



# GMHB EXHIBIT 21

## CITY COUNCIL MINUTES

### REGULAR HYBRID MEETING

#### MAY 3, 2022

---

#### CALL TO ORDER & ROLL CALL

Mayor Salim Nice called the regular meeting to order at 5:01 pm in the Council Chambers at City Hall, 9611 SE 36th Street, Mercer Island, Washington.

Mayor Salim Nice, Deputy Mayor David Rosenbaum and Councilmembers Jake Jacobson, Craig Reynolds, Wendy Weiker, and Ted Weinberg participated in person in Council Chambers.

Councilmember Lisa Anderl participated remotely using Zoom.

#### PLEDGE OF ALLEGIANCE

The City Council delivered the Pledge of Allegiance.

#### AGENDA APPROVAL

It was moved by Weinberg; seconded by Jacobson to:

**Approve the agenda as presented.**

PASSED: 7-0

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

#### STUDY SESSION

##### AB 6059: Climate Action Plan Update

Sustainability Manager Ross Freeman presented the Climate Action Plan (CAP) update and a proposed community engagement process. He spoke about where the CAP process currently stands and what work is currently underway.

Addie Bash, Cascadia Consulting, presented the proposed Public Engagement Plan overall approach and what is hoped to be achieved through the community engagement, the phases of engagement, and types of engagement. She also spoke about the timeline for the community engagement.

Mike Chang, Cascadia Consulting, answered questions about the proposed public engagement plan and spoke about tailoring it specific to Mercer Island.

City Council discussed the CAP community engagement process and provided feedback to staff including adjusting process to include a statistically valid survey.

#### CITY MANAGER REPORT

City Manager Bon reported on the following items:

- **Council, Boards & Commission Meetings Update:** Hybrid City Council meeting on May 1, Parks & Recreation Commission Video meeting on May 5, Design Commission Video meeting on May 12, Planning Commission Video meeting on June 1. Boards & Commission recruitment final call.
- **City Services Updates:** Mercerdale Playground update, MI Climate Challenge, Mercer Room now available for rentals, Water Safety Days, 2022 CERT Program underway, Summer Celebration, Mostly Music in the Park.
- **Community Updates:** North Mercer Island/ Enatai sewer upgrade

- **News:** Mercer Island Firefighter accepted into Advanced Diving program, Another successful MIPA Circus, Aubrey Davis Park Picnic shelter replacement progress.

## APPEARANCES

Callie Ridolfi (Mercer Island) spoke about climate goals and support of the climate action plan. She noted that the League of Women Voters will help however they can.

Jim Stanton (Mercer Island) spoke about recommendations for this year's TIP and his support of the TIP. He also expressed appreciate for the work on the shoulders on the Mercer Ways.

## CONSENT AGENDA

Councilmember Jacobson requested to pull AB 6060: Heat Pump Installation Campaign Proposal from the Consent Agenda. Mayor Nice moved it to the first item of Regular Business.

### AB 6072: April 22, 2022 Payroll Certification

**Recommended Action:** Approve the April 22, 2022 Payroll Certification (Exhibit 1) in the amount of \$855,207.84 and authorize the Mayor to sign the certification on behalf of the entire City Council.

### Certification of Claims: Check Register 211456 – 211541 | 4/22/2022 | \$454,377

**Recommendation Action:** Certify that the City Council has reviewed the documentation supporting claims paid and approved all checks or warrants issued in payment of claims.

### City Council Meeting Minutes of April 19, 2022 Regular Hybrid Meeting

**Recommended Action:** Approve the minutes of the April 19, 2022 Regular Hybrid City Council Meeting.

### AB 6069: Affordable Housing Week (Proclamation No. 289)

**Recommended Action:** Proclaim May 8 – 14, 2022 as Affordable Housing Week.

### AB 6071: 2022 Arterial and Residential Street Overlays Project Bid Award

**Recommended Action:** Award all four schedules of the 2022 Arterial and Residential Street Overlays project to Watson Asphalt Paving Co., Inc., authorize the City Manager to execute a contract with Watson Asphalt Paving Co, Inc in an amount not to exceed \$1,449,990.80, and appropriate \$95,733 from the Street Fund balance to fully fund the 2022 Arterial and Residential Street Overlays project.

### AB 6048: Resolution to Apply for RCO ALEA, WWRP and LWCF grant funding programs for Luther Burbank Park Waterfront Renovation and Upgrades

**Recommended Action:** Adopt Resolution No. 1623 authorizing staff to submit grant applications for the Luther Burbank Waterfront Renovation and Upgrade project.

### AB 6077: 2022-2023 Port of Seattle Economic Development Partnership Grant Award

**Recommended Action:** Authorize the City Manager to sign the Port of Seattle Economic Development Partnership agreement, accepting grant funds in the form substantially as attached in Exhibit A of the agreement.

### AB 6070: One Washington MOU Among Washington Municipalities

**Recommended Action:** Authorize the City Manager to sign the One Washington MOU, relating to allocation and use of future settlement proceeds from opioid litigation by Washing municipalities, substantially in the form attached as Exhibit 1 to AB 6070.

## **AB 6076: ADA Transition Plan Adoption**

**Recommended Action:** Adopt ADA Transition Plan.

## **AB 6085: Mayor's Letter to the Community**

**Recommended Action:** Approve Mayor Nice sending the Letter to the Community in substantially the form as presented in Exhibit 1.

It was moved by Jacobson; seconded by Rosenbaum to:

**Approve the Consent Agenda and the recommended actions contained therein.**

PASSED: 7-0

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

## **REGULAR BUSINESS**

### **AB 6060: Heat Pump Installation Campaign Proposal**

Sustainability Manager Ross Freeman answered questions about the proposed Heat Pump Installation Campaign.

It was moved by Reynolds; seconded by Weinberg to:

**Appropriate \$25,000 of ARPA funds to subsidize qualified low-income households participating in the Heat Pump Installation pilot campaign.**

PASSED: 6-1

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

AGAINST: 1 (Jacobson)

### **AB 6067: Town Center Moratorium Renewal**

Mayor Nice opened the public hearing at 6:24 pm.

Kenneth Kataroff (Seattle), spoke in support of continuing the Town Center Moratorium.

There being no further comments, Mayor Nice closed the public hearing at 6:26 pm.

Economic Development Coordinator Sarah Bluvas provided an update to the work plan for permanent regulations for more outdoor seating for eating and drinking establishments.

It was moved by Weinberg; seconded by Jacobson to:

**Move Ordinance No. 22-03 to a seconding reading extending the Town Center moratorium for an additional six-month period.**

PASSED: 7-0

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

### **AB 6073: Comprehensive Plan Update Project Status and Selection of Volunteers for Economic Development and Housing Work Groups**

Interim CPD Director Jeff Thomas and Senior Planner Adam Zack presented an updated on the Comprehensive Plan project status and on the selection of volunteers for the Economic Development and Housing Work Groups.

It was moved by Weinberg; seconded by Weiker to:

- 1. Consider amending the work groups charters to increase the number of City Council members appointed from two to three.**
- 2. Recommend appointing Deputy Mayor David Rosenbaum and Councilmembers Lisa Anderl and Ted Weinberg to the Economic Development Work Group.**

3. **Recommend appointing Mayor Salim Nice and Councilmembers Wendy Weiker and Craig Reynolds to the Housing Work Group.**
4. **Direct staff to bring a consent agenda bill forward for the May 17, 2022 City Council meeting to amend the work group charters and make City Council appointments.**

PASSED: 7-0

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

#### **AB 6075: Puget Sound Regional Council (PSRC) General Assembly Voting Delegate**

Mayor Nice explained that the PSRC General Assembly is meeting in May and that the City Council is seeking to appoint a voting delegate for that meeting.

It was moved by Rosenbaum; seconded by Reynolds to:

**Appoint Councilmember Wendy Weiker as the PSRC Voting delegate to attend the PSRC General Assembly meeting in May.**

PASSED: 7-0

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

Council took a 10 minute recess until 6:40 pm.

#### **AB 6068: 2023-2028 Six-Year Transportation Improvement Program Review and Public Hearing**

Mayor Nice opened the public hearing at 6:40 pm.

There being no public comments, Mayor Nice closed the public hearing at 6:41 pm.

Deputy Public Works Director Patrick Yamashita and Transportation Engineer Lia Klein presented the Six-Year Transportation Improvement Program (TIP). He spoke about TIP background and RCW requirements for annual updates to the TIP. Transportation Engineer Klein presented on the public engagement process and the TIP schedule. Capital Division Manager Clint Morris discussed program elements and priorities of the TIP and provided an overview of the Mercer Island street network.

Finance Director Matt Mornick presented on the TIP funding, revenue sources and fund health. Transportation Engineer Klein presented the Island Crest Way corridor safety improvements that are included in the TIP. Deputy Public Works Director Yamashita spoke about the new and modified projects that are included in the six-year TIP.

City Council reviewed the TIP and provided feedback to staff.

#### **AB 6074: Development Code Amendment ZTR21-006 Land Use Review Types (Ord. No. 22C-05 First Reading)**

Interim CPD Director Jeff Thomas and Senior Planner Adam Zack presented proposed Development Code amendments regarding Land Use Review Types for 2 permit actions – Seasonal Development Limitations Waivers and Final Short Plants from Type I to Type II and the first reading of Ordinance No. 22C-05. He also spoke about the programmatic solution that was recommended by the Planning Commission to add information on how to search for electronic permit records in the Weekly Permit Bulletin and creation of a searchable permit map showing active permits throughout the City.

City Council discussed the proposed amendment and asked questions to staff.

It was moved by Reynolds; seconded by Jacobson to:

**Schedule Ordinance No. 22C-05 for second reading on June 7, 2022.**

PASSED: 7-0

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

#### **OTHER BUSINESS**

**Planning Schedule**

City Manager Bon spoke about upcoming meetings: Adding an Executive Session to the May 17 meeting, the Parks levy renewal coming for a first touch on June 7, and the upcoming August recess.

**Councilmember Absences and Reports**

It was moved by Jacobson; seconded by Rosenbaum to:

**Excuse Councilmember Anderl’s absence from the April 19, 2022 Joint Meeting with MISD School Board.**

PASSED: 7-0

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

Councilmember Anderl noted that at the Open Space Conservancy Trust meeting, a number of workplan items were approve and that the Trust is functioning well and coming to good consensus on items. Councilmember Reynolds spoke about the Parks & Recreation Commission special meeting on the bike skills area and moving towards a temporary reopening in Upper Luther Burbank Park. Councilmember Weiker noted that Earth Day was April 22 and a lot of great work is happening. Councilmember Weinberg noted that would be at the gathering at 9101 MLK to open the regions 18<sup>th</sup> tiny home village on Thursday.


The regular Council Meeting adjourned at 7:52 pm.

**EXECUTIVE SESSION**

At 8:01 pm, Mayor Nice convened an Executive Session in the Farside Room at City Hall, 9611 SE 36th Street, Mercer Island, WA and via Microsoft Teams. The Executive Session was to discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i) and for planning or adopting the strategy or position to be taken by the City Council during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in the negotiations or proceedings while in progress pursuant to RCW 42.30.140(4)(b) for approximately 60 minutes.

Mayor Nice adjourned the Executive Session at 9:02 pm.

**ADJOURNMENT**

  
\_\_\_\_\_  
Salim Nice, Mayor

Attest:

  
\_\_\_\_\_  
Andrea Larson, City Clerk