



CITY OF MERCER ISLAND CITY COUNCIL REGULAR VIDEO MEETING

Tuesday, December 1, 2020 at 5:00 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 - Council Chambers
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.

Virtual Meeting Notice

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.

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: To listen to the meeting via telephone, please call **253.215.8782** and enter Webinar ID **845 6756 7233** and Password **235104** if prompted.

Join by Internet at 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 **845 6756 7233**; Enter Password **235104**
- 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, 5:00 PM

To discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i) and to receive and evaluate complaints or charges brought against a public officer or employee RCW 42.30.110(1)(f) for approximately 60 minutes.

CALL TO ORDER & ROLL CALL, 6:00 PM

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

CITY MANAGER REPORT

APPEARANCES

CONSENT CALENDAR

1. Approve Accounts Payable Reports for the periods ending:
 - 1) November 13, 2020 in the amount of \$134,788.08
 - 2) November 20, 2020 in the amount of \$478,021.71
 - 3) November 25, 2020 in the amount of \$369,230.48
2. Certification of Payroll dated November 20, 2020 in the amount of \$747,193.
3. AB 5782: Interagency Agreement for Inmate Housing with the City of Issaquah.
Recommended Action: Authorize the City Manager to sign the updated Interagency Agreement for Inmate Housing between the City of Mercer Island and the City of Issaquah.

REGULAR BUSINESS

4. AB 5787: Interim Ordinance Design and Concealment Standards for Small Cell Facilities Deployment
Recommended Actions:
 - 1) Conduct public hearing and consider public testimony.
 - 2) Suspend the City Council Rules of Procedure 6.3, requiring a second reading of an ordinance.
 - 3) Adopt Ordinance No. 20-28, extending the Interim Design and Concealment Standards for Small Cell Facilities deployment established under Ordinance No. 19C-02.
5. AB 5785: Comprehensive Plan and Code Amendment Docket
Recommended Action:
Approve Resolution No. 1594 adopting the final docket of Comprehensive Plan and code amendments for 2021.
Or, alternatively,
Approve Resolution No. 1594 [as amended] adopting the final docket of Comprehensive Plan and code amendments for 2021.
6. AB 5784: Extend Temporary Change to City Council Regular Meeting Start Time (Ord. No. 20C-27; First Reading and Adoption)
Recommended Actions:
 - 1) Suspend City Council Rules of Procedure 6.3, requiring a second reading for an ordinance.
 - 2) Adopt Ordinance No. 20C-27 amending MICC 2.06.010 to extend until December 31, 2021 the temporary change to the start time of Regular Meetings of the City Council.
7. AB 5786: 2021-2022 Biennial Budget Adoption
Recommended Actions:
 - 1) Suspend the City Council Rules of Procedure 6.3, requiring a second reading for an ordinance.
 - 2) Adopt Ordinance No. 20-29, which encompasses the biennial budget for the City of Mercer Island, Washington, for fiscal years 2021-2022.

OTHER BUSINESS

8. Planning Schedule
9. Councilmember Absences & Reports

ADJOURNMENT

CERTIFICATION OF CLAIMS

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Mercer Island, and that I am authorized to authenticate and certify to said claim.



Finance Director

I, the undersigned, do hereby certify that the City Council has reviewed the documentation supporting claims paid and approved all checks or warrants issued in payment of claims.

Mayor

Date

<u>Report</u>	<u>Warrants</u>	<u>Date</u>	<u>Amount</u>
Check Register	205499-205552	11/13/2020	\$ 134,788.08
			\$ 134,788.08

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: 402000 - Water Fund-Admin Key</i>				
P0109297	00205546	TRAFFIC SAFETY SUPPLY	INVENTORY PURCHASES	530.88
	00205513	DANIEL DIPASQUO & ROBIN LI	REFUND OVERPAY 00311660003	298.40
	00205504	CARSON, ALLAN	REFUND OVERPAY 001142470	248.81
P0109317	00205519	FORESTRY SUPPLIERS INC	INVENTORY PURCHASES	241.15
	00205534	NAIBERT, DAVID	REFUND OVERPAY 00263720001	156.60
P0109308	00205521	GRAINGER	INVENTORY PURCHASES	112.82
<i>Org Key: CA1100 - Administration (CA)</i>				
P0109306	00205549	VERIZON WIRELESS	CITY STAFF CELL PHONES, AC, OL	41.96
<i>Org Key: CA1150 - Attorney-Litigation</i>				
P0109345	00205527	McNaul Ebel Nawrot	Invoice #97096 Professional	30,134.79
<i>Org Key: CO6100 - City Council</i>				
P0109299	00205543	Sound Law Center	Code of Ethics HEX (Pirzio-Bir	1,732.50
<i>Org Key: CR1100 - Human Resources</i>				
P0109339	00205517	EQUIFAX INFORMATION SVCS LLC	Background on Entry Level	97.49
<i>Org Key: CT1100 - Municipal Court</i>				
P0109314	00205526	LANGUAGE LINE SERVICES	Language Line invoice #4907647	12.61
<i>Org Key: FN1100 - Administration (FN)</i>				
P0109306	00205549	VERIZON WIRELESS	CITY STAFF CELL PHONES, AC, OL	41.96
<i>Org Key: FN2100 - Data Processing</i>				
P0109312	00205530	METROPRESORT	OCT 2020 E-SERVICE PORTAL ADMI	50.00
<i>Org Key: FN4501 - Utility Billing (Water)</i>				
P0109311	00205522	HARRIS COMPUTER SYSTEMS	1/1/2021-12/31/2021 ICIS ANNUA	11,980.41
P0109312	00205530	METROPRESORT	OCT 2020 PRINTING & MAILING OF	67.98
P0109312	00205530	METROPRESORT	OCT 2020 PRINTING & MAILING OF	62.33
P0109306	00205549	VERIZON WIRELESS	CITY STAFF CELL PHONES, AC, OL	46.96
P0109306	00205549	VERIZON WIRELESS	CITY STAFF CELL PHONES, AC, OL	41.96
<i>Org Key: FN4502 - Utility Billing (Sewer)</i>				
P0109311	00205522	HARRIS COMPUTER SYSTEMS	1/1/2021-12/31/2021 ICIS ANNUA	11,980.77
P0109312	00205530	METROPRESORT	OCT 2020 PRINTING & MAILING OF	67.97
P0109312	00205530	METROPRESORT	OCT 2020 PRINTING & MAILING OF	62.33
<i>Org Key: FN4503 - Utility Billing (Storm)</i>				
P0109311	00205522	HARRIS COMPUTER SYSTEMS	1/1/2021-12/31/2021 ICIS ANNUA	11,980.41
P0109312	00205530	METROPRESORT	OCT 2020 PRINTING & MAILING OF	67.97
P0109312	00205530	METROPRESORT	OCT 2020 PRINTING & MAILING OF	62.33
<i>Org Key: FR1100 - Administration (FR)</i>				
P0109319	00205511	CULLIGAN SEATTLE WA	Water Service/Fire	257.53
	00205505	CENTURYLINK	PSE NOV 2020	183.23
P0109321	00205501	ASPECT SOFTWARE INC	Telestaff Monthly Maint./Fire	165.00
P0109320	00205532	MI HARDWARE - FIRE	Showerhead	39.58
<i>Org Key: FR2100 - Fire Operations</i>				
P0106709	00205516	EPSCA	MONTHLY RADIO ACCESS FEES 49 R	1,111.00

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0106709	00205516	EPSCA	QTLY ACCESS FEE REBATE FIRE	-194.04
<i>Org Key: FR2400 - Fire Suppression</i>				
P0109322	00205536	NAT'L HOSE TESTING SPEC INC	2020 Hose Testing	5,331.00
<i>Org Key: FR2500 - Fire Emergency Medical Svcs</i>				
P0109318	00205499	AIRGAS USA LLC	Oxygen/Fire	20.83
<i>Org Key: GGM001 - General Government-Misc</i>				
P0109327	00205514	Emily Moon, Consultant	Fire Services Study Finalizati	3,700.00
<i>Org Key: GGM005 - Genera Govt-LI Retiree Costs</i>				
P0109342	00205541	RUCKER, MANORD J	LEOFF1 Retiree Medical Expense	438.24
P0109344	00205524	JOHNSON, CURTIS	FRLEOFF1 Retiree Medical Expen	229.84
P0109343	00205551	WEGNER, KEN	LEOFF1 Retiree Medical Expense	213.34
<i>Org Key: GGM100 - Emerg Incident Response</i>				
P0109278	00205548	VERIZON WIRELESS	VERIZON WIRELESS OCT 2020 YFS	664.26
<i>Org Key: IGVO11 - Chamber of Commerce</i>				
P0106841	00205531	MI CHAMBER OF COMMERCE	MONTHLY CHAMBER OF COMMERCE	600.00
<i>Org Key: IS2100 - IGS Network Administration</i>				
	00205505	CENTURYLINK	PSE NOV 2020	618.38
P0109307	00205549	VERIZON WIRELESS	IGS LOANER (2), WIFI & IT ON C	138.00
	00205506	CENTURYLINK	Century Link Fire 91 Nov 2020	133.29
P0109306	00205549	VERIZON WIRELESS	CITY STAFF CELL PHONES, AC, OL	40.01
<i>Org Key: MT2100 - Roadway Maintenance</i>				
	00205538	PUGET SOUND ENERGY	PSE NOV 2020	4,016.07
P0109297	00205546	TRAFFIC SAFETY SUPPLY	STREET SIGNS	690.21
	00205538	PUGET SOUND ENERGY	PSE NOV 2020	184.98
<i>Org Key: MT2500 - ROW Administration</i>				
P0109034	00205544	SOUND SAFETY PRODUCTS	MISC. WORK CLOTHES	348.00
<i>Org Key: MT3200 - Water Pumps</i>				
	00205505	CENTURYLINK	PSE NOV 2020	238.76
<i>Org Key: MT3400 - Sewer Collection</i>				
P0109317	00205519	FORESTRY SUPPLIERS INC	CHAPS, KEVLAR, ORANGE 32"	152.61
<i>Org Key: MT3500 - Sewer Pumps</i>				
	00205538	PUGET SOUND ENERGY	PSE NOV 2020	119.56
<i>Org Key: MT3800 - Storm Drainage</i>				
P0109033	00205503	BLUETARP CREDIT SERVICES	CHAINSAW & CHAPS	791.93
P0109034	00205544	SOUND SAFETY PRODUCTS	MISC. WORK CLOTHES	195.16
<i>Org Key: MT4150 - Support Services - Clearing</i>				
P0106362	00205507	CINTAS CORPORATION #460	2020 PW COVERALL SERVICE	2,069.54
P0106709	00205516	EPSCA	MONTHLY RADIO ACCESS FEES 1 RA	25.25
P0106697	00205510	CRYSTAL AND SIERRA SPRINGS	PW WATER DELIVERY	21.32
P0106709	00205516	EPSCA	QTLY ACCESS FEE REBATE PUBLIC	-4.41
<i>Org Key: MT4200 - Building Services</i>				

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0109313	00205539	RAINIER BUILDING SERVICES	OCT 2020 JANITORIAL SERVICE CI	3,675.90
P0109313	00205539	RAINIER BUILDING SERVICES	OCT 2020 JANITORIAL SERVICE CI	1,450.17
P0109304	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION CITY	685.30
P0109302	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION SOUT	509.30
P0109301	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION CITY	509.30
P0109305	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION PORT	509.30
P0109310	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION FIRE	509.30
P0109300	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION FIRE	497.20
<i>Org Key: MT4300 - Fleet Services</i>				
P0109298	00205535	NAPA AUTO PARTS	REPAIR PARTS	698.60
P0105794	00205525	KIA MOTORS FINANCE	PW 2019 KIA NIRO PHEV LEASE	388.20
P0109309	00205528	MERCER ISLAND CHEVRON	FUEL	326.63
P0109296	00205500	ALL BATTERY SALES & SERVICE	BATTERY & CORE DEPOSIT	164.15
<i>Org Key: PO1100 - Administration (PO)</i>				
P0109336	00205502	AT&T MOBILITY	Police Cell Service - Invoice	522.17
<i>Org Key: PO1350 - Police Emergency Management</i>				
P0109338	00205529	MERCER ISLAND GUILD OF	EMAC Ad - Invoice 14479	450.00
P0106709	00205516	EPSCA	MONTHLY RADIO ACCESS FEES 13 R	328.25
P0109329	00205540	REMOTE SATELLITE SYSTEMS INT'L	EMAC Sat Service - Invoice #	54.00
P0109341	00205540	REMOTE SATELLITE SYSTEMS INT'L	EMAC Sat Phone Service - Invoi	54.00
P0106709	00205516	EPSCA	QTLY ACCESS FEE REBATE EMAC	-57.33
<i>Org Key: PO1650 - Regional Radio Operations</i>				
P0106709	00205516	EPSCA	MONTHLY RADIO ACCESS FEES 59 R	1,515.00
P0106709	00205516	EPSCA	QTLY ACCESS FEE REFUND POLICE	-264.60
<i>Org Key: PO1800 - Contract Dispatch Police</i>				
P0109340	00205509	CRIME STOPPERS	Crime Stoppers Allocation - In	2,176.45
<i>Org Key: PO1900 - Jail/Home Monitoring</i>				
P0109328	00205523	ISSAQUAH JAIL, CITY OF	Inmate housing 10/05/2020 - In	2,910.00
P0109330	00205542	SCORE	Jail Housing Costs - Invoice #	986.00
<i>Org Key: PO2100 - Patrol Division</i>				
P0109333	00205515	ENTENMANN & ROVIN CO	Uniform Awards - Invoice #	173.25
P0109335	00205508	CLEANERS PLUS 1	Uniform cleaning - invoice # 7	48.13
<i>Org Key: PO2200 - Marine Patrol</i>				
P0109334	00205545	SUPERIOR MARINE SERVICE INC	Replace and install inverter o	4,099.00
P0109334	00205545	SUPERIOR MARINE SERVICE INC	Replace and install inverter o	1,499.98
P0109334	00205545	SUPERIOR MARINE SERVICE INC	Replace and install inverter o	1,064.33
<i>Org Key: PO2201 - Dive Team</i>				
P0109332	00205547	UNDERWATER SPORTS INC.	Dive team equipment - Invoice	351.95
P0109331	00205547	UNDERWATER SPORTS INC.	Repair of Dive Team Equipment	227.65
<i>Org Key: PO2350 - Bike Patrol</i>				
P0109337	00205550	VOLCANIC MANUFACTURING LLC	Bike Team Equipment - Invoice	2,499.99
P0109337	00205550	VOLCANIC MANUFACTURING LLC	Bike Team Equipment - Invoice	1,700.00
P0109337	00205550	VOLCANIC MANUFACTURING LLC	Bike Team Equipment - Invoice	800.05
P0109337	00205550	VOLCANIC MANUFACTURING LLC	Bike Team Equipment - Invoice	799.99

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: PO2450 - Special Operations Team</i>				
P0109337	00205550	VOLCANIC MANUFACTURING LLC	Bike Team Equipment - Invoice	117.95
<i>Org Key: PR4100 - Community Center</i>				
	00205538	PUGET SOUND ENERGY	PSE NOV 2020	3,129.75
P0109313	00205539	RAINIER BUILDING SERVICES	OCT 2020 JANITORIAL SERVICE CI	2,496.80
P0109303	00205512	CUMMINS SALES & SERVICE	2020 GENERATOR INSPECTION COMM	719.40
<i>Org Key: PR6100 - Park Maintenance</i>				
P0106362	00205507	CINTAS CORPORATION #460	PARKS 2020 COVERALL SERVICE	161.35
P0109317	00205519	FORESTRY SUPPLIERS INC	CHAPS, KEVLAR, GREEN 36"	139.95
P0109295	00205533	MI HARDWARE - MAINT	MISC. HARDWARE FOR THE MONTH O	117.74
<i>Org Key: PR6200 - Athletic Field Maintenance</i>				
	00205505	CENTURYLINK	PSE NOV 2020	84.35
<i>Org Key: WG104R - Thrift Shop Repairs</i>				
P0108199	00205537	Osborn Architects Inc.	Thrift Shop and Recycling Cent	429.77
<i>Org Key: WG134E - Police Equipment</i>				
P0109346	00205518	FINANCIAL CONSULTANTS INT'L	Install of ALPR system - Vehic	1,306.80
<i>Org Key: WP720R - Recurring Park Projects</i>				
P0108567	00205520	FOSSIL INDUSTRIES INC	1/8" EXTERIOR CHPL GRAPHIC. PA	380.00
P0108567	00205520	FOSSIL INDUSTRIES INC	COLOR SAMPLE-8" X 10" X 1/16"	40.00
<i>Org Key: YF1200 - Thrift Shop</i>				
P0109313	00205539	RAINIER BUILDING SERVICES	OCT 2020 JANITORIAL SERVICE CI	439.91
	00205505	CENTURYLINK	PSE NOV 2020	192.84
<i>Org Key: YF2500 - Family Counseling</i>				
P0109324	00205552	WOOD, JULIE D	Professional counseling consul	510.00
Total				134,788.08

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205499	11/13/2020	AIRGAS USA LLC Oxygen/Fire	P0109318	9106533778	10/26/2020	20.83
00205500	11/13/2020	ALL BATTERY SALES & SERVICE BATTERY & CORE DEPOSIT	P0109296	673452	11/03/2020	164.15
00205501	11/13/2020	ASPECT SOFTWARE INC Telestaff Monthly Maint./Fire	P0109321	ASI062669	11/05/2020	165.00
00205502	11/13/2020	AT&T MOBILITY Police Cell Service - Invoice	P0109336	86X10192020	10/11/2020	522.17
00205503	11/13/2020	BLUETARP CREDIT SERVICES CHAINSAW & CHAPS	P0109033	1631438891	10/25/2020	791.93
00205504	11/13/2020	CARSON, ALLAN REFUND OVERPAY 001142470		OH013949	11/05/2020	248.81
00205505	11/13/2020	CENTURYLINK PSE NOV 2020		OH013945	11/10/2020	1,317.56
00205506	11/13/2020	CENTURYLINK Century Link Fire 91 Nov 2020		OH013942	11/09/2020	133.29
00205507	11/13/2020	CINTAS CORPORATION #460 2020 PW COVERALL SERVICE	P0106362	OH013941	10/31/2020	2,230.89
00205508	11/13/2020	CLEANERS PLUS 1 Uniform cleaning - invoice # 7	P0109335	73193	10/01/2020	48.13
00205509	11/13/2020	CRIME STOPPERS Crime Stoppers Allocation - In	P0109340	CSOPS207015	11/01/2020	2,176.45
00205510	11/13/2020	CRYSTAL AND SIERRA SPRINGS PW WATER DELIVERY	P0106697	14555831-103120	10/31/2020	21.32
00205511	11/13/2020	CULLIGAN SEATTLE WA Water Service/Fire	P0109319	202011672721	10/31/2020	257.53
00205512	11/13/2020	CUMMINS SALES & SERVICE 2020 GENERATOR INSPECTION FIRE	P0109303	01-90717	11/02/2020	3,939.10
00205513	11/13/2020	DANIEL DIPASQUO & ROBIN LI REFUND OVERPAY 00311660003		OH013947	11/05/2020	298.40
00205514	11/13/2020	Emily Moon, Consultant Fire Services Study Finalizati	P0109327	2	09/12/2020	3,700.00
00205515	11/13/2020	ENTENMANN & ROVIN CO Uniform Awards - Invoice #	P0109333	0154789-IN	10/23/2020	173.25
00205516	11/13/2020	EPSCA MONTHLY RADIO ACCESS FEES 49 R	P0106709	10227	11/02/2020	2,459.12
00205517	11/13/2020	EQUIFAX INFORMATION SVCS LLC Background on Entry Level	P0109339	6065046	10/19/2020	97.49
00205518	11/13/2020	FINANCIAL CONSULTANTS INT'L Install of ALPR system - Vehic	P0109346	16987	10/14/2020	1,306.80
00205519	11/13/2020	FORESTRY SUPPLIERS INC INVENTORY PURCHASES	P0109317	797964-00	11/04/2020	533.71
00205520	11/13/2020	FOSSIL INDUSTRIES INC 1/8" EXTERIOR CHPL GRAPHIC. PA	P0108567	F91706	09/11/2020	420.00
00205521	11/13/2020	GRAINGER INVENTORY PURCHASES	P0109308	9708228896	11/05/2020	112.82
00205522	11/13/2020	HARRIS COMPUTER SYSTEMS 1/1/2021-12/31/2021 ICIS ANNUA	P0109311	MN00133839	10/31/2020	35,941.59
00205523	11/13/2020	ISSAQUAH JAIL, CITY OF Inmate housing 10/05/2020 - In	P0109328	20000683	10/05/2020	2,910.00
00205524	11/13/2020	JOHNSON, CURTIS FRLEOFF1 Retiree Medical Expen	P0109344	OH013951	11/12/2020	229.84

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205525	11/13/2020	KIA MOTORS FINANCE PW 2019 KIA NIRO PHEV LEASE	P0105794	1914423378-NOV	10/21/2020	388.20
00205526	11/13/2020	LANGUAGE LINE SERVICES Language Line invoice #4907647	P0109314	9020543554	10/31/2020	12.61
00205527	11/13/2020	McNaul Ebel Nawrot Invoice #97096 Professional	P0109345	97096	10/27/2020	30,134.79
00205528	11/13/2020	MERCER ISLAND CHEVRON FUEL	P0109309	FUELOCT20	10/31/2020	326.63
00205529	11/13/2020	MERCER ISLAND GUILD OF EMAC Ad - Invoice 14479	P0109338	14479	11/04/2020	450.00
00205530	11/13/2020	METROPRESORT OCT 2020 E-SERVICE PORTAL ADMI	P0109312	IN628240	11/06/2020	440.91
00205531	11/13/2020	MI CHAMBER OF COMMERCE MONTHLY CHAMBER OF COMMERCE	P0106841	103120	10/31/2020	600.00
00205532	11/13/2020	MI HARDWARE - FIRE Showerhead	P0109320	142877	10/30/2020	39.58
00205533	11/13/2020	MI HARDWARE - MAINT MISC. HARDWARE FOR THE MONTH O	P0109295	142769/142878	10/30/2020	117.74
00205534	11/13/2020	NAIBERT, DAVID REFUND OVERPAY 00263720001		OH013948	11/05/2020	156.60
00205535	11/13/2020	NAPA AUTO PARTS REPAIR PARTS	P0109298	OH013940	10/31/2020	698.60
00205536	11/13/2020	NAT'L HOSE TESTING SPEC INC 2020 Hose Testing	P0109322	49816	10/30/2020	5,331.00
00205537	11/13/2020	Osborn Architects Inc. Thrift Shop and Recycling Cent	P0108199	807-BALANCE	10/22/2020	429.77
00205538	11/13/2020	PUGET SOUND ENERGY PSE NOV 2020		OH013946	11/02/2020	7,450.36
00205539	11/13/2020	RAINIER BUILDING SERVICES OCT 2020 JANITORIAL SERVICE CI	P0109313	18-1401	11/03/2020	8,062.78
00205540	11/13/2020	REMOTE SATELLITE SYSTEMS INT'L EMAC Sat Service - Invoice #	P0109341	00109340	11/10/2020	108.00
00205541	11/13/2020	RUCKER, MANORD J LEOFF1 Retiree Medical Expense	P0109342	OH013952	11/12/2020	438.24
00205542	11/13/2020	SCORE Jail Housing Costs - Invoice #	P0109330	4826	10/09/2020	986.00
00205543	11/13/2020	Sound Law Center Code of Ethics HEX (Pirzio-Bir	P0109299	2495	11/02/2020	1,732.50
00205544	11/13/2020	SOUND SAFETY PRODUCTS MISC. WORK CLOTHES	P0109034	170067-170069/3	10/13/2020	543.16
00205545	11/13/2020	SUPERIOR MARINE SERVICE INC Replace and install inverter o	P0109334	99384881	10/22/2020	6,663.31
00205546	11/13/2020	TRAFFIC SAFETY SUPPLY INVENTORY PURCHASES	P0109297	INV032197	10/28/2020	1,221.09
00205547	11/13/2020	UNDERWATER SPORTS INC. Dive team equipment - Invoice	P0109331	20021381	09/18/2020	579.60
00205548	11/13/2020	VERIZON WIRELESS VERIZON WIRELESS OCT 2020 YFS	P0109278	9863444905	10/15/2020	664.26
00205549	11/13/2020	VERIZON WIRELESS CITY STAFF CELL PHONES, AC, OL	P0109307	9865537799	10/23/2020	350.85
00205550	11/13/2020	VOLCANIC MANUFACTURING LLC Bike Team Equipment - Invoice	P0109337	3498	10/28/2020	5,917.98

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205551	11/13/2020	WEGNER, KEN LEOFF1 Retiree Medical Expense	P0109343	OH013950	11/12/2020	213.34
00205552	11/13/2020	WOOD, JULIE D Professional counseling consul	P0109324	OH013944	10/31/2020	510.00
					Total	<u>134,788.08</u>

CERTIFICATION OF CLAIMS

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Mercer Island, and that I am authorized to authenticate and certify to said claim.



Finance Director

I, the undersigned, do hereby certify that the City Council has reviewed the documentation supporting claims paid and approved all checks or warrants issued in payment of claims.

Mayor

Date

<u>Report</u>	<u>Warrants</u>	<u>Date</u>	<u>Amount</u>
Check Register	205553-205611	11/20/2020	\$ 478,021.71
			\$ 478,021.71

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: 001000 - General Fund-Admin Key</i>				
P0109260	00205605	Vlatt, Steve	Refund for drop-in sports memb	21.96
<i>Org Key: 402000 - Water Fund-Admin Key</i>				
P0109352	00205598	SEATTLE PUBLIC UTILITIES	OCT 2020 SPU CHG FOR RETAIL SE	11,464.00
P0109326	00205572	H D FOWLER	INVENTORY PURCHASES	3,999.90
P0109325	00205572	H D FOWLER	INVENTORY PURCHASES	46.80
<i>Org Key: 814074 - Garnishments</i>				
	00205604	UNITED STATES TREASURY	Payroll Early Warrants	826.84
<i>Org Key: 814075 - Mercer Island Emp Association</i>				
	00205584	MI EMPLOYEES ASSOC	Payroll Early Warrants	245.00
<i>Org Key: 814076 - City & Counties Local 21M</i>				
	00205608	WSCCCE AFSCME AFL-CIO	Payroll Early Warrants	2,417.10
<i>Org Key: 814077 - Police Association</i>				
	00205594	POLICE ASSOCIATION	Payroll Early Warrants	2,334.83
<i>Org Key: CO6100 - City Council</i>				
P0109365	00205563	CULTURES CONNECTING LLC	Nov 11 Cultural Comp Training	3,000.00
P0109365	00205563	CULTURES CONNECTING LLC	Nov 16 Cultural Comp Training	3,000.00
<i>Org Key: CR1100 - Human Resources</i>				
P0109370	00205596	PUBLIC SAFETY SELECTION PC	Medical Eval - Campbell	400.00
P0109211	00205602	Travelers	Notary insurance for civil ser	40.00
<i>Org Key: DS1200 - Bldg Plan Review & Inspection</i>				
P0109363	00205575	Judge, Tom	Uniform and clothing reimburse	224.37
<i>Org Key: FN4501 - Utility Billing (Water)</i>				
P0109316	00205566	FCS GROUP	Dev. of water/sewer UB present	2,493.75
<i>Org Key: FN4502 - Utility Billing (Sewer)</i>				
P0109316	00205566	FCS GROUP	Dev. of water/sewer UB present	2,493.75
<i>Org Key: FR1100 - Administration (FR)</i>				
P0109369	00205562	COMCAST	Internet Charges/Fire	62.39
P0109368	00205562	COMCAST	Internet Charges/Fire	11.43
<i>Org Key: FR2100 - Fire Operations</i>				
P0109367	00205560	CASCADE FIRE EQUIPMENT	Yellow Letters	107.99
<i>Org Key: FR2500 - Fire Emergency Medical Svcs</i>				
P0109347	00205583	Mechanical Engineering	Reimbursable (2 Light Boxes)	2,200.00
P0109389	00205581	LIFE ASSIST INC	Pelican Case	680.56
P0109371	00205581	LIFE ASSIST INC	FR3 Data Card/Battery	156.71
<i>Org Key: GGM001 - General Government-Misc</i>				
P0109385	00205561	CHARGEPOINT INC	Support Licenses for EV Charge	1,126.46
<i>Org Key: GGM100 - Emerg Incident Response</i>				
P0109362	00205570	Government Brand Shared Svcs	QAlert SAAS 2021 Implementatio	33,140.00
P0109362	00205570	Government Brand Shared Svcs	QAlert SAAS 2022 Implementatio	13,400.00

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0109388	00205577	KING COUNTY FINANCE	B/W Upgrade 100Mbps -> 500 Mbp	4,810.00
<i>Org Key: IGV012 - MW Pool Operation Subsidy</i>				
P0106607	00205586	MI SCHOOL DISTRICT #400	MI Pool Operation Subsidy	11,902.17
<i>Org Key: IS2100 - IGS Network Administration</i>				
P0109315	00205582	MAGNAS LLC	Monthly Long Distance Calls No	123.05
<i>Org Key: MT2100 - Roadway Maintenance</i>				
P0109356	00205595	PRO-VAC	Storm Pond Cleaning 9/22 & 9/2	3,640.00
P0109399	00205576	KC FINANCE	Project - SE 57th and Island C	1,642.02
P0109400	00205609	WSDOT TRANSAID OFFICE	Project costs for September 20	114.61
<i>Org Key: MT3100 - Water Distribution</i>				
P0109323	00205585	MI HARDWARE - UTILITY	MISC. HARDWARE FOR THE MONTH O	15.82
<i>Org Key: MT3150 - Water Quality Event</i>				
P0107500	00205554	AM TEST INC	2020 WATER QUALITY SAMPLES	300.00
P0107245	00205601	LINKO TECHNOLOGY INC	2020 CROSS CONNECTION WEB TEST	37.00
<i>Org Key: MT3500 - Sewer Pumps</i>				
P0109323	00205585	MI HARDWARE - UTILITY	MISC. HARDWARE FOR THE MONTH O	27.71
<i>Org Key: MT3800 - Storm Drainage</i>				
P0109358	00205595	PRO-VAC	9/14 CLEANING AND CCTV WORK	4,061.25
P0109359	00205595	PRO-VAC	POND CLEANING 9/29 & 9/30	3,250.00
P0109360	00205595	PRO-VAC	WORK COMPLETED 10/5	2,524.50
P0109357	00205595	PRO-VAC	10/22 oil spill & storm cleani	1,565.00
P0109350	00205554	AM TEST INC	OIL & GREASE ANALYSIS	95.00
<i>Org Key: MT4200 - Building Services</i>				
P0109351	00205553	A & C Glass	THRIFT STORE REPAIR OF FRONT E	1,155.00
<i>Org Key: MT4420 - Transportation Planner Eng</i>				
P0102334	00205580	KPG	2019 ON CALL TRANPORATION	555.41
<i>Org Key: MT4503 - Storm Water Administration</i>				
P0109361	00205564	DEPARTMENT OF ECOLOGY	WATER QUALITY FY21 FEE	21,659.16
<i>Org Key: MT4900 - Solid Waste & Sustainability</i>				
P0109391	00205591	OLYMPIC ENVIRONMENTAL RES	MI 2020 RECYCLING PROGRAMS	17,231.77
<i>Org Key: PO0000 - Police-Revenue</i>				
P0109147	00205565	DEPT OF LICENSING	August CCW Renewal	108.00
P0109147	00205565	DEPT OF LICENSING	August CCW Renweal	63.00
P0109147	00205565	DEPT OF LICENSING	July CCW Renewal	36.00
P0109147	00205565	DEPT OF LICENSING	Sept CCW Renewal	21.00
P0109147	00205565	DEPT OF LICENSING	Sept CCW Renewal	18.00
P0109147	00205565	DEPT OF LICENSING	Sept CCW Refund	-18.00
<i>Org Key: PO2100 - Patrol Division</i>				
P0109390	00205607	Washington Bio Services Inc.	Cleaning of Patrol Vehicle and	1,382.86
P0109355	00205611	ZEE MEDICAL	employee first aid station sup	109.60
<i>Org Key: PR1100 - Administration (PR)</i>				

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0108203	00205610	XEROX CORPORATION	Monthly lease charges for colo	156.50
<i>Org Key: PR4100 - Community Center</i>				
P0106545	00205562	COMCAST	MICEC High Speed Connection	556.45
P0108266	00205610	XEROX CORPORATION	Monthly lease charges for colo	313.45
<i>Org Key: PR6200 - Athletic Field Maintenance</i>				
P0108991	00205567	Firefly Sports Testing	GMAX TESTING	750.00
<i>Org Key: PR6600 - Park Maint-School Related</i>				
P0108991	00205567	Firefly Sports Testing	GMAX TESTING	750.00
P0108991	00205567	Firefly Sports Testing	GMAX TESTING	750.00
P0108991	00205567	Firefly Sports Testing	GMAX TESTING	750.00
<i>Org Key: PR6900 - Aubrey Davis Park Maintenance</i>				
P0106552	00205603	UNITED SITE SERVICES	Aubrey Davis & Lid Parking Are	645.07
P0106552	00205603	UNITED SITE SERVICES	Aubrey Davis & Lid Parking Are	645.07
P0106552	00205603	UNITED SITE SERVICES	Aubrey Davis & Lid Parking Are	529.18
P0106552	00205603	UNITED SITE SERVICES	Lid Parking Boat Launch - 2020	205.23
P0106552	00205603	UNITED SITE SERVICES	Lid Parking Boat Launch - 2020	205.23
P0106552	00205603	UNITED SITE SERVICES	Lid Parking Boat Launch - 2020	151.66
P0106552	00205603	UNITED SITE SERVICES	Lid Parking Boat Launch - 2020	151.66
P0106552	00205603	UNITED SITE SERVICES	Lid Parking Boat Launch - 2020	106.11
P0109349	00205600	T2 SYSTEMS CANADA INC	Monthly boat launch machine se	77.00
P0109348	00205599	T-MOBILE	Monthly service for boat launc	20.00
<i>Org Key: ST0001 - ST Traffic Safety Enhancements</i>				
P0107155	00205580	KPG	TRANSPORTATION CAPITAL PROJECT	4,025.99
P0102334	00205580	KPG	2019 ON CALL TRANPORATION	554.16
P0106921	00205606	WA ST DEPT OF TRANSPORTATION	WMW TRAIL CROSSING PROJECT JZ0	399.51
<i>Org Key: WD104D - Watercourse Condition Assess</i>				
P0107111	00205558	CARDNO INC	2019-2020 WATER COURSE CONDITI	16,276.75
<i>Org Key: WD140R - Drainage System Pipe Replacem</i>				
P0107632	00205557	BLUELINE GROUP	2020 WATER SYSTEM IMPROVMENTS	296.00
<i>Org Key: WD722R - Sub Basin 3b.4 Watercourse</i>				
P0108603	00205571	GREEN EARTHWORKS CONST INC	2020 Water Course Stabilizatio	3,603.42
P0101491	00205558	CARDNO INC	WATERCOURSE STABALISATION PROJ	468.21
<i>Org Key: WD724R - Sub Basin 29.2 Watercourse</i>				
P0108603	00205571	GREEN EARTHWORKS CONST INC	2020 Water Course Stabilizatio	9,674.00
P0101491	00205558	CARDNO INC	WATERCOURSE STABILIZATION PROJE	869.54
<i>Org Key: WD908R - Basin #23.2 Improvements</i>				
P0108677	00205558	CARDNO INC	Sub Basin 23.2 Watercourse	3,177.33
<i>Org Key: WG102R - Maintenance Building Repairs</i>				
P0108180	00205569	GARY HARPER CONSTRUCTION INC	CITY SHOP WA/DRYER INSTALL	4,686.20
<i>Org Key: WG104R - Thrift Shop Repairs</i>				
P0108199	00205592	Osborn Architects Inc.	Thrift Shop and Recycling Cent	1,204.00
<i>Org Key: WG716T - Thrift Shop Pt of Sale</i>				

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0109401	00205589	NATIONAL BUSINESS SYSTEMS	1 direct thermal label printer	439.80
<i>Org Key: WP122P - Open Space - Pioneer/Engstrom</i>				
P0108743	00205568	GARDEN CYCLES	Pioneer Park Os Restoration 20	20,865.60
P0108743	00205568	GARDEN CYCLES	Pioneer Park Os Restoration 20	7,539.00
P0106552	00205603	UNITED SITE SERVICES	Pioneer Park - 2020 Portable T	151.66
P0106552	00205603	UNITED SITE SERVICES	Pioneer Park - 2020 Portable T	151.66
P0106552	00205603	UNITED SITE SERVICES	Pioneer Park - 2020 Portable T	106.11
<i>Org Key: WP122R - Vegetation Management</i>				
P0106023	00205578	KIRKLAND, CITY OF	Subcontracting Kirkland's	17,246.71
P0108740	00205573	HABITAT RESTORATION SPEC LLC	Wildwood Park OS Restoration 2	3,100.00
P0108849	00205573	HABITAT RESTORATION SPEC LLC	Mercerdale Hillside Stairway	2,450.00
P0102409	00205587	MOUNTAINS TO SOUND	2019-2020 Forest Restoration	312.50
<i>Org Key: WP720R - Recurring Park Projects</i>				
P0108800	00205579	KPFF CONSULTING ENGINEERS	Luther Burbank Dock Short Term	10,420.00
<i>Org Key: WP915P - LB Docks Pier Renovation</i>				
P0107597	00205579	KPFF CONSULTING ENGINEERS	Fixed Pier Luther Burbank Dock	650.00
<i>Org Key: WP915R - LB Docks New Floating Docks</i>				
P0107597	00205579	KPFF CONSULTING ENGINEERS	Floating Docs - Luther Burbank	17,178.50
<i>Org Key: WP915S - LB Docks Shoreline Access</i>				
P0107597	00205579	KPFF CONSULTING ENGINEERS	Access Improvements Luther Bur	100.00
<i>Org Key: WW102P - Water Model and Fire Flow Anal</i>				
P0107834	00205574	HDR ENGINEERING INC	2020 WATER MODELING	3,825.86
<i>Org Key: WW120S - Meter Replacement Residential</i>				
P0102980	00205574	HDR ENGINEERING INC	WATER METER REPLACEMENT	994.40
<i>Org Key: WW522R - Reservoir Generator</i>				
P0105058	00205588	MURRAYSMITH INC	RESERVOIR STANDBY DIESEL GENER	12,786.18
<i>Org Key: WW535D- Booster Chlorination Station</i>				
P0108114	00205559	CAROLLO ENGINEERS INC	BOOSTER CHLORINATION SYSTEM	29,856.85
<i>Org Key: WW713T - SCADA System Upgrade</i>				
P0108402	00205597	S&B INC	Utility VFD Replacement	102,002.00
<i>Org Key: WW718R - Main 87th and 88th Ave SE</i>				
P0107632	00205557	BLUELINE GROUP	2020 WATER SYSTEM IMPROVEMENT	1,726.25
P0107631	00205590	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	1,361.03
<i>Org Key: WW913R - 82nd Ave SE Watermain N of 24</i>				
P0108934	00205557	BLUELINE GROUP	2021 (81st & 82nd Ave SE) Wate	19,538.50
P0108990	00205555	AXIS SURVEY & MAPPING	81st & 82nd Ave SE - (2021) Wa	10,296.75
<i>Org Key: WW914R - 96th 97th Ave and SE 34th Main</i>				
P0107632	00205557	BLUELINE GROUP	2020 WATER SYSTEM IMPROVMENTS	444.00
<i>Org Key: XP710R - Luther BB Minor Capital LEVY</i>				
P0107240	00205556	BERGER PARTNERSHIP PS, THE	On call Construction Support f	1,073.00
P0107240	00205556	BERGER PARTNERSHIP PS, THE	On call Construction Support f	657.50

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: YF1100 - YFS General Services</i>				
P0108203	00205610	XEROX CORPORATION	Monthly lease charges for colo	156.50
<i>Org Key: YF1200 - Thrift Shop</i>				
P0109364	00205593	PACIFIC AIR CONTROL INC	5/1/20-6/30/20 BI MONTHLY BILL	269.86
Total				478,021.71

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205553	11/20/2020	A & C Glass THRIFT STORE REPAIR OF FRONT E	P0109351	16038	11/12/2020	1,155.00
00205554	11/20/2020	AM TEST INC 2020 WATER QUALITY SAMPLES	P0109350	118234	10/31/2020	395.00
00205555	11/20/2020	AXIS SURVEY & MAPPING 81st & 82nd Ave SE - (2021) Wa	P0108990	15213	10/29/2020	10,296.75
00205556	11/20/2020	BERGER PARTNERSHIP PS, THE On call Construction Support f	P0107240	32862	10/30/2020	1,730.50
00205557	11/20/2020	BLUELINE GROUP 2020 WATER SYSTEM IMPROVMENTS	P0107632	19892	11/03/2020	22,004.75
00205558	11/20/2020	CARDNO INC 2019-2020 WATER COURSE CONDITI	P0108677	302182	11/11/2020	20,791.83
00205559	11/20/2020	CAROLLO ENGINEERS INC BOOSTER CHLORINATION SYSTEM	P0108114	0192115	11/04/2020	29,856.85
00205560	11/20/2020	CASCADE FIRE EQUIPMENT Yellow Letters	P0109367	111978	11/06/2020	107.99
00205561	11/20/2020	CHARGEPOINT INC Support Licenses for EV Charge	P0109385	IN86207	10/30/2020	1,126.46
00205562	11/20/2020	COMCAST Internet Charges/Fire	P0106545	0057728-OCT	10/20/2020	630.27
00205563	11/20/2020	CULTURES CONNECTING LLC Nov 11 Cultural Comp Training	P0109365	3207	11/18/2020	6,000.00
00205564	11/20/2020	DEPARTMENT OF ECOLOGY WATER QUALITY FY21 FEE	P0109361	21-WAR045528-3	09/30/2020	21,659.16
00205565	11/20/2020	DEPT OF LICENSING July CCW Renewal	P0109147	JULYCCWRENEWA L	10/20/2020	228.00
00205566	11/20/2020	FCS GROUP Dev. of water/sewer UB present	P0109316	3236-22010061	10/23/2020	4,987.50
00205567	11/20/2020	Firefly Sports Testing GMAX TESTING	P0108991	5483	10/26/2020	3,000.00
00205568	11/20/2020	GARDEN CYCLES Pioneer Park Os Restoration 20	P0108743	408	11/03/2020	28,404.60
00205569	11/20/2020	GARY HARPER CONSTRUCTION INC CITY SHOP WA/DRYER INSTALL	P0108180	RET-319-1	10/19/2020	4,686.20
00205570	11/20/2020	Government Brand Shared Svcs QAlert SAAS 2021 Implementatio	P0109362	INV204016	11/16/2020	46,540.00
00205571	11/20/2020	GREEN EARTHWORKS CONST INC 2020 Water Course Stabilizatio	P0108603	PP#2	11/19/2020	13,277.42
00205572	11/20/2020	H D FOWLER INVENTORY PURCHASES	P0109326	I5615912/I562866	10/14/2020	4,046.70
00205573	11/20/2020	HABITAT RESTORATION SPEC LLC Mercerdale Hillside Stairway	P0108740	118	11/05/2020	5,550.00
00205574	11/20/2020	HDR ENGINEERING INC 2020 WATER MODELING	P0102980	1200306176	11/05/2020	4,820.26
00205575	11/20/2020	Judge, Tom Uniform and clothing reimburse	P0109363	OH013955	10/06/2020	224.37
00205576	11/20/2020	KC FINANCE Project - SE 57th and Island C	P0109399	108591-108595	10/31/2020	1,642.02
00205577	11/20/2020	KING COUNTY FINANCE B/W Upgrade 100Mbps -> 500 Mbp	P0109388	2129327	11/17/2020	4,810.00
00205578	11/20/2020	KIRKLAND, CITY OF Subcontracting Kirkland's	P0106023	2020-01	11/06/2020	17,246.71

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205579	11/20/2020	KPFF CONSULTING ENGINEERS Luther Burbank Dock Short Term	P0107597	346311	10/20/2020	28,348.50
00205580	11/20/2020	KPG 2019 ON CALL TRANPORATION	P0107155	10-16620	11/04/2020	5,135.56
00205581	11/20/2020	LIFE ASSIST INC Pelican Case	P0109371	1051021	11/16/2020	837.27
00205582	11/20/2020	MAGNAS LLC Monthly Long Distance Calls No	P0109315	NOVEMBER2020	10/31/2020	123.05
00205583	11/20/2020	Mechanical Engineering Reimbursable (2 Light Boxes)	P0109347	UVB012	11/06/2020	2,200.00
00205584	11/20/2020	MI EMPLOYEES ASSOC Payroll Early Warrants		OH013957	11/20/2020	245.00
00205585	11/20/2020	MI HARDWARE - UTILITY MISC. HARDWARE FOR THE MONTH O	P0109323	142758/142862	10/31/2020	43.53
00205586	11/20/2020	MI SCHOOL DISTRICT #400 MI Pool Operation Subsidy	P0106607	OH013953	11/01/2020	11,902.17
00205587	11/20/2020	MOUNTAINS TO SOUND 2019-2020 Forest Restoration	P0102409	3709	09/30/2020	312.50
00205588	11/20/2020	MURRAYSMITH INC RESERVOIR STANDBY DIESEL GENER	P0105058	19-2659.00-11	11/12/2020	12,786.18
00205589	11/20/2020	NATIONAL BUSINESS SYSTEMS 1 direct thermal label printer	P0109401	100481	10/21/2020	439.80
00205590	11/20/2020	OCEANSIDE CONSTRUCTION INC 2020 WATER SYSTEM IMPROVEMENTS	P0107631	PP#5	10/29/2020	1,361.03
00205591	11/20/2020	OLYMPIC ENVIRONMENTAL RES MI 2020 RECYCLING PROGRAMS	P0109391	2020OER3	10/31/2020	17,231.77
00205592	11/20/2020	Osborn Architects Inc. Thrift Shop and Recycling Cent	P0108199	835	11/12/2020	1,204.00
00205593	11/20/2020	PACIFIC AIR CONTROL INC 5/1/20-6/30/20 BI MONTHLY BILL	P0109364	32198	08/07/2020	269.86
00205594	11/20/2020	POLICE ASSOCIATION Payroll Early Warrants		OH013958	11/20/2020	2,334.83
00205595	11/20/2020	PRO-VAC Storm Pond Cleaning 9/22 & 9/2	P0109360	44364048	10/05/2020	15,040.75
00205596	11/20/2020	PUBLIC SAFETY SELECTION PC Medical Eval - Campbell	P0109370	5353	10/31/2020	400.00
00205597	11/20/2020	S&B INC Utility VFD Replacement	P0108402	25578A	10/26/2020	102,002.00
00205598	11/20/2020	SEATTLE PUBLIC UTILITIES OCT 2020 SPU CHG FOR RETAIL SE	P0109352	OH013954	10/31/2020	11,464.00
00205599	11/20/2020	T-MOBILE Monthly service for boat launc	P0109348	519850018-OCT	10/01/2020	20.00
00205600	11/20/2020	T2 SYSTEMS CANADA INC Monthly boat launch machine se	P0109349	IRIS0000078198	10/28/2020	77.00
00205601	11/20/2020	LINKO TECHNOLOGY INC 2020 CROSS CONNECTION WEB TEST	P0107245	7680	11/03/2020	37.00
00205602	11/20/2020	Travelers Notary insurance for civil ser	P0109211	7009MA234-NOV20	10/12/2020	40.00
00205603	11/20/2020	UNITED SITE SERVICES Lid Parking Boat Launch - 2020	P0106552	114-11102308	10/15/2020	3,048.64
00205604	11/20/2020	UNITED STATES TREASURY Payroll Early Warrants		OH013959	11/20/2020	826.84

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205605	11/20/2020	Vlatt, Steve Refund for drop-in sports memb	P0109260	32600	11/13/2020	21.96
00205606	11/20/2020	WA ST DEPT OF TRANSPORTATION WMW TRAIL CROSSING PROJECT JZ0	P0106921	RE41JZ0644L008	10/13/2020	399.51
00205607	11/20/2020	Washington Bio Services Inc. Cleaning of Patrol Vehicle and	P0109390	1071	03/23/2020	1,382.86
00205608	11/20/2020	WSCCCE AFSCME AFL-CIO Payroll Early Warrants		OH013956	11/20/2020	2,417.10
00205609	11/20/2020	WSDOT TRANSAID OFFICE Project costs for September 20	P0109400	RE41GMB111OR008	10/13/2020	114.61
00205610	11/20/2020	XEROX CORPORATION Monthly lease charges for colo	P0108203	011546694	10/01/2020	626.45
00205611	11/20/2020	ZEE MEDICAL employee first aid station sup	P0109355	68408327	10/01/2020	109.60
					Total	<u>478,021.71</u>

CERTIFICATION OF CLAIMS

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Mercer Island, and that I am authorized to authenticate and certify to said claim.



Finance Director

I, the undersigned, do hereby certify that the City Council has reviewed the documentation supporting claims paid and approved all checks or warrants issued in payment of claims.

Mayor

Date

<u>Report</u>	<u>Warrants</u>	<u>Date</u>	<u>Amount</u>
Check Register	205612-205678	11/25/2020	\$ 369,230.48
			\$ 369,230.48

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
Org Key: 001000 - General Fund-Admin Key				
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	3,420.10
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	3,017.89
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	2,106.77
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	1,962.92
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	1,675.31
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	1,223.57
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	916.46
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	464.46
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	457.69
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	444.54
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	266.64
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	266.64
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	231.94
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	219.04
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	58.50
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	58.10
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	55.55
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	55.55
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	44.85
P0109383	00205673	WA ST TREASURER'S OFFICE	OCT20 NC Court Transmittal	43.02
P0109382	00205673	WA ST TREASURER'S OFFICE	OCT20 MI Court Transmittal	10.27
Org Key: 402000 - Water Fund-Admin Key				
P0109023	00205626	CORE & MAIN LP	INV N156636,N203589,N162999	1,326.16
P0109378	00205636	GRAINGER	INVENTORY PURCHASES	49.73
Org Key: 814006 - Regular Checks Re-Issued				
P0109381	00205623	CHOVANAK, KIMBERLY	Re-issue stale dated check	50.21
Org Key: CA1100 - Administration (CA)				
P0109416	00205650	Madrona Law Group, PPLC	Invoice No. 10472 Professional	11,781.00
P0109414	00205652	MARTEN LAW	Invoice No. 44090905 Professio	1,411.00
P0109419	00205666	SUMMIT LAW GROUP	Professional Services INV 1186	1,349.00
P0109416	00205650	Madrona Law Group, PPLC	Invoice No. 10473 Professional	1,126.00
P0108492	00205666	SUMMIT LAW GROUP	Professional Services INV 1160	710.00
P0109414	00205652	MARTEN LAW	Invoice No. 44090904 Professio	249.00
Org Key: CA1150 - Attorney-Litigation				
P0109416	00205650	Madrona Law Group, PPLC	Invoice No. 10474 Sound Transi	9,365.00
P0109423	00205669	The Fearey Group Inc.	Invoice No. 2020-727 Professio	6,353.81
Org Key: CA1200 - Prosecution & Criminal Mngmnt				
P0109415	00205641	HONEYWELL, MATTHEW V	Invoice 1181 Professional Serv	1,000.00
P0109415	00205641	HONEYWELL, MATTHEW V	Invoice No. 1182 Professional	1,000.00
P0109415	00205641	HONEYWELL, MATTHEW V	Invoice 1184 Professional Serv	600.00
Org Key: CM1200 - City Clerk				
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534192 Ord. 20-15 10/31/	62.48
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534446 Special Joint Mee	46.93
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2533816 Special Meeting	13.13

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: CM1400 - Communications</i>				
	00205672	US BANK CORP PAYMENT SYS	Annual Subscription Renewal	422.40
<i>Org Key: CO6100 - City Council</i>				
P0109417	00205627	DANIEL, KAMARIA	MITV 11/2 Council Meeting	450.00
P0109417	00205627	DANIEL, KAMARIA	MITV 11/17 Council Meeting	450.00
P0109417	00205627	DANIEL, KAMARIA	Travel	80.00
	00205672	US BANK CORP PAYMENT SYS	Registration-Jacobson	27.00
<i>Org Key: CR1100 - Human Resources</i>				
	00205672	US BANK CORP PAYMENT SYS	Recruitment Advertisement.	125.00
	00205672	US BANK CORP PAYMENT SYS	Supplies-Employee Recognition	87.93
	00205672	US BANK CORP PAYMENT SYS	Supplies-Employee Recognition	77.04
	00205672	US BANK CORP PAYMENT SYS	Supplies-Employee Recognition	76.95
	00205672	US BANK CORP PAYMENT SYS	Supplies-Employee Recognition	25.00
<i>Org Key: DS1100 - Administration (DS)</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	200.00
	00205672	US BANK CORP PAYMENT SYS	MBP.COM FEES	54.10
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	35.48
	00205672	US BANK CORP PAYMENT SYS	Services - Technology Fee	33.02
	00205672	US BANK CORP PAYMENT SYS	Services - Technology Fee	32.99
<i>Org Key: DS1200 - Bldg Plan Review & Inspection</i>				
	00205672	US BANK CORP PAYMENT SYS	Small Tools & Equipment	43.69
<i>Org Key: DS1300 - Land Use Planning Svc</i>				
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534193 Com Plan Amendmen	103.96
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534252 Public Hearing To	96.18
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534288 Public Hearing Sm	91.00
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534743 Public Hearing Co	88.41
<i>Org Key: DS1400 - Development Engineering</i>				
	00205672	US BANK CORP PAYMENT SYS	Tuition & Registrations	185.00
<i>Org Key: FN1100 - Administration (FN)</i>				
P0109384	00205665	STATE AUDITOR'S OFFICE	2019 Annual Audit	2,966.25
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2533890 Public Hearing 20	181.74
P0109412	00205664	SOUND PUBLISHING INC	Ntc. 2534191 Public Hearing 20	101.37
	00205672	US BANK CORP PAYMENT SYS	Office Supplies	65.72
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	64.66
<i>Org Key: FN4501 - Utility Billing (Water)</i>				
P0109420	00205653	METROPRESORT	NOV 2020 PRINTING & MAILING OF	160.19
P0109420	00205653	METROPRESORT	NOV 2020 PRINTING & MAILING OF	146.80
P0109013	00205678	WHISTLE WORKWEAR	MISC. WORK CLOTHES	115.99
<i>Org Key: FN4502 - Utility Billing (Sewer)</i>				
P0109420	00205653	METROPRESORT	NOV 2020 PRINTING & MAILING OF	160.20
P0109420	00205653	METROPRESORT	NOV 2020 PRINTING & MAILING OF	146.80
P0109013	00205678	WHISTLE WORKWEAR	MISC. WORK CLOTHES	116.01
<i>Org Key: FN4503 - Utility Billing (Storm)</i>				
P0109420	00205653	METROPRESORT	NOV 2020 PRINTING & MAILING OF	160.18

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0109420	00205653	METROPRESORT	NOV 2020 PRINTING & MAILING OF	146.79
<i>Org Key: FR1100 - Administration (FR)</i>				
P0109409	00205667	SYSTEMS DESIGN WEST LLC	Transport Billing Fees 10/2020	1,232.75
P0109407	00205655	NFPA	Renewal Mandella - 2972860	175.00
	00205672	US BANK CORP PAYMENT SYS	Printer Toner - Station 92 Dis	110.98
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	48.38
	00205672	US BANK CORP PAYMENT SYS	Desk Lamp/BC Office	43.99
	00205672	US BANK CORP PAYMENT SYS	Office Supplies	24.19
	00205672	US BANK CORP PAYMENT SYS	Phone Case for BC Cell	19.79
	00205672	US BANK CORP PAYMENT SYS	Monthly Dues Prime	14.29
	00205672	US BANK CORP PAYMENT SYS	Department Stamps	11.00
<i>Org Key: FR1200 - Fire Marshal</i>				
	00205672	US BANK CORP PAYMENT SYS	Code Class/Mair	125.00
<i>Org Key: FR2100 - Fire Operations</i>				
	00205672	US BANK CORP PAYMENT SYS	Food for LT Assessment Center	328.67
	00205672	US BANK CORP PAYMENT SYS	Pager Repairs	211.37
	00205672	US BANK CORP PAYMENT SYS	Food for LT Assessors	211.16
	00205672	US BANK CORP PAYMENT SYS	Food for Lt. Interview Panel	141.88
	00205672	US BANK CORP PAYMENT SYS	Food For FF Interview Panel	141.82
	00205672	US BANK CORP PAYMENT SYS	DEF Fluid	125.51
	00205672	US BANK CORP PAYMENT SYS	Stock Batteries	122.03
	00205672	US BANK CORP PAYMENT SYS	Correction - this was for the	92.36
	00205672	US BANK CORP PAYMENT SYS	FF Interviews	86.22
	00205672	US BANK CORP PAYMENT SYS	FF Interviews	27.49
<i>Org Key: FR4100 - Training</i>				
	00205672	US BANK CORP PAYMENT SYS	Essentials of Firefighting Boo	95.70
<i>Org Key: GGM001 - General Government-Misc</i>				
P0109418	00205632	Emily Moon, Consultant	Fire Services Study Finalizati	1,975.00
<i>Org Key: GGM005 - Genera Govt-L1 Retiree Costs</i>				
	00205647	LEOFF HEALTH & WELFARE TRUST	Police Retirees	6,289.00
	00205646	LEOFF HEALTH & WELFARE TRUST	Fire Retirees	3,144.50
	00205639	HILTNER, PETER	LEOFF1 Medicare Reimb	556.00
	00205622	CARLSON, LARRY	Quarterly Fire Leoff Retirees	433.80
	00205663	SMITH, RICHARD	LEOFF1 Medicare Reimb	231.70
	00205618	BARNES, WILLIAM	LEOFF1 Medicare Reimb	222.40
	00205628	DEEDS, EDWARD G	LEOFF1 Medicare Reimb	222.40
	00205660	SCHOENTRUP, WILLIAM	LEOFF1 Medicare Reimb	222.40
	00205635	GOODMAN, J C	LEOFF1 Medicare Reimb	211.90
	00205649	LYONS, STEVEN	LEOFF1 Medicare Reimb	199.90
	00205670	THOMPSON, JAMES	LEOFF1 Medicare Reimb	196.40
	00205676	WHEELER, DENNIS	LEOFF1 Medicare Reimb	181.70
	00205629	DEVENY, JAN P	LEOFF1 Medicare Reimb	177.20
	00205645	KUHN, DAVID	LEOFF1 Medicare Reimb	177.20
	00205620	BOOTH, GLENDON D	LEOFF1 Medicare Reimb	177.10
	00205631	ELSOE, RONALD	LEOFF1 Medicare Reimb	176.70
	00205617	AUGUSTSON, THOR	LEOFF1 Medicare Reimb	175.90

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
	00205621	CALLAGHAN, MICHAEL	LEOFF1 Medicare Reimb	175.90
	00205654	MYERS, JAMES S	LEOFF1 Medicare Reimb	175.90
	00205613	ADAMS, RONALD E	LEOFF1 Medicare Reimb	175.60
	00205630	DOWD, PAUL	LEOFF1 Medicare Reimb	173.10
	00205674	WALLACE, THOMAS	LEOFF1 Medicare Reimb	170.10
	00205612	ABBOTT, RICHARD	LEOFF1 Medicare Reimb	165.50
	00205642	JOHNSON, CURTIS	LEOFF1 Medicare Reimb	163.70
	00205659	RUCKER, MANORD J	LEOFF1 Medicare Reimb	162.90
	00205638	HAGSTROM, JAMES	LEOFF1 Medicare Reimb	158.80
	00205648	LOISEAU, LERI M	LEOFF1 Medicare Reimb	157.80
	00205634	FORSMAN, LOWELL	LEOFF1 Medicare Reimb	144.60
	00205675	WEGNER, KEN	LEOFF1 Medicare Reimb	144.60
	00205657	RAMSAY, JON	LEOFF1 Medicare Reimb	136.20
P0109430	00205674	WALLACE, THOMAS	LEOFF1 Retiree Medical Expense	132.41
P0109429	00205631	ELSOE, RONALD	LEOFF1 Retiree Medical Expense	123.72
P0109427	00205617	AUGUSTSON, THOR	LEOFF1 Retiree Medical Expense	82.49
P0109428	00205620	BOOTH, GLENDON D	LEOFF1 Retiree Medical Expense	73.67

Org Key: GGM100 - Emerg Incident Response

	00205672	US BANK CORP PAYMENT SYS	Professional Services	2,283.05
P0109011	00205671	UNITED REPROGRAPHICS	100) SIGNS & 75) H-STAKES	1,775.36
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	1,503.88
	00205672	US BANK CORP PAYMENT SYS	platform trucks for thrift sto	1,217.58
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	928.36
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	895.64
	00205672	US BANK CORP PAYMENT SYS	20x20 ft pop-up tent for Thrif	824.99
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	447.34
	00205672	US BANK CORP PAYMENT SYS	Professional Services	396.00
	00205672	US BANK CORP PAYMENT SYS	Furniture cables for MInext	309.68
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	236.49
	00205672	US BANK CORP PAYMENT SYS	MINext marketing campaign webs	190.08
	00205672	US BANK CORP PAYMENT SYS	toiletry keys for CH	189.00
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	118.03
	00205672	US BANK CORP PAYMENT SYS	Dinner for EOC Volunteers at t	94.21
	00205672	US BANK CORP PAYMENT SYS	safety glasses	42.80
P0107567	00205671	UNITED REPROGRAPHICS	COVID PRIORITY RETAIL SIGNAGE	45.91
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	35.00

Org Key: GGM150 - EOC - Port of Seattle Grant

P0109392	00205671	UNITED REPROGRAPHICS	PRIORITY RETAIL PICK UP SIGNS	52.85
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Org Key: GGM170 - MI Illuminate Town Center Ligh

P0109396	00205640	HOME DEPOT CREDIT SERVICE	ELECTRICAL PARTS FOR LED LIGHT	396.40
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Org Key: GGM606 - Excess Retirement-Fire

	00205618	BARNES, WILLIAM	LEOFF1 Excess Benefit	1,932.13
	00205625	COOPER, ROBERT	LEOFF1 Excess Benefit	1,890.52
	00205642	JOHNSON, CURTIS	LEOFF1 Excess Benefit	1,065.12
	00205660	SCHOENTRUP, WILLIAM	LEOFF1 Excess Benefit	988.66
	00205657	RAMSAY, JON	LEOFF1 Excess Benefit	574.01

Org Key: GX9996 - Employee Benefits-Police

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
	00205647	LEOFF HEALTH & WELFARE TRUST	Police	46,224.59
	00205647	LEOFF HEALTH & WELFARE TRUST	Police Support	5,477.78
<i>Org Key: GX9997 - Employee Benefits-Fire</i>				
	00205646	LEOFF HEALTH & WELFARE TRUST	Fire Active	50,563.66
<i>Org Key: IS2100 - IGS Network Administration</i>				
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	250.74
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	120.60
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	113.68
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	108.34
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	49.47
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	43.98
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	29.70
	00205672	US BANK CORP PAYMENT SYS	Professional Services	23.56
	00205672	US BANK CORP PAYMENT SYS	Professional Services	6.57
<i>Org Key: MT2100 - Roadway Maintenance</i>				
P0109393	00205614	ALL BATTERY SALES & SERVICE	BATTERIES	296.40
P0109413	00205636	GRAINGER	BOOT DRYER	42.59
<i>Org Key: MT3100 - Water Distribution</i>				
P0109377	00205636	GRAINGER	LED FLASHLIGHTS	78.58
P0109353	00205637	H D FOWLER	1" CTS STIFFENER	3.91
P0109023	00205626	CORE & MAIN LP	CREDIT-RETURNED STORZ FITTING	-220.19
<i>Org Key: MT3400 - Sewer Collection</i>				
P0109354	00205644	KING COUNTY WASTEWATER	INDUSTRIAL WASTE DECANT DISCHA	720.11
<i>Org Key: MT3500 - Sewer Pumps</i>				
P0109376	00205668	T M G SERVICES INC	BIOXIDE PUMP	720.50
P0106461	00205616	AT&T MOBILITY	2020 TELEMETRY	400.40
<i>Org Key: MT3800 - Storm Drainage</i>				
P0109377	00205636	GRAINGER	LED FLASHLIGHTS	78.57
<i>Org Key: MT4150 - Support Services - Clearing</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	275.00
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	274.88
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	244.08
P0106497	00205624	COMCAST	2020 PW WIFI SERVICE	86.39
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	60.48
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	30.79
<i>Org Key: MT4300 - Fleet Services</i>				
	00205672	US BANK CORP PAYMENT SYS	Fuel - MI 100	38.25
	00205672	US BANK CORP PAYMENT SYS	Fuel - MI 100	38.24
	00205672	US BANK CORP PAYMENT SYS	Fuel - MI 100	37.74
	00205672	US BANK CORP PAYMENT SYS	Fuel - MI 100	32.99
<i>Org Key: MT4450 - Cust Resp - Clearing Acct</i>				
P0109013	00205678	WHISTLE WORKWEAR	CREDIT-RETURNED WORK BOOTS	-208.27
<i>Org Key: MT4501 - Water Administration</i>				

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0109366	00205662	SEATTLE PUBLIC UTILITIES	OCT 2020 WATER PURCHASE	138,360.70
P0109384	00205665	STATE AUDITOR'S OFFICE	2019 Annual Audit	988.75
<i>Org Key: MT4502 - Sewer Administration</i>				
P0109384	00205665	STATE AUDITOR'S OFFICE	2019 Annual Audit	988.75
<i>Org Key: MT4503 - Storm Water Administration</i>				
P0109384	00205665	STATE AUDITOR'S OFFICE	2019 Annual Audit	988.75
<i>Org Key: PO1100 - Administration (PO)</i>				
P0109408	00205656	POLICE EXEC RESEARCH FORUM	Membership Renewal - Chief Hol	200.00
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	12.75
	00205672	US BANK CORP PAYMENT SYS	Capital-Computer Equipment	12.75
<i>Org Key: PO1350 - Police Emergency Management</i>				
	00205672	US BANK CORP PAYMENT SYS	food for EOC activation (elect	164.56
	00205672	US BANK CORP PAYMENT SYS	food for EOC activation (elect	163.83
	00205672	US BANK CORP PAYMENT SYS	food for EOC activation (elect	134.63
P0097201	00205658	REMOTE SATELLITE SYSTEMS INT'L	EMAC/City Sat Phone	48.95
<i>Org Key: PO1700 - Records and Property</i>				
	00205672	US BANK CORP PAYMENT SYS	Membership renewal	50.00
<i>Org Key: PO1900 - Jail/Home Monitoring</i>				
P0109411	00205661	SCORE	Jail Housing Services - Octobe	1,505.00
<i>Org Key: PO2100 - Patrol Division</i>				
	00205672	US BANK CORP PAYMENT SYS	patrol bags for new officers	437.16
	00205672	US BANK CORP PAYMENT SYS	Supplies for Patrol	231.00
	00205672	US BANK CORP PAYMENT SYS	supplies for patrol section	139.18
	00205672	US BANK CORP PAYMENT SYS	Patrol uniform equipment	109.99
	00205672	US BANK CORP PAYMENT SYS	Office Name Plate - Sgt. Amici	12.97
<i>Org Key: PO3100 - Investigation Division</i>				
	00205672	US BANK CORP PAYMENT SYS	registration for investigative	250.00
	00205672	US BANK CORP PAYMENT SYS	ALICE training certification f	10.00
<i>Org Key: PO4300 - Police Training</i>				
	00205672	US BANK CORP PAYMENT SYS	range training equipment	1,178.38
	00205672	US BANK CORP PAYMENT SYS	Use of Force Training - Comman	395.00
	00205672	US BANK CORP PAYMENT SYS	range training equipment	356.13
	00205672	US BANK CORP PAYMENT SYS	range training/safety equipmen	335.04
	00205672	US BANK CORP PAYMENT SYS	range training/safety equipmen	269.84
	00205672	US BANK CORP PAYMENT SYS	LRIS legal update registration	195.00
	00205672	US BANK CORP PAYMENT SYS	LRIS legal update registration	175.00
	00205672	US BANK CORP PAYMENT SYS	range training/safety equipmen	163.35
	00205672	US BANK CORP PAYMENT SYS	Servant Leadership Conference	129.00
	00205672	US BANK CORP PAYMENT SYS	webcam for online meetings	50.27
	00205672	US BANK CORP PAYMENT SYS	Web Camera for P&T Sergeant fo	43.99
<i>Org Key: PR1100 - Administration (PR)</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	329.75
	00205672	US BANK CORP PAYMENT SYS	WRPA Fall Summit Registration	275.00

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: PR2100 - Recreation Programs</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	197.00
<i>Org Key: PR4100 - Community Center</i>				
P0109425	00205633	FIRE PROTECTION INC	NOV 2020 CCMV FIRE ALARM MAINT	148.50
	00205672	US BANK CORP PAYMENT SYS	printer ink	38.40
	00205672	US BANK CORP PAYMENT SYS	printer ink	28.10
	00205672	US BANK CORP PAYMENT SYS	phone case for city phone	16.52
<i>Org Key: PR6100 - Park Maintenance</i>				
P0109374	00205615	CHIP GEORGE INC	4 Modems Parks Facilities	1,725.90
P0109379	00205677	WHISTLE WORKWEAR	MISC. WORK CLOTHES	277.39
P0109380	00205677	WHISTLE WORKWEAR	MISC. WORK CLOTHES	163.95
P0109379	00205677	WHISTLE WORKWEAR	FACE MASK	10.88
<i>Org Key: PR6200 - Athletic Field Maintenance</i>				
P0109374	00205615	CHIP GEORGE INC	4 Modems Parks Facilities	862.95
P0109402	00205636	GRAINGER	ZIP TIES	133.25
<i>Org Key: PR6500 - Luther Burbank Park Maint.</i>				
P0109426	00205633	FIRE PROTECTION INC	NOV 2020 LB FIRE ALARM MAIN	148.50
<i>Org Key: PR6800 - Trails Maintenance</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	3.84
<i>Org Key: PR6900 - Aubrey Davis Park Maintenance</i>				
P0109374	00205615	CHIP GEORGE INC	4 Modems Parks Facilities	862.95
	00205672	US BANK CORP PAYMENT SYS	Online irrigation controls	23.15
<i>Org Key: PY4619 - Flex Spending Admin 2019</i>				
	00205651	MAIR, STEPHEN	Flex Spending Reimbursement	500.00
<i>Org Key: WD140R - Drainage System Pipe Replacemnt</i>				
P0107571	00205671	UNITED REPROGRAPHICS	SE 34TH AND 87TH WATER SYSTEM	26.42
<i>Org Key: WG110T - Computer Equip Replacements</i>				
	00205672	US BANK CORP PAYMENT SYS	Capital-Computer Equipment	1,151.60
	00205672	US BANK CORP PAYMENT SYS	Capital-Computer Equipment	496.03
	00205672	US BANK CORP PAYMENT SYS	Capital-Computer Equipment	353.98
	00205672	US BANK CORP PAYMENT SYS	Computer Supplies	92.36
<i>Org Key: WG920T - High Accuracy Orthophotos</i>				
P0109395	00205643	KING COUNTY TREASURY	KING COUNT AERIALS PROJECT - 3	2,300.00
P0109394	00205619	BELLEVUE, CITY OF	2020 AERIAL MAP PROJECT	1,335.06
<i>Org Key: WW718R - Main 87th and 88th Ave SE</i>				
P0107571	00205671	UNITED REPROGRAPHICS	SE 34TH AND 87TH WATER SYSTEM	26.42
<i>Org Key: WW914R - 96th 97th Ave and SE 34th Main</i>				
P0107571	00205671	UNITED REPROGRAPHICS	SE 34TH AND 87TH WATER SYSTEM	26.43
<i>Org Key: YF1100 - YFS General Services</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	1,000.00
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	611.18
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	131.99

Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	106.58
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	82.14
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	56.08
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	55.00
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	39.99
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	34.30
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	34.07
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	32.98
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.99
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.90
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.90
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.90
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.90
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.88
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.88
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	31.88
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	29.70
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	29.67
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	21.99
<i>Org Key: YF1200 - Thrift Shop</i>				
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	185.91
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	29.64
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	15.60
	00205672	US BANK CORP PAYMENT SYS	Operating Supplies	3.80
<i>Org Key: YF2600 - Family Assistance</i>				
	00205672	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	155.30
	00205672	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	152.31
	00205672	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	116.20
	00205672	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	100.00
	00205672	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	54.99
	00205672	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	42.82
Total				369,230.48

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205612	11/25/2020	ABBOTT, RICHARD LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	165.50
00205613	11/25/2020	ADAMS, RONALD E LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	175.60
00205614	11/25/2020	ALL BATTERY SALES & SERVICE BATTERIES	P0109393	1912801029377	11/09/2020	296.40
00205615	11/25/2020	CHIP GEORGE INC 4 Modems Parks Facilities	P0109374	3603	11/18/2020	3,451.80
00205616	11/25/2020	AT&T MOBILITY 2020 TELEMETRY	P0106461	7X11132020	11/05/2020	400.40
00205617	11/25/2020	AUGUSTSON, THOR LEOFF1 Retiree Medical Expense		DEC2020B	12/01/2020	258.39
00205618	11/25/2020	BARNES, WILLIAM LEOFF1 Medicare Reimb		DEC2020A	12/01/2020	2,154.53
00205619	11/25/2020	BELLEVUE, CITY OF 2020 AERIAL MAP PROJECT	P0109394	37692	11/17/2020	1,335.06
00205620	11/25/2020	BOOTH, GLENDON D LEOFF1 Retiree Medical Expense		DEC2020B	12/01/2020	250.77
00205621	11/25/2020	CALLAGHAN, MICHAEL LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	175.90
00205622	11/25/2020	CARLSON, LARRY Quarterly Fire Leoff Retirees		OH013967	12/01/2020	433.80
00205623	11/25/2020	CHOVANAK, KIMBERLY Re-issue stale dated check	P0109381	RE-CK51271262	11/01/2020	50.21
00205624	11/25/2020	COMCAST 2020 PW WIFI SERVICE	P0106497	0365550-NOV20	11/07/2020	86.39
00205625	11/25/2020	COOPER, ROBERT LEOFF1 Excess Benefit		DEC2020A	12/01/2020	1,890.52
00205626	11/25/2020	CORE & MAIN LP INV N156636,N203589,N162999	P0109023	OH013963	10/19/2020	1,105.97
00205627	11/25/2020	DANIEL, KAMARIA MITV 11/2 Council Meeting	P0109417	43	11/17/2020	980.00
00205628	11/25/2020	DEEDS, EDWARD G LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	222.40
00205629	11/25/2020	DEVENY, JAN P LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	177.20
00205630	11/25/2020	DOWD, PAUL LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	173.10
00205631	11/25/2020	ELSOE, RONALD LEOFF1 Retiree Medical Expense		DEC2020B	12/01/2020	300.42
00205632	11/25/2020	Emily Moon, Consultant Fire Services Study Finalizati	P0109418	4	11/20/2020	1,975.00
00205633	11/25/2020	FIRE PROTECTION INC NOV 2020 CCMV FIRE ALARM MAINT	P0109426	59352	11/19/2020	297.00
00205634	11/25/2020	FORSMAN, LOWELL LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	144.60
00205635	11/25/2020	GOODMAN, J C LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	211.90
00205636	11/25/2020	GRAINGER INVENTORY PURCHASES	P0109402	9720417279	11/17/2020	382.72
00205637	11/25/2020	H D FOWLER 1" CTS STIFFENER	P0109353	I5634361	11/04/2020	3.91

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205638	11/25/2020	HAGSTROM, JAMES LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	158.80
00205639	11/25/2020	HILTNER, PETER LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	556.00
00205640	11/25/2020	HOME DEPOT CREDIT SERVICE ELECTRICAL PARTS FOR LED LIGHT	P0109396	5021959	11/18/2020	396.40
00205641	11/25/2020	HONEYWELL, MATTHEW V Invoice 1184 Professional Serv	P0109415	1182	11/03/2020	2,600.00
00205642	11/25/2020	JOHNSON, CURTIS LEOFF1 Medicare Reimb		DEC2020A	12/01/2020	1,228.82
00205643	11/25/2020	KING COUNTY TREASURY KING COUNT AERIALS PROJECT - 3	P0109395	2129112	11/12/2020	2,300.00
00205644	11/25/2020	KING COUNTY WASTEWATER INDUSTRIAL WASTE DECANT DISCHA	P0109354	SWD-722009118	10/31/2020	720.11
00205645	11/25/2020	KUHN, DAVID LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	177.20
00205646	11/25/2020	LEOFF HEALTH & WELFARE TRUST Fire Retirees		OH013965	12/01/2020	53,708.16
00205647	11/25/2020	LEOFF HEALTH & WELFARE TRUST Police Retirees		OH013964	12/01/2020	57,991.37
00205648	11/25/2020	LOISEAU, LERI M LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	157.80
00205649	11/25/2020	LYONS, STEVEN LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	199.90
00205650	11/25/2020	Madrona Law Group, PPLC Invoice No. 10472 Professional	P0109416	10474	11/03/2020	22,272.00
00205651	11/25/2020	MAIR, STEPHEN Flex Spending Reimbursement		OH013966	11/24/2020	500.00
00205652	11/25/2020	MARTEN LAW Invoice No. 44090904 Professio	P0109414	44090905	11/10/2020	1,660.00
00205653	11/25/2020	METROPRESORT NOV 2020 PRINTING & MAILING OF	P0109420	IN628591	11/18/2020	920.96
00205654	11/25/2020	MYERS, JAMES S LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	175.90
00205655	11/25/2020	NFPA Renewal Mandella - 2972860	P0109407	MANDELLA-2972860	11/20/2020	175.00
00205656	11/25/2020	POLICE EXEC RESEARCH FORUM Membership Renewal - Chief Hol	P0109408	6521	11/19/2020	200.00
00205657	11/25/2020	RAMSAY, JON LEOFF1 Medicare Reimb		DEC2020A	12/01/2020	710.21
00205658	11/25/2020	REMOTE SATELLITE SYSTEMS INT'L EMAC/City Sat Phone	P0097201	00091525REISS	11/15/2020	48.95
00205659	11/25/2020	RUCKER, MANORD J LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	162.90
00205660	11/25/2020	SCHOENTRUP, WILLIAM LEOFF1 Medicare Reimb		DEC2020A	12/01/2020	1,211.06
00205661	11/25/2020	SCORE Jail Housing Services - Octobe	P0109411	4879	11/10/2020	1,505.00
00205662	11/25/2020	SEATTLE PUBLIC UTILITIES OCT 2020 WATER PURCHASE	P0109366	OCT20WATER	10/31/2020	138,360.70
00205663	11/25/2020	SMITH, RICHARD LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	231.70

Accounts Payable Report by Check Number

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00205664	11/25/2020	SOUND PUBLISHING INC Ntc. 2533816 Special Meeting	P0109412	8002615	10/31/2020	785.20
00205665	11/25/2020	STATE AUDITOR'S OFFICE 2019 Annual Audit	P0109384	L138745	10/12/2020	5,932.50
00205666	11/25/2020	SUMMIT LAW GROUP Professional Services INV 1186	P0108492	116053	08/25/2020	2,059.00
00205667	11/25/2020	SYSTEMS DESIGN WEST LLC Transport Billing Fees 10/2020	P0109409	20202242	11/17/2020	1,232.75
00205668	11/25/2020	T M G SERVICES INC BIOXIDE PUMP	P0109376	0045927-IN	11/04/2020	720.50
00205669	11/25/2020	The Fearey Group Inc. Invoice No. 2020-727 Professio	P0109423	2020-727	10/31/2020	6,353.81
00205670	11/25/2020	THOMPSON, JAMES LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	196.40
00205671	11/25/2020	UNITED REPROGRAPHICS COVID PRIORITY RETAIL SIGNAGE	P0107571	9096958-IN	05/21/2020	1,953.39
00205672	11/25/2020	US BANK CORP PAYMENT SYS Annual Subscription Renewal		5539NOV20	11/06/2020	26,463.93
00205673	11/25/2020	WA ST TREASURER'S OFFICE OCT20 MI Court Transmittal	P0109383	OH013962	10/31/2020	16,999.81
00205674	11/25/2020	WALLACE, THOMAS LEOFF1 Retiree Medical Expense		DEC2020B	12/01/2020	302.51
00205675	11/25/2020	WEGNER, KEN LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	144.60
00205676	11/25/2020	WHEELER, DENNIS LEOFF1 Medicare Reimb		DEC2020B	12/01/2020	181.70
00205677	11/25/2020	WHISTLE WORKWEAR MISC. WORK CLOTHES	P0109379	213669	11/06/2020	452.22
00205678	11/25/2020	WHISTLE WORKWEAR MISC. WORK CLOTHES	P0109013	185991	09/29/2020	23.73
					Total	<u>369,230.48</u>



CITY OF MERCER ISLAND CERTIFICATION OF PAYROLL

Item 2.


PAYROLL PERIOD ENDING	11.13.2020
PAYROLL DATED	11.20.2020

Net Cash	\$ 495,179.85
Net Voids/Manuals	\$ 1,958.29
Net Total	\$ 497,138.14

Federal Tax Deposit - Key Bank	\$ 80,065.63
Social Security and Medicare Taxes	\$ 37,227.60
Medicare Taxes Only (Fire Fighter Employees)	\$ 2,650.55
State Tax (Massachusetts)	\$ 5.62
Public Employees Retirement System 2 (PERS 2)	\$ 24,780.36
Public Employees Retirement System 3 (PERS 3)	\$ 5,181.80
Public Employees Retirement System (PERSJM)	\$ 870.75
Public Safety Employees Retirement System (PSERS)	\$ 214.08
Law Enforc. & Fire fighters System 2 (LEOFF 2)	\$ 27,594.64
Regence & LEOFF Trust - Medical Insurance	\$ 10,639.32
Domestic Partner/Overage Dependand - Insurance	\$ 1,538.05
Group Health Medical Insurance	\$ 666.06
Health Care - Flexible Spending Accounts	\$ 1,667.37
Dependent Care - Flexible Spending Accounts	\$ 594.23
ICMA Deferred Compensation	\$ 28,163.47
Fire 457 Nationwide	\$ 8,104.00
Roth - ICMA	\$ 475.00
Roth - Nationwide	\$ 1,440.00
Tax Levy	\$ 826.84
Child Support	\$ 599.99
Mercer Island Employee Association	\$ 245.00
Cities & Towns/AFSCME Union Dues	\$ 2,417.10
Police Union Dues	\$ 2,334.83
Fire Union Dues	\$ 2,155.12
Fire Union - Supplemental Dues	\$ 160.00
Standard - Supplemental Life Insurance	\$ 317.90
Unum - Long Term Care Insurance	\$ 196.45
AFLAC - Supplemental Insurance Plans	\$ 388.71
Coffee Fund	\$ 116.00
Transportation	\$ 56.67
HRA - VEBA	\$ 5,695.06
Nationwide Extra	\$ 2,666.66
Tax & Benefit Obligations Total	\$ 250,054.86

TOTAL GROSS PAYROLL	\$ 747,193.00
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I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the City of Mercer Island, and that I am authorized to authenticate and certify to said claim.



 Finance Director

I, the undersigned, do hereby certify that the City Council has reviewed the documentation supporting claims paid and approved all checks or warrants issued in payment of claims.

 Mayor Date



**BUSINESS OF THE CITY COUNCIL
CITY OF MERCER ISLAND**

**AB 5782
December 1, 2020
Consent Calendar**

AGENDA BILL INFORMATION

TITLE:	AB 5782: Interagency Agreement for Inmate Housing with the City of Issaquah.	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
RECOMMENDED ACTION:	Authorize the City Manager to sign the updated Interlocal Agreement for Inmate Housing with the City of Issaquah ail	

DEPARTMENT:	Police
STAFF:	Jeff Magnan, Police Services Commander
COUNCIL LIAISON:	n/a
EXHIBITS:	1. Updated Interagency Agreement between City of Mercer Island and the City of Issaquah for the Housing of Inmate(s) in the Issaquah City Jail
CITY COUNCIL PRIORITY:	n/a

AMOUNT OF EXPENDITURE	\$ 44,850
AMOUNT BUDGETED	\$ 44,850
APPROPRIATION REQUIRED	\$ n/a

SUMMARY

EXECUTIVE SUMMARY

The City of Mercer Island has an Interagency Agreement (“Agreement”) with the City of Issaquah for housing of inmates that was approved in 2006. The current Agreement expires on December 31, 2020 and needs to be renewed. The new Agreement (see Exhibit 1) includes an increase in the Daily Housing Rate from \$94 to \$110.

BACKGROUND

Under State law, the City of Mercer Island is responsible for paying all costs associated with housing of inmates for violations of misdemeanor crimes occurring within the City (the State pays for housing of inmates for felony bookings). The City maintains contracts with several local jails and the Issaquah Jail is used primarily for misdemeanor bookings and short-term jail sentences of less than five days.

COST COMPARISON

The Agreement with the City of Issaquah allows the City one bed per day and additional beds as available. The Issaquah City Jail is utilized as Mercer Island’s primary jail due to its low cost, fee structure, and location. Although the Issaquah Jail is the primary booking facility, alternative facilities such as the Chelan County

Regional Justice Center (CCRJC) and the South Correctional Entity (SCORE) are utilized for longer sentences or for individuals who are in jail pending trial and that cannot post bail.

The following table illustrates the cost comparison between the jails based on 2021 rates:

Jail	Booking Fee	Daily Rate
Issaquah City Jail	n/a	New Rate \$110
SCORE	\$35	\$184
King County Jail	\$213	\$215
Chelan County RJC	n/a	\$120.50

RECOMMENDATION

Authorize the City Manager to sign the updated Interagency Agreement for Inmate Housing between the City of Mercer Island and the City of Issaquah.

**INTERAGENCY AGREEMENT BETWEEN THE CITIES OF ISSAQUAH, WASHINGTON AND
MERCER ISLAND, WASHINGTON, FOR THE HOUSING OF INMATES
IN THE ISSAQUAH CITY JAIL**

This agreement is between the City of Issaquah, a municipal corporation of the State of Washington (hereinafter "Issaquah") and the City of Mercer Island, a municipal corporation of the State of Washington (hereinafter "Mercer Island")

Recitals

Whereas, RCW 39.34 and RCW 70.48, allows local governmental units to make the most efficient use of their powers by enabling them to cooperate and enter into agreements with each other for providing jail services; and

Whereas, Mercer Island wishes to designate the Issaquah Jail as a place of confinement for incarceration through the use of _____ (x) guaranteed beds; and

Whereas, in an effort to streamline administrative procedures and ensure that the daily rate charge for _____ guaranteed non-gendered specific beds to house inmates at Issaquah's jail is consistent with the current operating costs, it is necessary to enter into a standardized interagency agreement; and

Whereas, the governing bodies of each of the parties hereto have decided to enter into this Agreement as authorized by RCW 39.34, RCW 70.48 and other Washington law, as may be amended;

Now, therefore, in consideration of the above and foregoing recitals, the payments to be made, the mutual promises and covenants herein contained, and for other good and valuable considerations, the parties hereto agree to the terms and conditions set forth herein:

1. GOVERNING LAW

The parties hereto agree that, except where expressly otherwise provided, the laws and administrative rules and regulations of the State of Washington shall govern in any matter relating to inmate confinement pursuant to this Agreement.

2. EFFECTIVE DATE

This Agreement shall be effective when both parties have executed this contract and this document has been listed on Issaquah's website in accordance with RCW 39.34.040

3. TERMINATION

(A) This agreement shall be of indefinite duration. Provided, however, either party may elect to terminate this Agreement by giving written notice of termination to the other party. Said termination shall be effective ninety (90) days from the date of receipt of said written notice.

(B) In the event of termination of this Agreement for any reason, Mercer Island shall compensate Issaquah for inmates housed by the Issaquah Jail after notice of termination until Mercer Island retakes its inmates in the same

manner and at the same rates as if this Agreement had not been terminated and the provisions of this Agreement, including by way of illustration and not limitation, Indemnity, shall remain in force until such time as all inmates from Mercer Island have been retaken.

4. MAILING ADDRESSES

All notices, reports, and correspondence to the respective parties of this Agreement shall be sent to the following:

City of Issaquah: Chief of Police
Issaquah Police Department
130 E. Sunset Way
Issaquah, Washington 98027

Contact: Issaquah Jail Manager

City of Mercer Island: Chief of Police
Mercer Island Police Department
9611 SE 36th Street
Mercer Island, Washington 98040

Contact:

5. COMPENSATION

- (A) Guaranteed Bed Rate. Issaquah agrees to accept and house non-gendered specific inmates at the daily _____ guaranteed bed rate of \$110.00 per bed day. The guaranteed rate is limited to the first ____ guaranteed beds by Mercer Island. The \$110.00 per bed per day rate shall be assessed for each day the contract is in effect regardless of occupancy by a Mercer Island inmate.
- (B) Non-Guaranteed Bed Rate. Mercer Island may purchase additional beds, as available, at the daily rate of \$140.00 per bed day. However, Issaquah shall have the right to refuse to accept custody or house Mercer Island inmates in excess of _____ minimum bed commitment.
- (C) Billing and Payment. Issaquah agrees to provide a monthly invoice for the _____ guaranteed beds by the 30th of each following month. Mercer Island agrees to make payment to Issaquah within 30 days of receipt of the undisputed portion of such bill for the amount billed for the previous calendar month. Issaquah agrees to provide Mercer Island with an itemized bill for inmates housed in addition to the Guaranteed Bed Rate listing all names of inmates who are housed, the number of days housed (including date of booking and date of releases), and the dollar amount due for each. Issaquah agrees to provide said bill by the 30th of each following month. Mercer Island agrees to make payment to Issaquah within 30 days of receipt of the undisputed portion of such bill for the amount billed for the previous calendar month.
- (D) Rate Increases. Issaquah may increase guaranteed and non-guaranteed rates from time-to-time but no more frequently than once per year, in order to reflect

increased costs. Issaquah will give Mercer Island at least ninety (90) days advance written notice of the increased rate prior to implementation.

6. AGREEMENT AMMENDMENTS

- (A) Guaranteed beds. Mercer Island may cancel the reserved beds, in whole or in part, at any time by providing written notice to the Jail Manager for the City of Issaquah. The notice shall be provided at least ninety (90) days in advance of the effective date of the cancellation. Issaquah may cancel the reserved beds, in whole or in part, at any time by providing written notice to Mercer Island at least ninety (90) days in advance of the effective date of the cancellation.
- (B) Changes in law or regulations. Any changes in law or regulations governing jail operations impacting this Agreement will be addressed in an amendment to the Agreement.

7. SERVICES PROVIDED

Issaquah agrees to provide jail services for gross misdemeanor/misdemeanor inmates for those offenses that have been committed by adults within Mercer Island's jurisdiction.

8. RESPONSIBILITY FOR OFFENDER'S CUSTODY

It shall be the responsibility of Issaquah to confine the inmate or inmates; to provide treatment, including the furnishing of subsistence and all necessary medical and hospital services and supplies; to provide for inmates' physical needs; to retain them in said custody; to supervise them; to maintain proper discipline and control; to make certain that they receive no special privileges and that the sentence and orders of the committing court in the State are faithfully executed; provided that nothing herein contained shall be construed to require Issaquah, or any of its agents, to provide treatment, facilities or programs for any inmates confined pursuant to this Agreement, which it does not provide for similar inmates not confined pursuant to this agreement. Issaquah shall provide facilities for consultation and communication between inmates and their legal counsel or public defender. It shall also be the responsibility of Issaquah to calculate "good time" accrued in and subsequent release of inmates in accordance with the Issaquah Jail's standard practice and procedures related to inmates housed in the Issaquah Jail.

9. RIGHT TO REFUSAL

Issaquah shall have the right to refuse to accept any inmate from Mercer Island who, in the judgment of Issaquah, has a current illness or injury which may adversely affect the operations of the Issaquah Jail, has a history of serious medical problems, presents a substantial risk of escape, or presents a substantial risk of injury to other persons or property or themselves.

10. HOUSING DECISIONS

To manage its jail population, Issaquah reserves the right to decide where Mercer Island inmate(s) will be housed. In the event that Mercer Island inmate is transferred to another jail facility. Mercer Island's obligation to pay the daily rate to Issaquah will cease and Mercer Island obligation to pay the daily rate to the jail facility will be governed by Mercer Island's contract with that other agency operating the jail facility. This section

only applies to those inmates housed at Issaquah Jail under the non-guaranteed bed rate.

11. RETAKE OF INMATES

Upon request from Issaquah, Mercer Island shall, at its expense, retake any Mercer Island inmate within twelve (12) hours after receipt of such request. In the event the confinement of any Mercer Island inmate is terminated for any reason, Mercer Island, shall, at its expense, retake such inmate from Issaquah.

12. COPY OF ARREST WARRANT OR CITATION AND BAIL SCHEDULE

Mercer Island law enforcement officers placing Mercer Island misdemeanants in the Issaquah Jail shall, in every instance, first furnish an arrest warrant, citation, court order, or judgement and sentence, to the Issaquah Jail upon booking of an inmate. Mercer Island is also responsible for providing Issaquah Jail with a complete bail schedule no later than January 1 of each year.

13. NON-ASSIGNABILITY

Mercer Island agrees to not sublet any of their guaranteed beds to any jurisdictions. This Agreement may not be assigned by either party.

14. TRANSPORTATION

Mercer Island inmates incarcerated in Issaquah pursuant to this Agreement shall be transported to Issaquah by and at the expense of Mercer Island and shall be returned, if necessary, to Mercer Island by Mercer Island personnel and at Mercer Island's expense. Issaquah is not responsible for transportation of Mercer Island inmates under this agreement and shall be reimbursed by Mercer Island for any actual expense incurred in transport of an inmate if, in fact, transportation of an inmate by Issaquah becomes necessary including if the transport was a result of a warrant, or medical appointment. Such transportation shall be calculated based upon the time required for transport at the correction officer over time rate of \$55.00 per hour.

15. RECORDS AND REPORTS

Issaquah shall keep all necessary and pertinent records concerning such inmates incarcerated in the Issaquah Jail. During an inmate's confinement in Issaquah, Mercer Island shall upon request, be entitled to receive and be furnished with copies of any report or record associated with said inmate(s) incarceration, as may be permitted by law.

16. MEDICAL TREATMENT

- (A) Inmates shall receive medical, psychiatric, and dental treatment when emergent and necessary to safeguard their health while housed in the Issaquah Jail. Issaquah shall provide for routine medical services in the Issaquah Jail. Examples of medical services which may be provided in the Issaquah Jail but which are not routine, and for which Mercer Island shall be billed include, but are not limited to, HIV/AIDS treatment, chemotherapy, dialysis treatment, and hemophiliac treatment. Mercer Island shall be responsible for any and all medical, dental or mental health costs incurred by or on behalf of a ALAX inmate including but not limited to prescriptions, appliances, supplies, emergency transport associated with

the delivery of any emergency and/or medical service provide to Mercer Island inmates.

- (B) If Issaquah becomes aware that a Mercer Island inmate needs medical health care requiring the assistance of a medical health care services provider, then Issaquah shall make reasonable efforts to notify Mercer Island prior to obtaining said service. If Mercer Island is contacted and does not authorize Issaquah to obtain the service, then Mercer Island shall within one hour pick up the inmate from the Jail. Provided, in the case of emergency, Issaquah may notify Mercer Island after the service has been provided.
- (C) An adequate record of all such services shall be kept by Issaquah in accordance with HIPAA regulations for Mercer Island's review at its request. Any medical or dental services of major consequence shall be reported to Mercer Island as soon as time permits.
- (D) Mercer Island shall be responsible for any and all costs incurred by or on behalf of a Mercer Island inmate regarding hospitalization. If necessary, Mercer Island shall reimburse Issaquah dollar for dollar any amount expended or cost incurred by Issaquah in providing the same. Upon payment from Mercer Island for the inmate's health care expense, Issaquah will assign to Mercer Island, if requested by Mercer Island, any and all right to reimbursement for medical expenses authorized under RCW 70.48.130. Except in emergencies, Mercer Island will be notified by contacting a duty supervisor at the Mercer Island Police Department prior to the inmate's transfer to a hospital and nothing herein shall preclude Mercer Island from retaking the ill or injured inmate. In the event a Mercer Island inmate is taken by emergency to a hospital, Issaquah shall notify Mercer Island as soon as possible of transport. Mercer Island is responsible for providing security during any time of hospitalization.

17. DISCIPLINE

Issaquah shall have physical control over and power to exercise disciplinary authority over all inmate of Mercer Island. However, nothing contained herein shall be construed to authorize or permit the imposition of any type of discipline prohibited by the constitution and laws of the State of Washington or the constitution and laws of the United States.

18. VIDEO ARRAIGNMENT

Upon request, Issaquah will provide video arraignment services at the rate of \$45.00 per hour.

19. REMOVAL FROM THE JAIL

An inmate from Mercer Island legally confined in Issaquah shall not be removed from there by any person except:

- (A) When requested by Mercer Island Police Department in writing authorizing such release; or
- (B) Upon court order in those matters in which said court has jurisdiction over such inmate; or
- (C) For appearance in the court in which a Mercer Island inmate is charged; or

- (D) In compliance with a Writ of Habeas Corpus; or
- (E) For interviews by Mercer Island attorney or member of Mercer Island Police Department; or
- (F) If the inmate has served their sentence, or the charge pending against said inmate has been dismissed, or bail or other recognizance has been posted as required by the courts; or
- (G) For other scheduled court appearance, including those for which they are not being held; or
- (H) Upon the execution of the Standards of Release Administrative Order No. 2013-01; or
- (I) For medical care and court ordered evaluations.

20. LOSS OF USE

The parties understand that there may be times when conditions at the Issaquah Jail, such as required maintenance or repairs, may cause some or all of the reserved beds to be temporarily unavailable. Issaquah agrees to provide as much notice as is reasonably practicable if any or all of the reserved beds will be temporarily unavailable and will endeavor to keep any such unavailability to a minimum. The temporary unavailability of such beds shall not be a breach of this agreement or entitle Mercer Island to any compensation from the Issaquah. During any period of unavailability, Mercer Island will be relieved of the obligation to pay for any unavailable beds.

21. DISPUTE BETWEEN Mercer Island AND ISSAQUAH

Should a dispute arise as to the application, compensation, enforcement, or interpretation of this Agreement between Mercer Island and Issaquah, the parties shall first attempt to resolve such disputes through good faith and reasonable negotiations. However, if a dispute cannot be resolved through direct discussions, the parties agree to endeavor first to settle the dispute in an amicable manner by mediation administered under JAMS Alternative Dispute Resolution service rules or policies before resorting to arbitration. The mediator may be selected by agreement of the parties or through JAMS. Following mediation, or upon mutual written agreement of the parties to waive mediation, any unresolved controversy or claim arising from or relating to this Agreement or breach thereof shall be settled through binding arbitration which shall be conducted under JAMS rules or policies. The arbitrator may be selected by agreement of the parties or through JAMS. All fees and expenses for mediation or arbitration shall be borne by the parties equally, however, each party shall bear the expense of its own counsel, experts, witnesses, and preparation and presentation of evidence.

22. INDEMNIFICATION

Issaquah agrees to defend, indemnify and hold Mercer Island harmless from any and all claims, lawsuits, or other legal actions and from all costs including reasonable attorney's fees which arise out of any alleged wrongful or negligent act or omission by any officer, agent, or employee if Issaquah occurring subsequent to any claimant's entry into the Issaquah booking room and during any claimant's incarceration in the Issaquah City Jail. In addition, Issaquah shall

maintain a policy of liability insurance with limits of not less than \$1,000,000, naming the Mercer Island as an additional insured thereon, provided, that Mercer Island shall accept a certificate from the WCIA certifying that Issaquah is a member in good standing and has contractual indemnity coverage applicable to the requirements of this paragraph in fulfillment of insurance requirements.

Mercer Island agrees to defend, indemnify and hold Issaquah harmless from any and all claims, lawsuits, or other legal actions and from all costs including reasonable attorney's fees which arise out of any alleged wrongful arrest, false imprisonment, or other wrongful or negligent act or omission by any agent, officer or employee of Mercer Island. In addition, Mercer Island shall maintain a policy of liability insurance with limits of not less than \$1,000,000, naming Issaquah as an additional insured thereon, provided, that Issaquah shall accept a certificate from the WCIA certifying that Mercer Island is a member in good standing and has contractual indemnity coverage applicable to the requirements of this paragraph in fulfillment of insurance requirements.

23. REQUIRED ELEMENTS

In accordance with the requirements of RCW 39.34.030, the following provisions, stipulations and/or waivers are adopted:

- (A) This Agreement has been approved by the governing bodies of each of the participating agencies
- (B) No separate organization or separate legal or administrative entity is created by this Agreement.
- (C) Each party to this Agreement shall maintain its own separate budget in accordance with the provision of Title 35 and 35A RCW and no joint or cooperative budget shall be undertaken.
- (D) The terms of this Agreement do not contemplate the acquisition of any property. However, in the event any property is acquired for the performance of this Agreement, upon termination of this Agreement, said property shall be sold and the proceeds shall remain with Issaquah.
- (E) This Agreement shall be administered by the Chiefs of Police, or their representative, from Issaquah and Mercer Island.

24. CONCURRENT ORIGINALS

This Agreement may be executed in any number of counterparts, which counterparts shall collectively constitute the entire Agreement.

25. ENTIRE AGREEMENT

The written provisions and terms of this Agreement, together with any attachments, supersede all prior written and verbal agreements and/or statements by any representative of the parties, and those statements shall not be construed as forming a part of or altering in any manner this Agreement. Any prior written and/or oral agreement between the parties pertaining to jail services is terminated and superseded

by this Agreement. This Agreement and any attachments contain the entire Agreement between the parties. Should any language in any attachment conflict with any language contained in this Agreement, the terms of this Agreement shall prevail.

26. PREA ACKNOWLEDGEMENT – CUSTODIAL AND SEXUAL MISCONDUCT

- (A) Compliance - Issaquah agrees to ensure that all of its employees, contractors, vendors, and volunteers that have contact with Mercer Island Inmates comply with all federal and state laws regarding sexual misconduct including, but not limited to:
 - 1) The Prison Rape Elimination Act of 2003 (PREA)
 - 2) The standards for adult Prisons and Jails or Community Confinement Facilities, whichever is applicable, as promulgated by the US Attorney, and
 - 3) Zero tolerance toward all forms of sexual abuse and sexual harassment.
- (B) Monitoring - Issaquah agrees to provide the Mercer Island documented compliance with the Federal Prison Rape Elimination Act standards. Monitoring may include, but is not limited to:
 - 1) Site visits,
 - 2) Access to facility data, and
 - 3) Review of applicable documentation.
- (C) Mercer Island may terminate this Agreement
 - 1) Should Issaquah fail to provide documentation that demonstrates that the Issaquah Jail is actively and effectively working toward and is making substantive progress toward achieving compliance; or
 - 2) Should Issaquah fail to maintain PREA compliance between auditing periods, after being given a reasonable opportunity to cure.
- (D) Mercer Island will terminate this Agreement
 - 1) Should Issaquah elect to discontinue pursuit of PREA compliance;
 - 2) Should Issaquah be found in noncompliance through a PREA Audit and fail to cure such noncompliance within the identified time-frames; or
 - 3) Should Issaquah be found to be in egregious violation of PREA.

27. SEVERABILITY

Should any provision of this Agreement be determined to be unenforceable by a court of law, such provision shall be severed from the remainder of the Agreement, and such action shall not affect the enforceability of the remaining provisions herein.

IN WITNESS WHEREOF, the parties below have executed this Agreement, and by doing so, acknowledge that they have read this Agreement, understand its terms, and enter this Agreement in a knowing, intelligent, and voluntary manner.

CITY OF ISSAQUAH

CITY OF MERCER ISLAND

By:
Its:

By: Jessi Bon
Its: City Manager

Date:_____

Date:_____

ATTEST:

ATTEST:

By:
Its:

By: Deborah Estrada
Its: City Clerk

Date:_____

Date:_____

APPROVED AS TO FORM:

APPROVED TO AS FORM:

By:
Its:

By: Bio Park
Its: City Attorney

Date:_____

Date:_____



**BUSINESS OF THE CITY COUNCIL
CITY OF MERCER ISLAND**

**AB 5787
December 1, 2020
Public Hearing**

AGENDA BILL INFORMATION

TITLE:	AB 5787: Interim Ordinance Design and Concealment Standards for Small Cell Facilities Deployment	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input type="checkbox"/> Motion <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
RECOMMENDED ACTION:	Conduct public hearing and adopt Ordinance No. 20-28 extending the Interim Design and Concealment Standards for Small Cell Facilities deployment established under Ordinance No. 19C-02.	

DEPARTMENT:	Community Planning and Development
STAFF:	Jeff Thomas, Interim Director of Community Planning and Development
COUNCIL LIAISON:	n/a
EXHIBITS:	<ol style="list-style-type: none"> 1. Ordinance No. 19C-02 2. Ordinance No. 20-28
CITY COUNCIL PRIORITY:	3. Support the Leadership Team's Work Plan

AMOUNT OF EXPENDITURE	\$ n/a
AMOUNT BUDGETED	\$ n/a
APPROPRIATION REQUIRED	\$ n/a

SUMMARY

Ordinance No. 20-28 will extend the Interim Design and Concealment Standards for Small Cell Facilities deployment established under Ordinance No. 19C-02, which expires on January 12, 2021, unless extended by the City Council following the public hearing. Until permanent design and concealment standards are adopted, staff recommends that the effective period of the Interim Design and Concealment Standards for Deployment of Small Cell Facilities be renewed for another six-month period. Development of permanent regulations is included in the Community Planning and Development (CPD) Department’s 2021 work plan.

BACKGROUND

On January 15, 2019, the City Council unanimously passed Emergency Ordinance No. 19C-02 (see Exhibit 1), establishing Interim Design and Concealment Standards for Small Cell Facilities deployments. The emergency ordinance was adopted in response to the Federal Communications Commission’s (FCC) issuance of a “Declaratory Ruling and Third Report and Order” (“New Rules”) related to the deployment of small cell facilities, which became effective January 14, 2019. The New Rules resulted in significant changes to the approach the City must use to regulate small cell deployment, which were described in [AB 5526](#).

On March 5, 2019, the City Council (see [AB 5538](#)) conducted a public hearing in compliance with RCW 35A.63.220 and 36.70A.390. Public testimony included verbal comments from representatives of Crown Castle and Verizon, and written comments from members of the Mercer Island community.

Interim regulations expire 6 months after adoption, unless extended by the City Council following an additional public hearing. Here is a summary of subsequent actions taken by the City Council:

- On June 18, 2019, the City Council (see [AB 5565](#)) held a public hearing and passed Ordinance No. 19-10, which extended Ordinance No. 19C-02 through January 14, 2020.
- On December 3, 2019, the City Council (see [AB 5637](#)) held a public hearing and passed Ordinance No. 19-22, which extended Ordinance No. 19C-02 through July 13, 2020.
- On June 16, 2020, the City Council (see [AB 5707](#)) held a public hearing and adopted Ordinance No. 20-11, which extended Ordinance No. 19C-02 through January 12, 2021.

Ordinance No. 19C-02 will expire on January 12, 2021 unless extended by the City Council, following a public hearing.

NEXT STEPS

At the end of 2019, the Planning Commission developed a recommended scope for the proposed update to the small cells facilities development regulations, which was reviewed and approved by the City Council on January 21, 2020 (see [AB 5652](#)). This work was suspended in response to the COVID-19 pandemic and is now scheduled to commence as part of the 2021 CPD work program.

RECOMMENDATION

1. Conduct public hearing and consider public testimony.
2. Suspend the City Council Rules of Procedure 6.3, requiring a second reading of an ordinance.
3. Adopt Ordinance No. 20-28, extending the Interim Design and Concealment Standards for Small Cell Facilities deployment established under Ordinance No. 19C-02.

**CITY OF MERCER ISLAND
ORDINANCE NO. 19C-02**

AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON, DECLARING AN EMERGENCY; ADOPTING INTERIM DESIGN AND CONCEALMENT STANDARDS FOR SMALL CELL FACILITIES DEPLOYMENT; PROVIDING FOR A PUBLIC HEARING; AND ESTABLISHING AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, the Federal Communications Commission issued a Declaratory Ruling and Third Report and Order (“New Rules”) relating to small cell facilities, which became effective January 14, 2019; and

WHEREAS, the New Rules significantly preempt the City’s ability to regulate the installation of small cell facilities on City-owned public rights-of-way; and

WHEREAS, aesthetic requirements imposed by the City under the New Rules on installation of small cell facilities must be published in advance and must also be reasonable, no more burdensome than those applied to other types of infrastructure deployments, and objective; and

WHEREAS, the City does not have design and concealment standards adopted for deployment of small cell facilities currently; and

WHEREAS, without adopted standards, the City may not impose design and concealment standards on applications for the deployment of small cell facilities under the New Rules; and

WHEREAS, the City Council finds that deployment of small cell facilities with unregulated design and concealment standards may result in uncoordinated installations, visual blight, interference with public facilities and equipment, and traffic dangers that pose harm to public health, safety, property, and welfare; and

WHEREAS, to prevent the potential harm to public health, safety, property, and welfare, the City Council concludes that the City immediately needs interim design and concealment standards for deployment of small cell facilities until permanent standards can be adopted following the process and procedures for adopting development regulations; and

WHEREAS, the City is authorized under RCW 35A.63.220, 36.70A.390 to pass an interim zoning and official control ordinance for up to six months, provided it holds a public hearing on the same within sixty days after passage; and

WHEREAS, consistent with the provisions of RCW 35A.63.220 and RCW 36.70A.390, it is appropriate for the City Council to hold a public hearing and adopt findings of fact supporting and justifying the interim zoning and official control ordinance within at least sixty days of its passage; **NOW, THEREFORE,**

THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:

- Section 1. Whereas Clauses Adopted.** The “Whereas Clauses” set forth in the recital of this Ordinance are hereby adopted as the preliminary findings and conclusions of the City Council for passing this Ordinance.
- Section 2. Declaration of Emergency.** As set forth in the “Whereas Clauses” adopted in Section 1 of this Ordinance, the City Council hereby declares that an emergency exists necessitating that this Ordinance take effect immediately upon unanimous passage by the whole membership of the City Council, and that the same is not subject to a referendum (RCW 35A.11.090(2)) and is exempt from SEPA review (WAC 197-11-880 and MICC 19.07.120(D)).
- Section 3. Interim Standards Adopted.** Interim Design and Concealment Standards for Deployment of Small Cell Facilities are hereby adopted as set forth in Exhibit A to this Ordinance.
- Section 4. Public Hearing.** Pursuant to RCW 35A.63.220 and RCW 36.70A.390, a public hearing shall be scheduled for 7:00 p.m. on March 5, 2019, which is within 60 days of this Ordinance passage, at Mercer Island City Hall, 9611 SE 36th Street, during the City Council’s regular meeting, or as soon thereafter as the business of the City Council shall permit, in order to hear and consider the comments and testimony of those wishing to speak at such public hearing regarding the interim standards imposed by this Ordinance and to consider adopting further findings of fact if needed.
- Section 5. Duration of Interim Standards.** The Interim Design and Concealment Standards for Deployment of Small Cell Facilities approved by this Ordinance shall become effective immediately, on the date hereof, and shall continue in effect for an initial period of six months, unless repealed, extended or modified by the City Council after subsequent public hearing(s), entry of appropriate findings of fact, and or development of a work plan for related studies pursuant to RCW 35A.63.220 and RCW 36.70A.390.
- Section 6. Severability.** If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, or its application held inapplicable to any person, property, or circumstance, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause, or phrase of this Ordinance or its application to any other person, property or circumstance.
- Section 7. Effective Date.** This Ordinance, as a public emergency ordinance necessary for the protection of the public health, safety, property, and welfare, shall take effect and be in full force and effect immediately upon its unanimous passage by the entire membership of the City Council as required by RCW 35A.11.090(2) and 35A.13.190.

Passed unanimously by the City Council of the City of Mercer Island, Washington, at its regular meeting on the 15th day of January 2019 and signed in authentication of its passage.

CITY OF MERCER ISLAND



Debbie Bertlin, Mayor

Approved as to Form:



Kari L. Sand, City Attorney

ATTEST:



Deborah A. Estrada, City Clerk

Date of Publication: 1/23/2019

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DRAFT
Code Amendments
Small Cell Facilities Design and Concealment Interim Standards

GENERAL REGULATIONS
19.06.070 Small Cell Deployment.
19.06.075 Small Cell Deployments – Design and Concealment Standards.

DEFINITIONS
19.15.030 Land Use Review Types.

DEFINITIONS
19.16.010 Definitions.

“Normal Text” is existing code language
“~~Strikethrough Text~~” is existing code language that will be deleted
“Underline Text” is new code language that will be added
“...” represents that existing code language is omitted and will not be amended

1 **19.06.070 ~~Bonding and insurance~~ Small cell facilities deployment.**

2 The following provisions establish standards for small cell facilities deployments; provided, however,
 3 that any small cell or small cell network component which is not exempt from SEPA review shall also
 4 comply with chapter 19.07 MICC:

5 (1) Small Cell Facility Approval Required. Small cell facilities are permitted in all zoning
 6 designations subject to a Type II land use review process pursuant to chapter 19.15 MICC. In
 7 addition to the small cell approval, one or more right-of-way use permits may also be required
 8 for small cell deployment.

9 (2) Previously Approved Small Cells on Existing or Replacement Utility Poles. Eligible small cell
 10 facilities permitted under the provisions of a franchise approval prior to the adoption of these
 11 standards shall be considered to have satisfied the design and concealment standards when
 12 installed and maintained in accordance with the franchise agreement.

13 (3) Replacement Utility Pole – Street Lighting. With the express permission of the City, a
 14 replacement utility pole or a new utility pole may be permitted in the form of a new street light
 15 standard. The design of the street light standard shall be in accordance with the City lighting
 16 requirements in effect at the time of application. Wherever technologically feasible, all
 17 equipment and cabling shall be internal to the replacement street lighting standard, or
 18 concealed through the design and implementation of a concealment plan.

19 (4) Undergrounded Utility Areas. A service provider or infrastructure company desiring to locate
 20 any aboveground infrastructure in an undergrounded utility area shall provide a separate,
 21 standalone pole. Pole design to be approved by the City pursuant to MICC 19.06.075(6)(d).

22
 23 **19.06.075 Small Cell Deployments – Design and concealment standards.**

24 Small cell deployments, whether permitted on the right-of-way pursuant to a franchise or in accordance
 25 with this chapter, shall conform to the design standards set forth in this section.

26 (1) Small Cell Deployment Design Standards - General Requirements. All small cell deployments
 27 shall comply with the following provisions:

28 (a) Ground-mounted equipment in the rights-of-way is prohibited unless such facilities
 29 are placed underground or the applicant can demonstrate that pole-mounted or
 30 undergrounded equipment is technically infeasible. If ground-mounted equipment is
 31 necessary, then the applicant shall submit a concealment plan pursuant to subsection
 32 (7). Generators located in the rights-of-way are prohibited.

33 (b) No equipment shall be operated so as to produce noise in violation of chapter 8.24
 34 MICC.

35 (c) Small cell facilities are not permitted on traffic signal poles.

1 (d) Replacement poles and new poles shall comply with the Americans with Disabilities
2 Act (ADA), City construction and sidewalk clearance standards, and state and federal
3 regulations in order to provide a clear and safe passage within the rights-of-way.

4 (e) Replacement poles shall be located as near as possible subject to approval by the
5 City Engineer to the existing pole with the requirement to remove the abandoned pole.

6 (f) No signage, message or identification other than the manufacturer’s identification or
7 identification required by governing law is allowed to be portrayed on any antenna, and
8 any such signage on equipment enclosures shall be of the minimum amount possible to
9 achieve the intended purpose; provided, that signs are permitted as concealment
10 element techniques where appropriate.

11 (g) Antennas and related equipment shall not be illuminated except for security reasons,
12 required by a federal or state authority, or unless approved as part of a concealment
13 plan.

14 (h) Side arm mounts for antennas or equipment are prohibited.

15 (i) The preferred location of a small cell facility on a pole is the location with the least
16 visible impact.

17 (j) Antennas, equipment enclosures, and ancillary equipment, conduit and cable shall be
18 located within the building or pole to the maximum extent feasible.

19 (k) Antennas, equipment enclosures and ancillary equipment, conduit and cable shall
20 not adversely affect the aesthetic appearance or visual character of the building or pole
21 upon which they are attached.

22 (l) The City may consider the cumulative visual effects of small cells mounted on poles,
23 together with existing utility equipment, within the rights-of-way when assessing
24 proposed siting locations so as to not adversely affect the visual character of the City.
25 This provision shall not be applied to limit the number of permits issued when no
26 alternative sites are reasonably available nor to impose a technological requirement on
27 the service provider.

28 (m) The design criteria as applicable to small cell facilities described herein shall be
29 considered concealment elements and such small cell facilities may only be expanded
30 upon an eligible facilities request described in chapter 19.06 MICC, when the
31 modification does not defeat the concealment elements of the facility.

32 (2) Small Cell Facilities Attached to Nonwooden Poles. Small cell facilities attached to existing or
33 replacement nonwooden light poles and other nonwooden poles in the right-of-way or poles
34 outside of the right-of-way shall conform to the following design criteria in addition to the
35 General Requirements set forth in subsection (1) above:

36 (a) Antennas and the associated equipment enclosures shall be sited and installed in a
37 manner which minimizes the visual impact on the streetscape either by either:

1 i. Fully concealing the antennas and associated equipment fully within the pole;
2 or,

3 ii. Through a concealment plan which provides an equivalent or greater impact
4 reduction pursuant to subsection (7), below.

5 (b) All conduit, cables, wires and fiber must be routed internally in the light pole.
6 Conduit, cables, wires and fiber extending outside the pole to connect with externally
7 mounted antennas or equipment shall be located within shrouds, canisters, or sleeves.

8 (c) An antenna on top of an existing pole may not extend more than six feet above the
9 height of the existing pole and the diameter may not exceed 16 inches, measured at the
10 top of the pole, unless the applicant can demonstrate that more space is needed. The
11 antennas shall be integrated into the pole design so that they appear as a continuation
12 of the original pole, including colored, powder coated, or other permanent coloration,
13 to match the pole, and shall be shrouded or screened to blend with the pole. All cabling
14 and mounting hardware/brackets from the bottom of the antenna to the top of the pole
15 shall be fully concealed and integrated with the pole.

16 (d) In addition to the increased antenna height allowed in subsection (c) above, the
17 height of any replacement pole may not extend more than 10 feet above the height of
18 the existing pole or the minimum additional height necessary for adequate clearance
19 from electrical wires, whichever is greater.

20 (e) Any replacement nonwooden pole shall substantially conform to the design of the
21 pole it is replacing, or the applicable City pole design standards.

22 (f) The diameter of a replacement pole shall comply with applicable setback and
23 sidewalk clearance requirements, ADA requirements, and if a replacement light
24 standard then with the City's lighting requirements.

25 (g) The use of the pole for the siting of a small cell facility shall be considered secondary
26 to the primary function of the pole. If the primary function of a pole serving as the host
27 site for a small cell facility becomes unnecessary, the pole shall not be retained for the
28 sole purpose of accommodating the small cell facility and the small cell facility and all
29 associated equipment shall be removed.

30 (3) Wooden Pole Design Standards. Small cell facilities located on wooden poles shall conform to
31 the following design criteria in addition to the General Requirements set forth in subsection (1)
32 above:

33 (a) The wooden pole at the proposed location may be replaced with a taller pole for the
34 purpose of accommodating a small cell facility; provided, that the replacement pole
35 shall not exceed a height that is a maximum of 10 feet taller than the existing pole,
36 unless a further height increase is required and confirmed in writing by the pole owner
37 and that such height extension is the minimum extension possible to provide sufficient
38 separation and/or clearance from electrical and wireline facilities.

1 (b) A pole extender may be used instead of replacing an existing pole but may not
2 increase the height of the existing pole by more than 10 feet unless a further height
3 increase is required and confirmed in writing by the pole owner and such height
4 increase is the minimum extension possible to provide sufficient separation and/or
5 clearance from electrical and wireline facilities. The pole extender shall be painted to
6 approximately match the color of the pole and shall substantially match the diameter of
7 the pole measured at the top of the pole.

8 (c) Replacement wooden poles may either match the approximate color and materials
9 of the replaced pole or shall be the standard new wooden pole used by the pole owner
10 in the City.

11 (d) Antennas, equipment enclosures, and all ancillary equipment, boxes and conduit
12 shall be colored, powder coated, or other permanent coloration, to match the
13 approximate color of the surface of the wooden pole on which they are attached.

14 (e) Panel antennas shall not be mounted on the side of a pole more than 12 inches from
15 the surface of the wooden pole, measured from the exterior surface of the pole to the
16 furthest extent of the panel antenna.

17 (f) Antennas should be placed in an effort to minimize visual clutter and obtrusiveness.
18 Multiple antennas are permitted on a wooden pole; provided, that each antenna
19 enclosure shall not be more than three cubic feet in volume, with a cumulative total
20 antenna volume not to exceed 12 cubic feet.

21 (g) In addition to the increased antenna height allowed in subsection (b) above, a
22 canister antenna may be mounted on top of an existing wooden pole, which may not
23 exceed the height requirements described in subsection (3)(a) of this section. A canister
24 antenna mounted on the top of a wooden pole shall not exceed 16 inches, measured at
25 the top of the pole, and shall be colored or painted to match the pole. The canister
26 antenna must be placed to look as if it is an extension of the pole. In the alternative, the
27 applicant may propose a side-mounted canister antenna, so long as the inside edge of
28 the antenna is no more than 12 inches from the surface of the wooden pole. All cables
29 shall be concealed either within the canister antenna or within a sleeve between the
30 antenna and the wooden pole.

31 (h) In addition to the increased antenna height allowed in subsection (b) above, an
32 omni-directional antenna may be mounted on the top of an existing wooden pole,
33 provided such antenna is no more than four feet in height and is mounted directly on
34 the top of a pole or attached to a sleeve made to look like the exterior of the pole as
35 close to the top of the pole as technically feasible. All cables shall be concealed within
36 the sleeve between the bottom of the antenna and the mounting bracket.

37 (i) All related equipment including but not limited to ancillary equipment, radios, cables,
38 associated shrouding, microwaves, and conduit which are mounted on wooden poles
39 shall not be mounted more than six inches from the surface of the pole, unless a further
40 distance is technically required, and is confirmed in writing by the pole owner.

1 (j) Equipment for small cell facilities must be attached to the wooden pole, unless
 2 otherwise permitted to be ground-mounted pursuant to subsection (1) of this section.
 3 The equipment must be placed in the smallest enclosure possible for the intended
 4 purpose. The equipment enclosure may not exceed 17 cubic feet. Multiple equipment
 5 enclosures may be acceptable if designed to more closely integrate with the pole design
 6 and do not cumulatively exceed 17 cubic feet. The applicant is encouraged to place the
 7 equipment enclosure behind any banners or road signs that may be on the pole if such
 8 banners or road signs are allowed by the pole owner.

9 (k) The visual effect of the small cell facility on all other aspects of the appearance of the
 10 wooden pole shall be minimized to the greatest extent reasonably possible.

11 (l) The use of the wooden pole for the siting of a small cell facility shall be considered
 12 secondary to the primary function of the pole. If the primary function of a pole serving
 13 as the host site for a small cell facility becomes unnecessary, the pole shall not be
 14 retained for the sole purpose of accommodating the small cell facility and the small cell
 15 facility and all associated equipment shall be removed.

16 (m) All cables and wires shall be routed through conduit along the outside of the pole.
 17 The outside conduit shall be colored, powder coated, or other permanent coloration, to
 18 match the pole. The number and size of conduits shall be minimized to the number
 19 technically necessary to accommodate the small cell.

20 (4) Small Cell Facilities Attached to Existing Buildings. Small cell facilities attached to existing
 21 buildings shall conform to the following design criteria:

22 (a) Small cell facilities may be mounted to the sides of a building if the antennas do not
 23 interrupt the building's architectural theme.

24 (b) The interruption of architectural lines or horizontal or vertical reveals is discouraged.

25 (c) New architectural features such as columns, pilasters, corbels, or other
 26 ornamentation that conceal antennas may be used if they complement the architecture
 27 of the existing building.

28 (d) Small cells shall utilize the smallest mounting brackets necessary in order to provide
 29 the smallest offset from the building.

30 (e) Skirts or shrouds shall be utilized on the sides and bottoms of antennas in order to
 31 conceal mounting hardware, create a cleaner appearance, and minimize the visual
 32 impact of the antennas. Exposed cabling/wiring is prohibited.

33 (f) Small cell facilities shall be painted and textured to match the adjacent building
 34 surfaces.

35 (5) Small cell facilities mounted on cables strung between utility poles shall conform to the
 36 following standards:

37 (a) Each strand-mounted facility shall not exceed three cubic feet in volume;

1 (b) Only one strand-mounted facility is permitted per cable between any two existing
2 poles;

3 (c) The strand-mounted devices shall be placed as close as possible to the nearest utility
4 pole, in no event more than six feet from the pole unless a greater distance is technically
5 necessary or required by the pole owner for safety clearance;

6 (d) No strand-mounted device shall be located in or above the portion of the roadway
7 open to vehicular traffic;

8 (e) Ground-mounted equipment to accommodate such strand-mounted facilities is not
9 permitted, except when placed in preexisting equipment cabinets;

10 (f) Pole-mounted equipment for strand-mounted facilities shall meet the requirements
11 for pole-mounted small cells; and

12 (g) Such strand-mounted devices must be installed to cause the least visual impact and
13 with the minimum exterior cabling or wires (other than the original strand) necessary to
14 meet the technological needs of the facility.

15 (6) New Poles in the Rights-of-Way for Small Cell Facilities.

16 (a) New poles within the rights-of-way are only permitted if the applicant can establish
17 that:

18 (i) The proposed small cell facility cannot be located on an existing utility pole or
19 light pole, electrical transmission tower or on a site outside of the public rights-
20 of-way such as a public park, public property, building, transmission tower or in
21 or on a nonresidential use in a Residential Zone whether by roof or panel-mount
22 or separate structure;

23 (ii) The proposed wireless communications facility receives approval for a
24 concealment plan, as described in subsection (7) of this section;

25 (iii) The proposed wireless communications facility also complies with the
26 Shoreline Master Program and SEPA, if applicable; and

27 (iv) No new poles shall be located in a critical area or associated buffer required
28 by the City's critical areas ordinance, except when determined to be exempt
29 pursuant to said ordinance.

30 (7) The concealment plan shall include the design of the screening, fencing or other
31 concealment technology for a pole or equipment structure, and all related transmission
32 equipment or facilities associated with the proposed wireless communications facility, including
33 but not limited to fiber and power connections.

34 (a) The concealment plan shall seek to minimize the visual obtrusiveness of wireless
35 communications facility installations. The proposed pole or structure shall have similar
36 designs to existing neighboring poles in the rights-of-way, including to the extent
37 technically feasible similar height. Other concealment methods include, but are not

1 limited to, integrating the installation with architectural features or building design
 2 components, utilization of coverings or concealment devices of similar material, color
 3 and texture – or the appearance thereof – as the surface against which the installation
 4 will be seen or on which it will be installed, landscape design, or other camouflage
 5 strategies appropriate for the type of installation. Applicants are required to utilize
 6 designs in which all conduit and wirelines are installed internally in the structure or
 7 otherwise integrated into the design of the structure. Use of a unified enclosure equal
 8 to or less than four cubic feet in volume may be permitted in meeting these criteria. This
 9 requirement shall be applied in a manner which does not dictate the technology
 10 employed by the service provider nor unreasonably impair the technological
 11 performance of the equipment chosen by the service provider.

12 (b) If the code official has already approved a concealment plan either for the applicant
 13 or another wireless communications facility along the same public right-of-way or for
 14 the same pole type, then the applicant shall utilize a substantially similar concealment
 15 plan, unless it can show that such concealment plan is not physically or technologically
 16 feasible, or that such deployment would undermine the generally applicable design
 17 standards.

18 (8) These design standards are intended to be used solely for the purpose of concealment and
 19 siting. Nothing herein shall be interpreted or applied in a manner which dictates the use of a
 20 particular technology. When strict application of these requirements would unreasonably impair
 21 the function of the technology chosen by the applicant, alternative forms of concealment or
 22 deployment may be permitted which provide similar or greater protections from negative visual
 23 impacts to the streetscape.

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19.15.030 Land use review types.

There are four categories of land use review that occur under the provisions of the development code.

A. *Type I.* Type I reviews are based on clear, objective and nondiscretionary standards or standards that require the application of professional expertise on technical issues.

B. *Type II.* Type II reviews are based on clear, objective and nondiscretionary standards or standards that require the application of professional expertise on technical issues. The difference between Type I and Type II review is that public notification shall be issued for Type II decisions.

C. *Type III.* Type III reviews require the exercise of discretion about nontechnical issues.

D. *Type IV.* Type IV reviews require discretion and may be actions of broad public interest. Decisions on Type IV reviews are only taken after an open record hearing.

E. The types of land use approvals are listed in Table A of this section. The required public process for each type of land use approval are listed in Table B of this section.

...

Table A. Land Use Review Type

Type I	Type II	Type III	Type IV
<ul style="list-style-type: none"> • Home business • Seasonal development limitation waiver • Nonmajor single-family dwelling building permits • Tree removal permit • Right-of-way permit • Special needs group housing safety determination 	<ul style="list-style-type: none"> • Modified wireless communication facilities (6409 per <u>47 CFR 1.40001</u>) • Lot line revision • Setback deviations • Final plat^{2, 3} • Code official design review • Accessory dwelling unit 	<ul style="list-style-type: none"> • New and modified wireless (non-6409) eligible facility • SEPA threshold determination • Critical areas determination (wetland/watercourse buffer averaging/reduction) • Temporary encampment⁴ 	<ul style="list-style-type: none"> • Preliminary long plat approval • Conditional use permit • Variance • Critical areas reasonable use exception • Long plat alteration and vacations • Parking variances (reviewed by design commission)

Type I	Type II	Type III	Type IV
<ul style="list-style-type: none"> • Tenant improvement/change of use • Shoreline exemption¹ • Critical areas determination (steep slope alteration) • Final short plat • Temporary commerce on public property • Site development permits • Transportation concurrency certificate 	<ul style="list-style-type: none"> • Parking variances (reviewed by city engineer) • <u>Small cell deployment</u> 	<ul style="list-style-type: none"> • Short plat alteration and vacations • Preliminary short plat • Development code interpretations • Major single-family dwelling building permit • Shoreline substantial development permit¹ • Shoreline revision (substantial development)¹ 	<ul style="list-style-type: none"> • Variance from short plat acreage limitation • Wireless communication facility height variance • Planned unit development • Design commission design review • Permanent commerce on public property • Shoreline conditional use permit (SCUP)⁵ • Shoreline variance⁵ • Shoreline revision (variance and SCUP)

1

2

...

1 **19.16.010 Definitions.**

2 Words used in the singular include the plural and the plural the singular.

3 ...

4 Pole Extender: An object affixed between a utility pole and pole top mounted equipment (e.g. a small
5 cell antenna) for the purpose of increasing the height of the pole top mounted equipment above the
6 pole.

7 ...

8 Regulated Improvements: Any development of any property within the city, except:

9 1. Property owned or controlled by the city; or

10 2. Single-family dwellings and the buildings, structures and uses accessory thereto; or

11 3. Wireless communications structures, including associated support structures and equipment
12 cabinets; or

13 4. Small cell facilities or small cell networks.

14 ...

15 Small cell deployment: The construction and installation of either small cell facilities, small cell networks,
16 or both small cell facilities and small cell networks, together with the installation of the fiber network
17 supporting the small cell facility and small cell network.

18 ...

19 "Small cell facility" and "small cell network" are defined in accordance with RCW 80.36.375.

20 ...

21 "Small cell" shall mean "small cell facility".

22 ...

23 Undergrounded Utility Areas: A geographic area where utilities that are commonly located aboveground
24 (e.g. electrical power, cable and telephone lines, etc.) have been placed entirely underground, and
25 associated support structures (e.g. wooden utility poles or guy poles) have been removed.

26 ...

1 Utilities: Facilities providing infrastructure services by a public utility or private utility regulated by the
 2 state through fixed wires, pipes, or lines. Such facilities may include water, sewer, storm water facilities
 3 (lines, ditches, swales and outfalls) and private utilities such as natural gas lines, telecommunication
 4 lines, cable communication lines, electrical lines and other appurtenances associated with these utilities.
 5 "Utilities" does not include wireless communication facilities, but do include small cell facilities.

6 ...

7 **Wireless Communications:**

8 1. Attached Wireless Communications Facility (Attached WCF): An antenna array that is attached
 9 to an existing building or structure, including utility poles, with any accompanying attachment
 10 structure, transmission cables, and an equipment cabinet which may be located either inside or
 11 outside of the attachment building or structure.

12 2. Wireless Communications Antenna Array (Antenna Array): One or more rods, panels, discs or
 13 similar devices used for the transmission or reception of radio frequency signals, which may include
 14 omni-directional antenna (whip), directional antenna (panel), and parabolic antenna (dish).

15 3. Wireless Communications Facility (WCF): Any unstaffed facility for the transmission and/or
 16 reception of radio frequency signals usually consisting of antennas, an equipment cabinet,
 17 transmission cables, and a support structure to achieve the necessary elevation.

18 4. Wireless Communications Support Structure (Support Structure): A structure designed and
 19 constructed specifically to support an antenna array, and may include a monopole tower, lattice
 20 tower, guy-wire support tower or other similar structures. Any structure which is used to attach an
 21 attached WCF to an existing building or structure (hereinafter "attachment structure") shall be
 22 excluded from the definition of and regulations applicable to support structures.

23 5. Wireless Communications do not include small cells for the purposes of Title 19 MICC.

24

**CITY OF MERCER ISLAND
ORDINANCE NO. 20-28**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON,
RENEWING FOR SIX MONTHS INTERIM DESIGN AND CONCEALMENT
STANDARDS FOR DEPLOYMENT OF SMALL CELL FACILITIES ADOPTED IN
ORDINANCE 19C-02; PROVIDING FOR SEVERABILITY AND ESTABLISHING
AN EFFECTIVE DATE.**

WHEREAS, the City Council unanimously passed Emergency Ordinance 19C-02 (“Ord. 19C-02”) on January 15, 2019, and held a public hearing on March 5, 2019, in response to the Federal Communications Commission’s Declaratory Ruling and Third Report and Order (“New Rules”) relating to small cell facilities, which became effective January 15, 2019; and

WHEREAS, the New Rules significantly preempt the City’s ability to regulate the installation of small cell facilities on City-owned public rights-of-way; and

WHEREAS, aesthetic requirements imposed by the City under the New Rules on installation of small cell facilities should be published in advance and they must be reasonable; and

WHEREAS, Ord. 19C-02 adopted interim design and concealment standards for deployment of small cell facilities; and

WHEREAS, the design and concealment standards for small cell facilities in Ord. 19C-02 are effective for an initial period of six months, unless repealed, extended or modified by the City Council after subsequent public hearing(s) and entry of appropriate findings of fact; and

WHEREAS, the City Council extended the effective period of Ord. 19C-02 several times following additional public hearings; and

WHEREAS, the City Council considered and approved a recommended scope of work on January 21, 2020 and directed the Planning Commission to proceed in developing permanent design and concealment standards for deployment of small cell facilities; and

WHEREAS, the City Council finds that the onset of the COVID-19 pandemic has contributed significantly to the delay in the Planning Commission’s review of permanent design and concealment standards for deployment of small cell facilities; and

WHEREAS, the City has not yet adopted permanent design and concealment standards for deployment of small cell facilities; and

WHEREAS, the interim design and concealment standards adopted under Ord. 19C-02 will expire on or about January 12, 2021, unless further extended following a public hearing; and

WHEREAS, the conditions that existed when Ord. 19C-02 was adopted requiring the need for the City to have interim design and concealment standards for deployment of small cell facilities continue to exist today; and

WHEREAS, the City Council finds that deployment of small cell facilities with unregulated design and concealment standards may result in uncoordinated installations, visual blight, interference with public facilities and equipment, and traffic dangers that pose harm to public health, safety, property, and welfare; and

WHEREAS, to prevent the potential harm to public health, safety, property, and welfare, the City Council concludes that the City needs to extend the interim design and concealment standards for deployment of small cell facilities until permanent standards can be adopted following the process and procedures for adopting development regulations; and

WHEREAS, the City is authorized under RCW 35A.63.220, 36.70A.390 to renew an interim zoning and official control ordinance for one or more six-month periods, provided it holds a public hearing on the same prior to each renewal; and

WHEREAS, consistent with the provisions of RCW 35A.63.220 and RCW 36.70A.390, the City Council held a public hearing prior to passing this Ordinance; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:

- Section 1. Whereas Clauses Adopted.** The “Whereas Clauses” set forth in the recital of this Ordinance are adopted as the findings and conclusions of the City Council for passing this Ordinance. Furthermore, the “Whereas Clauses” set forth in the recital of Ord. 19C-02 are also adopted by reference as supplemental findings and conclusions of the City Council for passing this Ordinance.
- Section 2. Interim Standards Renewed.** On January 11, 2021 prior to the expiration of the current effective period, the effective period of Ord. 19C-02 and the Interim Design and Concealment Standards for Deployment of Small Cell Facilities, as set forth in Exhibit A of Ord. 19C-02 and adopted thereunder, shall be renewed under RCW 35A.63.220 and RCW 36.70A.390 for another six-months until July 11, 2021, unless repealed, extended or modified by the City Council.
- Section 3. Severability.** If any section, sentence, clause, or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, or its application held inapplicable to any person, property, or circumstance, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause, or phrase of this Ordinance or its application to any other person, property or circumstance.
- Section 4. Publication and Effective Date.** A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall take effect and be in full force five days after the date of publication.

Passed by the City Council of the City of Mercer Island, Washington, at its regular meeting on the 1st day of December 2020 and signed in authentication of its passage.

CITY OF MERCER ISLAND

Benson Wong, Mayor

APPROVED AS TO FORM:

ATTEST:

/s/ Bio Park, 11/24/2020

Bio Park, City Attorney

Deborah A. Estrada, City Clerk

Date of Publication: _____



BUSINESS OF THE CITY COUNCIL CITY OF MERCER ISLAND

AB 5785
December 1, 2020
Regular Business

AGENDA BILL INFORMATION

TITLE:	AB 5785: Comprehensive Plan and Code Amendment Docket	<input type="checkbox"/> Discussion Only
RECOMMENDED ACTION:	Approve Resolution No. 1594 adopting the final docket of Comprehensive Plan and code amendments for 2021.	<input checked="" type="checkbox"/> Action Needed: <input type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Resolution

DEPARTMENT:	Community Planning and Development
STAFF:	Jeff Thomas, Director and Alison Van Gorp, Deputy Director
COUNCIL LIAISON:	n/a
EXHIBITS:	<ol style="list-style-type: none"> Proposed amendments submitted by community members Preliminary Docket Staff Memo to the Planning Commission Resolution No. 1594
CITY COUNCIL PRIORITY:	n/a

AMOUNT OF EXPENDITURE	\$ n/a
AMOUNT BUDGETED	\$ n/a
APPROPRIATION REQUIRED	\$ n/a

SUMMARY

The purpose of this agenda bill is to adopt the final docket of proposed Comprehensive Plan and code amendments for 2021. Items placed on the final docket will be added to the work plan for further consideration by staff, the Planning Commission, and the City Council in 2021. The City is under no obligation to approve proposed amendments that are added to the final docket.

BACKGROUND

The City has an annual opportunity for the public to propose amendments to the Comprehensive Plan and development regulations. Amendment proposals are invited each year during the month of September as described in [MICC 19.15.230\(D\)\(1\)](#). The proposed amendments are compiled, along with the City’s proposed amendments, into a docket. The docket is preliminarily reviewed by the Planning Commission and City Council for a determination on which, if any, proposed amendments will be advanced for full review in the coming year. Amendments selected by the City Council for the “final docket” are then put on the Community Planning and Development (CPD) work program for the next calendar year.

2021 DOCKETING PROCESS

This year, public notice of the docketing period was issued in the City's permit bulletin on August 10, 2020 and in the newspaper on August 19, 2020. These published notices, however, inadvertently omitted the term "code amendment", indicating that only *comprehensive plan* amendments, not *code* amendments were being invited. Staff were alerted to this omission toward the end of September.

Given this error, the City Council passed Ordinance No. 20-15 extending the deadline for submitting comprehensive plan and code amendments proposals to November 2, 2020 (for 2020 only). The City received eleven proposed comprehensive plan and code amendments from the public by the November 2 deadline (see Exhibit 1). The City also initiated five Comprehensive Plan and code amendments. Altogether sixteen items were brought forward for consideration on the preliminary docket (see Exhibit 2). A summary of each proposal, along with context and staff comments is provided in the Staff Memo to the Planning Commission (see Exhibit 3).

DOCKETING CRITERIA

The City code (19.15.230(E) MICC) states that Comprehensive Plan and code amendments should only be placed on the final docket if the proposed amendment will meet the specified criteria:

"E. Docketing Criteria. The following criteria shall be used to determine whether a proposed amendment is added to the final docket in subsection D of this section:

1. *The request has been filed in a timely manner, and either:*
 - a. *State law requires, or a decision of a court or administrative agency has directed, such a change; or*
 - b. *All of the following criteria are met:*
 - i. *The proposed amendment presents a matter appropriately addressed through the comprehensive plan or the code;*
 - ii. *The city can provide the resources, including staff and budget, necessary to review the proposal, or resources can be provided by an applicant for an amendment;*
 - iii. *The proposal does not raise policy or land use issues that are more appropriately addressed by an ongoing work program item approved by the city council;*
 - iv. *The proposal will serve the public interest by implementing specifically identified goals of the comprehensive plan or a new approach supporting the city's vision; and*
 - v. *The essential elements of the proposal and proposed outcome have not been considered by the city council in the last three years. This time limit may be waived by the city council if the proponent establishes that there exists a change in circumstances that justifies the need for the amendment."*

STAFF RECOMMENDATION TO THE PLANNING COMMISSION

CPD staff recommended to the Planning Commission to docket the 5 staff generated amendments to the Comprehensive Plan and the development code. Staff also recommended to forgo further amendments to the Comprehensive Plan in 2020 based on criterion "ii" of the docketing criteria. Staffing reductions in June 2020 have reduced capacity for policy and legislative work, and the 2021 work plan for Community Planning

and Development (CPD) and the Planning Commission is robust, with the following tentatively scheduled items:

- Town Center Retail Analysis and potential code and Comprehensive Plan amendments
- Ongoing regional growth strategy and growth target review
- Sign code amendment
- Wireless/Small cell code amendment
- Transportation, Park and Fire Impact Fee rate studies and code amendments

While not all the items on this work plan require Planning Commission review, this work plan, nevertheless, represents a significant amount of CPD staff time, in support of Planning Commission, City Council and other processes. Following a review of the anticipated 2021 work plan, CPD staff concluded that there are insufficient staff resources to accommodate review of additional comprehensive plan or code amendments beyond those proposed by staff.

PLANNING COMMISSION REVIEW & RECOMMENDATION

On [November 12, 2020](#), the Planning Commission reviewed the proposed amendments in the preliminary docket, as well as the staff recommendation. After deliberation, the Planning Commission made the following recommendations:

1. Place Proposed Amendments #1-5 (the staff generated amendments) on the docket
2. Do not advance Proposed Amendments #6-8 and #10-16 to the docket
3. Retain Proposed Amendment #9 for consideration in 2021, if time/staff capacity becomes available

The Planning Commission supported the staff recommendation to recommend Proposed Amendments #1-5 for the final docket. The Commission agreed that these issues are important to address in 2021. The Commission also supported the staff recommendation to forgo recommending any additional items for the docket, either because the individual items were not necessary, or there was not adequate staff capacity, or both. Proposed Amendment #9, suggested by Commissioner Boatsman, concerns amending the nuisance code to regulate noise from commercial landscaping operations as well as spotlighting on residential properties. The Commission felt these ideas had merit and would like to see them considered when staff time allows. They recommended that this code amendment be pursued, should the staff have additional capacity after the docketed items have been addressed.

CITY COUNCIL ACTION

The City Council's role in the docketing process is described as follows:

"The city council shall review the preliminary docket at a public meeting. By December 31, the city council shall establish the final docket based on the criteria in subsection E of this section. Once approved, the final docket defines the work plan and resource needs for the following year's comprehensive plan and code amendments. (MICC 19.15.230(D)(1)(d))."

Subsection E and the criteria for evaluating the proposed amendments are provided above under "Docketing Criteria". The threshold question for the City Council is whether the items on the preliminary docket should be further analyzed and considered by the Planning Commission, City Council, and community in 2021. The City Council is under no obligation to approve a proposed amendment if it is placed on the final docket. The City Council should also carefully consider the workload generated by the items placed on the docket for staff, the Planning Commission, and the City Council itself. The City Council's decision related to the proposed

Senior Policy Analyst position in CPD (funded beginning in July 2021), will have a significant impact on the number of Comprehensive Plan and code amendments that can be processed in 2021.

NEXT STEPS

Staff will schedule each of the docketed items for Planning Commission and City Council review in 2021.

- Code amendments will be brought forward for legislative review by the Planning Commission and the City Council one by one, or in some cases in small groups of related amendments.
- Proposed changes to the Comprehensive Plan require SEPA environmental review, consideration of each item by the Planning Commission, City Council, and public hearing(s).

The docketing process for 2022 will begin in the third quarter of 2021.

RECOMMENDATION

Approve Resolution No. 1594 adopting the final docket of Comprehensive Plan and code amendments for 2021.

Or, alternatively,

Approve Resolution No. 1594 [as amended] adopting the final docket of Comprehensive Plan and code amendments for 2021.

CITY OF MERCER ISLAND

COMMUNITY PLANNING & DEVELOPMENT

9611 SE 36TH STREET | MERCER ISLAND, WA 98040
 PHONE: 206.275.7605 | www.mercerisland.gov



CITY USE ONLY

PROJECT#	RECEIPT #	FEE	Item 5.

Date Received:

Received By:

DEVELOPMENT APPLICATION

STREET ADDRESS/LOCATION		ZONE
COUNTY ASSESSOR PARCEL #'S		PARCEL SIZE (SQ. FT.)
PROPERTY OWNER (required)	ADDRESS (required)	CELL/OFFICE (required) E-MAIL (required)
PROJECT CONTACT NAME Matthew Goldbach	ADDRESS 9980 SE 40th Street, Mercer Island	CELL/OFFICE 954-806-2489 E-MAIL matt@bitmax.net
TENANT NAME	ADDRESS	CELL PHONE E-MAIL

DECLARATION: I HEREBY STATE THAT I AM THE OWNER OF THE SUBJECT PROPERTY OR I HAVE BEEN AUTHORIZED BY THE OWNER(S) OF THE SUBJECT PROPERTY TO REPRESENT THIS APPLICATION, AND THAT THE INFORMATION FURNISHED BY ME IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.


 SIGNATURE

Oct. 19, 2020
 DATE

PROPOSED APPLICATION(S) AND CLEAR DESCRIPTION OF PROPOSAL (PLEASE USE ADDITIONAL PAPER IF NEEDED):

Two text code amendments and one Comprehensive Plan Amendment. See attached three pages.

ATTACH RESPONSE TO DECISION CRITERIA IF APPLICABLE

CHECK TYPE OF LAND USE APPROVAL REQUESTED:

<p>APPEALS</p> <p><input type="checkbox"/> Building <input type="checkbox"/> Code Interpretation <input type="checkbox"/> Land use <input type="checkbox"/> Right-of-Way Use</p> <p>CRITICAL AREAS</p> <p><input type="checkbox"/> Critical Area Review 1 (Hourly Rate 2hr Min) <input type="checkbox"/> Critical Area Review 2 (Determination) <input type="checkbox"/> Reasonable Use Exception</p> <p>DESIGN REVIEW</p> <p><input type="checkbox"/> Pre Design Meeting <input type="checkbox"/> Design Review (Code Official) <input type="checkbox"/> Design Commission Study Session <input type="checkbox"/> Design Review- Design Commission- Exterior Alteration <input type="checkbox"/> Design Review- Design Commission- New Building</p> <p>WIRELESS COMMUNICATION FACILITIES</p> <p><input type="checkbox"/> Wireless Communications Facilities- 6409 Exemption <input type="checkbox"/> New Wireless Communication Facility</p>	<p>DEVIATIONS</p> <p><input type="checkbox"/> Changes to Antenna requirements <input type="checkbox"/> Changes to Open Space <input type="checkbox"/> Seasonal Development Limitation Waiver</p> <p>ENVIRONMENTAL REVIEW (SEPA)</p> <p><input type="checkbox"/> SEPA Review (checklist)- Minor <input type="checkbox"/> SEPA review (checklist)- Major <input type="checkbox"/> Environmental Impact Statement</p> <p>SHORELINE MANAGEMENT</p> <p><input type="checkbox"/> Exemption <input type="checkbox"/> Permit Revision <input type="checkbox"/> Shoreline Variance <input type="checkbox"/> Shoreline Conditional Use Permit <input type="checkbox"/> Substantial Development Permit</p> <p>SUBDIVISION LONG PLAT</p> <p><input type="checkbox"/> Long Plat- Preliminary <input type="checkbox"/> Long Plat- Alteration <input type="checkbox"/> Long Plat- Final Plat</p> <p>VARIANCES (Plus Hearing Examiner Fee)</p> <p><input type="checkbox"/> Variance</p>	<p>SUBDIVISION SHORT PLAT</p> <p><input type="checkbox"/> Short Plat- Two Lots <input type="checkbox"/> Short Plat- Three Lots <input type="checkbox"/> Short Plat- Four Lots <input type="checkbox"/> Short Plat- Deviation of Acreage Limitation <input type="checkbox"/> Short Plat- Amendment <input type="checkbox"/> Short Plat- Final Plat</p> <p>OTHER LAND USE</p> <p><input type="checkbox"/> Accessory Dwelling Unit <input type="checkbox"/> Code Interpretation Request <input checked="" type="checkbox"/> Comprehensive Plan Amendment (CPA) <input type="checkbox"/> Comprehensive Plan Amendment (CPA) <input type="checkbox"/> Lot Line Revision <input type="checkbox"/> Noise Exception <input type="checkbox"/> Reclassification of Property (Rezoning) <input type="checkbox"/> Transportation Concurrency (see supplemental application form) <input type="checkbox"/> Planning Services (not associated with a permit or review) <input checked="" type="checkbox"/> Zoning Code Text Amendment <input type="checkbox"/> Request for letter <input type="checkbox"/> Temporary Commerce on Public Property</p>
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REQUEST FOR CODE AMENDMENT

I request that Title 19 of MICC be amended to repeal MICC 19.15.230(I).

The City's application of MICC 19.15.230(I) might fail to comply with the GMA and might condone a future failure of the City to ensure that Comprehensive Plan policies are implemented by consistent development regulations.

In *Coen v. City of Mercer Island*, GMHB No. 18-3-0010, the GMHB advised that the City's application of MICC 19.15.230(I) "might result in a failure to comply [with the GMA]" and the GMHB further advised that the "Board shares Petitioner's concerns that the City's new code provision may appear to condone a future failure to ensure that plan policies are implemented by consistent development regulations." *Coen v. City of Mercer Island*, GMHB No. 18-3-0010 (FDO, May 10, 2019), at 1 and 10.

REQUEST FOR CODE AMENDMENT

I request that Title 19 of MICC be amended to assure and clarify that a conditional use permit is only applicable to the property for which it was granted and that other properties require their own conditional use permit. This amendment can be implemented by adding subsection MICC 19.06.110(A.)(5.)(c.). Exemplary language follows:

“(5.)(c.) Applicability. A conditional use permit shall be applicable only to the property for which it was granted. Property whether contiguous or noncontiguous to the property for which the conditional use permit was granted shall require new conditional use permit applications and shall be subject to this Chapter 19.13 MICC and to Chapter 19.15 MICC.”

REQUEST FOR COMPREHENSIVE PLAN AMENDMENT

I request that the Comprehensive Plan be amended to replace the current incorrect City Land Use Map with the correct City Land Use Map. This error was discovered at the GMHB meeting regarding the "CFZ". The City removed the "CFZ" but failed to correct the map regarding the "PBZ".

Evan Maxim assured me that this was a known "scriveners' error, as improbable as that may sound, and would be docketed this year as it is a legislative issue.

My request is merely to ensure that the Map is corrected without further delay.

VII.

Land Use Designation	Implementing Zoning Designations	Description
Park	PI R-8.4 R-9.6 R-12 R-15	The park land use designation represents land within the City that is intended for public use consistent with the adopted Parks and Recreation Plan.
Linear Park (I-90)	PI	The linear park (I-90) land use designation primarily contains the Interstate 90 right-of-way. The land use designation is also improved with parks and recreational facilities (e.g. Aubrey Davis park, I-90 Outdoor Sculpture Gallery, etc) adjacent to and on the lid above the Interstate 90 freeway.
Open Space	PI R-8.4 R-9.6 R-12 R-15	The open space use designation represents land within the City that should remain as predominantly unimproved open space consistent with the adopted Parks and Recreation Plan.
Commercial Office	CO B	The commercial office land use designation represents commercial areas within Mercer Island, located outside of the Town Center, where the land use will be predominantly commercial office. Complementary land uses (e.g. healthcare uses, schools, places of worship, etc.) are also generally supported within this land use designation.
Neighborhood Business	PBZ	The neighborhood business land use designation represents commercial areas within Mercer Island, located outside of the Town Center, where the land uses will be predominantly a mix of small scale, neighborhood oriented business, office, service, public and residential uses.
Single Family Residential (R)	R-8.4 R-9.6 R-12 R-15	The single family residential land use designation (R) represents areas within Mercer Island where development will be predominantly single family residential neighborhoods. Complementary land uses (e.g. private recreation areas, schools, home businesses, public parks, etc) are generally supported within this land use designation.
Multifamily Residential (MF)	MF-2 MF-2L MF-3	The multifamily residential land use (MF) represents areas within Mercer Island where the land use will be predominantly multifamily residential development. Complementary land uses (e.g. private recreation areas, schools, home businesses, public parks, etc) are generally supported within this land use designation.
Town Center (TC)	TC	The Town Center land use designation represents the area where land uses consistent with the small town character and the heart of Mercer Island will be located. This land use designation supports a mix of uses including outdoor pedestrian spaces, residential, retail, commercial, mixed-use and office-oriented businesses.
Public Facility	C-O PI R-8.4 R-9.6 R-15 TC	The public facility land use designation represents land within the City that is intended for public uses, including but not limited to schools, community centers, City Hall, and municipal services.

NOT ON MAP
LEGEND →

CITY OF MERCER ISLAND
COMMUNITY PLANNING & DEVELOPMENT
 9611 SE 36TH STREET | MERCER ISLAND, WA 98040
 PHONE: 206.275.7605 | www.mercerisland.gov



CITY USE ONLY		
PROJECT#	RECEIPT #	FEE
Date Received:		
Received By:		

DEVELOPMENT APPLICATION		Received By:	
STREET ADDRESS/LOCATION 3210 74 AV SE		ZONE R8.4	
COUNTY ASSESSOR PARCEL #'S Parcel 1300300705		PARCEL SIZE (SQ. FT.) 10,800	
PROPERTY OWNER (required) Carolyn and Mark Boatsman	ADDRESS (required) 3210 74 AVE SE	CELL/OFFICE (required) 206-595-8579 E-MAIL (required) c.boatsman@comcast.net	
PROJECT CONTACT NAME Request for code amendment	ADDRESS City wide	CELL/OFFICE E-MAIL	
TENANT NAME	ADDRESS	CELL PHONE E-MAIL	

DECLARATION: I HEREBY STATE THAT I AM THE OWNER OF THE SUBJECT PROPERTY OR I HAVE BEEN AUTHORIZED BY THE OWNER(S) OF THE SUBJECT PROPERTY TO REPRESENT THIS APPLICATION, AND THAT THE INFORMATION FURNISHED BY ME IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Carolyn M Boatsman
 SIGNATURE

November 2, 2020
 DATE

PROPOSED APPLICATION(S) AND CLEAR DESCRIPTION OF PROPOSAL (PLEASE USE ADDITIONAL PAPER IF NEEDED):

Two requests to amend City nuisance code:

- 1) Limit commercial landscaping operations using power tools to the same hours as construction noise from work under City permit.
- 2) Require that residential use of spot lighting be directed toward the owner's property.

ATTACH RESPONSE TO DECISION CRITERIA IF APPLICABLE

CHECK TYPE OF LAND USE APPROVAL REQUESTED:

<p>APPEALS</p> <p><input type="checkbox"/> Building <input type="checkbox"/> Code Interpretation <input type="checkbox"/> Land use <input type="checkbox"/> Right-of-Way Use</p> <p>CRITICAL AREAS</p> <p><input type="checkbox"/> Critical Area Review 1 (Hourly Rate 2hr Min) <input type="checkbox"/> Critical Area Review 2 (Determination) <input type="checkbox"/> Reasonable Use Exception</p> <p>DESIGN REVIEW</p> <p><input type="checkbox"/> Pre Design Meeting <input type="checkbox"/> Design Review (Code Official) <input type="checkbox"/> Design Commission Study Session <input type="checkbox"/> Design Review- Design Commission- Exterior Alteration <input type="checkbox"/> Design Review- Design Commission- New Building</p> <p>WIRELESS COMMUNICATIONS FACILITIES</p> <p><input type="checkbox"/> Wireless Communications Facilities- 6409 Exemption <input type="checkbox"/> New Wireless Communication Facility</p>	<p>DEVIATIONS</p> <p><input type="checkbox"/> Changes to Antenna requirements <input type="checkbox"/> Changes to Open Space <input type="checkbox"/> Seasonal Development Limitation Waiver</p> <p>ENVIRONMENTAL REVIEW (SEPA)</p> <p><input type="checkbox"/> SEPA Review (checklist)- Minor <input type="checkbox"/> SEPA review (checklist)- Major <input type="checkbox"/> Environmental Impact Statement</p> <p>SHORELINE MANAGEMENT</p> <p><input type="checkbox"/> Exemption <input type="checkbox"/> Permit Revision <input type="checkbox"/> Shoreline Variance <input type="checkbox"/> Shoreline Conditional Use Permit <input type="checkbox"/> Substantial Development Permit</p> <p>SUBDIVISION LONG PLAT</p> <p><input type="checkbox"/> Long Plat- Preliminary <input type="checkbox"/> Long Plat- Alteration <input type="checkbox"/> Long Plat- Final Plat</p> <p>VARIANCES (Plus Hearing Examiner Fee)</p> <p><input type="checkbox"/> Variance</p>	<p>SUBDIVISION SHORT PLAT</p> <p><input type="checkbox"/> Short Plat- Two Lots <input type="checkbox"/> Short Plat- Three Lots <input type="checkbox"/> Short Plat- Four Lots <input type="checkbox"/> Short Plat- Deviation of Acreage Limitation <input type="checkbox"/> Short Plat- Amendment <input type="checkbox"/> Short Plat- Final Plat</p> <p>OTHER LAND USE</p> <p><input type="checkbox"/> Accessory Dwelling Unit <input type="checkbox"/> Code Interpretation Request <input type="checkbox"/> Comprehensive Plan Amendment (CPA) <input type="checkbox"/> Conditional Use (CUP) <input type="checkbox"/> Lot Line Revision <input type="checkbox"/> Noise Exception <input type="checkbox"/> Reclassification of Property (Rezoning) <input type="checkbox"/> Transportation Concurrence (see supplemental application form) <input type="checkbox"/> Planning Services (not associated with a permit or review) <input checked="" type="checkbox"/> Zoning Code Text Amendment <input type="checkbox"/> Request for letter <input type="checkbox"/> Temporary Commerce on Public Property</p>
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CITY OF MERCER ISLAND

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CITY USE ONLY

Item 5.

PROJECT#

RECEIPT #

FEE

Date Received:

Received By:

DEVELOPMENT APPLICATION

STREET ADDRESS/LOCATION 3210 74 AVE SE		ZONE R8.4	
COUNTY ASSESSOR PARCEL #'S Parcel 1300300705		PARCEL SIZE (SQ. FT.) 10,800	
PROPERTY OWNER (required) Carolyn and Mark Boatsman	ADDRESS (required) 3210 74 AVE SE	CELL/OFFICE (required) 206-595-8579 E-MAIL (required) c.boatsmn@comcast.et	
PROJECT CONTACT NAME Comp plan update docket request	ADDRESS City wide	CELL/OFFICE E-MAIL	
TENANT NAME	ADDRESS	CELL PHONE E-MAIL	

DECLARATION: I HEREBY STATE THAT I AM THE OWNER OF THE SUBJECT PROPERTY OR I HAVE BEEN AUTHORIZED BY THE OWNER(S) OF THE SUBJECT PROPERTY TO REPRESENT THIS APPLICATION, AND THAT THE INFORMATION FURNISHED BY ME IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Carolyn M Boatsman
SIGNATURE

November 2, 2020

DATE

PROPOSED APPLICATION(S) AND CLEAR DESCRIPTION OF PROPOSAL (PLEASE USE ADDITIONAL PAPER IF NEEDED):

I am requesting a Comprehensive Land Use Plan Update as follows:

Adopt a goal and policies for use of City rights of way establishing a priority of use, based upon the public good. Uses that should, at the least, be allowed and included in the priority are roads and appurtenances, utility installation, residential parking, and environmental benefit.

ATTACH RESPONSE TO DECISION CRITERIA IF APPLICABLE

CHECK TYPE OF LAND USE APPROVAL REQUESTED:

APPEALS

- Building
- Code Interpretation
- Land use
- Right-of-Way Use

CRITICAL AREAS

- Critical Area Review 1 (Hourly Rate 2hr Min)
- Critical Area Review 2 (Determination)
- Reasonable Use Exception

DESIGN REVIEW

- Pre Design Meeting
- Design Review (Code Official)
- Design Commission Study Session
- Design Review- Design Commission- Exterior Alteration
- Design Review- Design Commission- New Building

WIRELESS COMMUNICATION FACILITIES

- Wireless Communications Facilities- 6409 Exemption
- New Wireless Communication Facility

DEVIATIONS

- Changes to Antenna requirements
- Changes to Open Space
- Seasonal Development Limitation Waiver

ENVIRONMENTAL REVIEW (SEPA)

- SEPA Review (checklist)- Minor
- SEPA review (checklist)- Major
- Environmental Impact Statement

SHORELINE MANAGEMENT

- Exemption
- Permit Revision
- Shoreline Variance
- Shoreline Conditional Use Permit
- Substantial Development Permit

SUBDIVISION LONG PLAT

- Long Plat- Preliminary
- Long Plat- Alteration
- Long Plat- Final Plat

VARIANCES (Plus Hearing Examiner Fee)

- Variance

SUBDIVISION SHORT PLAT

- Short Plat- Two Lots
- Short Plat- Three Lots
- Short Plat- Four Lots
- Short Plat- Deviation of Acreage Limitation
- Short Plat- Amendment
- Short Plat- Final Plat

OTHER LAND USE

- Accessory Dwelling Unit
- Code Interpretation Request
- Comprehensive Plan Amendment (CPA)
- Conditional Use (CUP)
- Lot Line Revision
- Noise Exception
- Reclassification of Property (Rezoning)
- Transportation Concurrence (see supplemental application form)
- Planning Services (not associated with a permit or review)
- Zoning Code Text Amendment
- Request for letter
- Temporary Commerce on Public Property

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CITY USE ONLY

Item 5.

PROJECT#

RECEIPT #

FEE

Date Received:

DEVELOPMENT APPLICATION

Received By:

STREET ADDRESS/LOCATION		ZONE
COUNTY ASSESSOR PARCEL #'S		PARCEL SIZE (SQ. FT.)
PROPERTY OWNER (required)	ADDRESS (required)	CELL/OFFICE (required) E-MAIL (required)
PROJECT CONTACT NAME Daniel Thompson	ADDRESS 7265 N. Mercer Way Mercer Island, WA 98040	CELL/OFFICE 206-919-3266 E-MAIL danielphompson@hotmail.com
TENANT NAME	ADDRESS	CELL PHONE E-MAIL

DECLARATION: I HEREBY STATE THAT I AM THE OWNER OF THE SUBJECT PROPERTY OR I HAVE BEEN AUTHORIZED BY THE OWNER(S) OF THE SUBJECT PROPERTY TO REPRESENT THIS APPLICATION, AND THAT THE INFORMATION FURNISHED BY ME IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

SIGNATURE

DATE

PROPOSED APPLICATION(S) AND CLEAR DESCRIPTION OF PROPOSAL (PLEASE USE ADDITIONAL PAPER IF NEEDED):

See attached suggested Residential Development Code Amendments I through VI.

ATTACH RESPONSE TO DECISION CRITERIA IF APPLICABLE

CHECK TYPE OF LAND USE APPROVAL REQUESTED:

APPEALS	DEVIATIONS	SUBDIVISION SHORT PLAT
<input type="checkbox"/> Building	<input type="checkbox"/> Changes to Antenna requirements	<input type="checkbox"/> Short Plat- Two Lots
<input type="checkbox"/> Code Interpretation	<input type="checkbox"/> Changes to Open Space	<input type="checkbox"/> Short Plat- Three Lots
<input type="checkbox"/> Land use	<input type="checkbox"/> Seasonal Development Limitation Waiver	<input type="checkbox"/> Short Plat- Four Lots
<input type="checkbox"/> Right-of-Way Use		<input type="checkbox"/> Short Plat- Deviation of Acreage Limitation
CRITICAL AREAS	ENVIRONMENTAL REVIEW (SEPA)	<input type="checkbox"/> Short Plat- Amendment
<input type="checkbox"/> Critical Area Review 1 (Hourly Rate 2hr Min)	<input type="checkbox"/> SEPA Review (checklist)- Minor	<input type="checkbox"/> Short Plat- Final Plat
<input type="checkbox"/> Critical Area Review 2 (Determination)	<input type="checkbox"/> SEPA review (checklist)- Major	OTHER LAND USE
<input type="checkbox"/> Reasonable Use Exception	<input type="checkbox"/> Environmental Impact Statement	<input type="checkbox"/> Accessory Dwelling Unit
DESIGN REVIEW	SHORELINE MANAGEMENT	<input type="checkbox"/> Code Interpretation Request
<input type="checkbox"/> Pre Design Meeting	<input type="checkbox"/> Exemption	<input type="checkbox"/> Comprehensive Plan Amendment (CPA)
<input type="checkbox"/> Design Review (Code Official)	<input type="checkbox"/> Permit Revision	<input type="checkbox"/> Conditional Use (CUP)
<input type="checkbox"/> Design Commission Study Session	<input type="checkbox"/> Shoreline Variance	<input type="checkbox"/> Lot Line Revision
<input type="checkbox"/> Design Review- Design Commission- Exterior Alteration	<input type="checkbox"/> Shoreline Conditional Use Permit	<input type="checkbox"/> Noise Exception
<input type="checkbox"/> Design Review- Design Commission- New Building	<input type="checkbox"/> Substantial Development Permit	<input type="checkbox"/> Reclassification of Property (Rezoning)
WIRELESS COMMUNICATION FACILITIES	SUBDIVISION LONG PLAT	<input type="checkbox"/> Transportation Concurrency (see supplemental application form)
<input type="checkbox"/> Wireless Communications Facilities- 6409 Exemption	<input type="checkbox"/> Long Plat- Preliminary	<input type="checkbox"/> Planning Services (not associated with a permit or review)
<input type="checkbox"/> New Wireless Communication Facility	<input type="checkbox"/> Long Plat- Alteration	<input checked="" type="checkbox"/> Zoning Code Text Amendment
	<input type="checkbox"/> Long Plat- Final Plat	<input type="checkbox"/> Request for letter
	VARIANCES (Plus Hearing Examiner Fee)	<input type="checkbox"/> Temporary Commerce on Public Property
	<input type="checkbox"/> Variance	

I

SUGGESTION FOR RESIDENTIAL CODE AMENDMENT

MICC 19.02.020 Residential Development Standards

MICC 19.02.020(D)(2)(a) Gross Floor Area

Suggested Code Amendment:

I suggest MICC 19.02.020(D)(2)(a) be amended to reduce ceiling height from 12 feet to 10 feet before it is counted as clerestory space at 150% of GFA.

Analysis:

The Citizens and Council spent approximately three years rewriting the Residential Development Code. A primary motivation in the rewrite was to deal with citizen concern over “massing”, or what citizens considered out-of-scale residential development, which the Planning Commission addressed as Gross Floor Area to Lot Area Ratio (GFAR).

One of the factors that increased GFAR and led to the code rewrite was Administrative Interpretation 13-01 that allowed all clerestory space to be counted as 100% GFA.

Massing is a three-dimensional concept based on the exterior volume of the house. Whether interior space is counted as GFA or not, it is a reality in the exterior volume, or massing, of the house. GFA, meanwhile, is a two-dimensional term subject to exemption.

Ten-foot ceiling height is the industry standard for a maximum non-cathedral ceiling. The Planning Commission never recommended a 12-foot ceiling height in its recommendation to the Council, but recommended 10 feet. 12 feet was the sudden recommendation of former council member Dan Grausz at the Council’s final adoption hearing for the new Residential Development Code.

A ceiling height of 12 feet, before counting as clerestory space, allows each floor of a two-story house to increase its interior and exterior volume by 20%, directly contrary to the goals of the RDS. Furthermore, it creates a much greater need for heating and cooling, and is contrary to the purposes of green building standards.

II

SUGGESTION FOR RESIDENTIAL CODE AMENDMENT

MICC 19.02.020 Residential Development Standards

MICC 19.02.020(D)(2) Gross Floor Area

MICC 19.16.010(G)(2)(b) Gross Floor Area Exemption for Covered Decks on the First Level

Suggested Code Amendment:

I suggest MICC 19.02.020(D)(2) be amended to include exterior covered decks in the definition of Gross Floor Area, which presently only references exterior walls even though covered decks on levels above the first level are counted towards the GFA limit.

I further suggest that MICC 19.02.020(D)(2) and 19.16.010(G)(2)(b) be amended to include covered porches on the first level in the calculation of Gross Floor Area.

Analysis:

The Citizens and Council spent approximately three years rewriting the Residential Development Code. A primary motivation in the rewrite was to deal with citizen concern over “massing”, or what citizens considered out of scale residential development, which the Planning Commission addressed as Gross Floor Area to Lot Area Ratio (GFAR).

One of the main actions in the new Residential Development Code was to remove discretion from the City Planning Department (Development Services Group at that time, now Community Planning Department), especially when it came to deviations and variances. Unfortunately, that led the prior director to simply amend the entire code when attempting to address a request from a citizen for relief from the Code.

One of these Amendments was to exempt covered decks on the first level from the GFA limits because the applicant wished to have a covered barbecue area. Instead, the code amendment exempts all covered decks on the first level from the GFA limit.

There is very little difference in massing between a deck with a railing and roof from a room. The only difference is a window. Exempting first level decks from GFA limits greatly expands the massing of the house.

To be fair to Evan Maxim, amending this definition to limit its scope was on his agenda before his departure.

A homeowner already has the benefit of an 18-inch eave that is exempt from the GFA limit. At most, any barbecue area that needed to be sheltered from the elements would be 5'x 5', or 25 square feet. I suggest that covered decks on the first level be counted in their entirety towards the GFA limit, or in the alternative a 25-foot exemption be allowed for a barbecue area.

III

SUGGESTION FOR RESIDENTIAL CODE AMENDMENT

MICC 19.02.020 Residential Development Standards

MICC 19.02.020(c)(2)(a)(iii) Yards for Waterfront Lots

MICC 19.02.040(D)(1) Garages and Carports/Yard Intrusion

Suggested Code Amendment:

I suggest MICC 19.02.040(D)(1) be eliminated. In the alternative, I suggest that MICC 19.02.040(D)(1) not be applicable to a waterfront lot if the waterfront lot has switched its front and rear yards subject to MICC 19.02.020(c)(2)(a)(iii).

Analysis:

MICC 19.02.020(c)(2)(a)(iii) allows a waterfront lot to switch its front and rear yard because the Department of Ecology requires a 25-foot buffer between the structure and the ordinary high water mark.

However, MICC 19.02.040(D)(1) allows garages and carports to be built within 10 feet of the property line of the *front* yard if there is more than 4 vertical feet difference as measured between the bottom wall of the building and ground elevation of the front yard property line where such property is closest to the building.

Ideally, 19.02.040(D)(1) should be eliminated. It is a building or structure above the ground level that extends into the yard setback. However, in the alternative, 19.02.040(D)(1) should not be available to waterfront lots that have flipped their front and rear yards pursuant to 19.02.020(c)(2)(a)(iii) because essentially it reduces the yard between the upper house to 10 feet. The effect of this provision can easily be seen as one takes a boat around Lake Washington. The waterfront house and the house directly behind look as though they are one contiguous property.

IV

SUGGESTION FOR RESIDENTIAL CODE AMENDMENT

MICC 19.02.020 Residential Development Standards

MICC 19.02.020(D)(3)(b) Gross Floor Area Incentives for ADU's

Suggested Code Amendment:

I suggest limiting the Gross Floor Area Incentives for ADU's in MICC 19.02.020(D)(3)(b) to lots 8,400 square feet or smaller.

Analysis:

One of the primary purposes of the rewrite of the Residential Development Code was to address the massing and out of scale development in the smaller lot neighborhoods, with lots 8,400 square feet and less. MICC 19.02.020(D)(3)(b) allows a lot 10,000 square feet or less to have up to 5% additional Gross Floor Area for an ADU. (19.02.020(D)(3)(a) already allows a lot 7,500 sf lot or below an additional 5% GFA or 3,000 sf for either an ADU or the main house.)

A 10,000-square foot lot that can have a 4,000-square foot house does not need an additional 5% Gross Floor Area for an ADU. The primary tool used by the Planning Commission to reduce massing and out-of-scale residential development was to reduce GFAR from 45% to 40%, except this provision is directly contrary to that goal.

MICC 19.02.020(D)(3)(b) should be amended to limit the 5% additional GFA to lots 8,400 square feet and less.

V

SUGGESTION FOR RESIDENTIAL CODE AMENDMENT

MICC 19.02.020 Residential Development Standards

MICC 19.15.030 (Table A) Land Use Review Type Classification

Suggested Code Amendment:

I suggest amending MICC 19.15.030 (Table A) to change the land use type of the following permit actions:

- Seasonal Development Limitation Waiver from Type I to Type II
- Tree Removal Permit from Type I to Type II
- Final Short Plat from Type I to Type II (or in the alternative, Notice to Parties of Record)
- Lot Line Revision from Type II to Type III
- Setback Deviations from Type II to Type III

Analysis:

One of the major goals of the Residential Code rewrite was to provide greater notice and citizen participation in the permitting process. Two significant actions were requiring public notice of development permits, and 30 days notice for all permits, rather than the minimum 14 days.

However, shortly after the new code was adopted, the director of the Development Services Group at that time drafted an entirely new permit *typing* system that created four different types. This system created a new land use term that has no legal meaning called “public notification” that simply requires posting the application on the City’s online permit bulletin, which very few citizens read or follow.

The new permit typing system created four categories: I, II, III, and IV. Unfortunately, Type I permits require notice, public notice, or public notification at all, and Type II permits only receive public notification of the application on the City’s Online Permit Bulletin.

- A waiver from the Seasonal Development Limitation on Development has recently been an issue of inquiry. This is a significant waiver, and there should at least be public notification, which costs the City nothing.

- Tree removal permits should at least receive public notification. The citizens and neighbors are the eyes and ears of the Planning Department. The Island Arborist and Code Enforcement Officer are underfunded, or rarely have time to review tree removal, and just as importantly required tree replacement. Moving tree removal permits from Type I to Type II would give the citizens a way to at least have a resource to determine whether the removal of a tree in their neighborhood has been permitted. There would be no cost to the city.
- Final short plats often have some modification from the preliminary approval. As a result, they should have public notification as a Type II permit, or in the alternative written notice to parties of record. There would be no cost to the city.
- A Lot Line Revision is a significant action and should receive public notice as a Type III permit.
- Setback deviations are very significant impacts to the neighbors and should receive Type III public notice as opposed to Type II notification.

VI

SUGGESTION FOR RESIDENTIAL CODE AMENDMENT

MICC 19.02.020 Residential Development Standards

MICC 19.02.020(G)(2)(a) and (b) Parking Requirements

Suggested Code Amendment:

I suggest that MICC 19.02.020(G)(2)(a) and (b) be amended to reduce house GFA from 3,000 sf to 2,000 sf in order to reduce covered parking spaces to one covered and one uncovered space.

Analysis:

During the Residential Development Code rewrite, parking requirements for residential houses were reduced based upon the square footage of the house pursuant to MICC 19.02.020(G)(2)(a) and (b). This was a very contentious amendment. Ironically, many builders are hesitant to not build a 3-car garage on Mercer Island since many of their first-time home buyers come from off-island to the east, where a 3-car garage is common.

A 3,000 sf home is quite large. For example, I have raised two children in a 2,700 sf house with a 3-car garage on Mercer Island. A 3,000 sf house can accommodate a two-covered garage space.

Ancillary issues from reducing parking requirements for houses 3,000 feet and below that were not well-discussed during the Residential Code rewrite include:

1. Mercer Island effectively has no intra-island transit. The 201 that circled the Mercers was eliminated because of low ridership, in part because it is very difficult for citizens to even get up their steep drives to one of the Mercers, and the 201 was very slow.
2. One covered garage space is usually required for the three different bins – garbage, recycle, and yard waste – plus storage of bikes, skis, tools, and other personal equipment. For the first 16 years I lived in a small house on First Hill with a one-car garage, which effectively was a zero-car garage since there was too much stuff in the garage to park a car in it. This effectively moves either cars, or items such as garbage bins, out into the yard and street.

3. Since Mercer Island residential neighborhoods have few sidewalks, cars parked along the street push kids walking to the school bus out into the middle of the road. This is especially problematic when it is dark.
4. Overflow street parking in the residential neighborhoods makes dedicated bike paths almost impossible, including on the Mercers. Not unlike the Town Center that only requires one parking stall per unit, reducing parking requirements simply subsidizes builders by shifting parking from onsite to the street.

The original intent was to ameliorate the reduction in GFAR limits in the new code. A resident would convert one parking space to living area. However, a 3,000 sf house simply does not need this incentive, and the GFA necessary to qualify for reduced parking should be reduced from 3,000 sf to 2,000 sf.

2021 Preliminary Comprehensive Plan and Code Amendment Docket

Item No.	Proposed By	Potentially Affected Section, Goal or Policy	Summary of Proposal
1	City Staff	Comprehensive Plan/Land Use Element/Land Use Plan Map	This amendment would correct an error in the City's Land Use Plan Map. One of the land use designations listed in Sect. VII of the Land Use Element is "Neighborhood Business", for which the implementing zone is "PBZ". The area currently zoned PBZ, and previously designated as Neighborhood Business, is erroneously identified as "Commercial Office" on the current Land Use Plan Map.
2	City Staff	<ul style="list-style-type: none"> Comprehensive Plan/Land Use Element, Section V. Land Use Policies, Town Center (e.g. Figure TC-1 Retail Use Adjacent to Street Frontages) Town Center Development and Design Standards (e.g. MICC 19.11.020 (B) <i>Required Ground Floor Uses</i>) 	This item is a placeholder for any code or comprehensive plan amendments that may be proposed related to the Town Center development moratorium.
3	City staff	Transportation, Park and Fire Impact Fees (MICC 19.18 and MICC 19.19)	The city intends to prepare new rate studies and update the Transportation and Park Impact Fees, and establish a Fire Impact Fee. This is a placeholder for the related code amendments.
4	City Staff	Temporary Sign Regulations (MICC 19.06.020)	Due to changes in case law, the City is required to update the Sign Code.
5	City Staff	Wireless and Small Cell Regulations (MICC 19.06.040)	Due to recent FCC rules, staff are required to update the City Code related to wireless and small cell facilities.
6	Matthew Goldbach	Implementation of Comprehensive Plan Amendments (MICC 19.15.230(I))	The amendment would repeal 19.15.230(I) to ensure the code does not condone a future failure of the City to ensure that Comprehensive Plan policies are implemented by consistent development regulations.
7	Matthew Goldbach	Condition Use Permit Regulations (MICC 19.06.110(A)(5))	This amendment would add a new subsection to the code clarifying that conditional use permits (CUPs) are only applicable to the property for which it was granted (regardless of whether additional property is added to that property in the future).

8	Matthew Goldbach	Comprehensive Plan/Land Use Element/Land Use Plan Map	Replace the incorrect City Land Use Map to correctly identify the south-end shopping center as “PBZ” or Neighborhood Business.
9	Carolyn Boatsman	Nuisance Control Code (MICC 8.24)	Make amendments to the nuisance code to : 1) limit commercial landscaping operations using power tools to the same hours as construction noise from work under city permit, and 2) require that residential use of spot lighting be directed toward the owner’s property.
10	Carolyn Boatsman	Comprehensive Plan	Adopt goals and policies related to the prioritization of the use of the public right of way, based on the public good.
11	Daniel Thompson	Residential Development Standards (MICC 19.02.020(D)(2)(a) Gross Floor Area)	This amendment would reduce ceiling height from 12 feet to 10 feet before it is counted as clerestory space at 150% of gross floor area (GFA).
12	Daniel Thompson	Residential Development Standards (MICC 19.02.020(D)(2)(a) Gross Floor Area)	This amendment would include exterior covered decks in the definition of GFA and include covered porches on the first level in the calculation of GFA.
13	Daniel Thompson	Residential Development Standards (MICC 19.02.040(D)(1) Garages and Carports)	This amendment would either eliminate the ability to build garages and carports within 10 feet of the property line of the front yard, or, alternatively, would eliminate this option for waterfront lots that have flipped their front and back yards per MICC 19.02.020(c)(2)(a)(iii).
14	Daniel Thompson	Residential Development Standards (MICC 19.02.020(D)(3)(b) Gross Floor Area Incentives for ADUs)	This amendment would limit the GFA incentives for ADUs to lots 8,400 square feet or smaller.
15	Daniel Thompson	Administrative Code (MICC 19.15.030 Land Use Review Type Classification)	This amendment would change the type classifications of several permit actions, with the effect of adding public notification or public notice requirements to these actions.
16	Daniel Thompson	Residential Development Standards (MICC 19.02.020(G)(2)(a) and (b) Parking Requirements)	This amendment would reduce the threshold for requiring only 2 parking spaces (1 covered and 1 uncovered) from 3,000 square feet to 2,000 square feet.

CITY OF MERCER ISLAND

COMMUNITY PLANNING & DEVELOPMENT

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PLANNING COMMISSION

To: Planning Commission

From: Alison Van Gorp, Deputy CPD Director

Date: November 12, 2020

RE: 2020 Comprehensive Plan and Development Code Amendment Preliminary Docket

SUMMARY

The City has an annual opportunity for the public to propose amendments to the Comprehensive Plan and development regulations. The proposed amendments are compiled, along with the City's proposed amendments, on a docket. The docket is preliminarily reviewed by the Planning Commission and City Council for a determination on which, if any, proposed amendments will be advanced for full review in the coming year. Amendments selected by the City Council for the "final docket" are then put on the Community Planning and Development (CPD) work program for the next calendar year.

COMPREHENSIVE PLAN DOCKET PROCESS AND CRITERIA

Docketing - Procedure:

The Mercer Island City Code (MICC) describes the formal process in section 19.15.230 MICC:

"D. Docketing of Proposed Amendments. For purpose of this section, docketing refers to compiling and maintaining a list of suggested changes to the comprehensive plan in a manner that will ensure such suggested changes will be considered by the city and will be available for review by the public. The following process will be used to create the docket:

1. Preliminary Docket Review. By September 1, the city will issue notice of the annual comprehensive plan amendment cycle for the following calendar year. The amendment request deadline is October 1. Proposed amendment requests received after October 1 will not be considered for the following year's comprehensive plan amendment process but will be held for the next eligible comprehensive plan amendment process.

a. The code official shall compile and maintain for public review a list of suggested amendments and identified deficiencies as received throughout the year.

b. The code official shall review all complete and timely filed applications proposing amendments to the comprehensive plan or code

and place these applications and suggestions on the preliminary docket along with other city-initiated amendments to the comprehensive plan or code.

c. The planning commission shall review the preliminary docket at a public meeting and make a recommendation on the preliminary docket to the city council each year.

d. The city council shall review the preliminary docket at a public meeting. By December 31, the city council shall establish the final docket based on the criteria in subsection E of this section. Once approved, the final docket defines the work plan and resource needs for the following year's comprehensive plan and code amendments."

Public notice was provided on August 19, 2020 in the newspaper as well as the permit bulletin. However, it was later discovered that a staff error omitted the words "code amendment" from the public notice. The City Council later took action to extend the deadline for amendment proposals to November 2, 2020 and additional public notice was given for the new deadline. Eleven Comprehensive Plan and code amendment proposals were received from the public prior to the deadline. CPD staff have also identified five comprehensive plan and code amendments for consideration. All sixteen proposals are discussed below.

Docketing – Criteria:

Proposed comprehensive plan and code amendments should only be placed on the docket if the amendment will meet the following criteria:

"E. Docketing Criteria. The following criteria shall be used to determine whether a proposed amendment is added to the final docket in subsection D of this section:

1. The request has been filed in a timely manner, and either:

a. State law requires, or a decision of a court or administrative agency has directed, such a change; or

b. All of the following criteria are met:

i. The proposed amendment presents a matter appropriately addressed through the comprehensive plan or the code;

ii. The city can provide the resources, including staff and budget, necessary to review the proposal, or resources can be provided by an applicant for an amendment;

iii. The proposal does not raise policy or land use issues that are more appropriately addressed by an ongoing work program item approved by the city council;

iv. The proposal will serve the public interest by implementing specifically identified goals of the comprehensive plan or a new approach supporting the city's vision; and

v. The essential elements of the proposal and proposed outcome have not been considered by the city council in the last three

years. This time limit may be waived by the city council if the proponent establishes that there exists a change in circumstances that justifies the need for the amendment.”

PROPOSED AMENDMENTS

The proposed amendments are summarized in Attachment 1, including the amendments proposed by CPD staff. The full amendment proposals submitted by community members are included in Attachment 2.

Proposed Amendment 1

Proposed By: City staff

Comprehensive Plan or Code Section: Comprehensive Plan/Land Use Element/Land Use Plan Map

Proposal Summary: This amendment would correct an error in the City's Land Use Plan Map. One of the land use designations listed in Sect. VII of the Land Use Element is "Neighborhood Business", for which the implementing zone is "PBZ". The area currently zoned PBZ, and previously designated as Neighborhood Business, is erroneously identified as "Commercial Office" on the current Land Use Plan Map.

Context and Staff Comments: A scrivener's error resulted in the south-end shopping center being mis-designated in the Land Use Plan Map. This is a simple correction to update the map and re-instate the Neighborhood Business designation. This is a necessary correction that will require a limited amount of staff, Planning Commission and City Council resources.

Proposed Amendment 2

Proposed By: City staff

Comprehensive Plan or Code Section:

- Comprehensive Plan/Land Use Element, Section V. Land Use Policies, Town Center
- Town Center Development and Design Standards (MICC 19.11)

Proposal Summary: This item is a placeholder for any code or comprehensive plan amendments that may be proposed related to the Town Center development moratorium.

Context and Staff Comments: In June, the City Council adopted an interim ordinance instituting a development moratorium in the south portion of the Town Center. The Council would like to analyze the city's requirement for retail frontage in the town center and determine whether amendments to the Town Center development regulations or the Comprehensive plan are needed to preserve and promote retail and small businesses in the Town Center. This analysis and potential amendments are required to resolve the existing interim ordinance, and will require substantial staff and consultant resources. A budget proposal is under consideration to support the consultant work. Any Comprehensive Plan or code amendments that are undertaken will also require Planning Commission and City Council resources.

Proposed Amendment 3

Proposed By: City staff

Comprehensive Plan or Code Section:

- Comprehensive Plan/Land Use, Transportation and Capital Facilities Elements

- Transportation, Park and Fire Impact Fees (MICC 19.17, MICC 19.18, New chapter Title 19)

Proposal Summary: The city intends to prepare new rate studies and update the Transportation and Park Impact Fees, and establish a Fire Impact Fee. This is a placeholder for the related code amendments.

Context and Staff Comments: Transportation and park impact fees were first adopted in 2015. The city would like to update the rate studies for these fees and then amend the code to update the fees based on the findings of the rate studies. In addition, the city is also planning to adopt a fire impact fee to help offset the costs of additional capacity to provide fire services for new development. This analysis and code amendments will require substantial staff and consultant resources. A budget proposal is under consideration to support the consultant work. The code amendments will also require Planning Commission and City Council resources.

Proposed Amendment 4

Proposed By: City staff

Comprehensive Plan or Code Section: Sign Regulations (MICC 19.06.020, MICC 19.11.140, and MICC 19.12.080)

Proposal Summary: Due to changes in case law, the City is now required to update the Sign Code.

Context and Staff Comments: This is an important code amendment that is needed to align city regulations with recent changes in case law. In 2015, the Supreme court ruling in *Reed v. Town of Gilbert* restricted the ability to regulate signs related to First Amendment concerns. The City needs to amend the sign regulations so they are not based on content of the sign. Consideration of this code amendment was initiated with the Planning Commission in early 2020 but was postponed due to the COVID-19 pandemic. Re-starting the review process in 2021 will require moderate staff, Planning Commission and City Council resources.

Proposed Amendment 5

Proposed By: City staff

Comprehensive Plan or Code Section: Wireless and Small Cell Regulations (MICC 19.06.040)

Proposal Summary: Due to recently promulgated FCC regulations, staff are required to update the City Code related to wireless and small cell facilities.

Context and Staff Comments: Federal regulations now pre-empt many local regulations related to wireless and small cell facilities. Local governments are now limited to regulating mostly aesthetics and the regulations may not “effectively prohibit” wireless facilities. The city has had an interim ordinance in place governing these issues and permanent regulations now need to be developed and implemented. The proposed code amendment will resolve the existing interim ordinance, align city regulations with FCC rules, add definitions of new terms and make additional clarifying updates to the code. Consideration of this code amendment was by the Planning Commission was underway in early 2020 but was postponed due to the COVID-19 pandemic. Re-starting the review process in 2021 will require moderate staff, Planning Commission and City Council resources.

Proposed Amendment 6

Proposed By: Matthew Goldbach

Comprehensive Plan or Code Section: Implementation of Comprehensive Plan Amendments (MICC 19.15.230(I))

Proposal Summary: The amendment would repeal 19.15.230(I) to ensure the code does not condone a future failure of the City to ensure that Comprehensive Plan policies are implemented by consistent development regulations.

Context and Staff Comments: Mr. Goldbach’s application refers to Growth Management Hearings Board (GMHB) No. 18-3-0010, *Coen v. City of Mercer Island*. The Petitioner in this case made a similar argument to Mr. Goldbach’s suggestion; however, the GMHB did not find that *Coen* had met his burden of proof that MICC 19.15.230(I) purportedly violates the goals and requirements of the GMA. To the contrary, MICC 19.15.230(I) does not permit the City to violate the GMA nor does it automatically result in GMA violations. As briefed in the *Coen* proceeding, neither the Growth Management Act nor Chapter 365-196 WAC **require** that comprehensive plan amendments and development plans be adopted concurrently. Indeed, concurrent adoption of development regulations may be unnecessary if existing regulations are consistent and continue to implement the comprehensive plan. Finally, the wording “within such time as reasonably practicable” allows the City the flexibility to enact development regulations with sufficient citizen participation and meaningful input in implementing development regulations, which is a GMA goal pursuant to RCW 36.70A.020. Therefore, staff believes the suggested code change is unnecessary. However, if this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code.

Proposed Amendment 7

Proposed By: Matthew Goldbach

Comprehensive Plan or Code Section: Condition Use Permit Regulations (MICC 19.06.110(A)(5))

Proposal Summary: This amendment would add a new subsection to the code clarifying that conditional use permits (CUPs) are only applicable to the property for which it was granted (regardless of whether additional property is added to that property in the future).

Context and Staff Comments: Under MICC 19.15.060, the City’s Code official has authority to require “all information deemed necessary by the code official...” as a part of applications for development approval. The City’s application form requires the applicant to provide a Tax Parcel Number. Further, MICC 19.15.060 (A)(2) requires a site plan at application submittal and MICC 19.15.060(A)(7) requires a legal description of the site. This information will create an administrative record establishing the boundaries of the property to which the CUP, if granted, will apply. Thus, staff believes this suggestion is unnecessary, as the City’s application and approval procedures already make it clear that a Conditional Use Permit is only applicable to the property for which it was originally granted. However, if this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code.

Proposed Amendment 8

Proposed By: Matthew Goldbach

Comprehensive Plan or Code Section: Comprehensive Plan/Land Use Element/Land Use Plan Map

Proposal Summary: Replace the incorrect City Land Use Map to correctly identify the south-end shopping center as “PBZ” or Neighborhood Business.

Context and Staff Comments: The City supports the content of this suggestion but is recommending not advancing it because a duplicate item has been suggested by the city (Proposed Amendment 1, above).

Proposed Amendment 9

Proposed By: Carolyn Boatsman

Comprehensive Plan or Code Section: Nuisance Control Code (MICC 8.24)

Proposal Summary: Make amendments to the nuisance code to : 1) limit commercial landscaping operations using power tools to the same hours as construction noise from work under city permit, and 2) require that residential use of spot lighting be directed toward the owner’s property.

Context and Staff Comments: The City receives a modest number of code compliance requests each year related to landscaping related noise (leaf blowers, etc.) and lighting concerns in residential neighborhoods. These issues are not currently regulated in the city code, and city staff are largely unable to assist residents with these concerns. Even if these issues were regulated, however, the Code Compliance Officer position has been reduced from full-time to half-time and taken in the big picture, these are lower priority issues compared issues like building without permits, damage to critical areas, and unauthorized tree removal, which are prioritized for enforcement action. Finally, amendments of this type may be better considered in a more comprehensive update to the nuisance and animal codes in the future. However, if this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code.

Proposed Amendment 10

Proposed By: Carolyn Boatsman

Comprehensive Plan or Code Section: Comprehensive Plan

Proposal Summary: Adopt goals and policies related to the prioritization of the use of the public right of way, based on the public good.

Context and Staff Comments: Ms. Boatsman did not specify her rationale for requesting this amendment. She states that “uses that should, at the least, be allowed and included in the priority are roads and appurtenances, utility installation, residential parking, and environmental benefit”. In later correspondence, Ms. Boatsman asked that “residential parking” be changed to “temporary parking”. The public right of way is a critical, though limited resource. Multiple demands are often placed on a given stretch of right of way – for the uses specified by Ms. Boatsman, and more. The prioritization and balancing of needs related to these multiple uses is currently determined in a site-specific manner during development review. City staff including planners, engineers, the arborist and fire marshal coordinate their input and code requirements to optimize the use of the right of way any time it is impacted by a development proposal. It is unclear how additional Comprehensive Plan goals or policies could improve this process, and in fact having a comprehensive prioritization that is not adaptable to the context and intricacies of each proposed improvement in the right of way may actually hinder this optimization process. Staff are not in favor of creating an environment of competing priorities. However, if this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code.

Proposed Amendment 11

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(D)(2)(a) Gross Floor Area)

Proposal Summary: This amendment would reduce ceiling height from 12 feet to 10 feet before it is counted as clerestory space at 150% of gross floor area (GFA).

Context and Staff Comments: A full review and report on the effect and impact of the Residential Development Standards and administrative code amendments that were adopted three years ago is planned in 2022. Once this review is complete, the city may undertake additional code amendments to improve upon the prior code amendment. Staff does not recommend advancing this amendment at this time; it could be reconsidered in a future year when the review of the RDS and administrative code amendments is complete.

Proposed Amendment 12

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(D)(2)(a) Gross Floor Area)

Proposal Summary: This amendment would include exterior covered decks in the definition of GFA and include covered porches on the first level in the calculation of GFA.

Context and Staff Comments: A full review and report on the effect and impact of the Residential Development Standards and administrative code amendments that were adopted three years ago is planned in 2022. Once this review is complete, the city may undertake additional code amendments to improve upon the prior code amendment. Staff does not recommend advancing this amendment at this time; it could be reconsidered in a future year when the review of the RDS and administrative code amendments is complete.

Proposed Amendment 13

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.040(D)(1) Garages and Carports)

Proposal Summary: This amendment would either eliminate the ability to build garages and carports within 10 feet of the property line of the front yard, or, alternatively, would eliminate this option for waterfront lots that have flipped their front and back yards per MICC 19.02.020(c)(2)(a)(iii).

Context and Staff Comments: A full review and report on the effect and impact of the Residential Development Standards and administrative code amendments that were adopted three years ago is planned in 2022. Once this review is complete, the city may undertake additional code amendments to improve upon the prior code amendment. Staff does not recommend advancing this amendment at this time; it could be reconsidered in a future year when the review of the RDS and administrative code amendments is complete.

Proposed Amendment 14

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(D)(3)(b) Gross Floor Area Incentives for ADUs)

Proposal Summary: This amendment would limit the GFA incentives for ADUs to lots 8,400 square feet or smaller.

Context and Staff Comments: A full review and report on the effect and impact of the Residential Development Standards and administrative code amendments that were adopted three years ago is planned in 2022. Once this review is complete, the city may undertake additional code amendments to improve upon the prior code amendment. Staff does not recommend advancing this amendment at this time; it could be reconsidered in a future year when the review of the RDS and administrative code amendments is complete.

Proposed Amendment 15

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Administrative Code (MICC 19.15.030 Land Use Review Type Classification)

Proposal Summary: This amendment would change the type classifications of several permit actions, with the effect of adding public notification or public notice requirements to these actions.

Context and Staff Comments: A full review and report on the effect and impact of the Residential Development Standards and administrative code amendments that were adopted three years ago is planned in 2022. Once this review is complete, the city may undertake additional code amendments to improve upon the prior code amendment. Staff does not recommend advancing this amendment at this time; it could be reconsidered in a future year when the review of the RDS and administrative code amendments is complete.

Proposed Amendment 16

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(G)(2)(a) and (b) Parking Requirements)

Proposal Summary: This amendment would reduce the threshold for requiring only 2 parking spaces (1 covered and 1 uncovered) from 3,000 square feet to 2,000 square feet.

Context and Staff Comments: A full review and report on the effect and impact of the Residential Development Standards and administrative code amendments that were adopted three years ago is planned in 2022. Once this review is complete, the city may undertake additional code amendments to improve upon the prior code amendment. Staff does not recommend advancing this amendment at this

time; it could be reconsidered in a future year when the review of the RDS and administrative code amendments is complete.

RECOMMENDATION

The preliminary 2021 work plan for CPD and the Planning Commission is significantly full, with the following tentatively scheduled items:

- Town Center Retail Analysis and potential code and Comprehensive Plan amendments
- Ongoing regional growth strategy and growth target review
- Sign code amendment
- Wireless/Small cell code amendment
- Transportation, Park and Fire Impact Fee rate studies and code amendments

While not all of the items on this work plan require Planning Commission review, this work plan nevertheless represents a significant amount of CPD staff time, in support of Planning Commission, City Council and other processes. CPD staff recommends that no additional comprehensive plan or code amendments beyond those proposed by city staff be docketed in 2021 as the City does not have adequate staff and budgetary resources to support additional work items.

NEXT STEPS

The Planning Commission will need to prepare a recommendation to the City Council on a preliminary docket of Comprehensive Plan and development code amendments.

1. Review the preliminary docket of proposed Comprehensive Plan and development code amendments.
2. Make a determination on whether each proposed amendment should be included in the recommended preliminary docket using the criteria from MICC 19.15.230 (F), provided above. Please consider carefully the workload for CPD staff and the planning commission related to the recommended items, given the preliminary CPD and Planning Commission work plan.

Please be prepared to consider and make a recommendation to the City Council on the Planning Commission's preliminary docket of 2021 Comprehensive Plan amendments at the November 12, 2020 meeting.

ATTACHMENTS

1. Preliminary Docket
2. Proposed amendments Nos. 6-16, submitted by community members

**CITY OF MERCER ISLAND
RESOLUTION NO. 1594**

**A RESOLUTION OF THE CITY OF MERCER ISLAND, WASHINGTON,
ESTABLISHING THE CITY'S 2021 COMPREHENSIVE PLAN AND
DEVELOPMENT CODE AMENDMENT DOCKET**

WHEREAS, the City of Mercer Island is required to plan under the Growth Management Act of 1990, as amended, including adopting and regularly updating and amending its Comprehensive Plan; and

WHEREAS, the Growth Management Act allows the City to amend the Comprehensive Plan on an annual basis; and

WHEREAS, public notice of the opportunity to propose Comprehensive Plan and development code amendments for consideration in 2021 was provided on August 19, 2020 and October 7, 2020; and

WHEREAS, on November 12, 2020, the City of Mercer Island Planning Commission held a public meeting and made a recommendation to the Mercer Island City Council on a preliminary docket of Comprehensive Plan and development code amendments to be considered in 2021; and

WHEREAS, on December 1, 2020, the Mercer Island City Council held a public meeting to consider the Planning Commission's recommended final docket of amendments to be considered in 2021;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON AS FOLLOWS:

The City Council directs the Planning Commission to analyze, study, and make recommendations to the City Council on the proposed Comprehensive Plan and development code amendments listed on the final docket for 2021 attached hereto as Exhibit A.

PASSED BY THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, AT ITS REGULAR MEETING ON THE 1ST DAY OF DECEMBER 2020.

CITY OF MERCER ISLAND

Benson Wong, Mayor

ATTEST:

Deborah A. Estrada, City Clerk

**RESOLUTION NO. 1594
EXHIBIT A**

2021 Final Comprehensive Plan and Code Amendment Docket

Item No.	Proposed By	Potentially Affected Section, Goal or Policy	Summary of Proposal
1	City Staff	Comprehensive Plan/Land Use Element/Land Use Plan Map	This amendment would correct an error in the City's Land Use Plan Map. One of the land use designations listed in Sect. VII of the Land Use Element is "Neighborhood Business", for which the implementing zone is "PBZ". The area currently zoned PBZ, and previously designated as Neighborhood Business, is erroneously identified as "Commercial Office" on the current Land Use Plan Map.
2	City Staff	<ul style="list-style-type: none"> • Comprehensive Plan/Land Use Element, Section V. Land Use Policies, Town Center (e.g. Figure TC-1 Retail Use Adjacent to Street Frontages) • Town Center Development and Design Standards (e.g. MICC 19.11.020 (B) <i>Required Ground Floor Uses</i>) 	This item is a placeholder for any code or comprehensive plan amendments that may be proposed related to the Town Center development moratorium.
3	City staff	Transportation, Park and Fire Impact Fees (MICC 19.18 and MICC 19.19)	The city intends to prepare new rate studies and update the Transportation and Park Impact Fees, and establish a Fire Impact Fee. This is a placeholder for the related code amendments.
4	City Staff	Temporary Sign Regulations (MICC 19.06.020)	Due to changes in case law, the City is required to update the Sign Code.
5	City Staff	Wireless and Small Cell Regulations (MICC 19.06.040)	Due to recent FCC rules, staff are required to update the City Code related to wireless and small cell facilities.

2021 Comprehensive Plan and Code Amendment Docket

AB 5785 | December 1, 2020



Summary

- City Code requires that the City accept Comprehensive Plan and development code amendment proposals each year during the month of September
- The docket is the annual opportunity for the public to propose Comprehensive Plan and development code amendments
- The Planning Commission conducted a preliminary review of the proposed items and made a recommendation to the City Council
- Tonight the Council will select the items that are placed on the final docket and added to the CPD work plan for 2021



Docketing Procedure

- MICC 19.15.230(D)
- Public notice provided by September 1
- Amendment request deadline October 1
 - This year Council moved back to November 2, due to error in the notice
- Planning Commission review and recommendation (November 12)
- City Council review – establish final docket by December 31
- Final docket determines the work plan and resource needs for comprehensive plan and code amendments



Docketing Criteria

MICC 19.15.230(E)(1)(b) All of the following criteria are met:

- i. The proposed amendment presents a matter appropriately addressed through the comprehensive plan or the code;
- ii. The city can provide the resources, including staff and budget, necessary to review the proposal, or resources can be provided by an applicant for an amendment;
- iii. The proposal does not raise policy or land use issues that are more appropriately addressed by an ongoing work program item approved by the city council;
- iv. The proposal will serve the public interest by implementing specifically identified goals of the comprehensive plan or a new approach supporting the city's vision; and
- v. The essential elements of the proposal and proposed outcome have not been considered by the city council in the last three years. This time limit may be waived by the city council if the proponent establishes that there exists a change in circumstances that justifies the need for the amendment.



A Note on CPD Staffing

- In June there was a significant reduction in staffing across CPD
- The Planning team was reduced from 5 FTE to 2 FTE, with 1 FTE later restored as a temporary position
- 2021 budget includes 3 planning positions, plus a Senior Policy Analyst position starting mid-year
- With this reduced staffing level, CPD will need to significantly scale back its policy/legislative workload compared to pre-pandemic levels
- Even simple amendments take significant staff time to process



Proposed Amendment 1

Proposed By: City staff

Comprehensive Plan or Code Section: Comprehensive Plan/Land Use Element/Land Use Plan Map

Proposal Summary:

- Corrects error in the City's Land Use Plan Map
- Reinstates neighborhood Business designation for the south end shopping center

Context and Staff Comments:

- Necessary correction that will require a limited amount of staff, Planning Commission and City Council resources.



Proposed Amendment 2

Proposed By: City staff

Comprehensive Plan or Code Section:

- Comprehensive Plan/Land Use Element, Section V. Land Use Policies, Town Center
- Town Center Development and Design Standards (MICC 19.11)

Proposal Summary: Placeholder for any code or comprehensive plan amendments that may be proposed related to the Town Center development moratorium

Context and Staff Comments:

- This analysis and potential amendments are required to resolve the existing interim ordinance
- Will require substantial staff and consultant resources. A budget proposal is under consideration to support the consultant work
- Any Comprehensive Plan or code amendments that are undertaken will also require Planning Commission and City Council resources



Proposed Amendment 3

Proposed By: City staff

Comprehensive Plan or Code Section:

- Comprehensive Plan/Land Use, Transportation and Capital Facilities Elements
- Transportation, Park and Fire Impact Fees (MICC 19.17, MICC 19.18, New chapter Title 19)

Proposal Summary: The city intends to prepare new rate studies and update the Transportation and Park Impact Fees, and establish a Fire Impact Fee. This is a placeholder for the related code amendments.

Context and Staff Comments:

- This analysis and code amendments will require substantial staff and consultant resources. A budget proposal is under consideration to support the consultant work.
- The code amendments will also require Planning Commission and City Council resources.



Proposed Amendment 4

Proposed By: City staff

Comprehensive Plan or Code Section: Sign Regulations (MICC 19.06.020, MICC 19.11.140, and MICC 19.12.080)

Proposal Summary: Due to changes in case law, the City is now required to update the Sign Code. The Supreme court ruling in *Reed v. Town of Gilbert* restricted the ability to regulate signs related to First Amendment concerns - the city must amend the sign regulations to remove references to the content of the sign.

Context and Staff Comments:

- This is an important code amendment that is needed to align city regulations with recent changes in case law.
- Consideration of this code amendment was initiated with the Planning Commission in early 2020 but was postponed due to the COVID-19 pandemic.
- Re-starting the review process in 2021 will require moderate staff, Planning Commission and City Council resources.



Proposed Amendment 5

Proposed By: City staff

Comprehensive Plan or Code Section: Wireless and Small Cell Regulations (MICC 19.06.040)

Proposal Summary: Due to recently promulgated FCC regulations, staff are required to update the City Code related to wireless and small cell facilities. The proposed code amendment will align city regulations with FCC rules, add definitions of new terms and make additional clarifying updates to the code.

Context and Staff Comments:

- This amendment is required to resolve the existing interim ordinance
- Consideration of this code amendment was by the Planning Commission was underway in early 2020 but was postponed due to the COVID-19 pandemic.
- Re-starting the review process in 2021 will require moderate staff, Planning Commission and City Council resources.



Proposed Amendment 6

Proposed By: Matthew Goldbach

Comprehensive Plan or Code Section: Implementation of Comprehensive Plan Amendments (MICC 19.15.230(I))

Proposal Summary: The amendment would repeal 19.15.230(I) to ensure the code does not condone a future failure of the City to ensure that Comprehensive Plan policies are implemented by consistent development regulations.

Context and Staff Comments:

- *Note: this code section was adopted less than 3 years ago*
- If this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code



Proposed Amendment 7

Proposed By: Matthew Goldbach

Comprehensive Plan or Code Section: Condition Use Permit Regulations (MICC 19.06.110(A)(5))

Proposal Summary: This amendment would add a new subsection to the code clarifying that conditional use permits (CUPs) are only applicable to the property for which it was granted (regardless of whether additional property is added to that property in the future).

Context and Staff Comments:

- Staff believes this suggestion is unnecessary, as the City’s application and approval procedures already make it clear that a Conditional Use Permit is only applicable to the property for which it was originally granted
- If this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code



Proposed Amendment 8

Proposed By: Matthew Goldbach

Comprehensive Plan or Code Section: Comprehensive Plan/Land Use Element/Land Use Plan Map

Proposal Summary: Replace the incorrect City Land Use Map to correctly identify the south-end shopping center as "PBZ" or Neighborhood Business.

Context and Staff Comments:

- This suggestion is essentially the same as Proposed Amendment 1



Proposed Amendment 9

Proposed By: Carolyn Boatsman

Comprehensive Plan or Code Section: Nuisance Control Code (MICC 8.24)

Proposal Summary: Make amendments to the nuisance code to : 1) limit commercial landscaping operations using power tools to the same hours as construction noise from work under city permit, and 2) require that residential use of spot lighting be directed toward the owner’s property.

Context and Staff Comments:

- The city code does not currently regulate these issues
- Amendments of this type may be better considered as a part of a larger update to the nuisance and animal codes in the future
- If this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code



Proposed Amendment 10

Proposed By: Carolyn Boatsman

Comprehensive Plan or Code Section: Comprehensive Plan

Proposal Summary: Adopt goals and policies related to the prioritization of the use of the public right of way, based on the public good. Uses that should, at the least, be allowed and included in the priority are roads and appurtenances, utility installation, residential parking, and environmental benefit.

Context and Staff Comments:

- It is unclear how additional Comprehensive Plan goals or policies could improve the current process for prioritizing use of the ROW
- If this amendment were to be placed on the final docket, staff, Planning Commission and City Council resources would be required to amend the code



Proposed Amendment 11

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(D)(2)(a) Gross Floor Area)

Proposal Summary: This amendment would reduce ceiling height from 12 feet to 10 feet before it is counted as clerestory space at 150% of gross floor area (GFA).

Context and Staff Comments:

- This amendment should be considered either in place of, or after the review of the RDS and administrative code amendments planned for early 2022.



Proposed Amendment 12

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(D)(2)(a) Gross Floor Area)

Proposal Summary: This amendment would include exterior covered decks in the definition of GFA and include covered porches on the first level in the calculation of GFA.

Context and Staff Comments:

- This amendment should be considered either in place of, or after the review of the RDS and administrative code amendments planned for early 2022.



Proposed Amendment 13

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.040(D)(1) Garages and Carports)

Proposal Summary: This amendment would either eliminate the ability to build garages and carports within 10 feet of the property line of the front yard, or, alternatively, would eliminate this option for waterfront lots that have flipped their front and back yards per MICC 19.02.020(c)(2)(a)(iii).

Context and Staff Comments:

- This amendment should be considered either in place of, or after the review of the RDS and administrative code amendments planned for early 2022.



Proposed Amendment 14

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(D)(3)(b) Gross Floor Area Incentives for ADUs)

Proposal Summary: This amendment would limit the GFA incentives for ADUs to lots 8,400 square feet or smaller.

Context and Staff Comments:

- This amendment should be considered either in place of, or after the review of the RDS and administrative code amendments planned for early 2022.



Proposed Amendment 15

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Administrative Code (MICC 19.15.030 Land Use Review Type Classification)

Proposal Summary: This amendment would change the type classifications of several permit actions, with the effect of adding public notification or public notice requirements to these actions.

Context and Staff Comments:

- *Note: this code section was adopted in September 2018, less than 3 years ago*
- This is a significant change that should be considered with detailed analysis from staff as well as robust public input
- Staff do not recommend advancing this amendment in 2021



Proposed Amendment 16

Proposed By: Daniel Thompson

Comprehensive Plan or Code Section: Residential Development Standards (MICC 19.02.020(G)(2)(a) and (b) Parking Requirements)

Proposal Summary: This amendment would reduce the threshold for requiring only 2 parking spaces (1 covered and 1 uncovered) from 3,000 square feet to 2,000 square feet.

Context and Staff Comments:

- This amendment should be considered either in place of, or after the review of the RDS and administrative code amendments planned for early 2022.



Decision Process

- Review items in groups (1+8, 2-5, 6, 7, 9-10, 11-14+16, 15)
- Consensus process for decision making
 - 2 rounds of Council consideration
 - Thumbs up to move group of items to the list of docketed amendments
 - Items not moved to the list in the first round will come back for further discussion and a second thumbs up vote
 - Motion and roll call vote required to finalize the list of docketed items and approve the resolution

Criteria – must meet all

- i. Appropriately addressed through the comprehensive plan or the code
- ii. The city can provide the necessary resources, including staff and budget
- iii. Not better addressed by an ongoing work program item
- iv. Serves the public interest, implements the comp plan or new approach to support the city's vision
- v. Has not been considered by the city council in the last three years



Recommended Action

Approve Resolution No. 1594 adopting the final docket of Comprehensive Plan and code amendments for 2021





**BUSINESS OF THE CITY COUNCIL
CITY OF MERCER ISLAND**

**AB 5784
December 1, 2020
Regular Business**

AGENDA BILL INFORMATION

TITLE: RECOMMENDED ACTION:	AB 5784: Extend Temporary Change to City Council Regular Meeting Start Time (Ord. No. 20C-27; First Reading and Adoption)	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input type="checkbox"/> Motion <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
	Adopt Ordinance No. 20C-27 amending MICC 2.06.010 to extend until December 31, 2021 the temporary change to the start time of Regular Meetings of the City Council.	

DEPARTMENT:	City Manager
STAFF:	Deborah Estrada, City Clerk
COUNCIL LIAISON:	n/a
EXHIBITS:	1. Ordinance No. 20C-27
CITY COUNCIL PRIORITY:	n/a

AMOUNT OF EXPENDITURE	\$ n/a
AMOUNT BUDGETED	\$ n/a
APPROPRIATION REQUIRED	\$ n/a

SUMMARY

Since the various declarations of emergency and orders to stay home were issued as a result of the COVID-19 Pandemic, the City Council has been holding its meetings remotely. To make remote meetings more efficient, the City adopted Ordinance No. 20C-10 amending MICC 2.06.010 to temporarily change the start time of Regular Meetings from 6:30 pm to 5:00 pm. The temporary change, however, is scheduled to end on December 31, 2020.

It is possible that City Council meetings will continue to be held remotely for many months until it is determined by public health officials and the City Council that it is safe to resume in-person meetings. The public can listen to remote meetings by telephone, watch them live through Zoom, YouTube, and MI-TV Channel 21, and appear before the City Council and provide public testimony by both telephone and Zoom. Consequently, it is recommended that the temporary change to the start time of Regular Meetings be extended until December 31, 2021.

If the need to meet remotely ends before December 31, 2021, the extension can easily be shortened with the adoption of a new ordinance.

RECOMMENDATION

- 1) Suspend City Council Rules of Procedure 6.3, requiring a second reading for an ordinance.
- 2) Adopt Ordinance No. 20C-27 amending MICC 2.06.010 to extend until December 31, 2021 the temporary change to the start time of Regular Meetings of the City Council.

**CITY OF MERCER ISLAND
ORDINANCE NO. 20C-27**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON,
AMENDING MICC 2.06.010 TO EXTEND THE TEMPORARY CHANGE
TO THE START TIME OF REGULAR MEETINGS OF THE CITY
COUNCIL, PROVIDING FOR SEVERABILITY, AND ESTABLISHING AN
EFFECTIVE DATE.**

WHEREAS, the City Council of the City of Mercer Island has previously adopted ordinances codified at chapter 2.06 of the Mercer Island City Code establishing the date and time of regular Council meetings pursuant to the Open Public Meetings Act (OPMA); and

WHEREAS, to promote public health, the City Council has been meeting remotely during the current COVID-19 emergency in compliance with various orders to stay home, restricting public gatherings and amending the OPMA; and

WHEREAS, the public can call and listen to remote meetings, watch them live through Zoom, YouTube, and MI-TV Channel 21, and appear before the City Council and provide public testimony by telephone or Zoom; and

WHEREAS, the City Council finds and determines that, in order to provide open and efficient operations of City Council meetings, and to promote administration of the affairs of the city, it is necessary and appropriate to amend Section 2.06.010 of the Mercer Island City Code to extend the temporary change to the start time of regular meetings during the aforementioned emergency when the City Council is meeting remotely;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. **Amended.** Section 2.06.010 of the Mercer Island City Code is hereby amended to read as follows:

Regular meetings of the city council will be held on the first and third Tuesday of each month at the hour of 6:30 pm; except that the regular meeting start time between the effective date of City of Mercer Island Ordinance No. 20C-10 and December 31, 2020~~1~~ shall be 5:00 pm. When a meeting day falls on a legal holiday, such meeting shall be held on the first business day following.

Section 2. **Severability.** If any section, sentence, clause or phrase of this Ordinance or any municipal code section amended hereby should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this Ordinance or the amended code section.

Section 3: Publication and Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall take effect and be in full force five days after the date of publication.

PASSED by the City Council of the City of Mercer Island, Washington at its regular meeting on the 1st day of December 2020 and signed in authentication of its passage.

CITY OF MERCER ISLAND

Benson Wong, Mayor

Approved as to Form:

ATTEST:

/s/ Bio Park 11/24/2020

Bio Park, City Attorney

Deborah A. Estrada, City Clerk

Date of Publication: _____

Extend Temporary Change to City Council Regular Meeting Start Time

AB 5784 | December 1, 2020



Extend Temporary Change to City Council Regular Meeting Start Time

Background:

- City Council has been meeting remotely since April 7, 2020
- Ord. No. 20C-10 changed meeting time from 6:30 PM to 5 PM

Update:

- COVID-19 cases are increasing; remote meetings will likely continue for many months
- Ord. No. 20C-27 extends temporary meeting time change to December 31, 2021



Extend Temporary Change to City Council Regular Meeting Start Time

Recommended Motions:

1. Suspend the City Council Rules of Procedure 6.3, requiring a second reading of an ordinance.
2. Adopt Ordinance No. 20C-27 amending MICC 2.06.010 to extend, until December 31, 2021, the temporary change to the start time of Regular Meetings of the City Council.





BUSINESS OF THE CITY COUNCIL CITY OF MERCER ISLAND

AB 5786
December 1, 2020
Regular Business

AGENDA BILL INFORMATION

TITLE:	AB 5786: 2021-2022 Biennial Budget Adoption	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input type="checkbox"/> Motion <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
RECOMMENDED ACTION:	Adopt Ordinance 20-29 to approve the 2021-2022 Biennial Budget	

DEPARTMENT:	Finance
STAFF:	Matthew Mornick, Interim Finance Director
COUNCIL LIAISON:	n/a
EXHIBITS:	1. Ordinance No. 20-29
CITY COUNCIL PRIORITY:	2. Articulate, confirm, and communicate a vision for effective and efficient city services. Stabilize the organization, optimize resources, and develop a long-term plan for fiscal sustainability.

AMOUNT OF EXPENDITURE	\$ n/a
AMOUNT BUDGETED	\$ n/a
APPROPRIATION REQUIRED	\$ n/a

SUMMARY

The 2021-2022 Biennial Budget is balanced, includes \$147 million across all Funds, and reflects the collective decisions made by the City Council over the past several months. Ordinance No. 20-29 (see Exhibit 1) includes the estimated beginning fund balances, expenditures, and revenues for each separate fund for the 2021-2022 biennium.

BACKGROUND

On September 1, 2020 staff presented the 2020 Second Quarter Financial Status Update and long-term financial forecast to the City Council (see [AB 5741](#)). The revenue forecast projected the 2020 year-end financial position, as well as the subsequent biennium, and served as the basis for developing the 2021-2022 Preliminary Budget.

On September 22, 2020 staff presented an overview of the staffing changes outlined in the 2021-2022 Preliminary Budget, many of the changes resulting from a series of workforce reductions that occurred in 2020 and that necessitated considerable organizational change (see [AB 5755](#)). Many city services were suspended or significantly modified due to the ongoing COVID-19 Pandemic.

Staff refocused the organization's priorities, service levels, and presented a measured approach to re-organizing resources and recovery planning strategies through the next biennium. The new organizational structure retains flexibility to adapt as circumstances and needs change during the biennium.

The [2021-2022 Preliminary Budget](#) was published via the City's website on September 30, 2020 and a hard copy was provided to the City Council.

At the October 13, 2020 City Council meeting, staff presented the Preliminary Budget highlighting key changes from the previous biennium. The presentation also included an overview of the General Fund five-year forecast, a high-level look at each Fund Category, and an overview of Department budgets, work plans, and budget proposals (see [AB 5765](#)). This discussion continued on October 20, 2020 when the initial public hearing was held on the 2021-2022 Preliminary Budget and the [2021 – 2026 Capital Improvement Program](#) was presented (see [AB 5768](#)).

At the November 2, 2020 meeting, the City Council prioritized and approved a number of budget proposals (see [AB 5775](#)) to include in the 2021-2022 Biennial Budget. A summary of the approved budget proposals is included in the table on the following page. Staff updated the Department work plans to reflect the City Council's decisions on the budget proposals.

The second and final public hearing on the 2021-2022 Preliminary Budget was held on November 17, 2020. The same evening, the City Council approved one-time funding to complete a Housing Needs Assessment, approved the ARCH Administrative Budget and Housing Trust Fund contributions (see [AB 5780](#)), and took further measures to finalize the 2021-2022 Biennial Budget (see [AB 5777](#)). For fiscal year 2021, the City Council approved a 0.60% property tax levy increase, water, sewer, and storm water utility rate changes, the utility fee for emergency medical and ambulance services, and the NORCOM budget allocation for regional public safety dispatching services.

Additional budget revisions included updating the healthcare premium costs, which came in lower than initial estimates. The final budget also includes minor administrative changes to reflect new information regarding State shared revenues, adjustments in the Capital Improvement Program, and correction of minor errors identified after the Preliminary Budget was published at the end of September.

NEXT STEPS

The staff will publish the final 2021-2022 Biennial Budget on the City's website no later than January 31, 2021.

DESCRIPTION OF CHANGES TO THE PRELIMINARY BUDGET		FUND	FY 2021	FY 2022
REVENUES			\$ 510,674	\$ 465,049
1 Council	Self-Insurance Fund One-time Contribution to the General Fund	General	50,000	-
2 Council	Property Tax Increase by 0.60%	General	(52,920)	(53,294)
3 Council	Mobile Integrated Health (MIH) Program	General	108,000	110,000
<i>Subtotal General Fund Revenue</i>			<i>\$ 105,080</i>	<i>\$ 56,706</i>
4 Staff	State Multimodal Transportation Fees (I-976 unconstitutionality)	Street	34,000	34,000
5 Staff	Transportation Benefit District (I-976 unconstitutionality)	Street	375,000	375,000
6 Council	Property Tax Increase by 0.60%	Fleet	(3,406)	(657)
<i>Subtotal Other Fund Revenue</i>			<i>\$ 405,594</i>	<i>\$ 408,343</i>
EXPENDITURES			\$ 1,815,793	\$ 2,366,042
7 Council	Housing Needs Assessment	General	30,000	-
8 Council	Classification & Compensation Study	General	60,000	-
9 Council	Biennial Community Survey	General	-	20,000
10 Council	Municipal Court Services Study	General	20,000	-
11 Council	Cultural Competency Training	General	20,000	20,000
12 Council	Election Expenses	General	55,000	-
13 Council	Economic Development Coordinator (1.0 LTE)	General	119,527	122,562
14 Council	Senior Policy Analyst (1.0 FTE)	General	75,783	138,469
15 Council	Town Center Retail Analysis & Code Update	General	50,000	-
16 Council	Transportation, Parks, and Fire Impact Fee Study	General	-	125,000
17 Council	Financial Analyst (1.0 FTE)	General	-	54,953
18 Council	Enterprise Resource Planning Software Acquisition	General	65,500	98,250
19 Council	ARCH Housing Trust Fund Annual Contribution	General	(15,000)	(15,000)
20 Council	Housing Assistance (transfer to YFS Fund)	General	15,000	15,000
21 Council	Firefighter's Pension Fund (transfer to Fund 606)	General	100,000	100,000
22 Council	ADA Transition Plan	General	100,000	150,000
23 Council	Public Camping and Shelter Support	General	10,000	10,000
24 Council	Town Center Parking Study (transfer to Street Fund)	General	40,000	-
25 Council	Soil Remediation & Site Characterization (transfer to Fund 503)	General	148,000	55,500
26 Council	Youth & Family Services Funding	General	102,787	856,762
27 Council	Patrol Officers (2.0 FTE)	General	-	240,502
28 Council	Sustainability Program Manager (1.0 FTE)	General	35,551	36,422
29 Council	Reinstate Park Maintenance Casual Labor	General	263,225	274,346
30 Council	Farmers Market Subsidy	General	20,000	20,000
31 Council	Town Center Beautification	General	60,000	60,000
32 Staff	Salary & Benefit Adjustments from Preliminary Budget Estimates	General	(89,409)	(96,824)
33 Staff	NORCOM 2021 Contribution Rate Adjustment	General	(28,331)	(29,900)
34 Council	Mobile Integrated Health (MIH) Program	General	108,000	110,000
<i>Subtotal General Fund Expenditures</i>			<i>\$ 1,365,633</i>	<i>\$ 2,366,042</i>
35 Staff	PA0125-Mercerdale Park Playground Improvements	CIP	490,000	-
36 Staff	GT0103-ArcGIS Urban Deployment	Tech	(39,840)	-
<i>Subtotal Other Fund Expenditures</i>			<i>\$ 450,160</i>	<i>\$ -</i>

RECOMMENDATION

- 1) Suspend the City Council Rules of Procedure 6.3, requiring a second reading for an ordinance.
- 2) Adopt Ordinance No. 20-29, which encompasses the biennial budget for the City of Mercer Island, Washington, for fiscal years 2021-2022.

**CITY OF MERCER ISLAND
ORDINANCE NO. 20-29**

**AN ORDINANCE ADOPTING A BUDGET FOR THE CITY OF
MERCER ISLAND, WASHINGTON FOR THE YEARS 2021-2022
AND SETTING FORTH IN SUMMARY FORM THE BIENNIAL
TOTALS OF ESTIMATED REVENUES AND EXPENDITURES FOR
EACH FUND.**

WHEREAS, state law (specifically, chapter 35A.33 RCW) requires the City to adopt a biennial budget and provides procedures for the filing of an adopted budget, deliberations, public hearings, and final fixing of the budget; and,

WHEREAS, a preliminary budget for the 2021-2022 biennium has been prepared and filed with the City Clerk as required by law; and

WHEREAS, public hearings have been held for the purposes of fixing the final budget, and the City Council has deliberated and made adjustments and changes deemed necessary and proper;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCER ISLAND DO ORDAIN AS FOLLOWS:

Section 1. 2021-2022 Budget Adoption

The 2021-2022 Final Budget for the City of Mercer Island, covering the period from January 1, 2021 through December 31, 2022, is hereby adopted. A copy of said budget will be on file with the City Clerk by January 31, 2021 and, by this reference, is hereby incorporated herein as if set forth in full.

Section 2. Summary of Revenues and Expenditures

The biennial totals of estimated revenues, including appropriated beginning fund balances, and expenditures for each separate fund are set forth in the table on the next page, and are hereby appropriated for the 2021-2022 biennium:

Fund No.	Description	2021-2022 Revenues	2021-2022 Expenditures
001	General Fund	\$ 63,292,568	\$ 62,506,982
037	Self Insurance Fund	70,000	70,000
061	Youth Service Endowment Fund	10,000	10,000
Subtotal General Purpose Funds		\$ 63,372,568	\$ 62,586,982
104	Street Fund	\$ 7,925,435	\$ 7,412,299
130	Contingency Fund	522,100	-
140	1% For the Arts Fund	34,000	30,000
160	Youth and Family Services Fund	4,336,144	4,306,144
Subtotal Special Revenue Funds		\$ 12,817,679	\$ 11,748,443
208	Bond Redemption (Voted)	\$ -	\$ -
239	Bond Redemption (Non-Voted)	1,081,300	1,081,300
Subtotal Debt Service Funds		\$ 1,081,300	\$ 1,081,300
342	Town Center Parking Facilities	\$ -	\$ -
343	Capital Improvement Fund	7,819,156	7,819,156
345	Technology and Equipment Fund	723,000	522,060
350	Capital Reserve Fund	-	-
Subtotal Capital Project Funds		\$ 8,542,156	\$ 8,341,216
402	Water Fund	\$ 29,328,365	\$ 29,328,365
426	Sewer Fund	24,436,127	22,493,988
432	Storm Water Fund	5,744,413	5,744,413
Subtotal Enterprise Funds		\$ 59,508,905	\$ 57,566,766
503	Equipment Rental Fund	\$ 4,962,672	\$ 3,691,253
520	Computer Equipment Fund	2,605,655	2,231,662
Subtotal Internal Service Funds		\$ 7,568,327	\$ 5,922,915
606	Firefighters Pension Fund	\$ 347,520	\$ 170,000
Subtotal Trust Funds		\$ 347,520	\$ 170,000
TOTAL EXPENDITURES		\$ 153,238,455	\$ 147,417,622

Section 3. Capital Improvement Projects

The Capital Improvement Projects nominated for 2021-2022 and described in detail in the Capital Improvement Program section of the 2021-2022 Final Budget are hereby approved as presented.

Section 4. Filing of Ordinance

A complete copy of the 2021-2022 Final Budget, as adopted, together with a certified copy of the adopting ordinance shall be transmitted by the City Clerk to the Division of Municipal Corporations of the office of the State Auditor and to the Association of Washington Cities.

Section 5. Severability.

If any section, sentence, clause or phrase of this ordinance be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 6. Effective Date

This ordinance shall take effect five days after passage and publication in the official newspaper of the City as required by law.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, AT ITS REGULAR MEETING ON THE 1st DAY OF DECEMBER, 2020.

CITY OF MERCER ISLAND

Benson Wong, Mayor

ATTEST:

Approved as to Form:

/s/ Bio Park, 11/24/2020

Deborah A. Estrada, City Clerk

Bio Park, City Attorney

Date of Publication: _____

Budget Workshop



AB 5786: 2021-2022 Biennial Budget Adoption

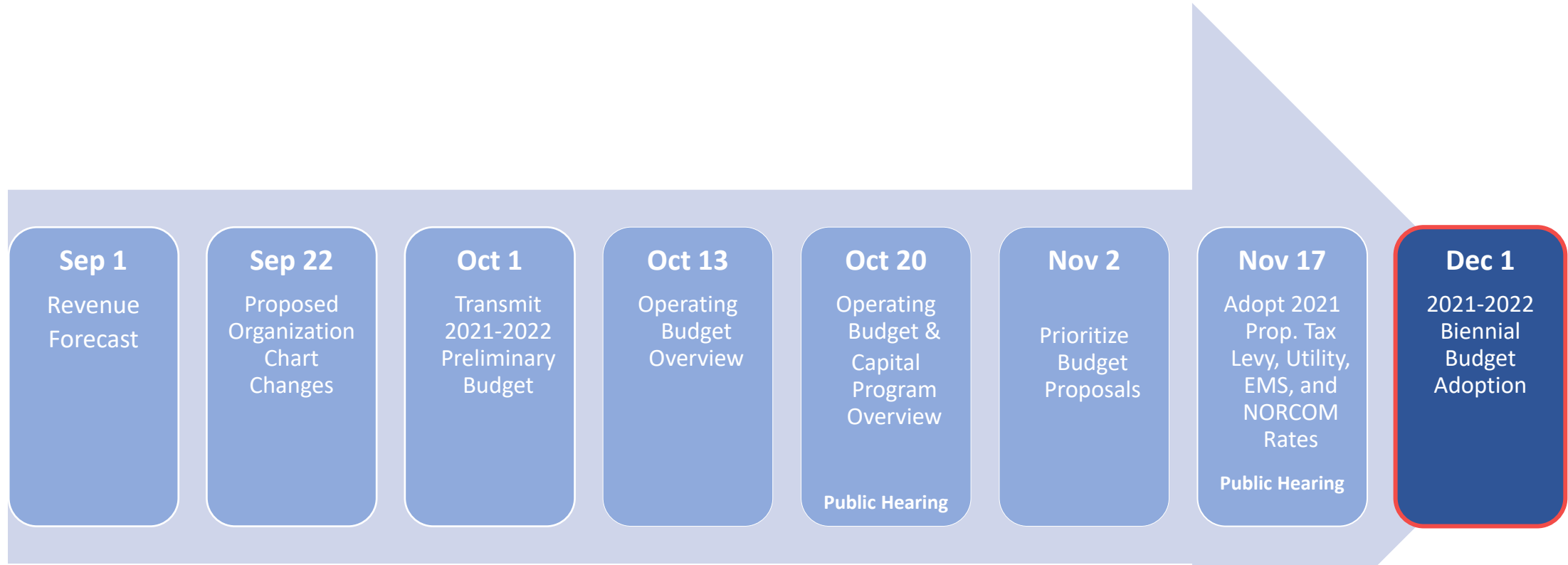
December 1, 2020 City Council Meeting

Agenda

- ❑ 2021-2022 Budget Adoption Highlights
- ❑ Next Steps



Budget Calendar



Budget Strategy

- ❑ The 2020-2021 Preliminary Budget was built on cautious optimism to guide how services are restored in a fiscally prudent manner.
- ❑ The Preliminary Budget served as a starting point – shaped by the City Council’s direction.
- ❑ The budget approach ensures flexibility, allowing the City to adapt to changing needs and circumstances.



Budget Workshops in Numbers

- ❑ 9 public meetings and 3 public hearings.
- ❑ Over 16.5 hours of public meeting discussion.
- ❑ 88 written responses to budget-related questions.
- ❑ City Council shaped the budget via 30 approved proposals:
 - ❑ \$3.4M in one-time investments
 - ❑ \$1.7M in on-going investments



Budget Workshops in Numbers

- ❑ The 2021-2022 Biennial Budget is balanced.
- ❑ \$147 million in expenditures across all Funds.
- ❑ Reflects the collective decisions made by the City Council over the past several months.



Council Prioritized Budget Proposals

- ❑ Of the proposals brought by staff and Councilmembers, the City Council approved 30 different investments.
 1. One-time contributions to paydown City's long-term liabilities.
 2. One-time startup resources for Thrift Shop, MICEC, and recreation programs.
 3. Restore Town Center and Park maintenance service levels.
 4. Fund required projects, special projects, and one-time investments.
 5. Phase-in new positions that keep pace with evolving community needs.



General Fund – Prelim v Final Budget

Item 7.

GENERAL FUND EXPENDITURES (\$ millions)	FY 2021		FY 2022	
	Budget	FTE	Budget	FTE
Preliminary Budget	\$29.15	127.3	\$29.62	125.3
Final Budget	\$30.52	129.6	\$31.99	130.1
SUMMARY OF CHANGES	\$1.37	2.3	\$2.37	4.8



Next Steps



The Final and First Steps...

Staff will:

- ❑ Publish the adopted 2021-2022 Biennial Budget by January 31, 2021 at mercerisland.gov/budget
- ❑ Get to work on the Fiscal Year 2021 work plan.



Staff Recommendation

1. Suspend the City Council Rules of Procedure 6.3, requiring a second reading for an ordinance.
2. Adopt Ordinance No. 20-29, which encompasses the biennial budget for the City of Mercer Island, Washington, for fiscal years 2021-2022.



Questions

Prepared by

Matthew Mornick, Interim Finance Director





2020 PLANNING SCHEDULE

Item 8.

Please email the City Manager & City Clerk when an agenda item is added, moved, or removed.

NOTE - Regular Meetings begin at 5:00 pm from June 16, 2020 through December 31, 2020. Items are not listed in any particular order. Agenda items & meeting dates are subject to change.

DECEMBER 1		DD	FN	CA	Clerk 11/23	CM 11/23
ITEM TYPE TIME TOPIC		STAFF				
EXECUTIVE SESSION						
60	To discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i) To receive and evaluate complaints or charges brought against a public officer or employee RCW 42.30.110(1)(f).					
CONSENT CALENDAR						
--	AB 5782: Interagency Agreement for Inmate Housing with the City of Issaquah			Jeff Magnan		
REGULAR BUSINESS						
15	AB 5787: Public Hearing: Interim Ordinance Design and Concealment Standards for Small Cell Facilities Deployment (Ord. No. 20-28; First Reading & Adoption			Jeff Thomas		
45	AB 5785: Comprehensive Plan and Code Amendment Docket (Res. No. 1594)			Alison Van Gorp		
15	AB 5784: Extend Temporary Change to City Council Regular Meeting Start Time (Ord. No. 20C-27; First Reading & Adoption)			Deb Estrada/Bio Park		
30	AB 5786: 2021-2022 Biennial Budget Adoption (Ord. No. 20-29)			Matt Mornick/LaJuan Tuttle		

DECEMBER 15		DD	FN	CA	Clerk	CM
Notice: 12/9 MI Reporter						
CANCELED						

OTHER ITEMS TO BE SCHEDULED:

- Open Space Vegetation Management Report
- Comprehensive Mobility Plan (ST Settlement)
- PROS Plan Kick-Off
- Public Hearing to amend ORD No. 96-002, Article III (OSCT)
- Mobile Integrated Health (MIH) Overview
- FS 91 Site Characterization Appropriation
- Healthy Youth Initiative Interview
- Donations Code Amendment
- Open Space Conservancy Trust Board Annual Report
- Transportation Impact Fee Update
- Sign Regulations – Confirm Scope of Work
- Sustainability Committee Discussion
- International Building & Fire Code update
- Pavement 101 Discussion
- Residential Dev Standards 3-Yr Review – Scope of Work

2021

JANUARY 5		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
SPECIAL BUSINESS						
60	King County Presentation on Growth Target Process			Jeff Thomas		
CONSENT CALENDAR						
--	AB xxxx: King County Jail Services ILA (tentative)			Jeff Magnan		
--	AB xxxx: Xing Hua Easement Modification			Robin Proebsting		
--	AB xxxx: Pump 18 Replacement, Pump Stations 13, 17, and 24 Generator Replacement Project Closeout			Jason Kintner/Jim Moe		
REGULAR BUSINESS						
30	AB xxxx: International Building & Fire Code update (First Reading & Adoption)			Don Cole/Jeremy Hicks		
20	AB xxxx: Potentially Dangerous Dog Ordinance (First Reading)			Bio Park		
30	AB xxxx: Prohibited Uses on Public Property Ordinance (First Reading)			Ed Holmes		
15	AB xxxx: City Council Liaison Appointments			Benson Wong/Deb Estrada		
EXECUTIVE SESSION						

JANUARY 19		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
60	AB xxxx: Recreation Recovery Planning Discussion			Jessi Bon/Jason Kintner		
SPECIAL BUSINESS						
CONSENT CALENDAR						
REGULAR BUSINESS						
60	AB xxxx: Scoping Session on Town Center Parking Study			Jason Kintner		
EXECUTIVE SESSION						

FEBRUARY 2		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
60	AB xxxx: Healthy Youth Initiative Program Update			Tambi Cork/Derek Franklin		
SPECIAL BUSINESS						
5	AB xxxx: Black History Month Proclamation No. XX					
CONSENT CALENDAR						
--	AB: xxxx: Bid Acceptance: SCADA Project (Water)			Jason Kintner		
REGULAR BUSINESS						
	AB xxxx: Sustainability Report			Ross Freeman/Jason Kintner		
	AB xxxx: Prohibited Uses on Public Property Ordinance (Second Reading)			Ed Holmes		
EXECUTIVE SESSION						

FEBRUARY 16		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
45	AB xxxx: Mobile Integrated Health (MIH) Services			Steve Heitman/Mike Mandella		
SPECIAL BUSINESS						
CONSENT CALENDAR						
REGULAR BUSINESS						
15	AB xxxx: Interlocal Agreement with the Mercer Island School District for School Resource Officer Services (tentative)			Ed Holmes		
EXECUTIVE SESSION						

MARCH 2		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
60	AB xxxx: Review Financial Policies (tentative)			Matt Mornick		
SPECIAL BUSINESS						
CONSENT CALENDAR						
REGULAR BUSINESS						
	AB xxxx: Risk & Resiliency Update			Jason Kintner		
	AB xxxx: ARCH Housing Trust Fund Project Approval			Alison Van Gorp		
EXECUTIVE SESSION						

MARCH 16		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
60	AB xxxx: Municipal Court Operations Analysis			Ali Spietz		
SPECIAL BUSINESS						
CONSENT CALENDAR						
REGULAR BUSINESS						
30	AB xxxx: Interlocal Agreement with the Mercer Island School District for Field Maintenance (tentative)			Jason Kintner		
EXECUTIVE SESSION						

APRIL 6		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
SPECIAL BUSINESS						
AB xxxx: Sexual Assault Awareness Month Proclamation No. XXX						
CONSENT CALENDAR						
AB xxxx: 2020 Budget Carryover Requests						
REGULAR BUSINESS						
AB xxxx: Financial Report: 2020 Year-End						
EXECUTIVE SESSION						

APRIL TBD PLANNING SESSION		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
City Council Planning Session (tentative)						

APRIL 20		DD	FN	CA	Clerk	CM
ABSENCES:						
ITEM TYPE TIME TOPIC				STAFF		
STUDY SESSION						
60	AB xxxx: Joint Meeting with P&R Commission re: PROS Plan (tentative)			Jason Kintner/Paul West		
SPECIAL BUSINESS						
CONSENT CALENDAR						
REGULAR BUSINESS						
AB xxxx: Water Replacement Contract						
EXECUTIVE SESSION						