



CITY OF MERCER ISLAND **REVISED**

CITY COUNCIL SPECIAL VIDEO MEETING

Tuesday, December 07, 2021 at 4:00 PM

COUNCIL MEMBERS:

Mayor Benson Wong, Deputy Mayor Wendy Weiker,
Councilmembers: Lisa Anderl, Jake Jacobson,
Salim Nice, Craig Reynolds, David Rosenbaum

LOCATION & CONTACT:

Mercer Island City Hall – Via Zoom
9611 SE 36th Street | Mercer Island, WA 98040
Phone: 206.275.7793 | www.mercerisland.gov

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 206.275.7793.

The virtual meeting will be broadcast live on MITV Channel 21 and live streamed on the City Council's [YouTube Channel](#)

Registering to Speak: Individuals wishing to speak live during Appearances will need to register their request with the City Clerk at **206.275.7793** or email the [City Clerk](#) and leave a message before 4 PM on the day of the Council meeting. Please reference "Appearances" on your correspondence. Each speaker will be allowed three (3) minutes to speak. A timer will be visible online to speakers, City Council, and meeting participants. Please be advised that there is a time delay between the Zoom broadcast and the YouTube or Channel 21 broadcast.

Public Appearances: Notify the [City Clerk](#) in advance that you wish to speak on camera and staff will be prepared to permit temporary video access when you enter the live Council meeting. Please remember to activate the video option on your phone or computer, ensure your room is well lit, and kindly ensure that your background is appropriate for all audience ages. Screen sharing will not be permitted, but documents may be [Emailed to Council](#).

Join by Telephone at 6:00 PM (Appearances will start sometime after 6:00 PM): To listen to the meeting via telephone, please call **253.215.8782** and enter Webinar ID **874 9877 8448** and Password **730224** if prompted.

Join by Internet at 6:00 PM (Appearances will start sometime after 6:00 PM): To watch the meeting over the internet via your computer, follow these steps:

- 1) Click this [link](#)
- 2) If the Zoom app is not installed on your computer, you will be prompted to download it.
- 3) If prompted for Webinar ID, enter **874 9877 8448**; Enter Password **730224**
- 4) The City Clerk will call on you by name or refer to your email address when it is your turn to speak. Please confirm that your audio works prior to participating.

Submitting Written Comments: Written comments may be submitted at the Mercer Island [Let's Talk Council Connects](#) page. Written comments received by 3 PM on the day of the meeting will be forwarded to all Councilmembers and a brief summary of the comments will be included in the minutes of the meeting.

EXECUTIVE SESSION, 4 PM

1. Pending or Potential Litigation
Executive Session to discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i)

CALL TO ORDER & ROLL CALL, 6 PM

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

SPECIAL BUSINESS

1. Resolution No. 1611: Appreciation for Judge Wayne Stewart's Service to the Mercer Island Community
2. Resolution No. 1610: Appreciation for Mayor Wong

CITY MANAGER REPORT

APPEARANCES

(This is the opportunity for anyone to speak to the City Council on any item.)

CONSENT AGENDA

3. AB 5995: November 19, 2021 Payroll Certification in the amount of \$801,923.36
Recommended Action:
Approve the November 19, 2021 Payroll Certification (Exhibit 1) in the amount of \$801,923.36 and authorize the Mayor to sign the certification on behalf of the entire City Council.
4. Approval of **Certification of Claims** for the periods ending:
 - A) November 12, 2021 in the amount of \$557,788.06
 - B) November 19, 2021 in the amount of \$321,933.24
 - C) November 26, 2021 in the amount of \$659,308.19**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.
5. Approval of Claims Reporting for **Electronic Funds Transfer** for the month ending:
 - A) October 31, 2021 in the amount of \$2,008,208.54**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.
6. Approval of **Minutes** of the November 1, 2021 Special Meeting.
7. AB 5989: 2022-2024 Mercer Island Police Association (MIPA) Agreements **REVISED**
Recommended Action:
Authorize the City Manager to sign the Police and Police Support Collective Bargaining Agreements with the Mercer Island Police Association for the period of January 1, 2022, through December 31, 2024, in substantially the form attached hereto as Exhibit 1 and Exhibit 2.
Authorize the City Manager to sign the agreement to convert the marine support officer to a fully commissioned police officer position in substantially the form attached hereto as Exhibit 3.
8. AB 5990: Resolution No. 1613: Confirming Appointment of the Municipal Court Judge **REVISED**
Recommended Action:
Adopt Resolution No. 1613 confirming the appointment of Jeff Gregory to serve as the Mercer Island Municipal Court Judge for a four-year term, effective January 1, 2022 through December 31, 2025, and authorize the City Manager to sign the Municipal Court Judge Employment Agreement in substantially the form attached as Exhibit A thereto.
9. AB 5986: Interlocal Agreements between the City and Medina and Hunts Point for Marine Patrol Services
Recommended Action:
Authorize the City Manager to sign the Interlocal Agreement between the City and Medina for Marine Patrol Services substantially in form attached as Exhibits 1 to AB 5986.
Authorize the City Manager to sign the Interlocal Agreement between the City and Hunts Point for Marine Patrol Services substantially in form attached as Exhibits 2 to AB 5986.
Appropriate \$60,000 from the General Fund to cover the additional Marine Patrol services.
10. AB 5991: Disposal of Surplus Property
Recommended Action:
Declare the vacant one-story structure at 4004 Island Crest Way as surplus.
Authorize the City Manager to negotiate and execute an agreement in an amount not to exceed \$45,000 to deconstruct, salvage, demolish, and fully remove the one-story surplus structure at 4004 Island Crest Way.
Appropriate \$45,000 in Street Fund available fund balance to deconstruct the surplus vacant structure located at 4004 Island Crest Way.
11. AB 5980: Third Reading of Ordinance No. 21C-18 Amending Chapter 7.04 MICC – Animal Code.

Recommended Action:

Adopt Ordinance No. 21C-18, amending Chapter 7.04 MICC – Animal Code, as set forth in Exhibit 1 to AB 5980. Authorize Mayor Wong to send on behalf of the City Council a letter to the King County Council, substantially in the form attached as Exhibit 2 to AB 5980 regarding the planned revision of King County Code Title 11.

12. AB 5996: Acceptance of Amended Deed for Parcel 12 and Acquisition of Surplus Real Property from WSDOT Using REET Funds

Recommended Action:

Adopt Resolution 1612 authorizing the City Manager to execute documents to accept an amended deed for Parcel 12 and to acquire certain surplus real property from WSDOT using REET revenues in the Capital Improvement Fund.

REGULAR BUSINESS

13. AB 5984: Ordinance No. 21C-25, updating interim development regulations to allow more outdoor seating for eating and drinking establishments, adopting a work plan, and setting a Public Hearing date.

Recommended Action:

Adopt Interim Ordinance No. 21C-25 updating interim regulations to allow more outdoor seating for eating and drinking establishments, establishing a work plan, and setting a Public Hearing date of January 18, 2022.

14. AB 5992: 2021-2022 Mid-Biennial Budget Amendments and Utility Rate Resolutions

Recommended Action:

Adopt Ordinance No. 21-31, which encompasses amendments to the City of Mercer Island's 2021-2022 biennial budget.

Approve the following utility rates:

Approve Resolution No. 1606, which establishes classifications of water users and a schedule of charges for water usage, a schedule of rates for fire service, a schedule of special service charges, meter and service installation charges, and connection charges effective January 1, 2022, and thereafter.

Approve Resolution No. 1607, which establishes rates and connection charges for sewerage disposal services provided by the City of Mercer Island effective January 1, 2022, and thereafter.

Approve Resolution No. 1608, which establishes the bi-monthly service charge for storm and surface water services provided by the City of Mercer Island effective January 1, 2022, and thereafter.

Approve Resolution No. 1609, which establishes the bi-monthly utility fee for the emergency medical and ambulance services supplied by the City of Mercer Island effective January 1, 2022, and thereafter.

15. AB 5993: Updating the 2022 Development and Construction Fee Schedule and the 2022 Building Valuation Data - Resolution No. 1614

Recommended Action:

Approve Resolution No. 1614 to update the 2022 Development and Construction Fee Schedule and the 2022 Building Valuation Data Table effective January 1, 2022.

16. AB 5994: 2022 Comprehensive Plan and Development Code Amendment Docket

Recommended Action:

Approve Resolution No. 1615 adopting the final docket of comprehensive plan and development code amendments for 2022.

Or, alternatively,

Approve Resolution No. 1615 [as amended] adopting the final docket of comprehensive plan and development code amendments for 2022.

17. AB5985: Development Code Amendment ZTR19-004 Town Center Retail Requirements – Ordinance No. 21C-28 (Second Reading)

Recommended Action:

Move to remand Ordinance No. 21C-28 with proposed amendments back to the Planning Commission for a new public hearing and recommendation, which shall be presented to the City Council at a regular business meeting on or before March 15, 2022, during a third reading of this Ordinance.

OTHER BUSINESS

18. Planning Schedule

19. Councilmember Absences & Reports

ADJOURNMENT