

**CITY OF ISSAQUAH
City Council Regular Meeting**

7:00 PM
January 18, 2022

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
Zach Hall
Victoria Hunt
Russell Joe
Tola Marts
Chris Reh
Lindsey Walsh

Administration/Staff:

Mary Lou Pauly, Mayor
Wally Bobkiewicz, City Administrator
Andrea Snyder, Deputy City Administrator
Rachel Bender Turpin, City Attorney
Tisha Gieser, 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.

AUDIENCE COMMENTS

The following public comment was provided:

The following individuals spoke regarding AB 8307, Abandoned Shopping Cart Regulations and AB 8316, Amending IMC 5.02.090, Revocation or Suspension of Business Licenses:

- Kathy McCorry, Chamber CEO, thanked the City and elected officials for their communication with the business community and hearing their concerns regarding these agenda bills.
- Cindy Harron, Sammamish resident, relayed an experience in the parking lot at Target where someone tried to get into her vehicle and urged action to address theft and harassment occurring in Target and other Issaquah retailers.
- Nicole Miller, resident, spoke regarding organized retail theft and posed questions.
- Mark Clemens, Downtown Issaquah Association Executive Director, relayed the Downtown Issaquah Association's recent initiatives and spoke in opposition to the agenda bills.
- Nathan Bosseler, resident and business owner, spoke regarding concerns with the agenda bills and encouraged more input from the business community before taking action.

- Tim Kimble, resident, spoke regarding his observations of retail theft and expressed support for the agenda bills.

The following individuals provided other comments:

- Jonathan Smith, resident, spoke regarding grass roots community litter clean up and his observations in that process. The next clean-up event is Feb. 5 at the USPS.
- Gloria Chien, resident and business owner, spoke regarding concerns with the energy targets set in the Climate Action Plan energy and the importance of diversifying energy sources.

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

COMMITTEE / REGIONAL REPORTS

Councilmember Joe:

East King County Legislative Coalition - Announced upcoming Chamber Day.

Councilmember de Michele:

HealthierHere Governing Board - Made report.

King County Regional Transit Committee - Announced upcoming meeting.

Councilmember Hunt:

WRIA8 Salmon Recovery Council - Made report. Announced upcoming meeting.

King Conservation District - Announced election.

Councilmember Reh:

Eastside Fire & Rescue Board - Made report.

Councilmember Marts:

Puget Sound Regional Growth Management Policy Board - Made report.

Sound Cities Association Public Issues Committee - Made report.

Council President Walsh:

Council Leadership, Greater Issaquah Chamber of Commerce and City Administration Meeting - Made report.

King County Affordable Housing Committee - Announced upcoming meeting.

MAYOR'S REPORT

The Mayor reported on the following topics:

- Executive Session: There will be an executive session this evening to discuss potential property acquisition per RCW 42.30.110(1)(b). The item is expected to last 15 minutes. No action is anticipated in open session.
- Weather Related Events
- Flood Update
- Landslide Update
- Lodging Tax Advisory Committee Appointments
- Capital Finance Community Task Force
- Association of Washington Cities (AWC) Scholarship Nominee
- Upcoming Community Events

INFORMATIONAL UPDATES**a) ID 0778 - State Route 18 Widening: Issaquah-Hobart Road to Deep Creek**

An informational update for the Washington State Dept. of Transportation (WSDOT) SR 18 widening project from Issaquah-Hobart Road to Deep Creek was provided by Mark Allison (WSDOT Lead Engineer), Scott Keillor (WSP Facilitator), and Gordon Roycroft (WSP Project Manager - Design).

b) ID 0993 - Recreation Scholarship Program

Introduced by Mayor Pauly and presented by Jeff Watling, Parks and Community Services Department.

The City Council provided input, including:

- Support for transition to fee reduction model
- Support for eligibility for all ages
- Allow youth that are not residents but reside in the Issaquah School District to continue to qualify for scholarships (majority opinion)
- Limit scholarships to City residents (minority opinion)
- Consider allowing scholarships for youth in some areas, but not all of the Issaquah School District (minority opinion)
- Support for maintaining consistency in qualifying guidelines with other City financial assistance programs
- Support for keeping at 50%/75%/100% scholarships (majority opinion)
- Support for either tier of scholarships (minority opinion)
- Support for setting the maximum annual scholarship value per individual only
- Requested information from other cities on their scholarship programs

CONSENT CALENDAR

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

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

- a) **ID 0967 - Accounts: Payables and Payroll of Jan. 18, 2022, \$ 5,385,777.41; Approved.**
- b) **Minutes: City Council Regular Meeting, Dec. 6, 2021; Approved.**
- c) **Minutes: City Council Regular Meeting, Jan. 3, 2022; Approved.**
- d) **AB 8004 - Washington State Recreation & Conservation Office (RCO) Grant (Lower Issaquah Creek Stream and Habitat Enhancement Project);** Authorized acceptance of grant funds in the amount of \$435,235 and execution of the grant agreement with the Washington State Recreation and Conservation Office (RCO) for the Lower Issaquah Creek Restoration Project.

- e) **AB 8037 - State Dept. of Ecology FY 2022 Water Quality Combined Funding Program Grant(s) (Stormwater Projects);** Authorized acceptance of grant funds in the amount of \$210,000 and execution of the grant agreement with Department of Ecology for FY 2022 Water Quality Combined Funding Program Grant(s) for the Dogwood Street Retrofit and Front Street S. Retrofit Projects.

- f) **AB 8194 - Transportation Improvement Board (TIB) Grant (12th Ave NW and SR 900/17th Ave NW);** Accepted the Transportation Improvement Board Urban Arterial Program Grant for 12th Avenue and SR900/17th Avenue NW Project in the amount of \$3,000,000 and authorized the Mayor to execute the grant agreement.

- g) **AB 8302 - Water Resource Inventory Area (WRIA) 8 Interlocal Agreement Addendum;** Authorized the Mayor to enter into and execute the addendum to the WRIA 8 Interlocal Agreement to allow the City of Everett to participate as a member of the WRIA 8 Salmon Recovery Council.

- h) **AB 8306 - Lodging Tax Advisory Committee (LTAC) Annual Appointments;** Confirmed the following appointments for the 2022 Lodging Tax Advisory Committee: Matthew McReynolds, John Parizek, Kathy McCorry, Frank Stilwagner, and Councilmember Joe (Chair).

- i) **AB 8312 - Surplus City Equipment;** Approved Resolution 2022-01, declaring certain City vehicles and equipment as surplus.

REGULAR BUSINESS

- a) **AB 8307 - Abandoned Shopping Cart Regulations**

Introduced by Mayor Pauly and presented by Economic Development Manager Jen Davis Hayes. Following Council discussion,

IT WAS MOVED BY WALSH, SECONDED BY HALL, TO:

Adopt Ordinance No. 2967, amending the Issaquah Municipal Code by adding a new Chapter 8.30, shopping cart regulation.

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

Amend [the ordinance for] AB 8037 by:

Striking the sentence "The owner or owner's agent must retrieve any lost, stolen, or abandoned shopping cart(s) within twenty-four (24) hours of the City providing such notice" from section 8.30.070, and striking section 8.30.110(3).

Without objection, the amendment was amended as follows:

~~striking the sentence "The owner or owner's agent must retrieve any lost, stolen, or abandoned shopping cart(s) within twenty-four (24) hours of the City providing such notice" from section 8.30.070, and striking section 8.30.110(3).~~

AMENDMENT AS AMENDED CARRIED, 6-1 (Opposed: Hall).

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

Amend Section 8.30.100, subsection (4), paragraph (a), subparagraph (iii), of the proposed Ordinance to add “and a deadline to submit a new plan for review” to the end of the second sentence and to add the following after the last sentence: “An Owner who fails to timely file a proposed plan or to abide by the terms of an approved plan is in violation of this chapter and shall be subject to civil penalties in the amount of \$500 for each day during which the violation continues.”

AMENDMENT CARRIED, 7-0.

MAIN MOTION AS AMENDED CARRIED, 7-0.

b) AB 8316 - Amending IMC 5.02.090, Revocation or Suspension of Business Licenses

Introduced by Mayor Pauly and presented by City Attorney Rachel Bender Turpin. Following Council discussion,

IT WAS MOVED BY WALSH, SECONDED BY HALL, TO:

Postpone Ordinance No. 2968 to a date certain [Feb. 7 Council meeting].

MOTION FAILED, 3-4 (*In Favor: Hall, Reh, Walsh*).

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

Adopt Ordinance No. 2968, amending Section 5.02.090 of the Issaquah Municipal Code, regarding the grounds for revocation or suspension of a City business license; and amending the ordinance to strike the portion reading “it is reasonably necessary in the interests of protection of the public health, safety, morals, peace or welfare, or when” from the first sentence of Section 5.02.090; and amending the ordinance to add Section 4 to read: “This Ordinance shall remain in effect for ninety days after which date the Ordinance shall be repealed.”

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

Amend Section 3 of the Ordinance to read as follows: “Effective Date. This Ordinance is necessary for emergency protection of the public safety and public peace and shall therefore take effect immediately.”

AMENDMENT CARRIED, 6-1 (*Opposed: Reh*).

MAIN MOTION AS AMENDED CARRIED, 7-0.

GOOD OF THE ORDER

a) 2022 City Council Appointments

Council President Walsh referred the City Council to the appointments, accounts payables review schedule and study session chair schedule in the agenda packet.

b) Mayor Pauly:

Upcoming Council Meetings - Announced anticipated agenda items.

EXECUTIVE SESSION

The Executive Session scheduled for tonight's meeting has been delayed and will occur at a future meeting.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 11:47 PM.

Mary Lou Pauly, Mayor

Tisha Gieser, City Clerk