

EDMONDS CITY COUNCIL APPROVED MINUTES

June 26, 2007

The Edmonds City Council meeting was called to order at 7:00 p.m. by Mayor Haakenson in the Council Chambers, 250 5th Avenue North, Edmonds. The meeting was opened with the flag salute.

ELECTED OFFICIALS PRESENT

Gary Haakenson, Mayor
Peggy Pritchard Olson, Council President
Michael Plunkett, Councilmember
Richard Marin, Councilmember
Mauri Moore, Councilmember
Dave Orvis, Councilmember
Ron Wambolt, Councilmember

ELECTED OFFICIALS ABSENT

Deanna Dawson, Councilmember

ALSO PRESENT

Shaun Callahan, Student Representative

STAFF PRESENT

Al Compaan, Acting Chief of Police
Brian McIntosh, Parks & Recreation Director
Noel Miller, Public Works Director
Dave Gebert, City Engineer
Stephen Koho, Treatment Plant Manager
Frances Chapin, Cultural Services Manager
Sandy Chase, City Clerk
Jana Spellman, Senior Executive Council Asst.
Jeannie Dines, Recorder

1. APPROVAL OF AGENDA

Change to
Agenda

COUNCILMEMBER MARIN MOVED, SECONDED BY COUNCIL PRESIDENT OLSON, TO APPROVE THE AGENDA IN CONTENT AND ORDER WITH THE ADDITION OF "AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH EATON CORPORATION AND COUNCIL ADOPTION OF RESOLUTION" AS AGENDA ITEM 4B. MOTION CARRIED UNANIMOUSLY.

2. CONSENT AGENDA ITEMS

COUNCILMEMBER MARIN MOVED, SECONDED BY COUNCILMEMBER WAMBOLT, TO APPROVE THE CONSENT AGENDA. MOTION CARRIED UNANIMOUSLY. The agenda items approved are as follows:

Roll Call

A. ROLL CALL

Approve
6/29/07
Minutes

B. APPROVAL OF CITY COUNCIL MEETING MINUTES OF JUNE 19, 2007.

Approve Claim
Checks

C. APPROVAL OF CLAIM CHECKS #97088 THROUGH #97250 FOR JUNE 21, 2007 IN THE AMOUNT OF \$838,052.78. APPROVAL OF PAYROLL DIRECT DEPOSITS AND CHECKS #44972 THROUGH #45056 FOR THE PERIOD OF JUNE 1 THROUGH JUNE 15, 2007 IN THE AMOUNT OF \$904,268.08.

Claim for
Damages

D. ACKNOWLEDGE RECEIPT OF CLAIM FOR DAMAGES FROM SNOHOMISH COUNTY PUD (\$1,441.50).

Anderson
Center Seismic
Retrofit

E. AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FRANCES ANDERSON CENTER SEISMIC STRUCTURAL RETROFIT PROJECT.

100th Ave W
Right-of-Way
Stabilization

F. **AUTHORIZATION FOR MAYOR TO SIGN ADDENDUM NO. 4 TO THE PROFESSIONAL SERVICES AGREEMENT WITH REID MIDDLETON, INC. FOR THE 100TH AVENUE WEST RIGHT-OF-WAY STABILIZATION PROJECT.**

Friar Tuck Lane
Drainage
Improvement

G. **REPORT ON BIDS OPENED JUNE 19, 2007 FOR THE FRIAR TUCK LANE DRAINAGE IMPROVEMENT PROJECT AND AWARD OF CONTRACT TO INTERWEST CONSTRUCTION, INC. (\$53,450).**

Treatment Plant
Clarifier #2
Repair

H. **REPORT ON BIDS OPENED ON JUNE 14, 2007 FOR THE PRIMARY CLARIFIER #2 REPAIR, AND AWARD TO CASCADE INDUSTRIES NW, INC. FOR THE AMOUNT OF \$74,760.**

Res# 1147
Preserve
America Grant

I. **RESOLUTION NO. 1147 IN SUPPORT OF THE CITY'S APPLICATION FOR PRESERVE AMERICA GRANT FUNDING.**

4th of July
Parade 100th
Anniversary

3. **PROCLAMATION IN HONOR OF THE EDMONDS 4TH OF JULY PARADE, 100TH ANNIVERSARY.**

Mayor Haakenson read a Proclamation in honor of the 100th anniversary of the 4th of July parade and presented the proclamation to Jan Vance, Executive Director, and Ron Clyborne, Vice President, Greater Edmonds Chamber of Commerce. Mr. Clyborne thanked the Council and staff for their support and looked forward to the 100th anniversary of the Chamber and the 4th of July parade.

Outstanding
Treatment Plant
Award

4A. **PRESENTATION TO THE CITY OF EDMONDS FOR OUTSTANDING TREATMENT PLANT AWARD BY THE WASHINGTON STATE DEPARTMENT OF ECOLOGY.**

Wastewater Treatment Plant Manager Stephen Koho introduced Karen Burgess, Municipal Unit Supervisor, and Sean McKone, Facility Manager, Department of Ecology (DOE). Ms. Burgess explained the DOE's NW Regional Office handles all wastewater discharge permits from King County north to the Canadian border. She explained Mr. McKone worked with municipalities on their wastewater discharge permits along with assisting/improving facility plans and upgrades. Each year DOE recognizes treatment plants for outstanding performance during the calendar year. This award is given to treatment plants that meet stringent performance criteria including that their discharge monitoring reports were submitted on time, meet effluent limits and influent design criteria, that DOE had issued no enforcement action for the facility over the calendar year, and the Facility Manager agreed the facility was well operated and was an outstanding performer.

Ms. Burgess advised Edmonds received this award in 2001 and has been recognized for outstanding performance five additional times in the past nine years. She read a letter from Kevin Fitzpatrick, Water Quality Program Manager, NW Region, congratulating Edmonds for its outstanding performance throughout 2006, placing Edmonds Wastewater Treatment Plant among the top municipal wastewater treatment plants in Washington. The letter expressed DOE's appreciation for the team effort that went into compliance, from the daily operation and maintenance to the engineering and administrative support teams to successfully comply with the terms and conditions of the permit. The letter recognized the treatment plant team for their hard work, resourcefulness and award winning effort and looked forward to continued excellence in upcoming years. Ms. Burgess relayed Mr. Koho's recognition of the 17 operators, maintenance and laboratory staff that made the receipt of this award possible.

Councilmember Marin commented he had visited the treatment plant a number of times and was most impressed with its operation. He expressed Council's appreciation for the treatment plant staff's efforts.

Treatment Plant
Electrical
Switch Gear

4B. **AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH EATON CORPORATION AND COUNCIL ADOPTION OF RESOLUTION**

Treatment Plant Manager Stephen Koho explained he learned yesterday a project that was planned for this year had an 11 week lead time to have the part manufactured, shipped and available for installation

by October 1. He explained the large electrical switch gear that controls how power enters the plant, how power is distributed, how power outages are handled and transfers between power sources had outlived its life to the point he believed the part was on borrowed time. He explained when this equipment was first installed, the engineers had a choice of installing a switchgear that was slightly less expensive but that could not be removed for servicing or they could have spent more for a switchgear that could be removed for servicing. The engineers chose the less expensive part; to remove the gear for service requires several emergency generators to keep the plant powered up. The intent is to replace this unit with one that is easily removable for service and does not impact power. He explained half of the expected cost was for power generation and electrical distribution during the project.

COUNCILMEMBER MARIN MOVED, SECONDED BY COUNCIL PRESIDENT OLSON, TO APPROVE THE RESOLUTION AND AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH EATON CORPORATION FOR THE PURCHASE AND INSTALLATION OF NEW ELECTRICAL SWITCHGEAR COMPONENTS. MOTION CARRIED UNANIMOUSLY. The resolution reads as follows:

Resolution No. 1148 – Authorizing a sole source emergency process to acquire electrical switch gear for the Edmonds Wastewater Treatment Plant.

Res# 1148 –
Authorize Sole
Source / Treat-
ment Plant
Electrical
Switch Gear

5. **UPDATE ON THE CITIZENS COMMITTEE ON U.S. MAYORS CLIMATE PROTECTION AGREEMENT**

Citizens
Committee on
U.S Mayors
Climate
Protection
Agreement

Mayor Haakenson commended the Climate Protection Committee for their efforts. He introduced members who were present, Steve Bernheim, Carolyn Chapel, Wes Gallaugher; the other committee members are Wayne Grotheer, Hank Landau, and Ben Hines. He explained the Committee’s mission was to encourage citizens to be a part of the solution, encourage City staff and citizens to conserve current resources, work with the City Council to implement ideas, and effectively address the future impacts of climate change. He formed a staff committee to determine the City’s past greenhouse gas emissions to allow the City to establish reduction goals for the future. Progress has been made in identifying City emissions sources and output. He noted the packet contained a list of departmental activities related to climate change projects, noting energy efficiency in heating, lighting and plumbing have led the way to date. Categories in which the City has been active include Public Works, land use, transportation, and public education. He noted the packet also contained technology initiatives currently in development to reduce vehicle travel, paper and petrochemical usage and potentially could provide financial incentives for environmentally friendly actions.

In addition, staff is in the process of working with the Transportation Choices Coalition, a Seattle-based organization interested in finding options to the one car, one passenger mode of travel. The Coalition’s representatives have complimented the City on several occasions for the Bike and Pedestrian Master Plan, shared parking requirements, comprehensive street use and streetscape plan and long term planning for transportation investment sustainability, which are all Council-approved policies.

The Climate Protection Committee has published committee information in the City’s newsletter and committee members have published several articles in local newspapers. This attention has attracted citizens to the committee and the number of participants is growing. Information has been forwarded to the Planning Board and Architecture Design Board who are interested in what the committee is doing and how they can assist.

He noted each committee member had a special interest in the bigger picture of climate change and have branched out into other areas. The committee’s goal is to involve and educate not only staff and Edmonds residents but also to work with the Port, merchants, other cities and the school district. The Edmonds School District Superintendent has attended several meetings and he plans to bring district staff

to the next three meetings. He noted some members were working to offer as much information to downtown merchants in an effort to assist them in reducing their carbon footprint. He cited the Watershed Fun Fair and Bird Fest as opportunities the committee used to get their message out to the public. The public has been asked to change light bulbs to CFLs and committee members have attended many seminars and classes.

Mayor Haakenson explained he recently participated in a conference call with International Council on Local Environmental Initiative (ICLEI) representatives discussing best practices for administering local climate policy. He was one of five speakers; his topic was building an effective Climate Action Committee. The Regional Program Director complimented Edmonds' Climate Protection Committee, stating of all the committees she works with, the Edmonds Committee was the most closely in touch with her on issues facing cities today. An Everett staff member listening to the conference call is in the process of writing a green building ordinance and has promised to forward it to him when it is finalized. Development Services Director Duane Bowman has attended a seminar on "Going Green" and will be well versed when a final ordinance is presented to the City Council.

The fuel mix in the City's vehicle fleet has been changed to B20, a low sulfur diesel fuel and will switch to 5% biodiesel when it is more plentiful. Consideration is being given to replacing all vehicles as they reach the end of their useful life with hybrid or electric vehicles. He noted Public Works vehicles account for 41% of fuel usage and Police vehicles account for 35%; those along with other vehicle usage account for 17% of the City's greenhouse gas emissions. The City owned buildings contributed 32% and the streetlights contribute 12%. The City's biggest contributor to emissions is the wastewater sector, including the treatment plant, which contributes 39%.

He referred to information provided to the Council on plug-in hybrid vehicles and charging stations, an issue that is scheduled for discussion at the July Council committee meetings. He directed anyone interested in straightforward information on climate change to visit GoGreen.yahoo.com. The Council was also provided a book, "Low Carbon Diet, a 30-Day Program to Reduce 5000 Pounds," which was available online, at retail outlets and at the Edmonds Book Shop in downtown Edmonds. He advised a link was available on the City's webpage with information on the Climate Protection Committee and links to additional information.

Councilmember Moore congratulated the Committee for their work and was impressed a survey of the City's emissions has been done. She asked what was needed in the current budget and future budgets to realize these goals. Mayor Haakenson advised the public education component was fairly low cost. The biggest cost will be in the long term for switching to electric and hybrid vehicles because of their higher cost. The biggest issue that will be presented to the Council for consideration will be the Green Building Ordinance.

Councilmember Marin commented an important aspect of "going green," an issue he has been involved in for several years, was pacing oneself and doing a little at a time and as opportunities became available.

6. AUDIENCE COMMENTS

Edmonds
4th of July
Celebration

Jan Vance, Executive Director, Greater Edmonds Chamber of Commerce, explained since the inception of the Edmonds 4th of July celebration, the Chamber has produced the event via fundraising from citizens and businesses and using 100% of the funds toward the event. She highlighted events include a kids parade, main parade, the Fire Department's annual waterball competition at City Park, musical performances at the Civic playfields, family activities at the Frances Anderson Center from 6:30 to 10:00, and the fireworks. She announced this year's Grand Marshall Bridget Hanely, of "Here Comes the Brides", a TV series based on the Mercer Girls of Seattle, and who lives in Edmonds who will be

accompanied by Roslyn Summers, 1984 Olympic Medalist who is also an Edmonds resident. She invited donations to be submitted at the Edmonds and Lynnwood Bank of Washington branches, donation boxes at the Edmonds QFC, mailed/dropped off at the Log Cabin or at the Chamber Office, or online at Edmondswa.com. She advised a list of activities and times was available at EverythingEdmonds.com.

Old Woodway
Elementary /
Proposed Park

Lora Petso, Edmonds, referred to the demolition specs for the proposed park at old Woodway Elementary, noting a spreadsheet with the plan identify some trees to be removed as diseased, however, others identified for removal were healthy and non-hazardous. She displayed photographs of trees to be removed, some identified as healthy and others as diseased. She displayed a photograph of a healthy 4-trunk tree 45-50 feet in height that was identified for removal. She concluded the 4-trunk tree could be a beautiful amenity in the park and urged the Council to determine whether healthy trees needed to be removed as part of the park plan.

Report on
Citizens
Committee on
U.S Mayors
Climate
Protection
Agreement

Steve Bernheim, Edmonds, echoed Ms. Petso's concern with removing trees on the old Woodway Elementary School site. He referred to Mayor Haakenson's comments about the B20 fuel the City was using, noting that fuel was already 20% biodiesel. He referred to Councilmember Marin's comments regarding everyone taking small incremental steps, noting that may not be enough because the agreement Mayor Haakenson signed calls for substantial reductions in community emissions over the next ten years. He noted the figures Mayor Haakenson provided were only the City government's emissions which represent only a small fraction of the overall emissions in the city. He commented development on the old Safeway property that could bring in 800-900 new residents and 400-500 new employees would result in a huge increase in the city's greenhouse gas emissions in addition to increased water, electric, etc. usage. He suggested consideration be given to how to account for the increase in greenhouse gas emissions from development. He referred to his proposal for a green building code and urged the City to make it a high priority.

Flower
Program

Al Rutledge, Edmonds, referred to a rumor that the City's flower program was being eliminated from the budget. He recalled in 1990-1991 there was a \$1.2 million budget reduction that included eliminating the flower program which was subsequently taken over by volunteers. Next, he referred to the Hearing Examiner meeting last week regarding a development of 27 new homes, expressing concern that the City did not submit his petitions. He requested the petitions be included in the record. With regard to demolition of the buildings at the old Woodway Elementary School site, he advised there was one appeal. He also urged Council to consider term limits in early 2008. Mayor Haakenson clarified no one on the Council was interested or planned to cut the flower program; it was in place and would remain in place.

Petitions re:
Old Woodway
Elementary

Term Limits

Term Limits

Roger Hertrich, Edmonds, relayed a comment from a citizen who supported term limits and indicated that would influence her vote in the upcoming election. Next, he expressed concern with the lack of information in the packet, noting the information in the packet for Item E mentioned a \$782,000 grant but did not identify the amount to be paid from REET 1 funds. He pointed out the importance of identifying the total project cost and funds from each funding source in the information provided for an agenda item. Similarly, Item I did not identify how much the grant was worth, whether there were any restrictions on the City's participation in the grant, whether the City was providing matching funds and if so, how much. He concluded the information provided for those items was incomplete and the Council should ask these questions before making a decision.

Lack of
Information in
Council Packet

Term Limits

Mike Mestres, Edmonds, commented he had lived in Edmonds a number of years and knew many people and had never heard anyone clamor about term limits. Instead, citizens were interested in competent, far-sighted government. He concluded the citizens of Edmonds could figure out who to vote for by themselves. With regard to the development of Harbor Square, he noted if development occurred in an intelligent manner, it would reduce energy use as people could live where they worked.

Harbor Square

Open Courtyard
at Old Milltown

7. **AUTHORIZATION TO OBTAIN AN APPRAISAL FOR POTENTIAL PURCHASE OF EXISTING OPEN COURTYARD BORDERING SOUTHERN PORTION OF OLD MILLTOWN.**

Councilmember Wambolt commented this idea arose as a result of a suggestion by Mr. MacFarlane at the June 5 City Council Meeting as well as subsequent comments in favor of acquiring the subject property. He explained the property in question was the open space on 5th Avenue, south of Dayton Street, on the east side, in front of Quizno's. Although the property owner, Bob Gregg, has said he has no plans to develop that portion of Old Milltown at this time, citizens' are interested in the City acquiring that property due to the likelihood it would be redeveloped in the future. He met with the property owner, Bob Gregg, who was open to the City acquiring the property and indicated he would prefer the City acquire it. Staff advised him the first step would be to obtain an appraisal of the fair market value of the property.

Councilmember Wambolt commented the desire to have funds available to take advantage of unforeseen opportunities was one of the reasons some Councilmembers voted last year not to spend an additional \$4-\$5 million to double the size of the park on the old Woodway Elementary School property.

Councilmember Plunkett assumed the appraisal would be based on the highest and best use of the property versus use as a park. Councilmember Wambolt commented it was his understanding the property could be condemned and the property owner paid fair market value. Mayor Haakenson clarified the appraisal must be highest and best use, even though what the property was worth to Mr. Gregg and the City may differ. He noted the Council would make their decision after the appraisal was provided.

COUNCILMEMBER WAMBOLT MOVED, SECONDED BY COUNCILMEMBER PLUNKETT, TO AUTHORIZE STAFF TO OBTAIN AN APPRAISAL OF THE EXISTING OPEN COURTYARD BORDERING THE SOUTHERN PORTION OF OLD MILLTOWN.

Councilmember Marin supported purchasing the property. He agreed with Councilmember Wambolt's comments that one of the reasons Councilmembers did not vote to purchase additional property on the old Woodway Elementary School site was to maintain options for future purchases such as this.

Council President Olson thanked Councilmember Wambolt for meeting with Mr. Gregg. She commented if the purchase worked out, it would be a great opportunity.

MOTION CARRIED UNANIMOUSLY.

8. **COUNCIL REPORTS ON COMMITTEE/BOARD MEETINGS**

SeaShore
Transportation
Forum

Council President Olson reported the SeaShore meeting included an update on the Sound Transit/ RTID package. The package will be presented to the Snohomish County Council tomorrow.

Lodging Tax
Advisory
Committee

Councilmember Orvis reported the Lodging Tax Advisory Committee reviewed a trifold brochure that would be on display at the Snohomish County Tourism Bureau. The committee also approved an expenditure to assist the Edmonds Center for the Arts with advertising.

Port
Commission

Councilmember Wambolt reported on two Port Commission meetings held in June. As estimates for the new restroom facility were higher than anticipated; the Commission requested a reduction and the architects returned with a redesign that reduced the cost by \$90,000 to \$656,000. The Port plans to apply for an IAC grant. The Commission discussed holding one of their bimonthly meetings in the afternoon and decided to defer that decision until January. The Edmonds Yacht Club is meeting tonight seeking final approval to proceed with a new two-story, 13,000 square foot building on land adjacent to the Commission Office. They plan to lease 49% of the building. The Port also finalized a lease of 36,000

square feet of land to Jacobsen Marine who plans to move their operations from Ballard to Edmonds. The Port entered into a 30-year lease with the possibility of two 10-year options. Jacobsen Marine expects to have operations underway by late 2008. He noted in 2009 the City would accrue considerable sales tax revenue from that operation. Funding for the next phase of the Waterfront Redevelopment Plan was approved and a dedication of the public plaza in front of Anthony's will be held on July 10 at 4:00 p.m.

Historic Preservation Commission

Councilmember Plunkett recalled the Council forwarded information from the Historic Preservation Commission (HPC) to the Planning Board. He planned to meet with the HPC and the Planning Board tomorrow to review their ideas. To dispel confusion regarding the HPC's intent, he explained the HPC/Planning Board/Council were not designating properties to be placed on the Historic Register, were not creating a historic district downtown, and were not discussing design guidelines. What was being asked of the Planning Board was 1) adaptive reuse for non-conforming structures so that older structures could remain economically viable, and 2) creating historic development code to provide assurances to developers and citizens that new buildings would be built to a code that reflects the historic character of downtown.

Sound Transit and Community Transit

Councilmember Marin reported over the weekend Sound Transit reached another milestone, completing sequential excavation operations at the Beacon Hill Station. He noted excavation that deep in glacial till was a monumental task. He planned to testify tomorrow to the Snohomish County Council on behalf of Community Transit and Sound Transit in support of the RTID package.

9. MAYOR'S COMMENTS

Economic Development Director

Mayor Haakenson advised the position of Economic Development Director had been advertised for the third time, the deadline for submitting an application was July 7. He planned to ask Council President Olson to select Councilmembers to participate in the interviews. He advised an announcement would be made within the next ten days whether to hire a Police Chief from within the Department or seek candidates from outside.

Police Chief

10. COUNCIL COMMENTS

Constituents Meeting

Councilmember Moore advised traffic prevented her from attending her June 25 constituents meeting. She advised another meeting was scheduled in the same location at the same time on July 2. She asked whether a report would be provided from the Parks & Recreation Department regarding the removal of trees at the old Woodway Elementary School. Mayor Haakenson answered Parks & Recreation Director Brian McIntosh had been meeting with the consultant and neighbors regarding the design, including trees to be removed and retained.

Old Woodway Elementary Trees

Anderson Center Seismic Retrofit Costs

Councilmember Moore requested a response to Mr. Hertrich's question regarding the full cost of the Frances Anderson Center seismic structural retrofit project and the conditions of the grant. Mayor Haakenson offered to have Mr. McIntosh provide that information in the Council packet. Councilmember Moore referred to Mr. Bernheim's comment about development worsening carbon emissions, pointing out the Climate Protection Committee, on which Mr. Bernheim serves, encourages development in the Land Use section of their recommendations. She requested a response from the Committee regarding any potential conflict. Mayor Haakenson advised that would likely be resolved once the Planning Board and the Council had an opportunity to review and include a green ordinance in the City's code. Councilmember Moore encouraged the Council to read the US Mayors Climate Protection Agreement that Mayor Haakenson signed which was available on Seattle's website.

Climate Protection Committee

Flower Program

In response to the rumor Mr. Rutledge cited regarding the flower program, Councilmember Wambolt explained the Council approved a two-year budget for 2007-2008. The flower program was included in

both budgets so the rumor that the flower program was being cut had no validity. Councilmember Wambolt commended Student Representative Callahan for continuing to attend Council meetings after he graduated.

Council Review
of Final
Candidates for
Director
Positions

Councilmember Plunkett recalled in the past when Directors were hired and possibly the Fire and Police Chief, the Mayor would bring 2-3 potential candidates to meet with the entire Council. He recalled the Council indicated they wanted an opportunity to meet the final Economic Development Director candidates, not just the candidate that was selected.

4th of July
Parade

Councilmember Marin noted it was the American Legion who started the Edmonds 4th of July parade; when they became less able to put on the event, the Chamber took it over.

Destruction of
Trees/Edmonds
Woodway High
School

Student Representative Callahan expressed his disgust, anger and sadness at the destruction of trees in the Edmonds-Woodway High School courtyard. He advised the estimate to replace the trees was \$50,000. He urged citizens of Edmonds, if it was his peers who destroyed the trees, not to let that affect how they viewed the youth of Edmonds in the future. He planned to volunteer to help with replacing the trees. Mayor Haakenson relayed the school had received donations to replace the trees and Sky Nursery has offered their assistance. He encouraged anyone interested in assisting to visit the Edmonds School District's website for further information.

Graffiti

Councilmember Wambolt remarked additional graffiti was appearing throughout the city.

11. **ADJOURN**

With no further business, the Council meeting was adjourned at 8:03 p.m.