

**CITY OF ISSAQUAH
City Council Regular Meeting**

7:00 PM
April 5, 2021

Virtual Meeting

MINUTES

COUNCIL AND ADMINISTRATIVE PERSONNEL PRESENT

Alternate Meeting Format: On March 6, 2020 the Mayor declared a civil emergency due to the outbreak of novel coronavirus (COVID-19). On March 24, 2020 the Governor issued Proclamation 20-28 relating to the COVID-19 emergency and open public meetings. The proclamation has been extended. Due to these factors, the meeting was held using a remote meeting platform.

Councilmembers:

Barbara de Michele
Stacy Goodman
Zach Hall
Victoria Hunt
Tola Marts
Chris Reh
Lindsey Walsh

Administration/Staff:

Mary Lou Pauly, Mayor
Wally Bobkiewicz, City Administrator
Jim Haney, City Attorney
Christine Eggers, City Clerk

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

Mayor Pauly led the Pledge of Allegiance.

ANNOUNCEMENT

The Mayor announced that the public hearing regarding the City's sale of a portion of the RV Park property at 650 1st Ave. NE, which was originally scheduled for tonight's meeting, has been canceled and will not be conducted.

AUDIENCE COMMENTS

The following individuals spoke in support of AB 8066, Amending the Issaquah Municipal Code and Central Issaquah Development and Design Standards Related to Electric Vehicle Charging:

- Leah Missik, Climate Solutions, also spoke in support of including EV requirements for single family residences
- David Hoffman, Puget Sound Energy Representative, also encouraged over the counter permitting
- Ann Fletcher, People for Climate Action, also relayed considerations regarding affordable housing requirements, parking requirements, EV ready requirements, and requirements for single family residences

Council President Hunt summarized email comments received on tonight's agenda items.

COMMITTEE / REGIONAL REPORTS*Councilmember Hall*

Affordable Housing Committee of Growth Management Planning Council - Made report.
Announced upcoming meeting.
Cascade Water Alliance Board - Made report. Announced upcoming meeting.

Councilmember de Michele:

Healthier Here Governing Board - Made report.
Eastside Transportation Partnership - Announced upcoming meeting.

Councilmember Walsh:

Greater Issaquah Chamber of Commerce - Announced upcoming meeting.

Councilmember Goodman:

Eastside Fire & Rescue Board - Announced upcoming meeting.
Lodging Tax Advisory Committee - Announced upcoming meeting.

Councilmember Marts:

Puget Sound Regional Council Growth Management Policy Board - Made report.
Sound Cities Association Public Issues Committee - Announced upcoming meeting.

Deputy Council President Reh:

King County Growth Management Planning Council - Made report.

Council President Hunt:

Water Resource Inventory Area (WRIA) 8 Salmon Recovery Council - Made report. Announced upcoming meeting.
Kokanee Interlocal Agreement Management Committee - Announced upcoming meeting.
Title 18 Land Use Ad Hoc Committee - Met with the Community Planning & Development Director and Consultant to discuss progress on Title 18 and received an update on sign code amendments.

MAYOR'S REPORT

The Mayor reported on the following topics:

- Executive Session: There will be an executive session this evening for deliberations related to Agenda Bill 8136 per RCW 42.30.140(2). Action is anticipated in Open Session.
- Earth Day Proclamation
- Sexual Assault Awareness Month Proclamation
- April 6 Recovery Task Force Meeting
- Issaquah Community Vaccine Partnership Update

CONSENT CALENDAR

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

IT WAS MOVED BY HUNT, SECONDED BY REH; MOTION CARRIED (7-0), TO APPROVE THE CONSENT AGENDA AS PRESENTED.

- a) **ID 0781 - Accounts: Payables and Payroll of April 5, 2021, \$ 9,551,137.57;** Approved.

- b) **Minutes: Special City Council Meeting, Jan. 30, 2021**; Approved.
- c) **Minutes: Special City Council Study Session, March 8, 2021**; Approved.
- d) **Minutes: Special City Council Meeting, March 8, 2021**; Approved.
- e) **Minutes: City Council Study Session, March 9, 2021**; Approved.
- f) **Minutes: City Council Regular Meeting, March 15, 2021**; Approved.
- g) **AB 8120 - New and Replacement Purchases of Paving Equipment**; Authorized the purchase of a Cold Milling Machine through the National Joint Powers Alliance in the amount of \$490,000; and, authorized the purchase of a Compact Asphalt Paver through the National Joint Powers Alliance in the amount of \$235,000.
- h) **AB 8139 - Non-Profit Relief Grant Funding**; Postponed the non-profit relief funding discussion to the May 3, 2021 Council meeting.
- i) **AB 8149 - RH2 Lease Agreement**; Authorized the Mayor to enter into and execute a new lease agreement with RH2 Engineering for office space in City Hall Northwest, 1775 12th Ave. NW.
- j) **AB 8156 - 2021 Water Main Replacement Project Change Order**; Authorized the change order in the amount of \$51,500 to the construction contract with A Advanced Septic & Construction Services to complete two additional water projects as part of the 2021 Water Main Replacement Project.
- k) **AB 8161 - Council Rules of Procedure Ad Hoc Committee**; Established the Council Rules Ad Hoc Committee composed of Councilmembers de Michele, Goodman and Walsh, returning to the full Council on, or before, July 6, 2021 with its formal recommendation.

REGULAR BUSINESS

- a) **AB 8066 - Amending the Issaquah Municipal Code and Central Issaquah Development and Design Standards Related to Electric Vehicle Charging**

Introduced by Mayor Pauly and presented by Megan Curtis-Murphy, Senior Sustainability Coordinator. Following Council discussion,

IT WAS MOVED BY HUNT, SECONDED BY REH, TO:

Adopt Ordinance No. 2941, amending Sections 18.02.070 and 18.09.140 of the Issaquah Municipal Code related to electric vehicle charging and amending Chapter 8.12 and 8.13 of the Central Issaquah Development and Design Standards to add electric vehicle charging.

IT WAS MOVED BY HUNT, SECONDED BY DE MICHELE TO:

AMEND: Section 2 of Ordinance No. 2941, adding the following language within IMC 18.09.140, Table A.1 as follows:

“New Multifamily (R-1, R-2 & I-2 occupancies and any other multi-unit residential building not meeting the definition of “multifamily residential building” under the state building code, RCW 19.27.015(4))”

“Existing multifamily buildings undergoing Substantial Improvement² (R-1, R-2 & I-2 occupancies and any other multi-unit residential building not meeting the definition of “multifamily residential building” under the state building code, RCW 19.27.015(4))”

AND AMEND Section 2 of Ordinance No. 2941, striking IMC 18.09.140(B):

~~B. For townhomes installing every electric vehicle charging stations provided, the required number of parking spaces may be reduced by an equivalent number, provided the total reduction does not exceed five (5) percent of the total required parking spaces. For example, if forty (40) parking spaces are required and two (2) electric vehicle charging stations are provided, the total required parking may be reduced to thirty-eight (38) spaces, yielding thirty-six (36) "regular" parking spaces and two (2) electric vehicle charging parking spaces. Note that in this example the total reduction may not be in excess of two (2) spaces ($40 * 5\% = 2$), so if three (3) electric vehicle charging stations were provided instead, the total reduction in required parking would still be two (2) spaces, yielding thirty-five (35) "regular" parking spaces and three (3) electric vehicle charging parking spaces.~~

AND FURTHER AMEND Section 4 of Ordinance No. 2941, striking Central Issaquah Development and Design Standards 8.13(B)(11), Electric vehicle charging parking provisions:

~~11. **Electric vehicle charging parking provisions.** For townhomes installing every electric vehicle charging stations provided, the required number of parking spaces may be reduced by an equivalent number, provided the total reduction does not exceed five (5) percent of the total required parking spaces. For example, if forty (40) parking spaces are required and two (2) electric vehicle charging stations are provided, the total required parking may be reduced to thirty-eight (38) spaces, yielding thirty-six (36) "regular" parking spaces and two (2) electric vehicle charging parking spaces. Note that in this example the total reduction may not be in excess of two (2) spaces ($40 * 5\% = 2$), so if three (3) electric vehicle charging stations were provided instead, the total reduction in required parking would still be two (2) spaces, yielding thirty-five (35) "regular" parking spaces and three (3) electric vehicle charging parking spaces.~~

AMENDMENT CARRIED, 7-0.

IT WAS MOVED BY HUNT; SECONDED BY MARTS, TO:

AMEND Section 2 of Ordinance No. 2941, striking IMC 18.09.140(A)(10)(d):

~~d) Substitution of a portion of EVSE and EV-Ready stalls with EV-Capable stalls, equivalent to the number of stalls that are no longer EVSE and EV-Ready.~~

AMENDMENT CARRIED, 5-2. (Opponents: Hall, Goodman)

MAIN MOTION AS AMENDED CARRIED, 6-1. (Opponent: Goodman)

CLOSED RECORD APPEAL HEARING

Mayor Pauly passed the gavel to Council President Hunt to preside over the appeal hearing and left the meeting.

- a) **AB 8136 - Consolidated Appeal of Hearing Examiner's Denial of the Preliminary Plat of High Street Collection at Issaquah Highlands, QUASI-JUDICIAL, APP21-00001 & APP21-00002**

Council President Hunt opened the closed record appeal hearing at 9:09 p.m.

Appeal Nos. APP21-00001 & APP21-00002 | Consolidated Appeal of Hearing Examiner's Denial of the Preliminary Plat of High Street Collection at Issaquah Highlands

The following parties were present:

- Patrick J. Schneider, Foster Garvey PC, representing IHIF Commercial, LLC
- J. Zachary Lell, Ogden Murphy Wallace PLLC, representing the City of Issaquah, Dept. of Community Planning & Development

Brett C. Vinson, Weed, Graafstra & Associates, Inc., PS, served as the City Council's legal counsel.

Brett C. Vinson asked Councilmembers a series of questions related to the Appearance of Fairness Doctrine (RCW 42.36). No disclosures were made, and no challenges were raised.

The hearing was conducted as follows in accordance with City Council Rule 4.15(D) and as agreed upon by the parties:

- Introduction of Appeal
 - Brett Vinson, Legal Counsel
- Arguments:
 - City
 - IHIF-C
 - City Rebuttal
 - IHIF-C Rebuttal
 - Question & Answer period
- Closing Argument:
 - City
 - IHIF-C

The appeal hearing was closed at 10:18 p.m.

This item was deliberated under Executive Session later on the agenda per RCW 42.30.140(2).

GOOD OF THE ORDER

Councilmember Marts:

Sound Cities Association Public Issues Committee (PIC) - Will forward the PIC agenda re: Countywide fees line item and look for any Council feedback prior to April 14.

Councilmember de Michele:

Availability of Bathroom Facilities at City Hall - Would appreciate further discussion on this issue.

Councilmember Hall:

Council Rules of Procedure Ad Hoc Committee - Thanked the Councilmembers who were appointed to this committee for their service.

Council President Hunt:

Upcoming Council Meetings - Announced anticipated agenda items.

EXECUTIVE SESSION

At 10:24 PM, Council recessed into Executive Session for the purpose of discussing AB 8136 - Consolidated Appeal of Hearing Examiner's Denial of the Preliminary Plat of High Street Collection at Issaquah Highlands per RCW 42.30.140(2). The item was expected to take approximately 30 minutes. Action was anticipated to follow in open session.

OPEN SESSION

The open session was reconvened at 11:00 PM.

- a) **AB 8136 - Consolidated Appeal of Hearing Examiner's Denial of the Preliminary Plat of High Street Collection at Issaquah Highlands, QUASI-JUDICIAL, APP21-00001 & APP21-00002**

IT WAS MOVED BY HUNT, SECONDED BY REH, TO:

Continue deliberations to a Special City Council Meeting of April 13, 2021, beginning at 7:30 PM or at the conclusion of the Study Session that precedes the special meeting, whichever is later.

MOTION CARRIED, 7-0.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 11:01 PM.

Christine Eggers, City Clerk

Mary Lou Pauly, Mayor

Victoria Hunt, Council President

**CITY OF ISSAQUAH
Council Study Session**

6:30 PM
April 13, 2021

Virtual Meeting

MINUTES

COUNCIL AND ADMINISTRATIVE PERSONNEL PRESENT

Alternate Meeting Format: On March 6, 2020 the Mayor declared a civil emergency due to the outbreak of novel coronavirus (COVID-19). On March 24, 2020 the Governor issued Proclamation 20-28 relating to the COVID-19 emergency and open public meetings. The proclamation has been extended. Due to these factors, the meeting was held using a remote meeting platform.

Councilmembers:
Barbara de Michele
Stacy Goodman
Zach Hall
Victoria Hunt
Tola Marts
Chris Reh
Lindsey Walsh

Administration/Staff:
Wally Bobkiewicz, City Administrator
Andrea Snyder, Deputy City Administrator
Tisha Gieser, Deputy City Clerk

CALL TO ORDER

Councilmember Marts called the meeting to order at 6:33 PM.

AGENDA ITEMS

a) **Public Comment**

No public comments were made.

Council President Hunt summarized email comment(s) received on tonight's agenda item.

b) **ID 0775 - Facilities Assessment – Draft Evaluation Criteria and Surplus Policy**

Presented by:
Jeff Watling, Parks & Community Services Director
Gene Paul, Management Analyst

The City Council expressed overall support for proceeding with the proposed policy with some changes, as noted in the below feedback:

General:

- Tighten language in policy to ensure it only applies to real property (land and appurtenances)
- Streamline draft policy language and language in current Financial Policies related to surplus property

Public Hearing:

- Both support for and opposition to including social media outlets as a form of notification in the public hearing notification process
- Consider creating a central place on the City website to identify such potential surpluses

- Both support for and opposition to extending the public hearing to apply to any property surplus, regardless of value
- Request for pros and cons of expanding the public hearing threshold

Evaluation Criteria:

- Include cost benefit analysis, considering maintenance costs, replacement costs, etc.
- Consider public use and equity lens
- Identify existing City plans that have acquisition policies that might apply to particular properties
- Include historic value

c) **Good of the Order** - None.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 7:23 PM.

Tisha Gieser, Deputy City Clerk

Tola Marts, Designated Chair