

City Council Minutes – February 18, 2020

Mayor Laurie Gere called to order the Anacortes City Council meeting of February 18, 2020 at 6:00 p.m. Councilmembers Jeremy Carter, Anthony Young, Christine Cleland-McGrath, Carolyn Moulton, Bruce McDougall and Matt Miller were present. Councilmember Ryan Walters was absent.

Mr. McDougall moved, seconded by Mr. Miller, to excuse the absence of Mr. Walters who was ill. The motion carried unanimously by voice vote. Mr. McDougall noted that Mr. Walters would participate in absentia in the Executive Session only, via telephone.

Executive Session

Mayor Gere announced that City Council and the City Attorney would convene in Executive Session per RCW 42.30.110 (i) for approximately 20 minutes to discuss potential litigation or litigation. The mayor advised that the regular meeting would then resume with no action having been taken. Councilmembers Jeremy Carter, Anthony Young, Christine Cleland-McGrath, Carolyn Moulton, Bruce McDougall and Matt Miller attended the executive session. Councilmember Ryan Walters participated in the executive session via telephone.

At approximately 6:14 p.m. Mayor Gere reconvened the regular meeting. No action was taken in the Executive Session.

The assembly joined in the Pledge of Allegiance.

Announcements and Committee Reports

Public Works Committee: Ms. Moulton reported from the committee meeting earlier in the evening at which topics discussed included the Port's redevelopment of the Cap Sante boat basin and its planned presentation of same to City Council on February 24, 2020; grant opportunities for pursuing solar panels on the roof of the Operations shop and electric vehicle charging stations; and progress in contracting for a new metal roof for the Senior Activity Center.

Traffic Safety Committee: Ms. Moulton reported from the committee meeting earlier in the day at which topics discussed included parking conflicts surrounding the high school and cars speeding at the top of A Avenue. Mr. Miller added that the city was considering instituting a residential parking permit surrounding the high school which would require adoption by ordinance.

Public Comment

In light of the large crowd present, some of whom had signed up to comment on the Critical Areas Ordinance, Mayor Gere asked City Attorney Darcy Swetnam to address procedure. Ms. Swetnam reminded that public comment regarding the Critical Areas Ordinance was governed by the established legislative process which included public hearings before the Planning Commission that had already concluded. Ms. Swetnam said that the municipal code now allowed Council to establish additional public comment opportunities, which would likely be discussed later on the agenda, but that public comment on the critical areas regulations could not be accepted at the present meeting.

No one present wished to address the Council on any other topic.

Consent Agenda

Mr. Miller removed Item 6d, Resolution 2077: Declaration of Emergency for Longview Avenue Repairs, from the Consent Agenda.

Mr. Miller moved, seconded by Mr. Young, to approve the following Consent Agenda items. The motion carried unanimously by voice vote.

- a. Minutes of February 10, 2020
- b. Approval of Claims in the amount of: \$513,932.85
- c. Resolution 2076: Waiving the State Competitive Bidding Requirements for the Purchase of a Cummins Mobile Generator

The following vouchers/checks were approved for payment:
EFT numbers: 96276 through 96329, total \$216,899.59
Check numbers: 96330 through 96355, total \$171,658.55
Wire transfer numbers: 563637 through 263818, total \$113,461.02

- d. Resolution 2077: Declaration of Emergency for Longview Avenue Repairs

Mr. Miller requested a staff update on the situation at Longview Avenue. Assistant Public Works Director Eric Shjarback reported on the recent failure of the very old 3-foot diameter corrugated pipe that carried Happy Valley Stream under Longview Avenue; he indicated that recent storm events had precipitated the failure. Mr. Shjarback reported that Welch Brothers Construction had begun emergency repairs on both the stormwater and the water pipes that had been damaged. He said some homes would be temporarily without water during working hours and that all homeowners were alerted. Mr. Miller moved, seconded by Mr. McDougall, to approve Consent Agenda Item 6d. The motion carried unanimously by voice vote.

OTHER BUSINESS

Appointment: Parks and Recreation Advisory Commission

Mayor Gere requested City Council confirmation of her appointment of former City Councilmember Brad Adams to the Parks and Recreation Advisory Commission for a term effective February 18, 2020 and expiring October 31, 2022. Mr. Young moved, seconded by Mr. Carter, to confirm the appointment. Vote: Ayes – Young, Cleland-McGrath, Moulton, McDougall, Miller and Carter. Motion carried.

Contract Award: 2020 Waterline Replacements #20-010-WTR-001

Mr. Shjarback requested City Council approval to award a contract in the amount of \$1,208,145.62 to SummitX Contractors, Inc. to perform the 2020 Waterline Replacements. Mr. Miller moved, seconded by Mr. Young, to authorize the Mayor to sign contract 20-010-WTR-001 with SummitX Contractors, Inc. in the amount of \$1,208,145.62 to perform the 2020 Waterline Replacements. Vote: Ayes – Cleland-McGrath, Moulton, McDougall, Miller, Carter and Young. Motion carried.

Resolution 2078: Updating the Unified Fee Schedule for Fiber Static IP Addresses

Administrative Services Director Emily Schuh presented Resolution 2078 to update the Unified Fee Schedule to include rates for static IP addresses for fiber customers. Ms. Schuh noted that the rates had previously been presented and discussed by Council at its February 10, 2020 meeting.

Mr. Young moved, seconded by Ms. Moulton, to adopt Resolution 2078.

Mayor Gere invited members of the audience to comment on this agenda item. No one present wished to address the Council.

Vote: Ayes – Moulton, McDougall, Miller, Carter, Young and Cleland-McGrath. Motion carried.

Critical Areas Regulations - Planning Commission Recommendation

Planning Director Don Measamer introduced Associate Planner Tess Cooper to present the Critical Areas Regulations Update. Ms. Cooper introduced the critical areas regulations, referring to her slide presentation which was added to the packet materials for the meeting. She summarized the governing legislation, the project timeline since commencement of the update in 2016, and the Planning Commission recommendation to City Council.

Ms. Cooper called Council's attention to Item D in the packet materials presenting topics needing review by Council and recommending additional public comment on some of those. Mr. Measamer then outlined a number of procedural options open to Council per AMC 19.16.090 and explained how the noticing requirements would affect hearing dates. Councilmembers expressed interest in offering additional public comment opportunity and in proceeding with review at a pace to allow consideration of the voluminous comment already received and fully review the draft document. Ms. Cooper presented a possible schedule for City Council review of the draft document. Councilmembers discussed alternative schedules with Mr. Measamer and Mayor Gere. Mayor Gere summarized Council's apparent consensus to have staff notice a public hearing before City Council beginning March 16, 2020 (the earliest possible date consistent with the notice requirements) which public hearing would be continued from meeting to meeting as Council considered each topic until Council determined it was ready to close the public hearing and begin deliberations. Mr. Measamer concurred. Council urged establishing and publishing a full schedule as early as possible.

There being no further business, at approximately 7:15 p.m. the Anacortes City Council meeting of February 18, 2020 was adjourned.