The following items are incorporated into the consent agenda and approved by a single motion of the Council.
1) Minutes of the July 28, 2016 Council meeting as on file in the Office of the City Clerk
2) Voucher Approval

ACTION ITEMS:
1) Resolution 16-12 Fee Schedule (Impact Fee Deferral costs)
2) Republic Services – Annual Rate Increase/Ordinance 1242-16 Recycle Rates
3) Timber Harvest Contract with Bowman Logging

DISCUSSION ITEMS:
1) Title 13 - Utilities

Executive Session:

Adjournment - 10:00 PM or at the conclusion of Council business.

ADA NOTICE: City of Sultan Community Centeris accessible. Accommodations for persons with disabilities will be provided upon request. Please make arrangements prior to the meeting by calling City Hall at 360-793-2231.
For additional information please contact the City at cityhall@ci.sultan.wa.us or visit our web site at www.ci.sultan.wa.us

CITY OF SULTAN
AGENDA ITEM COVER SHEET

ITEM:	Presentation
DATE:	August 11, 2016
SUBJECT:	Snohomish Health District
CONTACT PERSON:	Laura Koenig, Clerk/Finance Director

ISSUE:

The Snohomish Health District has requested to address the Council regarding the Snohomish Board of Health's potential request for cities, towns and the County to contribute $2 per resident for public health services starting in 2017.

Attached is a copy of the letter sent out in June to Snohomish County Leaders.

CITY OF SULTAN
AGENDA ITEM COVER SHEET

ITEM:	Presentation 2
DATE:	August 11, 2016
SUBJECT:	Snohomish Health District
CONTACT PERSON:	Laura Koenig, Clerk/Finance Director

ISSUE:

The Snohomish Health District has requested to address the Council regarding the Snohomish Board of Health's potential request for cities, towns and the County to contribute $2 per resident for public health services starting in 2017.

Attached is a copy of the letter sent out in June to Snohomish County Leaders.

SNOHOMISH
HEALTH DISTRICT
WWW.SNOHD.ORG

Administration Division

June 15, 2016

Dear Snohomish County Leaders,

Strong and vibrant economies rely on healthy individuals and families. For too long, local public health has lacked the financial resources to support critical programs and services. This has led to unmet needs, as well as increasing social and health disparities in our communities. The call for dedicated and sustainable revenue sources to keep all of our Snohomish County residents safe and healthy is more urgent than ever before.

Due to compounded cuts in funding over the last decade, the Snohomish Health District currently ranks 34th out of 35 local health jurisdictions in the state in terms of per capita spending on public health. Without additional funding, the District will face laying off staff in 2017 and beyond, resulting in:

- Continued program and service cuts
- Increased health disparities
- Limited response capacity to for all-hazard emergencies like H1N1 or the SR530 Slide
- Diminished response to emerging issues like the heroin/opioid epidemic
- Lessened attention on improving immunization rates of children and adults.

The people of Snohomish County and the communities we serve deserve better, which is why the Board of Health is considering a resolution to ask Snohomish County, as well as all cities and towns, to contribute $2.00 per resident annually to the Snohomish Health District. The item is currently scheduled for a vote at board meeting on at 3:00 p.m. on August 9, 2016. We would like your input on the proposal and invite you to reach out to your local Board of Health representative and/or attend the meeting to share comments with the full board.

This is not a new concept, but rather reinstitutes a city-county partnership that began in 1966. We were the first local health jurisdiction in Washington to have cities, towns and the county contribute $0.50 per capita to be used solely for public health. These contributions increased to a high of $2.70 in the late-1980s before being eliminated in the early-1990s.

We realize that now is the time, as you begin your 2017 budget planning, to evaluate whether $2.00 for each resident of your community is feasible. To help your community better understand the issue and our proposed funding ask, we would like to meet with your staff and present at a council meeting this summer. We will reach out to you in the next few weeks. In the meantime, if you have questions or would like to arrange a meeting, please contact Linda Carl at (425) 339-8677 or Heather Thomas at (425) 339-8688.

This investment—on top of the County's continued funding of communicable disease and TB control—would demonstrate our united commitment to the Snohomish Health District. It would also ensure that the District is able to continue providing those important services in our communities that go beyond the essential functions required by law. By working together to support public health, every Snohomish County resident will enjoy the benefits of a safer and healthier community.

Sincerely,

Brian Sullivan, Chair
Board of Health

Gary Goldbaum, MD, MPH
Health Officer and Director

3020 Rucker Avenue, Suite 306 ■ Everett, WA 98201-3900 ■ ph: 425.339.5210 ■ fax: 425.339.5263

SULTAN CITY COUNCIL
AGENDA COVER SHEET

ITEM NO: SR-1

DATE: August 11, 2016

SUBJECT: Community Service Officer

CONTACT PERSON: Victoria Forte', Community Service Officer

STAFF RECOMMENDATION:
Receive Report, no action required

Animal Control
Code Enforcement

BACKGROUND:
Community Service Officer Report

Start Date	Case #	Property Address	Owner Name	Description of Violation	1st due	2nd due	contact with owner	comments	final
11.22.2011	2011-365	32821 Cascade View	Pearson	junk and inoperable vehicles				pending council	
4.16.2013	13-321	Cemetery Road	Swezey	junk and inoperable vehicles				pending council	
6.23.2015	15-564	415 W Stevens	Moran/Nguyen	No permit for construction, demo or remmdel stop work order issued	6.24.2015			7.14.2015	7.14.2015
6.23.2015	15-565	Parcel #	Stockings/Howe	No permit for construction, demo or remmdel *stop work order issued	6.24.2015	8.16.2015	see file	none to be issued	11.2015
6.23.2015	15-566	202 Alder Avenue	Van Horn	No permit for construction, demo or remmdel *stop work order issued	6.24.2015			06.29.2015	
6.23.2015	15-567	516 Stevens Avenue	Turner	Blue Tarp over City easement	7.17.2015				7.24.2015
6.24.2015	15-568	615 Main Street	Burtis/ Dalmassio	illegal dwelling trailer coach	6.17.2015	6.24.2015		06.29.2015	
6.26.2015	15.569	14310 330th Ave SE	Arkison/Hammer	unsecured property	6.26.2015				12.22.2015
6.26.2015	15-570	1117 Yew Avenue	Secretary of Housing	construction of handrails on back deck without permit or inspection	6.26.2015			see cyd	8.2015
6.26.2015	15-571	1120 Yew Avenue	Driscoll	accumulations of lumber, fire hazard; potential dwelling for vermin	6.26.2015			none needed	07.01.2015
6.26.2016	15-572	511 3rd Street	Meyer	vegetation, fire hazard	6.26.2015	07.01.2015			
7.8.2015	15-573	323 Marcus Street		No permit for construction, new deck and remodel	7.9.2015				7.23.2015
7.16.2015	15-574	706 Salmon Run	Waltman	illegally parked trailer	8.1.2015				7.24.2015
07.16.2015	15-576	SES	SES district	fence permit (work done by road construction crew) informational only	n/a	n/a			
11.17.2014	14.352	Marcus Street Mobile Park	Maxwell	illegal accessory units (dwellings and buildings), trash, fencing, additions with no permits	9.30.2015	03.25.2016	viki		4.2016
7.24.2015	15-577	308 Cedar Street	Olson	#1) vehicle obstructing ROW #2) inhabited trailer coach #3) nonconforming garage conversion #4) new fence /no permit	08.19.2015			need more info	
7.24.2015	15-578	716 Date Avenue	Nelson	Parking obstruction	7.24.2015				7.24.2015
06.30.2015	14.308	308 3rd Street/406 Date	O'Dell	Vegetation, encroachment on sidewalk	8.15.2015				
08.06.2015	15.579	215 Alder Avenue		Roof - no permit	08.06.2015			08.06.2015	8.6.2015
08.06.2015	15.580	301 3rd Street	Florentine	Vegetation, encroachment on sidewalk	08.15.2015	10.3.2015			
	15.581	307 2nd Street		driveway?!					
	15.582	7th Street btwn Fir/High Avenues	City ROW	Parking prohibited illegal signage posted by citizen					8.2015
	15.583	104 Raspberry Lane		illegal garage conversion			cyd	none needed	
	15.584	SES	SES district	Trees obstructing PUD lines					
2.18.2014	14-416	717 Junction Lane	Shisler	upper level deck construction started, never complete *no permit issued (life safety issue)	2.25.2014	3.25.2014			
08.10.2015	15.585	111 / 111 1/2 Cedar Avenue	Moreno	#1) unconforming conversion in garage #2) gray water discharge in side yard - report of Linspection needed	10.31.2015		viki/connie		11.24.2015
	15.586	207 6th Street		unsecure/fire damaged property					
09.01.2015	15.587	date street HOA water retention pond	HOA	overgrown vegetation			09.07.2015	goats working on	12.25.2015
07.24.2015	15.588	501 3rd Street		overgrown vegetation	08.01.2015				08.10.2015
08.13.2015	15.589	516 SR2	Turner	illegal dumping on City ROW	8.16.2015				8.21.2015
9.7.2015	15.590	1114 East Main	Barmon	inhabitated trailer coach	09.25.2015				10.6.2015
09.7.2015	15.591	Sultan Basin Road	Saw Shop/ Gary Hunter	inhabitated trailer coach	ASAP		SO	trespass order in place	
09.01.2015	15.592	302 3rd Street	Anderson	non-conforming setbacks, accessory structure	09.14.2015	09.21.2015	cyd	none needed	
09.21.2015	15.593	710 Stratford Place	Evans	trash and rubbish	09.31.2015				12.22.2015
09.01.2015	15-594	725 West Stevens		Rats	09.06.2015				.1.01.2016
09.01.2015	15.595	805 West Steven		Rats	09.06.2015				01.01.2016
09.22.2015	15.596	317 Walbrun	Rogers	non-conforming setbacks, accessory structure					unfounded
09.22.2015	15.967	601 West Stevens		fence	09.31.2015			10.7.2015	10.7.2015
09.28.2015	15.968	209 Date Avenue	Wiedger	illegal dwelling trailer coach/ deck	6.9.2016				
09.30.2015	15.569	615 Main Street	Burtis/ Dalmassio	Illegal camping and dumping trash				unfounded	
Start Date	Case #	Property Address	Owner Name	Description of Violation	1st due	2nd due	contact with owner	comments	final
5.2014	14.269	107 Main Street	Beaham	Fire 10.2.2015, illegally inhabited trailer, unfit dwelling				Fire marshall/Lnl issue	
10.6.2015	15.570	616 Alder Avenue	Ginter	fence	10.14.2015				01.01.2016
10.6.2015	15.571	717 Main Street	McIntyre	fence	10.14.2015				01.06.2016
10.6.2015	15.572	805 Main Street	Rasmussen	fence/ illgal trailer coach	10.14.2015		viki		11.2015
11.4.2015	15.573	811 7th Street	Jones	construction of outbuildings/no permits	02.15.2016		cyd	working on permits	
11.5.2015	15.574	803 7th Street	Page	construction and grading	02.15.2016				
11.5.2015	15.575	400 6th street	Miller	Roof - no permit	11.20.2015				12.2015
11.5.2015	15.576	707 Alder Avenue	Jordan	trailer/ADU/trash and rubbish/auto dismantling	03.25.2016	04.12.2016	vl/SO	voluntary aggreement	
11.6.2015	15.577	606 Walnut	Gutierrez	trash and rubbish/parked abandoned vehicles	11.20.2015				11.23.2015
11.20.2015	15.578	611 Alder Avenue	VLLC	construction/remodel and fence	12.18.2015	05.03.2016	viki	voluntary aggreement	05.12.2016
12.21.2015	15.579	vacant lot 138th Street SE	Warner	illegally parked trailer					
12.30.2015	15.580	1212 Loves Hill Drive	Hoyt	trailer/ADU/	1.14.2016				
12.30.2015	15.581	107 Birch Avenue	Forrest	trailer/ADU/	01.14.2016				
01.04.2016	16.582	1008 Cheryl Way	Ogilvie	stairs	01.26.2016				2.2016
01.04.2016	16.583	806 Elm Sreet	Messenger	public safety				?????	
01.04.2016	16.584	1054 5th Street	Green	fence/no permit					01.28.2016
1.16.2016	16.585	33000 blk SR2	Noyes	illegally parked trailers/ storage	02.02.2016	07.01.2016		property for sale	
1.22.2016	16.586	1001 Dyer Road	Kroll	Vegetation, enroachment and/or height	02.01.2016	03.01.2016			
1.22.2016	16.587	1008 Dyer Road	Willadsen and Schnick	Vegetation, enroachment and/or height	02.01.2016				
1.22.2016	16.588	1018 Dyer Road	Bender	Vegetation, enroachment and/or height	02.01.2016	03.01.2016			
1.22.2016	16.589	1110 Dyer Road	Knight	Vegetation, enroachment and/or height	02.01.2016	03.01.2016			
1.22.2016	16.590	1013 Dyer Road	Gilmore	Vegetation, enroachment and/or height	02.01.2016				
1.22.2016	16.591	917 Dyer Road	Everett	Vegetation, enroachment and/or height	02.01.2016	03.01.2016			01.28.2016
01.28.2016	16.592	913 Dyer Road	Mahoney	Vegetation, enroachment and/or height	02.15.2016				
01.28.2016	16.593	809 Dyer Road	Turner	Vegetation, enroachment and/or height	02.15.2016				
01.28.2016	16.594	807 Dyer Road	Everett	Vegetation, enroachment and/or height	02.15.2016				
01.28.2016	16.596	501 Alder Avenue	Wagner	Vegitation, encroachment on sidewalk	02.15.2016				0.25.2016
02.02.2016	16.597	710 Stratford Place	Evans	trash, rubbish, accumulations of poop	03.17.2016				04.01.2016
02.03.2016	16.598	2808310042300	Knowlton	new construction	02.24.2016			none needed	02.24.2016
02.10.2016	16.599	202 Alder Avenue	Van Horn	trash, rubbish, accumulations of poop	02.29.2016				02.27.2016
02.11.2016	16.600	32340 142nd Street SE	Cody	fence sight obstruction	02.29.2016	03.25.2015		Amy	
02.12.2016	16.601	720 Fir Avenue	Wright	trailer	02.29.2016				03.01.2016

City of Sultan In Partnership With Snohomish County Sheriff's Office

Community First

Sheriff Ty Trenary — **Mayor Carolyn Eslick**

Notable Events of July 2016

Mission: To provide safe communities through dedication and professional service.

Vision: Snohomish County will have a Sheriff's Office that is community-minded, progressive and professional.

Values: Integrity, Dignity, Commitment and Pride in our service.

The numbers of reported crimes this month are very similar to the reported crimes of similar types over the last several months. We have not had any spike in reported crimes on our monthly report. We have seen some reduction in the number of reported thefts in Sultan year over year for the month of July, but for the most part, this has been an average and quiet month. I believe we're headed in the right direction.

Detective Hawthorne has been working very hard to prepare cases for prosecution and he is very familiar with the names of those responsible for most of our reported crimes. He's been very diligent in getting the cases prepared and ready for the prosecutor's review. The fact is, though, he is the only detective working on our East Precinct cases to include the City of Sultan. In the future, if there is any consideration for bringing more deputies to Sultan to serve our community, I would push for another detective at the East Precinct. Another detective would enable us to attend to cases that come in and spend more time coordinating our efforts. Another detective would lend itself to a higher arrest and prosecution rate of our most harmful criminals. As you can imagine, criminals don't care if they are in the jurisdiction of Sultan or if they are burglarizing an outbuilding or home in the county. They don't care if they're stealing from Gold Bar or from Trout Farm Road. Thieves steal and every case lands on Detective Mike Hawthorne's desk for him along to chase down leads and to prepare for the prosecutor. Detective Hawthorne needs help!

As everyone knows, I am a lieutenant for the Sheriff's Office and I work in a capacity that is authorized by the Sheriff. I was given an opportunity to serve the residents of Sultan and the City staff as your Chief of Police over three years ago. I have immersed myself in this community and I hope most will appreciate the service I was trying to provide. I have a great deal of respect for the people in Sultan. I have worked with and around many fine people in 25 years of police work throughout Snohomish County. Sultan is by far the most involved community I have encountered. There are many fine people here and I hope that folks will acknowledge that I was "their" chief.

The position I would move into is the "Personnel Development Division Lieutenant." I will be responsible for recruiting, hiring and retention of our new sheriff's deputies. I will also be responsible for training our fine staff to safely and respectfully provide law enforcement services to all they encounter. I have known about this plan for some time,but until very recently, I have not been sure when that move might happen. It appears that move may come soon.

I have communicated all of this with Mayor Eslick and with Administrator Ken Walker. They have been supportive and as usual the leadership they provide to the community will help to keep my move and any others as seamless as possible for our community. Mayor Eslick has been a huge supporter of firm policing and holding criminals responsible for their behavior. I will miss working closely with the City Staff and this community.

I will miss this town and all the good law abiding people in it.

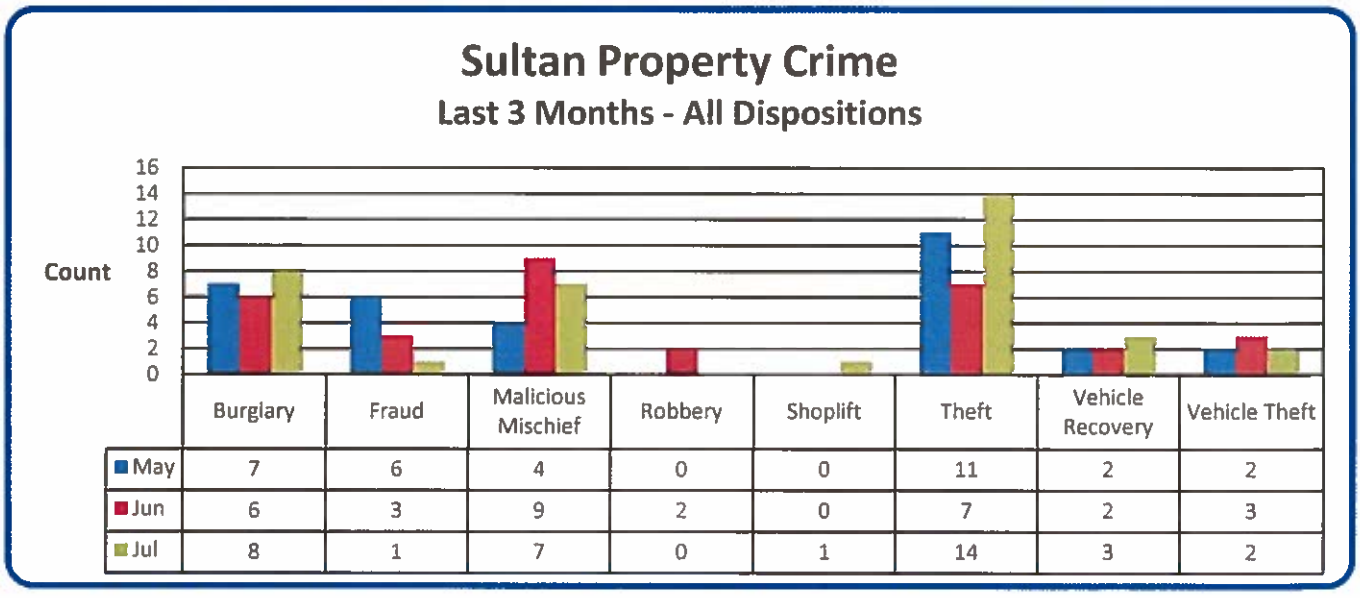
Be good,

Lt. Monte Beaton
Sultan Police Chief

The following tables and charts compare incident types of service as reported for the Sultan Police Department. This contract has an Originating Agency Identifier (ORI) of WA0311500.

Incident Call Source

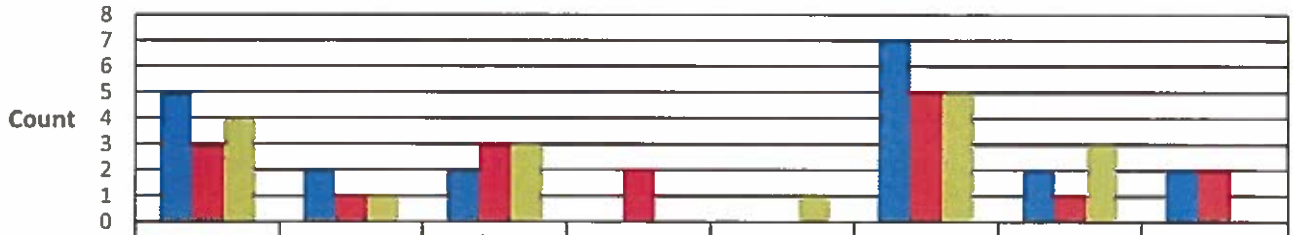
Row Labels	May	Jun	Jul	Totals
	2	1	3	6
911	413	380	472	1265
Front Counter/Lobby	0	1	0	1
Mail	0	0	1	1
Officer-Initiated	286	235	211	732
Other	0	0	1	1
Totals	701	617	688	2006



	Burglary	Fraud	Malicious Mischief	Robbery	Shoplift	Theft	Vehicle Recovery	Vehicle Theft
May	7	6	4	0	0	11	2	2
Jun	6	3	9	2	0	7	2	3
Jul	8	1	7	0	1	14	3	2

Sultan Property Crime

Last 3 Months - Dispositions A, B, I & R

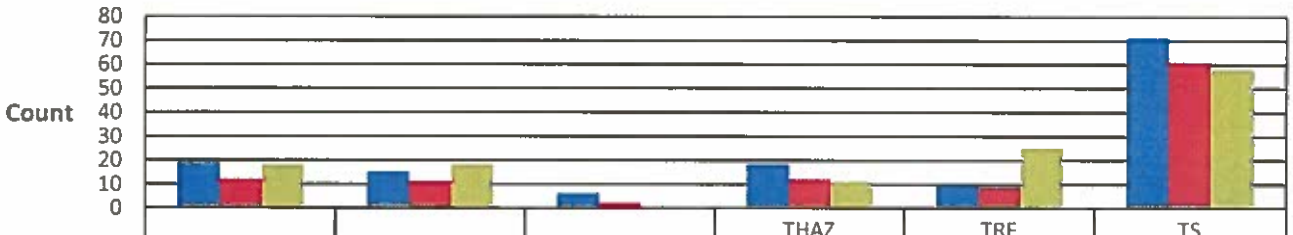


	Burglary	Fraud	Malicious Mischief	Robbery	Shoplift	Theft	Vehicle Recovery	Vehicle Theft
May	5	2	2	0	0	7	2	2
Jun	3	1	3	2	0	5	1	2
Jul	4	1	3	0	1	5	3	0

➢ Note: Dispositions may be singular or multiple (combined). Dispositions, other than "all", are singular values or the end disposition of a string of dispositions. A = Arrest, B= Booking,I = Impounded and R= Case Report

Sultan Vehicle Incidents

Last 3 Months - All Dispositions



	Collision	DUI	Radar	THAZ	TRF	TS
				Traffic		
May	19	15	6	18	10	71
Jun	12	11	2	12	9	61
Jul	18	18	1	11	25	58

THAZ = Traffic Hazard, TRF = Traffic Problem and TS = Traffic Stop

Tickets Reported	May	Jun	Jul	Totals
Traffic Problem	7	14	7	28

➢ Note: All data in this report was obtained from a LERMS Data Analysis and Mapping query.
Report presented by Sultan Chief of Police Lt. Monte Beaton
Table and charts compiled by Volunteer Ray Coleman

Community First

City of Gold Bar In Partnership With Snohomish County Sheriff's Office

Sheriff Ty Trenary **Mayor Lee Hodo**

Notable Events of July 2016
Gold Bar

- Vehicle Recovery: The Sultan Food Bank's truck was recovered from a logging road off of Kellogg Lake Road. After it was stolen, it had been spray-painted black and was seen by area residents as it was being driven around the region. A local timber management supervisor discovered the vehicle on his company's land and called 911. Two other stolen vehicles were recovered , one in Gold Bar off of Ley Rd and one in May Creek Estates off of Ajer Drive where we arrested a suspect.
- Nuisance property vacated: The residents at 106 4th Street, Gold Bar, were evicted by the property owner who continues to work on a large and difficult clean-up. Denise Beaston's efforts, with some help from SCSO, substantially brought this about. We've already located some of the evicted residents in and around Gold Bar, and will work to prevent a recurrence of the impact this group had on our citizens.
- July 4th: I came in, as usual, to patrol for fireworks violations in and around Gold Bar. There were some, most of which were minor, and I did contact a group of people who had just finished setting off mortars in Creekside. I did not witness this violation so I was not able to satisfy the "police presence" requirement for issuing a ticket to the violators. I did issue warnings. There were also violations along May Creek but I wasn't able to determine the precise location of the offense before it stopped. The great majority of the mortar-type fireworks displays I investigated were determined to be just outside the city limits. One series of loud bangs may have come from the discharge of a firearm along May Creek but the violator was not located.
- Property crimes: Though theft related crimes appeared to be rising in June, this trend did not continue for the region through July.

Index

- Theft from rental property: Roofing materials and three motorcycles, owned by the landlord, were stolen from a rental property on Index Ave as the tenants were moving out. A vehicle of interest has been described as a compact pick-up, possibly gray, pulling an enclosed cargo/toy-hauler type trailer. A group of area property and drug crime offenders had expressed some interest in this property when they learned the tenants were vacating. We continue to work this case.

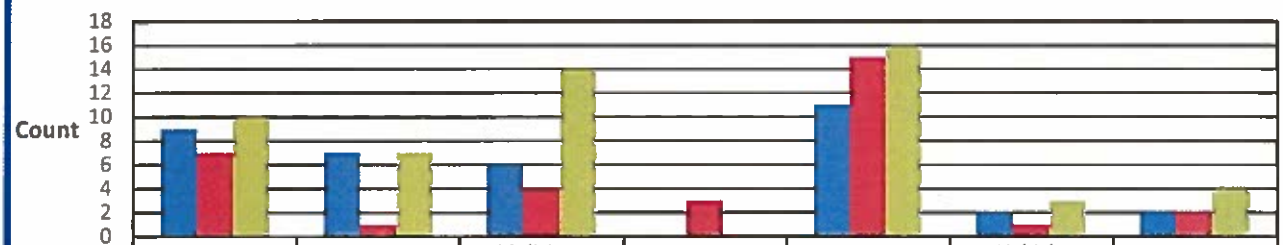
The following tables and charts compare incident types of service as reported for the Gold Bar Regional contract. This contract has an Originating Agency Identifier (ORI) of WA0311000.

Incident Call Source

Call Source	May	Jun	Jul	Totals
	0	2	0	2
911	354	339	441	1134
Officer-Initiated	254	260	212	726
Totals	608	601	653	1862

Gold Bar Region Property Crime

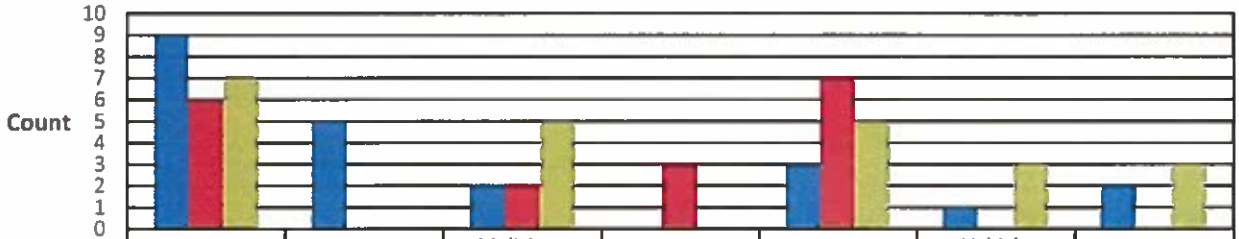
Last 3 Months - All Dispositions



	Burglary	Fraud	Malicious Mischief	Robbery	Theft	Vehicle Recovery	Vehicle Theft
May	9	7	6	0	11	2	2
Jun	7	1	4	3	15	1	2
Jul	10	7	14	0	16	3	4

Gold Bar Region Property Crime

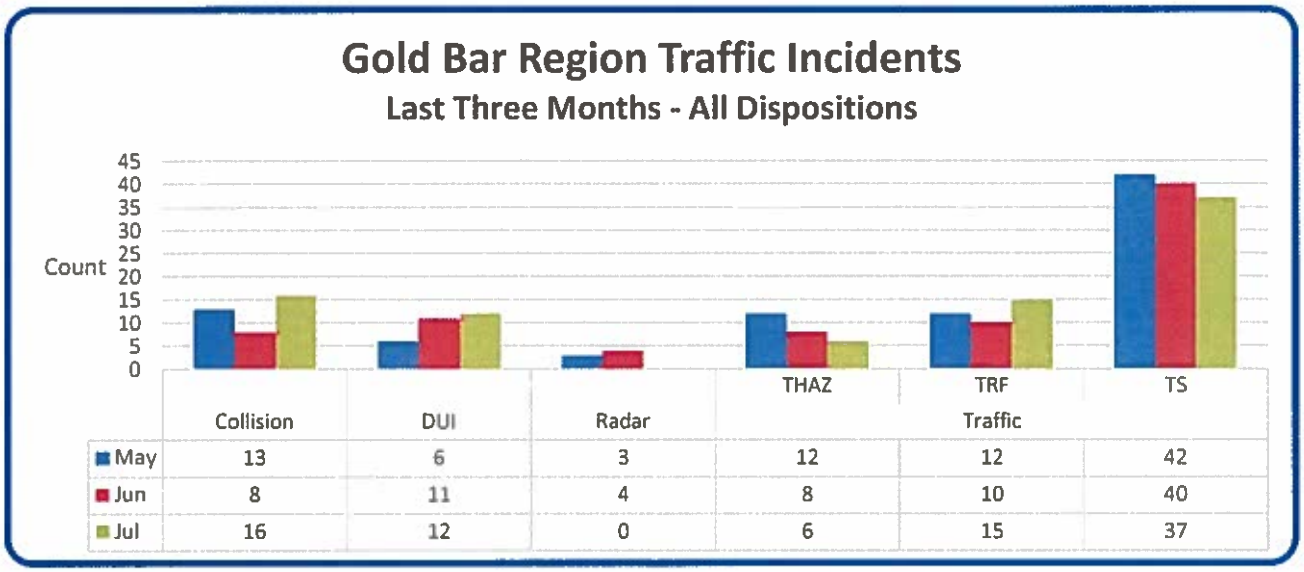
Last 3 Months - Dispositions A, B, I & R



	Burglary	Fraud	Malicious Mischief	Robbery	Theft	Vehicle Recovery	Vehicle Theft
May	9	5	2	0	3	1	2
Jun	6	0	2	3	7	0	0
Jul	7	0	5	0	5	3	3

- Note: Dispositions for any given incident may be singular or multiple, in which case they are combined in the database. Dispositions represented here, other than "all", are those singular values and the end disposition of any combined string of dispositions.

A = Arrest, B= Booking, I = Impounded and R= Case Report



THAZ = Traffic Hazard, TRF = Traffic Problem and TS = Traffic Stop.

Tickets Reported	May	Jun	Jul	Totals
Traffic Stop	8	10	6	24

Incident Types – Past 3 Months

Incident Type	May	Jun	Jul	Totals
911	7	9	8	24
Abandoned Vehicle	8	13	7	28
Abuse of Person	0	1	0	1
Alarm	14	12	15	41
Animal	7	6	6	19
Assault	9	7	22	38
Assist	16	17	16	49
Burglary	9	7	10	26
Civil	12	19	23	54
Collision	13	8	16	37
CPS	2	3	0	5
Death	0	3	1	4
Disturbance	21	23	38	82
Dive	1	1	0	2
DUI	6	11	12	29
DV	21	18	17	56
Fireworks	2	0	4	6
Follow Up	67	72	60	199
Foot	0	0	1	1
Fraud	7	1	7	15
Harassment	4	8	9	21
Information	1	2	2	5

Malicious Mischief	6	4	14	24
Mental	2	4	2	8
Noise Complaint	17	17	16	50
Nuisance	4	5	1	10
Order Violation	1	3	7	11
Ordinance Violation	0	3	7	10
Other	10	3	1	14
Paper Service	1	6	0	7
Parking	4	5	2	11
Person Lost/Found	4	4	9	17
Property Lost/Found	2	3	7	12
Public Assist	16	22	21	59
Pursuit	0	2	0	2
Radar	3	4	0	7
Robbery	0	3	0	3
RSO	0	4	2	6
SAR	1	0	5	6
Search Warrant	0	0	1	1
Security Check	84	81	78	243
Shots Heard	6	4	3	13
Substance Abuse	4	7	6	17
Suicide	6	5	2	13
Suspicious	90	69	68	227
Theft	11	15	16	42
Threat	1	1	2	4
Traffic	66	58	58	182
Trespass	10	11	19	40
Vehicle Recovery	2	1	3	6
Vehicle Theft	2	2	4	8
Warrant	19	9	12	40
Welfare Check	9	5	13	27
Totals	608	601	653	1862

- All data was obtained through a LERMS Data Analysis and Mapping (DA&M) query.

Report presented by Gold Bar Chief of Police Sgt. David Casey
Table and charts compiled by Volunteer Ray Coleman

SULTAN CITY COUNCIL
AGENDA ITEM COVER SHEET

ITEM NO: Consent C 1

DATE: August 11, 2016

SUBJECT: Council Meeting Minutes

CONTACT PERSON: Laura Koenig, Clerk/Deputy Finance Director

SUMMARY:
Attached are the minutes of the July 28, 2016 Council meeting as on file in the office of the City Clerk.

RECOMMENDED ACTION:
Approve as submitted.

CITY OF SULTAN COUNCIL MEETING – July 28, 2016

Mayor Eslick called the regular meeting of the Sultan City Council to order in the Sultan Community Center. Councilmembers present: McCarty, Seehuus, Neigel, Naslund and Beeler. Absent: Walker and Wiita.

CHANGES/ADDITIONS TO THE AGENDA:
Consent: Add excused absence of Councilmember Walker and Councilmember Wiita.
Add: Executive Session

PRESENTATIONS:
Business Spotlight – Embroidery for the Soul
The issue before the Council is to recognize Embroidery for the Soul as the Business Spotlight for July 2016. Embroidery for the Soul is a Women Owned Business, owned 51% by Elizabeth Lazella and 49% by her husband, Jeffery Dwor. Elizabeth and Jeffery live in Gold Bar and their business is located 403 Plaza Building West Stevens Avenue, Sultan.
Artistic and creative ability comes easy to Elizabeth as she comes from a long line of Circus Performers and dressmakers. Her parents were trapeze artists, her mom made costumes and her grandmother was a dressmaker in New York City in the early 1900's. Her dad was born in 1891 and was a WWI Vet. Elizabeth served in the US Army from 1972 – 1974.
Embroidery for the Soul was born in 1989, when Jeff owned a sewing and vacuum store in Woodinville. He bought a small embroidery machine for Elizabeth and ever since then it became a "Hobby Gone Crazy". In 2012, they closed the business due to health reasons. In 2015, she met a man who wanted her to make 10' wide panel walls and needed a warehouse big enough to manufacture them so they moved to Sultan. She makes these 10' wide panels for a company called "Jiffy Wall", which is a portable privacy wall to block off crime scenes and accident scenes from the gawking public. While she works in the big warehouse in the back, there is a retail show room in the front where much of Elizabeth's work is showcased.
When asked where they see their business in the next 2 – 5 years, they commented they want to stay here and do more screen printing and embroidery. Their plan is to network with the schools and sports teams. They are proud to keep their business local with low, competitive pricing. They gave the Chamber 100 Gold Dust Days shirts and Slushy Cups to give away at Shindig and Gold Dust Days.
Mayor Eslick presented a Certificate of Recognition.
Elizabeth Lazella thanked the Council for the recognition. She loves it here and likes giving back to the community.

Volunteer Spotlight – Marshall & Tiffany Asper
The city recognized Marshall and Tiffany Asper as the Volunteer Spotlight for July 2016. Tiffany and Marshall Asper live on Mann Road and are very involved in their own community as well as the community of Sultan. They moved to the Sultan area from Kirkland exactly 10 years ago and have two children, Wendy and Luke. They were only 19 and 20 at the time and thought Sultan was really in the country!
They started volunteering 6 years ago when Tiffany worked with Susie Hollenbeck on the first community garden. When asked what he does in the Volunteer World, Marshall replied, "I'm a Voluntold", going where Tiffany and others ask him to go. Marshall has helped out at Sultan Boys and Girls Club, coaching T-Ball and he still coaches basketball and baseball. Tiffany and Marshall also volunteer at the food bank.
Tiffany designed the beautiful "Reading Garden" behind the Sultan Elementary School Library. They spent last summer paving, digging, planting and recruited kids and parents to help.
While living in Skyline View, Marshall took on an enormous volunteer project. There is 2 acres of vacant land with a grass field that PUD owns and the residents have been using for picnics

and ball games for years. PUD announced that they were going to fence the property, hence denying access. Marshall worked with PUD to build a gate in the fence so the neighborhood could still use the property for a community park. He sought out the help of Elizabeth Emmons, Dave Somers, Mayor Carolyn Eslick and Sarah Davenport-Smith, Marianne Naslund and other community members. Brian Wood and Brenda White with PUD were very helpful and after months of communicating, the gate was installed and the community has its park back, thanks to the efforts of Marshall Asper and his friends.

Tiffany has held a leadership position with "Operation Christmas Child", a massive undertaking at Crosswater Church, collecting thousands of small gifts for poor children around the world. "They just love on kids", commented Pastor Aaron Day. Tiffany just resigned from Sultan Elementary PTO, where she was Vice President for 2 years. "She was my rock and works hard for the Sultan students", commented PTO President, Elizabeth Emmons. Other projects they volunteer for are the Annual Farm Festival, building floats for Shindig Parades, Cleanup Day, Music Ministry, Children's Ministry, Women's Ministry, Crosswater Summer Day Camp, remodeling the new church. When asked where they see themselves in the Volunteer World in the next 2 – 5 years, they both eagerly said, "Oh, we'll still be here". They are working on a landscape plan for the Crosswater Church's new location on 3rd Street.

Mayor Eslick presented a Certificate of Appreciation.

Marshall discussed the work with the PUD to leave the field open for community use and the help he received from the community. Thanked all the people that helped them out – it was appreciated. Tiffany – thanks to everyone and especially their children.

COMMENTS FROM THE PUBLIC:

Janet Auckland: Lives out on Trout Farm Road and they are having an issue with drugs houses, prostitution and break ins. Asked if the city could help them work with the County Sheriff to help resolve the problems.

COUNCILMEMBER COMMENTS

McCarty: Is working on the Return of the Salmon Festival and this year, Vick's burger will be cooking salmon for the festival.

Seehuus: Understands the frustration of the people on Trout Farm Road. He lived next to a foreclosed house and it took forever to get the squatters out.

Naslund: Snohomish County will have a Public Hearing on August 1st at the High School on the Snohomish County recreation and planning.

Beeler: At the SCC meeting, the topic was the biotech industry and what it means to the community. Businesses want to locate around the U of W as they are leaders in biotech and the issue is transportation and being able to get employees to work. They are promoting the light rail systems to provide quick access to work.

Ken Walker: Phase 2 of the off lease dog park is almost complete. National night out is August 2nd. 4th/5th street project will start on August 8th by SRV construction.

Mayor Eslick: Would like to set up a meeting with the Sheriff regarding the issues on Trout Farm Road. The community picture will be taken at 7 PM at the National night out. Encouraged everyone to vote in the primary. Judy Wood passed away this week – great community volunteer.

STAFF REPORTS – Written Reports Submitted and are on file in the Office of the City Clerk.

1) Public Works
2) Finance Report
3) Time Allocation Report
4) Planning Board Minutes

CITY OF SULTAN COUNCIL MEETING – July 28, 2016

CONSENT AGENDA: The following items are incorporated into the consent agenda and approved by a single motion of the Council. On a motion by Councilmember Seehuus, seconded by Councilmember Neigel, the consent agenda was approved as amended. McCarty – aye, Seehuus – aye; Neigel – aye; Naslund – aye; Beeler - aye.

1) Minutes of the July 14, 2016 Council meeting as on file in the Office of the City Clerk
2) Voucher Approval in the amount of $202,680.89 and payroll through July 15, 2016 in the amount of $68,321.81 to be drawn and paid on the proper accounts.
3) Approval and Authorization for the Mayor to sign the Interlocal Agreement with the Snohomish County Drug Task Force
4) Excused absence of Councilmember Walker and Councilmember Wiita from the July 28, 2016 Council meeting.

ACTION ITEMS:

Ordinance 1241-16 Impact Fee Deferrals

The issue before the Council is the adoption of Ordinance 1241-16 Impact Fee Deferral Process. The Washington State Legislature adopted changes to Washington's Impact Fee Law, providing for the requirement of counties, cities, and towns to adopt a deferral system for the collection of impact fees for new single-family detached and attached residential construction. The deadline for adoption is September 01, 2016.

On a motion by Councilmember Beeler, seconded by Councilmember Seehuus, the Council adopted Ordinance 1241-16 to add Sultan Municipal Code Section 16.118 to implement required impact fee deferrals. All ayes.

TIB Grant Applications Approval

The issue before the Council is to authorize the Mayor to sign the necessary documents to apply for grant funding through the Washington State Transportation Improvement Board Small City Arterial Grant Program (SCAP). Projects preserve and improve eligible city streets consistent with local needs in cities with a population less than 5,000. Staff recommends that the City apply for one project consisting of the following improvements:

1. Reconstruct 1st Street from High Avenue to Trout Farm Road using full depth reclamation, and installing a detached sidewalk on one side of the street, and any necessary ADA improvements.
2. Reconstruct 8th Street from High Avenue to the High School Gate using full depth reclamation and any necessary ADA improvements.

The TIB match requirement for the Small City Program is a minimum of five percent. Gray & Osborne will prepare the grant application at no cost to the City.

On a motion by Councilmember Neigel, seconded by Councilmember Seehuus, the Mayor was authorized to sign the necessary documents to apply for grant funding through the Washington State Transportation Improvement Board Small City Arterial Grant Program (SCAP). All ayes.

Executive Session: On a motion by Councilmember Naslund, seconded by Councilmember Seehuus, the Council adjourned to executive session at 7:45 PM for 15 minutes to discuss pending litigation. All ayes. The Council returned to regular session at 8:00 PM.

Adjournment: On a motion by Councilmember Naslund, seconded by Councilmember Seehuus, the meeting adjourned at 8:05 PM. All ayes.

_____

Carolyn Eslick, Mayor

Laura J. Koenig, City Clerk

SULTAN CITY COUNCIL
AGENDA ITEM COVER SHEET

ITEM #: Consent 2

DATE: August 11, 2016

SUBJECT: Voucher Approval - 2016

CONTACT PERSON: Laura Koenig, Clerk/Deputy Finance Director

SUMMARY:
Attached are the vouchers for approval in the amount of 204,231.67 and payroll through July 29, 2016 in the amount of $80,532.91 to be drawn and paid on the proper accounts.

FISCAL IMPACT: $284,764.58

RECOMMENDATION:
Approve the payment of vouchers as submitted.

City Of Sultan
Voucher Approval
August 11, 2016

I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, or the labor performed as described hereon, and that the claim is just, due and an unpaid obligation against the City of Sultan, and that I am authorized to authenticate and certify to said claim.

_____
Laura J. Koenig, Clerk/ Finance Director

We, the undersigned City Council of Sultan Washington, do hereby certify that the merchandise or services hereinafter specified have been received and the claims are approved for payment in the following amounts:

Payroll Check #32140-45	$ 4,545.42
Direct Deposit #16/CM	$ 30,238.20
Benefits Check #32180-85	$ 32,008.06
Tax Deposit #16/CM	$ 13,741.23
Accounts Payable Checks #32146-79	$ 204,231.67
ACH Transactions - DOR	$ 0
TOTAL	$ 284,764.58

_____
Bob McCarty, Councilmember

_____
John Seehuus, Councilmember

_____
Rocky Walker, Councilmember

_____
Russell Wiita, Councilmember

_____
Joe Neigel, Councilmember

_____
Marianne Naslund, Councilmember

_____
Jeffrey Beeler, Councilmember

Accounts Payable

Check Register Totals Only

User: laura.koenig
Printed: 8/4/2016 - 10:22 AM

Check	Date	Vendor No	Vendor Name	Amount	Voucher
32146	08/11/2016	AAA	AAA of Everett	1,440.04	0
32147	08/11/2016	agsupply	AG Supply Co	286.94	0
32148	08/11/2016	wilbert	Automatic Wilbert Vault Co.	686.07	0
32149	08/11/2016	BeckKuff	Beckwith & Kuffel	5,890.92	0
32150	08/11/2016	Comcast	Comcast	1,180.06	0
32151	08/11/2016	DOE	Department of Ecology - Cashiering S	1,594.08	0
32152	08/11/2016	DOT-S	Department of Transportation NW Re	218.93	0
32153	08/11/2016	FireProt	Fire Protection Inc.	483.07	0
32154	08/11/2016	Frontier	Frontier	145.55	0
32155	08/11/2016	BFunk	Brian Funk	31.56	0
32156	08/11/2016	Gray	Gray & Osborne Inc.	15,671.51	0
32157	08/11/2016	HoneyB	Honey Bucket	429.90	0
32158	08/11/2016	markley	Markley Electric	162.90	0
32159	08/11/2016	napa	Monroe Parts House	135.30	0
32160	08/11/2016	MotorTru	Motor Trucks Inc	764.47	0
32161	08/11/2016	northsta	Northstar Chemical, Inc.	1,690.67	0
32162	08/11/2016	OfcDepot	Office Depot	652.91	0
32163	08/11/2016	platt	Platt	452.90	0
32164	08/11/2016	Ponderos	Ponderosa Pacific, Inc.	57,817.23	0
32165	08/11/2016	PUD 1	PUD	6,172.37	0
32166	08/11/2016	QBS	QualityBusinesss Systems Inc	1,455.91	0
32167	08/11/2016	AllWaste	Republic Services	12,667.74	0
32168	08/11/2016	Robinson	Robinson Noble	936.00	0
32169	08/11/2016	Shred	Shred-it USA LLC	97.50	0
32170	08/11/2016	SRDTF	Snohomish County Sheriff	77,477.08	0
32171	08/11/2016	Snopac	Snopac	5,542.77	0
32172	08/11/2016	SulMat	Sultan Materials	175.00	0
32173	08/11/2016	Summit	Summit Research Labs	4,264.80	0
32174	08/11/2016	visa	Visa	118.24	0
32175	08/11/2016	visa	Visa	30.00	0
32176	08/11/2016	visa	Visa	10.00	0
32177	08/11/2016	Wagley	Wagley Creek Automotive, Inc	279.25	0
32178	08/11/2016	WLJ	White Lightning Janitorial	770.00	0
32179	08/11/2016	Zachor	Zachor and Thomas, Inc. P.S.	4,500.00	0
			Check Total:	204,231.67	

CM PR July 2016

Payroll

ACH Check Register

User: 'julie addington'
Printed: 08/01/2016 - 2:50PM
Batch: 1-8-2016
Include Partial: FALSE

Check Date	Check Number	Employee No	Employee Name	Amount
08/01/2016	0	072	Carolyn Eslick	1,122.32
08/01/2016	0	092	Jeffrey Beeler, Sr	369.40
08/01/2016	0	098	Robert McCarty	348.57
08/01/2016	0	100	Russell Wiita	265.80

Total Employees: 4 Total: 2,106.09

CM PR July 2016

Payroll

Computer Check Register

User: julie addington
Printed: 08/01/2016 - 2:48PM
Batch: 00001-08-2016 Computer

Check No	Check Date	Employee Information		Amount
32140	08/01/2016	074	John Seehuus	415.57
32141	08/01/2016	094	Joseph Neigel	277.05
32142	08/01/2016	095	Marianne Naslund	415.57
32143	08/01/2016	099	Rocky Walker	323.22
Total Number of Employees: 4			Total for Payroll Check Run:	1,431.41

PR 16 2016

Payroll

ACH Check Register

User: 'julie addington'
Printed: 08/02/2016 - 2:31PM
Batch: 2-8-2016
Include Partial: FALSE

Check Date	Check Number	Employee No	Employee Name	Amount
08/05/2016	0	001	Laura Koenig	2,191.38
08/05/2016	0	002	Tami Pevey	1,171.54
08/05/2016	0	004	Donna Murphy	1,026.96
08/05/2016	0	007	Julie Addington	1,586.84
08/05/2016	0	010	Cynthia Sparks	1,539.17
08/05/2016	0	011	Janice Mann	1,166.19
08/05/2016	0	015	Kenneth Walker	3,158.74
08/05/2016	0	019	Michael Matheson	2,981.33
08/05/2016	0	020	Connie Dunn	2,073.21
08/05/2016	0	028	Todd Strom	1,689.92
08/05/2016	0	049	Victoria Forte	1,543.87
08/05/2016	0	120	Matthew Wood	1,723.09
08/05/2016	0	121	Jason Strauss	1,930.84
08/05/2016	0	125	Riley Edwards	1,160.07
08/05/2016	0	127	Michael Rains	1,111.81
08/05/2016	0	129	Brian Funk	2,077.15
	Total Employees:	16	Total:	28,132.11

PR 16 2016

Payroll

Computer Check Register

User: julie.addington
Printed: 08/02/2016 - 2:23PM
Batch: 00002-08-2016 Computer

Check No	Check Date	Employee Information		Amount
32144	08/05/2016	024	Michael Williams	2,499.16
32145	08/05/2016	131	Wendell Chittick	614.85
Total Number of Employees:	2		Total for Payroll Check Run:	3,114.01

Accounts Payable

Check Register Totals Only

User: laura.koenig
Printed: 8/4/2016 - 11:39 AM

Check	Date	Vendor No	Vendor Name	Amount	Voucher
32180	08/04/2016	Retire	Department of Retirement	887.50	0
32181	08/04/2016	Retire	Department of Retirement	7,705.80	0
32182	08/04/2016	AFLAC	Attn: Remittance Processing AFLAC	44.30	0
32183	08/04/2016	AWCben	AWC Employee Benefit Trust	21,408.86	0
32184	08/04/2016	AWCben	AWC Employee Benefit Trust	40.20	0
32185	08/04/2016	WATeamTr	Washington Teamsters Welfare Trust	1,921.40	0
			Check Total:	32,008.06	

Checks for Approval

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
32146	08/11/2016	BUILDING MAINTENANCE FUND	Repair and Maintenance	AAA of Everett	1,277.23
32146	08/11/2016	BUILDING MAINTENANCE FUND	Repair and Maintenance	AAA of Everett	162.81
32147	08/11/2016	UTILITY WATER FUND	Operating Supply	AG Supply Co	42.38
32147	08/11/2016	GENERAL FUND	Office/Operating Supplies	AG Supply Co	35.47
32147	08/11/2016	UTILITY WATER FUND	Operating Supply	AG Supply Co	20.68
32147	08/11/2016	GENERAL FUND	Office/Operating Supplies	AG Supply Co	17.97
32147	08/11/2016	STREET FUND	Office/Operating Supplies	AG Supply Co	17.96
32147	08/11/2016	GENERAL FUND	Office/Operating Supplies	AG Supply Co	30.48
32147	08/11/2016	GENERAL FUND	Operating Supplies	AG Supply Co	65.08
32147	08/11/2016	UTILITY WATER FUND	Operating Supply	AG Supply Co	27.05
32147	08/11/2016	UTILITY WATER FUND	Operating Supply	AG Supply Co	23.37
32147	08/11/2016	UTILITY WATER FUND	Vehicle Operation/Maintenance	AG Supply Co	3.25
32147	08/11/2016	UTILITY SEWER FUND	Vehicle Operation Maintenance	AG Supply Co	3.25
32148	08/11/2016	CEMETERY FUND	Items for Resale	Automatic Wilbert Vault Co.	686.07
32149	08/11/2016	UTILITY SEWER FUND	Repair and Maintenance	Beckwith & Kuffel	5,890.92
32150	08/11/2016	STREET FUND	Communication	Comcast	74.92
32150	08/11/2016	UTILITY WATER FUND	Communication	Comcast	74.92
32150	08/11/2016	UTILITY SEWER FUND	Communication	Comcast	74.92
32150	08/11/2016	UTILITY GARBAGE FUND	Communication	Comcast	74.92
32150	08/11/2016	STORMWATER UTILITY FUND	Communication	Comcast	74.92
32150	08/11/2016	GENERAL FUND	Communication	Comcast	109.84
32150	08/11/2016	STREET FUND	Communication	Comcast	36.62
32150	08/11/2016	UTILITY WATER FUND	Communication	Comcast	73.22
32150	08/11/2016	UTILITY SEWER FUND	Communication	Comcast	73.23
32150	08/11/2016	UTILITY GARBAGE FUND	Communication	Comcast	73.23
32150	08/11/2016	GENERAL FUND	Communication	Comcast	94.80
32150	08/11/2016	UTILITY WATER FUND	Communication	Comcast	47.41
32150	08/11/2016	UTILITY SEWER FUND	Communication	Comcast	47.40
32150	08/11/2016	UTILITY GARBAGE FUND	Communication	Comcast	47.40
32150	08/11/2016	GENERAL FUND	Communication	Comcast	60.69
32150	08/11/2016	UTILITY WATER FUND	Communication	Comcast	40.47
32150	08/11/2016	UTILITY SEWER FUND	Communication	Comcast	40.46
32150	08/11/2016	UTILITY GARBAGE FUND	Communication	Comcast	40.46
32150	08/11/2016	STREET FUND	Communication	Comcast	20.23
32151	08/11/2016	UTILITY SEWER FUND	Miscellaneous	Department of Ecology	1,594.08

32152	08/11/2016	PARK IMPROVEMENT FUND	Professional Sevice	DOT NW Region	218.93
32153	08/11/2016	BUILDING MAINTENANCE FUND	Ending Fund Balance	Fire Protection Inc.	483.07
32154	08/11/2016	UTILITY WATER FUND	Communication	Frontier	145.55
32155	08/11/2016	UTILITY SEWER FUND	Operating Supplies	Brian Funk	31.56
32156	08/11/2016	STREET IMPROVEMENT FUND	4th and 5th Street Project	Gray & Osborne Inc.	15,671.51
32157	08/11/2016	UTILITY SEWER FUND	Rentals	Honey Bucket	111.65
32157	08/11/2016	UTILITY SEWER FUND	Rentals	Honey Bucket	183.50
32157	08/11/2016	UTILITY SEWER FUND	Rentals	Honey Bucket	134.75
32158	08/11/2016	UTILITY WATER FUND	Repair and Maintenance	Markley Electric	162.90
32159	08/11/2016	UTILITY SEWER FUND	Vehicle Operation Maintenance	Monroe Parts House	39.27
32159	08/11/2016	UTILITY GARBAGE FUND	Vehicle Operation/Maintenance	Monroe Parts House	21.82
32159	08/11/2016	STREET FUND	Vehicle Operation/Maintenance	Monroe Parts House	8.00
32159	08/11/2016	GENERAL FUND	Vehicle Maintenance	Monroe Parts House	8.00
32159	08/11/2016	UTILITY WATER FUND	Vehicle Operation/Maintenance	Monroe Parts House	8.00
32159	08/11/2016	UTILITY SEWER FUND	Vehicle Operation Maintenance	Monroe Parts House	8.00
32159	08/11/2016	STORMWATER UTILITY FUND	Vehicle Operation Maintenance	Monroe Parts House	8.01
32159	08/11/2016	UTILITY GARBAGE FUND	Vehicle Operation/Maintenance	Monroe Parts House	8.01
32159	08/11/2016	STORMWATER UTILITY FUND	Vehicle Operation Maintenance	Monroe Parts House	4.36
32159	08/11/2016	UTILITY GARBAGE FUND	Vehicle Operation/Maintenance	Monroe Parts House	4.36
32159	08/11/2016	STREET FUND	Vehicle Operation/Maintenance	Monroe Parts House	4.37
32159	08/11/2016	GENERAL FUND	Vehicle Maintenance	Monroe Parts House	4.37
32159	08/11/2016	UTILITY WATER FUND	Vehicle Operation/Maintenance	Monroe Parts House	4.37
32159	08/11/2016	UTILITY SEWER FUND	Vehicle Operation Maintenance	Monroe Parts House	4.36
32160	08/11/2016	UTILITY SEWER FUND	Vehicle Operation Maintenance	Motor Trucks Inc	764.47
32161	08/11/2016	UTILITY SEWER FUND	Operating Supplies	Northstar Chemical, Inc.	1,690.67
32162	08/11/2016	UTILITY WATER FUND	Office Supplies	Office Depot	12.80
32162	08/11/2016	UTILITY SEWER FUND	Office Supplies	Office Depot	12.79
32162	08/11/2016	UTILITY GARBAGE FUND	Office Supplies	Office Depot	12.80
32162	08/11/2016	STREET FUND	Office Supplies	Office Depot	12.79
32162	08/11/2016	GENERAL FUND	Office/Operating Supplies	Office Depot	51.18
32162	08/11/2016	UTILITY WATER FUND	Office Supplies	Office Depot	29.89
32162	08/11/2016	UTILITY SEWER FUND	Office Supplies	Office Depot	29.89
32162	08/11/2016	UTILITY GARBAGE FUND	Office Supplies	Office Depot	29.89
32162	08/11/2016	STREET FUND	Office Supplies	Office Depot	29.89
32162	08/11/2016	GENERAL FUND	Office/Operating Supplies	Office Depot	119.55
32162	08/11/2016	UTILITY WATER FUND	Office Supplies	Office Depot	38.93
32162	08/11/2016	UTILITY SEWER FUND	Office Supplies	Office Depot	38.93
32162	08/11/2016	UTILITY GARBAGE FUND	Office Supplies	Office Depot	38.93
32162	08/11/2016	STREET FUND	Office Supplies	Office Depot	38.93
32162	08/11/2016	GENERAL FUND	Office/Operating Supplies	Office Depot	155.72

32163	08/11/2016	UTILITY SEWER FUND	Operating Supplies	Platt	73.61
32163	08/11/2016	UTILITY SEWER FUND	Small Tools/Minor Equipment	Platt	326.51
32163	08/11/2016	UTILITY WATER FUND	Operating Supply	Platt	52.78
32164	08/11/2016	WATER SYSTEM IMPROVEMENT FUND	Water Project - Other	Ponderosa Pacific, Inc.	57,817.23
32165	08/11/2016	GENERAL FUND	Utilities	PUD	117.52
32165	08/11/2016	GENERAL FUND	Utilities	PUD	39.42
32165	08/11/2016	GENERAL FUND	Utilities	PUD	47.57
32165	08/11/2016	UTILITY WATER FUND	Utilities	PUD	1,157.21
32165	08/11/2016	GENERAL FUND	Utilities	PUD	113.23
32165	08/11/2016	GENERAL FUND	Utilities	PUD	20.22
32165	08/11/2016	UTILITY SEWER FUND	Utilities	PUD	3,088.84
32165	08/11/2016	STREET FUND	Utilities	PUD	19.66
32165	08/11/2016	UTILITY SEWER FUND	Utilities	PUD	326.82
32165	08/11/2016	GENERAL FUND	Utilities	PUD	246.49
32165	08/11/2016	UTILITY WATER FUND	Utilities	PUD	99.54
32165	08/11/2016	UTILITY SEWER FUND	Utilities	PUD	99.54
32165	08/11/2016	UTILITY GARBAGE FUND	Utilities	PUD	99.54
32165	08/11/2016	STREET FUND	Utilities	PUD	99.54
32165	08/11/2016	GENERAL FUND	Utilities	PUD	99.54
32165	08/11/2016	GENERAL FUND	Utilities	PUD	497.69
32166	08/11/2016	GENERAL FUND	Office/Operating Supplies	QualityBusinesss Systems Inc	290.88
32166	08/11/2016	STREET FUND	Office Supplies	QualityBusinesss Systems Inc	290.88
32166	08/11/2016	UTILITY WATER FUND	Office Supplies	QualityBusinesss Systems Inc	290.87
32166	08/11/2016	UTILITY SEWER FUND	Office Supplies	QualityBusinesss Systems Inc	290.88
32166	08/11/2016	UTILITY GARBAGE FUND	Office Supplies	QualityBusinesss Systems Inc	290.88
32166	08/11/2016	GENERAL FUND	Office/Operating Supplies	QualityBusinesss Systems Inc	0.30
32166	08/11/2016	STREET FUND	Office Supplies	QualityBusinesss Systems Inc	0.31
32166	08/11/2016	UTILITY WATER FUND	Office Supplies	QualityBusinesss Systems Inc	0.30
32166	08/11/2016	UTILITY SEWER FUND	Office Supplies	QualityBusinesss Systems Inc	0.31
32166	08/11/2016	UTILITY GARBAGE FUND	Office Supplies	QualityBusinesss Systems Inc	0.30
32167	08/11/2016	UTILITY GARBAGE FUND	Intergovernmental - Recycle	Republic Services	12,667.74
32168	08/11/2016	TIMBER RIDGE SETTLEMENT FUND	Professional - Legal	Robinson Noble	936.00
32169	08/11/2016	GENERAL FUND	Office/Operating Supplies	Shred-it USA LLC	97.50
32170	08/11/2016	GENERAL FUND	Professional Service - SnoCty	Snohomish County Sheriff	77,477.08
32171	08/11/2016	GENERAL FUND	Intergovernmental - SNOPAC	Snopac	5,542.77
32172	08/11/2016	GENERAL FUND	Office/Operating Supplies	Sultan Materials	175.00
32173	08/11/2016	UTILITY WATER FUND	Operating Supply	Summit Research Labs	4,264.80
32174	08/11/2016	STREET FUND	Office/Operating Supplies	Visa	73.24
32174	08/11/2016	UTILITY WATER FUND	Miscellaneous	Visa	15.00
32174	08/11/2016	UTILITY SEWER FUND	Miscellaneous	Visa	15.00

32174	08/11/2016	UTILITY GARBAGE FUND	Miscellaneous	Visa	15.00
32175	08/11/2016	GENERAL FUND	Travel and Seminars	Visa	30.00
32176	08/11/2016	GENERAL FUND	Office/Operating Supplies	Visa	10.00
32177	08/11/2016	UTILITY WATER FUND	Vehicle Repair	Wagley Creek Automotive, Inc	97.74
32177	08/11/2016	UTILITY SEWER FUND	Vehicle Repair	Wagley Creek Automotive, Inc	97.74
32177	08/11/2016	UTILITY GARBAGE FUND	Vehicle Repair	Wagley Creek Automotive, Inc	27.93
32177	08/11/2016	STORMWATER UTILITY FUND	Vehicle Repair	Wagley Creek Automotive, Inc	13.96
32177	08/11/2016	STREET FUND	Vehicle Repair	Wagley Creek Automotive, Inc	27.93
32177	08/11/2016	GENERAL FUND	Vehicle Repair	Wagley Creek Automotive, Inc	13.95
32178	08/11/2016	UTILITY WATER FUND	Professional Service - General	White Lightning Janitorial	196.65
32178	08/11/2016	UTILITY SEWER FUND	Professional Service	White Lightning Janitorial	196.64
32178	08/11/2016	UTILITY GARBAGE FUND	Professional	White Lightning Janitorial	196.71
32178	08/11/2016	UTILITY SEWER FUND	Professional Service	White Lightning Janitorial	180.00
32179	08/11/2016	GENERAL FUND	Professional Services - Prosec	Zachor and Thomas, Inc. P.S.	4,500.00
32180	08/04/2016	GENERAL FUND	Deferred Comp Payable	Department of Retirement	49.51
32180	08/04/2016	STREET FUND	Deferred Comp Payable	Department of Retirement	22.99
32180	08/04/2016	CEMETERY FUND	Deferred Comp Payable	Department of Retirement	1.50
32180	08/04/2016	BUILDING MAINTENANCE FUND	Deferred Comp Payable	Department of Retirement	3.51
32180	08/04/2016	UTILITY WATER FUND	Deferred Comp Payable	Department of Retirement	47.00
32180	08/04/2016	UTILITY SEWER FUND	Deferred Comp Payable	Department of Retirement	43.50
32180	08/04/2016	UTILITY GARBAGE FUND	Deferred Comp Payable	Department of Retirement	17.99
32180	08/04/2016	STORMWATER UTILITY FUND	Deferred Comp Payable	Department of Retirement	14.00
32180	08/04/2016	GENERAL FUND	Deferred Comp Payable	Department of Retirement	262.13
32180	08/04/2016	STREET FUND	Deferred Comp Payable	Department of Retirement	57.37
32180	08/04/2016	CEMETERY FUND	Deferred Comp Payable	Department of Retirement	4.56
32180	08/04/2016	BUILDING MAINTENANCE FUND	Deferred Comp Payable	Department of Retirement	8.89
32180	08/04/2016	UTILITY WATER FUND	Deferred Comp Payable	Department of Retirement	182.56
32180	08/04/2016	UTILITY SEWER FUND	Deferred Comp Payable	Department of Retirement	83.00
32180	08/04/2016	UTILITY GARBAGE FUND	Deferred Comp Payable	Department of Retirement	57.74
32180	08/04/2016	STORMWATER UTILITY FUND	Deferred Comp Payable	Department of Retirement	31.25
32181	08/04/2016	STORMWATER UTILITY FUND	PERS Payable	Department of Retirement	139.37
32181	08/04/2016	STREET FUND	PERS Payable	Department of Retirement	307.06
32181	08/04/2016	CEMETERY FUND	PERS Payable	Department of Retirement	42.45
32181	08/04/2016	BUILDING MAINTENANCE FUND	PERS Payable	Department of Retirement	41.75
32181	08/04/2016	UTILITY WATER FUND	PERS Payable	Department of Retirement	1,496.98
32181	08/04/2016	UTILITY SEWER FUND	PERS Payable	Department of Retirement	1,155.72
32181	08/04/2016	UTILITY GARBAGE FUND	PERS Payable	Department of Retirement	461.65
32181	08/04/2016	STORMWATER UTILITY FUND	PERS Payable	Department of Retirement	254.55
32181	08/04/2016	GENERAL FUND	PERS Payable	Department of Retirement	1,000.68
32181	08/04/2016	UTILITY GARBAGE FUND	PERS Payable	Department of Retirement	252.68

32181	08/04/2016	GENERAL FUND	PERS Payable	Department of Retirement	199.03
32181	08/04/2016	STREET FUND	PERS Payable	Department of Retirement	11.71
32181	08/04/2016	UTILITY WATER FUND	PERS Payable	Department of Retirement	11.70
32181	08/04/2016	UTILITY SEWER FUND	PERS Payable	Department of Retirement	11.71
32181	08/04/2016	GENERAL FUND	PERS Payable	Department of Retirement	89.01
32181	08/04/2016	STREET FUND	PERS Payable	Department of Retirement	5.23
32181	08/04/2016	UTILITY WATER FUND	PERS Payable	Department of Retirement	5.24
32181	08/04/2016	UTILITY SEWER FUND	PERS Payable	Department of Retirement	5.24
32181	08/04/2016	GENERAL FUND	PERS Payable	Department of Retirement	547.74
32181	08/04/2016	BUILDING MAINTENANCE FUND	PERS Payable	Department of Retirement	22.84
32181	08/04/2016	UTILITY WATER FUND	PERS Payable	Department of Retirement	819.47
32181	08/04/2016	UTILITY SEWER FUND	PERS Payable	Department of Retirement	632.62
32181	08/04/2016	STREET FUND	PERS Payable	Department of Retirement	168.12
32181	08/04/2016	CEMETERY FUND	PERS Payable	Department of Retirement	23.25
32182	08/04/2016	CEMETERY FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.03
32182	08/04/2016	UTILITY WATER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	5.98
32182	08/04/2016	UTILITY SEWER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.04
32182	08/04/2016	CEMETERY FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.12
32182	08/04/2016	UTILITY WATER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	15.90
32182	08/04/2016	UTILITY SEWER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.08
32182	08/04/2016	CEMETERY FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.05
32182	08/04/2016	UTILITY WATER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	5.98
32182	08/04/2016	UTILITY SEWER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.02
32182	08/04/2016	CEMETERY FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.11
32182	08/04/2016	UTILITY WATER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	15.90
32182	08/04/2016	UTILITY SEWER FUND	AFLAC Payable	Attn: Remittance Processing AFLAC	0.09
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	36.58
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	11.47
32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.95
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	1.65
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	22.93
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	99.22
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	9.27
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	7.44
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	236.93
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	22.44
32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	4.30
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	1.61
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	215.71
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	64.45

32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	59.41
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	43.37
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.30
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.16
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.69
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	0.54
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.63
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.68
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	36.59
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	3,342.03
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	1,527.58
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	11.48
32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.95
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	1.66
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	22.90
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	99.23
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	236.92
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	22.43
32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	4.31
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	1.63
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	215.68
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	9.26
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	7.44
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	57.91
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	4,836.95
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	64.47
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	2.11
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	901.01
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	1,072.39
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	418.50
32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	29.43
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	60.56
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	851.34
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	792.79
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	324.35
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	266.32
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	59.37
32183	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	43.41
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	3,994.53
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	513.00

32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	123.48
32183	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	12.95
32183	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	3.09
32183	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.49
32183	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	0.45
32183	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	12.97
32183	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	AWC Employee Benefit Trust	10.68
32183	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	AWC Employee Benefit Trust	5.26
32183	08/04/2016	GENERAL FUND	Benefits - Disability Insuranc	AWC Employee Benefit Trust	570.23
32184	08/04/2016	GENERAL FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	17.09
32184	08/04/2016	UTILITY WATER FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.80
32184	08/04/2016	UTILITY SEWER FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.61
32184	08/04/2016	UTILITY GARBAGE FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.80
32184	08/04/2016	STORMWATER UTILITY FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.80
32184	08/04/2016	GENERAL FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	17.09
32184	08/04/2016	UTILITY WATER FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.80
32184	08/04/2016	UTILITY SEWER FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.61
32184	08/04/2016	UTILITY GARBAGE FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.80
32184	08/04/2016	STORMWATER UTILITY FUND	Miscellaneous Payroll Ded	AWC Employee Benefit Trust	0.80
32185	08/04/2016	GENERAL FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	505.00
32185	08/04/2016	STREET FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	91.65
32185	08/04/2016	CEMETERY FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	20.26
32185	08/04/2016	BUILDING MAINTENANCE FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	11.83
32185	08/04/2016	UTILITY WATER FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	535.93
32185	08/04/2016	UTILITY SEWER FUND	Med/Dental/Vis Payable	Washington Teamsters Welfare Trust	421.96
32185	08/04/2016	UTILITY GARBAGE FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	236.50
32185	08/04/2016	STORMWATER UTILITY FUND	Med/Den/Vision/Life Payable	Washington Teamsters Welfare Trust	98.27
				TOTAL	**236,239.73**

SULTAN CITY COUNCIL MEETING
AGENDA COVER SHEET

ITEM NO: Action A 1

DATE: August 11, 2016

SUBJECT: City of Sultan 2016 Fee Schedule - Amendment
Resolution 16-12

CONTACT PERSON: Laura Koenig, Clerk/Finance Director

ISSUE:
The issue before the Council is the adoption of Resolution 16-12 amending the 2016 City of Sultan Fee Schedule that sets fees charged by the City for the various services provided to citizens and the community. The amendment would add a fee for an Impact Fee Deferral Application.

SUMMARY:
During the July 28, 2016 Council meeting, the Council passed Ordinance 1241-16 to provide for deferral of payment of impact fees. The ordinance applies to all building permit applications for single-family detached and single-family attached residential construction.

The request for deferral application must be submitted with the building permit application. The applicant is responsible for recording a lien against the property for the amount of the impact fees deferred. City staff is responsible for processing the application and tracking the fees for future payment at the time of sale.

Staff is recommending the City set the processing fee at $250 for the deferral application.

RECOMMENDED ACTION:
Authorize the Mayor to sign Resolution 16-12 amending the 2016 City of Sultan Fee Schedule.

Attachment: Resolution 16-12 - Amending 2016 Fee Schedule

CITY OF SULTAN
SULTAN WASHINGTON

RESOLUTION 16-12

A RESOLUTION AMENDING THE 2016 FEE SCHEDULE TO ESTABLISH FEES, FINES, PENALTIES AND CHARGES FOR SERVICES PROVIDED BY THE CITY.

WHEREAS, the City Council of the City of Sultan has determined that it is in the best interest of the City of Sultan to provide a single, efficient and convenient listing of all fees, fines, penalties, interest and charges for permits, services applications and filing fees; and

WHEREAS, such a listing will better facilitate the updating and uniform review of all such fees, fines, penalties, interest and charges on a periodic basis;

WHEREAS, all ordinances require the setting of fees, fines, penalties, interest and charges for service by resolution;

WHEREAS, the Council has adopted a program to deferral the payment of impact fees;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sultan that the document titled 2016 City of Sultan Fee Schedule adopted under Resolution 15-17 is hereby amended as follows:

Impact Fee Deferral

Impact Fee Deferral Application fee $250.00

PASSED AND ADOPTED this 11th day of August, 2016.

CITY OF SULTAN

_____
Carolyn Eslick, Mayor

ATTEST:

_____
Laura J. Koenig, City Clerk

SULTAN CITY COUNCIL
AGENDA ITEM COVER SHEET

ITEM NO:	Action A 2
DATE:	August 11, 2016
SUBJECT:	Republic Services Recycle Rates/Ordinance 1201-14 Recycle Rates
CONTACT PERSON:	Laura Koenig, Clerk/Deputy Finance Director

ISSUE:
The issue before the City Council is to approve Republic Services proposed 4.75% recycle rate increase effective October 1, 2016 in accordance with Section 6.2(b) of the contract with the City of Sultan and to introduce Ordinance 1242-16, Recycle Rates (city).

STAFF RECOMMENDATION:
Staff Recommends the Council approve the CPI increase of 4.75% in accordance with Section 6.2(b) of the contract. Staff further recommends that the current rate of $9.15 per month for recycle services be increased to $10.05 per month. This will be an increase of 9.83%. (Annual increase of $10.80/year per account).

The last increase to recycling rates was in 2014 when the rates were increased from $8.85 per month to $9.15 per month.

Republic has increase rates in 2014 by 2.07%; 2015 by 3.80% and 2016 by 4.75% for a total of 10.62% over the past three years.

SUMMARY:
The council renewed the contract to Republic Services (Allied Waste) in June 2014. The contract went go into effect in September 2014. Ordinance 1201-14 established the rates for residential recycling which includes an administrative fee for the City's handling the customer billing.

In accordance with the franchise agreement Section 6.2(b) (Attachment B), rates *"may increase or decrease annually based on the change in the 12 previous months (April through April) Consumer Price Index (CPI-U) for US Cities Average – All Items, each September 1, beginning in 2015".*

The proposed CPI increase is 4.75% and the rate increase is $0.42 per month for a residential account.

Administrative Fee:
The city is responsible for billing the customers for recycle services and remittance of payment to Republic Services on a monthly basis. The administrative fee covers the cost of maintaining the accounts and monthly billing. The recycle charges are included in the combined monthly bill for all utilities.

Customer service requests are referred to the city and staff works with Republic Services to handle customer service requests and complaints. This is a change from prior years when all customer service was handled by Republic Services. Due to confusion with Sultan mailing addresses and determination of who is inside the city limits, a new system was established with the city to have all Sultan requests go through the city for determination of the physical location of the customer.

Public Works staff is not responsible for collection of recycling materials or maintenance of the collection bins. The cost incurred by the city is for the Utility Clerk's time to process bills and payments, mailing the statements and handling customer service.

Purpose of Administrative Fee:
The city is responsible for billing the customers for recycle services, handling customer service and remittance of payment to Republic Services on a monthly basis. Currently there is a.3.39% ($.30 per residential unit per month) administrative fee added to the rate charged by Republic Services. The total revenue collected for administration of recycle accounts by city is $4,275 per year (1425 residential units x .30/mo.).

Calculating the Administrative Fee:
Garbage and recycling revenues and expenditures are tracked in the Garbage Utility Operating fund. For city garbage accounts, the Utility Clerks (2) are responsible for account maintenance, billing, adjustments, garbage route books, calculation of extra garbage and handling customer requests. There is an increase in the amount of time spent on recycling customers for 2016. **No administrative staff is included in the calculation of costs.**

The cost breakdown for billing and account maintenance for Garbage and Recycling are:

Wages and benefits	$33,184
Mailing costs	$ 2,852
Billing Statements	$ 400
TOTAL	$36,436 annually

There are 1,401 garbage accounts and 1,321 recycling accounts. Multi-unit accounts only receive one bill - there are 1425 residential units included in the billings. Since the staff spends additional time maintaining the city recycle accounts, it is estimated that 35% of the total annual costs should be allocated to recycle account administration ($12,753).

	Total Units billed by Republic Services	Monthly Rate Republic Services	Annual Cost for Republic Services	City Monthly Charge	City Annual Revenue	Annual Cost for Republic Services	Admin Fee Collected	City Costs	Dif
Current Recycle Rate and City Charge	1425	8.85	$151,335	9.15	$156,465	$151,335	$5,130	$12,753	($7,623)
Increase By Republic and No City Increase	1425	9.27	$158,517	9.15	$156,465	$158,517	($2,052)	$12,753	($14,805)
Republic Increase and City Increased Rate	1425	9.27	$158,517	10.05	$171,855	$158,517	$13,338	$12,753	$585

FISCAL IMPACT

Recycling is part of the Garbage Utility which is an enterprise fund. Enterprise funds need to be self-supporting but are not intended to be "profit-making" funds. Based on the analysis completed by staff, the city is not charging an adequate amount per year to administer the accounts. Republic Services presents their request to increase rates on an annual basis and the city updates the ordinance to reflect the new rates. The Council needs to review the rates and administrative costs on an annual basis and determine if an increase is needed.

The recommended administrative cost to the city is 8.41% ($.90 rounded to make the rate $10.05). The amount charged by Republic Services will be $9.27 per residential unit - $9.27 x 1.0841% = $10.05.

The current monthly rate billed to the customer would increase by $.90 per month for a new rate of $10.05. Staff recommends the rate change occur in October 2016.

RECOMMENDATION:

Approved the 4.752% CPI increase for Republic Services and introduce Ordinance 1242-16, Recycle Rates.

ATTACHMENTS: A. Ordinance 1242-16
B. Allied Waste Proposed rates

CITY OF SULTAN
ORDINANCE NO. 1242-16

AN ORDINANCE OF THE CITY OF SULTAN, WASHINGTON, TO ADOPT RECYCLE SERVICE RATES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS the City has entered into a contract with Republic Services to provide recycling services within the city; and

WHEREAS, the rates may be adjusted on annual basis based on the Consumer Price Index (CPI) in accordance with the contract with Republic Services;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SULTAN, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Establish rates and charges for recyle service as follows:

1. Recycling
(Per Dwelling Unit Per Month)
Single family detached and multi-family units
(duplex, triplex, and fourplex)
64 or 96 gallon toter $10.05

Multi-family units of five units or larger
64 or 96 gallon toter/unit $10.05
Qualified low income senior citizens ..... $ 5.03
Yard Waste Voucher (per pickup) $8.80

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force on October 1, 2016.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 11th DAY OF AUGUST 2016.

CITY OF SULTAN

_____
Carolyn Eslick, Mayor

ATTEST/AUTHENTICATED:

_____
Laura Koenig, City Clerk

Approved as to form:

_____
Amy Mill, City Attorney

Published:
Effective

Consumer Price Index - All Urban Consumers
Original Data Value

Not Seasonally Adjusted
Area: US City Average
Item: **Water and sewer and trash collection services**
Base Period: 1982-84=100

Year	June
Sep-13	198.804
Sep-14	206.363
Sep-15	216.173
Year over year change	9.810
Percentage increase	4.75%

Attachment A
Residential & Multi-Family Recycle Rates
CPI Adjustment effective 10/1/16

Residential Recycling Services
Single-Family, Duplex, Tri-plex and Four-plex

	Current Per dwelling unit rate	4.75% CPI Adjustment	Proposed Per dwelling unit rate
64 gallon toter	$ 8.85	$ 0.42	$ 9.27
96 gallon toter	$ 8.85	$ 0.42	$ 9.27

Multi-Family Recycling Services
Five-plex +, mobile home parks, apartments and condominiums

	Proposed Per dwelling unit rate	4.75% CPI Adjustment	Proposed Per dwelling unit rate
64 gallon toter/unit	$ 8.85	$ 0.42	$ 9.27
96 gallon toter/unit	$ 8.85	$ 0.42	$ 9.27
1.0 cubic yard/complex	$ 31.06	$ 1.48	$ 32.54
1.5 cubic yard/complex	$ 46.57	$ 2.21	$ 48.78
2.0 cubic yard/complex	$ 62.08	$ 2.95	$ 65.03

Miscellaneous Fees
Residential and Multi-Family Recycling

	Proposed Per dwelling unit rate	4.75% CPI Adjustment	Proposed Per dwelling unit rate
Return Trip	$ 6.65	$ 0.32	$ 6.97
Drive-in Charge	$ 2.88	$ 0.14	$ 3.02
Redelivery Fee (carts)	$ 41.31	$ 1.96	$ 43.27
Replacement Fee (carts)	$ 82.62	$ 3.93	$ 86.55
Carry-out Surcharge (per 25 feet)	$ 1.09	$ 0.05	$ 1.14

Attachment A
Residential & Multi-Family Yardwaste Rates
CPI Adjustment effective 10/1/16

Residential Yard Debris/Food Waste Services
Single-Family, Duplex, Tri-plex and Four-plex

	Current Per dwelling unit rate	4.75% CPI Adjustment	Proposed Per dwelling unit rate
96 gallon toter	$ 16.85	$ 0.80	$ 17.65
Extra yard debris service Can/bag/bundle	$ 2.77	$ 0.13	$ 2.90
Extra toter (64/96 gallon)	$ 7.96	$ 0.38	$ 8.34
One-time voucher	$ 8.07	$ 0.38	$ 8.45

Multi-Family Yard Debris/Food Waste Services
Five-plex +, mobile home parks, apartments and condominiums

	Proposed Per dwelling unit rate	4.75% CPI Adjustment	Proposed Per dwelling unit rate
96 gallon toter/unit	$ 16.85	$ 0.80	$ 17.65
1.0 cubic yard/complex	$ 59.00	$ 2.80	$ 61.80
1.5 cubic yard/complex	$ 88.48	$ 4.21	$ 92.69
2.0 cubic yard/complex	$ 117.99	$ 5.61	$ 123.60

Miscellaneous Fees
Residential and Multi-Family Yardwaste

	Proposed Per dwelling unit rate	4.75% CPI Adjustment	Proposed Per dwelling unit rate
Return Trip	$ 6.65	$ 0.32	$ 6.97
Drive-in Charge	$ 2.88	$ 0.14	$ 3.02
Redelivery Fee (carts)	$ 41.31	$ 1.96	$ 43.27
Replacement Fee (carts)	$ 82.62	$ 3.93	$ 86.55
Carry-out Surcharge (per 25 feet)	$ 1.09	$ 0.05	$ 1.14

SULTAN CITY COUNCIL
AGENDA ITEM COVER SHEET

ITEM NO:	Action 3
DATE:	August 11, 2016
SUBJECT:	Timber Harvest Agreement
CONTACT PERSON:	Mick Matheson, P.E., Public Works Director

ISSUE:
The issue before the City Council is to authorize the Mayor to sign a contract with Bowman Logging Company to perform a timber harvest in the City's watershed pursuant to the terms outlined in the agreement.

STAFF RECOMMENDATION:
Staff recommends that the City Council authorize the Mayor to sign a contract with Bowman Logging Company to perform a timber harvest in the City's watershed pursuant to the terms outlined in the agreement.

SUMMARY:
The City has been working with Lusginan Forestry Inc. to implement the next stage of the forestry management plan in the City's watershed. Lusignan has traditionally worked with Bowman Logging Company due to their familiarity with the watershed and the timber within it.

FISCAL IMPACT:
The timber harvested will be sold by Lusignan Forestry to timber purchasers. Said payment will be made on purchasers scale or other agreed upon basis as a deduction from the sale price of logs at the following rates:

For all logs harvested from the Thinning unit sold on a Scribner scale basis, Operator shall be paid $140.00/MBF plus hauling which will be calculated at state rates plus 40 percent.

Should the sale price not exceed the logging plus hauling cost by 10%, the Operator's payment shall be reduced so that there is at least 10% for the Owner.

All revenue from the sale of timber must be deposited into the Water Capital Fund.

RECOMMENDED ACTION:
A motion to authorize the Mayor to sign a contract with Bowman Logging Company to perform a timber harvest in the City's watershed pursuant to the terms outlined in the agreement.

ATTACHMENTS:
A - Logging Agreement

LOGGING AGREEMENT
EXPORT RESTRICTED TIMBER

THIS AGREEMENT is dated the 2nd day of August, 2016, between City of Sultan whose address is P O Box 1199, Sultan, WA 98394 hereinafter called "Owner" and Bowman Logging Co. Inc. whose address is Attn: Dan Bowman, P O Box 388, Monroe, WA 98272 hereinafter called "Operator".

1. Operator shall have the right until December 30, 2016, to enter upon the:

> 2016 Watershed Thinning / Salvage Unit: Portions of Section 16, Township 28 North, Range 8 East, W.M., Snohomish County, Washington. Portion of Units 1 and 2 FPA 2814800(Exhibit A) and Portion of Unit 1 FPA 2812700 (Exhibit B)

Harvest units are shown on the attached maps called "Exhibit A" and "Exhibit B," hereinafter collectively called "contract area". Said right of entry is for the purpose of logging and cutting all trees designated by "Owner" and removing from said trees any and all merchantable products. Said merchantable material to be delivered to markets as specified by Owner. Operator shall discontinue harvest once Owner has met or exceeded a pre-determined net stumpage amount.

THE TIMBER FROM THIS HARVEST IS PUBLIC TIMBER and therefore EXPORT RESTRICTED. The Operator acknowledges he is aware of this and will abide by all applicable laws and regulations relating to such timber. Furthermore, Operator shall:

> **a. Paint with a 2-inch minimum diameter spot of red paid both ends of all logs and hammer brand log ends of all logs 10 inches and greater in diameter.**
> **b. If requested by Lusignan Forestry, complete all special reporting requirements as outlined in WAC 240-15-025, if any. Forms will be supplied by Lusignan Forestry, Inc if applicable.**

2. Operator shall enter upon the contract area and cut and remove therefrom, within the time specified above and in conformity with the best logging practices, all products described above; shall use every reasonable effort to avoid breakage and damage to residual trees, and upon completion of logging, or prior to termination of this agreement, shall promptly remove all logging equipment from the contract area. In addition, operator shall:

> a. Perform bulldozer time at the direction of the landowner or his representative at the rate of $85.00 per hour.

3. Payment in full consideration for the performance of all Operator's obligations hereunder shall be made weekly through the offices of Lusignan Forestry, Inc., as payments are received from purchasers. Said payment to be made on purchasers scale or other agreed upon basis as a deduction from the sale price of logs at the following rates:

For all logs harvested and sold on a Scribner scale basis, Operator shall be paid $140.00/MBF plus hauling which will be calculated at state rates plus 40 percent.

Should the sale price not exceed the logging plus hauling cost by 10% the Operator's payment shall be reduced so that there is at least 10% for the Owner.

4. In conducting operations hereunder, Operator shall conform to all federal, state, and municipal laws and regulations pertaining to safety, logging, forestry, and any other laws and regulations which might affect the operations hereunder covered.

5. Operator shall:

(a) At his own expense, maintain all necessary roads and facilities in good condition at all times, using Operator's available equipment. The roads to be kept suitable for travel by normal passenger vehicles. Any new roads constructed must be approved by Owner before construction commences. Any additional materials (i.e. crushed rock or culverts, etc.) will be supplied at Owner's expense.

(b) At his own expense, devote every reasonable effort and all facilities and employees to the prevention and suppression of any fires on the contract area, regardless of the cause or place of origin of such fire and shall furnish fire fighting equipment required by state law.

(c) Permit Owner to inspect all operations, facilities, scale reports, books, and other data in any way related to the performance of Operator's obligation.

(d) Pay all costs of labor and materials furnished hereunder and keep timber and all property of Owner free from all liens and encumbrances.

(e) Pay full delivered value for any timber not delivered to specified purchasers designated by Owner.

6. SUSPENSION OF OPERATIONS: If Owner determines in good faith that weather conditions, the presence of protected or endangered species on or near the contract area, or other environmental conditions are creating an excessive fire hazard or risk of excessive damage to roads, soils, surface water or other natural resources, or to any public resources, or risk of the violation of any applicable permits or environmental laws or regulations, Owner may notify Operator to temporarily suspend operations hereunder. Upon receipt of such notice, Operator shall immediately cease and suspend such operations until such time as Owner notifies Operator that it may re-commence operations.

7. JUDGMENT OF LOGGING SHOW: Operator is familiar with the logging show, has examined the timber, contract area and access roads, and knows the conditions of the premises and the quantity and quality of the timber. Operator is relying solely upon its examination, knowledge, information, judgment and experience in entering into this Agreement and is not relying on any representations of any employees or agents of Owner. Operator has examined and understands the Timber Harvest Permit(s).

8. (a) For the purpose of this agreement the Owner shall be considered the harvester and will cause the Forest Excise Tax of Washington to be paid.

(b) Owner has made no representation as to the present or future conditions of its property, and Operator assumes all risk of damage to property or of injury to Operator in connection with the exercise of rights hereunder.

(c) Owner warrants that he has the right legally to sell the timber, and shall indemnify and hold harmless Operator against all claims and liabilities asserted by third parties resulting from a proven lack or defect of such right.

(d) Operator shall pay for damage to Owner's property resulting directly or indirectly from the negligent act or omission of Operator hereunder, and shall reimburse Owner for all costs reasonably incurred for fighting fire resulting directly or indirectly from the Operator's act or omissions hereunder whether negligent or otherwise, during the term of this agreement.

(e) Operator shall indemnify and hold harmless Owner against all claims or liabilities asserted by third persons resulting directly or indirectly from the Operator's acts or omissions hereunder whether negligent or otherwise.

(f) Operator shall obtain and maintain during the term hereof liability insurance covering all motor vehicles and all other operations hereunder, with limits not less than $1,000,000/$2,000,000 personal injury and $1,000,000 property damage. Operator shall furnish, prior to commencing operations hereunder, a certificate issued in connection with such policy naming Owner (and Lusignan Forestry) as an additional insured party and providing for ten days prior notice of cancellation to Lusignan Forestry, Inc., P O Box 1007, Shelton, WA 98584.

Operator shall also provide Lusignan Forestry with reasonable evidence that Operator has obtained and is maintaining insurance for worker's compensation, disability benefits and other similar employee benefit or industrial insurance acts in the amount required by applicable law covering all of the Operator's employees, and that Operator has paid all premiums due in connection therewith upon request.

(g) Operator shall brand logs of each load with LFI. A $150.00 deposit is required for each branding hammer.

(h) Operator shall prepare a truck slip for each load at time of shipping (forms provided by Owner). One copy of all slips for loads delivered during a week is to be sent to Owner's representative within three days of the end of each week.

9. (a) As security for performance of this agreement, Operator agrees to furnish Owner with a performance bond or equivalent in an amount not less than $10,000. Said security to remain with Owner's representative until such time as all aspects of the agreement have been completed to Owner's satisfaction.

(b) This agreement shall terminate (1) immediately upon insolvency, adjudication of bankruptcy, or appointment of a receiver for the property of Operator or any partner thereof, and (2) ten days after notice of default given by either party to the other, if default has not been remedied within such time.

(c) Any failure to exercise a right to terminate this agreement in case of default shall not constitute a waiver on the defaulting party's obligation to perform strictly in accordance with the terms of this agreement. Any such right to terminate shall remain in full force and effect and may be exercised so long as the default continues.

(d) Nothing herein contained shall be construed to make the Operator an agent of Owner or to authorize Operator to oblige Owner, or to constitute Operator and Owner joint adventurers.

(e) Any notice that shall be given hereunder may be served personally or by registered mail addressed to the party to be served at the latter's post office address herein set forth.

(f) This agreement shall not be assignable in whole or in any part by operation of law or otherwise, except upon written consent of the Owner. Any attempted assignment or sub-contracting shall be void.

(g) Owner has designated the professional foresters of LUSIGNAN FORESTRY, INC., 1530 Boundary Rd, Elma, WA 98541 / P O Box 1007, Shelton, Washington 98584, telephone (360) 426-1140, as its representative. Said forestry firm shall handle contract compliance, sale layout, log marketing, log accounting and preparation of forest excise tax reports and payment of forest excise tax and contract obligations through deductions from logging proceeds. Said foresters shall also decide any and all questions which may arise between Owner and Operator as to the quality and acceptability of work performed by Operator under this agreement.

(h) This agreement may be extended or altered by written agreement of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this agreement in triplicate, as of the day and year herein above stated.

Date City of Sultan, Timber Owner

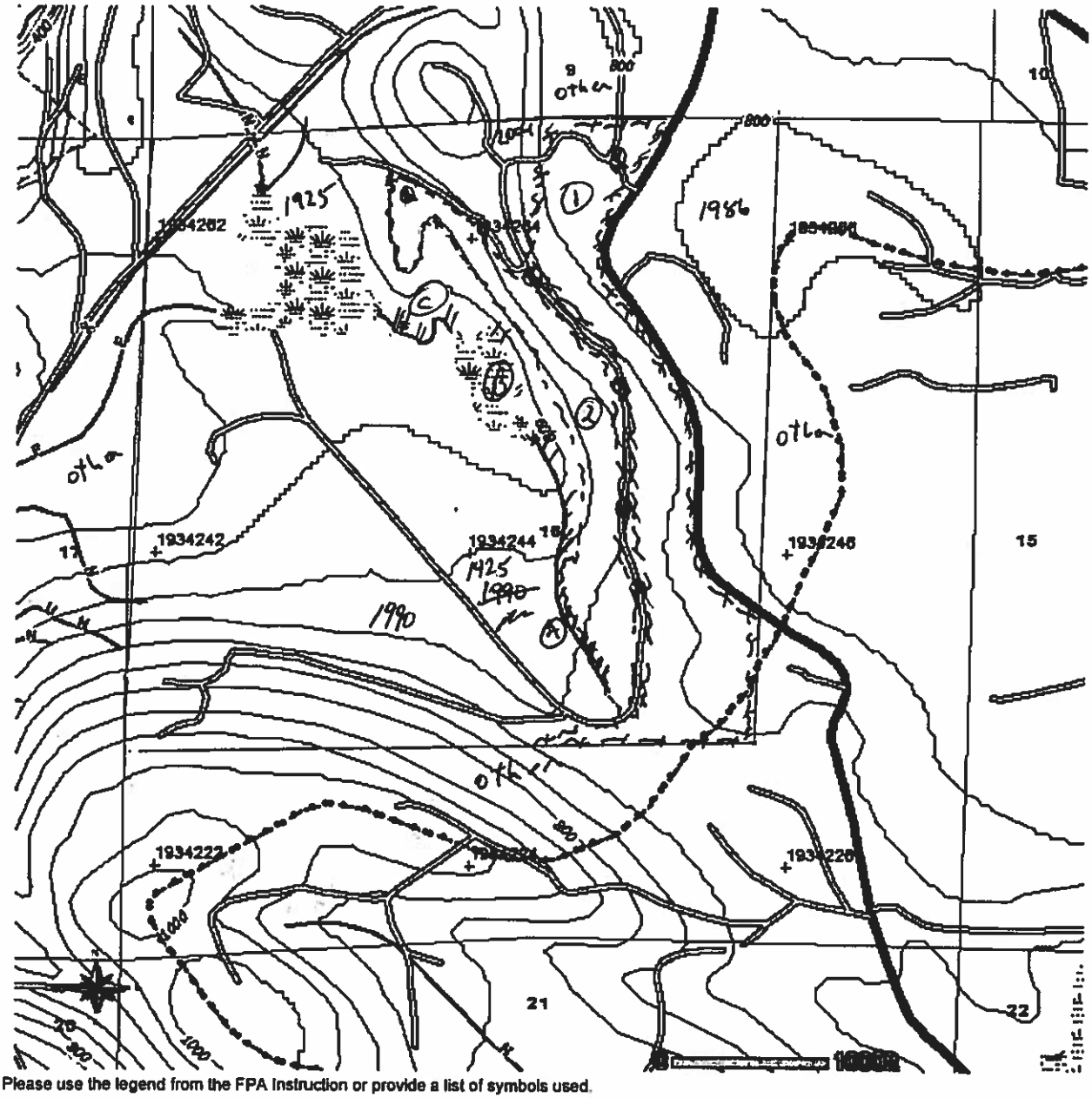
Date Dan Bowman, Bowman Logging Co Inc., Operator

Exhibit A

FOREST PRACTICE ACTIVITY MAP

TOWNSHIP 28 NORTH HALF 0, RANGE 8 EAST (W.M.) HALF 0, SECTION 16

Application #:_____



Please use the legend from the FPA Instruction or provide a list of symbols used.

~ - ~ = UNEVEN AGE UNIT w/PATCH CUTS
~ ~ ~ = EVENAGE unit
Ⓠ = APPROX LOCATION OF LANDINGS.
WRTS & GRTS LOCATED IN UNIT ② & RMZ
= RMZ. Pink
Ⓐ = STREAM ID

Wednesday, April 22, 2015 12:23:44 PM
NAD 83
Contour Interval: 40 Feet

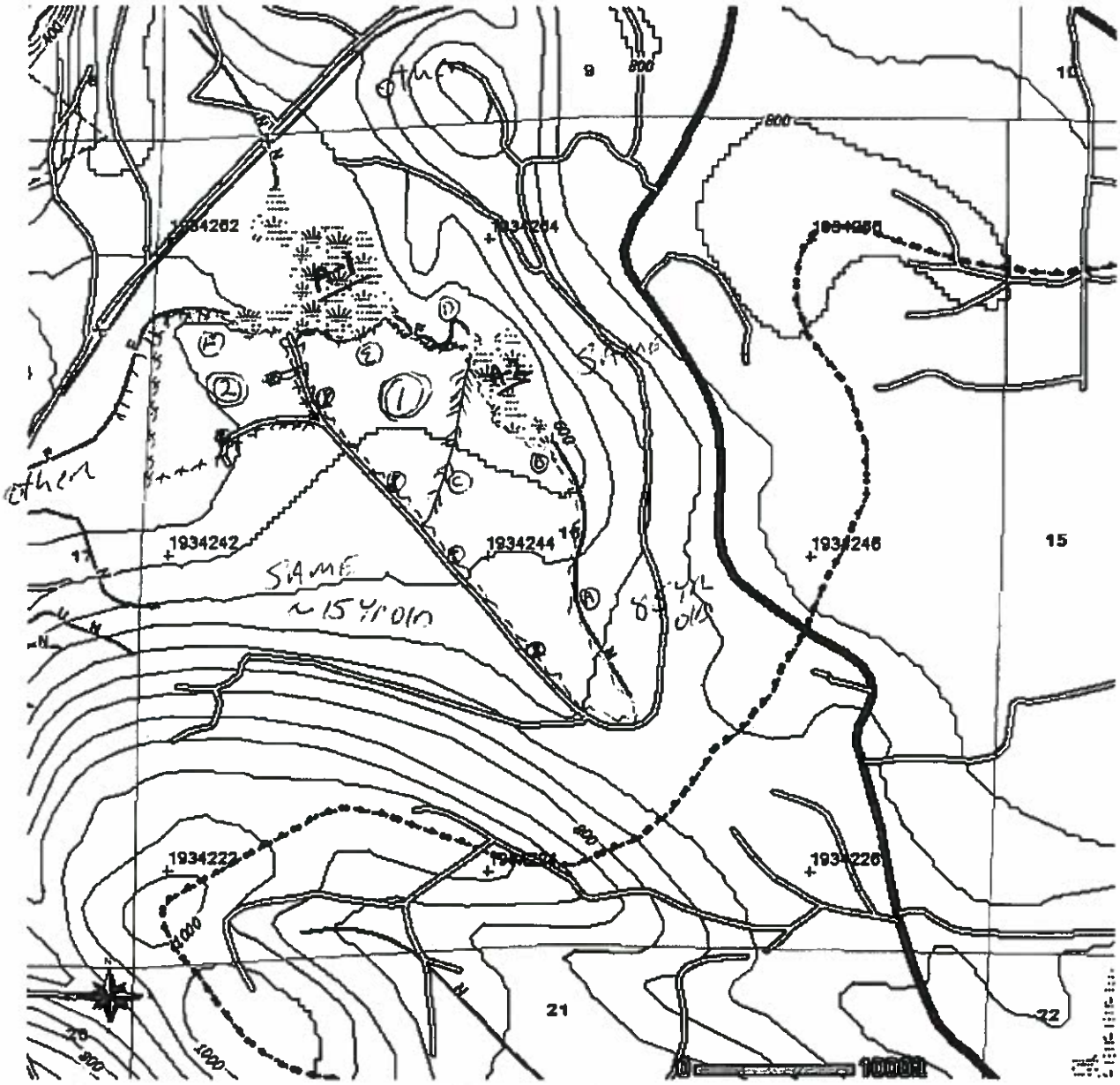
14800

Exhibit B

FOREST PRACTICE ACTIVITY MAP

TOWNSHIP 28 NORTH HALF 0, RANGE 8 EAST (W.M.) HALF 0, SECTION 16

Application #:_____



Please use the legend from the FPA Instruction or provide a list of symbols used.

(#) = Unit Number

Monday, July 23, 2012 8:13:23 PM
NAD 83
Contour Interval: 40 Feet

(A) = STREAM ID

(B) = Landing

2812770

SULTAN CITY COUNCIL MEETING
AGENDA COVER SHEET

ITEM NO: **Discussion D 1**

DATE: August 11, 2016

SUBJECT: Utility Code – Title 13 Updates

CONTACT PERSON: Ken Walker, City Administrator

ISSUE:
The issue before the Council is to review Title 13 Water, Sewers and Public Services Code updates.

SUMMARY:
Existing SMC Chapters for Water, Sewers and Public Services need to be updated to reflect current practices within Utility Departments. Updates are proposed for **13.08 Sewer Regulations** and **13.12 Water**. Section **13.04 Utility Department** is proposed to change to **Utility Billing** and section **13.02 Utility General** is proposed to be added to cover general rules and regulations.

Staff is recommending the review of these proposed code updates with direction provided to guide implementation..

RECOMMENDED ACTION:
Please review materials and provide staff with direction.

Chapter 13.02
Utility Department

Sections

13.02.010 Established
13.02.020 Public Works Director
13.02.030 Specification Manual
13.02.040 Specification for Municipal Public Works Construction
13.02.050 Location of Utility Lines
13.02.060 Construction setbacks from Utility Lines
13.02.070 Utility Connections to Unoccupied Properties Prohibited
13.02.080 Frontage Requirements – Water and Sewer
13.02.090 Registered Engineer Required
13.02.100 As-Built Drawings
13.02.110 Conveyance to City
13.02.120 Insurance, Bonding and Indemnification
13.02.130 Rights Inspection and Access
13.02.140 Criminal Penalties
13.02.150 Civil Action for Damages
13.02.160 Variances

13.02.010 Established

There is established in the City of Sultan a utility department the function of which said department shall be to operate, maintain, control and extend the city water system; to operate, maintain and control and expand the existing sewer system and to provide for the disposal of all sewage and waste. The city garbage system is created under SMC 13.16.10 and the city of Sultan stormwater utility is created under SMC 14.04.

13.02.020 Public Works Director

A. There is established the Public Works Director and Public Works Field Supervisor which shall be appointed by the mayor. The Public Works Director shall serve under the direction of the City Administrator, while the Public Works Field Supervisor shall serve under the direction of the Public Works Director. The Public Works Director and Public Works Field Supervisor shall serve at the pleasure of the mayor. **ALREADY EXISTS IN CHAPTER 2**

B. It shall be the duty of said Public Works Director to supervise all operations of the utility department and to perform such specific duties as set forth in this chapter and to perform such additional duties within this department as the city council may from time to time set by resolution.

13.02.030 Specification Manual Sultan Engineering Standards

By resolution the city council may adopt a specification manual establishing rules, regulations and technical specifications relating to the construction of utility lines and the installation and connection of utility services. Copies of the specification manual shall be available for inspection during open business hours of the city at the office of the city clerk. Copies may be purchased in accordance with the fee schedule adopted by the city council. The specification manual may be amended by resolution of the city council. In any instance where the specification manual conflicts with the provisions of this chapter, the provisions of this chapter shall govern.

13.02.040 Specification for Municipal Public Works Construction

All materials and construction methods used for extensions and additions to the city utility system shall conform to the most current edition of the standard specifications for road, bridge, and municipal construction as prepared by the Washington State Department of Transportation and the American Public Works Association, Washington State Chapter, In cases where these conflict with the city specification manual, whichever is more stringent shall apply.

13.02.050 Location of Utility Lines

A. All public utility lines shall be installed in public streets or alleys or in easements which have been granted to and accepted by the city for such purposes.

B. Utility easements granted to the city shall be not less than 10 feet in width; provided, that when such easements extend from the end of an existing public road, or extend along the alignment of any anticipated future public road, such easement shall be not less than 20 feet in width.
C. No open cut crossing of City roads or streets shall be made without the approval of the Public Works Department. A newly constructed or resurfaced street shall not be cut for a minimum of 5 years.

13.02.060 Construction setbacks from Utility Lines

No structure shall be erected within utility easements. Further, all structures shall be set back a minimum of 10 feet from the center of any utility line, as-built.

13.02.070 Utility Connections to Unoccupied Properties Prohibited

A. The city shall not sell utility connections, accept payment for capital improvement fees or allow the installation of water meters, for any unoccupied property or any property which is the subject of a pending development application until such time as all water and sewer utility infrastructure has been constructed and approved and either final plat approval, final binding site plan approval, final commercial/multifamily site plan approval, conditional ise permit approval, or a building permit for previously platted individual lots is or has been issued.
b. Any property connected to city utilities with a two-inch water meter, or larger, which remains unoccupied for 12 consecutive months, or uses no utility services for 12 consecutive months, shall forfeit its vested right to a utility connection, and at such time as it seeks to reactivate its connection it shall be subject to then-prevailing rules and regulations regarding utility availability for new customers.

13.02.080 Frontage Requirements – Water and Sewer

All lots connecting to city water shall have frontage on a distribution main; all lots connecting to city sewer shall have frontage on a collection main. At the time of connection, the property owner shall be required to extend the main(s) for the full public or private road frontage of the lot on which the structure to be connected is located, including both frontages of a corner lot. If the lot does not front on a public or private road for it full width, the main(s) shall be extended to the boundary line on the nearest adjoining lot which may be anticipated to require connection to the main(s) in the future. If it can be shown that no future expansions beyond the applicant's lot will occur, a variance may be applied for.

13.02.090 Registered Engineer Required

The design and construction of water and sewer mains which are to be connected to the city utility system shall be supervised by a registered professional engineer of the State of Washington. Details and methods of construction shall conform to the city specifications manual. All construction shall be subject to inspection and approval by the city. Responsibility for providing line and grade and taking measures for as-built drawings shall rest upon the owner's engineer.

13.02.100 As-Built Drawings

As-built drawings of the completed installation of the utilities shall be submitted to the city utility department for approval by the city ~~engineer~~.

13.02.110 Conveyance to City

All extensions to the public utility system shall, at the city's sole discretion, be subject to conveyance to the city by bill of sale, and such conveyances shall be accomplished by a warranty of the grantor that the utility lines, facilities and appurtenances are free of debt and were constructed in accordance with city standards and specifications. The grantor shall further warrant the labor and materials used in the construction for a period of two years from the date of the conveyance to the city and shall indemnify and hold harmless from any damages arising from defective materials or workmanship. If the lines or facilities are on or cross private property, the grantor shall convey to the city the required easements for constructing, repairing, maintaining, altering, changing, controlling and operating the lines or facilities perpetuity.

13.02.120 Insurance, Bonding and Indemnification

Any party installing, repairing, extending or modifying utility lines in public right-of-way/easement, which lines are connected, or to be connected, to the city's utility system, shall comply with the following:
(A) Prior to commencing work, a restoration bond shall be posted in such amount as is required by the governing agency having jurisdiction over the public right–of-way. At one time this was125% of project value.
(B) Prior to commencing work, a performance bond shall be posted in such amount as is required by the city engineer. The bond shall guaranty expeditious completion of the project in compliance with the

approved plans and specifications, and shall warranty the materials and workmanship for a period of two years after acceptance by the city.
(C) Prior to commencing work, proof of insurance shall be submitted for commercial general liability insurance with limits not less than $,1,000,000 per occurrence, $2,000,000 general aggregate, $2,000,000 products-completed operations aggregate limit; and also auto liability insurance with a minimum combined single limit for bodily injury and property damage of $1,000,000 per accident. The City of Sultan shall be named as an additional insured party under the commercial general liability insurance policy.
(D) The party performing the work, it heirs, successors and assigns, shall indemnify the City of Sultan, and hold it harmless, from all claims, actions or damages of every kind and description which may accrue to or be suffered by any person or persons or property by reason of the performance of such work, the character of materials used, the manner of installation, or by improper occupancy of rights-of-way. In case any suit or action is brought against the city for damages arising out of or by reason of any of the above causes, the party, its heirs, successors and assigns, shall defend the same at its own cost and expense and shall satisfy any judgment after the suit or action shall have been determined, if adverse to the city, and further shall reimburse the city for reasonable attorney's fee expended by the city in connection with the same.

13.02.130 Rights Inspection and Access

City officials, employees and agents shall have the right to enter upon private property at all reasonable times to inspect and test appliances, utility lines and appurtenances which are connected to the city utility system.

13.02.140 Criminal Penalties

It shall constitute a misdemeanor for any person or party to commit, authorize, solicit, aid, abet or attempt the following unlawful acts:
A. Divert or cause to be diverting utility services by any means whatsoever;
B. Make or cause to be made any connection or reconnection with the city utilities without the authorization or consent of the city;
C. Discharge any substance prohibited by SMC __.__.___, including effluent from private water facilities, into the city's sewer system without authorization or consent of the city;
D. Prevent any utility meter or other device used in determining the charge for utility services from accurately performing it measuring function by tampering or by any other means;
E. Tamper with any property owned or used by the city to provide utility services:
F. Use or receive the direct benefit of all or a portion of the utility service with knowledge of, or reason to believe that, the diversion, tampering or unauthorized connection existed at the time of the use or that the use or receipt was without the authorization or consent of the city;
Said criminal acts shall be punishable by a fine not to exceed $_as set by ordinance. Each day that a violation continues shall constitute a separate offense. The criminal penalties provided in this section shall be construed as being cumulative with civil damages provided in SMC __ ___ ___.

13.02.150 Civil Action for Damages

The city may bring civil action for damages against any person or party who commits, authorizes, solicits, aids, abets or attempts any of the following:
A. Divert or cause to be diverted utility services by any means whatsoever;
B. Make or cause to be made any connection or reconnection with the city utilities without the authorization or consent of the city;
C. Discharge any substance prohibited by SMC __ ___ __, including effluent from private waste facilities, into the city's sewer system without the authorization or consent of the city:
D. Prevent any utility meter or other device used in determining the charge for utility services from accurately performing its measuring function by tampering or by any other means:
E. Tamper with any property owned or used by the city to provide utility services:
F. Use or receive the direct benefit of all or a portion of the utility service with knowledge of, or reason to believe that, the diversion, tampering or unauthorized connection existed at the time of the use or that the use or receipt was without the authorization or consent of the city;
In any civil action brought under this section, the city may recover from the defendant as damages three times the amount of actual damages, is any, plus the costs of the suit and reasonable attorney's fees, plus the costs incurred on account of the bypassing, tampering or unauthorized reconnection, including

but not limited to costs and expenses for investigation, disconnection, reconnection, service calls and expert witnesses. If the damage is done to utility property which is located on premises which are served by city utility service and which are owned or occupied by the party or parties responsible for the damage, the judgment may be added to the utility bill for the premises and may be collected pursuant to Chapter _____ SMC.

13.02.160 Variances

The city Public Works Director shall have the authority to administratively grant a variance from any rule, regulation or requirement of this chapter or the specifications manuals incorporated in the chapter by reference. Application for such a variance shall be filed, in writing, with the city clerk together with a filing fee outlined in the adopted Fee Schedule. The Public Works Director is authorized to issue variances in cases of special hardships, unique circumstances and practical difficulties. No variance shall be granted which would be determined to be detrimental to the public health, welfare or environment, or which would be inconsistent with the long-range plans of the Sultan utility system. Conditions may be imposed upon the granting of a variance to ensure the protection of the public health, welfare and environment. Each variance shall be considered on a case by case basis, and shall not be construed as setting precedent for any subsequent application. The decision by the Public Works Director on a variance application shall be final, subject to appeal to the city land use hearing examiner within fourteen days pursuant to SMC__ ___ ___.

Chapter 13.04
UTILITY SERVICE BILLING

Sections:

13.04.010 Utility Service Billing Administration.
13.04.020 Definitions
13.04.030 Charges and payment procedures set by resolution.
13.04.040 Accounts kept for service and charges.
13.04.050 Payment Allocation
13.04.060 Bookkeeping and recordkeeping.
13.04.070 Rules and regulations – Generally.
13.04.080 Payment of bill – Enforcement.
13.04.090 Disconnection – Conditions for reconnection
13.04.100 Disputed accounts.
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13.04.010. Utility Service Billing Administration

The Finance Department shall be responsible for billing all utility services and the administration and enforcement of utility accounts.

13.04.020 Definitions.

The words and phrases set out in this section are defined as follows:

A. "City" means the City of Sultan, Washington or its agent/representative.

B. "Combined utility billing" means: the city will render a "combined utility service billing" consisting of a bill for water, sewer, solid waste, recycling, stormwater and/or other utility services provided by the city. Capital improvement charges, meter charges, or other utility related charges may be included in the combined utility billing.

C. "Low income senior citizen" means persons 62 years of age or older, on or before January 31st of the year of the filing for the discount. Low income is based on 125 percent of the federal poverty guidelines.

D. "Base rate" means the minimum monthly charge for water/sewer service.

F. Commercial Service: Utility service provided to a business, industry, school or public agency or any other user that is not a single-residential user.

G. Connection Charge: The fee assessed against a property for the construction of water or sewer service pipe, valve box, and water meter from a designated city main to the property line of the assessed property.

H. Customer Water Line: the pipe, valvue and fittings leading from the meter into the premises served.

I. Multi-family: Multi-family includes apartments with three or more units, mobile home parks and any other residential structure wherein more than one unit is connected to a single water meter.

J. Multi-Unit Commercial: Multi-Unit Commercial includes all businesses, industries, schools, public agencies, churches or other water users that are not residential or multi-family, wherein more than one unit is connected to a single water meter.

K. Occupant: The owner, purchaser, tenant, developer or lessee who resides on property served by the city utilities.

L. Owner: A person, business, or corporation with an ownership interest in property as shown on the records of the Snohomish County Auditor.

M. Residential Unit Service: Utility services provided by the city to an individual single-family home.

N. Disputed Accounts:

13.04.030 Charges and payment procedures set by resolution.

The amount of utility fees, charges and cost of service provided by the utility departments and the manner and time of payment thereof shall be established by resolution of the city council from time to time as such body deems proper. (Ord. 235 § 3, 1957)

13.04.040 Accounts kept for service and charges.

All accounts for utility service and charges shall be kept in the name of the owner of the property so served or charged. (Ord. 435, 1983; Ord. 235 § 4, 1957)

13.04.050 Payment Allocation: All payments on a combined utility billing shall be applied in the following order 1) fees or penalties 2) utility taxes 3) storm water charges 4) solid waste charges 5) recycling charges 6) sewer charges and 7) water charges.

13.04.060 Bookkeeping and recordkeeping.

The Finance Department shall keep all necessary utility department books and records and send out such bills and statements as the city council prescribes by resolution. (Ord. 435, 1983; Ord. 235 § 5, 1957)

13.04.070 Rules and regulations – Generally.

The rules and regulations set out in SMC 13.04.080 through 13.04.140 shall apply in the operation of all utility services. (Ord. 235 § 7, 1957)

13.04.080 Payment of bill – Enforcement.

A. All utility charges assessed by the city shall be due and payable on the fifteenth day after the city issues its statement for service by mailing a bill to the owner of the premises served.

B. All payments not made on or before said date are delinquent and are declared to constitute a lien against the premises served, as provided by state law.

C. If payments are not made within 30 days after mailing of the bills, the finance director or representative, upon giving 10 days' written notice to the owner and/or occupant of the premises, shall notify the public works department to disconnect the utility service to the premises until such time as all delinquent bills and service charges have been paid in full. (Ord. 1044-09 § 1; Ord. 871-04 § 1; Ord. 435, 1983; Ord. 346 § 1, 1976)

D. Payments not made within 30 days of disconnection may be referred to a Collection Agency in accordance with SMC 3.30.

13.04.090 Disconnection – Conditions for Reconnection.

A. In the event that the public works director or representative shuts off utility service for reasons of a delinquent account, a disconnection charge shall be assessed and shall become a lien against the premises.

B. All fees imposed are exclusive of any utility tax imposed on the city.

C. No utility service shall be restored until such time as all delinquent bills and assessments provided for herein have been paid in full or satisfactory arrangements, at the discretion of the finance director or representative, have been made.Utility service restored after normal working hours of the public works department shall be subject to additional charges.

D. All disconnection charges and related charges shall be established by resolution. (Ord. 1044-09 § 2; Ord. 974-07; Or

E. Late Payment Charge. Monthly payments for service under this chapter shall be due 15 days after the city issues its statement for services. In the event payment is ~~in~~ not made by the due date, a late payment charge shall be automatically added to defray the city's increased cost of collection in the amount of the greater of five percent of the payment due under this chapter or $5.00. This late payment charge shall be in addition to any other late payment charge due under any other chapter under the Sultan Municipal Code.

F. Security Deposit. Where a person or entity receiving service under this chapter has been late in the payment of services under this chapter twice in any six-month period of time or where a person or entity files for creditor relief under either state or federal law and there are charges due the city that are unpaid under this chapter, the city treasurer may require the person or entity to post a security deposit in an amount up to twice the amount due the city as a condition of receiving continued service from the city under this chapter.

13.04.100 Disputed accounts.

In the event of a disputed account, the owner of the premises must tender the base rate charged per month and if such tender is received by the city prior to the utility service being disconnected, the city shall not refuse service to the premises .

13.04.110 Voluntary discontinuance.

A. Should any customer desire to voluntarily discontinue the use of utility service (s) for a period of more than one month, a written request must be submitted to the city utility clerk and payment of all water charges then accrued must be paid in addition to the turn-off fee.

B. Utility service shall be resumed upon request and payment of the turn-on fee.

C. Remission of utility charges shall not be made for a period of less than one month, nor without the notice provided for herein.

D. The city will not discontinue utility service at the request of a landlord if it appears that the premises are occupied, and the utility turnoff is being used in a landlord/tenant dispute. (Ord. 435, 1983; Ord. 346 § 4, 1976)

13.04.120 Payment responsibility.

A. All utility accounts shall be kept in the name of the owner of the premises for which the service is provided, and the owner shall be held responsible for water charges and assessments accruing at the premises owned by them.

B. The city will bill all accounts to the owner of the property to which utility services are being provided unless the following arrangement is made for the tenant to be billed for utility services:

(1) the owner or his agent shall sign a contract, provided by the city, which authorizes the city to bill said tenant for utility services and which makes the property owner responsible for the utility charges accrued . The property shall be subject to utility charge lien if the tenant allows that account to become delinquent;

(2) Upon application, owner or agent shall submit applicable processing fee and must pay all accrued utility charges to date.

(3) No tenants of multiple-dwelling units will be billed separately if the account is on one meter. The owner may, at their expense, installed city meters to each unit if separate billing is desired.

C. Should said tenant become chronically delinquent , the utility account will be put back into the property owners name and owner shall have responsibility to pay all charges and fees accrued on account.

D. Discontinuance of service for any cause stated herein shall not release the owner from his obligation for payment of delinquent bills and charges. (Ord. 1044-09

E. All applicable utility services shall be mandatory wherein a residential or commercial property is occupied.

13.04.130 Inspection rights.

The city or its agent shall have the right to enter on any property for the purpose of inspecting, maintaining, repairing or replacing any utility lines, fixtures or appurtenances thereto which are located on said property. (Ord. 235 § 7(i), 1957)

13.04.140 Low Income Senior Citizen Discount.

The rate established for senior citizens or disabled citizens is restricted to single family residences with a single water meter per unit primarily occupied by a senior citizen.

A. To qualify for a low income senior citizens discount the persons must be sixty-two years of age or older and have an annual income within the qualifying limits as stated on senior discount application form. Low income guidelines are set as 125% of the Federal Poverty Guidelines. Discount is restricted to minimum residential meter size.

Chapter 13.08
SEWER REGULATIONS

Sections:

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13.08.010 Permit ~~required to connect to city system~~.

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13.08.050 Prohibited Discharge~~Connection of cesspool, privy vault or cistern prohibited – Plumbing fixture restrictions~~.

13[KW1][CD2].08.055 Unlawfull disposal or discharge

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13.08.065 Side Sewers

13.08.070 Defective plumbing or private sewer – Notice to owner – Action by city.

13.08.075 Manholes.

13.08.080 Damaging water or sewer system prohibited.

13.08.085 Substance Interceptors

13.08.100 Permission required to excavate or build upon city sewer system.

13.08.110 Violation – Penalty.

~~12.06.005 Purpose.~~

~~(1)~~ This chapter sets forth uniform requirements for users of the sewer system operated by the City of Sultan. It enables the City of Sultan to comply with applicable state and federal laws and discharge permit requirements.

(2) This chapter shall apply to all users of the City of Sultan sewer system. This chapter defines certain prohibited discharges; authorizes monitoring, compliance, and enforcement activities; establishes administrative review procedures; requires user reporting; and provides for the recovery of liquidated damages and collection of penalties.

(3) The service area for the city of Sultan sanitary sewer system shall be the City of Sultan corporate limits. Annexation is required before service can be provided within the Urban Growth Area. Sewer service cannot be extended outside the City's Urban Growth Area except as provided by law.

~~12~~.06.010 Administration and authority.

(1) Except as otherwise provided herein, the Public Works Director, or their designee, shall administer, implement, and enforce the provisions of this chapter.

(2) The Public Works Director or designee shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling and testing in accordance with the provisions of this chapter. The Director or designee shall have authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

(3) The Public Works Director or designee shall be permitted to enter all private properties through which the city holds a duly negotiated easement for the purpose of, but not limited to, inspection, observation, measurement, sampling, repair and maintenance of any portion of the sewage lying within said

easement, said to be done in accordance with the terms of the easement pertaining to the private property involved.
(4) The Public Works Director or designee shall have the right to enter upon any lands, buildings, or premises required by this chapter to be connected to the sanitary sewer or to disconnect the source or sources of storm water, groundwater or surface water from the sanitary sewer at all reasonable times to ascertain whether the provisions of this chapter have been or are being complied with, and if they shall find that such lands, building or premises connections or disconnections do not conform to the provisions of this chapter, to notify the owner or occupant or his agent of the fact, and it shall thereupon be the duty of such owner, occupant or agent to cause the requirements of this chapter to be so altered, repaired, or reconstructed as to make them conform to these provisions.
(5) The Public Works Director or designee shall have the right to enter upon any user's lands, buildings or premises using city sewerage for purposes of obtaining samples and making tests. City equipment left at any such site for sampling and testing purposes shall not be removed or in any way tampered with.

13.08.010 Permit required to connect to city system. SHARE

A. No person shall uncover, make connectionwith, ~~or opening into~~, alter or disturb any public sewer or appurtenance~~a private sewer or drain to the city of Sultan sewer system, whether in a street or alley or where an easement or right-of-way has been secured across private property,~~ without first obtaining a permit from the ~~city clerk/treasurer~~Public Works Department.

B. Such permit ~~shall be made in duplicate,~~ shall describe the connection to be made and give its distance from the nearest manhole ~~or standpipe, and~~ and shall contain a guarantee signed by the applicant that all requirements of this and other city ordinances will be complied with, andshall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the public works director or designee. Applicable fees and charges shall be required for application.

~~C. The duplicate permit shall be kept bound in the city files. (Ord. 136 § 1, 1927)~~

13.08.020 Required Connection~~Proximity determinant for connection to city system~~. SHARE

~~(1)~~ Within the corporate city limits where a public sewer is available, it must be used. Connection to the public sewer shall also occur when mandated by the Department of Health. Public sewer is considered available where the downstream boundary ofthe property n is within 300 feet of that sewer main. Connection to the sewer system is required for existing developed properties when public sewer is available AND one of the following is true:

(a) The property has a failed or failing septic system; OR
(b) Buildings generating sewage are proposed as part of a project or development; OR
(c) Improvements are proposed that would require an expansion of an existing septic drain field; OR
(d) A property owner has been included in a Local Improvement District (LID) for sewer connection.

(2) In the case of new residential, commercial, industrial, or institutional development where the property to be developed abuts a right-of-way in which a public sewer is located or where a service connection is otherwise provided, connection of all structures generating sewage shall be required to connect to the public sewer regardless of distance from the public sewer, except as outlined in Sultan General Sewer Plan Chapter 5 Sewer Service and Connection Policies and Septic Systems Policies and Sultan Zoning Code General Regulations SMC 16.16.045 new septic system reasonable use exception.Future sewer connection required.
(3) All connections shall be made to said sewerage system in a permanent and sanitary manner, subject to the approval of the Public Works Director or designee, and shall be sufficient to carry all sewage and waste fluids of any kind from said buildings into said system, and each toilet, sink, stationary washstand or any other piece or type of equipment having waste fluids shall be connected with said sewerage system.

(4) All connections to public sewers or drains shall be made in a workmanlike manner and in accordance with instructions from the Public Works Director, or designee, and in accordance with the most current version of the City of Sultan Water and Sewer Engineering Standards. (5) No trench shall be filled or any connecting sewer constructed under the provisions of this chapter until the same shall have been inspected and approved by or under the direction of the Public Works Director, or designee, at the point where the same connects with the pipe or other plumbing of the building or premises being connected, or until the same shall be made in all respects to conform to this chapter, the Water and Sewer Engineering Standards or such other ordinances as are now or hereafter may become applicable.
(6) All work done in pursuance of any connection permit granted as heretofore prescribed shall be under the inspection and subject to the approval and acceptance of the Public Works Director or their designee. The grade, materials, and manner of construction of any sewer or drain built under permit shall be subject to the approval or rejection of the city. Upon acceptance of work, the city shall issue a notice of approval and acceptance of sewer connection, with one copy to the property owner or designated agent as authorization to backfill and use the connection, one copy to the city clerk to initiate billing, and one copy for the file.
(7) Except as hereinafter provided, it shall be unlawful to construct, enlarge, replace, or modify any privy, privy vault, septic tank and/or drainfield, cesspool, or other facility intended or used for the disposal of sewage except for new septic systems as allowed by Sultan General Sewer Plan Chapter 5 Septic Systems Policies and Sultan Zoning Code Regulations SMC 16.16.045 - new septic system reasonable use exception,notwithstanding the routine maintenanceof an existing, fully functional septic system.
(8) All costs and expense incident to theconnection installation [CD3]and inspection[KW4]of the building sewer shall be borne by the owner. The owner shall indemnify the city from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer
. (Ord. 136 § 2, 1927)

~~13.08.025Definitions[KW5].~~ SHARE

~~The words and phrases set out in this section are defined as follows:~~

~~A. "Low income senior citizen" means persons 62 years of age or older, on or before January 31st of the year of the filing for the discount. Low income is based on 125 percent of the federal poverty guidelines.~~

~~B. "Base rate" means the minimum monthly charge for water/sewer service.~~

~~C. "Nonprofit social service agencies" means an agency designated to provide meaningful opportunities for social and economic growth of the disadvantaged and at risk sector of the population in order to assist their development into productive and self-reliant citizens. To accomplish this goal the agency will provide one or more of the following services without discrimination to individuals and families: basic needs, financial assistance, mental/physical health services, community building services, recreational services. (Ord. 827-03 § 1)~~

13.08.030 Establishment of fees and charges. SHARE

A. Sewer Rates. Sewer rates shall be set by separate ordinance and included as an attachment to the annual fee schedule adopted by the city council.

B. Sewer Service Connection Charge.

1. Sewer General Facility Charge. There is hereby imposed on all parties seeking to connect to the sewer system a general facility charge as follows:

a. Residential. Based upon number of equivalent residential units multiplied by charge below.

b. Accessory Dwelling Unit (ADU).

i. Attached Unit. No separate charge and included in the residential per unit cost of the principal use, unless the ADU is on a separate water meter and, if so, at fifty percent of an equivalent residential unit at the time the water meter is installed..

ii. Detached Unit. Fifty percent of an equivalent residential unit ~~At~~ at the time the unit is created[CD6] and a separate water meter is installed.

c. Commercial. Based upon equivalence of usage to equivalent residential unit multiplied by charge below. Charge will be determined on a case-by-case basis.

d. Nonprofit Social Service Agencies. Exempt from all or a portion of the commercial connection charge as determined by the public works director to reflect the mission of the agency to provide assistance to the poor, elderly, or disabled.

e. Public and Private Parks, Recreational Areas or Facilities and Facilities Open Space Areas. Based upon equivalence of usage to equivalent residential unit multiplied by charge below. Charge will be determined on a case-by-case basis.

2. A general facilities charge ("connection fee") shall be as established by the city council by separate ordinance and included as an attachment to the annual fee schedule adopted by the city council. The amount set by such ordinance shall be the amount calculated per equivalent residential unit (ERU). Where an ERU calculation is not available, the public works director shall make his/her decision based on best available data provided by professional third parties for the same or similar use.

a. A sewer general facility charge shall be assessed by the city for a new connection to the Sultan sewer system or, at time of expansion and/or change of use of a facility, when the public works director determines the expansion and/or change of use creates additional demand on the city's sewer system facilities.

b. The sewer general facility charge shall be paid at the time of building permit issuance. An applicant may request the facility charge be deferred in all or part to the initial occupancy of the proposed use. The public works director will not unreasonably withhold approval of a request to defer payment to certificate of occupancy.

c. If a sewer general facility charge is required, no building permit or certificate of occupancy shall be issued until the corresponding connection fee is paid.

d. The facility charge paid shall be the fee in effect at the time of payment. Any deferred payments shall be based upon the fee in effect at the time the deferred payment is made to the city, but in all cases payment must be made prior to the physical connection for service.

e. Connection fees may be paid under protest in order to obtain a permit or other approval of development activity.

3. In addition to the sewer general facility charge, the actual costs for installation and inspection shall be paid by the party seeking service.

~~the sewer system a general facility charge as follows:~~

C. Permits. All necessary right-of-way use permits and easements must be obtained by the property owners before sewer service can be connected.

D. North Wagley's Creek Basin Facility Charge.

1. In addition to the other charges set forth in this section, property within the North Wagley's Creek Basin facility charge area ("area") shall be charged $260.00 per residential dwelling unit and/or $130.00 per accessory dwelling unit. A description of the area is incorporated in Ordinance No. 707-99, and on file with the city clerk. Payment of this charge shall be made at the time of application for a building permit under SMC Title 15.

2. The charges identified in this subsection may be included by the city in future LID(s) for construction of improvements to the city sanitary sewerage system that connect the area to the city sanitary sewerage system.

E. Charges-in-Lieu of Assessment for Local Improvement Districts.

1. In addition to the other charges set forth in this section, property included within the boundaries of LID No. 97-1 but which was not then found specially benefited and not assessed as part of LID No. 97-1 and which connects, either directly or indirectly, to the improvements to the city's sanitary sewerage system which were financed in whole or in part by the assessments within LID No. 97-1 (the "LID No. 97-1 improvements") shall be subject to a charge-in-lieu of assessment in the amount specified in Ordinance No. 791-02 or, if no such charge is specified for that property, in an amount calculated in the same manner as the assessments against the property within LID No. 97-1 were calculated.

2. In addition to the other charges set forth in this section, property not included within the boundaries of LID No. 97-1 (but not including property subject to the North Wagley's Creek Basin facility charge established by subsection (D) of this section) which connects, either directly or indirectly, to the LID No. 97-1 improvements shall be subject to a charge (in-lieu of assessment) in an amount equal to: (i) $260.00[CD7][KW8] per residential dwelling unit and/or $130.00 per accessory dwelling unit, if the property is in an area zoned for residential use, or (ii) $0.38 per square foot of permitted building area, if the property is not zoned for residential use.

3. In addition to the other charges set forth in this section, property not assessed for any local improvement district hereinafter established by the city (each, an "LID") but which connects, either directly

or indirectly, to the improvements to the city's sanitary sewerage system financed in whole or part by the assessments within such LID (the "LID improvements") shall be subject to a charge-in-lieu of assessment, which charge shall be calculated, insofar as reasonably practicable, in the same manner as the assessments against properties within such LID are calculated. The charge(s) imposed under this section shall be at least equivalent to the amount that would have been assessed if the property had been included in the LID.

4. There shall be added to the charges-in-lieu of assessment described in subsections (E)(1), (2) and (3) of this section interest on the amount of each such charge from the time of the installation of the LID No. 97-1 improvements or LID improvements, as applicable, to the time of connection (but not to exceed 10 years) at a rate equal to the average annual rate of interest on bonds or other obligations of the city issued to finance such improvements (but not to exceed 10 percent).

5. Payment of the charge(s) described in subsections (E)(1), (2) and (3) of this section, including interest thereon as described in subsection (E)(4) of this section, shall be made at the time of application for a building permit under SMC Title 15.

~~F. Late Payment Charge. Monthly payments for service shall be due 15 days after the city issues its statement for service. In the event payment is not made by the due date, a late payment charge shall be automatically added to defray the city's increased cost of collection in the amount of the greater of five percent[CD9] of the payment due or $5.00[KW10].~~

~~G. Security Deposit. Where a person or entity receiving service has been late in the payment of services under this chapter twice in any six-month period of time, or where a person or entity files for creditor relief under either state or federal law and there are charges due the city that are unpaid, the city treasurer may require the entity or person to post a security deposit in an amount up to twice the amount due the city as a condition of receiving continued service from the city[KW11].~~

~~H~~F. All rates imposed under subsection (A) of this section are exclusive of any utility tax imposed on the city, and all billings to customers will be charged based upon the rate set out in subsection (A) of this section and in addition to the utility tax assessed against the city. (Ord. 1117-11 § 1; Ord. 1041-09 § 2; Ord. 956-07 § 1; Ord. 941-06; Ord. 910-06 § 1; Ord. 865-04 §§ 1 – 4; Ord. 827-03 §§ 2, 3; Ord. 819-04 §§ 2, 3; Ord. 817-03 § 1; Ord. 755-00 § 1; Ord. 712-99 § 1; Ord. 707-99 § 2; Ord. 703-99; Ord. 681-98 § 1; Ord. 666-97; Ord. 665-97 §§ 1, 2; Ord. 662-97 § 1; Ord. 649-96 § 1; Ord. 628 §§ 1, 2, 3, 1995; Ord. 584 § 1, 1992; Ord. 565 §§ 1, 2, 1991; Ord. 544 § 2, 1990; Ord. 519 § 3, 1989; Ord. 136 § 3, 1927)

13.08.040 Work standards. SHARE

Only competent workmen shall be employed in making connection with the city sewer system; and all such work must be done under supervision of the ~~city utility superintendent~~Public Works Director or his designee, and of material and in a manner ~~satisfactory to him. them.~~consistent with the most curretn Water and Sewer Engineering Standards.~~(Ord. 447, 1983; Ord. 136 § 4, 1927)~~

13.08.045 Sewage pretreatment.

(1) National categorical pretreatment standards as adopted and hereafter amended by the EPA pursuant to the Act shall be met by all users in the regulated industrial categories. These standards, found in 40 CFR Chapter I, Subchapter N, Parts 405-471, are hereby incorporated by reference.

(2) State requirements and limitations on discharges to the publically owned treatment works, as incorporated into Washington State law by Chapter 90.48 RCW, shall be met by all users which are subject to such standards in any instance in which they are more stringent than federal requirements and limitations, or those in this or other applicable ordinances.

(3) Any user determined by the City of Sultan to qualify as a significant industrial user shall file an application for a state waste discharge permit with the department in accordance with the requirements of WAC 173-216-070. Proof of acceptance of the application and payment of permit fees shall be kept at the user's facilities and produced upon request. Failure to submit the application or rejection of the application by the department may be considered sufficient grounds to terminate or refuse to provide sewer service.

(4) The City reserves the right to establish more stringent standards or requirements on discharges to the sewer system and to set local limits for any pollutant to protect against pass through and interference.

(5) Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained in continuous, satisfactory and effective operation by the owner at his expense.

13.08.050Prohibited discharge. SHARE

.(1) No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

(a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas;

(b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to the cyanides in excess of two milligrams per liter as CN in the wastes as discharged to the public sewer;

(c) Any waters or wastes having a pH lower than 5.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works;

(d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole milk, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.

(2) No person shall discharge or cause to be discharged the following substances, materials, waters, or wastes if it appears likely in the opinion of the public works director that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the public works director will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction in the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

(a) Any liquid or vapor having a temperature higher than one hundredfourty degrees Fahrenheit r) [KW12] (b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred milligrams per liter or containing substances which may solidify or become viscous at temperatures between thirty-two and one hundred fifty degrees Fahrenheit (zero degrees and sixty-five degrees centigrade); (c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths horsepower and approval of the public works director;

(d) Any waters or wastes containing strong acid, iron pickling wastes or concentrated plating solutions whether neutralized or not;

(e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the public works director based[CD13] on Department of Ecology Standards[KW14] for such materials;

(f) Any waters or wastes containing phenols or other taste- or odor-producing substances, in such concentrations exceeding limits which may be established by the public works director as necessary, after treatment of the composite sewage, to meet the requirement of state, federal, or other public agencies of jurisdiction for such discharge to the receiving waters;

(g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the public works director in compliance with applicable state or federal regulations;

(h) Any waters or wastes having a pH in excess of 9.5;

(i) Materials which exert or cause:

(i) Unusual concentrations of inert suspended solids (such as, but not limited to, fuller's earth, lime, slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate),

(ii) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions),

(iii) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works,

(iv) Unusual volume of flow or concentration of wastes constituting "slugs" as defined in this chapter,

(v) Unusual suspended solids, concentration in such quantities as to constitute a significant load on the sewage treatment works;

(j) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters;

(k) In general any toxicant as defined in this chapter.

12.06.055 Unlawful disposal or discharge.

(1) It is unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the city or in any area under the jurisdiction of the city any human or animal excrement, garbage or other objectionable waste. This section is not to be construed as an animal control measure.

(2) It is unlawful to discharge to any natural outlet within the city, or in any area under the jurisdiction of the city, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this chapter.

(3) No person shall discharge or cause to be discharged any storm water[KW15], surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

~~(4)~~[CD16] ~~No cesspool, privy vault or cistern shall be connected to the city sewer system; but rainwater conductors may be so connected.~~ [CD17] ~~(54)~~

No plumbing fixtures shall be connected to the city sewer system except through a water-seal trap, and no plumbing shall be used that because of its design or condition is considered unsanitary by the Public Works Director or his designee.~~city council or any legally constituted health officer. (Ord. 136 § 5, 1927)~~

13.08.060 Right of inspection by officials. SHARE

The Public Works Director or his designee~~city utility superintendent, and the city marshal, and city code enforcement officer~~shall have the privilege of entering upon private property at any reasonable hour for the purpose of ascertaining if plumbing and private sewers conform to the requirements of this chapter. ~~(Ord. 447, 1983; Ord. 136 § 6, 1927)~~

13.08.065 Side sewers.
(1) Side sewers shall provide a single service. Each individual single-family, duplex, and triplex unit shall have its own side sewer. Subject to the approval of the Public Works Director or designee, a six inch stubout[KW18]can be located on a lot to serve no more than two single-family residences or one duplex provided that each residence or unit is served with its own four inch side sewer from the stub. Four-plex and larger multi-family buildings, as well as other non-residential buildings shall have one side sewer per building. [KW19]
(2) Side sewers shall be installed in accordance with the City's most current Water and Sewer Engineering Standards and the UPC as adopted by the City of Sultan.
(3) A side sewer shall be stubbed to the property line of all existing lotswith sewer cliean outs installed at time of buillingwhen a new main is installed in front or alongside of existing properties.
(4) The City of Sultan shall be responsible for the maintenance of the main line sewer. The property owner(s) served by the lateral side sewer shall be responsible for any maintenance and repairs of the lateral side sewer from the connection with the main line sewer to the building, including repairs in the public right-of-way or sewer easement. In the case of shared side sewers, ownership shall be equally divided between users for any common assemblies

13.08.068 Manholes.
(1) With special Public Works Director permission and under written agreement, a user may use a city manhole for dumping septage for a fee and under conditions set forth in such agreement. The Public Works Director or theirdesignee may impose a fee and establish conditions appropriate to compensate for the utilization of the city's sewerage system. The Public Works Director may preclude such dumping if at any time they feel that such will impair the city's sewerage system in any way.
(2) When required by the public works director, the owner of the property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessible and safely located, and shall be constructed in accordance with standards and plans established and approved by the public works director. The manhole shall be maintained by the property owner at his expense, and shall be maintained by him so to be safe and accessible at all times. The manhole and equipment shall be purchased and installed by the property owner at his expense[CD20].With inspections of said SSMH at time of construction and periodicallyas long as it is in use.

13.08.069 Substance interceptors.
(1) Grease, oil, sand, heavy metals, or such other needed interceptors shall be provided when, in the opinion of the public works director or their designee, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients. Such interceptors shall be of a type and capacity approved by the public works director and shall be located as to be readily and easily accessible for cleaning and inspections.
(2) All substance interceptors and grease traps shall be properly installed, maintained and operated by the user at the user's expense. The pretreatment facilities shall be kept in continuous operation at all times, and shall be maintained to provide efficient operation.
(3) Cleaning must be performed by a service contractor qualified to perform such cleaning, or in a manner approved by the City. All material removed shall be disposed of in accordance with all state and federal regulations. All waste removed from such facilities shall not be disposed of in the sanitary or storm sewer. Furthermore, the use of hot water, enzymes, bacteria, chemicals or other agents or devices that cause the contents of a pretreatment device to be discharged into the sanitary sewer system is prohibited.

(4) Records of maintenance shall be made readily available on-site to the City for review and inspection, and must be maintained for a minimum of five years. All maintenance records shall be submitted on a routine basis for businesses whose operations are known to generate high levels of harmful ingredients or who have failed in the past to properly maintain their pretreatment facilities and fail to produce a discharge quality in compliance with the City's requirements.
(5)Screens approved by the city public works Director or their designee shall be installed, operated and maintained by and at each and every industrial plant connected to the sanitary sewage system, to screen any coarse solids from the industrial waste before it is discharged to the industrial sewer.

13.08.070 Defective plumbing or private sewer – Notice to owner – Action by city. SHARE

Whenever any plumbing or private sewer is found defective or so out of repair as to be unsanitary or likely to become so, the ~~city building inspector~~Public ~~Utility~~Works Director or their designee shall notify the owner or his agent in writing to make suitable alterations or repairs; and if such notice is not complied with within 10 days, the city may make such repairs and shall have a lien against the property for the cost. ~~(Ord~~[CD21]~~. 447, 1983; Ord. 136 § 7, 1927)~~ The sanitary side sewer from the mainling to the residence is responsibilityof the property owner

~~**13.08.080 Damaging water or sewer system prohibited.**~~ SHARE

~~No person shall injure or remove any part of the city water system, nor deposit therein any object or substance that will clog up any opening or interfere with the flow of sewage or the operation of flush tanks, nor discharge therein any liquid or gas at a temperature above 140 degrees Fahrenheit~~[KW22].
(Ord. 136 § 8, 1927)

13.08.100 Permission required to excavate or build upon city sewer system. SHARE

No person shall excavate for any purpose near any part of the city sewer system in such way as to endanger the same; nor build any foundation or structure over or near any sewer or appliances used to operate the sewer system without permission of the ~~city building inspector~~Public Works Director or their designee. (Ord. 447, 1983; Ord. 136 § 10, 1927)

13.08.110 Violation – Penalty. SHARE

(1) Any person violating any of the provisions of this chapter shall become liable to the city for any expense, loss or damage occasioned the city by reason of such violation.
(2) Compliance with the terms and conditions of this chapter constitutes minimum health, sanitation and safety provisions and material; noncompliance with said terms and conditions constitutes a public nuisance [KW23]and may be abated as such, in addition to any other criminal, civil and equitable remedies that may be available including disconnection of city water furnished to the premises until such time that the violation is abated.
(3) If the owner, agent or occupant fails, neglects or refuses to comply with this chapter, the city may, by and through the public works director or designee, cause the required work or improvement to be done as an alternative, or as an additional remedy to the penal provisions of this chapter. The cost of such work or improvement shall be assessed against the property and the amount thereof shall become a lien upon the premises, which may be collected either by foreclosure of said land, or by a suit against the owner or occupant of said premises, maintained in the name of the city, as plaintiff, in any court of competent jurisdiction.
(4) Any person who shall violate or fail to comply with any provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine in any sum not exceeding five hundred dollars or by imprisonment for a term not exceeding ninety days, or by both fine and imprisonment. [KW24]

~~Any person violating any provision of this chapter shall be deemed guilty of a misdemeanor and upon~~[CD25] ~~conviction shall be fined not less than $5.00 nor more than $50.00. (Ord. 136 § 11, 1927)~~

Any person violating any provision of this chapter shall be deemed guilty of an unlawful act and will be punished according to (Ordinance ___, 2016)and addressed in the most current fee schedule.

Chapter 13.12
WATER

Sections:

13.12.005 Definitions.
13.12.010 Purpose Payment of bill – Enforcement.
13.12.020 Application for ConnectionShut-off charges – Conditions for turning on again
13.12.025 Ownership of Lines.
13.12.030 Contract Provisions Disputed accounts.
13.12.040 Voluntary discontinuance.
13.12.050 Payment responsibility.
13.12.055 Connection to Sewer System
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13.12.065 Water Meters
13.12.070 Unlawful interference or tampering with system unlawful – Penalty.
13.12.075 Fire Hydrants
13.12.080 Establishment of fees and charges.
13.12.085 Maximum Distance for Water Service Connections
13.12.090 Responsibility
13.12.095 Developer Installed Water Service Connections
13.12.100 Vandalism

13.12.005 Definitions.

SHARE

The words and phrases set out in this section are defined as follows:

A. "Low income senior citizen" means persons 62 years of age or older, on or before January 31st of the year of the filing for the discount. Low income is based on 125 percent of the federal poverty guidelines.

B. "Base rate" means the minimum monthly charge for water/sewer service.

C. "Nonprofit social service agencies" means an agency designated to provide meaningful opportunities for social and economic growth of the disadvantaged and at risk sector of the population in order to assist their development into productive and self-reliant citizens. To accomplish this goal the agency will provide one or more of the following services without discrimination to individuals and families: basic needs, financial assistance, mental/physical health services, community building services, recreational services. (Ord. 826-03 § 1; Ord. 603 § 1, 1993; Ord. 519 § 1, 1989)

13.12.010 Purpose Payment of bill – Enforcement.

SHARE

This chapter sets forth uniform requirements for users of the water system operated by the City of Sultan. This chapter shall apply to all users of the City of Sultan water system.

A. All water/sewer charges assessed by the city shall be due and payable on the fifteenth day after the city issues its statement for service by mailing a bill to the owner of the premises served.

B. All payments not made on or before said date are delinquent and are declared to constitute a lien against the premises served, as provided by state law.

C. If payments are not made within 30 days after mailing of the bills, the finance director or representative, upon giving 10 days' written notice to the owner and/or occupant of the premises, shall notify the public works department to shut off the water service to the premises until such time as all delinquent bills and service charges have been paid in full. (Ord. 1044-09 § 1; Ord. 871-04 § 1; Ord. 435, 1983; Ord. 346 § 1, 1976)

13.12.020 Application for ConnectionShut-off charges – Conditions for turning on again. SHARE

(1) Any person desiring to have premises connected with the water supply system of the city of Sultan shall make application therefor at City Hall.
(2) Applications therefor shall be made upon a printed form furnished for that purpose, which the application shall contain the address of the owner, service address of the premises where such water supply is desired,tax parcel number, and shall fully state all the purposes for which the water is to be used, the number of family units to be supplied, the size of the service pipe, the location and size of the meter, and shall be signed by the owner of the premises to be served or his duly authorized agent. Tenants, as such, are not considered agents of the owner and without specific written authority from the owner placed on file with and at the time of application, no application for water service by a tenant will be considered or processed. At the time of filing such application the applicant shall pay the fees for installation of water service hereinafter provided.
(3) The application shall contain a contract on the part of the person making the same to pay for the water applied for.
(4)No such application shall be deemed accepted or granted by the city, and no vested rights to utility service shall accrue, unless and until all prerequisites for approval, as specified by ordinance or resolution, are complied with in full and to the satif=sfaction of the city.
(5) Following aapproval by the city, the applicant shall pay all required fees and charges. No utility connections shall be made until athe fees and charges are paid in full. If the application is for both water and sewer, all fees and charges must be paid for both utilities before either one is connected. Impact fees only may be deferred based on statute in the SMC Development Code.
(6) No person supplied with water from the city mains will be entitled to use it for any other purpose than those stated in his application, or to supply in any way any other person or persons or families.

A. In the event that the public works director or representative shuts off water service by reason of a delinquent account, a shut-off charge shall be assessed and shall become a lien against the premises.

B. If the customer requests that service be turned on again, an additional charge shall be assessed.

C. No water service shall be turned on until such time as all delinquent bills and assessments provided for herein have been paid in full or satisfactory arrangements, at the discretion of the finance director or representative, have been made. No service shall be reconnected after normal working hours of the public works department except in the case of emergency.

D. All shut-off and related charges shall be established by resolution. (Ord. 1044-09 § 2; Ord. 974-07; Ord. 435, 1983; Ord. 346 § 2, 1976)

13.12.025 **Ownership of Lines.**

The city owns all utility lines constructed by it or conveyed to it. All lines constructed within the city limits and in the City of Sultan Utility Water system shall be constructed to city standards.City ownership shall include all water mains and side service between the main and the water meter. Side service lines between the water meter and the customer belong to the customer. All main lines constructed as part of any development or building project shall be conveyed to city ownership, along with easements for access for maintenance, repairs and upkeep. The city reserves the right to require upgrades and improvements to any main lines that were not built to city specifications. The city shall have no maintenance, repair, or replacement obligation with respect to lines which it does not own.

13.12.030 Contract Provisions Disputed accounts. SHARE

(1) The contract shall specify the rate and manner in which water shall be paid,and shall reserve to the city of Sultan the right to charge and collect the rates and enforce the penalties provided for in this chapter, in the manner herein provided, to change the rates at any time by ordinance, to temporarily discontinue the service at any time without notice to the consumer, and shall specify that the contract is subject to all the provisions of this chapter, and of any ordinance of the city of Sultan relating to the subject, hereafter passed, and shall provide that the city shall not be held responsible for any damage by water or other cause resulting from the defective plumbing or appliances on the premises supplied with water, installed by the owner or occupants of the premises, and shall provide that in case the supply of water shall be interrupted or fail by any reason, the city shall not be held liable for damages for such interruption or failure, nor shall such interruptions or failures for any reasonable period of time be held to constitute a breach of contract on the part of the city or in any way relieve the consumer from performing the obligations of his contract.

(2) All contracts shall take effect from the day they are signed and rates shall be charged from the day the premises are connected with the city's water supply.

(3) In the event of a disputed account, the owner of the premises must tender the basic fee charged per month and if such tender is received by the city prior to the water service being shut off, the city shall not refuse service to the premises until suit has been entered by the city and judgment entered in the case. ~~The owner must request a hearing before the utility committee within five days of disconnect notice to resolve the dispute. All decisions of the utility committee will be final. (Ord. 435, 1983; Ord. 346 § 3, 1976)~~Does the city continue this practice?

13.12.040 Voluntary discontinuance. SHARE

A. Should any customer desire to voluntarily discontinue the use of water for a period of more than one month, notice in writing must be given to the city utility clerk and payment of all water charges then accrued must be paid in addition to the turn-off fee.

B. Water service shall be resumed upon request and payment of the turn-on fee.

C. Remission of water charges shall not be made for a period of less than one month, nor without the notice provided for herein.

D. The city will not discontinue water service at the request of a landlord if it appears that the premises are occupied, and the utility turnoff is being used in a landlord/tenant dispute. (Ord. 435, 1983; Ord. 346 § 4, 1976)

13.12.050 Payment responsibility. SHARE

A. All water accounts shall be kept in the name of the owner of the premises for which the service is provided, and the owner shall be held responsible for water charges and assessments accruing at the premises owned by them.

B. The city will bill all accounts to the owner of the property to which utility services are being provided unless one of the following arrangements is made for the tenant to be billed for utility services: (1) the landlord shall sign a contract with the city which makes the landlord responsible for the utility charges and the property subject to the utility charge lien if the tenant allows that account to become delinquent; (2) the landlord may request that the account be billed to the tenant; provided, that all charges to date have been paid and that the account is kept current by the tenant. No tenants of multiple-dwelling units will be billed separately.

C. Discontinuance of service for any cause stated herein shall not release the owner from his obligation for payment of delinquent bills and charges. (Ord. 1044-09 § 3; Ord. 435, 1983; Ord. 346 § 5, 1976)

13.12.055 Connection to sewer system.????? Sewer in the Water Section???

(1)Unless otherwise provided by this title, any premises that is connected with and uses the city sewer system shall also be connected with the city's water system, and shall use water therefrom in its use of the city's sewer system.

(2)The owner of any property within the city limits which is not connected to city water service shall be required to extend the water service, and to connect to the same for all occupied structures on that property under any of the following circumstances:Upon construction of a building or structure which is designed for occupancy; or

a) Upon construction of any additions, alterations or repairs with-in any 12 month period which exceed 50 percent of the value of an existing building or structure which is designed for occupancy; or
b) Upon any change in the occupancy classification of an existing building or structure on the property; or
c) Upon the failure of the on-site sewage disposal system on the property; or
d) As a condition of approval for any new land division, including but not limited to subdivision, short subdivision, and binding site plan.

(3) The extension of water service is required as outlined in sunbsections (1)(a) through (e) of this section unless one of the following exceptions applies:

a) An alteration, expansion, or replacement of an existing structure which does not require the installation of additional fixtures; or
b) The structure, consistent with the requirements of the International Building Code (IBC) as adopted by the city, lawfully incorporates no plumbing fixtures; or
c) The property qualifies for a new water well pursuant to SML 16.16.047.

13.12.060 Rights of entry. SHARE

The public works director or representative shall have free access at all reasonable hours to building premises to which water service is rendered for the purpose of inspecting the same and also for the purpose of exercising the right of water shutoff, either personally or by other employees or contractors of the city, in the event such account becomes delinquent. (Ord. 1044-09 § 4; Ord. 435, 1983; Ord. 346 § 6, 1976)

13.12.065 Water Meters

The consumption and use of all water taken from the city water system shall be metered at each individual connection. Water meters shall meet the specifications of the city and shall be the property of the city utility system. Individual water meters shall be required for each detached single-family residence. A master meter may be used for duplexes, multiple-family dwellings,condominiums and mobile home parks where there is single ownership or centralized administration \. Water meters shall be required for each commercial, industrial and public facility connection. All water meters shall be directly accessible at all times by city employees.

13.12.070 Unlawful interference or tampering with system unlawful – Penalty. SHARE

Every person who willfully damages, interferes or tampers with the water system of the city, or who makes an unauthorized connection thereto, or who turns water service on or off from a premises without permission from the public works director or representative shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than $250.00$500.00 nor more than $1,000 in addition to all outstanding water service charges. (Ord. 1044-09 § 5; Ord. 435, 1983; Ord. 346 § 7, 1976)

13.12.075 Fire Hydrants.

1. Fire hydrants meeting cityspecifications shall be installed on all extensions of the city water system at the time such extensions are constructed. All hydrants shall be owned and maintained bu the city. The location and frequency of fire hydrants shall be specified by the city utility department Water Engineering Standards and fire department.

2. No person shall plant any vegetation, erect any structure or perform any action which results in obstructing the view of a fire hydrant for a distance of 50 feet. The owner and/or occupant of any area in which a hydrant is located shall be responsible for removing weed and tree growth from around the hydrant for a distance of not less than 10 feet.

13.12.080 Establishment of fees and charges. SHARE

A. Water rates shall be set by separate ordinance and included as an attachment to the annual fee schedule adopted by the city council.

B. Water General Facilities Charge.

1. A waterWater general facilities charge shall be assessed at time of application for a new connection to the Sultan water system or at time of expansion or change of use of a facility when the water usage is expected to increase.

2. A general facilities charge shall be as established by the city council by separate ordinance. The amount set by such ordinance shall be the amount paid per equivalent residential unit (ERU).

a. Single-family residences will be charged for one ERU.

b. Accessory Dwelling Unit (ADU) will be charged for one ERU..

i. Attached Unit. No separate charge and included in the residential per unit cost of the principal use.

ii. Detached Unit. Fifty percent of an equivalent residential unit.

c. ERUs for new multifamily and commercial customers shall be based on the size of water meter needed to supply the customer's calculated peak demand.

d. ERUs for Public and Private Parks, Recreational and Open Space Areas or Facilities. Based upon the size of the water meter needed to supply the facility's peak calculated water demand.

e. Nonprofit Social Service Agencies. Exempt from all or a portion of the commercial connection charge as determined by the public works director to reflect the mission of the agency to provide assistance to the poor, elderly, or disabled.

f. In no case shall the ERU amount be less than one.

Meter Size	ERU
5/8 x 3/4 inch	1
1 inch	1.5
1-1/2 inches	2
2 inches	2.5
3 inches	4
4 inches	5.5
6 inches	8
8 inches	10.5

C. Permits. All necessary right-of-way use permits and easements must be obtained by the property owners before water service can be connected.

D[KW26]. Late Payment Charge. Monthly payments for service under this chapter shall be due 15 days after the city issues its statement for services. In the event payment in not made by the due date, a late payment charge shall be automatically added to defray the city's increased cost of collection in the amount of the greater of five percent of the payment due under this chapter or $5.00. This late payment charge shall be in addition to any other late payment charge due under any other chapter under the Sultan Municipal Code.

E[KW27]. Security Deposit. Where a person or entity receiving service under this chapter has been late in the payment of services under this chapter twice in any six-month period of time or where a person or entity files for creditor relief under either state or federal law and there are charges due the city that are unpaid under this chapter, the city treasurer may require the person or entity to post a security deposit in an amount up to twice the amount due the city as a condition of receiving continued service from the city under this chapter.

F[KW28]. All rates imposed under subsection (A) of this section are exclusive of any utility tax imposed on the city, and all billings to customers will be charged based upon the rate set out in subsection (A) of this section and in addition to the utility tax assessed against the city. (Ord. 1044-09 §§ 6, 7; Ord. 911-06 § 1; Ord. 864-04 §§ 1 – 4; Ord. 826-03 § 3; Ord. 755-00 § 2; Ord. 712-99 § 2; Ord. 703-99; Ord. 689-98 § 1; Ord. 681-98 § 2; Ord. 603 § 2, 1993; Ord. 519 § 2, 1989)

13[KW29].12.85 Maximum Distance for Water Service Connections.

The length of any water service connection owned by the city (i.e the line between the water main and the water meter), and the length of private water lines (i.e., the length between the water meter and the building) shall be subject to approval of the utility department.

13.12.090 Responsibility.

(1) All extensions of city mains to serve new customers or areas outside the corporate limits of the city shall be laid at the expense of the person or persons requesting such extensions in writing.

(2) The owner of any service connections shall be responsible for damage to meters serving the premises due to willful or careless injury and shall be charged for repairs to meters caused by such damage.

(3) It shall be unlawful for any person willfully to place any automatic sprinkling device or willfully to place or hold any hose in such position or manner that water therefrom falls on any person while on any public street or sidewalk.

(4)The city reserves the right at any time, without notice, to shut off the water supply for repairs, extensions, nonpayment of rates, or any other reason, and the city shall not be responsible for any damage, such as bursting boilers supplied by direct pressure, the breaking of any pipes or fixtures, stoppages or interruption of water supply, or any other damage resulting from the shutting off of water.

(5) Water mains and service lines from the main to individual meters are the responsibility of the city of Sultan. Water meters are the sole ownership of the city and shall not be turned on/off except by authorized city personnel. Service lines from the meter to the premises are the responsibility of the land owner and will not be maintained or repaired by the city.

13.12.095 Developer-installed Water Service Connections.

A developer may install his own water service connections, including the meter box (but excluding the meter); provided, that it complies with all specifications of the city. In cases of new subdivisions, the developer shall install all water service connections. Installation of service connections shall be coincident with the installation of the water main. Service connections shall be shown on a water extension drawing

and shall be subject to approval by the utility department. Service connections shall be conveyed to the city as a condition of obtaining water service.

13.12.100 Vandalism.

(1) It shall be unlawful for any person, unless duly authorized by the public works director, to disturb, interfere with, or damage any water main, water pipe, machinery, tools, meters, or any other appliances, buildings, or grounds belonging to, connected with or under the control of the municipal water system of the city of Sultan; provided, however, that this prohibition shall not prohibit a resident from shutting off water to the premises at the meter in the event of an emergency and turning said water on when the emergency is corrected. Said actions, if undertaken by the resident or his agent, shall be done with due care and caution and shall not relieve said person from any liability for damage caused to the water meter or other property belonging to the city of Stanwood in the event of their negligence.

(2) No person, except as duly authorized by the public works director, shall turn on, turn off, unlock, change meter reading or cause stoppage of reading, any water meter belonging to the city.

(3) It shall be unlawful for any person, except when duly authorized by the public works director, to open, operate, close, turn on, turn off, interfere with, attach any pipe or hose to or connect anything with any fire hydrant, stop valve or stopcock belonging to the city.

(4) It shall be unlawful for any person to obstruct the access to any fire hydrant or to willfully or carelessly injure the same or to open or operate any fire hydrant, or attempt to draw water therefrom, except in the performance of official duties.

(5) It shall be unlawful for any person to trespass, to bathe in or throw any substance into any reservoir, water tank, or impounding dams of the municipal water system of the city of Sultan.

(6) If any person shall fail, neglect or refuse to comply with this section, the city may shut off the water and/or remove the meter furnished to the premises of the one so failing, neglecting or refusing and may charge a fee as established by council resolution for disconnection, reconnection and/or meter removal and reinstallation.