



***REVISED* CITY COUNCIL MINUTES**
SPECIAL MEETING
FEBRUARY 26, 2019

CALL TO ORDER & ROLL CALL

Mayor Debbie Bertlin called the meeting to order at 6:04 pm in the Council Chambers of City Hall, 9611 SE 36th Street, Mercer Island, Washington.

Mayor Debbie Bertlin, Deputy Mayor Salim Nice, and Councilmembers Lisa Anderl, Wendy Weiker (7:04), and Benson Wong were present.

Councilmembers Bruce Bassett and David Wisenteiner were absent.

AGENDA APPROVAL

It was moved by Wong; seconded by Nice to:

Approve the agenda, as amended.

Passed 4-0

FOR: 4 (Anderl, Bertlin, Nice, and Wong)

ABSENT: 3 (Bassett, Weiker, Wisenteiner)

EXECUTIVE SESSION

Executive Session to discuss pending or potential litigation with legal counsel pursuant to RCW 42.30.110(1)(i) for approximately 60 minutes.

At 6:06 pm, Mayor Bertlin convened the Executive Session to discuss pending or potential litigation with legal counsel pursuant to RCW 42.30.110(1)(i) for approximately 60 minutes.

At 7:03 pm, Mayor Bertlin adjourned the Executive Session.

SPECIAL BUSINESS

AB 5534: Black History Month Proclamation

PSE Community Outreach Manager Leslie Myers re: Puget Sound Energy's Green Power Program

Mayor Bertlin introduced Puget Sound Energy's (PSE) Community Outreach Manager Leslie Myers and Local Government Affairs & Public Policy Manager David Hoffman. Myers and Hoffman outlined for Council PSE's Green Power and Solar Choice programs and their efforts to reduce carbon emissions on the Island. Myers further explained that PSE will be knocking on every door on Mercer Island to encourage residents to sign up for one of two programs – Green Power or Solar Choice.

Council asked that PSE return with a follow-up report after they complete the solar energy campaign.

CITY MANAGER REPORT

City Manager Julie Underwood reported on the following items:

- 2017 State Audit Report - Congratulations to our Finance Team for another clean audit!
- 2019 WellCity Award - WellCity recognition results in a discount on medical premiums!
- Mercer Island Voted Best Pup-Approved Outdoor Adventure
- Mercer Island Gallery Exhibit: Mercer Island in Focus, now through Apr. 12 at MICEC. Artists' Reception: Feb. 28, 6:30-8:00 pm
- Community Open House: Aubrey Davis Master Plan, Feb. 28, 6 pm at MICEC
- Waterfront Cross-Connection Surveys Due March 1
- Restoration Events: March 2, 10 am – 1 pm at Ellis Pond and 10 am – 2 pm at Pioneer Park

- YFS Foundation Fundraising Breakfast & Shop Local Event on March 6. Breakfast, 7:30 – 8:30 am at MICEC; Shop Local throughout the day at various Mercer Island businesses
- Critical Areas Code Update Public Hearing, March 6, 6:00 pm
- Bike Drive, March 9, 10:00 am – 4:00 pm at New Seasons Market

Public Works Director Jason Kintner, ROW Team Leader Brian Hartvigson, Operations Commander Dave Jokinen, and Sustainability & Communications Manager Ross Freeman provided Council with a detailed report on the City's snow response, staff involvement, and estimated costs.

Snow Response:

- EOC activation – 6 days/101 hours
- Arrests – 2 (car prowls)
- Robbery attempt – 1 (Wells Fargo)
- Traffic collisions – 9
- Hit & run collisions – 6
- Stuck/blocking vehicles/trees – 60
- Public assistance calls - 29

Snow Response Hours & Costs:

- Total Overtime Costs (Public Works, Police, Fire): \$51,751
- Materials & Equipment (to date): \$40,000
- EOC Operation Hours: 101 hours
- Communications Hours: 88 hours

APPEARANCES

Cheryl D'Ambrosio, 3712 E. Mercer Way, addressed safety standards on the Island and asked Council to consider creating a Committee on safety.

Julie Garwood, 97721 SE 41st Street, expressed concern regarding the Comprehensive Plan Amendments and its proposed zone changes.

Peter Struck, 9130 SE 54th Street, addressed three items with Council:

- The garbage dumpsters temporarily installed at South Mercer during the snow storm were a life saver,
- Encouraged Council to consider keeping private contractors on retainer to help with snow removal and possibly reduce overtime, and
- Spoke to AB 5533 on the Consent Calendar regarding the PSA with Twenty Four Eleven and expressed concern regarding the process and asked that Council explain the delay in the project.

Gary Robinson, 6026 E. Mercer Way, addressed the City Manager's 360 evaluation and encouraged Council to include Mercer Island residents in the process.

CONSENT CALENDAR

January Payables: \$1,848,405.34 (1/11/2019), \$564,904.25 (1/17/2019), \$566,832.29 (1/24/2019), & \$466,075.65 (1/31/2019)

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

February Payables: \$136,096.55 (2/11/2019) & \$538,134.49 (2/14/2019)

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

Payroll: \$880,922.32 (01/18/2019), \$818,771.59 (02/01/2019), & \$812,881.78 (02/15/2019)

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

2018 Meeting Minutes: May 1, May 15, May 22, November 8, November 26, December 4, December 6, December 11 (Revised) & December 18

Recommendation: Adopt the May 1, May 15, May 22, November 8, November 26, December 4, December 6, December 11 (Revised) & December 18 meetings minutes as written.

2019 Meeting Minutes: January 15 & February 14

Recommendation: Adopt the January 15 and February 14 meeting minutes as written.

AB 5532: Pump Station Generator and Pump Replacements Bid Award

Recommendation: Approve a Sewer Fund carryover of \$665,371 to fund generator replacements at pump stations 13, 17, and 24 and three pump replacements at pump station 18, award bid, and authorize the City Manager to execute a construction contract with Gary Harper Construction, Inc.

AB 5533: Second Amendment to Purchase and Sale Agreement with Twenty Four Eleven, LLC to Develop Long-Term Transit Commuter Parking in the Town Center

Recommendation: Authorize the City Manager to execute a Second Amendment to the Purchase and Sale Agreement, in substantially the form attached as Exhibit 1 hereto, between the City of Mercer Island and Twenty Four Eleven, LLC to extend the due diligence period to allow more time to negotiate a Development Agreement.

It was moved by Nice; seconded by Wong to:

Approve the Consent Calendar and the recommendations contained therein.

Passed 5-0

FOR: 5 (Anderl, Bertlin, Nice, Weiker, and Wong)

ABSENT: 2 (Bassett & Wisenteiner)

REGULAR BUSINESS

AB 5531: 2018 City Manager Performance Review and Evaluation Report

Mayor Bertlin described the City Manager Performance Review process, explaining that Council seated in 2018 and the City's Leadership Team were involved in the process. Councilmembers expressed their support for City Manager Underwood and were complementary of her performance, management, and leadership. Council also noted that Underwood recommended foregoing her Pay for Performance increase, outlined in her contract, despite her strong review.

In response to questions about her vision for 2019, Underwood explained that her theme to staff is to be "resilient and adaptable."

Mike Leahey, 9852 Mercerwood Drive, requested to comment on the City Manager's Performance Review and Evaluation Report.

It was moved by Weiker; seconded by Anderl to:

Allow Mr. Leighy to speak to the individual agenda item.

Passed 4-1

FOR: 4 (Anderl, Bertlin, Weiker and Wong)

AGAINST: 1 (Nice)

ABSENT: 2 (Bassett, Wisenteiner)

Mr. Leahey reiterated Mr. Robinson's earlier remarks that the performance and review process should involve Island residents and expressed his disappointment with the City Manager.

It was moved by Nice; seconded by Wong to:

Accept the City Manager's 2018 performance review and evaluation report.

Passed 4-0

FOR: 4 (Bertlin, Nice, Weiker and Wong)

ABSTAIN: 1 (Anderl)

ABSENT: 2 (Bassett, Wisenteiner)

OTHER BUSINESS

Councilmember Absences

Deputy Mayor Nice will be absent March 5, 2019.

Planning Schedule

City Manager Julie Underwood reviewed the proposed planning schedule accordingly:

- March 19 – There will be a video conference meeting with Management Partners on the Fiscal Sustainability Plan progress and an opportunity to review the draft 2019-2020 City Council Priorities and Work Plan.
- April 2 – Discussion on Youth and Family Services Funding.

City Manager Underwood reported that the Planning Commission met on February 25 and tentatively set May 15 for a public hearing on the Community Facilities Code Amendment and Code.

She also reported that Representative Tana Senn's asked what the City's position was on House Bill 1797, an Accessory Dwelling Unit Bill, to which staff responded that the City does not support HB 1797. HB 1797 would allow three families to live on one lot and significantly change the residential character of the island.

King County Executive Constantine has proposed a six-year levy that includes \$60 million that would be dispersed to local cities to support parks and recreation programs and projects. The proposed levy amount is \$16.82/\$1000 of assessed property value.

Board Appointments

Mayor Bertlin reported that she and Deputy Mayor Nice reviewed the 2019 City Council Liaison Assignments and made the following appointments:

City Boards and Commissions:

- Arts Council: Nice
- Disability Board: Weiker, Wisenteiner
- Open Space Conservancy Trust: Wisenteiner
- Parks & Recreation Commission: Bertlin
- Utility Board: Anderl

Committees:

- Sustainability Committee: Bassett, Nice, Wong

Local Assignments:

- MISD Superintendent's Advisory Council: Bertlin
- Mercer Island PTA Advocacy Committee: Bertlin, Weiker (alternate)

Regional Assignments:

- Eastside Transportation Partnership: Bertlin, Weiker
- King County-Cities Climate Collaboration (K4C): Bassett
- Renton Airport Advisory Committee: Nice
- Safe Energy Leadership Alliance (SELA): Anderl
- SCA Public Issues Committee: Wong, Weiker (alternate)
- WRIA 8 Salmon Recovery Council: Nice

Councilmember Wong noted that he does not serve on the Puget Sound Transportation Policy Board (TPB).

Councilmember Reports

Councilmember Wong reported he was participating in the Rotary Run/Walk – March 24

Councilmember Anderl reported that she was attending the YFS Breakfast (March 6) as Councilmember Wong's guest.

Councilmember Weiker reported on the following:

- Rotary Run/Walk
- KC Conversation District is up for renewal this year
- Boy Scout Troop Pancake breakfast on Sunday
- Chamber of Commerce meeting schedule
- Youth Theatre Gala on March 9

Mayor Bertlin reported on the Growth Management Planning Council meeting scheduled for February 27

ADJOURNMENT

The Special Meeting adjourned at 8:56 pm.

Debbie Bertlin, Mayor

Attest:

Deborah A. Estrada, City Clerk