



# CITY OF MERCER ISLAND **REVISED**

## CITY COUNCIL REGULAR VIDEO MEETING

Tuesday, September 15, 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 – Zoom Meeting  
9611 SE 36th Street | Mercer Island, WA 98040  
Phone: 206.275.7793 | [www.mercergov.org](http://www.mercergov.org)

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.

### EXECUTIVE SESSION, 5:00 PM

To discuss pending or potential litigation with legal counsel pursuant to RCW 42.30.110(1)(i) for approximately 30 minutes. All Councilmembers, City Attorney, and staff will be participating remotely using teleconferencing technology provided by Microsoft Teams.

### ADJOURNMENT

### 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 by Video:** 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 5:30 PM:** To listen to the meeting via telephone, please call **253.215.8782** and enter Webinar ID **873 8416 6905** and Password **851646** when prompted.

**Join by Internet at 5:30 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 **873 8416 6905**; Enter Password **851646**
- 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 September 15, 2020 will be forwarded to all Councilmembers and a brief summary of the comments will be included in the minutes of the meeting.

**For the safety and wellbeing of the public and staff,** the City strongly recommends that people attend the meeting by viewing the live feed of the video conference on the City's [YouTube Channel](#), or on [MI-TV Channel 21](#).

### CALL TO ORDER & ROLL CALL, 5:30 PM

### PLEDGE OF ALLEGIANCE

### AGENDA APPROVAL

### CITY MANAGER REPORT

### APPEARANCES

## CONSENT CALENDAR

1. Approve **Accounts Payable** Reports for the periods ending:
  - A. August 28, 2020 in the amount of \$588,921.53
  - B. September 4, 2020 in the amount of \$1,016,186.85
2. Certification of **Payroll** dated September 11, 2020.
3. **Minutes** of the September 1, 2020 Regular Video Meeting.
4. AB 5751: WRIA 8 Interlocal Agreement Amendment  
**Recommended Action:** Authorize the City Manager to sign the First Amendment to the Interlocal Agreement for the Watershed Basins within Water Resource Inventory Area 8.

## REGULAR BUSINESS

5. AB 5752: Public Hearing on Emergency Ordinance No. 20C-17 to Temporarily Allow Private Parking and Right-of-way Use by Businesses to Meet Safe Start Guidelines  
**Recommended Actions:**
  1. Conduct Public Hearing for Emergency Ordinance No. 20C-17 to Temporarily Allow Private Parking and Right-of-way Use by Businesses to Meet Safe Start Guidelines.
  2. Receive staff update on businesses that have utilized the ordinance allowances and additional plans for assisting existing eating and drinking establishments.
6. AB 5748: Permit Expiration Extension (Ordinance No. 20C-21 First Reading and Adoption)  
**Recommended Actions:**
  1. Suspend Council Rules of Procedure 6.3 and 10.1 requiring second reading of an ordinance.
  2. Adopt Ordinance No. 20C-21, allowing the building official to extend permits for an additional 6 months.
7. AB 5750: G. Richard Hill Code Amendment Initial Review and Direction  
**Recommended Action:** Three alternative motions for consideration:
  1. Decline further review of the G. Rich Hill Code Amendment Application and refund the application fees.
  2. Remand the G. Rich Hill Code Amendment Application to the Planning Commission for review.
  3. Postpone initial action on the G. Rich Hill Code Amendment Application and set a new City Council review date and possible initial action in 2021.
8. AB 5749: Temporary Increase in Utility Tax Rates (Ordinance No. 20C-20 Second Reading and Adoption) and Interfund Loans Authorization (Resolution No. 1586) for Potential Litigation Costs to Enforce the Terms of the City's 2017 Settlement Agreement with Sound Transit.  
**Recommended Actions:**
  1. Adopt Ordinance No. 20C-20 temporarily increasing utility tax rates to raise additional revenue for potential litigation to enforce the terms of the City's 2017 Settlement Agreement with Sound Transit.
  2. Pass Resolution No. 1586 authorizing interfund loans in the amount of \$750 thousand each, for a combined total of \$1.5 million, from the City's water and utility funds to the General Fund.
  3. Appropriate \$1.5 million in loan proceeds authorized in Resolution No. 1586 for litigation costs.
9. **AB 5754: City Council direction on proposed PIC recommendations to the SCA Board of Directors**  
**Recommended Action:** Discuss PIC potential action and provide direction to Mayor Wong and Councilmember Rosenbaum.

## OTHER BUSINESS

9. Planning Schedule
10. Councilmember Absences & Reports

## EXECUTIVE SESSION

To discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i) for approximately 60 minutes. All Councilmembers, City Attorney, and staff will be participating remotely using teleconferencing technology provided by Microsoft Teams.

**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	204454-204608	8/28/2020	\$ 588,921.53
			\$ 588,921.53

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: 001000 - General Fund-Admin Key</i>				
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	2,936.22
P0108416	00204474	MI FOOTBALL BOOSTER CLUB	Refund rental fees FA-3879 due	2,667.50
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	1,714.01
P0108415	00204466	HELPING LINK	Refund for rental fees FA-2536	1,684.00
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	1,436.92
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	1,190.65
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	802.25
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	777.89
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	643.31
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	401.97
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	349.50
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	316.70
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	301.76
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	238.58
P0108414	00204469	KC ALLIANCE FOR HUMAN SERVICES	Refund for rental fees FA-4224	214.00
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	199.98
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	199.98
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	194.01
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	192.99
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	192.98
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	185.86
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	150.70
P0108463	00204570	PIRZIO-BIROLI, LUCIA	Refund for fitness room and	148.28
P0102958	00204550	KING CO PROSECUTING ATTORNEY	COURT REMITTANCE KC CRIME	111.16
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	109.59
P0102958	00204550	KING CO PROSECUTING ATTORNEY	COURT REMITTANCE KC CRIME	108.21
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	104.31
P0108475	00204514	Castle, Tom	Refund for drop-in sports	102.48
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	92.84
P0108476	00204586	Stroud, Sally	Refund for fitness room member	87.00
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	81.40
P0108449	00204504	Berlioz, Clementine	Refund for fitness room member	76.56
P0108461	00204532	GOYETTE, MARC	Refund for drop-in sports memb	76.56
P0108487	00204565	Nelson, Craig	Refund for drop-in sports	73.36
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	70.14
P0108409	00204486	Shinbo, William	Refund drop-in membership	65.50
P0108435	00204506	Brandin, Jon	Refund for fitness room punch	65.50
P0108477	00204533	Gray, Anne	Refund for fitness room member	62.64
P0108506	00204515	Chen, Junyu	Refund for drop-in sports memb	53.68
P0108440	00204566	Nelson, Eric	Refund for drop-in sports memb	53.68
P0108474	00204589	Tang, Kangkai	Refund for drop-in sports memb	53.68
P0108450	00204608	Zhang, Zihao	Refund for drop-in sports memb	53.00
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	51.91
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	50.16
P0108481	00204529	Flynn, Colin	Refund for fitness room member	48.72
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	46.92
P0108452	00204498	Angevine, Roger	Refund for drop-in sports memb	46.36
P0108442	00204551	King, Karen	Refund for drop-in sports memb	46.36
P0108490	00204607	Yuen, Coreen	Refund for drop-in sports memb	46.36

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	45.98
P0108464	00204542	IHLE, ALEX	Refund for drop-in sports memb	45.24
P0108478	00204574	Pour-Moezzi, Sabrina	Refund for fitness room member	45.24
P0108488	00204549	Kilwine, Monica	Refund for drop-in sports memb	43.92
P0108439	00204580	Rose, David	Refund for drop-in sports memb	43.20
P0108465	00204503	BECKES, KATHY	Refund for drop-in sports memb	42.40
P0108434	00204544	Johnson, Charlene	Refund for drop-in sports memb	41.48
P0108462	00204540	HITCH, RICHARD	Refund for drop-in sports memb	39.30
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	38.48
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	38.39
P0108484	00204604	Wong, Diane	Refund for drop-in sports memb	38.16
P0108405	00204465	Faghih, Sam	Refund drop-in pass	36.60
P0108446	00204546	Johnson, David	Refund for drop-in sports	36.60
P0108485	00204587	Sung, Roger	Refund for drop-in sports memb	36.60
P0108412	00204456	Chan, Keith	Refund drop-in membership	34.80
P0108406	00204482	Richardson, Maia	Refund fitness room pass	34.80
P0108407	00204454	Avilez, Tanya	Refund drop-in membership	34.50
P0108411	00204455	BONTATIBUS, MICHAEL	Refund drop-in pass	34.50
P0108417	00204494	Willott, Brenna	Refund drop-in membership	34.50
P0108451	00204516	Cochran, Michael	Refund for fitness room member	34.50
P0108410	00204481	PETRUCCI, JOSEPH	Refund drop-in pass	33.92
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	32.09
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	31.89
P0108489	00204585	Stanescu, Marie	Refund for drop-in sports memb	31.72
P0108436	00204501	Barenborg, Laurie	Refund for drop-in sports memb	30.60
P0108479	00204513	Castaneda-Maeyers, Rita	Refund for drop-in sports memb	29.28
P0108437	00204560	Mastropaolo, Betty	Refund for drop-in sports memb	29.28
P0108413	00204479	PANGBORN, JIM	Refund drop-in membership	28.75
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	26.86
P0108408	00204472	Lichon, Deborah	Refund drop-in membership	21.96
P0108403	00204480	Paulson, Marikaye	Refund drop-in punch pass	21.96
P0108482	00204535	Guo, Tim	Refund for drop-in sports memb	21.96
P0108447	00204543	Jaeger, Dario	Refund for fitness room member	20.88
P0108466	00204534	Grubb, Tom	Refund for drop-in sports memb	19.52
P0108483	00204568	Olson, Jim	Refund for drop-in sports memb	19.52
P0108438	00204538	Hawkanson, Jane	Refund for fitness room member	18.34
P0108473	00204601	Wang, Susan	Refund for drop-in sports memb	17.08
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	16.67
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	15.47
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	13.28
P0108486	00204593	Tokita, Yuzo	Refund for fitness room member	13.10
P0108404	00204477	Nichols, Robert	Refund drop-in pass	12.20
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	8.05
P0108480	00204537	Hammond, David	Refund for fitness room member	7.86
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	7.07
P0108395	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 MI Court Reven	5.63
P0108397	00204493	WA ST TREASURER'S OFFICE	Remit June 20 Newcastle Court	5.00
P0108394	00204493	WA ST TREASURER'S OFFICE	Remit July 2020 Newcastle Cour	4.63
P0108396	00204493	WA ST TREASURER'S OFFICE	Remit June 2020 MI Court Reven	1.02

Org Key: 402000 - Water Fund-Admin Key

Date: 08/28/20

Report Name: Accounts Payable Report by GL Key

CouncilAP5

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**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
	00204476	Moore, Linda	water service upgrade	3,744.00
	00204476	Moore, Linda	water service upgrade	750.00
	00204569	Park & Jung	REFUND OVERPAY ACCT00204480002	415.94
	00204527	Evans, Patricia	REFUND OVERPAY ACCT 004161570	261.00
	00204547	Katrina & Tom Lee	REFUND OVERPAY 00572002001	8.42
<b>Org Key: 814074 - Garnishments</b>				
	00204596	UNITED STATES TREASURY	PAYROLL EARLY WARRANTS	826.84
<b>Org Key: 814075 - Mercer Island Emp Association</b>				
	00204562	MI EMPLOYEES ASSOC	PAYROLL EARLY WARRANTS	240.00
<b>Org Key: 814076 - City &amp; Counties Local 21M</b>				
	00204605	WSCCCE AFSCME AFL-CIO	PAYROLL EARLY WARRANTS	2,417.10
<b>Org Key: 814077 - Police Association</b>				
	00204572	POLICE ASSOCIATION	PAYROLL EARLY WARRANTS	2,334.83
<b>Org Key: CA1100 - Administration (CA)</b>				
P0108386	00204470	KEATING BUCKLIN & MCCORMACK	Professional Services INV #145	30.40
<b>Org Key: CM1100 - Administration (CM)</b>				
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	53.10
<b>Org Key: CM1200 - City Clerk</b>				
P0108388	00204457	CODE PUBLISHING CO	Annual Hosting Fee	674.50
P0108418	00204487	SOUND PUBLISHING INC	Ntc. 7/8 Notice of Special	109.15
P0108418	00204487	SOUND PUBLISHING INC	Ntc. 7/29 Ord. 20C-14 2514100	57.30
<b>Org Key: CM1400 - Communications</b>				
	00204491	US BANK CORP PAYMENT SYS	Annual subscription	218.91
<b>Org Key: CR1100 - Human Resources</b>				
	00204491	US BANK CORP PAYMENT SYS	Recruitment advertising	200.00
	00204491	US BANK CORP PAYMENT SYS	Employee Recognition	175.00
	00204491	US BANK CORP PAYMENT SYS	Recruitment advertising	4.29
<b>Org Key: DS0000 - Development Services-Revenue</b>				
	00204522	Donna & Robert Peha	REFUND - DIDNT NEED SDL WAIVER	827.20
	00204476	Moore, Linda	water service upgrade	502.40
	00204590	Telecom, Prince	Refund duplicate permit pulled	278.10
	00204522	Donna & Robert Peha	REFUND - DIDNT NEED SDL WAIVER	24.82
<b>Org Key: DS1100 - Administration (DS)</b>				
P0108467	00204526	ESA	Peer review for CAO19-013	2,276.25
P0102334	00204553	KPG	2019 ON CALL TRANPORATION	875.87
P0108426	00204492	VERIZON WIRELESS	VERIZON WIRELESS 2020	437.90
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	141.32
	00204491	US BANK CORP PAYMENT SYS	MBP Merchant Fee	54.10
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	44.00
	00204491	US BANK CORP PAYMENT SYS	Tuition & Registrations	-50.00
<b>Org Key: DS1200 - Bldg Plan Review &amp; Inspection</b>				
P0108430	00204460	DEPT OF ENTERPRISE SERVICES	BUSINESS CARDS -JESSI	24.20

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: DS1300 - Land Use Planning Svc</i>				
P0108388	00204457	CODE PUBLISHING CO	Doc Hosting: Comp Plan	150.00
<i>Org Key: FN1100 - Administration (FN)</i>				
	00204491	US BANK CORP PAYMENT SYS	Office Supplies	328.79
	00204491	US BANK CORP PAYMENT SYS	Office Supplies	328.79
	00204491	US BANK CORP PAYMENT SYS	Computer Supplies	122.16
	00204491	US BANK CORP PAYMENT SYS	Office Supplies	35.18
<i>Org Key: FN4501 - Utility Billing (Water)</i>				
P0108503	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	144.65
P0108503	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	133.05
P0108460	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	72.89
P0108460	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	66.93
<i>Org Key: FN4502 - Utility Billing (Sewer)</i>				
P0108503	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	144.65
P0108503	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	133.05
P0108460	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	72.89
P0108460	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	66.93
<i>Org Key: FN4503 - Utility Billing (Storm)</i>				
P0108503	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	144.64
P0108503	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	133.06
P0108460	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	72.88
P0108460	00204561	METROPRESORT	AUG 2020 PRINTING & MAILING OF	66.94
<i>Org Key: FR1100 - Administration (FR)</i>				
P0106836	00204518	COMCAST	FIRE STATION 92 FIBER CIRCUIT	2,641.21
P0108420	00204588	SYSTEMS DESIGN WEST LLC	Transport Billing Fees 07/2020	986.35
	00204491	US BANK CORP PAYMENT SYS	Patio Blind for Station 91	93.49
	00204491	US BANK CORP PAYMENT SYS	Coffee Filters - Station 91	24.44
	00204491	US BANK CORP PAYMENT SYS	Coffee Filters - Station 91	24.44
	00204491	US BANK CORP PAYMENT SYS	Amazon Monthly Membership	14.29
P0108423	00204517	COMCAST	Internet Charges/Fire	11.43
	00204491	US BANK CORP PAYMENT SYS	Refund for Seminar Cancelled d	-350.00
<i>Org Key: FR2100 - Fire Operations</i>				
P0108459	00204524	EASTSIDE FIRE & RESCUE	Labor - 8614	1,189.10
P0108456	00204471	KIRKLAND BUICK GMC	Aid 92 Check Engine/DEF Code R	1,186.95
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 49 R	1,111.00
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 49 R	1,111.00
P0108422	00204541	HUGHES FIRE EQUIPMENT INC	E191 Ride Height Adjust	916.15
P0106709	00204464	EPSCA	QTLY ACCESS FEE REBATE FIRE	-194.04
P0106709	00204464	EPSCA	QTLY ACCESS FEE REBATE FIRE	-194.04
<i>Org Key: FR2400 - Fire Suppression</i>				
	00204491	US BANK CORP PAYMENT SYS	Rehab Supplies	183.63
	00204491	US BANK CORP PAYMENT SYS	Station Rehab Supplies	98.85
	00204491	US BANK CORP PAYMENT SYS	Station Rehab Supplies	94.47
	00204491	US BANK CORP PAYMENT SYS	Rehab Supplies	59.99
<i>Org Key: FR2500 - Fire Emergency Medical Svcs</i>				



**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0108421	00204557	LIFE ASSIST INC	Stock Aid Supplies	1,382.77
<i>Org Key: FR4100 - Training</i>				
	00204491	US BANK CORP PAYMENT SYS	Training Props	61.80
	00204491	US BANK CORP PAYMENT SYS	Fire Sim Lab	20.00
	00204491	US BANK CORP PAYMENT SYS	Fire Sim Lab	20.00
	00204491	US BANK CORP PAYMENT SYS	Fire Sim Lab	20.00
<i>Org Key: GGM001 - General Government-Misc</i>				
P0108469	00204573	POT O' GOLD INC	Water cooler	27.50
<i>Org Key: GGM004 - Gen Govt-Office Support</i>				
P0108468	00204578	RESERVE ACCOUNT	Postage refill of reserve acco	2,500.00
P0108470	00204606	XEROX CORPORATION	Print & Copy charges for CM co	484.00
P0108470	00204606	XEROX CORPORATION	Print & Copy charges for Mail	471.39
P0108429	00204460	DEPT OF ENTERPRISE SERVICES	#10 Window Envelopes	226.33
P0108428	00204460	DEPT OF ENTERPRISE SERVICES	#10 Regular Envelopes	210.86
P0108470	00204606	XEROX CORPORATION	Print & Copy charges for CPD C	165.70
<i>Org Key: GGM005 - Genera Govt-LI Retiree Costs</i>				
	00204556	LEOFF HEALTH & WELFARE TRUST	LEOFF POLICE RETIREES	6,289.00
P0108502	00204600	WALLACE, THOMAS	LEOFF1 LTC Expenses	6,000.00
	00204555	LEOFF HEALTH & WELFARE TRUST	FIRE RETIREES	3,144.50
P0108454	00204484	SCHOENTRUP, WILLIAM	FRLEOFF1 Retiree Medical Expen	804.58
P0108453	00204461	DEVENY, JAN P	LEOFF1 Retiree Medical Expense	594.74
	00204539	HILTNER, PETER	LEOFF1 Medicare Reimb	556.00
	00204512	CARLSON, LARRY	QUARTERLY FIRE - LEOFF1	433.80
P0108443	00204459	DEEDS, EDWARD G	LEOFF1 Retiree Medical Expense	419.77
P0108441	00204459	DEEDS, EDWARD G	LEOFF1 Retiree Medical Expense	369.72
P0108445	00204483	RUCKER, MANORD J	LEOFF1 Retiree Medical Expense	323.65
	00204584	SMITH, RICHARD	LEOFF1 Medicare Reimb	231.70
	00204502	BARNES, WILLIAM	LEOFF1 Medicare Reimb	222.40
	00204520	DEEDS, EDWARD G	LEOFF1 Medicare Reimb	222.40
	00204583	SCHOENTRUP, WILLIAM	LEOFF1 Medicare Reimb	222.40
	00204531	GOODMAN, J C	LEOFF1 Medicare Reimb	211.90
	00204559	LYONS, STEVEN	LEOFF1 Medicare Reimb	199.90
	00204591	THOMPSON, JAMES	LEOFF1 Medicare Reimb	196.40
	00204603	WHEELER, DENNIS	LEOFF1 Medicare Reimb	181.70
	00204521	DEVENY, JAN P	LEOFF1 Medicare Reimb	177.20
	00204554	KUHN, DAVID	LEOFF1 Medicare Reimb	177.20
	00204505	BOOTH, GLENDON D	LEOFF1 Medicare Reimb	177.10
	00204525	ELSOE, RONALD	LEOFF1 Medicare Reimb	176.70
	00204500	AUGUSTSON, THOR	LEOFF1 Medicare Reimb	175.90
	00204511	CALLAGHAN, MICHAEL	LEOFF1 Medicare Reimb	175.90
	00204564	MYERS, JAMES S	LEOFF1 Medicare Reimb	175.90
	00204496	ADAMS, RONALD E	LEOFF1 Medicare Reimb	175.60
	00204523	DOWD, PAUL	LEOFF1 Medicare Reimb	173.10
	00204600	WALLACE, THOMAS	LEOFF1 Medicare Reimb	170.10
	00204495	ABBOTT, RICHARD	LEOFF1 Medicare Reimb	165.50
	00204545	JOHNSON, CURTIS	LEOFF1 Medicare Reimb	163.70
	00204581	RUCKER, MANORD J	LEOFF1 Medicare Reimb	162.90
P0108444	00204483	RUCKER, MANORD J	LEOFF1 Retiree Medical Expense	160.00

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
	00204536	HAGSTROM, JAMES	LEOFF1 Medicare Reimb	158.80
	00204558	LOISEAU, LERI M	LEOFF1 Medicare Reimb	157.80
	00204530	FORSMAN, LOWELL	LEOFF1 Medicare Reimb	144.60
	00204602	WEGNER, KEN	LEOFF1 Medicare Reimb	144.60
	00204576	RAMSAY, JON	LEOFF1 Medicare Reimb	136.20
P0108448	00204463	ELSOE, RONALD	LEOFF1 Retiree Medical Expense	126.77
P0108501	00204600	WALLACE, THOMAS	LEOFF1 Retiree Medical Expense	87.22
P0108500	00204505	BOOTH, GLENDON D	LEOFF1 Retiree Medical Expense	77.05
<b>Org Key: GGM100 - Emerg Incident Response</b>				
P0108493	00204497	ALL CITY FENCE CO	TEMPORARY FENCE RENTAL	3,880.80
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	413.11
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	363.00
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	359.80
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	241.52
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	148.46
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	52.66
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	12.84
<b>Org Key: GGM606 - Excess Retirement-Fire</b>				
	00204502	BARNES, WILLIAM	LEOFF1 Excess Benefit	1,932.13
	00204519	COOPER, ROBERT	LEOFF1 Excess Benefit	1,890.52
	00204545	JOHNSON, CURTIS	LEOFF1 Excess Benefit	1,065.12
	00204583	SCHOENTRUP, WILLIAM	LEOFF1 Excess Benefit	988.66
	00204576	RAMSAY, JON	LEOFF1 Excess Benefit	574.01
<b>Org Key: GX9996 - Employee Benefits-Police</b>				
	00204556	LEOFF HEALTH & WELFARE TRUST	LEOFF POLICE	47,026.46
	00204556	LEOFF HEALTH & WELFARE TRUST	LEOFF POLICE SUPPORT	5,477.75
	00204556	LEOFF HEALTH & WELFARE TRUST	LEOFF POLICE SUPPORT	0.03
<b>Org Key: GX9997 - Employee Benefits-Fire</b>				
	00204555	LEOFF HEALTH & WELFARE TRUST	LEOFF FIRE ACTIVE	50,563.66
<b>Org Key: IS2100 - IGS Network Administration</b>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	3,135.00
	00204491	US BANK CORP PAYMENT SYS	Computer Supplies	400.00
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	258.50
P0108425	00204473	MAGNAS LLC	Monthly long distance calls Au	187.91
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	70.05
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	23.10
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	6.50
<b>Org Key: MT2255 - Urban Forest Management (ROW)</b>				
P0108498	00204499	APPLIED ECOLOGY LLC	PLANT INSTALL	8,989.20
<b>Org Key: MT3000 - Water Service Upsizes and New</b>				
P0104881	00204571	PAVEMENT MAINTENANCE OF WA LLC	ASPHALT ON-CALL UTILITIIES	1,079.79
<b>Org Key: MT3100 - Water Distribution</b>				
P0108327	00204579	ROOT CAUSE LLC	TREE REMOVAL	2,365.00
P0108326	00204509	BSK ASSOCIATES	Project UCMR4 - Contractor	600.00
P0108424	00204490	UPS	Fred shipping charge	27.67

## Accounts Payable Report by GL Key

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: MT3150 - Water Quality Event</i>				
P0108300	00204582	S&B INC	NEW ANALYZER UNIT FOR ORIGIONA	3,141.06
P0108299	00204582	S&B INC	ROSEMOUNT PH SENSOR WITH VP	1,211.45
P0107245	00204592	LINKO TECHNOLOGY INC	2020 CROSS CONNECTION WEB TEST	492.00
<i>Org Key: MT3500 - Sewer Pumps</i>				
P0107892	00204528	EVOQUA WATER TECHNOLOGIES LLC	ANNUAL BIOXIDE	4,290.00
P0106905	00204597	UTILITIES SERVICE CO INC	PS 14 REPAIR PART	885.35
<i>Org Key: MT4150 - Support Services - Clearing</i>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	96.76
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	51.00
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	46.17
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	40.66
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 1 RA	25.25
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 1 RA	25.25
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	16.48
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	1.02
P0106709	00204464	EPSCA	QTLY ACCESS FEE REBATE PUBLIC	-4.41
P0106709	00204464	EPSCA	QTLY ACCESS FEE REBATE PUBLIC	-4.41
<i>Org Key: MT4200 - Building Services</i>				
P0108401	00204462	EASTSIDE EXTERMINATORS	AUG 2020 BI-MONTHLY EXTERMINAT	246.33
<i>Org Key: MT4300 - Fleet Services</i>				
P0108513	00204575	PUGET SOUND CLEAN AIR AGENCY	MEMBERSHIP DUES	500.00
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	64.00
	00204491	US BANK CORP PAYMENT SYS	Fuel - MI 100	34.72
	00204491	US BANK CORP PAYMENT SYS	Fuel - MI 100	29.69
	00204491	US BANK CORP PAYMENT SYS	Fuel MI 100	27.81
<i>Org Key: MT4420 - Transportation Planner Eng</i>				
P0102334	00204553	KPG	2019 ON CALL TRANPORATION	1,206.02
<i>Org Key: PO1100 - Administration (PO)</i>				
	00204491	US BANK CORP PAYMENT SYS	Shadow Box supplies	38.50
<i>Org Key: PO1350 - Police Emergency Management</i>				
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 13 R	328.25
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 13 R	328.25
P0108433	00204577	REMOTE SATELLITE SYSTEMS INT'L	EMAC Sat phone	54.00
P0106709	00204464	EPSCA	QTLY ACCESS FEE REBATE EMAC	-57.33
P0106709	00204464	EPSCA	QTLY ACCESS FEE REBATE EMAC	-57.33
<i>Org Key: PO1650 - Regional Radio Operations</i>				
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 59 R	1,515.00
P0106709	00204464	EPSCA	MONTHLY RADIO ACCESS FEES 59 R	1,515.00
P0106709	00204464	EPSCA	QTLY ACCESS FEE REFUND POLICE	-264.60
P0106709	00204464	EPSCA	QTLY ACCESS FEE REFUND POLICE	-264.60
<i>Org Key: PO1700 - Records and Property</i>				
	00204491	US BANK CORP PAYMENT SYS	Fuel for trip to Spokane Waste	33.65
<i>Org Key: PO1900 - Jail/Home Monitoring</i>				

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0108391	00204467	ISSAQUAH JAIL, CITY OF	Issaquah Jail Housing July 202	3,007.00
P0108392	00204485	SCORE	Jail Housing Bill July 2020	736.00
<i>Org Key: PO2100 - Patrol Division</i>				
	00204491	US BANK CORP PAYMENT SYS	new officer equipment	663.81
	00204491	US BANK CORP PAYMENT SYS	PD new officer equipment	598.12
	00204468	JOKINEN, DAVID R	SUPPLIES EOC - MERCERDALE EVEN	140.88
	00204491	US BANK CORP PAYMENT SYS	Folding table for patrol - evi	87.82
	00204491	US BANK CORP PAYMENT SYS	Wireless phone chargers for pa	71.45
	00204491	US BANK CORP PAYMENT SYS	New officer uniform/equipment	36.83
	00204491	US BANK CORP PAYMENT SYS	Kleenex	28.05
<i>Org Key: PO2201 - Dive Team</i>				
P0108393	00204489	UNDERWATER SPORTS INC.	Dive Team equipment maintenanc	569.64
P0108390	00204478	OCCUPATIONAL HEALTH CTRS OF WA	Dive Physical Gaines	383.00
P0108432	00204594	UNDERWATER SPORTS INC.	Dive team equipment	13.20
<i>Org Key: PO4100 - Firearms Training</i>				
	00204491	US BANK CORP PAYMENT SYS	Instructor range renewal fees	375.00
	00204491	US BANK CORP PAYMENT SYS	Weapon retention device	32.96
<i>Org Key: PO4300 - Police Training</i>				
	00204488	Tortorelli, Lee	NARCAN/ARC TRAINING	42.00
<i>Org Key: PR1100 - Administration (PR)</i>				
P0107196	00204510	BUSH ROED & HITCHINGS INC	Groveland Beach South Boundary	3,539.30
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	283.80
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	128.12
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	43.99
<i>Org Key: PR1500 - Urban Forest Management</i>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	100.00
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	48.10
<i>Org Key: PR2100 - Recreation Programs</i>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	48.27
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	32.13
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	16.50
<i>Org Key: PR6100 - Park Maintenance</i>				
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	616.77
<i>Org Key: PR6200 - Athletic Field Maintenance</i>				
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	103.79
<i>Org Key: PR6500 - Luther Burbank Park Maint.</i>				
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	140.72
<i>Org Key: PR6600 - Park Maint-School Related</i>				
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	15.68
<i>Org Key: PR6800 - Trails Maintenance</i>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	54.84
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	48.09

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: PR6900 - Aubrey Davis Park Maintenance</i>				
P0106552	00204595	UNITED SITE SERVICES	Aubrey Davis & Lid Parking Are	645.07
P0106552	00204595	UNITED SITE SERVICES	Lid Parking Boat Launch - 2020	356.89
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	119.46
<i>Org Key: ST0001 - ST Traffic Safety Enhancements</i>				
P0103076	00204553	KPG	W MERCER WAY ELEMENTRY SPEED	1,257.41
P0106921	00204599	WA ST DEPT OF TRANSPORTATION	WMW TRAIL CROSSING PROJECT JZO	401.85
<i>Org Key: WD140R - Drainage System Pipe Replacemt</i>				
P0107631	00204567	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	10,080.80
<i>Org Key: WG110T - Computer Equip Replacements</i>				
	00204491	US BANK CORP PAYMENT SYS	Capital-Computer Equipment	2,145.00
<i>Org Key: WP122P - Open Space - Pioneer/Engstrom</i>				
P0106552	00204595	UNITED SITE SERVICES	Pioneer Park - 2020 Portable T	151.66
<i>Org Key: WP122R - Vegetation Management</i>				
	00204491	US BANK CORP PAYMENT SYS	Return - seam tape	106.87
	00204491	US BANK CORP PAYMENT SYS	Pack/ship irrigation clocks fo	106.42
	00204491	US BANK CORP PAYMENT SYS	TRAQ training fee - Sommargren	100.00
	00204491	US BANK CORP PAYMENT SYS	Sommargren membership	87.00
	00204598	VERIZON WIRELESS	2020 VERIZON WIRELESS	48.10
	00204491	US BANK CORP PAYMENT SYS	Clear container for tennis con	47.98
	00204491	US BANK CORP PAYMENT SYS	Seam tape for syn turf repair	-106.87
<i>Org Key: WP915P - LB Docks Pier Renovation</i>				
P0107597	00204552	KPFF CONSULTING ENGINEERS	Fixed Pier Luther Burbank Dock	13,965.00
<i>Org Key: WP915R - LB Docks New Floating Docks</i>				
P0107597	00204552	KPFF CONSULTING ENGINEERS	Floating Docs - Luther Burbank	26,886.60
P0108418	00204487	SOUND PUBLISHING INC	Ntc. 7/22 Notice of Virtual Mt	36.42
<i>Org Key: WP915S - LB Docks Shoreline Access</i>				
P0108418	00204487	SOUND PUBLISHING INC	Ntc. 7/22 Notice of Virtual Mt	36.43
<i>Org Key: WS713T - SCADA System Upgrade</i>				
P0103284	00204508	BROWN AND CALDWELL CONSULTANTS	PH1 SCADA EQUIPMENT REPLACEMEN	44,455.29
<i>Org Key: WS901E - Sewer Sys Emergency Repairs</i>				
P0107506	00204548	KBA INC	2020 CONSTRUCTION MANAGEMENT	1,722.86
<i>Org Key: WW521C - Water Components Replacement</i>				
P0107630	00204563	MURRAYSMITH INC	DOH SANITARY SURVEY RESERVOIR	2,979.00
<i>Org Key: WW522R - Reservoir Generator</i>				
P0105058	00204563	MURRAYSMITH INC	RESERVOIR STANDBY DIESEL GENER	1,639.50
<i>Org Key: WW718R - Main 87th and 88th Ave SE</i>				
P0107631	00204567	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	183,785.19
<i>Org Key: WW914R - 96th 97th Ave and SE 34th Main</i>				
P0107631	00204567	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	49,783.62

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: XP710R - Luther BB Minor Capital LEVY</i>				
P0107443	00204507	BrN ENGINEERING INC	Luther Burbank Lighting Upgrad	385.00
<i>Org Key: YF1100 - YFS General Services</i>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	539.00
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	56.27
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	55.00
<i>Org Key: YF1200 - Thrift Shop</i>				
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	1.95
<i>Org Key: YF2600 - Family Assistance</i>				
	00204458	CORK, TAMBI A	QFC - Food Pantry Gift Cards	3,000.00
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	1,050.00
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	1,000.00
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	650.00
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	600.00
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	543.40
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	118.49
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	89.86
	00204491	US BANK CORP PAYMENT SYS	Misc-Emergency Assistance	39.51
<i>Org Key: YF2850 - Federal SPF Grant</i>				
	00204491	US BANK CORP PAYMENT SYS	Tuition & Registrations	319.89
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	300.00
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	213.84
	00204475	Montgomery, Rachel	ZOOM REIMBURSEMENT	208.89
	00204491	US BANK CORP PAYMENT SYS	Operating Supplies	42.00
Total				588,921.53

**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204454	08/24/2020	Avilez, Tanya Refund drop-in membership	P0108407	32403	08/04/2020	34.50
00204455	08/24/2020	BONTATIBUS, MICHAEL Refund drop-in pass	P0108411	32406	08/14/2020	34.50
00204456	08/24/2020	Chan, Keith Refund drop-in membership	P0108412	32413	08/18/2020	34.80
00204457	08/24/2020	CODE PUBLISHING CO Annual Hosting Fee	P0108388	67435	08/06/2020	824.50
00204458	08/24/2020	CORK, TAMBI A QFC - Food Pantry Gift Cards		OH013704	08/10/2020	3,000.00
00204459	08/24/2020	DEEDS, EDWARD G LEOFF1 Retiree Medical Expense	P0108443	OH013710	08/20/2020	789.49
00204460	08/24/2020	DEPT OF ENTERPRISE SERVICES BUSINESS CARDS -JESSI	P0108428	731100102	07/29/2020	461.39
00204461	08/24/2020	DEVENY, JAN P LEOFF1 Retiree Medical Expense	P0108453	OH013705	08/20/2020	594.74
00204462	08/24/2020	EASTSIDE EXTERMINATORS AUG 2020 BI-MONTHLY EXTERMINAT	P0108401	521662	08/14/2020	246.33
00204463	08/24/2020	ELSOE, RONALD LEOFF1 Retiree Medical Expense	P0108448	OH013706	08/20/2020	126.77
00204464	08/24/2020	EPSCA MONTHLY RADIO ACCESS FEES 49 R	P0106709	10137	08/04/2020	4,918.24
00204465	08/24/2020	Faghih, Sam Refund drop-in pass	P0108405	32409	08/18/2020	36.60
00204466	08/24/2020	HELPING LINK Refund for rental fees FA-2536	P0108415	OH013722	08/18/2020	1,684.00
00204467	08/24/2020	ISSAQUAH JAIL, CITY OF Issaquah Jail Housing July 202	P0108391	20000613	08/12/2020	3,007.00
00204468	08/24/2020	JOKINEN, DAVID R SUPPLIES EOC - MERCERDALE EVEN		OH013715	08/15/2020	140.88
00204469	08/24/2020	KC ALLIANCE FOR HUMAN SERVICES Refund for rental fees FA-4224	P0108414	OH013723	08/18/2020	214.00
00204470	08/24/2020	KEATING BUCKLIN & MCCORMACK Professional Services INV #145	P0108386	14525	08/13/2020	30.40
00204471	08/24/2020	KIRKLAND BUICK GMC Aid 92 Check Engine/DEF Code R	P0108456	OH013712	08/20/2020	1,186.95
00204472	08/24/2020	Lichon, Deborah Refund drop-in membership	P0108408	32411	08/04/2020	21.96
00204473	08/24/2020	MAGNAS LLC Monthly long distance calls Au	P0108425	550510-AUG20	07/31/2020	187.91
00204474	08/24/2020	MI FOOTBALL BOOSTER CLUB Refund rental fees FA-3879 due	P0108416	OH013721	08/18/2020	2,667.50
00204475	08/24/2020	Montgomery, Rachel ZOOM REIMBURSEMENT		OH013720	07/13/2020	208.89
00204476	08/24/2020	Moore, Linda water service upgrade		OH013713	08/20/2020	4,996.40
00204477	08/24/2020	Nichols, Robert Refund drop-in pass	P0108404	32399	08/18/2020	12.20
00204478	08/24/2020	OCCUPATIONAL HEALTH CTRS OF WA Dive Physical Gaines	P0108390	68649608	07/30/2020	383.00
00204479	08/24/2020	PANGBORN, JIM Refund drop-in membership	P0108413	32412	08/18/2020	28.75

**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204480	08/24/2020	Paulson, Marikaye Refund drop-in punch pass	P0108403	32447	08/18/2020	21.96
00204481	08/24/2020	PETRUCCI, JOSEPH Refund drop-in pass	P0108410	32402	08/18/2020	33.92
00204482	08/24/2020	Richardson, Maia Refund fitness room pass	P0108406	32407	08/18/2020	34.80
00204483	08/24/2020	RUCKER, MANORD J LEOFF1 Retiree Medical Expense	P0108445	OH013708	08/20/2020	483.65
00204484	08/24/2020	SCHOENTRUP, WILLIAM FRLEOFF1 Retiree Medical Expen	P0108454	OH013711	08/20/2020	804.58
00204485	08/24/2020	SCORE Jail Housing Bill July 2020	P0108392	4705	08/10/2020	736.00
00204486	08/24/2020	Shinbo, William Refund drop-in membership	P0108409	32410	08/11/2020	65.50
00204487	08/24/2020	SOUND PUBLISHING INC Ntc. 7/8 Notice of Special	P0108418	7992249	07/31/2020	239.30
00204488	08/24/2020	Tortorelli, Lee NARCAN/ARC TRAINING		OH013714	08/18/2020	42.00
00204489	08/24/2020	UNDERWATER SPORTS INC. Dive Team equipment maintenanc	P0108393	20021159	08/13/2020	569.64
00204490	08/24/2020	UPS Fred shipping charge	P0108424	0000T678IT320	08/08/2020	27.67
00204491	08/24/2020	US BANK CORP PAYMENT SYS Annual subscription		5539AUG20	08/06/2020	18,512.12
00204492	08/24/2020	VERIZON WIRELESS VERIZON WIRELESS 2020	P0108426	9859303929	07/23/2020	437.90
00204493	08/24/2020	WA ST TREASURER'S OFFICE Remit June 20 Newcastle Court	P0108396	OH013717	07/31/2020	13,324.04
00204494	08/24/2020	Willott, Brenna Refund drop-in membership	P0108417	32404	08/04/2020	34.50
00204495	08/28/2020	ABBOTT, RICHARD LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	165.50
00204496	08/28/2020	ADAMS, RONALD E LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	175.60
00204497	08/28/2020	ALL CITY FENCE CO TEMPORARY FENCE RENTAL	P0108493	115601	07/31/2020	3,880.80
00204498	08/28/2020	Angevine, Roger Refund for drop-in sports memb	P0108452	32435	08/24/2020	46.36
00204499	08/28/2020	APPLIED ECOLOGY LLC PLANT INSTALL	P0108498	1120	08/04/2020	8,989.20
00204500	08/28/2020	AUGUSTSON, THOR LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	175.90
00204501	08/28/2020	Barenborg, Laurie Refund for drop-in sports memb	P0108436	32426	08/24/2020	30.60
00204502	08/28/2020	BARNES, WILLIAM LEOFF1 Medicare Reimb		SEPT2020A	09/01/2020	2,154.53
00204503	08/28/2020	BECKES, KATHY Refund for drop-in sports memb	P0108465	32438	08/24/2020	42.40
00204504	08/28/2020	Berlioz, Clementine Refund for fitness room member	P0108449	32416	08/24/2020	76.56
00204505	08/28/2020	BOOTH, GLENDON D LEOFF1 Retiree Medical Expense		SEPT2020B	09/01/2020	254.15



**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204506	08/28/2020	Brandin, Jon Refund for fitness room punch	P0108435	32427	08/24/2020	65.50
00204507	08/28/2020	BrN ENGINEERING INC Luther Burbank Lighting Upgrad	P0107443	20012.2	08/14/2020	385.00
00204508	08/28/2020	BROWN AND CALDWELL CONSULTANTS PH1 SCADA EQUIPMENT REPLACEMEN	SP0103284	14379346	08/05/2020	44,455.29
00204509	08/28/2020	BSK ASSOCIATES Project UCMR4 - Contractor	P0108326	VD01579	05/26/2020	600.00
00204510	08/28/2020	BUSH ROED & HITCHINGS INC Groveland Beach South Boundary	P0107196	364225	07/31/2020	3,539.30
00204511	08/28/2020	CALLAGHAN, MICHAEL LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	175.90
00204512	08/28/2020	CARLSON, LARRY QUARTERLY FIRE - LEOFF1		OH013725	09/01/2020	433.80
00204513	08/28/2020	Castaneda-Maeyers, Rita Refund for drop-in sports memb	P0108479	32451	08/27/2020	29.28
00204514	08/28/2020	Castle, Tom Refund for drop-in sports	P0108475	32445/32446	08/27/2020	102.48
00204515	08/28/2020	Chen, Junyu Refund for drop-in sports memb	P0108506	32443	08/27/2020	53.68
00204516	08/28/2020	Cochran, Michael Refund for fitness room member	P0108451	32414	08/24/2020	34.50
00204517	08/28/2020	COMCAST Internet Charges/Fire	P0108423	0081371-0811	08/11/2020	11.43
00204518	08/28/2020	COMCAST FIRE STATION 92 FIBER CIRCUIT	P0106836	105777805	08/01/2020	2,641.21
00204519	08/28/2020	COOPER, ROBERT LEOFF1 Excess Benefit		SEPT2020A	09/01/2020	1,890.52
00204520	08/28/2020	DEEDS, EDWARD G LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	222.40
00204521	08/28/2020	DEVENY, JAN P LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	177.20
00204522	08/28/2020	Donna & Robert Peha REFUND - DIDNT NEED SDL WAIVER		OH013742	08/24/2020	852.02
00204523	08/28/2020	DOWD, PAUL LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	173.10
00204524	08/28/2020	EASTSIDE FIRE & RESCUE Labor - 8614	P0108459	3555	08/18/2020	1,189.10
00204525	08/28/2020	ELSOE, RONALD LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	176.70
00204526	08/28/2020	ESA Peer review for CAO19-013	P0108467	156832	08/10/2020	2,276.25
00204527	08/28/2020	Evans, Patricia REFUND OVERPAY ACCT 004161570		OH013737	08/20/2020	261.00
00204528	08/28/2020	EVOQUA WATER TECHNOLOGIES LLC ANNUAL BIOXIDE	P0107892	904509459	06/30/2020	4,290.00
00204529	08/28/2020	Flynn, Colin Refund for fitness room member	P0108481	32453	08/27/2020	48.72
00204530	08/28/2020	FORSMAN, LOWELL LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	144.60
00204531	08/28/2020	GOODMAN, J C LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	211.90

**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204532	08/28/2020	GOYETTE, MARC Refund for drop-in sports memb	P0108461	32434	08/24/2020	76.56
00204533	08/28/2020	Gray, Anne Refund for fitness room member	P0108477	32449	08/27/2020	62.64
00204534	08/28/2020	Grubb, Tom Refund for drop-in sports memb	P0108466	32428	08/24/2020	19.52
00204535	08/28/2020	Guo, Tim Refund for drop-in sports memb	P0108482	32454	08/27/2020	21.96
00204536	08/28/2020	HAGSTROM, JAMES LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	158.80
00204537	08/28/2020	Hammond, David Refund for fitness room member	P0108480	32452	08/27/2020	7.86
00204538	08/28/2020	Hawkanson, Jane Refund for fitness room member	P0108438	32424	08/24/2020	18.34
00204539	08/28/2020	HILTNER, PETER LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	556.00
00204540	08/28/2020	HITCH, RICHARD Refund for drop-in sports memb	P0108462	32441	08/24/2020	39.30
00204541	08/28/2020	HUGHES FIRE EQUIPMENT INC E191 Ride Height Adjust	P0108422	553572	08/10/2020	916.15
00204542	08/28/2020	IHLE, ALEX Refund for drop-in sports memb	P0108464	32439	08/24/2020	45.24
00204543	08/28/2020	Jaeger, Dario Refund for fitness room member	P0108447	32417	08/24/2020	20.88
00204544	08/28/2020	Johnson, Charlene Refund for drop-in sports memb	P0108434	32433	08/24/2020	41.48
00204545	08/28/2020	JOHNSON, CURTIS LEOFF1 Medicare Reimb		SEPT2020A	09/01/2020	1,228.82
00204546	08/28/2020	Johnson, David Refund for drop-in sports	P0108446	32418	08/24/2020	36.60
00204547	08/28/2020	Katrina & Tom Lee REFUND OVERPAY 00572002001		OH013738	08/20/2020	8.42
00204548	08/28/2020	KBA INC 2020 CONSTRUCTION MANAGEMENT	P0107506	3005316	06/15/2020	1,722.86
00204549	08/28/2020	Kilwine, Monica Refund for drop-in sports memb	P0108488	32463	08/27/2020	43.92
00204550	08/28/2020	KING CO PROSECUTING ATTORNEY COURT REMITTANCE KC CRIME	P0102958	OH013732	07/31/2020	219.37
00204551	08/28/2020	King, Karen Refund for drop-in sports memb	P0108442	32419	08/24/2020	46.36
00204552	08/28/2020	KPFF CONSULTING ENGINEERS Fixed Pier Luther Burbank Dock	P0107597	337941	08/18/2020	40,851.60
00204553	08/28/2020	KPG 2019 ON CALL TRANPORATION	P0103076	7-1220	08/04/2020	3,339.30
00204554	08/28/2020	KUHN, DAVID LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	177.20
00204555	08/28/2020	LEOFF HEALTH & WELFARE TRUST FIRE RETIREES		OH013741	09/01/2020	53,708.16
00204556	08/28/2020	LEOFF HEALTH & WELFARE TRUST LEOFF POLICE RETIREES		OH013740	09/01/2020	58,793.24
00204557	08/28/2020	LIFE ASSIST INC Stock Aid Supplies	P0108421	1010809/435/194/	06/16/2020	1,382.77

**Accounts Payable Report by Check Number**

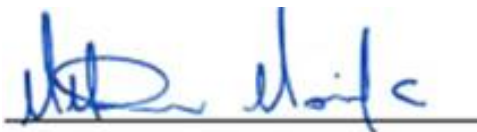
Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204558	08/28/2020	LOISEAU, LERI M LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	157.80
00204559	08/28/2020	LYONS, STEVEN LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	199.90
00204560	08/28/2020	Mastropaolo, Betty Refund for drop-in sports memb	P0108437	32425	08/24/2020	29.28
00204561	08/28/2020	METROPRESORT AUG 2020 PRINTING & MAILING OF	P0108503	IN625782	08/26/2020	1,252.56
00204562	08/28/2020	MI EMPLOYEES ASSOC PAYROLL EARLY WARRANTS		OH013727	08/28/2020	240.00
00204563	08/28/2020	MURRAYSMITH INC DOH SANITARY SURVEY RESERVOIR	P0105058	19-2659.00-8	08/11/2020	4,618.50
00204564	08/28/2020	MYERS, JAMES S LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	175.90
00204565	08/28/2020	Nelson, Craig Refund for drop-in sports	P0108487	32462	08/27/2020	73.36
00204566	08/28/2020	Nelson, Eric Refund for drop-in sports memb	P0108440	32421	08/24/2020	53.68
00204567	08/28/2020	OCEANSIDE CONSTRUCTION INC 2020 WATER SYSTEM IMPROVEMENTS	P0107631	PPNO.2	07/31/2020	243,649.61
00204568	08/28/2020	Olson, Jim Refund for drop-in sports memb	P0108483	32455	08/27/2020	19.52
00204569	08/28/2020	Park & Jung REFUND OVERPAY ACCT00204480002		OH013736	08/20/2020	415.94
00204570	08/28/2020	PIRZIO-BIROLI, LUCIA Refund for fitness room and	P0108463	32440	08/24/2020	148.28
00204571	08/28/2020	PAVEMENT MAINTENANCE OF WA LLC ASPHALT ON-CALL UTILITIIES	P0104881	RETAINAGE	08/19/2020	1,079.79
00204572	08/28/2020	POLICE ASSOCIATION PAYROLL EARLY WARRANTS		OH013728	08/28/2020	2,334.83
00204573	08/28/2020	POT O' GOLD INC Water cooler	P0108469	0265034	08/06/2020	27.50
00204574	08/28/2020	Pour-Moezzi, Sabrina Refund for fitness room member	P0108478	32459	08/27/2020	45.24
00204575	08/28/2020	PUGET SOUND CLEAN AIR AGENCY MEMBERSHIP DUES	P0108513	20CC08	07/13/2020	500.00
00204576	08/28/2020	RAMSAY, JON LEOFF1 Medicare Reimb		SEPT2020A	09/01/2020	710.21
00204577	08/28/2020	REMOTE SATELLITE SYSTEMS INT'L EMAC Sat phone	P0108433	00107941	08/19/2020	54.00
00204578	08/28/2020	RESERVE ACCOUNT Postage refill of reserve acco	P0108468	OH013733	08/24/2020	2,500.00
00204579	08/28/2020	ROOT CAUSE LLC TREE REMOVAL	P0108327	771	07/16/2020	2,365.00
00204580	08/28/2020	Rose, David Refund for drop-in sports memb	P0108439	32322	08/24/2020	43.20
00204581	08/28/2020	RUCKER, MANORD J LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	162.90
00204582	08/28/2020	S&B INC ROSEMOUNT PH SENSOR WITH VP	P0108300	25596A	07/31/2020	4,352.51
00204583	08/28/2020	SCHOENTRUP, WILLIAM LEOFF1 Medicare Reimb		SEPT2020A	09/01/2020	1,211.06

**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204584	08/28/2020	SMITH, RICHARD LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	231.70
00204585	08/28/2020	Stanescu, Marie Refund for drop-in sports memb	P0108489	32464	08/27/2020	31.72
00204586	08/28/2020	Stroud, Sally Refund for fitness room member	P0108476	32448	08/27/2020	87.00
00204587	08/28/2020	Sung, Roger Refund for drop-in sports memb	P0108485	32456	08/27/2020	36.60
00204588	08/28/2020	SYSTEMS DESIGN WEST LLC Transport Billing Fees 07/2020	P0108420	20201613	08/18/2020	986.35
00204589	08/28/2020	Tang, Kangkai Refund for drop-in sports memb	P0108474	32444	08/27/2020	53.68
00204590	08/28/2020	Telecom, Prince Refund duplicate permit pulled		OH013744	08/13/2020	278.10
00204591	08/28/2020	THOMPSON, JAMES LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	196.40
00204592	08/28/2020	LINKO TECHNOLOGY INC 2020 CROSS CONNECTION WEB TEST	P0107245	7387	07/31/2020	492.00
00204593	08/28/2020	Tokita, Yuzo Refund for fitness room member	P0108486	32461	08/27/2020	13.10
00204594	08/28/2020	UNDERWATER SPORTS INC. Dive team equipment	P0108432	20021184	08/18/2020	13.20
00204595	08/28/2020	UNITED SITE SERVICES Lid Parking Boat Launch - 2020	P0106552	114-10692991	07/22/2020	1,153.62
00204596	08/28/2020	UNITED STATES TREASURY PAYROLL EARLY WARRANTS		OH013729	08/28/2020	826.84
00204597	08/28/2020	UTILITIES SERVICE CO INC PS 14 REPAIR PART	P0106905	2320	08/06/2020	885.35
00204598	08/28/2020	VERIZON WIRELESS 2020 VERIZON WIRELESS		OH013743	08/06/2020	1,321.93
00204599	08/28/2020	WA ST DEPT OF TRANSPORTATION WMW TRAIL CROSSING PROJECT JZO	P0106921	RE41JZ0644L005	07/15/2020	401.85
00204600	08/28/2020	WALLACE, THOMAS LEOFF1 LTC Expenses		SEPT2020B	09/01/2020	6,257.32
00204601	08/28/2020	Wang, Susan Refund for drop-in sports memb	P0108473	32442	08/27/2020	17.08
00204602	08/28/2020	WEGNER, KEN LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	144.60
00204603	08/28/2020	WHEELER, DENNIS LEOFF1 Medicare Reimb		SEPT2020B	09/01/2020	181.70
00204604	08/28/2020	Wong, Diane Refund for drop-in sports memb	P0108484	32457	08/27/2020	38.16
00204605	08/28/2020	WSCCCE AFSCME AFL-CIO PAYROLL EARLY WARRANTS		OH013726	08/28/2020	2,417.10
00204606	08/28/2020	XEROX CORPORATION Print & Copy charges for CPD C	P0108470	011029330	08/01/2020	1,121.09
00204607	08/28/2020	Yuen, Coreen Refund for drop-in sports memb	P0108490	32465	08/27/2020	46.36
00204608	08/28/2020	Zhang, Zihao Refund for drop-in sports memb	P0108450	32415	08/24/2020	53.00
					Total	588,921.53

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	204609-204650	9/4/2020	\$1,016,186.85
			\$1,016,186.85

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: 402000 - Water Fund-Admin Key</i>				
P0108298	00204622	H D FOWLER	INVENTORY PURCHASES	7,811.74
P0108516	00204647	VERITIV OPERATING COMPANY	INVENTORY PURCHASES	1,343.83
P0108522	00204624	HD SUPPLY CONST & INDSTR-	INVENTORY PURCHASES	1,230.52
P0108511	00204645	SUPPLY SOURCE INC,THE	INVENTORY PURCHASES	738.52
P0108288	00204621	GRAINGER	INVENTORY PURCHASES	337.10
P0108384	00204621	GRAINGER	INVENTORY PURCHASES	206.44
<i>Org Key: CA1100 - Administration (CA)</i>				
P0108559	00204648	VERIZON WIRELESS	CELL PHONES - ANALISA C, OLIVI	41.95
<i>Org Key: CT1100 - Municipal Court</i>				
P0108530	00204628	INTERCOM LANGUAGE SERVICES INC	Intercom - invoice #20-434	780.00
<i>Org Key: DS0000 - Development Services-Revenue</i>				
	00204613	BLUE FLAME	PERMIT NOT NEEDED	134.40
	00204613	BLUE FLAME	CANCELED WORK	134.40
	00204627	HP PLUMBING & HEATING	PERMIT NOT NEEDED	134.40
	00204613	BLUE FLAME	PERMIT NOT NEEDED	4.03
	00204613	BLUE FLAME	CANCELED WORK	4.03
	00204627	HP PLUMBING & HEATING	PERMIT NOT NEEDED	4.03
<i>Org Key: FN1100 - Administration (FN)</i>				
P0108559	00204648	VERIZON WIRELESS	CELL PHONES - ANALISA C, OLIVI	41.95
<i>Org Key: FN2100 - Data Processing</i>				
P0108561	00204639	SAGE SOFTWARE INC	Annual Software Maint Agreemen	1,738.00
<i>Org Key: FN4501 - Utility Billing (Water)</i>				
P0108559	00204648	VERIZON WIRELESS	CELL PHONES - ANALISA C, OLIVI	46.95
P0108559	00204648	VERIZON WIRELESS	CELL PHONES - ANALISA C, OLIVI	41.95
<i>Org Key: IS2100 - IGS Network Administration</i>				
P0108558	00204648	VERIZON WIRELESS	2-IGS LOANERS, WIFI, IT ON CAL	201.99
P0108559	00204648	VERIZON WIRELESS	CELL PHONES - ANALISA C, OLIVI	40.01
<i>Org Key: MT2100 - Roadway Maintenance</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	5,813.05
P0108305	00204625	HOME DEPOT CREDIT SERVICE	18V CHARGER AND BATTERIES	360.80
P0108531	00204625	HOME DEPOT CREDIT SERVICE	MISC. TOOLS	62.61
<i>Org Key: MT2150 - Pavement Marking</i>				
P0108514	00204611	ALPINE PRODUCTS INC	WHITE TRAFFIC PAINT & BLACK TR	5,378.12
P0108302	00204611	ALPINE PRODUCTS INC	PREMARK HANDICAP KITS, SPRAY T	4,598.07
P0108521	00204611	ALPINE PRODUCTS INC	WHITE TRAFFIC PAINT & STRAINER	1,214.08
P0108514	00204611	ALPINE PRODUCTS INC	CREDIT-WHITE PAINT RETURNED	-2,245.49
<i>Org Key: MT2300 - Planter Bed Maintenance</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	13.84
<i>Org Key: MT2500 - ROW Administration</i>				
P0108529	00204644	SOUND SAFETY PRODUCTS	SAFETY BOOTS & MISC. WORK CLOT	322.98
P0108528	00204644	SOUND SAFETY PRODUCTS	SAFETY BOOTS & MISC. WORK CLOT	117.27

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
<i>Org Key: MT3100 - Water Distribution</i>				
P0108507	00204640	SCHONSTEDT INSTRUMENT CO INC	REPAIR METAL LOCATOR	340.74
P0108523	00204623	HACH COMPANY	REAGENT SET, CHLORINE FREE	318.58
P0108524	00204618	FERGUSON ENTERPRISES LLC	MAGNETIC PIPE LOCATOR	181.80
P0108523	00204623	HACH COMPANY	PH 10.01 BUFFER SOLUTION (20 P	86.66
P0108517	00204633	MI HARDWARE - UTILITY	MISC. HARDWARE FOR THE MONTH O	10.93
<i>Org Key: MT3200 - Water Pumps</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	3,492.83
P0108517	00204633	MI HARDWARE - UTILITY	MISC. HARDWARE FOR THE MONTH O	63.28
<i>Org Key: MT3400 - Sewer Collection</i>				
P0108310	00204643	SOLID WASTE SYSTEMS INC	LOWERING POLES & EQUIPMENT FOR	3,414.60
P0108532	00204636	ONE.7,INC.	ADAPTER 8" FLANGE X 8" MALE	185.95
<i>Org Key: MT3500 - Sewer Pumps</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	2,353.40
P0106461	00204612	AT&T MOBILITY	2020 TELEMETRY	400.40
P0108509	00204621	GRAINGER	BLOCK HEATER	160.17
P0108517	00204633	MI HARDWARE - UTILITY	MISC. HARDWARE FOR THE MONTH O	93.58
<i>Org Key: MT3600 - Sewer Associated Costs</i>				
P0108525	00204650	WORKWEAR PLACE, THE	SAFETY BOOTS	277.19
P0108293	00204650	WORKWEAR PLACE, THE	MISC. WORK CLOTHES	178.16
<i>Org Key: MT3800 - Storm Drainage</i>				
P0108528	00204644	SOUND SAFETY PRODUCTS	MISC. WORK CLOTHES	167.67
P0108531	00204625	HOME DEPOT CREDIT SERVICE	MISC. TOOLS	29.45
<i>Org Key: MT4101 - Support Services - General Fd</i>				
P0108533	00204632	MERCER ISLAND REPORTER	PW RENEWAL OF MI REPORTER	60.00
<i>Org Key: MT4150 - Support Services - Clearing</i>				
P0106697	00204617	CRYSTAL AND SIERRA SPRINGS	PW WATER DELIVERY	55.94
<i>Org Key: MT4200 - Building Services</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	4,781.14
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	2,151.85
<i>Org Key: MT4300 - Fleet Services</i>				
P0106364	00204635	NELSON PETROLEUM	2020 UNLEADED & DIESEL DELIVER	1,785.21
P0106462	00204620	GOODYEAR TIRE & RUBBER CO, THE	2020 TIRE INVENTORY	1,677.93
P0106771	00204614	CARQUEST AUTO PARTS STORES	2020 MONTHLY FLEET PARTS	609.61
P0107063	00204637	PRAXAIR DISTRIBUTION INC	2020 ACETYLEN & OXYGEN TANK RE	54.51
P0108519	00204621	GRAINGER	SPRING CLIPS (4 PK)	38.64
<i>Org Key: MT4502 - Sewer Administration</i>				
P0106421	00204631	KING COUNTY TREASURY	MONTHLY SEWER JAN-DEC 2020	401,125.17
<i>Org Key: PO1350 - Police Emergency Management</i>				
P0108557	00204642	SKYLINE COMMUNICATIONS INC	SEPT 2020 EOC INTERNET	206.55
<i>Org Key: PR4100 - Community Center</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	2,888.19

**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
P0106545	00204615	COMCAST	MICEC High Speed Connection	268.23
P0108520	00204621	GRAINGER	FIRE EXTINGUISHER (5 LB)	55.34
<i>Org Key: PR6100 - Park Maintenance</i>				
P0108534	00204634	MI UTILITY BILLS	AUG 2020 PAYMENT OF UTILITY BI	12,069.32
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	1,106.81
P0108518	00204646	TORO COMPANY, THE	RAINMASTER REPAIR	353.69
<i>Org Key: PR6200 - Athletic Field Maintenance</i>				
P0108534	00204634	MI UTILITY BILLS	AUG 2020 PAYMENT OF UTILITY BI	28,931.55
P0108527	00204649	WHISTLE WORKWEAR	SAFETY BOOTS & MISC. WORK CLOT	242.75
<i>Org Key: PR6500 - Luther Burbank Park Maint.</i>				
P0108534	00204634	MI UTILITY BILLS	AUG 2020 PAYMENT OF UTILITY BI	4,665.99
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	385.39
<i>Org Key: PR6600 - Park Maint-School Related</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	222.71
<i>Org Key: PR6900 - Aubrey Davis Park Maintenance</i>				
P0108534	00204634	MI UTILITY BILLS	AUG 2020 PAYMENT OF UTILITY BI	51,637.28
P0108518	00204646	TORO COMPANY, THE	RAINMASTER REPAIR	591.48
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	104.13
P0108512	00204622	H D FOWLER	2-1/2" REPAIR COUPLINGS & SLIP	48.44
<i>Org Key: PY4620 - Flex Spending Admin 2020</i>				
	00204626	HORSCHMAN, BRENT	FLEX SPENDING REIMB.	264.40
<i>Org Key: ST0020 - ST Long Term Parking</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	10.33
<i>Org Key: WD140R - Drainage System Pipe Replacemnt</i>				
P0107631	00204609	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	10,080.80
P0107631	00204610	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	10,080.80
<i>Org Key: WG110T - Computer Equip Replacements</i>				
P0108172	00204629	ISSQUARED INC.	1 Firebox M4600	8,022.21
<i>Org Key: WP915R - LB Docks New Floating Docks</i>				
P0108508	00204625	HOME DEPOT CREDIT SERVICE	LUMBER & HARDWARE	79.02
<i>Org Key: WS906C - Swr PS Flow Monitor Install</i>				
P0108309	00204619	FIELD INSTRUMENTS&CONTROLS INC	INSTALLATION OF DATA LOGGING O	1,188.07
<i>Org Key: WW718R - Main 87th and 88th Ave SE</i>				
P0107631	00204609	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	183,785.19
P0107631	00204610	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	183,785.19
<i>Org Key: WW914R - 96th 97th Ave and SE 34th Main</i>				
P0107631	00204609	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	49,783.62
P0107631	00204610	OCEANSIDE CONSTRUCTION INC	2020 WATER SYSTEM IMPROVEMENTS	49,783.62
<i>Org Key: YF1200 - Thrift Shop</i>				
	00204638	PUGET SOUND ENERGY	PSE AUG 2020	248.79
<i>Org Key: YF2600 - Family Assistance</i>				



**Accounts Payable Report by GL Key**

PO #	Check #	Vendor:	Transaction Description	Check Amount
	00204616	CORK, TAMBI A	QFC/DSW BACK TO SCHOOL PROG	2,700.00
	00204616	CORK, TAMBI A	QFC FOOD PANTRY	1,500.00
P0106396	00204641	SHOREWOOD #14885	Rental assistance for Emergenc	1,000.00
P0106344	00204630	KC HOUSING AUTHORITY	Rental Assistance for Emergenc	350.00
Total				1,061,186.85

**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204609	09/02/2020	OCEANSIDE CONSTRUCTION INC 2020 WATER SYSTEM IMPROVEMENTS	P0107631	PP#2	08/10/2020	243,649.61
00204610	09/04/2020	OCEANSIDE CONSTRUCTION INC 2020 WATER SYSTEM IMPROVEMENTS	P0107631	PP#2	09/01/2020	243,649.61
00204611	09/04/2020	ALPINE PRODUCTS INC PREMARK HANDICAP KITS, SPRAY T	P0108514	TM-195960	07/30/2020	8,944.78
00204612	09/04/2020	AT&T MOBILITY 2020 TELEMETRY	P0106461	08132020	08/05/2020	400.40
00204613	09/04/2020	BLUE FLAME PERMIT NOT NEEDED		OH013755	09/01/2020	276.86
00204614	09/04/2020	CARQUEST AUTO PARTS STORES 2020 MONTHLY FLEET PARTS	P0106771	OH013746	09/01/2020	609.61
00204615	09/04/2020	COMCAST MICEC High Speed Connection	P0106545	0057728-0821	09/01/2020	268.23
00204616	09/04/2020	CORK, TAMBI A QFC/DSW BACK TO SCHOOL PROG		OH013752	08/19/2020	4,200.00
00204617	09/04/2020	CRYSTAL AND SIERRA SPRINGS PW WATER DELIVERY	P0106697	14555831080820	08/08/2020	55.94
00204618	09/04/2020	FERGUSON ENTERPRISES LLC MAGNETIC PIPE LOCATOR	P0108524	0173276	08/14/2020	181.80
00204619	09/04/2020	FIELD INSTRUMENTS&CONTROLS INC INSTALLATION OF DATA LOGGING O	P0108309	174712	08/20/2020	1,188.07
00204620	09/04/2020	GOODYEAR TIRE & RUBBER CO, THE 2020 TIRE INVENTORY	P0106462	195-1155186	08/21/2020	1,677.93
00204621	09/04/2020	GRAINGER INVENTORY PURCHASES	P0108520	9635360598	08/27/2020	797.69
00204622	09/04/2020	H D FOWLER INVENTORY PURCHASES	P0108512	I5554602	08/13/2020	7,860.18
00204623	09/04/2020	HACH COMPANY REAGENT SET, CHLORINE FREE	P0108523	12074497	08/12/2020	405.24
00204624	09/04/2020	HD SUPPLY CONST & INDSTRLL- INVENTORY PURCHASES	P0108522	50013715103/2591	08/12/2020	1,230.52
00204625	09/04/2020	HOME DEPOT CREDIT SERVICE MISC. TOOLS	P0108508	8021795	08/27/2020	531.88
00204626	09/04/2020	HORSCHMAN, BRENT FLEX SPENDING REIMB.		OH013749	08/29/2020	264.40
00204627	09/04/2020	HP PLUMBING & HEATING PERMIT NOT NEEDED		OH013753	09/01/2020	138.43
00204628	09/04/2020	INTERCOM LANGUAGE SERVICES INC Intercom - invoice #20-434	P0108530	20-434	08/27/2020	780.00
00204629	09/04/2020	ISSQUARED INC. 1 Firebox M4600	P0108172	QU-02316-W9R251	07/30/2020	8,022.21
00204630	09/04/2020	KC HOUSING AUTHORITY Rental Assistance for Emergenc	P0106344	OH013750	09/01/2020	350.00
00204631	09/04/2020	KING COUNTY TREASURY MONTHLY SEWER JAN-DEC 2020	P0106421	30029943	09/01/2020	401,125.17
00204632	09/04/2020	MERCER ISLAND REPORTER PW RENEWAL OF MI REPORTER	P0108533	MI-167112-AUG20	07/31/2020	60.00
00204633	09/04/2020	MI HARDWARE - UTILITY MISC. HARDWARE FOR THE MONTH O	P0108517	OH013751	07/31/2020	167.79
00204634	09/04/2020	MI UTILITY BILLS AUG 2020 PAYMENT OF UTILITY BI	P0108534	OH013745	08/31/2020	97,304.14

**Accounts Payable Report by Check Number**

Check No	Check Date	Vendor Name/Description	PO #	Invoice #	Invoice Date	Check Amount
00204635	09/04/2020	NELSON PETROLEUM 2020 UNLEADED & DIESEL DELIVER	P0106364	0739743-IN	08/26/2020	1,785.21
00204636	09/04/2020	ONE.7,INC. ADAPTER 8" FLANGE X 8" MALE	P0108532	2007062545	08/28/2020	185.95
00204637	09/04/2020	PRAXAIR DISTRIBUTION INC 2020 ACETYLEN & OXYGEN TANK RE	P0107063	98142397	07/31/2020	54.51
00204638	09/04/2020	PUGET SOUND ENERGY PSE AUG 2020		OH013747	08/30/2020	23,572.46
00204639	09/04/2020	SAGE SOFTWARE INC Annual Software Maint Agreemen	P0108561	2002237588	09/10/2020	1,738.00
00204640	09/04/2020	SCHONSTEDT INSTRUMENT CO INC REPAIR METAL LOCATOR	P0108507	CD103413	08/26/2020	340.74
00204641	09/04/2020	SHOREWOOD #14885 Rental assistance for Emergenc	P0106396	OH013748	09/02/2020	1,000.00
00204642	09/04/2020	SKYLINE COMMUNICATIONS INC SEPT 2020 EOC INTERNET	P0108557	IN45740	09/01/2020	206.55
00204643	09/04/2020	SOLID WASTE SYSTEMS INC LOWERING POLES & EQUIPMENT FOR	P0108310	0125687-IN	08/18/2020	3,414.60
00204644	09/04/2020	SOUND SAFETY PRODUCTS SAFETY BOOTS & MISC. WORK CLOT	P0108528	164029/218	08/20/2020	607.92
00204645	09/04/2020	SUPPLY SOURCE INC,THE INVENTORY PURCHASES	P0108511	2002959	08/12/2020	738.52
00204646	09/04/2020	TORO COMPANY, THE RAINMASTER REPAIR	P0108518	194731988	08/11/2020	945.17
00204647	09/04/2020	VERITIV OPERATING COMPANY INVENTORY PURCHASES	P0108516	655-22592010	08/04/2020	1,343.83
00204648	09/04/2020	VERIZON WIRELESS CELL PHONES - ANALISA C, OLIVI	P0108559	9861365594	07/24/2020	414.80
00204649	09/04/2020	WHISTLE WORKWEAR SAFETY BOOTS & MISC. WORK CLOT	P0108527	207954	08/10/2020	242.75
00204650	09/04/2020	WORKWEAR PLACE, THE SAFETY BOOTS	P0108293	1088	06/16/2020	455.35
					Total	<u>1,061,186.85</u>



# CITY OF MERCER ISLAND CERTIFICATION OF PAYROLL

**PAYROLL PERIOD ENDING**  
**PAYROLL DATED**

**9.4.2020**  
**9.11.2020**

Net Cash	\$	469,517.92
Net Voids/Manuals	\$	6,856.72
<b>Net Total</b>	<b>\$</b>	<b>476,374.64</b>
Federal Tax Deposit - Key Bank	\$	77,689.52
Social Security and Medicare Taxes	\$	40,121.86
Medicare Taxes Only (Fire Fighter Employees)	\$	2,345.14
State Tax (Massachusetts)	\$	39.07
Public Employees Retirement System 2 (PERS 2)	\$	24,559.68
Public Employees Retirement System 3 (PERS 3)	\$	5,038.64
Public Employees Retirement System (PERSJM)	\$	870.75
Public Safety Employees Retirement System (PSERS)	\$	246.74
Law Enforc. & Fire fighters System 2 (LEOFF 2)	\$	26,767.34
Regence & LEOFF Trust - Medical Insurance	\$	10,465.63
Domestic Partner/Overage Dependand - Insurance	\$	150.42
Group Health Medical Insurance	\$	742.41
Health Care - Flexible Spending Accounts	\$	1,759.68
Dependent Care - Flexible Spending Accounts	\$	594.23
ICMA Deferred Compensation	\$	29,191.62
Fire 457 Nationwide	\$	10,437.21
Roth - ICMA	\$	475.00
Roth - Nationwide	\$	940.00
Tax Levy	\$	826.84
Child Support	\$	599.99
Mercer Island Employee Association	\$	260.00
Cities & Towns/AFSCME Union Dues	\$	-
Police Union Dues	\$	-
Fire Union Dues	\$	2,155.12
Fire Union - Supplemental Dues	\$	160.00
Standard - Supplemental Life Insurance	\$	-
Unum - Long Term Care Insurance	\$	239.65
AFLAC - Supplemental Insurance Plans	\$	413.28
Coffee Fund	\$	116.00
Transportation	\$	56.67
HRA - VEBA	\$	5,800.39
Nationwide Extra	\$	666.66
Oregon Transit Tax and Oregon Benefit Tax	\$	-
<b>Tax &amp; Benefit Obligations Total</b>	<b>\$</b>	<b>243,729.54</b>

**TOTAL GROSS PAYROLL \$ 720,104.18**

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



## CITY COUNCIL MINUTES REGULAR VIDEO MEETING SEPTEMBER 1, 2020

### CALL TO ORDER & ROLL CALL

Mayor Benson Wong called the meeting to order at 5:00 pm from a remote location.

Mayor Benson Wong, Deputy Mayor Wendy Weiker (arrived 5:07 pm) and Councilmembers Lisa Anderl, Jake Jacobson, Salim Nice, Craig Reynolds, and David Rosenbaum participated remotely using a video teleconferencing platform by Zoom.

Chief of Administration Ali Spietz and City Clerk Deborah Estrada participated remotely from separate rooms at City Hall, 9611 SE 36th Street, Mercer Island, Washington. The Mercer Island City Leadership Team participated from remote locations. City Manager Bon was absent.

### PLEDGE OF ALLEGIANCE

Councilmember Dave Rosenbaum led the Council in the Pledge of Allegiance.

### AGENDA APPROVAL

It was moved by Nice; seconded by Jacobson to:

**Approve the agenda as presented.**

A roll call vote was conducted, and the results were as follows:

Passed 6-0

FOR: 6 (Anderl, Jacobson, Nice, Reynolds, Rosenbaum, and Wong)

Absent: 1 (Weiker)

### STUDY SESSION

#### **AB 5743: 2020 Business Needs Assessment Survey Report**

Sarah Bluvas, EOC Small Business Liaison and Nancy Hardwick of Hardwick Research presented the results of the needs assessment survey of the Mercer Island business community that was sent to approximately 1,200 local businesses.

Ms. Hardwick spoke about the results relating to businesses challenges, possible remedies and changes, information sources, City programs and assistance and Chamber of Commerce membership. She also provided the following recommendations:

- Promote the City's COVID-19 resources through Let's Talk and partnering with the Chamber of Commerce to disseminate information and partner on programming
- Create a business section on Let's Talk to make it easier to find pertinent information
- Provide a variety of information as every business has different needs

### CITY MANAGER REPORT

Chief of Administration Spietz reported on the following:

- COVID-19 Update
  - Council Meeting Updates
  - 10,000 masks given away
- City Service Updates
  - Garbage cans removed in parks

- Please continue packing out your garbage
- Luther Burbank Docks Open House – September 2
- City Services Updates:
  - New Job Opportunities Portal – NEOGOV
  - YFS Back to School Assistance
  - Thrift Shop Soft Reopening – August 16
  - 2020 Arterial and Residential Street Overlays
  - West Mercer Way Pedestrian Crossings
- SJCC: Supporting the Community through their Mitzvah Corps volunteer program and Fall Initiative; Food Insecurity
- Welcome Back MISD Students & Teachers

## APPEARANCES

Meg Lippert, Mercer Island – Commended City Manager Bon for her August 4 comments regarding the Thrift Store remodel and the need to discuss the issues and options prior to making any decisions.

## CONSENT CALENDAR

Approve **Accounts Payable** Reports:

- A) July 31, 2020 in the amount of \$190,068.99
- B) August 7, 2020 in the amount of \$847,496.29
- C) August 14, 2020 in the amount of \$205,896.34
- D) August 21, 2020 in the amount of \$62,618.95

**Recommendation:** Certify that the materials or services herein before specified have been received and that all warrant numbers listed are approved for payment.

Claims Reporting for **Electronic Funds Transfers** for the month ending July 31, 2020 in the amount of \$2,267,095.69

**Recommendation:** Certify that the materials or services herein before specified have been received and that all warrant numbers listed are approved for payment.

Approve **Certification of Payroll:**

- A) August 14, 2020 in the amount of \$689,290.94
- B) August 28, 2020 in the amount of \$702,233.43

**Recommendation:** Certify that the materials or services specified have been received and that all fund warrants are approved for payment.

Approve **Minutes:**

- A) July 21, 2020 Regular Video Meeting
- B) August 4, 2020 Regular Video Meeting
- C) August 13, 2020 Special Video Meeting
- D) August 25, 2020 Special Video Meeting

### **AB 5740: 2020-2021 Interlocal Agreement with the Mercer Island School District for School-Based Counseling Services.**

**Recommended Action:** Authorize the City Manager to sign an Interlocal Agreement with the Mercer Island School District for counseling services during the 2020-2021 school year.

### **AB 5739: King County CARES Act Coronavirus Relief Fund Grant Acceptance**

**Recommended Action:** Authorize the City Manager to accept grant funding through King County's Coronavirus Relief Fund Economic Development for Cities program in the amount of \$37,372 and appropriate the full amount to support the City's small business support efforts through December 31, 2020.

### **AB 5744: National Recovery Month Proclamation No. 256**

**Recommended Action:** Mayor presents the proclamation proclaiming September 2020 as National Recovery Month.

It was moved by Reynolds; seconded by Nice to:

**Approve the Consent Calendar as presented.**

A roll call vote was conducted, and the results were as follows:

Passed 7-0

FOR: 7 (Anderl, Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

## REGULAR BUSINESS

### **AB 5745: Zayo Group, LLC. Franchise Agreement (Ord. No. 20-16; 2nd Reading and Adoption)**

Interim CPD Director and City Engineer Patrick Yamashita introduced Daniel Kenny with Ogden Murphy Wallace, PLLC, who negotiated with Zayo on behalf of the City. Mr. Kenny reviewed Ordinance No. 20-16, granting a franchise agreement with Zayo for the installation of new wireline facilities (fiberoptic) which will initially serve existing facilities which currently have dated/slow connections. He noted that Zayo will still need to apply for and receive all necessary permits for any and all installations of wireline facilities.

It was moved by Nice; seconded by Weiker to:

**Adopt Ordinance No. 20-16, approving a franchise agreement with Zayo Group, LLC.**

A roll call vote was conducted, and the results were as follows:

Passed 7-0

FOR: 7 (Anderl, Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

### **AB 5721: Board and Commission Vacancy Appointments**

Mayor Wong explained that at its February 18, Regular Meeting, City Council changed the board and commission appointment process providing that all appointments be made by a vote of the City Council during a regularly scheduled meeting. He further noted that applicants that receive the most votes, provided they received a minimum of four votes, would be appointed to the open seats on the board or commission.

**Design Commission** – One vacant position; two applications received. City Clerk Estrada emailed the ballots to each Councilmember and reminded them to cast a vote for one applicant. The ballots were tallied, and Traci Granbois received seven (7) votes to be appointed to the Design Commission.

**Utility Board** – One vacant position; three applications received. City Clerk Estrada emailed the ballots to each Councilmember and reminded them to cast a vote for one applicant. The ballots were tallied, and George Marshall received six (6) votes, with one abstention, to be appointed to the Utility Board.

It was moved by Anderl; seconded by Nice to:

**Approve Resolution No. 1585 appointing members to the Mercer Island Design Commission and Utility Board.**

A roll call vote was conducted, and the results were as follows:

Passed 7-0

FOR: 7 (Anderl, Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

### **AB 5747: First Reading of Ordinance No. 20C-20 Temporarily Increasing Utility Tax Rates to Raise Additional Revenue for Potential Litigation to Enforce the Terms of the City's 2017 Settlement Agreement with Sound Transit**

Chief of Administration Spietz summarized the purpose of Ordinance No. 20C-20, explaining that the City was at an impasse with Sound Transit on design of the Bus/Rail Interchange and that the ordinance would increase the utility (water, sewer, and stormwater) tax rate from 5.3% to 8.0% for 36 months to finance the cost of litigation.

She also noted that the City's General Fund will borrow from the City's utility (water and sewer) funds through an interfund loan to pay for costs related to litigation. A resolution authorizing the interfund loan will be brought before the City Council concurrently with the second reading of the ordinance on September 15.

It was moved by Rosenbaum; seconded by Jacobson to:

**Set Ordinance No. 20C-20 for second reading and adoption on September 15, 2020.**

A roll call vote was conducted, and the results were as follows:

Passed 7-0

FOR: 7 (Anderl, Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

### **AB 5741: Revenue Forecast and Second Quarter Financial Status Report**

Interim Finance Director Matt Mornick presented highlights of the second quarter financial status report noting that General Fund revenues are \$1.4 M less than second quarter in 2019 and expenses are \$1.1 M less than second quarter in 2019. He also presented Ordinance No. 20-19 which amends the budget to include Phase 3 cost saving measures previously presented to the Council.

Director Mornick provided the September revenue forecast through 2020 and 2021-2022 projections for the upcoming budget process. He noted that the September forecast projects a revenue shortfall of \$ (3,400,000) - approximately 11% of 2020 adopted budget revenues - in the General Fund in 2020. Three phases of cost saving measures were implemented to reduce expenses by \$3.8 million and the remaining balance will cover the 27th payroll period in 2020 which was not previously budgeted.

He explained that some revenues have improved (property and general sales taxes, while others have worsened (license, permit and zoning fees, B&O taxes, and Parks & Recreation fees) and that overall REET revenues slightly declining from 2019 to 2020. He noted that the uncommitted balance of the Contingency Fund was \$3,575,992 - 11% of 2020 adopted expenditure budget.

It was moved by Jacobson; seconded by Reynolds to:

**Suspend the City Council Rules of Procedure 6.3, requiring a second reading for an ordinance.**

A roll call vote was conducted, and the results were as follows:

Passed 7-0

FOR: 7 (Anderl, Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

It was moved by Anderl; seconded by Rosenbaum to:

**Adopt Ordinance No. 20-19 amending the 2019-2020 budget to memorialize Phase 3 cost saving measures.**

A roll call vote was conducted, and the results were as follows:

Passed 7-0

FOR: 7 (Anderl, Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

### **AB 5742: Town Center Moratorium Update and Findings of Fact (Ordinance No. 20-18; Second Reading)**

Deputy CPD Director Alison Van Gorp presented the Ordinance No. 20-18 for second reading and adoption which amends the geographic extent of the Town Center Moratorium and adopts additional findings of fact. She noted that next steps include developing a consultant RFP retail analysis and bringing the scope of work, schedule, and appropriation request to Council later in the fall. She noted that any amendments proposed to the Town Center regulations or the Comprehensive Plan will require Planning Commission review, a public hearing, and adoption by the City Council.

It was moved by Nice; seconded by Weiker to:

**Adopt Ordinance No. 20-18 amending the scope of the Town Center Moratorium and adopting additional findings of fact.**

A roll call vote was conducted, and the results were as follows:

Passed 6-1

FOR: 6 Jacobson, Reynolds, Rosenbaum, Nice, Weiker, and Wong)

AGAINST: 1 (Anderl)

## **OTHER BUSINESS**

### **Planning Schedule**

Chief of Administration Spietz reported that there will be a Special Meeting on September 22 to discuss the budget and organizational changes.

### **Councilmember Absences**

There were no absences to report.



**Councilmember Reports**

Councilmember Anderl spoke about the upcoming Utility Board meeting.  
Councilmember Jacobson noted that tomorrow (9/2) was the 75th anniversary of the end of World War II.  
Deputy Mayor Weiker spoke about K4C meeting on October 8 and Governor Inslee announced additional federal funding to be distributed to local governments.  
Mayor Wong spoke about the AWC budgeting webinar that he attended on August 20.

**ADJOURNMENT**

There being no additional business, the Special Video Meeting adjourned at 8:16 pm.

Attest:

\_\_\_\_\_  
Benson Wong, Mayor

\_\_\_\_\_  
Deborah A. Estrada, City Clerk



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

**AB 5751  
September 15, 2020  
Consent Calendar**

**AGENDA BILL INFORMATION**

<b>TITLE:</b>	AB 5751: WRIA 8 Interlocal Agreement Amendment	<input type="checkbox"/> Discussion Only
<b>RECOMMENDED ACTION:</b>	Authorize the City Manager to sign the First Amendment to Interlocal Agreement for the WRIA 8.	<input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution

<b>DEPARTMENT:</b>	Public Works
<b>STAFF:</b>	Jason Kintner, Public Works Director
<b>COUNCIL LIAISON:</b>	Lisa Anderl
<b>EXHIBITS:</b>	1. WRIA 8 2020 Cost Share 2. First Amendment to Interlocal Agreement for the Watershed Basins within WRIA 8
<b>CITY COUNCIL PRIORITY:</b>	n/a

<b>AMOUNT OF EXPENDITURE</b>	\$ 13,018
<b>AMOUNT BUDGETED</b>	\$ 13,018
<b>APPROPRIATION REQUIRED</b>	\$ 0

**SUMMARY**

The purpose of this agenda bill is to amend the Interlocal Agreement to include Snohomish County as a member of the Watershed Resource Inventory Area 8 Council.

**BACKGROUND**

Since 2001, the City has been part of the Watershed Resource Inventory Area (“WRIA”) 8 Council through an Interlocal Agreement (“ILA”). WRIA 8 includes 28 jurisdictions located within King and Snohomish Counties working together to implement recommendations of the Salmon Conservation Plan. The Plan includes actions to restore and protect salmon habitat. It is the approved plan to meet the requirements of the federal Endangered Species Act and recover WRIA 8’s threatened Cedar River and Sammamish River Chinook salmon populations.

In 2015, the City renewed the ILA for ten years through 2025 ([AB 5131](#)). Each participating jurisdiction contributes an annual cost share based on population, assessed value and area in square miles (Exhibit 1). Snohomish County terminated its participation in the ILA, effective December 31, 2018, and now wishes to rejoin. Exhibit 2 includes the amendment authorizing Snohomish County to rejoin WRIA 8 as a participant of the WRIA 8 Council.

**RECOMMENDATION**

Authorize the City Manager to sign the First Amendment to the Interlocal Agreement for the Watershed Basins within Water Resource Inventory Area 8.

**Exhibit A**  
**Regional Watershed Salmon Recovery Funding**  
**WRIA Based Cost-share: WRIA 8 2020**

**FINAL Cost Share for 2020 Budget**

**Approved by WRIA 8 Salmon Recovery Council on 7/18/19**

*Note: Total reflects WRIA 8 SRC approval to estimate the increase in the interlocal agreement (ILA) cost share to cover base expenditures using the CPI-W rate (2.55% as of March 2019) as a proxy for annual service cost increases in the 2020 WRIA 8 budget.*

WRIA 8 Jurisdiction	Population (Pop)		Assessed Value (AV)		Area (Sq. Mi.)		2020 Cost-Share Amount - 2.55% increase (Average of Pop, AV,		WRIA 8 Jurisdiction
Beaux Arts	308	0.02%	\$ 149,999,000	0.04%	0.08	0.02%	0.03%	\$ 160	Beaux Arts
Bellevue	140,700	9.49%	\$ 50,826,143,242	13.03%	33.53	7.20%	9.86%	\$ 62,096	Bellevue
Bothell	44,370	2.99%	\$ 9,020,800,508	2.31%	13.66	2.93%	2.73%	\$ 17,203	Bothell
Clyde Hill	3,015	0.20%	\$ 2,341,849,800	0.60%	1.06	0.23%	0.34%	\$ 2,157	Clyde Hill
Edmonds	41,260	2.78%	\$ 8,986,377,504	2.30%	8.99	1.93%	2.33%	\$ 14,646	Edmonds
Hunts Point	415	0.03%	\$ 1,041,880,600	0.27%	0.29	0.06%	0.12%	\$ 750	Hunts Point
Issaquah	36,030	2.43%	\$ 9,745,544,054	2.50%	12.06	2.59%	2.49%	\$ 15,709	Issaquah
Kenmore	0	0.00%	\$ 4,112,738,085	1.05%	6.16	1.32%	1.29%	\$ 8,139	Kenmore
Kent	0	0.00%	\$ 1,714,000	0.00%	0.45	0.10%	0.03%	\$ 203	Kent
King County (Uninc.)	129,867	8.76%	\$ 19,735,571,870	5.06%	163.25	35.07%	16.25%	\$ 102,351	King County (Uninc.)
Kirkland	86,080	5.81%	\$ 23,465,531,235	6.01%	17.83	3.83%	5.19%	\$ 32,675	Kirkland
Lake Forest Park	12,990	0.88%	\$ 2,737,840,500	0.70%	3.51	0.75%	0.77%	\$ 4,868	Lake Forest Park
Maple Valley	2,428	0.16%	\$ 511,454,591	0.13%	0.94	0.20%	0.16%	\$ 1,037	Maple Valley
Medina	3,205	0.22%	\$ 3,731,563,700	0.96%	1.41	0.30%	0.49%	\$ 3,092	Medina
Mercer Island	24,210	1.63%	\$ 12,643,498,362	3.24%	6.29	1.35%	2.07%	\$ 13,018	Mercer Island
Mill Creek	19,960	1.35%	\$ 3,658,647,180	0.94%	4.68	1.01%	1.09%	\$ 6,864	Mill Creek
Mountlake Terrace	21,290	1.44%	\$ 2,781,717,655	0.71%	4.16	0.89%	1.01%	\$ 6,343	Mountlake Terrace
Mukilteo	18,317	1.24%	\$ 4,452,292,817	1.14%	6.00	1.29%	1.22%	\$ 7,658	Mukilteo
Newcastle	11,280	0.76%	\$ 2,720,406,958	0.70%	4.46	0.96%	0.80%	\$ 5,049	Newcastle
Redmond	62,110	4.19%	\$ 17,701,759,681	4.54%	16.47	3.54%	4.07%	\$ 25,618	Redmond
Renton	62,221	4.20%	\$ 10,081,764,966	2.58%	13.92	2.99%	3.24%	\$ 20,381	Renton
Sammamish	50,688	3.42%	\$ 13,191,274,463	3.38%	19.09	4.10%	3.62%	\$ 22,777	Sammamish
Seattle	467,828	31.56%	\$ 143,994,084,034	36.91%	53.01	11.39%	26.46%	\$ 166,645	Seattle
Shoreline	55,060	3.71%	\$ 10,250,413,250	2.63%	11.58	2.49%	2.92%	\$ 18,420	Shoreline
Sno. Co. (Uninc.)	174,509	11.77%	\$ 27,335,231,451	7.01%	55.44	11.91%	10.17%	\$ 64,053	Snoh. Co. (Uninc.)
Woodinville	11,660	0.79%	\$ 3,217,273,067	0.82%	5.66	1.22%	0.94%	\$ 5,908	Woodinville
Woodway	1,340	0.09%	\$ 622,335,140	0.16%	1.16	0.25%	0.17%	\$ 1,045	Woodway
Yarrow Point	1,040	0.07%	\$ 1,109,293,500	0.28%	0.36	0.08%	0.14%	\$ 906	Yarrow Point
<b>Totals</b>	<b>1,482,181</b>	<b>100.0%</b>	<b>\$ 390,169,001,213</b>	<b>100.0%</b>	<b>465.52</b>	<b>100.0%</b>	<b>100.0%</b>	<b>\$ 629,774</b>	
<b>2020 TOTAL \$ 629,774</b>									

**NOTE:**  
 King County land area excludes the Upper Cedar basin, which is Seattle's protected municipal watershed  
 City of Kent jurisdiction in WRIA 8 is solely the Kent Watershed and no population is attributed to this area

- DATA SOURCES:**
- 2018 Assessor's data (King and Snohomish County)
  - 2017 Census tracts for population (for jurisdictions partially in WRIA 8)
  - Washington State Office of Financial Management (OFM) 2017 population (for jurisdictions wholly within WRIA 8);
  - 2017 King County Cities
  - 2017 Snohomish County Cities

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**FIRST AMENDMENT TO  
INTERLOCAL AGREEMENT  
For the Watershed Basins within Water Resource Inventory Area 8**

**PREAMBLE**

THIS FIRST AMENDMENT ("Amendment") to the Interlocal Agreement ("Agreement") for the Watershed Basins within Water Resource Inventory Area 8 ("WRIA 8") is entered into by the Parties and Snohomish County ("County") to authorize the County to rejoin the Agreement as a member of the WRIA 8 Salmon Recovery Council ("Council"). The County terminated its participation effective December 31, 2018, and now wishes to rejoin.

**AMENDMENT**

Upon the effective date of this Amendment, the County shall be a member of the Council, and shall have all of the rights, privileges, duties and obligations afforded the Parties under the terms of the Agreement. Per Section 7 of the Agreement, the County agrees to pay its annual cost share for 2020 and future years.

**IN WITNESS WHEREOF**, Snohomish County and the Parties have executed this Amendment as of the last date of signature below:

City of Mercer Island

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



## BUSINESS OF THE CITY COUNCIL CITY OF MERCER ISLAND

**AB 5752**  
**September 15, 2020**  
**Public Hearing**

### AGENDA BILL INFORMATION

<b>TITLE:</b>	AB 5752: Public Hearing on Emergency Ordinance No. 20C-17 to Temporarily Allow Private Parking and Right-of-way Use by Businesses to Meet Safe Start Guidelines	<input checked="" type="checkbox"/> Discussion Only <input type="checkbox"/> Action Needed: <input type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
<b>RECOMMENDED ACTION:</b>	Conduct public hearing and receive update on business utilization of ordinance allowances.	
<b>DEPARTMENT:</b>	City Manager	
<b>STAFF:</b>	Sarah Bluvas, EOC Small Business Liaison	
<b>COUNCIL LIAISON:</b>	Jake Jacobson    Craig Reynolds	
<b>EXHIBITS:</b>	1. Emergency Ordinance No. 20C-17	
<b>CITY COUNCIL PRIORITY:</b>	4. Provide emergency response services related to the COVID-19 Pandemic.	

<b>AMOUNT OF EXPENDITURE</b>	\$ n/a
<b>AMOUNT BUDGETED</b>	\$ n/a
<b>APPROPRIATION REQUIRED</b>	\$ n/a

### SUMMARY

Emergency Ordinance No. 20C-17 enables local eating and drinking establishments to use Right-of-Way and private parking to expand outdoor seating. The ordinance assists businesses impacted by the COVID-19 Pandemic emergency in operating under the Safe Start Washington phased guidelines for reopening. On Tuesday night, the City Council will hold a public hearing to receive comments on Ordinance No. 20C-17. Pursuant to RCW 35A.63.220 and RCW 36.70A.390, a public hearing must be scheduled within 60 days of passing the emergency ordinance.

### BACKGROUND

On August 4, 2020, the City Council unanimously passed Emergency Ordinance No. 20C-17 (see Exhibit 1), which temporarily allows existing Mercer Island eating and drinking establishments the use of public Right-of-Way and private parking space to expand their outdoor footprint during the Safe Start Washington plan. The emergency ordinance was adopted in response to additional limitations placed on these businesses in Phase 2 of the Safe Start plan, which were described in [AB 5737](#), as well as to requests for additional City assistance that were made by local businesses, the Chamber of Commerce, and small business advocates.

To date, one local business has successfully applied for and obtained the permit to repurpose Right-of-Way parking for outdoor dining, and additional businesses have contacted City staff for guidance related to

repurposing private parking. Staff also continue to reach out to eating and drinking establishments to encourage them to pursue this assistance option as well as identify additional tactics to support them into the fall and winter months.

## **RECOMMENDATION**

1. Conduct Public Hearing for Emergency Ordinance No. 20C-17 to Temporarily Allow Private Parking and Right-of-way Use by Businesses to Meet Safe Start Guidelines.
2. Receive staff update on businesses that have utilized the ordinance allowances and additional plans for assisting existing eating and drinking establishments.



**CITY OF MERCER ISLAND  
ORDINANCE NO. 20C-17**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON,  
PROVIDING TEMPORARY MEASURES TO ALLOW MORE OUTDOOR  
SEATING FOR EATING AND DRINKING ESTABLISHMENTS; CALLING A  
PUBLIC HEARING; DECLARING AN EMERGENCY; AND ESTABLISHING AN  
IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, a state of emergency has been declared by the federal, state, county, and municipal governments, including the City of Mercer Island, in response to the COVID-19 pandemic; and

**WHEREAS**, since February 29, 2020, Governor Jay Inslee has issued several proclamations, including Emergency Proclamation 20-25 (“Stay Home, Stay Healthy order”), placing numerous restrictions on individuals and businesses in response to the state-wide threat of the spread of the COVID-19 virus; and

**WHEREAS**, Governor Inslee has developed a phased reopening approach, known as the “Safe Start Washington” phased reopening plan, for resuming recreational, social, and business activities; and

**WHEREAS**, outdoor restaurant seating has been determined to be safer and less likely to lead to the spread of COVID-19 than indoor restaurant seating, which has been significantly restricted; and

**WHEREAS**, the City Council wishes to promote local economic recovery by encouraging business activity in Mercer Island consistent with the Safe Start requirements and to make eating and drinking establishments safer to operate by leveraging available private and public space to be used as additional outdoor areas for eating and drinking while maintaining social distancing requirements; and

**WHEREAS**, it is necessary and appropriate during the state of local emergency to utilize an interim ordinance, which is intended to be only temporary until public health and economic conditions improve, to facilitate and encourage outdoor seating areas to make eating and drinking establishments safer to operate and to promote needed economic and business recovery in the City; and

**WHEREAS**, the City Council finds that significant restrictions on indoor seating on eating and drinking establishments may cause said establishments in Mercer Island to close and to go out-of-business; and

**WHEREAS**, the lack of local eating and drinking establishments would result in harm to public health, safety, property, and welfare in Mercer Island during the current state of emergency; and

**WHEREAS**, to prevent the potential harm to public health, safety, property, and welfare, the City Council concludes that the City immediately needs interim regulations to ease impacts on local eating and drinking establishments resulting from restrictions on indoor seating; 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 additional findings of fact, if necessary, 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 passage by a majority plus one of the whole membership of the City Council, and that under the law the same is not subject to a referendum and is exempt from SEPA review.

**Section 3. Code Amended.** Subsections (D)(4) and (E) of MICC 19.06.050 are amended as follows for the duration of this Ordinance:

D. 4. The design for any non-temporary improvements is consistent with the design requirements for the Town Center plan.

E. A permit to operate a private business on public property shall be reviewed and approved by the design commission; provided, that occasional, temporary business operations involving temporary structures and/or temporary right-of-way obstructions may be approved by the code official ~~or referred to the design commission at the code official's discretion.~~ Permit applications from one or a group of existing eating and drinking establishments at Mercer Island to temporarily operate a private business on public property during a phase of what is known as the Governor's "Safe Start Washington" plan that allows "sit-down" services but limits capacity to less than 75% shall be considered to be temporary, and they may be approved by the code official without review or approval by the design commission.

**Section 4. Authorization to Use Private Parking Areas for Outdoor Dining.** Subject to the provisions of this Ordinance, the City grants temporary permission for existing eating and drinking establishments at Mercer Island to temporarily utilize private parking areas for outdoor dining use, provided the private parking area is immediately adjacent to the eating and drinking establishment, and the following conditions are met:

A. Such outdoor dining use shall be permitted only if it is authorized to operate under the Governor’s “Safe Start Washington” phased reopening plan and only during a phase that limits “sit-down” services to less than 75% capacity.

B. An eating and drinking establishment may only operate in a private parking area only while this Ordinance remains in effect.

C. Use of any portion or percentage of private off-street parking areas for outdoor dining use shall require the landlord’s / property owner’s approval. Nothing in this Ordinance compels a landlord / property owner to permit a tenant to expand its business to the exterior.

D. This Ordinance authorizes only temporary use of private areas otherwise restricted for parking purposes. Nothing in this Ordinance authorizes permanent improvements or interior expansions.

**Section 5. Minimum Parking Regulations Waived.** In order to effectuate the purpose of Section 4 above, but only to the extent necessary to so effectuate and under the terms and conditions set forth in this Ordinance, minimum parking regulations normally applicable to eating and drinking establishments are waived to enable such uses to serve patrons in adjoining parking spaces for the duration of this Ordinance.

**Section 6 Public Hearing.** Pursuant to RCW 35A.63.220 and RCW 36.70A.390, a public hearing shall be scheduled within 60 days of this Ordinance passage, in order to hear and consider the comments and testimony of those wishing to speak at such public hearing regarding the interim zoning and official controls approved by this Ordinance, and to consider adopting further findings of fact, if necessary.

**Section 7. Duration of Interim Zoning and Official Controls.** The interim zoning and official controls 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 8. 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 9. 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 passage by a majority plus one of the whole membership of the City Council.

Passed at least by a majority plus one of the City Council of the City of Mercer Island, Washington, at its regular meeting on the 4<sup>th</sup> day of August 2020 and signed in authentication of its passage.

CITY OF MERCER ISLAND



\_\_\_\_\_  
Benson Wong, Mayor

ATTEST:



\_\_\_\_\_  
Deborah A. Estrada, City Clerk

Approved as to Form:

/s/ Bio Park, 08/04/2020

\_\_\_\_\_  
Bio Park, City Attorney

Date of Publication: August 12, 2020

# Updates on Small Business Support

AB 5752 | September 15, 2020



# Outdoor Seating for Eating/Drinking Establishments

Item 5.

- One ROW permit has been applied for and issued
- Several eating/drinking establishments have asked for information related to private parking conversion option
- Staff continue to actively reach out to eating/drinking establishments about these outdoor seating opportunities
- Scheduled additional trash pick-ups in Town Center to off-set increase in takeout and other garbage



# Other Recent & Upcoming Support Activities

- **Island Business e-mail sent 09.10** - Focused on business survey results
- **Free consulting service** available for small businesses
- **New marketing campaign to support local businesses launches later this month** - Stay tuned for details about MInext!
- Distributing information about **King County Small Business Emergency Grant Program** this week



**Results from the Mercer Island business survey have arrived!**

More than 250 businesses completed the Mercer Island Business Survey conducted earlier this summer. Nancy Hardwick of Hardwick Research, a Mercer Island-based research marketing firm, presented the survey report at last week's City Council meeting.



Keep reading for three major takeaways from the report.

<p><b>Businesses Want Information</b></p> <p>Businesses are most interested in help understanding the State's COVID-19</p>	<p><b>Businesses Want to Connect</b></p> <p>Businesses seek assistance with marketing as well as ways to collaborate</p>	<p><b>Businesses Want City Help</b></p> <p>Current needs include help enforcing mask-wearing and</p>
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**BUSINESS OF THE CITY COUNCIL  
CITY OF MERCER ISLAND**

**AB 5748  
September 15, 2020  
Regular Business**

**AGENDA BILL INFORMATION**

<b>TITLE:</b>	AB 5748: Permit Expiration Extension (Ordinance No. 20C-21 First Reading and Adoption)	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
<b>RECOMMENDED ACTION:</b>	Adopt Ordinance No. 20C-21, allowing the building official to extend permits for an additional 6 months.	

<b>DEPARTMENT:</b>	Community Planning and Development
<b>STAFF:</b>	Alison Van Gorp, Deputy Director
<b>COUNCIL LIAISON:</b>	n/a
<b>EXHIBITS:</b>	1. Ordinance No. 20C-21
<b>CITY COUNCIL PRIORITY:</b>	n/a

<b>AMOUNT OF EXPENDITURE</b>	\$ n/a
<b>AMOUNT BUDGETED</b>	\$ n/a
<b>APPROPRIATION REQUIRED</b>	\$ n/a

**SUMMARY**

The COVID-19 pandemic has adversely impacted construction sites, due to work stoppages and delays. Staff are recommending a code amendment that would allow the building official to grant a 6-month extension to building permits to provide relief to permit applicants and property owners.

**BACKGROUND**

On February 29, 2020, Governor Inslee proclaimed that a State of Emergency exists in all counties in the State of Washington due to the COVID-19 Pandemic (“Pandemic”) and on March 23, 2020 the Governor issued the “Stay Home, Stay Safe” Proclamation, requiring all non-essential businesses to close and residents of the state of Washington to stay at home and strictly limit physical contact with people outside their household.

The Stay Home Order had significant impacts on construction activity and resulted in a work stoppage on most construction sites. On April 23, 2020, Governor Inslee issued the Phase 1 Construction Restart COVID-19 Job Site Requirements that allowed existing construction projects to resume. On May 15, 2020, the Governor fully reopened construction activity in King County by issuing the Phase 2 Construction COVID-19 Job Site Requirements. The Phase 2 Job Site Requirements allow all construction work to proceed, provided all health and safety measures are followed on the job site, such as maintaining 6-feet of separation between workers, using masks and PPE, regular hand washing, etc.



Most construction sites on Mercer Island were shut down for one to two months in the spring, and many were impacted by other delays due to the impacts of the Stay Home order and Job Site Requirements. Some projects were also directly impacted by the COVID-19 virus and mandatory quarantines.

Staff heard from permit applicants with concerns about their ability to complete projects prior to permit expiration. [MICC 17.14.010\(105.5\)](#) currently provides that permits will expire two-years after issuance. Applicants have the option to renew the permit for a third year with the payment of an additional permit fee. Currently, permits cannot be renewed or extended beyond three years.

## **ORDINANCE**

Given the impacts of the Pandemic, staff are recommending a code amendment (see Exhibit 1), allowing the Building Official to authorize a permit extension of up to 6-months during or after a declared emergency, when the emergency has resulted in work stoppage or significant delays to the construction project. The 6-month extension will be granted upon request by the permit applicant at no additional fee. The permit extension may be requested at the end of the two-year period, or at the end of the three-year period, if the applicant had already applied for an extension. The maximum period for a permit to be active will be 3.5 years under this code amendment.

## **RECOMMENDATION**

1. Suspend Council Rules of Procedure 6.3 and 10.1 requiring second reading of an ordinance.
2. Adopt Ordinance No. 20C-21, allowing the building official to extend permits for an additional 6 months.

**CITY OF MERCER ISLAND  
ORDINANCE NO. 20C-21**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON, PROVIDING TEMPORARY MEASURES TO ALLOW BUILDING PERMIT EXTENSIONS; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, a state of emergency has been declared by the federal, state, county, and municipal governments, including the City of Mercer Island, in response to the COVID-19 pandemic; and

**WHEREAS**, since February 29, 2020, Governor Jay Inslee has issued several proclamations, including Emergency Proclamation 20-25 (“Stay Home, Stay Healthy Order”), placing numerous restrictions on individuals and businesses in response to the state-wide threat of the spread of the COVID-19 virus; and

**WHEREAS**, Governor Inslee has developed a phased reopening approach, known as the “Safe Start Washington” phased reopening plan, for resuming recreational, social, and business activities, including implementation of the Phase 2 Construction COVID-19 Job Site Requirements; and

**WHEREAS**, construction activity was adversely impacted by the Stay Home, Stay Healthy order and the Phase 2 Construction COVID-19 Job Site Requirements, including in a temporary stoppage of work and delays to many construction projects; and

**WHEREAS**, the City Council wishes to promote local economic recovery by encouraging business activity in Mercer Island consistent with the Safe Start requirements and to assist property owners in completing construction projects that were impacted by the COVID-19 pandemic; NOW, THEREFORE,

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

**Section 1. Code Amended.** Subsection (105.5) of MICC 17.14.010 is amended as follows:

105.5 Expiration.

1. Every permit issued shall expire two years from the date of issuance. For non-residential or mixed use construction, the building official may approve a request for an extended expiration date where a construction schedule is provided by the applicant and approved prior to permit issuance.

2. During or after a declared emergency covered under chapter 38.52 RCW, the building official may authorize one 6-month extension to an unexpired permit if the building official finds that the state of emergency resulted in a stoppage of work or substantial construction delays.

23. The building official may approve a request to renew a permit if an additional fee has been paid, a construction schedule and management plan is provided and approved, and no changes have been made to the originally approved plans

by the applicant. Requests for permit renewals shall be submitted prior to permit expiration. When determining whether to approve a building permit renewal, the building official may consider whether a previously approved construction schedule for the building permit has been adhered to by the applicant. In cases where a construction schedule has not been adhered to, due to reasonably unforeseeable delays, the building official may authorize renewal of the permit. Renewed permits shall expire 3 years from the date of issuance of the original permit, except when an extension is granted by the building official under the provisions of subsection 2, above, and then renewed permits shall expire 3.5 years from the date of issuance. The building official shall not authorize a permit renewal if the construction schedule supplied with the renewal request will not result in the completion of work within the time period authorized under the permit renewal. For permits that have expired, a new permit must be obtained and new fees paid. No permit shall be renewed more than once.

34. Electrical, mechanical and plumbing permits shall expire at the same time as the associated building permit except that if no associated building permit is issued, the electrical, mechanical and/or plumbing permit shall expire 180 days from issuance.

45. The building official may authorize a 30-day extension to an expired permit for the purpose of performing a final inspection and closing out the permit as long as not more than 180 days has passed since the permit expired. The 30-day extension would commence on the date of written approval. If work required under a final inspection is not completed within the 30-day extension period, the permit shall expire. However, the building official may authorize an additional 30-day extension if conditions outside of the applicant's control exist and the applicant is making a good faith effort to complete the permitted work.

**Section 2. 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 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 special meeting on September 15, 2020 and signed in authentication of its passage.

CITY OF MERCER ISLAND

\_\_\_\_\_  
Benson Wong, Mayor

Approved as to Form:

ATTEST:

\_\_\_\_\_  
Bio Park, City Attorney

\_\_\_\_\_  
Deborah A. Estrada, City Clerk

Date of Publication: \_\_\_\_\_

# PERMIT EXPIRATION EXTENSION

AB 5748 | September 15, 2020



# Context

- COVID-19, the Stay Home order and the Phase 2 Job Site Requirements have been impacting construction projects
- Many construction sites were shut down for 1-2 months in the spring
- Delays were also experienced directly and indirectly related to the Pandemic
- Many projects have permit expiration dates looming and delays are impacting the ability to complete work prior to expiration
- Permit applicants are requesting permit extensions



# Ordinance No. 20C-21

- Authorizes the building official to authorize 6-month permit extensions during or after a declared emergency
- Extensions can be granted when the project was impacted by work stoppage or significant delays related to the emergency
- Extensions will be made upon request, with no additional permit fee
- Extension available either before or after a 1-year permit renewal that is already provided in the code
- Max period for active permit is 3.5 years



# Minor revision

## Section 1, subsection 3

23. The building official may approve a request to renew a permit if an additional fee has been paid, a construction schedule and management plan is provided and approved, and no changes have been made to the originally approved plans by the applicant. Requests for permit renewals shall be submitted prior to permit expiration. When determining whether to approve a building permit renewal, the building official may consider whether a previously approved construction schedule for the building permit has been adhered to by the applicant. In cases where a construction schedule has not been adhered to, due to reasonably unforeseeable delays, the building official may authorize renewal of the permit. Renewed permits shall expire 3 years from the date of issuance of the original permit, except when an extension is granted by the building official under the provisions of subsection 2, above, **and then the** renewed permits shall expire 3.5 years from the date of issuance. The building official shall not authorize a permit renewal if the construction schedule supplied with the renewal request will not result in the completion of work within the time period authorized under the permit renewal. For permits that have expired, a new permit must be obtained and new fees paid. No permit shall be renewed more than once.





# Recommended Action

1. Waive second reading of Ordinance No. 20C-21 pursuant to Council Rules 6.3 and 10.1
2. Adopt Ordinance No. 20C-21 allowing the building official to extend permits for an additional 6 months





# BUSINESS OF THE CITY COUNCIL CITY OF MERCER ISLAND

**AB 5750**  
**September 15, 2020**  
**Regular Business**

## AGENDA BILL INFORMATION

<b>TITLE:</b>	AB 5750: G. Richard Hill Code Amendment Initial Review and Direction	<input type="checkbox"/> Discussion Only
<b>RECOMMENDED ACTION:</b>	Provide direction to staff on the G. Richard Hill Code Amendment Application	<input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution

<b>DEPARTMENT:</b>	Community Planning and Development
<b>STAFF:</b>	Bio Park, City Attorney Alison Van Gorp, Deputy CPD Director
<b>COUNCIL LIAISON:</b>	n/a
<b>EXHIBITS:</b>	1. G. Richard Hill Code Amendment Application 2. Email dated September 9, 2020 from G. Richard Hill
<b>CITY COUNCIL PRIORITY:</b>	n/a

<b>AMOUNT OF EXPENDITURE</b>	\$ n/a
<b>AMOUNT BUDGETED</b>	\$ n/a
<b>APPROPRIATION REQUIRED</b>	\$ n/a

## SUMMARY

The purpose of the agenda bill is to review the G. Richard Hill Code Amendment Application (“Application”) and provide initial review and direction to staff on the disposition of the Application.

### PROPOSED CODE AMENDMENT

On February 11, 2020, G. Richard Hill submitted an Application to amend the development regulations governing “regulated improvements” located on residentially zoned property. The Application does not specifically indicate that it has been submitted on behalf of the French American School and the Stroum Jewish Community Center, but based on previous communications with these organizations, staff understands that this Application was submitted on their behalf.

The proposed code amendment would allow exceptions to lot coverage, height, and gross floor area requirements for “regulated improvements” (including schools, noncommercial recreational areas, and religious buildings). The proposed changes are further described in Exhibit 1 (see page 5 for a summary table).

This Application was previously scheduled for review at a March 2020 City Council meeting which was canceled due to the Pandemic. Review of the Application was further delayed due to Pandemic-related

restrictions on public meetings this spring, limiting the City Council meeting agenda to items that were “necessary and routine” or specifically related to COVID-19.

## OPTIONS

The City Council may consider the following options:

- A. Decline further review of the Application. The fee remitted by the applicant (\$23,559.22) will be refunded and the matter will be concluded.
- B. Proceed with review of the Application, by remanding this item to the Planning Commission for review this fall. The Planning Commission will hold a public hearing on the Application and submit a recommendation to the City Council for final review and consideration.
- C. Upon consent of the applicant, postpone initial action on the Application and set a date in 2021 for another review and possible initial action by the City Council.

On September 9, 2020, G. Rich Hill sent an email to City Manager Jessi Bon (see Exhibit 2) supporting postponing review of this Application as described in Option C. The email acknowledges the impact the Pandemic has had on the City, requests the Application be maintained as “active,” and recommends a City Council review date no later than March 15, 2021. City staff support this recommendation and if approved by the City Council will set a review date in 2021 in consultation with the applicant.

## RECOMMENDATION

Three alternative motions for consideration:

- A. Decline further review of the G. Rich Hill Code Amendment Application and refund the application fees.
- B. Remand the G. Rich Hill Code Amendment Application to the Planning Commission for review.
- C. Postpone initial action on the G. Rich Hill Code Amendment Application and set a new City Council review date and possible initial action in 2021.

# CITY OF MERCER ISLAND

## COMMUNITY PLANNING & DEVELOPMENT

9611 SE 36TH STREET | MERCER ISLAND, WA 98040  
 PHONE: 206.275.7605 | [www.mercer.gov](http://www.mercer.gov)



### CITY USE ONLY

PROJECT#	RECEIPT #	FEE

Date Received:

Received By:

### DEVELOPMENT APPLICATION

STREET ADDRESS/LOCATION Not Applicable		ZONE Not Applicable	
COUNTY ASSESSOR PARCEL #'S Not Applicable		PARCEL SIZE (SQ. FT.) Not Applicable	
PROPERTY OWNER (required) Not Applicable	ADDRESS (required) Not Applicable	CELL/OFFICE (required) (206) 812-3388 E-MAIL (required) rich@mhseattle.com	
PROJECT CONTACT NAME G. Richard Hill	ADDRESS 701 Fifth Avenue, Ste. 6600, Seattle, WA 98104	CELL/OFFICE (206) 812-3388 E-MAIL rich@mhseattle.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 2/11/20

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

**See accompanying Application for Code Amendment.**

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"/> Shoreline	<input type="checkbox"/> Short Plat- Four Lots
<input type="checkbox"/> Right-of-Way Use	<input type="checkbox"/> Seasonal Development Limitation Waiver	<input type="checkbox"/> Short Plat- Deviation of Acreage Limitation
<b>CRITICAL AREAS</b>	<b>ENVIRONMENTAL REVIEW (SEPA)</b>	<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	<b>OTHER LAND USE</b>
<input type="checkbox"/> Reasonable Use Exception	<input type="checkbox"/> Environmental Impact Statement	<input type="checkbox"/> Accessory Dwelling Unit
<b>DESIGN REVIEW</b>	<b>SHORELINE MANAGEMENT</b>	<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)
<b>WIRELESS COMMUNICATION FACILITIES</b>	<b>SUBDIVISION LONG PLAT</b>	<input type="checkbox"/> Transportation Concurrence (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
	<b>VARIANCES (Plus Hearing Examiner Fee)</b>	
	<input type="checkbox"/> Variance	

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

Item 7.

**APPLICATION FOR ZONING CODE TEXT AMENDMENT**

**Applicant: G. Richard Hill**  
**701 5<sup>th</sup> Avenue**  
**Suite 6600**  
**Seattle, WA 98104**  
**(206) 812-3388**

**1. Completed Pre-Application:**

The applicant has conferred with the Director of Community Planning and Development (“Director”) and has reviewed the Application with him. The Director has accordingly advised the applicant that this conference suffices to fulfill the Pre-Application processing requirement.

**2. Development Application Sheet:**

The completed Development Application Sheet accompanies this Application for Code Amendment.

**3. Project Narrative:**

This Application for a Mercer Island Zoning Code (“Code”) Text Amendment (“Code Amendment”) is a non-project, legislative proposal that addresses the unintended consequences of the recent Residential Code Update, as to Regulated Improvements. The Code Amendment would address Gross Floor Area, Height, and Lot Coverage issues to render them compatible with existing Regulated Improvements, and to allow reasonable redevelopment of them. A description of the Approach taken with respect to the drafting of the Code Amendment is set forth on Exhibit A to this Application, as is a Matrix

comparing the Gross Floor Area, Height, and Lot Coverage regulations under the Pre-Residential Code, the Residential Code Update (the current Code), and the Proposed Amendments, which would apply to Regulated Improvements only. The proposed Code Amendment itself is attached as Exhibit B and constitutes a red-line of the current Code provisions indicating where changes are proposed. The Code Amendment is consistent with the Growth Management Act. RCW 36.70A, because it will facilitate development of Regulated Improvements (as defined in the Code), including community centers, recreational facilities, schools and educational uses that serve Mercer Island urban residents within the urban area. Approval of the Code Amendment will facilitate the efficient use of land. The Code Amendment is consistent with the county-wide planning policies for the same reasons. The Code Amendment will further encourage and implement the City's Comprehensive Plan, in particular Land Use Goal 17.4, which recognizes that "social and recreation clubs, schools and religious institutions are predominantly located in single family residential areas of the Island," and that "development regulations should reflect the desire to retain valuable and healthy social, recreational, educational, and religious organizations as community assets which are essential for the mental, physical and spiritual health of Mercer Island."

**4. Title Report:**

The Director has advised that because this is a non-project legislative rezone, no Title Report will be required in connection with this application.

**5. SEPA Checklist:**

A completed non-project SEPA Checklist accompanies this Application.

**6. Fees:**

A fee of \$23,559.22 (SEPA @ \$2,657.00 + Code Amendment @ \$20,902.22) accompanies this Application.

**7. Vicinity Map:**

Because the Code Amendment is a non-project action, the requirement for a Vicinity Map is not applicable.

Dated this 11<sup>th</sup> day of February 2020.

  
\_\_\_\_\_  
G. Richard Hill, Applicant

**Approach**

1. Update “Regulated Improvements” to bring existing private schools, religious buildings, and community centers into code conformance while allowing property owners the ability to reasonably renovate and develop their properties.
2. Limit the applicability of most amendments to lots that abut commercial zones.

**Proposed Amendments**

	<b>Pre-Residential Code Update</b>	<b>Residential Code Update (Current Code)</b>	<b>Proposed Amendments (Regulated Improvements Only)</b>
<b>Gross Floor Area (19.02.020.D)</b>	45% of lot area for SF structures only. Regulated Improvements not specifically restricted; governed by height, setbacks, and lot coverage.	40% of lot area for all structures, or: <ul style="list-style-type: none"> <li>• R-8.4: 5,000 sf, whichever is less.</li> <li>• R-9.6: 8,000 sf, whichever is less.</li> <li>• Etc.</li> </ul>	40% of lot area <ul style="list-style-type: none"> <li>• Allow exceptions for substantially below grade parking structures (less than 4’-0” above grade).</li> <li>• Allow increase for lots less than 3-acres that abut a commercial zone.<sup>1</sup> (See 19.02.060.B.)</li> </ul>
<b>Height (19.02.020.E)</b>	30’, or 35’ measured on the downhill side.	30’, measured from average building elevation. Downhill façades measured from existing or finished grade, whichever is lower.	36’ <ul style="list-style-type: none"> <li>• Allow increase to 45’ farther than 150’ from a public ROW or within 300’ of a commercial zone. (See 19.02.060.E.)</li> <li>• Provide method of measurement to allow buildings to respond better to sloping sites. (See 19.02.060.F.)</li> </ul>
<b>Lot Coverage (19.02.060)</b>	40%	40%	40% <sup>2</sup> Allow 25% increase for lots that abut a commercial zone (See 19.02.060.C.). Allow exceptions for usable open spaces, such as: <ul style="list-style-type: none"> <li>• Athletic and similar play fields</li> <li>• Occupiable green roofs or other structured landscaped area.</li> <li>• Grass block access drives solely for the use of emergency vehicles (See 19.02.060.D.)</li> </ul>

<sup>1</sup> GFA in the C-O zone: max. building footprint = 35% of lot area; max. height = 36’, which allows 3 floors; max. effective GFA as multiple of lot area is 0.35 x 3 = 1.05 times lot area.

<sup>2</sup> Change 19.02.060 from impervious surface to lot coverage. Impervious surfaces are regulated by the MICC Title 15 and construction codes.



19.02.005 Purpose and applicability.

A. *Purpose.* The purpose of the residential chapter is to identify land uses and to establish development standards that are appropriate within the residential zoning designations. The development standards provide a framework for a site to be developed consistent with the policy direction of the adopted Mercer Island Comprehensive Plan.

B. *Applicability.*

1. The provisions of this chapter shall apply to all development proposals in the R-8.4, R-9.6, R-12, and R-15 zoning designations.
2. Unless otherwise indicated in this chapter, the applicant shall be responsible for the initiation, preparation, and submission of all required plans or other documents prepared in support of or necessary to obtain a permit and to determine compliance with this chapter. (Ord. 17C-15 § 1 (Att. A)).

19.02.010 Single-family.

A use not permitted by this section is prohibited. Please refer to MICC 19.06.010 for other prohibited uses.

A. *Uses Permitted in Zones R-8.4, R-9.6, R-12, and R-15.*

1. Single-family dwelling.
2. Accessory buildings incidental to the main building.
3. Private recreational areas.
4. Public schools accredited or approved by the state for compulsory school attendance, subject to design commission review and all of the following conditions:
  - a. All structures shall be located at least 35 feet from any abutting property and at least 45 feet from any public right-of-way.
  - b. Off-street parking shall be established and maintained at a minimum ratio of one parking space per classroom with high schools providing an additional one parking space per 10 students.
  - c. A one-fourth acre or larger playfield shall be provided in one usable unit abutting or adjacent to the site.

5. Home business as an accessory use to the residential use, subject to all of the following conditions:

- a. The home business may make those improvements to the home business normally allowed for single-family residences. For a day care, play equipment and play areas are not allowed in front yards.
- b. Only those persons who reside on the premises and one other person shall be permitted to engage in the business on the premises at any one time; provided, that a day care or preschool may have up to three nonresident employees on the premises at any one time. This limitation applies to all owners, managers, staff or volunteers who operate the business.
- c. There shall be no exterior storage or display of materials except as otherwise allowed for single-family residences, and no sign advertising the home business located on the premises except as specifically allowed by MICC 19.12.080(B).
- d. No offensive noise, vibration, smoke, dust, odor, heat or glare or excessive traffic to and from the premises shall be produced or generated by the home business.
- e. The home business shall not involve the use of more than 30 percent of the gross floor area of the residence, not including the allowed basement exclusion area consistent with subsection E of this section and MICC 19.16.010. However, a day care or preschool may use up to 75 percent of said gross floor area.
- f. No home business shall be permitted that generates parking demand that cannot be accommodated on the lots consistent with the applicable maximum impervious surface coverage limits of MICC 19.02.060. Parking shall be provided to handle the expected parking demand. In the case of a day care or preschool, parking for residents and employees shall occur on site; resident and employee parking shall not occur on an adjacent street.
- g. The business shall not provide healthcare services, personal services, automobile repairs; serve as a restaurant, commercial stable, kennel, or place of instruction licensed as a school under state law and which will operate with more than three students at a time; or serve as a bed and breakfast without a conditional use permit as set out in subsection (C)(7) of this section. Nothing contained in this subsection (A)(5)(g) shall be interpreted to prohibit a day care.
- h. A day care shall be limited to 18 children maximum (not including dependents) at a time.

6. Public park subject to the following conditions:

- a. Access to local and/or arterial thoroughfares shall be reasonably provided.
- b. Outdoor lighting shall be located to minimize glare upon abutting property and streets.
- c. Major structures, ballfields and sport courts shall be located at least 20 feet from any abutting property.

d. If a permit is required for a proposed improvement, a plot, landscape and building plan showing compliance with these conditions shall be filed with the city community planning and development department (CPD) for its approval.

7. Semi-private waterfront recreation areas for use by 10 or fewer families, subject to the conditions set out in MICC 19.07.110.

8. One accessory dwelling unit (ADU) per single-family dwelling subject to conditions set out in MICC 19.02.030.

9. Special needs group housing as provided in MICC 19.06.080.

10. Social service transitional housing, as provided in MICC 19.06.080.

11. A state-licensed day care or preschool as an accessory use, when situated at and subordinate to a legally established place of worship, public school, private school, or public facility, meeting the following requirements:

a. The number of children in attendance at any given time shall be no more than 20 percent of the legal occupancy capacity of the buildings on the site, in the aggregate.

b. Signage shall be consistent with the provisions of MICC 19.12.080(B)(3).

c. Off-street parking provided by the primary use shall be deemed sufficient for the accessory day care or preschool if at least one space per employee is provided, and either:

i. One additional parking space is provided for every five children in attendance, or

ii. Adequate pick-up and drop-off space is provided as determined by the code official.

12. Places of worship may have a stage theater program as an accessory use.

Stage theater programs are defined as productions of live presentations involving the performances of actors or actresses, singers, dancers, musical groups, or artists.

Stage theater programs also include related classes and instructional workshops.

Adequate parking must be provided, as determined by the code official.

13. Open space.

*B. Additional Use Permitted in Zones R-9.6, R-12, and R-15.* One accessory building for the housing of domestic animals and fowl, having a floor area not to exceed 36 square feet for each lot and located not less than 65 feet from any place of habitation other than the owners'; provided, the roaming area shall be fenced and located not less than 35 feet from any adjacent place of human habitation.

*C. Conditional Uses.* The following uses are permitted when authorized by the issuance of a conditional use permit when the applicable conditions set forth in this section and in MICC 19.15.040 have been met:

1. Government services, public facilities, utilities, and museums and art exhibitions, subject to the following conditions:

- a. All structures shall be located at least 20 feet from any abutting property;
- b. Off-street parking shall be established and maintained at a minimum ratio of one parking space for each 200 square feet of gross floor area; and
- c. Utilities shall be shielded from abutting properties and streets by a sight obscuring protective strip of trees or shrubs.

2. Private schools accredited or approved by the state for compulsory school attendance, subject to conditions set out in subsection (A)(4) of this section.

3. Places of worship subject to the following conditions:

- a. All structures shall be located at least 35 feet from any abutting property.
- b. Off-street parking shall be established and maintained at a ratio of one parking space for each five seats in the chapel, nave, sanctuary, or similar worship area.

4. Noncommercial recreational areas, subject to the conditions contained in subsection (A)(6) of this section.

5. Semi-private waterfront recreation areas for use by more than 10 families, subject to conditions set out in MICC 19.07.110.

6. Retirement homes located on property used primarily for a place of worship subject to the following conditions:

a. Retirement home structures shall not occupy more than 20 percent of the lot; provided, the total lot coverage for the retirement home, the place of worship, and all other structures shall not exceed the lot coverage specified in MICC 19.02.060.

b. A plot, landscape and building plan shall be filed with the design commission for its approval, and the construction and maintenance of buildings and structures and the establishment and continuation of uses shall comply with the approved plot, landscape and building plan. Alterations to the project are permitted only upon approval by the design commission of a new or amended plan.

c. The number of dwelling units shall be determined by the planning commission upon examination of the following factors:

- i. Demonstrated need;
- ii. Location, size, shape and extent of existing development on the subject property;
- iii. Nature of the surrounding neighborhood; and

iv. Legal assurances that the entire property remains contiguous, and that the retirement home is owned and controlled by the applicant religious organization.

d. The retirement home shall be located at least 35 feet from all abutting property.

e. Off-street parking shall be established and maintained at a ratio of one-half parking space for each dwelling unit.

7. The use of a single-family dwelling as a bed and breakfast subject to the following conditions:

a. The bed and breakfast facility shall meet all applicable health, fire, and building codes.

b. Not more than four rooms shall be offered to the public for lodging.

c. There shall be no external modification of any structure that alters the residential nature of the premises.

d. The bed and breakfast shall be the primary residence of the operator.

e. In addition to the parking required set out in MICC 19.02.020(G), one off-street parking space, not located in the lot setbacks, shall be provided for each rental room.

f. Meals shall be made available only to guests, and not to the general public.

8. Nonschool uses of school buildings, subject to the following conditions:

a. No use or proposed use shall be more intensive than the school activity it replaced. Consideration shall be given to quantifiable data, such as, but not limited to, traffic generation, parking demand, noise, hours of operation;

b. All activities, with the exception of outdoor recreation shall be confined to the interior of the building(s);

c. Exterior modification of the building(s) shall not be permitted if such a modification would result in an increase in the usable area of the building(s);

d. Minor changes in the building exterior, landscaping, signs, and parking may be permitted subject to the review and approval of the design commission; and

e. Off-street parking for all activities at the site shall be provided in existing school parking lots.

f. *Termination.* Conditional use permits for nonschool uses shall terminate and the use of the site shall conform to the requirements of the zone in which the school building is located on the day of the termination under the following conditions:

i. The school building is demolished or sold by the Mercer Island school district.

ii. The city council revokes the permit on the recommendation of the planning commission. Revocation shall be based on a finding that the authorized use constitutes a nuisance or is harmful to the public welfare, or the applicant has failed to meet the conditions imposed by the city.

g. Revision. Any modification to a nonschool conditional use permit shall be approved by the planning commission; however, the code official may approve minor modifications that are consistent with the above stated conditions.

9. A state-licensed day care or preschool not meeting the requirements of subsection (A)(11) of this section, subject to the following conditions:

a. Off-street parking and passenger loading shall be sufficient to meet the needs of the proposed day care or preschool without causing overflow impacts onto adjacent streets.

b. Signage shall be consistent with the provisions of MICC 19.12.080(B)(3). (Ord. 19C-04 § 1 (Exh. A); Ord. 17C-15 § 1 (Att. A); Ord. 15C-03 § 1; Ord. 09C-04 §§ 1, 2; Ord. 08C-01 § 1; Ord. 05C-16 § 1; Ord. 04C-08 § 9; Ord. 03C-08 § 3; Ord. 01C-06 § 1; Ord. 99C-13 § 1).

19.02.020 Development standards.



A. Minimum Net Lot Area.

R-8.4: The net lot area shall be at least 8,400 square feet. Lot width shall be at least 60 feet and lot depth shall be at least 80 feet.

R-9.6: The net lot area shall be at least 9,600 square feet. Lot width shall be at least 75 feet and lot depth shall be at least 80 feet.

R-12: The net lot area shall be at least 12,000 square feet. Lot width shall be at least 75 feet and lot depth shall be at least 80 feet.

R-15: The net lot area shall be at least 15,000 square feet. Lot width shall be at least 90 feet and lot depth shall be at least 80 feet.

1. Minimum net lot area requirements do not apply to any lot that came into existence before September 28, 1960. In order to be used as a building site, lots that do not meet minimum net lot area requirements shall comply with MICC 19.01.050(G)(3).

2. In determining whether a lot complies with the minimum net lot area requirements, the following shall be excluded: the area between lateral lines of any such lot and any part of such lot which is part of a street.

B. *Street Frontage.* No **building** will be permitted on a **lot** that does not front onto a **street** acceptable to the **city** as substantially complying with the standards established for **streets**.

C. *Yard Requirements.*

1. *Minimum.* Except as otherwise provided in this section, each **lot** shall have front, rear, and side **yards** not less than the depths or widths following:

a. Front **yard** depth: 20 feet or more.

b. Rear **yard** depth: 25 feet or more.

c. Side **yards** shall be provided as follows:

i. *Total Depth.*

(a) For **lots** with a **lot width** of 90 feet or less, the sum of the side **yards**' depth shall be at least 15 feet.

(b) For **lots** with a **lot width** of more than 90 feet, the sum of the side **yards**' depth shall be a width that is equal to at least 17 percent of the **lot width**.

ii. *Minimum Side Yard Depth.*

(a) The minimum side **yard** depth abutting an interior **lot** line is five feet or 33 percent of the aggregate side **yard** total depth, whichever is greater.

(b) The minimum side **yard** depth abutting a **street** is five feet.

iii. *Variable Side Yard Depth Requirement.* For **lots** with an area of 6,000 square feet or more, the minimum side **yard** depth abutting an interior **lot** line shall be the greater of the minimum side **yard** depth required under subsection (C)(1)(c)(ii) of this section, or as follows:

(a) **Single-family dwellings** shall provide a minimum side **yard** depth of seven and one-half feet if the **building**:

(1) For nongabled roof end **buildings**, the height is more than 15 feet measured from existing or **finished grade**, whichever is lower, to the top of the exterior wall **facade** adjoining the side **yard**; or

(2) For gabled roof end **buildings**, the height is more than 18 feet measured from existing or **finished grade**, whichever is lower, to the top of the gabled roof end adjoining the side **yard**.

(b) **Single-family dwellings** with a height of more than 25 feet measured from the existing or **finished grade**, whichever is lower, to the top of the exterior wall **facade** adjoining the side **yard** shall provide a minimum side **yard** depth of 10 feet.

## 2. Yard Determination.

### a. Front Yard.

i. *Front Yard – General.* For lots that are not corner lots or waterfront lots, the front yard shall extend the full width of the lot and is determined using the following sequential approach, in descending order of preference, until a front yard is established:

- (a) The yard abutting an improved street from which the lot gains primary access.
- (b) The yard abutting the primary entrance to a building.
- (c) The orientation of buildings on the surrounding lots and the means of access to the lot.

ii. *Front Yard – Corner Lots.* On corner lots the front yard shall be measured from the narrowest dimension of the lot abutting a street. The yard adjacent to the widest dimension of the lot abutting a street shall be a side yard; provided:

(a) If a setback equivalent to or greater than required for a front yard is provided along the property lines abutting both streets, then only one of the remaining setbacks must be a rear yard.

iii. *Front Yard – Waterfront Lots.* On a waterfront lot, regardless of the location of access to the lot, the front yard may be measured from the property line opposite and generally parallel to the ordinary high water line.

iv. This section shall apply except as provided for in MICC 19.08.030(F)(1).

b. *Rear Yard.* Except as allowed in subsections (C)(2)(a)(ii) and (iii) of this section, the rear yard is the yard opposite the front yard. The rear yard shall extend across the full width of the rear of the lot, and shall be measured between the rear line of the lot and the nearest point of the main building including an enclosed or covered porch. If this definition does not establish a rear yard setback for irregularly shaped lots, the code official shall establish the rear yard based on the following method: The rear yard shall be measured from a line or lines drawn from side lot line(s) to side lot line(s), at least 10 feet in length, parallel to and at a maximum distance from the front lot line.

c. *Side Yard.* Any yards not designated as a front or rear yard shall be defined as a side yard.

## 3. Intrusions into Required Yards.

### a. Minor Building Elements.

i. Except as provided in subsection (C)(3)(a)(ii) of this section, porches, chimney(s) and fireplace extensions, window wells, and unroofed, unenclosed outside stairways and decks shall not project more than three feet into any required yard. Eaves shall not protrude more than 18 inches into any required yard.



ii. No penetration shall be allowed into the minimum side yard setback abutting an interior lot line except where an existing flat-roofed house has been built to the interior side yard setback line and the roof is changed to a pitched roof with a minimum pitch of 4:12, the eaves may penetrate up to 18 inches into the side yard setback.

b. *Hardscape and Driveways.* Hardscape and driveways not more than 30 inches above existing grade or finished grade, whichever is lower, may be located in any required yard.

c. *Fences, Retaining Walls and Rockeries.* Fences, retaining walls and rockeries are allowed in required yards as provided in MICC 19.02.050.

d. *Garages and Other Accessory Buildings.* Garages and other accessory buildings are not allowed in required yards, except as provided in MICC 19.02.040.

e. *Heat Pumps, Air Compressors, Air Conditioning Units, and Other Similar Mechanical Equipment.* Heat pumps, air compressors, air conditioning units, and other similar mechanical equipment may be located within any required yard provided they will not exceed the maximum permissible noise levels set forth in WAC 173-60-040, which is hereby incorporated as though fully set forth herein. Any such equipment shall not be located within three feet of any lot line.

f. *Architectural Features.* Detached, freestanding architectural features such as columns or pedestals that designate an entrance to a walkway or driveway and do not exceed 42 inches in height are allowed in required yards.

g. *Other Structures.* Except as otherwise allowed in this subsection (C)(3), structures over 30 inches in height from existing grade or finished grade, whichever is lower, may not be constructed in or otherwise intrude into a required yard.

4. *Setback Deviation.* The code official may approve a deviation to front, side, and rear setbacks pursuant to MICC 19.15.040.

**D. Gross Floor Area – Single Family Dwellings.**

1. Except as provided in subsection (D)(3) of this section, the gross floor area of a single-family dwelling shall not exceed:

- a. R-8.4: 5,000 square feet or 40 percent of the lot area, whichever is less.
- b. R-9.6: 8,000 square feet or 40 percent of the lot area, whichever is less.
- c. R-12: 10,000 square feet or 40 percent of the lot area, whichever is less.
- d. R-15: 12,000 square feet or 40 percent of the lot area, whichever is less.

This section does not apply to regulated improvements.

2. **Gross Floor Area Calculation.** The **gross floor area** is the sum of the **floor** area(s) bounded by the exterior faces of each **building** on a residential **lot**, provided:

- a. The **gross floor area** shall be 150 percent of the **floor** area of that portion of a room(s) with a ceiling height of 12 feet to 16 feet, measured from the **floor** surface to the ceiling.
- b. The **gross floor area** shall be 200 percent of the **floor** area of that portion of a room(s) with a ceiling height of more than 16 feet, measured from the **floor** surface to the ceiling.
- c. Staircases shall be counted as a single **floor** for the first two **stories** accessed by the staircase. For each additional **story** above two **stories**, the staircase shall count as a single **floor** area. For example, a staircase with a 10-foot by 10-foot dimension that accesses three **stories** shall be accounted as 200 square feet (100 square feet for the first two **stories**, and 100 square feet for the third **story**).
- d. For the purposes of calculating allowable **gross floor area**, **lots** created in a **subdivision** through MICC 19.08.030(G), **Optional Standards for Development**, may apply the square footage from the **open space tract** to the **lot area** not to exceed the minimum square footage of the zone in which the **lot** is located.

### 3. Allowances.

- a. The **gross floor area** for **lots** with an area of 7,500 square feet or less may be the lesser of 3,000 square feet or 45 percent of the **lot area**; or
- b. If an **accessory dwelling unit** is proposed, the 40 percent allowed **gross floor area** may be increased by the lesser of five percentage points or the actual **floor** area of the proposed **accessory dwelling unit**, provided:
  - i. The allowed **gross floor area** of **accessory buildings** that are not partially or entirely used for an **accessory dwelling unit** shall not be increased through the use of this provision;
  - ii. The **lot** will contain an **accessory dwelling unit** associated with the application for a new or **remodeled single-family home**; and
  - iii. The total **gross floor area** shall not exceed 4,500 square feet or 45 percent of the **lot area**, whichever is less.

### E. Building Height Limit – Single Family Dwellings.

1. **Maximum Building Height.** No **Single Family Dwelling building** shall exceed 30 feet in height above the **average building elevation** to the highest point of the roof.
2. **Maximum Building Height on Downhill Building Facade.** The maximum **building facade** height on the downhill side of a sloping **lot** shall not exceed 30 feet in height. The **building facade** height shall be measured from the **existing grade** or **finished grade**,

whichever is lower, at the furthest downhill extent of the proposed building, to the top of the exterior wall facade supporting the roof framing, rafters, trusses, etc.

3. Antennas, lightning rods, plumbing stacks, flagpoles, electrical service leads, chimneys and fireplaces, solar panels, and other similar appurtenances may extend to a maximum of five feet above the height allowed for the main structure in subsections (E)(1) and (2) of this section; provided:

- a. Solar panels shall be designed to minimize their extension above the maximum allowed height, while still providing the optimum tilt angle for solar exposure.
- b. Rooftop railings may not extend above the maximum allowed height for the main structure.

4. The formula for calculating average building elevation is as follows:

Formula: 
$$\frac{\text{Average Building Elevation}}{\text{Total Length of Wall Segments}} = \frac{\text{Weighted Sum of the Mid-point Elevations}}{\text{Total Length of Wall Segments}} \div$$

Where: Weighted Sum of the Mid-point Elevations = The sum of: ((Mid-point Elevation of Each Individual Wall Segment) x (Length of Each Individual Wall Segment))

For example for a house with 10 wall segments:

$$(Axa) + (Bxb) + (Cxc) + (Dxd) + (Exe) + (Fxf) + (Gxg) + (Hxh) + (Ixi) + (Jxj)$$

$$a + b + c + d + e + f + g + h + i + j$$

Where: A, B, C, D... = The existing or finished ground elevation, whichever is lower, at midpoint of wall segment.

And: a, b, c, d... = The length of wall segment measured on outside of wall.

F. Lot Coverage – Single-Family Dwellings.

1. Applicability. This section shall apply to the development of single-family dwellings including, but not limited to, the remodeling of existing single-family dwellings and construction of new single-family dwellings. This section does not apply to regulated improvements.

2. Landscaping Objective.

- a. To ensure that **landscape** design reinforces the natural and wooded character of Mercer Island, complements the site, the architecture of site **structures** and paved areas, while maintaining the visual appearance of the neighborhood.
- b. To ensure that **landscape** design is based on a strong, unified, coherent, and aesthetically pleasing **landscape** concept.
- c. To ensure that **landscape** plantings, earth forms, and outdoor spaces are designed to provide a transition between each other and between the built and natural environment.
- d. To ensure suitable natural vegetation and landforms, particularly mature **trees** and topography, are preserved where **feasible** and integrated into the overall **landscape** design. **Large trees** and **tree** stands should be maintained in lieu of using new plantings.
- e. To ensure planting designs include a suitable combination of **trees**, **shrubs**, **groundcovers**, vines, and herbaceous material; include a combination of deciduous and evergreen plant material; emphasize native plant material; provide drought-tolerant species; and exclude invasive species.

3. *Lot Coverage – Landscaping Required.*

a. *Minimum Area Required.* **Development proposals** for **single-family dwellings** shall comply with the following standards based on the **net lot area**:

<b>Lot Slope</b>	<b>Maximum Lot Coverage (house, driving surfaces, and accessory buildings)</b>	<b>Required <b>Landscaping</b> Area</b>
Less than 15%	40%	60%
15% to less than 30%	35%	65%
30% to 50%	30%	70%
Greater than 50% <b>slope</b>	20%	80%

b. *Hardscape.*

i. A maximum of nine percent of the **net lot area** may consist of **hardscape** improvements including, but not limited to, walkways, decks, etc., and provided:

(a) The **hardscape** for **lots** with a **net lot area** of 8,400 square feet or less may be the lesser of 755 square feet or 12 percent of the **net lot area**.

ii. **Hardscape** improvements are also permitted in the **maximum lot coverage** area established in subsection **(F)(3)(a)** of this section.

c. *Softscape and Driveways.*

i. The required **landscaping** area in subsection **(F)(3)(a)** of this section shall consist of **softscape** improvements, except where used for **hardscape** improvements pursuant to section **(F)(3)(b)** of this section.

ii. **Driveways** and other driving surfaces are prohibited within the **landscaping** area.

For example, a flat **lot** with a net area of 10,000 square feet shall provide a minimum 6,000 square feet of **landscaped** area. Up to 900 square feet of the **landscaped** area may be used for a walkway, patio, or deck or other **hardscape** area. The remainder of the area shall be used for **softscape** improvements, such as **landscaping**, **tree** retention, etc.

d. **Development proposals** for a new single-family home shall remove Japanese knotweed (*Polygonum cuspidatum*) and Regulated Class A, Regulated Class B, and Regulated Class C weeds identified on the King County **Noxious Weed** list, as amended, from required **landscaping** areas established pursuant to subsection **(F)(3)(a)** of this section. New **landscaping** associated with new single-family home shall not incorporate any weeds identified on the King County **Noxious Weed** list, as amended. Provided, that removal shall not be required if the removal will result in increased **slope** instability or risk of landslide or erosion.

e. *Allowed Adjustments.* A one-time reduction in required **landscaping** area and an increase in the **maximum lot coverage** are allowed, provided:

i. The total reduction in the required **landscaping** area shall not exceed five percentage points, and the total increase in the **maximum lot coverage** shall not exceed five percentage points; and

ii. The reduction in required **landscaping** area and increase in **maximum lot coverage** are associated with:

(a) A **development proposal** that will result in a single-story **single-family dwelling** with a wheelchair accessible entry path, and may also include a single-story **accessory building**; or

(b) A **development proposal** on a flag **lot** that, after optimizing **driveway** routing and minimizing **driveway** width, requires a **driveway** that occupies more than 25 percent of the otherwise allowed **lot coverage** area. The allowed reduction in the required **landscaping** area and increase in **maximum lot coverage** shall not exceed five percent, or the area of the **driveway** in excess of 25 percent of the **lot coverage**, whichever is less.

For example, a **development proposal** with a **driveway** that occupies 27 percent of the otherwise allowed **lot coverage** may increase the total **lot coverage** by two percent; and

iii. A recorded notice on title, covenant, easement, or other documentation in a form approved by the city shall be required. The notice on title or other documentation shall describe the basis for the reduced landscaping area and increased lot coverage.

#### G. *Parking.*

1. *Applicability.* Subsection (G)(2) of this section shall apply to all new construction and remodels where more than 40 percent of the length of the structure's external walls have been intentionally structurally altered.

#### 2. *Parking Required.*

a. Each single-family dwelling with a gross floor area of 3,000 square feet or more shall have at least three parking spaces sufficient in size to park a passenger automobile; provided, at least two of the stalls shall be covered stalls.

b. Each single-family dwelling with a gross floor area of less than 3,000 square feet shall have at least two parking spaces sufficient in size to park a passenger automobile; provided, at least one of the stalls shall be a covered stall.

3. No construction or remodel shall reduce the number of parking spaces on the lot below the number existing prior to the project unless the reduced parking still satisfies the requirements set out above.

4. Except as otherwise provided in this chapter, each lot shall provide parking deemed sufficient by the code official for the use occurring on the lot; provided, any lot that contains 10 or more parking spaces shall also meet the parking lot requirements set out in Appendix A of this development code.

#### H. *Easements.* Easements shall remain unobstructed.

1. *Vehicular Access Easements.* No structures shall be constructed on or over any vehicular access easement. A minimum five-foot yard setback from the edge of any easement that affords or could afford vehicular access to a property is required for all structures; provided, that improvements such as gates, fences, rockeries, retaining walls and landscaping may be installed within the five-foot yard setback so long as such improvements do not interfere with emergency vehicle access or sight distance for vehicles and pedestrians.

2. *Utility and Other Easements.* No structure shall be constructed on or over any easement for water, sewer, storm drainage, utilities, trail or other public purposes unless it is permitted within the language of the easement or is mutually agreed in writing between the grantee and grantor of the easement.

1. *Large Lots.* The intent of this section is to ensure that the construction of a single-family dwelling on a large lot does not preclude compliance with applicable standards related to subdivision or short subdivision of the large lot. Prior to approval of a new single-family

dwelling and associated site improvements, accessory buildings, and accessory structures on large lots, the applicant shall complete one of the following:

1. *Design for Future Subdivision.* The proposed site design that shall accommodate potential future subdivision of the lot as follows:

- a. The proposed site design shall comply with the applicable design requirements of Chapters 19.08, Subdivision, 19.09, Development, and 19.10, Trees, MICC.
- b. The proposed site design shall not result in a circumstance that would require the removal of trees identified for retention, as part of a future subdivision.
- c. The proposed site design shall not result in a circumstance that would require modifications to wetlands, watercourses, and associated buffers as part of a future subdivision.
- d. Approval of a site design that could accommodate a potential future subdivision does not guarantee approval of such future subdivision, nor does it confer or vest any rights to a future subdivision.

2. *Subdivide.* Prior to application for a new single-family dwelling, the property is subdivided or short platted to create all potential lots and building pads permitted by zoning. The proposed single-family dwelling shall be located on a lot and within a building pad resulting from a recorded final plat.

3. *Limit Subdivision.* Record a notice on title, or execute a covenant, easement, or other documentation approved by the city, prohibiting further subdivision of the large lot for a period of five years from the date of final inspection or certificate of occupancy.

J. *Building Pad.* New buildings shall be located within a building pad established pursuant to Chapter 19.09 MICC. Intrusions into yard setbacks authorized pursuant to MICC 19.02.020(C)(3) may be located outside of the boundaries of the building pad. (Ord. 19C-04 § 1 (Exh. A); Ord. 18C-05 § 1 (Att. A); Ord. 17C-15 § 1 (Att. A); Ord. 17C-02 § 1; Ord. 10C-07 § 1; Ord. 09C-17 § 1; Ord. 08C-01 § 1; Ord. 06C-05 § 1; Ord. 05C-12 § 7; Ord. 03C-01 § 3; Ord. 02C-09 § 4; Ord. 01C-06 § 1; Ord. 99C-13 § 1).

19.02.030 Accessory dwelling units.



A. *Purpose.* It is the purpose of this legislation to implement the policy provisions of the housing element of the city's comprehensive plan by eliminating barriers to accessory dwelling units in single-family residential neighborhoods and provide for affordable housing. Also, to provide homeowners with a means of obtaining rental income, companionship, security and services through tenants in either the accessory dwelling unit or principal unit of the single-family dwelling.

**B. Requirements for Accessory Dwelling Units.** One accessory dwelling unit is permitted as subordinate to an existing single-family dwelling; provided, the following requirements are met:

1. **Owner Occupancy.** Either the principal dwelling unit or the accessory dwelling unit must be occupied by an owner of the property or an immediate family member of the property owner. Owner occupancy is defined as a property owner, as reflected in title records, who makes his or her legal residence at the site, as evidenced by voter registration, vehicle registration, or similar means, and actually resides at the site more than six months out of any given year.
2. **Number of Occupants.** The total number of occupants in both the principal dwelling unit and accessory dwelling unit combined shall not exceed the maximum number established for a family as defined in MICC 19.16.010 plus any live-in household employees of such family.
3. **Subdivision.** Accessory dwelling units shall not be subdivided or otherwise segregated in ownership from the principal dwelling unit.
4. **Size and Scale.** The square footage of the accessory dwelling unit shall be a minimum of 220 square feet and a maximum of 900 square feet, excluding any garage area; provided, the square footage of the accessory dwelling unit shall not exceed 80 percent of the total square footage of the primary dwelling unit, excluding the garage area, as it exists or as it may be modified.
5. **Location.** The accessory dwelling unit may be added to or included within the principal unit, or located in a detached structure.
6. **Entrances.** The single-family dwelling containing the accessory dwelling unit shall have only one entrance on each front or street side of the residence except where more than one entrance existed on or before January 17, 1995.
7. **Additions.** Additions to an existing structure or newly constructed detached structures created for the purpose of developing an accessory dwelling unit shall be designed consistent with the existing roof pitch, siding, and windows of the principal dwelling unit.
8. **Detached Structures.** Accessory dwelling units shall be permitted in a detached structure.
9. **Parking.** All single-family dwellings with an accessory dwelling unit shall meet the parking requirements pursuant to MICC 19.02.020(G) applicable to the dwelling if it did not have such an accessory dwelling unit.

**C. Exceptions – Ceiling Height.** All existing accessory dwelling units that are located within a single-family dwelling, which was legally constructed but does not now comply with current ceiling height requirements of the construction codes set forth in MICC Title 17, shall be allowed to continue in their present form.

**D. Notice on Title.** Approval of the accessory dwelling unit shall be subject to the applicant recording a document with the King County department of records and elections which runs with the land and identifies the address of the property, states that the owner(s) resides in either the principal dwelling unit or the accessory dwelling unit, includes a statement



that the owner(s) will notify any prospective purchasers of the limitations of this section, and provides for the removal of the accessory dwelling unit if any of the requirements of this chapter are violated.

E. *Elimination/Expiration.* Elimination of an accessory dwelling unit may be accomplished by the owner recording a certificate with the King County department of records and elections and development services stating that the accessory dwelling unit no longer exists on the property. (Ord. 18C-08 § 1 (Att A.); Ord. 08C-01 § 1; Ord. 04C-12 § 10; Ord. 99C-13 § 1).

19.02.040 Garages, other accessory buildings and accessory structures.

A. Accessory buildings, including garages, are not allowed in required yards except as herein provided.

B. *Attached Accessory Building.* An attached accessory building shall comply with the requirements of this code applicable to the main building.

C. *Detached Accessory Buildings and Accessory Structures.*

1. *Gross Floor Area.*

a. The combined total gross floor area for one or more accessory building(s) shall not exceed 25 percent of the total gross floor area allowed on a lot within applicable zoning designations pursuant to MICC 19.02.020. For example, on a lot where the total allowed gross floor area is 4,000 square feet, the combined total gross floor area for all accessory buildings is 1,000 square feet.

b. The gross floor area for a detached accessory building that is entirely or partially used for an accessory dwelling unit may be increased by the additional floor area authorized pursuant to MICC 19.02.020(D)(3)(b).

2. *Height.*

a. Detached accessory buildings, except for buildings that contain an accessory dwelling unit, are limited to a single story and shall not exceed 17 feet in height above the average building elevation computed from existing grade or finished grade, whichever is lower, to the highest point of the roof. Average building elevation is calculated using the methodology established in MICC 19.02.020(E)(4).

b. Detached accessory buildings that are entirely or partially used for an accessory dwelling unit shall meet the height limits established for the primary building.

3. Detached accessory buildings are not allowed in required yard setbacks; provided, one detached accessory building with a gross floor area of 200 square feet or less and a height of 12 feet or less may be erected in the rear yard setback. If such an accessory building is to be

located less than five feet from any property line, a joint agreement with the adjoining property owner(s) must be executed and recorded with the King County department of records and thereafter filed with the city.

4. *Accessory Structures.* The maximum height of an accessory structure that is not also an accessory building shall not exceed 17 feet. The height of an accessory structure is measured from the top of the structure to the existing grade or finished grade, whichever is lower, directly below the section of the structure being measured.

D. *Garages and Carports.* Garages and carports may be built to within 10 feet of the property line in the front yard; provided:

1. There is greater than four vertical feet measured between the elevation at the bottom of the wall of the building and the ground elevation at the front yard property line where such property line is closest to the building. The elevations of both the intersection of the building and the ground, and the point of the property line closest to the wall of the building, shall be measured using the lower of the existing and finished grade; and

2. The height of such garage or carport shall not exceed 12 feet from existing or finished grade, whichever is lower, for that portion built within the front yard.

E. *Pedestrian Walkways.* Enclosed or covered pedestrian walkways may be used to connect the main building to a garage or carport. Enclosed pedestrian walkways shall not exceed six feet in width and 12 feet in height calculated from finished grade or 30 feet above average building elevation, whichever is less. (Ord. 19C-04 § 1 (Exh. A); Ord. 17C-15 § 1 (Att. A); Ord. 08C-01 § 1; Ord. 01C-06 § 1; Ord. 99C-13 § 1).

19.02.050 Fences, retaining walls and rockeries.



A. *Location in Required Yard.* Fences, retaining walls and rockeries may be located within any required yard as specified below.

B. *Location in Street.*

1. *Fences.* No fence shall be located in any improved street. Fences may be allowed in unimproved public streets subject to approval of the city engineer and the granting of an encroachment agreement as required by MICC 19.06.060.

2. *Retaining Walls and Rockeries.* Retaining walls and rockeries may be allowed in any street subject to the approval of the city engineer and the granting of an encroachment agreement covering any public street as required by MICC 19.06.060.

C. *Height Measurement.*

1. *Fences/Gates.* The height of a **fence** or gate is measured from the top of the **fence** or gate, including posts, to the **existing grade** or **finished grade**, whichever is lower, directly below the section of the **fence** or gate being measured.

2. *Retaining Walls and Rockeries.* The height of a **retaining wall** or **rockery** is measured from the top of the **retaining wall** or **rockery** to the **existing grade** or **finished grade**, whichever is lower, directly below the **retaining wall** or **rockery**.

3. *Multiple Retaining Walls.* **Retaining walls** outside of required **yard setbacks** shall be stepped to meet a 1:1 ratio of separation with 45 degrees of grade to be considered separate. For example, two six-foot-tall **retaining walls** would need to be separated by at least six feet of horizontal distance measured from the toe of the upper wall to the top of the bottom wall, to be considered separate and not combined for maximum height calculations.

#### D. *Retaining Walls and Rockeries – Requirements.*

1. *Building Permit.* A **building** permit is required for **retaining walls** or **rockeries** not exempted from permit by Section 105.2 of the Construction Administrative Code, Chapter **17.14** MICC.

2. *Engineer.* Any **rockery** requiring a **building** permit shall be designed and inspected by a licensed geotechnical engineer.

3. *Drainage Control.* Drainage control of the area behind the **rockery** shall be provided for all **rockeries**.

#### 4. *Maximum Height in Required Yard – Cut Slopes.*

a. No **retaining walls** or **rockeries**, or any combination of **retaining walls** or **rockeries**, to the extent used to protect a cut or cuts into **existing grade** within any required **yard**, shall exceed a total of 144 inches in height.

b. All **retaining walls** and/or **rockeries** within a required **yard** shall be included in calculating the maximum height of 144 inches.

c. **Retaining walls** or **rockeries** may be topped by a **fence** as provided in subsection **E** of this section.

#### 5. *Maximum Height in Required Yard – Fill Slopes.*

a. No **retaining walls** or **rockeries**, or any combination of **retaining walls** or **rockeries**, to the extent used to raise grade and protect a **fill slope**, shall result in an increase in the **finished grade** by more than 72 inches at any point.

b. All **retaining walls** and/or **rockeries** within a required **yard** shall be included in calculating the maximum height of 72 inches.

c. Retaining walls or rockeries may be topped by a fence as provided in subsection E of this section.

E. *Fences and Gates.*

1. *Fences or Gates in Required Yard.*

a. *Height Limits.*

i. *Side and Rear Yards.* Fences and gates are allowed to a maximum height of 72 inches within required side or rear yards, provided the combined height of a fence and retaining wall or rockery for a fill slope authorized pursuant to subsection (D)(5) of this section shall not exceed a total height of 72 inches.

ii. *Front Yards.* Fences, gates, or any combination of retaining walls, rockeries and fences are allowed to a maximum height of 42 inches within required front yards.

b. *Exceptions to Height Limits.*

i. Fences within front yards may be designed to incorporate an open latticework or similar architectural feature at the entrance of a walkway, provided the total height of the entryway feature shall not exceed 90 inches. The open latticework or architectural feature shall be designed such that at least 50 percent of its total surface area consists of evenly distributed open spaces.

ii. Fences or gates located within the front yard may have a maximum height of 72 inches, provided:

(a) The proposed fence or gate is located along a property line contiguous to either: Island Crest Way north of SE 53rd Place, or SE 40th Street between 92nd Avenue SE and 78th Avenue SE; and

(b) The proposed fence or gate is located a minimum of five feet from the street property line and will be screened by landscaping designed to soften the presence of the fence; and

(c) The proposed fence or gate will not create a traffic, pedestrian, or public safety hazard.

2. *Fill/Berms.* No person shall place fill upon which to build a fence unless the total height of the fill plus the fence does not exceed the maximum height allowable for the fence without the fill.

3. *Shorelines.* Fences, rockeries and retaining walls located within any shoreland shall also comply with Chapter 19.07 MICC.

F. *Electric and Barbed Wire Fences.* Electric fences, barbed wire fences, or similar fences that could pose a safety risk are not allowed.

G. *Exceptions.* These provisions do not apply to fences required by state law to enclose public utilities, or to chain link fences enclosing school grounds or public playgrounds, or to screens used for safety measures in public recreation areas such as ballfields. (Ord. 19C-04 § 1 (Exh. A); Ord. 18C-05 § 1 (Att. A); Ord. 17C-15 § 1 (Att. A); Ord. 04C-12 § 11; Ord. 02C-09 § 2).

19.02.060 Lot coverage— Regulated improvements.



A. *Applicability.* This section shall only apply to regulated improvements (for example, schools, noncommercial recreational areas, or religious buildings) in the residential zoning designations of R-8.4, R-9.6, R-12, and R-15.

B. *Gross Floor Area.* The total gross floor area of all structures on a lot shall not exceed:

1. 40% of the gross lot area, except:

a. For lots less than 3 acres that abut a commercial zone, the total gross floor area shall not exceed 75% of the gross lot area.

b. Parking structures or portions of parking structures accessory to conditional uses allowed under section 19.02.010.C and less than 4 feet above finished grade shall not be included in the gross floor area calculation.

C. *Maximum Impervious Surface Limits for Lots* Lot Coverage. The total percentage of a lot that can be covered by impervious surfaces (including buildings) lot coverage is limited by the slope of the lot for all single-family zones as follows, based on the net lot area:

Lot Slope	Lot Coverage (limit for impervious surfaces)
Less than 15%	40%*
15% to less than 30%	35%
30% to 50%	30%

Lot Slope	Lot Coverage (limit for impervious surfaces)
Greater than 50% slope	20%

\*Public and private schools, religious institutions, private clubs and public facilities (excluding public parks or designated open space) in single-family zones with slopes of less than 15 percent may be covered by the percentage of legally existing impervious surface that existed on May 1, 2006, or may multiply the limits set forth subsection C by 1.25, provided the lot abuts a commercial zone, as determined by the code official.

GD. Exemptions. The following improvements will be exempt from the calculation of the maximum impervious surface lot coverage limits set forth in subsection B-C of this section:

1. Decks/Platforms. Decks and platforms constructed with gaps measuring one-eighth inch or greater between the boards which provide free drainage between the boards as determined by the code official shall be exempt from the calculation of maximum lot coverage impervious surface limits so long as the surface below the deck or platform is not impervious.

2. Pavers. Pavers installed with a slope of five percent or less and covering no more than 10 percent of the total lot area will be calculated as only 75 percent impervious. Provided, however, that all pavers placed in driveways, private streets, access easements, parking areas and critical areas shall be considered 100 percent impervious.

3. Pedestrian-Oriented Walkways. Uncovered pedestrian walkways constructed with gravel or pavers not to exceed 60 inches in width shall be exempt from the maximum lot coverage impervious surface limits.

4. Public Improvements. Open storm water retention/detention facilities, public rights-of-way and public pedestrian trails shall be exempt from the maximum lot coverage impervious surface limits.

5. Rockeries/Retaining Walls. Rockeries and retaining walls shall be exempt from the maximum lot coverage impervious surface limits.

6. Residences for Religious Leaders Located on Properties Used by Places of Worship.

a. A structure primarily used as a residence for a religious leader provided by its congregation and located on the same lot or lots as the improvements for a church, synagogue, mosque, or other place of worship shall be exempt from the maximum lot coverage impervious surface limits, subject to the limitations under subsection (C)(6)(b) of this section.

All impervious surface areas directly and commonly associated with the residence such as, but not limited to, the footprint of the residence, an attached or detached garage, a patio and/or deck not otherwise exempted by subsections (C)(1) and (3) of this section, and a driveway not otherwise used for general access to the place of worship, shall be exempt.

b. A residence and its associated impervious improvements, as described above, may only be exempted if 4,999 square feet or less or up to 20 percent of lot area, whichever is less. For these purposes, lot area means the lot or lots on which the place of worship is located.

c. Impervious surface lot coverage exceeding 60 percent shall not be allowed whether by variance to this section or by this exemption.

7. Unenclosed recreational areas, athletic fields, and similar areas with underdrainage systems, provided the rate of stormwater discharge is limited to that under natural conditions prior to development.

8. The area of green roofs on structures on the lot, provided that the rate of stormwater discharge is limited to that under natural conditions prior to development.

9. Access drives solely for the use of emergency vehicles, provided the driveway surface is constructed of grass block, or similar porous paving material.

DE. Height. Structure height shall not exceed 36 feet, except that structure height shall not exceed 45 feet farther than 150 feet from a public right of way or within than 300 feet of a commercial zone.

F. Height measurement. The calculation of structure height in subsection 19.02.020.E. may be modified, at the discretion of the applicant, as follows to permit the structure to respond to the topography of the lot:

1. Draw the smallest rectangle that encloses the principal structure.

2. Divide one side of the rectangle, chosen by the applicant, into sections at least 15 feet in length using lines that are perpendicular to the chosen side of the rectangle.

3. The sections delineated in this subsection E.2 are considered to extend vertically from the ground to the sky.

4. The maximum height for each section of the structure is measured from the average building elevation for that section of the structure, which is calculated as the average elevation of finished lot grades at the midpoints of the two opposing exterior sides of the rectangle for each section of the structure.

G. *Variance*. Regulated improvements in the R-8.4, R-9.6, R-12, and R-15 zoning designations may request a variance to increase lot coverage impervious surface pursuant to MICC 19.15.230(F). (Ord. 17C-15 § 1 (Att. A)).

19.02.070 Swimming pools

A. A swimming pool is not allowed in any front yard.

B. A swimming pool is not allowed closer than five feet from any adjacent property measured from the edge of the water to the property line.

C. A swimming pool located in a public park or noncommercial recreation area shall conform to the setback regulations governing such areas.

D. All fences surrounding outdoor swimming pools shall conform to the requirements of MICC Title 17. (Ord. 04C-12 § 12; Ord. 99C-13 § 1. Formerly 19.02.060).

Code reviser's note: Ord. 17C-15 added a new Section 19.02.060 (Lot coverage - Regulated improvements). This section has been editorially renumbered to 19.02.070 in order to accommodate the addition of the new section.



**CITY OF MERCER ISLAND  
COMMUNITY PLANNING & DEVELOPMENT**

9611 SE 36TH STREET | MERCER ISLAND, WA 98040  
PHONE: 206.275.7605 | [www.mercergov.org](http://www.mercergov.org)



CITY USE ONLY	
Date Received	
File No	
Received By	

**ENVIRONMENTAL CHECKLIST**

**PURPOSE OF CHECKLIST**

The State Environmental Policy Act (SEPA), chapter 43.21C RCW, requires all governmental agencies to consider the environmental impacts of a proposal before making decisions. An environmental impact statement (EIS) must be prepared for all proposals with probable significant adverse impacts on the quality of the environment. The purpose of this checklist is to provide information to help you and the agency identify impacts from your proposal (and to reduce or avoid impacts from the proposal, if it can be done) and to help the agency decide whether an EIS is required.

**PRE-APPLICATION MEETING**

A pre-application meeting is used to determine whether a land use project is ready for review, to review the land use application process, and to provide an opportunity for initial feedback on a proposed application. Some land use applications require a pre-application – in particular: short and long subdivisions, lot line revisions, shoreline permits, variances, and critical area determinations. The City strongly recommends that all land use applications use the pre-application process to allow for feedback by City staff.

**Please note:** pre-application meetings are held on Tuesdays, by appointment. To schedule a meeting, submit the meeting request form and the pre-application meeting fee (see fee schedule). Meetings must be scheduled at least one week in advance. Applicants are required to upload a project narrative, a list of questions/discussion points, and preliminary plans to the Mercer Island File Transfer Site one week ahead of the scheduled meeting date.

**SUBMITTAL REQUIREMENTS**

In addition to the items listed below, the code official may require the submission of any documentation reasonably necessary for review and approval of the land use application. An applicant for a land use approval and/or development proposal shall demonstrate that the proposed development complies with the applicable regulations and decision criteria.

- A. **Completed pre-application.**
- B. **Development Application Sheet.** Application form must be fully filled out and signed.
- C. **Development Plan Set.** Please refer to the Land Use Application- Plan Set Guide in preparing plans.
- D. **Title Report.** Less than 30 days old.
- E. **SEPA checklist.**

**INSTRUCTIONS FOR APPLICANTS**

This environmental checklist asks you to describe some basic information about your proposal. Governmental agencies use this checklist to determine whether the environmental impacts of your proposal are significant, requiring preparation of an EIS. Answer the questions briefly, with the most precise information known, or give the best description you can.

You must answer each question accurately and carefully, to the best of your knowledge. In most cases, you should be able to answer the questions from your own observations or project plans without the need to hire experts. If you really do not know the answer, or if a question does not apply to your proposal, write "do not know" or "does not apply." Complete answers to the questions now may avoid unnecessary delays later. Some questions ask about governmental regulations, such as zoning, shoreline, and landmark designations. Answer these questions if you can. If you have problems, the governmental agencies can assist you. The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will help describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

**USE OF CHECKLIST FOR NONPROJECT PROPOSALS**

For nonproject proposals complete this checklist and the supplemental sheet for nonproject actions (Part D). The lead agency may exclude any question for the environmental elements (Part B) which they determine do not contribute meaningfully to the analysis of the proposal. For nonproject actions, the references in the checklist to the words "project," "applicant," and "property or site" should be read as "proposal," "proposer," and "affected geographic area," respectively.

**A. BACKGROUND**

- 1. Name of proposed project, if applicable:  
Zoning Code Text Amendment
- 2. Name of applicant:  
G. Richard Hill
- 3. Address and phone number of applicant and contact person:  
701 5th Ave., Suite 6600, Seattle, WA 98104. (206) 812-3388
- 4. Date checklist prepared:  
February 10, 2020
- 5. Agency requesting checklist:  
Department of Community and Planning Development
- 6. Proposed timing or schedule (including phasing, if applicable):  
N/A - Nonproject Action

- 7. Do you have any plans for future additions, expansions, or further activity related to or connected with this proposal? If yes, explain:

N/A

- 8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal:

N/A

- 9. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain:

N/A

- 10. List any government approvals or permits that will be needed for your proposal, if known:

Zoning Code Text Amendment

- 11. Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page. (Lead agencies may modify this form to include additional specific information on project description.)

See Application for Code Amendment, which this SEPA Checklist accompanies.

- 12. Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist.

N/A - Nonproject legislative action

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**B. ENVIRONMENTAL ELEMENTS**

**1. Earth**

a. General description of the site (check one):

Flat  Rolling  Hilly  Steep slopes  Mountainous  Other

b. What is the steepest slope on the site (approximate percent slope)?

N/A

c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any agricultural land of long-term commercial significance and whether the proposal results in removing any of these soils.

N/A

d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.

N/A

e. Describe the purpose, type, total area, and approximate quantities and total affected area of any filling, excavation, and grading proposed. Indicate source of fill.

N/A

f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe.

N/A

g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?

N/A

h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any:

N/A

**2. Air**

a. What types of emissions to the air would result from the proposal (i.e., dust, automobile, odors, and industrial wood smoke) during construction, operation, and maintenance when the project is completed? If any, generally describe and give approximate quantities if known.

N/A

b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.

N/A

c. Proposed measures to reduce or control emissions or other impacts to air, if any:

N/A

**3. Water**

a. Surface:

i. Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.

N/A

ii. Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans.

N/A

iii. Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.

N/A

iv. Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known.

N/A

v. Does the proposal lie within a 100-year floodplain? If so, note location on the site plan.

N/A

vi. Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.

N/A

b. Ground

i. Will groundwater be withdrawn from a well for drinking water or other purposes? If so, give a general description of the well, proposed uses and approximate quantities withdrawn from the well? Will water be discharged to groundwater? Give general description, purpose, and approximate quantities if known.

N/A

ii. Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, [containing the following chemicals...]; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve.

N/A

c. Water runoff (including stormwater):

i. Describe the source of runoff (including stormwater) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe.

N/A

ii. Could waste materials enter ground or surface waters? If so, generally describe.

N/A

d. Proposed measures to reduce or control surface, ground, runoff water, and drainage pattern impacts, if any:

N/A

4. Plants

a. Check types of vegetation found on the site N/A

- Deciduous tree: Alder, Maple, Aspen, other
- Evergreen tree: Fir, Cedar, Pine, other
- Shrubs
- Grass

- Pasture
- Crop or grain
- Wet soil plants: Cattail, buttercup, bulrush, skunk cabbage, other
- Water plants: Water lily, eelgrass, milfoil, other
- Other types of vegetation

b. What kind and amount of vegetation will be removed or altered?  
N/A

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c. List threatened or endangered species known to be on or near the site.  
N/A

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d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any:  
N/A

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e. List all noxious weeds and invasive species known to be on or near the site.  
N/A

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**5. Animals**

a. State any birds and animals which have been observed on or near the site or are known to be on or near the site. Examples include:

Birds: hawk, heron, eagle, songbirds, other:  
 Mammals: deer, bear, elk, beaver, other:  
 Fish: bass, salmon, trout, herring, shellfish, other:  
 N/A

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b. List any threatened or endangered species known to be on or near the site.  
N/A

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c. Is the site part of a migration route? If so, explain.  
N/A

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d. Proposed measure to preserve or enhance wildlife, if any:  
N/A

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e. List any invasive animal species known to be on or near the site.

N/A

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**6. Energy and natural resources**

a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.

N/A

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b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe.

N/A

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c. What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any:

N/A

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**7. Environmental health**

a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste that could occur as a result of this proposal? If so, describe.

N/A

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i. Describe any known or possible contamination at the site from present or past uses.

N/A

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ii. Describe existing hazardous chemicals/conditions that might affect project development and design. This includes underground hazardous liquid and gas transmission pipelines located within the project area and in the vicinity.

N/A

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iii. Describe any toxic or hazardous chemicals that might be stored, used, or produced during the project's development or construction, or at any time during the operating life of the project.

N/A

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iv. Describe special emergency services that might be required.

N/A

v. Proposed measures to reduce or control environmental health hazards, if any:

N/A

**b. Noise**

i. What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?

N/A

ii. What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site.

N/A

iii. Proposed measures to reduce or control noise impacts, if any:

N/A

**8. Land and shoreline use**

a. What is the current use of the site and adjacent properties? Will the proposal affect current land uses on nearby or adjacent properties? If so, describe.

See Application for Code Amendment

b. Has the project site been used as working farmlands or working forest lands? If so, describe. How much agricultural or forest land of long-term commercial significance will be converted to other uses as a result of the proposal, if any? If resource lands have not been designated, how many acres in farmland or forest land tax status will be converted to nonfarm or nonforest use?

N/A

c. Describe any structures on the site.

N/A

d. Will any structures be demolished? If so, what?

N/A

e. What is the current zoning classification of the site?

N/A

f. What is the current comprehensive plan designation of the site?

N/A

g. If applicable, what is the current shoreline master program designation of the site?

N/A

h. Has any part of the site been classified as an "environmentally sensitive" area? If so, specify.

N/A

i. Approximately how many people would reside or work in the completed project?

N/A

j. Approximately how many people would the completed project displace?

N/A

k. Proposed measures to avoid or reduce displacement impacts, if any:

N/A

l. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any:

N/A

**9. Housing**

a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.

N/A

b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing.

N/A

c. Proposed measures to reduce or control housing impacts, if any:

N/A

**10. Aesthetics**

a. What is the tallest height of any proposed structure(s), not including antennas? What is the principal exterior material(s) proposed?

N/A

b. What views in the immediate vicinity would be altered or obstructed?

N/A

c. Proposed measures to reduce or control aesthetics impacts, if any:

N/A

**11. Light and glare**

a. What type of light or glare will the proposal produce? What time of day would it mainly occur?

N/A

b. Could light or glare from the finished project be a safety hazard or interfere with views?

N/A

c. What existing off-site sources of light or glare may affect your proposal?

N/A

d. Proposed measures to reduce or control light and glare impacts, if any:

N/A

**12. Recreation**

a. What designated and informal recreational opportunities are in the immediate vicinity?

N/A

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b. Would the proposed project displace any existing recreational uses? If so, describe.

N/A

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c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any:

N/A

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**13. Historic and cultural preservation**

a. Are there any buildings, structures, or sites, located on or near the site that are over 45 years old listed in or eligible for listing in national, state, or local preservation registers? If so, specifically describe.

N/A

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b. Are there any landmarks, features, or other evidence of Indian or historic use or occupation? This may include human burials or old cemeteries. Are there any material evidence, artifacts, or areas of cultural importance on or near the site? Please list any professional studies conducted at the site to identify such resources.

N/A

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c. Describe the methods used to assess the potential impacts to cultural and historic resources on or near the project site. Examples include consultation with tribes and the department of archeology and historic preservation, archaeological surveys, historic maps, GIS data, etc.

N/A

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d. Proposed measures to avoid, minimize, or compensate for loss, changes to, and disturbance to resources. Please include plans for the above and any permits that may be required.

N/A

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**14. Transportation**

a. Identify public streets and highways serving the site or affected geographic area and describe proposed access to the existing street system. Show on site plans, if any.

N/A

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b. Is the site or affected geographic area currently served by public transit? If so, generally describe. If not, what is the approximate distance to the nearest transit stop?

N/A

c. How many additional parking spaces would the completed project or nonproject proposal have? How many would the project or proposal eliminate?

N/A

d. Will the proposal require any new or improvements to existing roads, streets, pedestrian, bicycle or state transportation facilities, not including driveways? If so, generally describe (indicate whether public or private).

N/A

e. Will the project or proposal use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe.

N/A

f. How many vehicular trips per day would be generated by the completed project or proposal? If known, indicate when peak volumes would occur and what percentage of the volume would be trucks (such as commercial and non-passenger vehicles). What data or transportation models were used to make these estimates?

N/A

g. Will the proposal interfere with, affect or be affected by the movement of agricultural and forest products on roads or streets in the area? If so, generally describe.

N/A

h. Proposed measures to reduce or control transportation impacts, if any:

N/A

**15. Public services**

a. Would the project result in an increased need for public services (for example; fire protection, police protection, health care, schools, other)? If so, generally describe.

N/A

b. Proposed measures to reduce or control direct impacts on public services, if any.

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**16. Utilities**

a. Check utilities currently available at the site:

- |                                      |   |  |   |
|--------------------------------------|---|--|---|
| Electricity <input type="checkbox"/> | Natural Gas <input type="checkbox"/>    | Water <input type="checkbox"/>         | Refuse Service <input type="checkbox"/> |
| Telephone <input type="checkbox"/>   | Sanitary sewer <input type="checkbox"/> | Septic system <input type="checkbox"/> | Other <input type="checkbox"/>          |

b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed.

N/A

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**C. SIGNATURE**

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the answers to the attached SEPA Checklist are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.

Signature: 

Date Submitted: 2/11/20

**SEPA RULES**

**SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS**

(do not use this sheet for project actions)

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; productions, storage, or release of toxic or hazardous substances; or production of noise?

N/A

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Proposed measures to avoid or reduce increases are:

N/A

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2. How would the proposal be likely to affect plants, animals, fish, or marine life?

N/A

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Proposed measures to protect or conserve plants, animals, fish, or marine life are:

N/A

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3. How would the proposal be likely to deplete energy or natural resources?

N/A

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Proposed measures to protect or conserve energy and natural resources are:

N/A

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4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection; such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?

N/A

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Proposed measures to protect such resources or to avoid or reduce impacts are:

N/A

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5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

N/A

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Proposed measures to avoid or reduce shoreline and land use impacts are:

N/A

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6. How would the proposal be likely to increase demands on transportation or public services and utilities?

N/A

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Proposed measures to reduce or respond to such demand(s) are:

N/A

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7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.

The proposal will not conflict with any applicable law.

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[Statutory Authority: RCW 43.21C.110. WSR 16-13-012 (Order 15-09), § 197-11-960, filed 6/2/16, effective 7/3/16. Statutory Authority: RCW 43.21C.110 and 43.21C.100 [43.21C.170]. WSR 14-09-026 (Order 13-01), § 197-11-960, filed 4/9/14, effective 5/10/14. Statutory Authority: RCW 43.21C.110. WSR 13-02-065 (Order 12-01), § 197-11-960, filed 12/28/12, effective 1/28/13; WSR 84-05-020 (Order DE 83-39), § 197-11-960, filed 2/10/84, effective 4/4/84.]



**From:** [Rich Hill](#)  
**To:** [Jessi Bon](#)  
**Subject:** Zoning Code Text Amendment Application  
**Date:** Wednesday, September 9, 2020 2:16:37 PM

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Ms. Bon –

As you know, I am the applicant for a zoning code text amendment application for a non-project, legislative proposal that addresses the unintended consequences of the recent Residential Code Update. I submitted the request on February 11, 2020.

I understand that the upcoming City Council meeting is scheduled to include on its agenda a discussion of the request. However, given the many pressing issues before the City at this time, I would ask the City Council to postpone consideration of the request at this time, and to place it once again on the City work plan such that it can be addressed by March 15, 2021.

With that said, I also ask the City to maintain the request as an active application in the meantime. The request remains very important, to allow appropriate development of improvements in the City including community centers, recreational facilities, schools, and educational uses that serve Mercer Island residents.

Please let me know if you have any questions.

G. Richard Hill

G. Richard Hill  
Attorney at Law  
**McCULLOUGH HILL LEARY, PS**  
701 Fifth Avenue, Suite 6600  
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# G. Richard Hill Code Amendment – Initial Review and Direction

AB 5750 | September 15, 2020



# Proposed Code Amendment

- February 11, 2020 G. Richard Hill submitted an application to amend the development regulations
- Submitted on behalf of the French American School and the Stroum Jewish Community Center
- Would allow exceptions to lot coverage, height and gross floor area requirements for “regulated improvements”
- Includes schools, noncommercial recreational areas, and religious buildings



# Options

- A. Decline further review of the Application – the fee will be refunded, and the matter will be concluded
- B. Proceed with review of the Application – remand to the Planning Commission for review this fall
- C. Postpone initial action on the Application – set a date in 2021 for review and possible initial action by the City Council

The applicant sent an email supporting postponing review of the application (Option C) . Staff support this recommendation.





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

**AB 5749  
September 15, 2020  
Regular Business**

**AGENDA BILL INFORMATION**

<b>TITLE:</b>	AB 5749: Temporary Increase in Utility Tax Rates (Ordinance No. 20C-20 Second Reading and Adoption) and Interfund Loans Authorization (Resolution No. 1586) for Potential Litigation Costs to Enforce the Terms of the City's 2017 Settlement Agreement with Sound Transit.	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input checked="" type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Resolution
<b>RECOMMENDED ACTION:</b>	Adopt Ordinance No. 20C-20 temporarily increasing utility tax rates, pass Resolution No. 1586 authorizing interfund loans and appropriate proceeds for potential litigation costs.	
<b>DEPARTMENT:</b>	City Council	
<b>STAFF:</b>	Jessi Bon, City Manager Bio Park, City Attorney Lajuan Tuttle, Deputy Finance Director	
<b>COUNCIL LIAISON:</b>	n/a	
<b>EXHIBITS:</b>	1. Ordinance No. 20C-20 temporarily increasing utility tax rate 2. Resolution No. 1586 authorizing an interfund loan	
<b>CITY COUNCIL PRIORITY:</b>	n/a	

<b>AMOUNT OF EXPENDITURE</b>	\$ 1,500,000.00
<b>AMOUNT BUDGETED</b>	\$ 0
<b>APPROPRIATION REQUIRED</b>	\$ 1,500,000.00

**SUMMARY**

On September 1, 2020, the City Council set Ordinance No. 20C-20 for second reading and adoption on September 15, 2020. Ordinance No. 20C-20 temporarily increases the utility tax rate on water, sewer, and stormwater utilities within Mercer Island from 5.3 percent to 8.0 percent for a 36-month period from November 1, 2020 through October 31, 2023. The new tax revenue will be used to pay back the interfund loans authorized by Resolution No. 1586.

Resolution No. 1586 authorizes the City's water and sewer utility funds to lend \$750 thousand each, for a combined total of \$1.5 million, to the General Fund to finance the cost of potential litigation to enforce the terms of the City's [2017 Settlement Agreement](#) with Sound Transit. The dispute with Sound Transit is described in [AB 5747](#).

Since Ordinance No. 20C-20 was introduced on September 1, 2020 and set for second reading, Sound Transit has submitted their [90% construction plans for the Bus/Rail Interchange](#). Their 90% plans continue to include

design features that are inconsistent with the Settlement Agreement. Sound Transit has failed to provide responses to the City's previous questions regarding these issues in the plan submittal process.

As noted in AB 5747, the City has few tools at its disposal to finance the costs of litigation, however, one option is to implement a temporary utility tax rate increase. A temporary utility tax increase was used by the City to fund the 2017 litigation with Sound Transit that led to the Settlement Agreement limiting Sound Transit's use of North Mercer Way for the bus/rail interchange.

### **TEMPORARY UTILITY TAX INCREASE**

Ordinance No. 20C-20 temporarily increases the utility tax rate on water, sewer, and stormwater utilities within Mercer Island from 5.3% to 8.0% for a 36-month period from November 1, 2020 through October 31, 2023. The temporary rate increase is estimated to generate \$1.5 million in new tax revenue, which will be used to pay back the interfund loans from the City's utility funds to cover the immediate expenses related to potential litigation to enforce the terms of the Settlement Agreement.

### **INTERFUND LOAN**

Resolution No. 1586 authorizes interfund loans from the City's water and sewer utility funds to the General Fund. The authorized total amount is \$1.5 million, which will be paid back within 36 months at a fixed interest rate of 0.5%. The interest rate is set to reimburse the Utility Funds for opportunity cost, which is the interest the funds would earn in the local government investment pool, which is currently paying interest at a rate of 0.26%. There will be no penalty for early repayment of the loan.

If the City is able to resolve its dispute with Sound Transit without expending the full amount borrowed, the interfund loan may be paid back early. Accordingly, the City Council may adopt a new ordinance reducing the period of the temporary utility tax rate increase implemented by Ordinance No. 20C-20.

## **RECOMMENDATION**

1. Adopt Ordinance No. 20C-20 temporarily increasing utility tax rates to raise additional revenue for potential litigation to enforce the terms of the City's 2017 Settlement Agreement with Sound Transit.
2. Pass Resolution No. 1586 authorizing interfund loans in the amount of \$750 thousand each, for a combined total of \$1.5 million, from the City's water and utility funds to the General Fund.
3. Appropriate \$1.5 million in loan proceeds authorized in Resolution No. 1586 for litigation costs.

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

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON, TEMPORARILY INCREASING THE UTILITY TAX RATE IMPOSED ON AND COLLECTED FROM WATER, SEWER, AND STORMWATER UTILITIES CONDUCTING BUSINESS WITHIN THE CITY OF MERCER ISLAND PURSUANT TO THE PROVISIONS OF CHAPTER 4.12 MICC; AUTHORIZING EXCLUSIVE REFERENDUM PROCEDURE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE**

**WHEREAS**, the City of Mercer Island is classified as a non-charter code city under Title 35A of the Revised Code of Washington (“RCW”); and

**WHEREAS**, RCW 35A.82.020 authorizes the City of Mercer Island to impose excises for regulation or revenue as to all places and kinds of businesses; and

**WHEREAS**, additional revenue is needed for potential litigation to enforce the terms of the City’s 2017 Settlement Agreement with Sound Transit, and related costs; and

**WHEREAS**, the Mercer Island City Council directed staff at its September 15, 2020 regular meeting to temporarily increase the utility tax rate on the City’s water, sewer, and stormwater utilities to generate additional tax revenue; and

**WHEREAS**, increasing the utility tax rate on water, sewer, and stormwater utilities within the City from 5.3 percent to 8.0 percent for a 36-month period from November 1, 2020 through October 31, 2023 is estimated to generate \$1,500,000 in new tax revenue;

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

**Section 1. Amendment to Section 4.12.030.** Subject to the effective date described below in section 5, subsections G, H and I of MICC 4.12.030 are amended as follows:

G. A tax equal to 8.0 percent effective ~~July 1, 2017, through December 31, 2018~~ November 1, 2020 through October 31, 2023, and a tax equal to 5.3 percent effective on and after ~~January 1, 2019~~ November 1, 2023, of the total gross income derived from the sale, delivery, distribution, furnishing or maintenance of water services for residential, commercial, or public consumption and for the privilege of carrying on said business, such tax to be based on the total gross income from such business in the city; provided, however, that there shall not be any tax levied for water service connection or installation charge;

H. A tax equal to 8.0 percent effective ~~July 1, 2017, through December 31, 2018~~ November 1, 2020 through October 31, 2023, and a tax equal to 5.3 percent

effective on and after ~~January 1, 2019~~ November 1, 2023, of the total gross income derived from the furnishing, operation, or maintenance of sewer services for residential, commercial, or public consumption and for the privilege of carrying on said business, such tax to be based on the total gross income from such business in the city; provided, however, that there shall not be any tax levied for sewer service connection or installation charges;

I. A tax equal to 8.0 percent effective ~~July 1, 2017, through December 31, 2018~~ November 1, 2020 through October 31, 2023, and a tax equal to 5.3 percent effective on and after ~~January 1, 2019~~ November 1, 2023, of the total gross income derived from the furnishing, operation, or maintenance of storm-water services for residential, commercial, or public use and for the privilege of carrying on said business, such tax to be based on the total gross income from such business in the city; provided, however, that there shall not be any tax levied for storm-water service fee-in-lieu or installation charges.

**Section 2. Referendum Authorized.** A referendum petition to repeal this ordinance may be filed with the City Clerk within seven days of passage of this ordinance. Within ten days of such filing, the City Clerk shall confer with the petitioner concerning form and style of the petition, issue an identification number for the petition, and cause to be written a ballot title for the measure. The petitioner shall have thirty (30) days in which to secure on petition forms the signatures of not less than fifteen (15) percent of the registered voters of the City as of the last municipal general election, upon petition forms that contain the ballot title and the full text of the measure to be referred, and to file the signed petitions with the City Clerk. The City Clerk shall verify the sufficiency of the signatures on the petition and, if sufficient valid signatures are properly submitted, shall certify the referendum measure to the next election ballot within the city or at a special election ballot as provided pursuant to RCW 35.17.260(2).

**Section 3. Exclusive Referendum Procedure.** The referendum procedure set forth in section 2, above, shall be the exclusive referendum procedure for the utility tax rate increase imposed herein, and shall supersede the procedures provided under chapters 35.17 and 35A.11 RCW and all other statutory or charter provisions for initiative or referendum which might otherwise apply.

**Section 4. 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 5. Effective Date of Section 1.** Section 1 of this ordinance shall take effect and be in full force on and after November 1, 2020 and shall supersede any prior tax rate imposed on the City’s water, sewer, and stormwater utilities pursuant to MICC 4.12.060. Nothing contained herein shall affect the amount or collection of established rates, fees, and charges effective prior to November 1, 2020.

**Section 6. Publication and Effective Date of Ordinance.** A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. The effective date of section 1, as set forth above in section 5, notwithstanding, this ordinance shall take effect and be in full force five days after adoption and publication.

ADOPTED by the City Council of the City of Mercer Island, Washington, at its regular meeting on the 15th day of September 2020 and signed in authentication of its passage.

CITY OF MERCER ISLAND

\_\_\_\_\_  
Benson Wong, Mayor

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Bio Park, City Attorney

\_\_\_\_\_  
Deborah A. Estrada, City Clerk

Date of Publication:

CITY OF MERCER ISLAND, WASHINGTON  
RESOLUTION NO. 1586

**A RESOLUTION OF THE CITY OF MERCER ISLAND, WASHINGTON, AUTHORIZING INTERFUND LOANS IN THE AMOUNT OF \$750 THOUSAND FROM THE WATER AND SEWER FUNDS FOR A COMBINED TOTAL OF \$1.5 MILLION TO THE GENERAL FUND**

**WHEREAS**, the City of Mercer Island (“City”) is classified as a non-charter code city under Title 35A of the Revised Code of Washington (“RCW”); and

**WHEREAS**, the City’s General Fund needs additional cash flow to finance costs related to potential litigation to enforce the terms of the City’s 2017 Settlement Agreement with Sound Transit; and

**WHEREAS**, the City’s water and sewer utility funds have surplus cash flows from which the General Fund can borrow; and

**WHEREAS**, the Mercer Island City Council passed Ordinance No. 20C-20 temporarily increasing the utility tax rate on the City’s water, sewer, and stormwater utilities; and

**WHEREAS**, the temporary increase in utility tax rate is estimated to generate more than \$1.5 million in additional revenue that can be used to pay back the utility funds; and

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

**Loans Between Funds Authorized**

A loan in the amount not to exceed \$750,000 is authorized from the Water Utility Fund to the General Fund, and a loan in the amount not to exceed \$750,000 is authorized from the Sewer Utility Fund to the General Fund. The loans shall be repaid from additional revenue generated by the temporary increase in utility tax rate approved by Ordinance No. 20C-20, or other available funds, within 36 months that the borrowed sums are received in the General Fund. Interest on the loans shall be at the rate of 0.5 percent per annum. There shall be no fees or prepayment penalties on the loans between funds.

PASSED BY THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, AT ITS REGULAR MEETING ON SEPTEMBER 15, 2020.

CITY OF MERCER ISLAND

\_\_\_\_\_  
Benson Wong, Mayor

ATTEST:

\_\_\_\_\_  
Deborah A. Estrada, City Clerk

# **Temporary Increase in Utility Tax Rate** (Ordinance No. 20C-20 Second Reading & Adoption) **and Interfund Loans Authorization** (Resolution No. 1586)

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AB 5749 | September 15, 2020



# Ordinance No. 20C-20

- Temporary utility tax increase to finance cost of litigation to enforce the terms of the Sound Transit Settlement Agreement
- Water, Sewer and Stormwater tax rates: 5.3% to 8.0%
- 36 months: November 1, 2020 through October 31, 2023
- New tax revenue will pay back interfund loans authorized by Resolution No. 1586



# Resolution No. 1586

- Authorizes interfund loans from City's water and sewer utility funds to lend \$750 thousand each to General Fund
- Total amount of \$1.5 million, to be paid back within 36 months at a fixed interest rate of 0.5%.
- Interest rate reimburses the Utility Funds for opportunity cost (interest the funds would earn in local government investment pool)
- No penalty for early repayment of the loan.



# Appropriation

- Council must also appropriate \$1.5 million in loan proceeds, authorized in Resolution No. 1586, for litigation costs.



# Recommendation

1. Adopt Ordinance No. 20C-20 temporarily increasing utility tax rates to raise additional revenue for potential litigation to enforce the terms of the City's 2017 Settlement Agreement with Sound Transit.
2. Pass Resolution No. 1586 authorizing interfund loans in the amount of \$750 thousand each, for a combined total of \$1.5 million, from the City's water and utility funds to the General Fund.
3. Appropriate \$1.5 million in loan proceeds authorized in Resolution No. 1586 for litigation costs.





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

**AB 5754  
September 15, 2020  
Regular Business**

**AGENDA BILL INFORMATION**

<b>TITLE:</b>  <b>RECOMMENDED ACTION:</b>	AB 5754: City Council direction on proposed PIC recommendations to the SCA Board of Directors	<input checked="" type="checkbox"/> Discussion Only <input type="checkbox"/> Action Needed: <input type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
	Discuss PIC potential action and provide direction to Mayor Wong and Councilmember Rosenbaum.	

<b>DEPARTMENT:</b>	City Council	
<b>STAFF:</b>	Deborah Estrada, City Clerk, on behalf of Mayor Wong	
<b>COUNCIL LIAISON:</b>	Benson Wong	Dave Rosenbaum
<b>EXHIBITS:</b>	1. SCA 20-21 Legislative Agenda 2. Affordable Housing Committee (Discussion Paper) 3. Vision 2050 (Discussion Paper)	
<b>CITY COUNCIL PRIORITY:</b>	n/a	

<b>AMOUNT OF EXPENDITURE</b>	\$ n/a
<b>AMOUNT BUDGETED</b>	\$ n/a
<b>APPROPRIATION REQUIRED</b>	\$ n/a

**SUMMARY**

The Public Issues Committee (“PIC”) is a standing committee that reviews and evaluates policy positions and recommends to Sound Cities Association (“SCA”) Board of Directors what, if any, action should be taken on such policy decisions. Mayor Benson Wong serves as the City of Mercer Island representative and Councilmember Dave Rosenbaum serves as the alternate representative.

The PIC met on Wednesday, September 9, 2020 and addressed the following items that may require future action by PIC representatives on behalf of member cities:

1. The SCA 2021 Legislative Agenda is attached as Exhibit 1. This information may help the City Council formulate the Mercer Island 2021 Legislative Agenda. The committee discussion emphasized the importance of keeping the agenda “tight” and “focused” due to the budgetary constraints facing the State of Washington.
2. In the discussion paper about the Affordable Housing Committee (see Exhibit 2), PIC members were asked to solicit comments and feedback regarding HB 1590 (which is discussed on pages 30 and 31). Most cities at the PIC meeting have not discussed HB 1590 and, those that have, did not indicate a



desire to proceed with a city-imposed sales tax increase due to the economic recession. There are two questions at the bottom of page 31 that will be discussed at the City Council meeting.

3. In the discussion paper about Vision 2050 (see Exhibit 3), SCA is looking for direction from SCA-member cities about Snohomish County's proposed amendment. The discussion about the amendment is found on pages 34 through 41. Whether to approve or reject this amendment as part of Vision 2050 will be presented to the PSRC Executive Board on September 24, 2020. PIC has asked that PIC representatives ascertain the position of their respective city councils relative to this amendment and to convey those positions to PIC as soon as possible.

## **RECOMMENDATION**

Discuss PIC potential action and provide direction to Mayor Wong and Councilmember Rosenbaum.



September 9, 2020  
SCA PIC Meeting

## Item 7:

SCA 2021 Legislative Agenda

### **POTENTIAL FUTURE ACTION**

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#### **SCA Staff Contact**

Brian Parry, SCA Policy Director, [brian@soundcities.org](mailto:brian@soundcities.org), 206-499-4159; or Jackie Wheeler, SCA Policy Analyst, [jackie@soundcities.org](mailto:jackie@soundcities.org), 206-495-3020

#### **SCA Legislative Committee Members**

Mayor Dana Ralph, Kent (Chair); Mayor Angela Birney, Redmond; Mayor Leanne Guier, Pacific; Mayor Amy Ockerlander, Duvall; Mayor Mary Lou Pauley, Issaquah; Deputy Mayor Wendy Weiker

#### **Discussion**

At the September PIC meeting, members will review SCA priorities from the 2020 legislative session, initial priorities being developed by the Association of Washington Cities, and initial legislative priorities for 2021 being discussed by the SCA Legislative Committee in order to provide input on priorities for consideration by the SCA Legislative Committee. PIC members are encouraged to provide information on any work that has already begun in your city to identify priorities for 2021 and to provide input for the SCA Legislative Committee to consider as it develops recommendations.

#### **Background**

The SCA 2020 Legislative Agenda ([Attachment A](#)) focused on legislative requests in five priority issue areas: (1) Address the Affordable Housing and Homelessness Crisis; (2) Invest in Transportation Infrastructure and Mobility; (3) Fully Fund the Public Works Trust Fund and Provide Options for Local Infrastructure Needs; (4) Preserve Local Decision-Making Authority; and, (5) Provide Tools for Cities to Address Other Critical Local Priorities.

As noted in the final SCA Legislative Report following the end of the 2020 session ([Attachment B](#)), the legislature did not significantly increase revenue tools to address local transportation needs. Legislation was approved reflecting SCA priorities for affordable housing, state-shared revenues, and other priorities. However, in anticipation of state revenue impacts from the COVID-19 pandemic, the Governor ultimately vetoed a bill related to sales and use tax for affordable housing and another on streamlined sales tax mitigation payments.

In June 2020, following the recommendation of PIC, the SCA Board also adopted legislative priorities related to the COVID-19 public health emergency in preparation of a possible special session ([Attachment C](#)). As of this time, a special session of the state legislature has not been convened, and one is not anticipated until after the November elections, if at all.

In prior years, PIC has sought to develop a legislative agenda that is largely consistent with that of the Association of Washington Cities, but with a focus on issues that are unique or particularly important to SCA cities. On September 3, AWC's Legislative Priorities Committee voted to recommend five policy issues as priorities for AWC Board consideration:

- State Shared Revenue: Maintain existing shared revenues and oppose further cuts.
- Transportation: Support a new transportation revenue package
- Statewide Policing Reform: Support a statewide policing reform that may include a standard use of force, a database to track officers who have been fired from employment for misconduct, requiring psychological evaluation regularly and after fatal use of force, and establishing duty to intervene and report misconduct/illegal activity of another officer, etc.
- Fiscal Flexibility: Provide greater fiscal flexibility on existing revenue sources to help cities manage the impacts of the economic crisis
- Housing Instability Assistance: Work in coalition to address housing instability created by the economic impacts of the COVID-19 pandemic, including rent assistance and foreclosure-prevention assistance

Other issue areas considered by AWC's Legislative Priorities Committee as possible areas of support include:

- Revise property tax cap to tie it to inflation and population growth factors
- Engage in Growth Management Act reform conversation
- Support efforts to fully fund the Public Works Trust Fund
- Support efforts to increase access to childcare and additional investment of CARES money to support childcare facilities at risk of closure
- Support permanent policy to allow greater flexibility for local governments to hold virtual meetings without a physical location during an emergency

The SCA Legislative Committee met on August 12 to begin developing the SCA 2021 Legislative Agenda to recommend to PIC. At their first meeting, the Committee began discussing potential "buckets" of issue areas to focus the 2021 SCA legislative priorities, with a goal of approaching each through a lens of racial equity and social justice:

- Invest in Economic Recovery
- Address the Fiscal Needs of Cities to Provide Local Services
- Address Housing Instability
- Invest in Transportation and Other Infrastructure
- Limit State Interference in Local Democracy
- Enact Law Enforcement Reform

These priorities are consistent with the priorities adopted by the SCA Board at their 2020 retreat.

### **Next Steps**

The SCA Legislative Committee will continue to meet over the upcoming months to refine the list of priority issue areas and make recommendations for the SCA 2021 Legislative Agenda. At

future meetings, PIC will review the recommendations of the Legislative Committee and recommend the proposed Legislative Agenda to the SCA Board, by whom it may be formally adopted. Questions or feedback can be provided to SCA Policy Director Brian Parry at [brian@soundcities.org](mailto:brian@soundcities.org) or 206-499-4159; or, Jackie Wheeler, SCA Policy Analyst, [jackie@soundcities.org](mailto:jackie@soundcities.org), 206-495-3020.



## **SCA 2020 Legislative Agenda**

### **Address the Affordable Housing and Homelessness Crisis**

The state and cities must partner to preserve and increase the supply of affordable housing as, well as address behavioral health needs and other root causes of homelessness. Sound Cities Association urges the Legislature to:

- *Allow cities to create and preserve affordable housing through optional local tools, including extending the timeline to approve a “qualifying local tax” provided under HB 1406 adopted in the 2019 legislative session*
- *Continue to expand investment in the Housing Trust Fund*
- *Address other underlying causes of homelessness by providing support to cities to implement innovative local solutions and increasing investments in our state’s behavioral health system*

### **Invest in Transportation Infrastructure and Mobility**

The economic vitality of our state demands that we invest in our existing transportation infrastructure and prioritize new investments that improve the movement of people and goods. Cities have increased investments in local transportation systems, but still face an annual funding gap for maintenance and operation of those systems of \$1 billion statewide. Sound Cities Association urges the Legislature to:

- *Partner with cities to develop a comprehensive transportation bill that provides new resources and options for local government to address transportation and mobility needs*

### **Fully Fund the Public Works Trust Fund and Provide Options for Local Infrastructure Needs**

Today’s cities are building the infrastructure necessary to accommodate a growing population and economy. Investments in infrastructure keep communities vibrant, protect the environment, and attract economic development. Cities need tools to lower the cost of providing local infrastructure and to avoid further exacerbating the housing affordability crisis. Sound Cities Association urges the Legislature to:

- *Fully fund the Public Works Trust Fund*
- *Support economic development tools that help maintain and expand local infrastructure, such as Tax Increment Financing and similar tools*

### **Preserve Local Decision-Making Authority**

Cities possess strong local knowledge and authority to keep communities safe, healthy, and improve quality of life. It is critical cities maintain the authority to provide the necessary services and retain local control over land use planning that will help communities thrive.

### **Provide the Tools for Cities to Address Local Priorities**

City revenue streams are limited and are not structured to sustainably keep-up with rising costs. Cities need flexible local funding tools, fewer unfunded mandates, and continued support from the state for shared responsibilities. Sound Cities Association urges the Legislature to:

- *Replace the arbitrary 1% cap on annual property tax increases with a limit tied to inflation plus population growth*
- *Meet the state’s commitment to revenues intended to be shared with cities to serve our shared constituents*
- *Continue streamlined sales tax mitigation to affected cities*



## Final 2020 State Legislative Update

### March 13, 2020

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The following update on bills considered during the 2020 Washington State legislative session is ordered in relation to priorities identified in the SCA 2020 Legislative Agenda. In addition, we have added an update on what the legislature approved in response to the COVID-19 outbreak. This is intended to provide a status update of those bills and does not reflect support or opposition to a particular bill.

The Association of Washington Cities will be hosting a free legislative wrap-up webinar on Thursday, March 19, from 10:00 to 11:00 AM. [Register here.](#)

For more information contact SCA Policy Director Brian Parry at [brian@souncities.org](mailto:brian@souncities.org) or 206-499-4159.

### COVID-19 Funding

On the final day of the session, the Legislature approved bipartisan legislation ([HB 2965](#)) to expend \$200 million from the state's rainy day fund to address the COVID-19 outbreak. Of this, \$175 million is dedicated to public health and \$25 million to a new COVID-19 unemployment fund. The bill also allows the State Board of Education to establish an emergency waiver program to give flexibility from graduation requirements due to the virus outbreak.

### Address the Affordable Housing and Homelessness Crisis

In addition to the bills listed below, the supplemental budget approved by the Legislature added \$160 million to fund additional shelter beds and expand access to affordable housing.

[HB 2797](#) extending the deadline for jurisdictions to participate and expands allowable uses of funds authorized in 2019 by [HB 1406](#), under which cities and counties receive a portion of state sales taxes collected in the jurisdiction for affordable housing.

**Status:** Passed the legislature. **Governor vetoed on April 3.**

[HB 1590](#) providing councilmanic authority for cities and counties to impose a sales tax for affordable housing and related services.

**Status:** Passed the legislature.

[HB 2497](#) adding the development of permanently affordable housing to the allowable uses for community revitalization financing, local infrastructure financing tool, and local revitalization financing.

**Status:** Passed the legislature.

[HB 2907](#) / [HB 2948](#) allowing King County to impose a payroll tax for every employee making \$150,000 or more to fund affordable housing and homelessness services.

**Status:** Did not pass.

[HB 2620 / SB 6411](#) authorizing local governments to extend qualified Multi-Family Tax Exemptions an additional 12 years.

**Status:** Did not pass.

### **Invest in Transportation Infrastructure and Mobility**

[HB 2362 / SB 6652](#) creating new local transportation options, including a city utility tax, countywide motor vehicle excise tax, and increased sales tax authority for transportation benefit districts.

**Status:** Did not pass.

### **Preserve Local Decision-Making Authority**

[HB 2343](#) expanding the list of actions that cities planning fully under the Growth Management Act are encouraged to take in order to increase urban density and housing supply.

**Status:** Passed the legislature.

[SB 6617](#) requiring cities and counties planning under GMA to adopt regulations that do not require off-street parking for Accessory Dwelling Units within a quarter mile of a major transit stop unless the jurisdiction determines there is a lack of access to street parking or other impediments.

**Status:** Passed the legislature.

[HB 2230](#) making permanent a property tax exemption for tribal properties being used for economic development purposes, which was established in 2014 and set to expire in 2022. The bill also expands the tribal properties eligible for the exemption by removing a provision that allowed it only to be applied to properties acquired prior to March 1, 2014. Allows cities to participate along with counties in payment-in-lieu-of-tax negotiations with tribes.

**Status:** Passed the legislature.

[HB 2780/SB 6536](#) requiring allowance of the development of duplexes, triplexes, quadplexes, townhouses, and courtyard apartments in areas zoned for detached single-family residences.

**Status:** Did not pass.

[HB 2570](#) requiring cities to adopt development regulations allowing at least one Accessory Dwelling Unit on all single-family lots.

**Status:** Did not pass.

### **Provide the Tools for Cities to Address Local Priorities and Infrastructure Needs**

[HB 1948](#) providing mitigation payments for the support of manufacturing and job centers in manufacturing and warehousing communities negatively impacted by the Streamlined Sales and Use Tax Agreement.

**Status:** Passed the legislature. **Governor vetoed on April 3.**

[HB 2804](#) expanding Local Revitalization Financing projects by providing new funding, increasing the state's annual contribution supporting projects, and revise the application process.

**Status:** Did not pass.

[HB 2145](#) eliminating the 1% limit on increases to local property taxes.

**Status:** Did not pass.

[HB 2778](#) authorizing Tax Increment Financing (TIF), and its companion legislation, and HR 4212 to amend the Washington State Constitution to allow the implementation of TIF in Washington State have not been voted out of committee.

**Status:** Did not pass.

### **Other**

[HB 1390](#) providing a one-time increase to the Public Employees' Retirement System and Teachers' Retirement System Plan monthly benefits of three percent, not to exceed \$62.50.

**Status:** Passed the legislature.

[HB 2342](#) aligning deadlines for updates to comprehensive plans and shoreline master plans and extends the deadline for the next update to local comprehensive plans in King County to June 30, 2024 (previous deadline was June 30, 2023).

**Status:** Passed the legislature.





## SCA 2020 Legislative Priorities Related to COVID-19 Response and Relief

As the Legislature considers necessary actions to address the impacts of COVID-19 on our state, SCA asks that priority be given to support for cities and towns in the following areas:

### Financial support

- Maintain critical state shared revenues that provide funding for essential public services.
- Provide fiscal relief to cities hard hit with costs for emergency response and loss of tax revenue.

### Fiscal flexibility

- Provide flexibility within existing restricted revenues to allow cities to use funds where they are most needed right now.

### Regulatory relief

- Continue the emergency action taken by the Governor to provide flexibility on deadlines for permitting and land use timelines. Cities hard hit by this emergency may still be experiencing staffing shortages and back-logs that will impact their ability to comply with typical statutory deadlines.

### City-owned utility support

- Allow city-owned utilities that have waived late fees and shut-offs and extension of their ability to collect outstanding debt so that they can work with rate payers to extend payment plans without impacting the financial viability of the utility or raising rates on other customers.
- Provide funding to help offset losses related to forgiving late fees and delinquent accounts for those customers hard-hit by the emergency.

### Economic stimulus

- Investing in public infrastructure projects is one of the best ways to support economic stimulus as infrastructure investments have a positive economic multiplier with the creation of family-wage jobs and support increased economic activity.

### *Cities also support efforts to help the most vulnerable residents and our small businesses*

- Cities support programs to provide emergency rental assistance and emergency housing.
- Cities support programs to provide emergency assistance to small businesses.



September 9, 2020  
SCA PIC Meeting

## Item 8:

Affordable Housing Committee

### **DISCUSSION**

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#### **SCA Staff Contact**

Alexis Mercedes Rinck, Policy Analyst, [alexis@soundcities.org](mailto:alexis@soundcities.org), (206) 495-5238

#### **SCA Members of the King County Affordable Housing Committee**

Councilmember Claude DaCorsi, Auburn; Mayor Lynne Robinson, Bellevue; Councilmember Nancy Tosta, Burien; Councilmember Ryan McIrvine, Renton; Councilmember Marli Larimer, Kent (alternate); Council President Tanika Padhye, Redmond (alternate); Councilmember Zach Hall, Issaquah (alternate); Mayor Rob McFarland, North Bend (alternate)

#### **Discussion**

The Affordable Housing Committee (AHC) is a committee of the King County Growth Management Policy Committee that is tasked with overseeing implementation of the [Five-Year Action Plan](#) adopted in December 2018 by the Regional Affordable Housing Task Force.

As part of its 2019-2020 work plan, the AHC committed to making recommendations to update the Housing Chapter of the Countywide Planning Policies (CPP's) and also evaluating potential revenue sources to support affordable housing development and preservation. As part of the discussion of revenue options, cities may wish to provide feedback on the new authority granted by [HB 1590](#), approved by the Legislature in 2020, to adopt a one-tenth of one percent sales tax for affordable housing by councilmanic authority either countywide or at the city level should the county not exercise its option to implement the tax by September 30, 2020.

At PIC, members are encouraged to provide feedback on these issue areas to help inform SCA representatives on the AHC.

#### **Background**

The Affordable Housing Committee (AHC) of the King County Growth Management Planning Council serves as a regional advisory body to recommend action and assess progress on affordable housing efforts across King County. Specifically, the AHC is tasked with monitoring implementation of the Regional Affordable Housing Task Force [Five-Year Action Plan](#), which was adopted in December of 2018.

The AHC is currently engaged in work on two priorities identified in the Five-Year Action Plan: to recommend amendments to the Growth Management Planning Council for updates to the Housing Chapter of the Countywide Planning Policies (CPP's) and to identify and prioritize new resources to build, preserve, or subsidize affordable units.

### 2020-2021 CPP Update

The King County Countywide Planning Policies (CPP's) are a series of policies that address growth management issues in King County. The CPP's are developed and approved by the King County Growth Management Planning Council, and must also be approved by the King County Council and ratified by cities and towns representing at least 70% of the county population and 30% of those jurisdictions.

The role of the CPP's is to implement the Growth Management Act by creating a shared policy framework that guides the development of local comprehensive plans. The CPP's provide consistent expectations and direction for issues that extend beyond the boundaries of a single jurisdiction and ensure that the comprehensive plans of King County and each city work together toward a common purpose.

As part of the current CPP update, the AHC will be providing recommendations to the Growth Management Planning Council on updates to the Housing Chapter of the CPP's, which includes policies intended to help all jurisdictions plan for and promote a range of affordable, accessible, and healthy housing choices for current and future residents. The policies focus on households earning 80% or less of Area Median Income and provide special emphasis on low and very-low income households earning 50% or less of Area Median Income.

The current Housing Chapter of the CPP's were first established in 1992 and were substantially revised as part of the most recent update in 2012.

The original CPP's adopted in 1992 estimated the countywide need for affordable housing as a percentage of new growth and used these percentages to set affordable housing *targets* for each jurisdiction. By 2010, it was clear that this method for setting affordability goals did not result in an equal distribution of affordable housing across all geographic areas of the county. The southern portion of the county already contained a large proportion of units affordable to low- or moderate- income households (at or below 80% of Area Median Income), and the CPP's were creating imbalances in their existing housing stock. These cities felt unduly penalized by targets which only took into account new construction, rather than overall housing stock. At the same time, even with robust efforts to plan for and fund affordable housing units, exponentially rising land and construction costs made it near impossible for some eastside cities to achieve the targets established for them in the earlier CPP's.

To address these issues, in 2012 the CPP's were updated to define need as a percentage of total housing stock rather than as a percentage of anticipated new growth. Under the current policy framework, countywide need is identified by percent of Area Median Income as:

- 12% of total housing supply should be for 30% and below AMI (very-low)
- 12% of total housing supply should be for 30%-50% of AMI (low)
- 16% of total housing supply should be for 50-80% of AMI (moderate)

The new policies required each jurisdiction to develop housing policies or strategies suitable for their communities to meet their share of the countywide need. Rather than a quantified unit goal as in the 1992 policies, implementation strategies may vary and should be informed by a jurisdiction's own analysis of need. Furthermore, the 2012 policies outlined a four-step iterative process that each city and the County would follow:

1. Conduct an inventory and analysis of existing and projected housing needs and conditions;
2. Implement a range of strategies and policies within a local jurisdiction to address unmet housing needs;
3. Measure results; and
4. Respond to measurement with reassessment and adjustment of strategies.

The intent of the current policies is to recognize that conditions affecting housing supply are different throughout the county and will require different solutions. For instance, in some communities, efforts focused on preservation of existing affordable housing stock may be the most effective. In others, the more effective approach may be to capitalize on new development and tools to incentivize or require the inclusion of affordable units.

Most cities adopted updates to their comprehensive plans in 2015, which included new policies consistent with the Housing Chapter of the CPP's. However, while many local plans and policies have been adopted, a regional monitoring structure was not established, making it challenging to assess the effectiveness of individual housing strategies. Without a data reporting structure, the region lacks accurate information on whether the county is meeting its overall goal to ensure that the housing needs of all economic and demographic groups are met within all jurisdictions. In addition, many jurisdictions lack the resources to track these housing metrics and jurisdictional-level monitoring has generally not occurred.

The AHC has identified several priority areas of focus for the update to the CPP's, including reconsidering how overall need is defined; opportunities to increase jurisdictional accountability toward meeting housing need; and, address equity and social justice in regional planning. Potential areas of improvement identified by the AHC include policies to:

To help guide the SCA caucus of the AHC as they engage in the current update to the CPP's, it is important to have SCA city feedback on the current policy framework and how it can be improved. Some questions for SCA cities to consider include:

1. How can the region improve accountability to ensure we are making progress toward meeting the need for affordable housing? Is the current framework sufficient if implemented fully, or are changes needed?
2. Are any changes needed to the current framework for assessing countywide affordable housing need?

3. Should responsibility to meet the regional affordable housing need be distributed evenly across the county or should need be weighted by certain criteria, such as proximity to high-capacity transit, proximity to jobs, or projected future growth?
  4. Should jurisdictions be required to adopt policies requiring a defined share of new growth to meet affordability goals?
  5. What are the biggest obstacles to the creation of affordable housing in your city?
  6. What is missing from the current policy framework?
  7. How can regional plans and policies better promote equity in land use planning?
- Opportunities for policy updates identified by the AHC include policies aimed toward: mitigating physical, economic, and cultural displacement of communities of color and low-income communities that may result from redevelopment and market pressure; improve housing quality; increasing housing stability; inclusively engaging local communities in policy decisions; increasing homeownership opportunities for low-income communities; and supporting efforts to develop a regional equity strategy.

### **Funding to Support Affordable Housing Development and Preservation**

In addition to reviewing affordable housing policies, the AHC is also engaged in an effort to analyze and identify unused and new revenue sources to support affordable housing development and preservation. Between 2012 and 2017, an average of \$306.5 million per year was invested in affordable housing in King County with nearly 75% of this funding coming in the form of federal tax credits. These investments led to the preservation or construction of between 1,000 and 2,500 per year, but the need has continued to grow.

As provided for in the Five-Year Action Plan, the AHC is tasked with working with cities and the county to identify affordable housing revenue sources that could be implemented at the city or countywide level, and to collectively advocate for increased state and federal resources.

The AHC has been asked to provide input on a series of questions related to potential revenue sources, including:

1. Should the AHC recommend new funding sources?
2. If so, are there any particular revenue tools that you want the AHC to consider/prioritize and why?
3. What criteria should the AHC use to evaluate new sources?
4. What are the most important considerations in your community when it comes to revenue for affordable housing?

The SCA caucus to the AHC met recently and the consensus from that discussion is that given the fiscal realities of the COVID-19 pandemic and its effect on cities' budgets, members do not feel this is an appropriate time to be advocating for new taxing options at the local level. However, there remains an opportunity to provide input on priorities related to affordable housing funding in the short and long term.

A current example of where cities may wish to provide feedback is the new authority granted by [HB 1590](#), approved by the Legislature in 2020, to adopt a one-tenth of one percent sales tax for affordable housing by councilmanic authority either countywide or at the city level should the county not exercise its option to implement the tax by September 30, 2020.

### **HB 1590 – Councilmanic Authority for Affordable Housing**

[HB 1590](#) was approved by the Washington State Legislature in 2020 and councilmanic authority to implement a sales tax-based affordable housing levy. The legislation provides that King County may councilmanically impose a sales tax of up to one-tenth of one percent countywide, with the authority to implement the tax extended to cities if the county does not take action by September 30, 2020.

A minimum of 60% of the money collected from the tax must be used for construction of affordable housing, construction of mental and behavioral health facilities, funding the operations and maintenance costs of new units of affordable housing and facilities where housing-related programs are provided, or newly constructed evaluation and treatment centers. The affordable facilities and programs funded through the levy must serve individuals whose income is below 60% AMI of the county imposing the tax. The remainder of the funds collected must be used for the operation, delivery or evaluation of mental and behavioral health treatment programs and services.

If King County does not impose the full tax rate by September 30, 2020 then any city legislative authority within King County may either:

- a. Submit an authorizing proposition to city voters at a special or general election and if the proposition is approved by the majority of voters, impose the whole or remainder of the sales and use tax rate.
- b. Impose councilmanically, without a proposition approved by a majority of voters, the whole or remainder of the sales and use tax rate.

If King County does impose the full tax rate but it is after a city has imposed the tax (which they would be able to after Sept 30), then the county must provide a credit against its tax for the full amount of tax imposed by a city.

PIC members are encouraged to provide feedback on any ongoing discussions regarding the taxing authority granted under HB 1590 within your city as well as on the potential for a countywide levy.

SCA staff are looking for feedback on the following:

1. Is your city considering imposing some or all of the levy amount authorized under HB 1590 should King County not impose the full tax rate by September 30?
2. What feedback should be provided to the County by AHC members concerning the potential for the County to move forward with a countywide levy?

**Next Steps**

Feedback from PIC will be brought to the SCA caucus for consideration ahead of the September AHC meeting. The recommended changes to the Housing Chapter of the CPP's and the revenue guiding principles are expected to be approved at the November AHC meeting. For more information, contact SCA Policy Analyst Alexis Mercedes Rinck at [alexis@soundcities.org](mailto:alexis@soundcities.org) or (206) 495-5238; or, SCA Policy Director Brian Parry at [biran@soundcities.org](mailto:biran@soundcities.org) or (206) 499-4159.



September 9, 2020  
SCA PIC Meeting

## Item 9:

VISION 2050

### **DISCUSSION**

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#### **SCA Staff Contact**

Brian Parry, Policy Director, [brian@soundcities.org](mailto:brian@soundcities.org), (206) 499-4159

#### **SCA Members of the PSRC Executive Board**

Mayor Amy Ockerlander, Duvall; Councilmember Chris Roberts, Shoreline; Mayor Allan Ekberg, Tukwila; Mayor David Baker, Kenmore (alternate); Councilmember James McNeal, Bothell (alternate); Councilmember Nancy Tosta, Burien (alternate); Mayor Jeff Wagner, Covington (2<sup>nd</sup> alternate)

#### **SCA Cities with Seats on the PSRC Executive Board**

Mayor Nancy Backus, Auburn; Mayor Lynne Robinson, Bellevue; Mayor Jim Ferrell, Federal Way; Mayor Dana Ralph, Kent; Mayor Penny Sweet, Kirkland, Mayor Angela Birney, Redmond; Mayor Armondo Pavone, Renton

#### **Update**

The proposed update to the regional plan for growth, VISION 2050, is being considered for action at the September 24, 2020 meeting of the PSRC Executive Board. If approved by the Executive Board, the draft plan will then go before the PSRC General Assembly made up of all PSRC member jurisdictions for final approval potentially in October.

The draft VISION 2050 plan sets the framework for how the four-county PSRC region will manage growth of an additional 1.8 million people and 1.2 million jobs in the next 30 years. The plan sets important expectations that will guide the development of countywide growth targets, city comprehensive plans, and sets the stage for regional collaboration on a host of important issues such as affordable housing and local infrastructure funding.

A limited set of amendments were reviewed by Executive Board at their July meeting that are expected to be voted upon this month along with the full plan. Notably, the Executive Board will be asked to decide an issue that received significant debate earlier in the process related to the distribution of population in Snohomish County in the plan.

Cities are encouraged to provide any additional feedback on the draft VISION 2050 plan to SCA staff to be shared with SCA members on the PSRC Executive Board as they work toward a final recommendation.



## Background

On December 5, 2019, the PSRC Growth Management Policy Board (GMPB) recommended adoption of the [draft VISION 2050 plan](#) to the PSRC Executive Board. Their recommendation culminated two years of review, public comment, and discussion among PSRC's member jurisdictions in King, Pierce, Snohomish, and Kitsap counties to update regional planning policies and extend the region's long-range plan for growth from 2040 out to 2050.

The update builds-off of the existing framework for growth in the region, VISION 2040, by continuing to emphasize growth within the urban growth area and centers while adding new emphasis to health and equity; climate change; and implementation of recent plans and initiatives such as the Regional Economic Strategy, Regional Open Space Conservation Plan, Regional Centers Framework, and Growing Transit Communities.

Briefings on the update to VISION were held at PIC throughout the development of the draft plan. SCA representatives on the GMPB were actively engaged in the development of the draft plan, and joined other members of the GMPB in unanimously supporting its approval.

The GMPB's draft plan reflects many of the comments previously provided by SCA members to:

- Set ambitious goals for accommodating region's growth in proximity to high-capacity transit;
- Include emphasis on reducing climate change impacts, addressing the region's need for affordable housing, and promoting community health;
- Provide a framework for cities to address the region's challenges with growth through their local plans and avoid some of the "top-down mandates" related to zoning that have been considered by the legislature;
- Promote consistency across the region to focus growth in centers and high-capacity transit areas while recognizing that, for the setting of growth targets, different approaches may be appropriate based on local circumstances, and that the Growth Management Act requires counties and cities to provide capacity to accommodate 20-year projected growth targets at a minimum.

Once adopted, work to implement the plan – including updating of the Countywide Planning Policies and growth targets that guide development of local comprehensive plans – will take place over the next year through the work of the King County Growth Management Planning Council. Most cities in King County are required to update their comprehensive plans by June 30, 2024, which will be required to incorporate the Multicounty Planning Policies included in VISION 2050.

## Ongoing Issue – Snohomish County Rural Growth Amendment Proposal

Snohomish County has proposed an amendment to the Executive Board to reconsider an issue related to distribution of growth in that county that was considered previously by the GMPB. The proposed amendment would change the portion of VISION that provides a numeric guidance on where growth will occur, called the Regional Growth Strategy. The Regional Growth Strategy guides growth by assigning shares of expected population and job growth into

“Regional Geographies,” which are defined by the idea that different types of cities and unincorporated areas will play distinct roles in the region’s future growth based on regional centers, access to high-capacity transit, and future planning. There are six Regional Geographies in the draft VISION 2050 plan among which population and job growth are distributed: Metropolitan Cities, Core Cities, High Capacity Transit Communities, Cities and Towns, Urban Unincorporated, and Rural. A map of the distribution of Regional Geographies can be found in [Attachment A](#).

Prior to the GMPB taking action to recommend the proposed update to VISION, a closely split vote was held on projected population growth in Snohomish County’s Rural Regional Geography (growth occurring outside of the urban growth boundary). The recommendation in the draft plan calls for rural development in Snohomish County to be limited to 3% of projected population and employment growth through 2050 (13,000 people). Snohomish County has requested this be amended to a 6% rural growth share (25,000 people), noting that 6% would represent a lower share of rural growth than current trends and the limited ability for jurisdictions to prevent development on vested lots (Figure 1). In total, the amendment would shift planning expectations for 12,000 people in Snohomish County by increasing anticipated rural growth while lowering the growth that must be planned for in "Core Cities" (Bothell, Lynnwood) and "Cities and Towns" (Brier, Darrington, Gold Bar, Granite Falls, Index, Lake Stevens, Snohomish, Stanwood, Sultan, Woodway).

Figure 1 – Snohomish County Proposed Population Growth Amendment:

	Metropolitan Cities	Core Cities	High Capacity Transit Communities	Cities & Towns	Urban Unincorp.	Rural	Total
	20%	<del>12%</del> 11%	50%	<del>11%</del> 9%	4%	<del>3%</del> 6%	100%
Snohomish County	87,000	<del>51,000</del> 47,000	210,000	<del>45,000</del> 37,000	18,000	<del>13,000</del> 25,000	424,000

Amendment would revise Snohomish County growth allocations to reflect the July 19, 2019, VISION 2050 Draft Plan

At prior meetings of the Executive Board, some members raised concerns about indirect impacts to a potentially more dispersed growth pattern and whether it would lead to negative environmental and transportation impacts in the region (such as increased passthrough traffic). At the July Executive Board meeting, members were provided with two letters in support of maintaining the 3% rural growth share adopted by the GMPB. The first is from Forterra ([Attachment B](#)), and the second is signed by Futurewise, Pilchuck Audubon, Livable Snohomish County, Washington Environmental Council, Transportation Choices, and the League of Women Voters of Snohomish County ([Attachment C](#)).

Snohomish County and others supporting their proposed growth pattern have questioned the role of PSRC in requiring changes to what was negotiated and approved by Snohomish County and its cities’ countywide planning body, Snohomish County Tomorrow. Snohomish County has

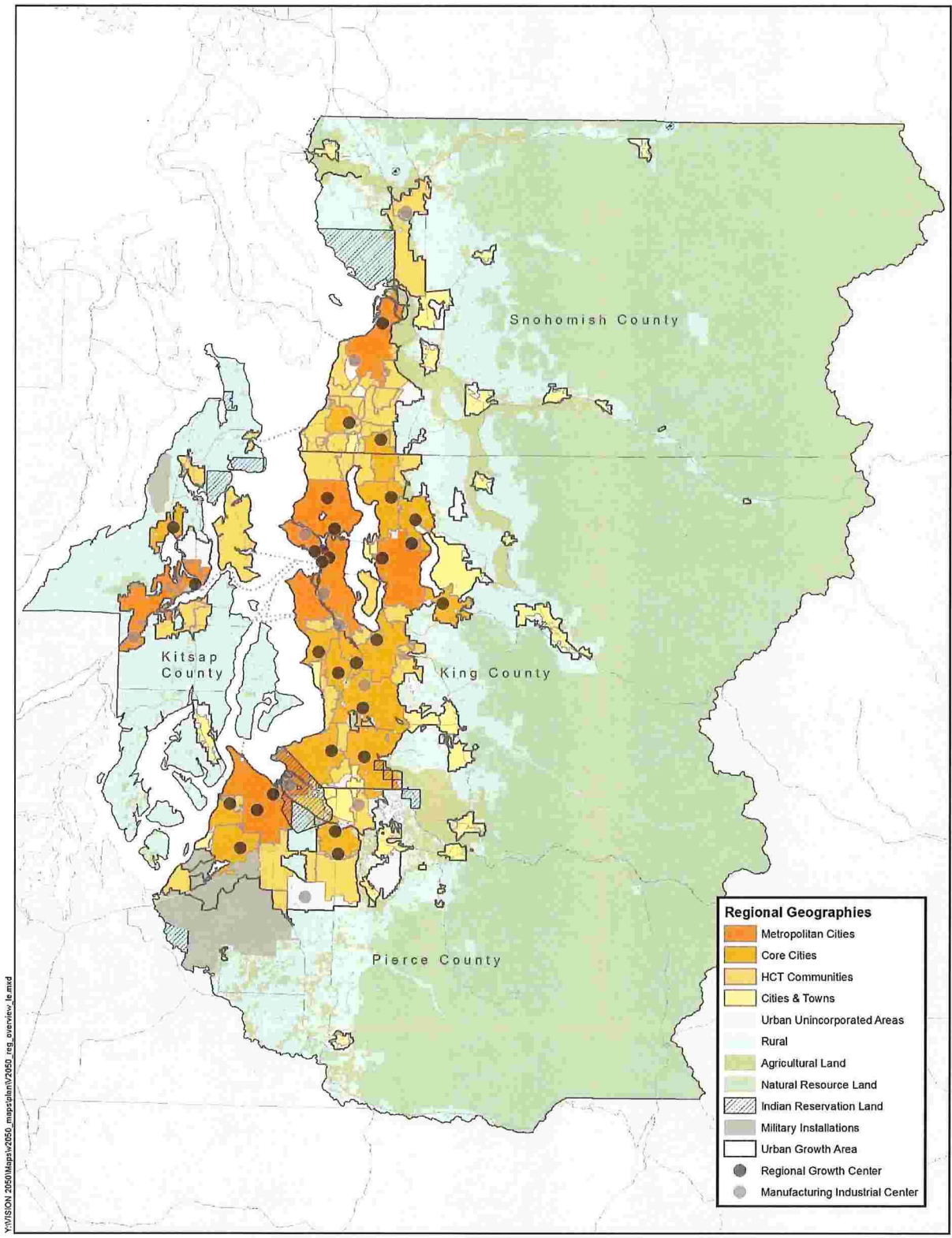
also noted that they have programs in place to transfer development rights from the rural area to urban parts of the county.

The SCA caucus to the Executive Board did not reach a consensus position prior to the July Executive Board meeting. PSRC staff are continuing to work with Snohomish County and other stakeholders on the Executive Board to resolve the issue, but it is very likely to remain in play at the September 24 Executive Board meeting. SCA members are encouraged to provide feedback on the proposed amendment – and any other issues related to the VISION 2050 update – to inform the work of SCA Executive Board members.

**Next Steps**

For more information, contact SCA Policy Director Brian Parry at [brian@soundcities.org](mailto:brian@soundcities.org) or 206-499-4159.

Figure 5 – Regional Geographies



# FORTERRA

July 23, 2020

Puget Sound Regional Council  
Executive Board  
1011 Western Avenue, Suite 500  
Seattle, WA 98104

Re: Amendment Ex-1 proposal to VISION2050

Dear Executive Dammeier and Members of the Executive Board:

I write to express Forterra's support for the regional rural growth proposal submitted by the Growth Management Policy Board. The GMPB arrived at its proposal after many months of discussion, community input, and negotiation. Amendment Ex-1 circumvents these efforts, justifying rural growth in Snohomish County that does not align with key growth management and Puget Sound recovery goals.

Planned rural growth should not be a material element of VISION2050. While rural development capacity exists and Forterra respects and supports existing property rights, we believe the rural growth strategy should aim to minimize versus endorse future rural development. The reasons for this are myriad, but notably:

- Continued rural development worsens the *Conversion of Ecologically Important Lands*. This Puget Sound Partnership indicator tracks the state of ecologically important rural lands under high pressure from development. These represent 13% of the Puget Sound land area—most of which “lies around the urban fringe, outside of urban growth areas in the Puget Sound lowlands”. While improving in recent years, conversion rates are not yet meeting 2020 targets basinwide.
- Planning for rural growth promotes the conversion of land identified as at-risk and in need of conservation by PSRC. According to data presented in its *Regional Open Space Conservation Plan (2018)*:
  - Since 1950, the region has lost 60% of its farmland. Of that remaining, 36% is unprotected by resource designation or conservation measures. Of the remaining working forest lands, 19% are unprotected by resource designation or conservation measures.
  - The region's open spaces provide ecosystem services estimated at \$11.4 to \$25.2 billion each year.
- Habitat loss and degradation from rural development negatively impacts salmon and orca recovery efforts. The draft EIS recognized that important habitat has declined since the adoption of VISION2040, in part a result of rural development.
- Rural development increases the distance between housing and jobs, exacerbates traffic, increases the carbon footprint of regional growth, and is not a cost-effective development pattern for providing supportive infrastructure or services to a growing population.

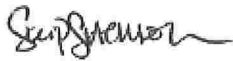
We understand that growth targets will not change individual decisions about where to live or existing rural capacity. However, despite significant population growth in the last 40 years, Snohomish County has successfully reduced its percentage of rural growth decade over decade. This accomplishment suggests that further improvements are possible. By expanding its commitment to making its cities

and urban areas welcoming, affordable, and attractive places to live, Snohomish County can further reduce pressure to convert rural lands to residential uses and build upon its noteworthy progress in encouraging growth within its existing urban landscape.

For these reasons and more, we urge the Executive Board to reject Amendment Ex-1.

Thank you for your consideration of these comments. We recognize and appreciate the dedication of PSRC's leadership and staff to planning for a sustainable and equitable future, and these comments are respectfully submitted in this knowledge.

Sincerely,



Skip Swenson  
Vice President, Policy and Programming



Livable  
Snohomish  
County



WASHINGTON  
ENVIRONMENTAL  
COUNCIL

# Transportation Choices

**LWW** LEAGUE OF WOMEN VOTERS®  
OF SNOHOMISH COUNTY

July 20, 2020

The Honorable Bruce Dammeier, President  
Puget Sound Regional Council Executive Board  
1011 Western Avenue, Suite 500  
Seattle, Washington 98104

Dear President Dammeier and Members of the Executive Board:

**Subject:** We oppose Amendment Ex-1 to Vision 2050 to reduce the Core Cities and Cities and Towns Population Allocations and increase the Rural Snohomish County population allocation from three to six percent.

Sent via email to [srogers@psrc.org](mailto:srogers@psrc.org)

The members of the Puget Sound Regional Council and the organizations signing this letter share the common goal of recovering the Chinook salmon and the Southern resident orcas. We also share the common goal of addressing the current climate crisis. Vision 2050 has the potential to be an important tool in achieving these common goals.

The Southern Resident Orca Task Force's *Final Report and Recommendations* calls for Washington to "increase affordable housing and reduce urban sprawl by growing 'up instead of out.'" The Task Force also recommends promoting "'live where you work' to reduce commutes while improving public transportation infrastructure."<sup>1</sup> Unfortunately, Amendment Ex-1 does the opposite. Ex-1 promotes growing out by shifting growth from cities and towns into the rural area and increasing commute lengths by requiring the larger rural population to drive into cities and

<sup>1</sup> Southern Resident Orca Task Force's *Final Report and Recommendations* p. 107 (Nov. 2019) last accessed on July 16, 2020 at: <https://www.governor.wa.gov/issues/issues/energy-environment/southern-resident-orca-recovery/task-force>.

The Honorable Bruce Dammeier, President Puget Sound Regional Council Executive Board  
 July 20, 2020  
 Page 2

towns where the jobs are located. Amendment Ex-1 will continue the destruction of Chinook habitat, make Chinook recovery more difficult and costly because of increased restoration needs, and hinder the recovery of the Southern resident orcas.

More rural commuters will also generate more greenhouse gases and more traffic. This will require more roads and highways and will make it difficult if not impossible to meet our greenhouse gas reduction goals while increasing burdens on taxpayers who fund the wider roads.

Less than half of the farmland in Snohomish County is agricultural zones, much of the remainder is in the rural area. Increasing the growth target for rural Snohomish County and then planning for that growth will increase pressure for rural residential development on rural farmland. This will reduce the production of food and other agricultural products and harm Snohomish County's agricultural industry. With our regional population growth expected to increase dramatically, we need to ensure the region has productive agricultural land.

Some argue the amendment is necessary to address existing rural lots. However, as the Growth Management Hearings Board held "the County cannot base its future planning for new growth on its past development practices if those past practices, as here, do not comply with the GMA. What was once permissible is no longer so. The GMA was passed to stop repeating past mistakes in the future."<sup>2</sup> Given the harm to the Southern resident orcas and the greenhouse gas pollution from growing out, there are better solutions to the existing pre-GMA lots in rural areas and on natural resource lands.

Vision 2050 should be a plan for our future, not our past. But it will only be a plan for a future that achieves our shared goals if Amendment Ex-1 is rejected.

Thank you for considering our comments.

Very Truly Yours

Alex Brennan, Executive Director

**Futurewise**

[alex@futurewise.org](mailto:alex@futurewise.org)

Kate Lunceford, President

**League of Women Voters of Snohomish County**

Kate Lunceford, President

**Livable Snohomish County**

Cindy Easterson, President

**Pilchuck Audubon Society**

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<sup>2</sup> *Bremerton, et al. v. Kitsap County*, Central Puget Sound Growth Management Hearings Board Case No. 95-3-0039, Final Decision and Order (with underlining corrections) (Oct. 6, 1995), at \*60 last accessed on July 16, 2020 at: <http://www.gmhb.wa.gov/Global/RenderPDF?source=casedocument&id=1889>.



The Honorable Bruce Dammeier, President Puget Sound Regional Council Executive Board  
July 20, 2020  
Page 3

Alex Hudson, Executive Director  
**Transportation Choices Coalition**  
[alex@transportationchoices.org](mailto:alex@transportationchoices.org)

Rein Attemann, Puget Sound Campaign Manager  
**Washington Environmental Council**  
[rein@wecprotects.org](mailto:rein@wecprotects.org)



# 2020 PLANNING SCHEDULE

Item 10.

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.

SEPTEMBER 15		DD	FN	CA	Clerk 9/7	CM 9/7
PUBLIC HEARING NOTICE: Email 8/13; MIR 8/19						
ABSENCES:						
ITEM TYPE   TIME   TOPIC				STAFF		
<b>EXECUTIVE SESSION (5:00 PM)</b>						
30	To discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i)					
<b>CONSENT CALENDAR (5:30 PM)</b>						
--	AB 5751: WRIA 8 Interlocal Agreement Amendment			Jason Kintner		
<b>REGULAR BUSINESS</b>						
15	AB 5749: Temporary Increase in Utility Tax Rates (Ordinance No. 20C-20 Second Reading and Adoption) and Interfund Loan Authorization (Resolution No. 1586) for Potential Litigation Costs to Enforce the Terms of the City's 2017 Settlement Agreement with Sound Transit.				LaJuan Tuttle/Bio Park	
30	AB 5752: <b>Public Hearing</b> on Emergency Ordinance No. 20C-17 to Temporarily Allow Private Parking and Right-of-way Use by Businesses to Meet Safe Start Guidelines				Sarah Bluvas	
15	AB 5748: Permit Expiration Extension (Ordinance No. 20C-21 First Reading and Adoption)				Alison Van Gorp	
30	AB 5750: G. Richard Hill Code Amendment Direction				Bio Park/Alison Van Gorp	
<b>EXECUTIVE SESSION</b>						
60	To discuss with legal counsel pending or potential litigation pursuant to RCW 42.30.110(1)(i)					

SEPTEMBER 22		DD	FN	CA	Clerk 9/7	CM 9/7
PUBLIC HEARING NOTICE:						
ABSENCES:						
ITEM TYPE   TIME   TOPIC				STAFF		
<b>EXECUTIVE SESSION (5:00 PM)</b>						
	Potential litigation					
<b>SPECIAL BUSINESS (6:00 PM – Tentative Start Time)</b>						
90	AB xxxx: 2021-2022 Biennial Budget: Overview of Organizational Changes			Jessi Bon/Ali Spietz		
30	AB xxxx: Thrift Shop & Recycle Center Project Update			Jason Kintner/Gareth Reece		

OCTOBER 6		DD	FN	CA	Clerk 9/28	CM 9/28
ABSENCES:						
ITEM TYPE   TIME   TOPIC				STAFF		
<b>STUDY SESSION (5:00PM)</b>						
30	AB xxxx: ARCH 2021 Budget (Tentative)				Alison VanGorp	
30	AB xxxx: Final Business Needs Assessment Survey Report				Sarah Bluvas	
<b>SPECIAL BUSINESS</b>						

<b>CONSENT CALENDAR</b>		
	AB xxxx: Permit Expiration Extension (Ord. No 20C-21 Second Reading) (if first reading is not adopted on 9/15)	Alison Van Gorp
<b>REGULAR BUSINESS</b>		
60	AB xxxx: Fire Services Study Final Report	Jessi Bon
30	AB 5730: Donations Code Amendment (Ord. 20C-15 First Reading)	Alison Van Gorp
30	AB 5719: PSERN Operator Interlocal Agreement	Dave Jokinen
<b>EXECUTIVE SESSION</b>		

<b>OCTOBER 13 – SPECIAL MEETING (BUDGET)</b>					DD	FN	CA	Clerk 9/28	CM 9/28
ABSENCES:									
Public Hearing Notice:									
<b>ITEM TYPE   TIME   TOPIC</b>								<b>STAFF</b>	
<b>STUDY SESSION</b>									
120	AB xxxx: 2021-2022 Biennial Budget Presentation (Part 1 of 2)						Jessi Bon/Matt Mornick		

<b>OCTOBER 20 (BUDGET)</b>					DD	FN	CA	Clerk 10/12	CM 10/12
Legal Notice for Public Hearing:									
ABSENCES:									
<b>ITEM TYPE   TIME   TOPIC</b>								<b>STAFF</b>	
<b>STUDY SESSION</b>									
60	AB xxxx: Town Center Scoping/Next Steps						Alison Van Gorp		
<b>SPECIAL BUSINESS</b>									
<b>CONSENT CALENDAR</b>									
	AB xxxx: Donations Code Amendment (Ord. 20C-15 Second Reading)						Alison Van Gorp		
<b>REGULAR BUSINESS</b>									
120	AB xxxx: <b>Public Hearing:</b> 2021-2022 Biennial Budget (Part 2 of 2)						Matt Mornick/LaJuan Tuttle		
<b>EXECUTIVE SESSION</b>									

<b>NOVEMBER 2 (MONDAY)</b>					DD	FN	CA	Clerk 10/26	CM 10/26
ABSENCES:									
<b>ITEM TYPE   TIME   TOPIC</b>								<b>STAFF</b>	
<b>STUDY SESSION</b>									
60	2021-2022 Biennial Budget Workshop (If Needed)								
<b>SPECIAL BUSINESS</b>									

<b>CONSENT CALENDAR</b>		
<b>REGULAR BUSINESS</b>		
30	AB xxxx: Q3 2020 Financial Status Report and Budget Adjustments (Ord. No. 20-XX)	Matt Mornick/LaJuan Tuttle
30	AB xxxx: Construction Permit Fee Resolution	Alison Van Gorp
60	AB xxxx: 2021 Comprehensive Plan / Code Amendment Preliminary Docket (tentative)	CPD Staff – TBD
<b>EXECUTIVE SESSION</b>		

<b>NOVEMBER 17</b> Legal Notice for Public Hearing: ABSENCES:		DD	FN	CA	Clerk 11/9	CM 11/9
<b>ITEM TYPE   TIME   TOPIC</b>					<b>STAFF</b>	
<b>STUDY SESSION</b>						
<b>SPECIAL BUSINESS</b>						
<b>CONSENT CALENDAR</b>						
<b>REGULAR BUSINESS</b>						
60	AB xxxx: <b>Public Hearing:</b> Adopt 2021 Property Tax Ordinances; NORCOM and Utility Rate Resolutions				Matt Mornick/LaJuan Tuttle	
30	AB xxxx: School Impact Fee Update (tentative)				CPD Staff – TBD	
<b>EXECUTIVE SESSION</b>						

<b>DECEMBER 1</b> ABSENCES: Public Hearing Notice:		DD	FN	CA	Clerk 11/23	CM 11/23
<b>ITEM TYPE   TIME   TOPIC</b>					<b>STAFF</b>	
<b>STUDY SESSION</b>						
<b>SPECIAL BUSINESS</b>						
<b>CONSENT CALENDAR</b>						
<b>REGULAR BUSINESS</b>						
30	AB xxxx: <b>Public Hearing:</b> Adoption of 2021-2022 Biennial Budget				Matt Mornick/LaJuan Tuttle	

15	AB xxxx: Interlocal Agreement with the Mercer Island School District for School Resource Officer Services (tentative)	Ed Holmes
30	AB xxxx: Interlocal Agreement with the Mercer Island School District for Field Maintenance	Jason Kintner
<b>EXECUTIVE SESSION</b>		

<b>DECEMBER 15</b>	<b>DD</b>	<b>FN</b>	<b>CA</b>	<b>Clerk</b>	<b>CM</b>
ABSENCES:					
<b>POTENTIALLY CANCELED</b>					

**OTHER ITEMS TO BE SCHEDULED:**

- Open Space Vegetation Management Report
- Comprehensive Mobility Plan (ST Settlement)
- Mobile Integrated Health (MIH) Overview (Q3)
- 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
- 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