



GMHB EXHIBIT 26

CITY COUNCIL MINUTES

REGULAR HYBRID MEETING

June 7, 2022

EXECUTIVE SESSION

At 5:05 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).

Mayor Nice adjourned the Executive Session at 5:55 pm.

CALL TO ORDER & ROLL CALL

Mayor Salim Nice called the regular meeting to order at 6:01 pm in the Council Chambers at City Hall, 9611 SE 36th Street, Mercer Island, Washington.

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

PLEDGE OF ALLEGIANCE

The City Council delivered the Pledge of Allegiance.

AGENDA APPROVAL

It was moved by Anderl; seconded by Rosenbaum to:

Approve the agenda as presented.

PASSED: 7-0

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

CITY MANAGER REPORT

City Manager Bon reported on the following items:

- **Council, Boards & Commission Meetings Update:** Hybrid City Council meeting on June 21, Virtual Boards & Commission meetings: Utility Board Video Meeting on June 14, and Planning Commission Special Meeting on June 29.
- **City Services Updates:** Pedestrian safety project in Town Center, Guardrail replacement on Mercerwood Drive, Mercerdale Playground update, MICEC got new flooring in the Mercer Room, Spring Parks Maintenance, Town Center Parking Study update, Climate Action Plan Community Meeting.
- **Community Updates:** PlusePoint is now live in King County, Upcoming Thrift Shop events, Mental Health First Aid, Restoration events throughout June, Juneteenth Event, Community Conversations series, Summer Celebration Sponsors needed.
- **News:** MIPD SRO Program receives Community Partnership Award, MIHS Band food card drive, Thank you Greg Levinson.

APPEARANCES

Meg Lippert (Mercer Island) thanked the City Council for their service. She spoke about protecting the parks on the Island and voiced her concerns about pavement in the parks, and concerns about the trail design.

Tom Acker (Mercer Island) spoke about the functionality of the City Council and thanked them for the work they have been doing. He spoke about concerns regarding trees that were cut down in Town Center.

CONSENT AGENDA

AB 6086: May 20, 2022 Payroll Certification

Recommended Action: Approve the May 20, 2022 Payroll Certification (Exhibit 1) in the amount of \$874,419.46 and authorize the Mayor to sign the certification on behalf of the entire City Council.

Certification of Claims:

- A. Check Register 211709-211850 | 5/13/2022 | \$1,254,605.64
- B. Check Register 211851-211932 | 5/20/2022 | \$723,630.27
- C. Check Register 211933-212011 | 5/27/2022 | \$398,854.21

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

AB 6097: Cooperative Agreement with the Mercer Island Youth and Family Services Foundation

Recommended Action: Authorize the City Manager to sign the Cooperative Agreement with the Mercer Island Youth and Family Services Foundation substantially in the form attached as Exhibit 1 to AB 6097.

AB 6093: Parks Impact Fee Rate Update (Ord. No. 22C-07 Second Reading)

Recommended Action: Approve the Parks Impact Fee Rate Study and adopt Ordinance No. 22C-07 amending the process for updating parks impact fees.

AB 6094: Development Code Amendment ZTR21-006 Land Use Review Types (Ord. No. 22C-05 Second Reading)

Recommended Action: Adopt Ordinance No. 22C-05 amending the land use review types for two land use review actions in MICC 19.15.030.

AB 6089: Amendment to the Housing and Economic Development Work Group Charters and Appointment of Councilmembers to the Economic Development and Housing Work Groups

Recommended Action: Approve Resolution No. 1627 amending the Housing and Economic Development Work Group Charters and appointing members to the Economic Development and Housing Work Groups.

AB 6081: Public Display of Fireworks Permit Issuance

Recommended Action: Approve and authorize the City of Mercer Island Fire Marshal to sign the submitted operational permit for Western Display Firework's application for a Public Display of Fireworks to be discharged per the permit conditions on July 9th, 2022, at/around 2200hrs pursuant to MICC 8.35.020(C).

It was moved by Reynolds; seconded by Weiker 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 6083: 2022 Board & Commission Annual Appointments (Resolution No. 1626)

Mayor Nice and Deputy Mayor Rosenbaum proposed an alternate process for the Boards & Commission

appointments requesting the City Council's support of their slate of recommended appointments.

It was moved by Rosenbaum; seconded by Jacobson to:

Suspend the City Council Rules of Procedure related to the appointment of Board and Commission members.

PASSED: 7-0

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

Mayor Nice read the recommended appointments into the record.

It was moved by Rosenbaum; seconded by Weiker to:

Appoint the following applicants to these board and commission seats:

Arts Council:

- **Jonathan Harrington, Position #4, Term Expires May 31, 2026**

Design Commission:

- **Christopher Patano, Position #7, Term Expires May 31, 2026**

Open Space Conservancy Trust:

- **Carol Lynn Berseth, Position #2, Term Expires May 31, 2026,**
- **Thomas Hildebrandt, Position #4, Term Expires May 31, 2026**

Parks & Recreation Commission –

- **Ashely Hay, Position #2, Term Expires May 31, 2023**
- **Jodi McCarthy, Position #3, Term Expires May 31, 2026**
- **Rory Westberg, Position #4, Term Expires May 31, 2026**

Planning Commission:

- **Michael Curry, Position #1, Term Expires May 31, 2023**
- **Adam Ragheb, Position #6, Term Expires May 31, 2026**
- **Kate Akyuz, Position #7, Term Expires May 31, 2026**

Utility Board:

- **Meredith Lehr, Position #6, Term Expires May 31, 2026**
- **Will Quantz, Position #7, Term Expires May 31, 2026**

PASSED: 7-0

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

It was moved by Jacobson; seconded by Reynolds to:

Approve Resolution No. 1626, appointing members to fill the vacancies on the Arts Council, Design Commission, Open Space Conservancy Trust, Parks & Recreation Commission, Planning Commission, and Utility Board.

PASSED: 7-0

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

AB 6096: Healthy Youth Initiative Update

YFS Administrator Tambi Cork provided an update on the Healthy Youth Initiative. She spoke about how the program had to pivot after receiving the funding at the beginning of the pandemic and about the programs that have been done to support parents. She spoke about Limerent Youth Prevention Framework Social Marketing Campaign and presented the recommendations that Limerent provided after their site visits and information gathering.

City Council received the report and asked questions of staff.

AB 6098: AWC Business Meeting Voting Delegates

Mayor Nice explained to City Council that they need to select voting delegates to attend the AWC Business meeting in June. Councilmember Weiker said she would be attending the AWC Conference and could be the voting delegate.

It was moved by Reynolds; seconded by Jacobson to:

Appoint Councilmember Weiker as the voting delegate at the AWC Business Meeting in June.

PASSED: 7-0

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

AB 6090: Introduction to Parks Levy Renewal and Discuss Alternatives

City Manager Bon provided a presentation on the Parks Levy renewal and the alternatives for seeking City Council approval to place a parks levy renewal on the November 8, 2022, ballot. She presented the three components that have been presented a base, option 1 and option 2 for City Council to review. City Manager Bon presented a history of the park levy of 2003 and the 2009 parks levy. She spoke about 14 years of reinvestments that has been done in the Parks since the 2009 levy. She presented why to renew the levy, spoke about using the levy to preserve and protect Mercer Island parks, trails, open space and recreation facilities for current and future generations, and presented the staff recommendation on timing of a parks levy.

City Manager Bon discussed the three proposed levy options, base renewal which essentially replaces the current parks levy and two options. The base renewal levy completely funds the operations and maintenance of Luther Burbank Park, in addition to funds that support the operation and maintenance of all other parks, open space, and athletic fields on the island. The first option proposes new capital resources to fund ongoing playground replacements. The second option proposes increasing the annual funding amount for Pioneer Park, noting that additional funding for Pioneer Park is tied to meeting the goals of the Pioneer Park Forest Management Plan (adopted in 2003 and amended in 2009). City Manager Bon presented the next steps in development of a ballot measure ordinance. She also spoke about the formation of Pro and Con Committees.

City Council discussed the proposals and provided feedback to staff. Council asked staff to bring back options for different levels of funding for playground replacements and Pioneer Park and to show the dollar impact per \$1,000 of property value based on these options.

AB 6092: Transportation Impact Fee Rate Update (Second Reading Ord. No. 22C-06)

Interim CPD Director Jeff Thomas and Deputy CPD Director Alison Van Gorp provided a presentation on the Transportation Impact Fee rate update. Deputy CPD Director Van Gorp presented an overview of impact fees, impact fee exemptions, impact fee revenue, and the updated rate study.

City Council discussed the proposal and directed staff to explore additional exemptions for further review and to explore if exempt impact fees can be retracted after a change of use.

It was moved by Rosenbaum; seconded by Weinberg to:

Approve the Transportation Impact Fee Rate Study and adopt Ordinance No. 22C-06 amending the process for updating transportation impact fees.

PASSED: 7-0

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

AB 6099: Adoption of 2023-2028 Six-Year Transportation Improvement Program (Public Hearing continued from May 3 Meeting and Adoption)

Mayor Nice opened the Public Hearing at 9:08 pm. There being no public comment, Mayor Nice closed the Public Hearing at 9:08 pm.

Deputy Public Works Director Patrick Yamashita presented the 2023-2028 six-year Transportation Improvement Program for adoption. He noted that there were no changes from the previous presentation of the TIP in May.

It was moved by Weiker; seconded by Jacobson to:

Adopt the 2023-2028 Transportation Improvement Program as reflected in Exhibit 2.

PASSED: 7-0

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

OTHER BUSINESS

Planning Schedule

City Manager Bon spoke about upcoming meetings: June 21 will have an Executive Session. Still intending to take August recess.

Councilmember Absences and Reports

Councilmember Jacobson attended Greg Levinson’s retirement party last week and noted that it was great to see former Public Safety Chief Jan Devany there.

Mayor Nice also attended the event and it was great to see Mr. Deveny.

Councilmember Reynolds attended a gun violence event at Mercerdale park on June 3 and thanked the organizers and MIPD for providing security. Parks & Recreation Commission met last week they are forming a sub-group for looking at alternate locations for bike skills area and are recommending moving forward with support for temporary re-opening of Upper Luther Burbank bike area in the interim.

Deputy Mayor Rosenbaum spoke about the Superintendent’s Advisory Council meeting last week, SCA PIC is on meeting on June 8 and will report at the next meeting and congratulated the Mercer Island High School sports teams that were at state championships.

Councilmember Weiker noted that it is great to have the Farmers Market back and congratulated the MIHS State Champions boys baseball, boys soccer, girls doubles tennis, girls lacrosse, and boys golf.


The regular Council Meeting adjourned at 9:19 pm.

EXECUTIVE SESSION

At 9:29 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 to review the performance of a public employee pursuant to RCW 42.30.110(1)(g) for approximately 60 minutes.

Mayor Nice adjourned the Executive Session at 9:54 pm.

ADJOURNMENT


Salim Nice, Mayor

Attest:


Andrea Larson, City Clerk