



CITY COUNCIL MINUTES REGULAR VIDEO MEETING May 4, 2021

EXECUTIVE SESSION

Mayor Benson Wong called the Executive Session to order at 4:06pm pm from a remote location to discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(i) for approximately 60 minutes.

Mayor Benson Wong, Deputy Mayor Wendy Weiker and Councilmembers Lisa Anderl, Jake Jacobson, Salim Nice, Craig Reynolds, and David Rosenbaum participated remotely using the teleconferencing platform Microsoft Teams.

City Manager Jessi Bon and City Attorney Bio Park participated in the executive session from a remote location using Microsoft Teams.

Mayor Wong adjourned the executive session at 5:00 pm

CALL TO ORDER & ROLL CALL

Mayor Wong called the meeting to order at 5:08 pm from a remote location.

Mayor Benson Wong, Deputy Mayor Wendy Weiker, and Councilmembers Lisa Anderl, Jake Jacobson (5:34 pm), Salim Nice, Craig Reynolds, and David Rosenbaum participated remotely using a video teleconferencing platform by Zoom.

Jessi Bon, City Manager, participated remotely from City Hall, 9611 SE 36th Street, Mercer Island, Washington. The City Attorney and Mercer Island City Leadership Team participated from remote locations.

PLEDGE OF ALLEGIANCE

Councilmember Nice delivered the Pledge of Allegiance.

AGENDA APPROVAL

It was moved by Nice; seconded by Reynolds to:

Approve the agenda.

Passed 6-0

FOR: 6 (Anderl, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

STUDY SESSIONS

AB 5862: King County County-Wide Planning Policies Growth Targets and Urban Growth Capacity Study Updates.

Jeff Thomas, Interim Community Planning & Development Director, gave a presentation and led the study session related to the County-Wide Planning Policies update, including Growth Targets as well as the Urban Growth Capacity Study.

AB 5854: Geographic Information Systems (GIS) Services in the City

Ali Spietz, Chief of Administration, and Leah Llamas, GIS Coordinator presented an overview of GIS (Geographic Information Systems) services at the City of Mercer Island and share the various ways GIS is applied to support department activities and core business systems in the City.

SPECIAL BUSINESS

AB 5860: City of Mercer Island Staff Appreciation, Proclamation No. 270

Council thanked staff for their efforts and resourcefulness throughout the COVID-19 Pandemic. Mercer Island City Council proclaimed Staff Appreciation in Mercer Island.

CITY MANAGER REPORT

City Manager Bon reported on the following items:

- COVID-19 Update
 - King County Stays in Phase 3
 - Vaccination Site at Lake Sammamish State Park
 - Free Advice & Financial Consulting
 - New King County Rent Assistance Program
- City Council and Boards and Commissions Updates
 - Virtual Meetings
 - Boards & Commissions Openings
- City Service Updates
 - Transportation Improvement Program
 - Mercerdale Playground to Close for Remodel
 - Reminder: Register for Summer Camp
 - Thrift Shop Operations Update
 - Blood Drive
- Some Good News:
 - Communications Manager
 - Lifejacket Loaner Station
 - New Hydro Excavator
 - MI Staff say Goodbye to Commander Jokinen

APPEARANCES

Addie Smith, Mercer Island – expressed concern that city staff is not diverse and black women are not safe. She also expressed concern that the Mercer Island Police Department is not diverse and racist.

Jim Stanton, Mercer Island – Addressed the Transportation Improvement Program and expressed appreciate that the City added a transportation engineer to its staff. As a member of Neighbors in Motion on the Island, he expressed concern that the bicycle system is not taken seriously, noting that there is a missing link down the center of the Island.

CONSENT CALENDAR

Approve Accounts Payable Reports for the periods ending:

A) April 15, 2021 in the amount of \$291,535.51

B) April 23, 2021 in the amount of \$750,776.88

Recommended Action: Certify that the materials or services hereinbefore specified have been received and that all warrant numbers listed are approved for payment.

Certification of Payroll dated April 23, 2021 in the amount of \$777,261.87

Recommended Action: Certify that the materials or services specified have been received and that all fund warrants are approved for payment.

Approve the Minutes of the of the April 20, 2021 Regular Video Meeting

Recommended Action: Approve the minutes as written.

AB 5859: Mental Health Awareness Month, Proclamation No. 269

Recommended Action: Mayor proclaims May 2021 as Mental Health Awareness Mon in the City of Mercer Island.

AB 5866: Development Code Amendment ZTR21-001 Comprehensive Plan Implementation (Ord. No. 21C-05 Second Reading & Adoption)

Recommended Action: Adopt Ordinance No. 21C-05 repealing 19.15.230(I).

AB 5867: Development Code Amendment ZTR21-002 Conditional Use Permit Applicability (Ord. No. 21C-06 Second Reading & Adoption)

Recommended Action: Adopt Ordinance No. 21C-06 amending MICC 19.06.110(A)(5).

AB 5861: 2021 Port of Seattle Economic Development Partnership Grant Award

Recommended Action:

- 1) Appropriate \$24,690 in program expenditures using grant funds for 2021;
- 2) Appropriate \$6,345 in program expenditures using General Fund available fund balance (2020 prior-year surplus) as cash match; and,
- 3) Support the in-kind staff match, which is to be provided by the Economic Development Coordinator.

It was moved by Reynolds; seconded by Nice to:

Approve the Consent Calendar and the recommendations contained therein.

PASSED: 7-0

FOR: 7 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

REGULAR BUSINESS

AB 5855: Public Hearing: Interim Design and Concealment Standards for Small Cell Facilities Deployment

Mayor Wong opened the Public Hearing at 6:49 PM.

There being no one registered to speak, the public hearing was closed at 6:50 PM.

Jeff Thomas, Interim Community Planning & Development Director, and Alison Van Gorp, Community Planning & Development Deputy Director, gave a brief presentation on the Interim Design and Concealment Standards for Small Cell Facilities Deployment and answered questions posed by the Council.

It was moved by Jacobson; seconded by Anderl to:

Suspend the City Council Rules of Procedure 6.3, requiring a second reading of an ordinance.

PASSED: 7-0

FOR: 7 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

It was moved by Anderl; seconded by Weiker to:

Adopt Ordinance No. 21-08, extending the interim design and concealment standards for small cell facilities deployment established under Ordinance No. 19C-02.

PASSED: 7-0

FOR: 7 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

AB 5856: Public Hearing: Town Center Moratorium

Mayor Wong opened the Public Hearing at 6:57 PM.

There being no one registered to speak, the public hearing was closed at 6:58 PM.

Jeff Thomas, Interim Community Planning & Development Director, gave a brief presentation on the background of the Town Center Moratorium.

It was moved by Jacobson; seconded by Reynolds to:

Suspend the City Council Rules of Procedure 6.3, requiring a second reading of an ordinance.

PASSED: 7-0

FOR: 7 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

It was moved by Anderl; seconded by Nice to:

Adopt Ordinance No. 21-09, extending the Town Center moratorium for an additional six-month period.

PASSED: 7-0

FOR: 7 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

AB 5853: Public Hearing: 2022-2027 Six-Year Transportation Improvement Program (TIP) Review

Mayor Wong opened the Public Hearing at 7:03 PM.

There being no one registered to speak, the public hearing was continued to the June 1, 2021 City Council Regular Meeting

AB 5849: Code of Ethics Revisions (Ordinance No. 21C-10, First Reading)

Staff introduced Matthew Segal and Sarah Washburn of Pacifica Law Group, explaining that they were hired to assist the City evaluate and recommend revisions to the current Code of Ethics. Segal and Washburn reviewed draft Ordinance No. 21C-10 with potential revisions to the Code of Ethics.

City Council provided feedback to Pacifica on edits to the draft ordinance for second reading that addressed:

- Definitions
- Prohibited Conduct
- Signed Acknowledgment
- Advisory Opinion
- Complaint, Hearing, and Enforcement Procedures
- Fees and Costs

It was moved by Nice; seconded by Weiker to:

Move to set Ordinance No. 21C-10 for a second reading and possible adoption on May 18, 2021.

PASSED: 7-0

FOR: 7 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, Weiker, and Wong)

AB 5853: 2022-2027 Six-Year Transportation Improvement Program (TIP) Public Hearing & Review

Patrick Yamashita, Deputy Public Works Director, and Matt Mornick, Finance Director, briefly reviewed the TIP background, which is required to be updated annually by July 1. The presentation addressed the following:

- Public Engagement:
 - Public Comment Period (March 24 to June 1)
 - Advertisement (City Website, MI Weekly, MI Reporter, and Let's Talk)
 - 34 comments were received by April 16 and can be submitted up to June 1
- Program Elements:
 - Preservation & Maintenance
 - New Construction
- Street Maintenance Overview:
 - Streets Overview
 - What and Why Pavement Management
 - Pavement Life Cycle Curve
 - Life Cycle Curve with Rehab
- Funding
- New Projects:
 - SE 32nd St (77th to 78th Ave SE)
 - East Mercer Way Shoulders (SE 79th St. to 8400 block)
 - East Mercer Way (SE 36th St – SE 40th St)
 - Pedestrian & Bicycle Facilities Plan Update
- Modified Projects:

- SP105A – West Mercer Way (SE 56th St – East Mercer Way)
- SP119 – N-S Bike Route Completion ICW (90th Ave SE – SE 63rd St)
- SP126 – 77th Ave. SE Channelization

City Council's direction to staff included changes to the follow projects:

- West Mercer Way Chip Seal (SE 56th Street – EMW) [SP105]
- Island Crest Way Corridor Safety Analysis [NEW PROJECT in category E - TIP Other]
- North-South Bike Route Completion ICW (90th Ave. SE – SE 63rd Street) [SP119]

Staff reiterated that they would continue to find opportunities to expand sustainability improvements with the City's transportation and Capital Improvement Projects.

AB 5850: Capital Improvement Program 2020 Year-End Progress Report

Matt Mornick, Finance Director, and Jason Kintner, Chief of Operations, provided an overview of the Capital Improvement Program and addressed the following:

- Strategic financial plan to acquire, expand, or rehabilitate public infrastructure:
 - Parks, Recreation and Open Space
 - Streets, Pedestrian, and Bicycle Facilities
 - General Government (Vehicles, equipment, Building Reinvestment, and Technology)
 - Sewer Utility
 - Storm Water Utility
 - Water Utility
- CIP Funding Strategy:
 - Capital Improvement Fund
 - Street Fund
 - Technology and Equipment Fund
 - Water fund
 - Sewer Fund
 - Stormwater Fund
- Capital budget set for two years, with six-year perspective.
- Element of CIP is the Transportation Improvement Program – reviewed and approved annually.
- 2020 Progress Summary:
 - Approved FY 2020 CIP budget \$16.3M
 - \$7.9M spent as of year-end 2020
 - 110 Active projects
- I-976 Unconstitutional:
 - Restored Mercer Island Transportation Benefit District (\$375,000 per year)
 - Restored State's multimodal transportation shared revenues (\$34,000 per year)

OTHER BUSINESS

Councilmember Absences

There were no absences reported.

Planning Schedule

City Manager Bon reported on the upcoming May 18 and June 1 meetings.

Councilmember Reports

Councilmember Jacobson reported on the Nobility 21 executive summary and recent vandalism at South Mercer Playfield.

Councilmember Reynolds provided a K4C update and spoke to the Shoreline City Sustainability report

Councilmember Anderl reported that the Utility Board Meeting is scheduled to meet May 11

Mayor Wong reported on the Mercer Island Schools Foundation

ADJOURNMENT

The regular Council Meeting adjourned at 10:54 PM.

Benson Wong, Mayor

Attest:

Andrea Larson, Acting City Clerk