



# CITY COUNCIL MINUTES REGULAR HYBRID MEETING JANUARY 17, 2023

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## CALL TO ORDER & ROLL CALL

Mayor Salim Nice called the regular meeting to order at 5:00 pm in the Council Chambers at City Hall, 9611 SE 36th Street, Mercer Island, Washington.

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

## 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.**

PASSED: 6-0

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

ABSENT: 1 (Rosenbaum)

## CITY MANAGER REPORT

City Manager Bon reported on the following items:

- **Council, Boards & Commission Meetings Updates:** Upcoming City Council Regular Hybrid Meeting on February 7. Upcoming boards and commission meetings, Arts Council Regular Hybrid Meeting January 18, Open Space Conservancy Trust Regular Hybrid Meeting January 19, Planning Commission Regular Hybrid Meeting January 25, and Design Commission Regular Hybrid Meeting February 5.
- **City Services Updates:** Second Community Meeting on Proposed Bike Skills Area on January 24, Draft Climate Action Plan released for comment through February 7, Capitol Project updates on 2022 Water System Improvements Madrona Crest East and Sunset Highway and 77<sup>th</sup> Avenue Southeast improvements.
- **Upcoming Events:** Blood drive at MICEC on January 24 and 25, Island Lanterns returns pick up lanterns on January 28 at MICEC, MIFYS Foundation Breakfast on February 8.
- **News:** New drug take back kiosk at City Hall in the Police Lobby.

## APPEARANCES

Gardner Morelli, Mercer Island, spoke about the Beach Club docket request that was approved in 2022.

Alex Tsimerman, Mercer Island, spoke to the Council about public comment opportunities and fascism.

## CONSENT AGENDA

### AB 6208: December 30, 2022 Payroll Certification

**Recommended Action:** Approve the December 30, 2022 Payroll Certification (Exhibit 1) in the amount of

\$948,426.07 and authorize the Mayor to sign the certification on behalf of the entire City Council.

**Certification of Claims:**

- A. Check Register | 214285-214367 | 12/30/2022 | \$553,130.81**
- B. Check Register | 214368-214492 | 1/6/2023 | \$2,664,739.10**
- C. EFT Payments | November 2022 | \$3,989,491.81**
- D. EFT Payments | December 2022 | \$2,718,624.75**

**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.

**City Council Meeting Minutes of January 3, 2023 Special Hybrid Meeting.**

**Recommended Action:** Approve the minutes of the January 3, 2023 Special Hybrid Meeting.

**AB 6209: Luther Burbank South Shoreline Restoration Project Bid Award**

**Recommended Action:** Award the Luther Burbank South Shoreline Restoration project to Specialty Equipment LLC dba Neptune General Contractors, in the amount of \$376,639.99, and authorize the City Manager to execute the construction contract.

It was moved by Jacobson; seconded by Weiker to:

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

PASSED: 6-0

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

ABSENT: 1 (Rosenbaum)

**REGULAR BUSINESS**

**AB 6215: City Council Rules of Procedure Amendments (Resolution No. 1642)**

Council discussed the proposed amendments.

It was moved by Reynolds; seconded by Weinberg to:

**Amend Section 11.C to read as follows:**

**With approval of a majority of the City Council, The Mayor, in consultation with the Deputy Mayor, (provided the Deputy Mayor is not the Councilmember who is the subject of the sanction), may terminate standing committee, ad hoc committee, board, commission, or other liaison assignments. If the Mayor is the Councilmember who is subject of the sanction, then the liaison termination decision responsibility shall vest in the Deputy Mayor; and/or**

FAILED: 3-3

FOR: 3 (Reynolds, Weiker, and Weinberg)

AGAINST: 3 (Anderl, Jacobson, and Nice)

ABSENT: 1 (Rosenbaum)

It was moved by Jacobson; seconded by Weiker to:

**Table AB 6215: City Council Rules of Procedure Amendments (Resolution No. 1642) to the next City Council meeting.**

PASSED: 5-1

FOR: 6 (Anderl, Jacobson, Nice, Weiker, and Weinberg)

AGAINST: 1 (Reynolds)

ABSENT: 1 (Rosenbaum)

**AB 6216: Draft Climate Action Plan Handoff**

City Manager Jessi Bon presented the draft Climate Action Plan (CAP) to the City Council. She spoke about the contents and structure in the CAP within the six focus areas.

Sustainability Analyst Ross Freeman spoke about the different ways that comments are being accepted for the CAP through February 7. These comments will be compiled, analyzed and presented to the City Council on March 7.

City Manager Bon presented the next steps and upcoming schedule for the CAP.

Council discussed the CAP.

### **AB 6212: Community Planning and Development 2023 Legislative Work Plan**

CPD Director Jeff Thomas introduced the Community Planning and Development (CPD) Department's 2023 Legislative Work Plan. Deputy CPD Director Alison Van Gorp presented the legislative review process from docket proposal submittal through adoption, spoke about the items that are on the CPD 2023 Legislative Work Plan, and discussed the legislative review schedule for these items.

Council discussed the work plan and asked questions.

## **OTHER BUSINESS**

### **Planning Schedule**

City Manager Jessi Bon spoke about the February 7 Regular Hybrid Meeting and the February 21 Regular Hybrid Meeting.

### **Councilmember Absences and Reports**

It was moved by Jacobson; seconded by Weinberg to:

**Excuse Deputy Mayor Rosenbaum's absence from the January 17 City Council meeting.**

PASSED: 6-0

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

ABSENT: 1 (Rosenbaum)

Councilmember Reynolds noted that the Parks & Recreation Commission met and discussed Bike Skills Area proposed design and Aubrey Davis Park trail safety improvement project.

Councilmember Weiker noted that on February 10, SCA is hosting an organics work session on HB 1799 that passed last year.

## **EXECUTIVE SESSION**

At 6:22 pm, Mayor Nice convened an Executive Session in the Caucus 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).

Mayor Salim Nice and Councilmembers, Jake Jacobson, Wendy Weiker, and Ted Weinberg participated in person in the Farside Room at City Hall. Councilmembers Lisa Anderl and Craig Reynolds joined via Microsoft Teams. Deputy Mayor David Rosenbaum was absent.

Mayor Nice adjourned the Executive Session at 7:51 pm.

## **ADJOURNMENT**

The Regular Hybrid Council Meeting adjourned at 7:51 pm.

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Salim Nice, Mayor

Attest:

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Andrea Larson, City Clerk