

**CITY OF ISSAQUAH
City Council Regular Meeting**

7:00 PM
February 1, 2016

Council Chambers
135 E. Sunset Way

MINUTES

COUNCIL AND ADMINISTRATIVE PERSONNEL PRESENT

Councilmembers:

Eileen Barber
Stacy Goodman
Tola Marts
Mary Lou Pauly
Bill Ramos
Jennifer Sutton
Paul Winterstein

Administration/Staff:

Fred Butler, Mayor
Bob Harrison, City Administrator
Jim Haney, City Attorney
Christine Eggers, City Clerk
Tisha Gieser, Deputy City Clerk

CALL TO ORDER

Mayor Butler called the meeting to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

Mayor Butler led the Pledge of Allegiance.

AUDIENCE COMMENTS

John McCulley, 2201 NW Talus Dr., spoke regarding the presence of PFOS in Well 4 and read excerpts of a report on the contaminants.

Karen Able, 95 Front Street, out-going artEast Executive Director, thanked Council for grant funding support.

Carla Villar, 95 Front Street, artEast Executive Director, shared upcoming events focusing on youth mental health.

COMMITTEE / REGIONAL REPORTS

Councilmember Ramos:

- Regional Transit Committee Caucus (SCA) -- The next meeting will be held February 3, 2016.

Councilmember Sutton:

- Eastside Human Services Forum Board -- Summarized the previous meeting. The next meeting will be held March 16, 2016.

Councilmember Winterstein:

- PSRC Growth Management Policy Board -- The next meeting will be held February 4, 2016.
- Infrastructure Committee -- Summarized the previous meeting.

Councilmember Marts:

- Services & Safety Committee -- The next meeting will be held February 9, 2016.
- Sound Cities Association Public Issues Committee -- The next meeting will be held February 10, 2016.

- SCA Regional Board & Committee Orientation -- Will be meeting February 3, 2016.
- King County Growth Management Planning Council -- The next meeting will be held March 30, 2016.
- King County Emergency Management Advisory Committee -- The next meeting will be held February 9, 2016.
- WA State Emergency Management Council -- The next meeting will be held March 3, 2016.
- Regional E911 Strategic Plan Scoping Committee Leadership Group -- The next meeting will be in late February.

Councilmember Barber:

- King Conservation District Advisory Committee -- Summarized the previous meeting.
- Kokanee Work Group -- Summarized the previous meeting.

Deputy Council President Pauly:

- Land & Shore -- The next meeting will be held February 25, 2016 at 5:30 PM, with another meeting on March 3, 2016.

Council President Goodman:

- State Legislature, House Local Government Committee -- Testified in support of HB 2576 concerning Public Records Act requests to local agencies.

MAYOR'S REPORT

- a) There will be an Executive Session held this evening for the purpose of discussing potential litigation, per RCW 42.30.110 (1)(i). This item is expected to take approximately 20 minutes. Action is anticipated to follow in open session.
- b) The Cascade Water Alliance Finance and Management Committee met on January 21, 2016. Appointment of Board Chair will be considered at the February 3, 2016 meeting.
- c) The Traffic Task Force's recent meeting focused on the City's regional efforts to partner on transportation projects and solutions. The task force learned about various projects that are in the works, ways we are taking advantage of grants and how we continue to be successful in advocating for Issaquah's needs at the state, regional and county levels. A variety of task force meetings have been scheduled.
- d) Issaquah participates in the Environmental Protection Agency's unregulated monitoring program by performing additional tests on our drinking water. During that testing, detections of PFCs were found in the smallest of our four wells, called Well 4. The water at the tap, however, is blended from more than one well. Issaquah meets all EPA requirements set for safe drinking water. Additional testing conducted in 2015—this time of the blended water—found no detection of PFOA and about half the level of PFOS set by the EPA as a "provisional health advisory value."

The EPA is expected to issue a new advisory level for some PFCs, and the City has taken immediate steps to address this issue, including:

- Reducing the amount of water pumped from Well 4, and using that well as little as possible without affecting the rest of our water system.
- Working closely with the EPA and state Department of Health.
- Continue testing.
- Hiring independent experts, who are currently assessing our system and will recommend some potential next steps soon.

- e) Attended the PSRC Executive Board meeting on January 28, 2016. The Board certified the Issaquah Regional Growth Center Subarea Plan. This action removes the provisional status and finalizes the designation of the Issaquah Regional Growth Center. The Board also approved Policies and Procedures for the Project Selection Process for PSRC Funds. A call for projects will be issued mid-February or early March 2016.
- f) Met with representatives from the community group working to develop a teen center in Issaquah. It was useful to hear about their ideas and progress to date.
- g) Under the City's grant agreement with Issaquah Valley Seniors, the City Council required:
 - 1. Behavior Policy, IVS shall commit to adopting a comprehensive written behavior policy that includes (but is not limited to): (a) defining inappropriate conduct, (b) staff responsibilities to respond to inappropriate conduct including education and written notice of a violation of the policy, (c) an appeal procedure, (d) tool used to ensure compliance with the policy including the use of trespass, and (e) other specific guidelines so enumerated so the policy may be enforced fairly and consistently. Additionally, IVS commits to re-evaluating its current trespass orders against that policy by February 1, 2016.
 - 2. Organization Bylaws. IVS agrees to comply with its bylaws, the most current of which shall be filed with the City before entering into the contract.
 - 3. Membership Applications. IVS shall commit to adopting a written policy for rejecting membership applications by February 1, 2016.

As of today, IVS has submitted its written policy for membership applications and the City finds it complete. The IVS has submitted the Behavior Policy, which the Administration finds is incomplete, however the IVS is working toward amending that policy and is working with the City in order for the Behavior Policy to meet the specific requirements identified by City Council. The IVS would need more time to complete said policy. Lastly, the IVS agreed to comply with its Organization Bylaws.

Under Section 4 of the Agreement:

- 4. Termination of Agreement. Either party hereto may terminate or suspend this Agreement at any time with or without cause by giving ten (10) days' notice to the other party in writing.

Therefore, if the City Council desires to take any action or provide any direction regarding this contract, it may. If not, the Administration will proceed with entering into an agreement with a consultant to conduct the audit.

CONSENT CALENDAR

Items listed were distributed to Councilmembers in advance for study and were enacted with one motion.

IT WAS MOVED BY GOODMAN, SECONDED BY PAULY; MOTION CARRIED (7-0), TO APPROVE THE CONSENT AGENDA AS AMENDED (see Item f).

- a) Accounts: Payables and Payroll, February 1, 2016; **Approved \$ 4,316,559.92.**

ACCOUNTS PAYABLE	CHECK NUMBERS	AMOUNT
Accounts Payable Checks	159908 to 159910	5,376.47
Accounts Payable Checks	159911 to 159938	28,147.23
Accounts Payable Checks	159939 to 160101	2,612,224.03
Accounts Payable Checks Voided	159560 to 159560	(4,161.00)
Accounts Payable Checks Voided	159714 to 159714	(1,215.47)
Accounts Payable Checks Voided	159936 to 159936	(580.37)
		\$ 2,639,790.89

PAYROLL	CHECK NUMBERS		AMOUNT
Payroll Checks	78445 to	78498	37,615.37
Payroll Benefit Checks	78499 to	78507	114,912.92
Direct Deposits	75067 to	75335	803,341.90
Payroll Wire Transfer Checks	1273 to	1277	720,898.84
			\$ 1,676,769.03

- b) Minutes: City Council Regular Meeting, January 19, 2016; **Approved revised minutes.**
- c) AB 6806 - Tibbetts Valley Park Tennis Lease Agreement; **Provided direction to not proceed with the agreement, as NWHPT has withdrawn its interest.**
- d) AB 7080 - 2016 Issaquah Arts Grant Recommendations; **Approved the 2016 arts grant award recommendations as presented, for a total expenditure of \$187,482.**
- e) AB 7092 - Healthy Community Initiative; **Referred AB 7092 to the February 8, 2016 Council Committee Work Session for review and recommendation, returning to the full Council February 16, 2016.**
- f) AB 7095 - East Lk Samm Pkwy - Issaquah Lumber Overhead Power; **Removed from Consent Agenda; to be heard under Regular Business.**
- g) AB 7101 - ARCH 2016 Administrative Budget and Work Program; **Referred AB 7101 to the February 9, 2016 Council Services & Safety Committee meeting for review and recommendation, returning to the full Council March 7, 2016.**
- h) AB 7102 - ARCH Fall 2015 Housing Trust Fund; **Referred AB 7102 to the February 9, 2016 Council Services & Safety Committee meeting for review and recommendation, returning to the full Council March 7, 2016.**
- i) AB 7107 - 2016 Docket of Comprehensive Plan Amendments; **Referred AB 7107 to the February 25, 2016 (tentative date) Council Land & Shore Committee meeting for review and recommendation, returning to the full Council March 7, 2016.**
- j) AB 7109 - King County Metro Transportation Demand Management Funding Agreement; **Authorized the Mayor to enter into the Transportation Demand Management Funding Agreement with King County and authorized the expenditure of funds.**
- k) AB 7120 - Human Services 2017-2018 Grant Funding Target; **Referred AB 7120 to the February 9, 2016 Council Services & Safety Committee for review and recommendation, returning to the full Council February 16, 2016.**
- l) AB 7121 - Lodging Tax Advisory Committee: Minor Code Amendments and Annual Appointments; **1) Adopted Ordinance No. 2758, amending section 3.11.060 of the Issaquah Municipal Code in order to codify and update provisions regarding the Lodging Tax Advisory Committee. 2) Confirmed appointments as presented.**

REGULAR BUSINESS

- n/a) Issaquah Valley Seniors 2016 Grant Agreement

IT WAS MOVED BY GOODMAN, SECONDED BY WINTERSTEIN, TO:

Add a new item of business to the agenda for the purpose of discussing the 2016 grant agreement with Issaquah Valley Seniors and have a brief executive session prior to that discussion.

MOTION CARRIED, 7-0.

[See Regular Business Item c, Page 7719.]

- a) AB 6960 - Amending IMC 2.89, Economic Vitality Commission

Introduced by Mayor Butler and presented by Keith Niven, Economic Development Director. Following Council discussion,

IT WAS MOVED BY MARTS, SECONDED BY WINTERSTEIN, TO:

Adopt Ordinance No. 2759, amending Chapter 2.89 of the Issaquah Municipal Code relating to the Economic Vitality Commission.

IT WAS MOVED BY WINTERSTEIN, SECONDED BY MARTS, TO:

Amend the Ordinance to not strike the words "and the City Council" under Section 2.89.010.

AMENDMENT CARRIED, 7-0.**MAIN MOTION CARRIED, 7-0.**

- b) AB 7095 - East Lk Samm Pkwy - Issaquah Lumber Overhead Power

Introduced by Mayor Butler and presented by Councilmember Winterstein and Brianne Ross, Engineer, Public Works Engineering. Following Council discussion,

IT WAS MOVED BY WINTERSTEIN, SECONDED BY RAMOS, TO:

Authorize Issaquah Cedar and Lumber to maintain overhead power on its property until such time as the site redevelops in a manner requiring compliance with the utility undergrounding requirements in the Central Issaquah Plan or as otherwise required in the Issaquah Municipal Code conditioned upon the property owner executing an agreement with the City obligating the property to follow the undergrounding requirements outlined in the Central Issaquah Plan or as otherwise required in the Issaquah Municipal Code.

MOTION CARRIED, 6-0. (Councilmember Pauly abstaining.)**EXECUTIVE SESSION**

At 8:15 PM, Council recessed into Executive Session for the purpose of discussing potential litigation, per RCW 42.30.110 (1)(i). This item was expected to take approximately 20 minutes. Action was anticipated to follow in open session.

REGULAR BUSINESS - CONTINUED

Mayor Butler reconvened the regular meeting at 8:34 PM.

c) Issaquah Valley Seniors 2016 Grant Agreement

Introduced by Mayor Butler. It was clarified that Council is considering this item as added to the agenda by Council vote (see motion at the beginning of Regular Business).

Following Council discussion,

IT WAS MOVED BY GOODMAN, SECONDED BY WINTERSTEIN, TO:

Terminate the 2016 grant agreement with Issaquah Valley Seniors signed on Jan. 12, 2016. Consistent with section four of the agreement, either party may terminate or suspend the agreement at any time with or without cause by giving 10 days' notice to the other party in writing. Therefore, the Administration is hereby directed to provide notice to terminate the agreement with Issaquah Valley Seniors [without cause] no later than February 5, 2016.

IT WAS MOVED BY GOODMAN, SECONDED BY WINTERSTEIN, TO:

Amend the motion to authorize the Mayor to make a final payment to Issaquah Valley Seniors for services rendered up until the termination.

AMENDMENT CARRIED, 7-0.

MAIN MOTION CARRIED, 7-0.

Council President Goodman requested Administration explore proposals for providing alternative senior services. Mayor Butler confirmed that AB 7104, Senior Services Reinvestment Plan, will be presented at the Council's next regular meeting.

GOOD OF THE ORDER

Deputy Council President Pauly:

EFR Retirement -- Attended a retirement lunch January 29, 2016 for long term Eastside Fire & Rescue employee, Kelly Refvem.

One Night Count -- Noted that Issaquah was well-represented among volunteers.

Councilmember Barber:

Salmon Summit -- Will be attending the Summit February 4, 2016 and will make a report at the next Council meeting.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:48 PM.

Tisha Gieser, Deputy City Clerk

Fred Butler, Mayor