



City of Olympia

City Hall
601 4th Avenue E
Olympia, WA 98501

Meeting Minutes City Council

Information: 360-753-8447

Tuesday, February 5, 2013

7:00 PM

Council Chambers

1. ROLL CALL

Present: 6 - Mayor Stephen H. Buxbaum, Mayor Pro Tem Nathaniel Jones, Councilmember Jim Cooper, Councilmember Julie Hankins, Councilmember Steve Langer and Councilmember Jeannine Roe

Excused: 1 - Councilmember Karen Rogers

1.A ANNOUNCEMENTS

Mayor Buxbaum noted the Council met earlier in Study Session to discuss homeless issues. No action was taken.

1.B APPROVAL OF AGENDA

Councilmember Roe moved, seconded by Councilmember Langer, to approve the agenda. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Hankins, Councilmember Langer and Councilmember Roe

Excused: 1 - Councilmember Rogers

2. SPECIAL RECOGNITION - None

3. PUBLIC COMMUNICATION

Ms. Wendy Katz, social worker, spoke of her displeasure with the Providence health care plan.

Ms. Darlene Dickerson, occupational therapist at Providence, voiced her displeasure with the new health care plan and asked the Council to write to Providence regarding this.

Ms. Barbie Freitag, an employee of Providence, complained about the new health care plan at the hospital.

Ms. Leah Mueller spoke in support of the dog park at Sunrise Park in Olympia.

Ms. Rachel Burke, 1033 Cardigan Loop NW, a neighbor of Sunrise Park, spoke in support of the dog park at this location and urged the Council to keep the current dog park open until a new site is opened.

Ms. Lisa Randle said she supports one or more dog parks in Olympia.

Mr. Curtis Clark, 1832 Arietta Ave SE, asked Council to reconsider Code 13.08.05 relative to septic systems on undeveloped lots within the City.

Mr. Ruben Bernal stated the Council had previously agreed to close the dog park at Sunrise Park by February.

Mr. Robert Leverich stated he served on the dog park task force and urged the Council to close the Sunrise dog park in February.

COUNCIL RESPONSE TO PUBLIC COMMUNICATION (Optional)

Councilmember Roe asked about the standards for a dog park. Associate Parks Director David Hanna said when staff was tasked with finding a site, they were mainly looking for a large site.

Councilmember Roe asked what the role is of Councilmembers in terms of labor negotiations. City Attorney Tom Morrill said there is no role for Council in dealing with a private employer.

Councilmember Langer said as an individual he will attend the upcoming event on this matter. Councilmember Cooper said he believes it is important how a large section of employees are affected within Olympia.

City Manager Steve Hall spoke on the septic issue brought up by Mr. Clark. He said the Septic to Sewer plan will be discussed this year and this issue will be discussed.

4. CONSENT CALENDAR

4.A [13-0095](#) Approval of January 15, 2013 Study Session Meeting Minutes

Attachments: [1. Minutes](#)

The minutes were adopted.

4.B [13-0100](#) Approval of January 22, 2013 City Council Meeting Minutes

Attachments: [1. Minutes](#)

The minutes were adopted.

4.C [13-0099](#) Bills and Payroll Certification

Attachments: [1. Certification](#)

Claim check numbers 328522 through 330056: Total \$9,890,481.41; and Payroll check numbers 85830 through 83890, 85897 through 85912 and 85914 through 85932 and Direct Deposit Transmissions: Total \$9,317,287.98.

The certification was adopted.

4.D [13-0037](#) Notice of Intent to Commence Annexation - New Olympia Regional

Learning Academy

Attachments: [1. Zoning Map](#)
 [2. Annexation Map](#)
 [3. Notice of Intent to Annex](#)

The decision was adopted.

SECOND READINGS

4.E [12-0765](#) Ordinance Amending Olympia Municipal Code Regarding Agriculture Uses and Standards

Attachments: [1. Revised Ordinance](#)
 [2. Matrix - Issues with agreement](#)
 [3. Matrix - Issues without agreement](#)
 [4. Public Comment 1](#)
 [5. Public Comment 2](#)
 [6. Public Comment 3](#)
 [7. Public Comment 4](#)
 [8. Comment 5](#)
 [9. Comment 6](#)
 [10. Minority Statement Comment 6](#)
 [11. FINAL OPC Recs Urban Ag Code Amendments](#)
 [12. OPC Draft Minutes 29-Oct-2012](#)
 [13. OPC Draft Minutes 5-Nov-2012](#)

The ordinance was adopted on second reading.

Approval of the Consent Agenda

Mayor Buxbaum pulled Item 4F for discussion after the Consent Calendar.

Councilmember Hankins moved, seconded by Councilmember Langer, to adopt the Consent Calendar, except for Item 4F. The motion carried by the following vote:

Aye: 7 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Hankins, Councilmember Langer, Councilmember Roe and Councilmember Rogers

FIRST READINGS - None

Pulled from Consent Calendar

4.F [13-0050](#) Ordinance Amendment to Allow Use of Municipal Art Fund for an Artist Market Survey

Attachments: [1. Ordinance](#)
[2. Notice of funding match approval by Mayor Mah](#)
[3. Notice of matching funds raised by Olympia Artspace Alliance](#)

Councilmember Langer said the Artspace Alliance's success demonstrates that Olympia supports the arts and artists.

Mayor Pro Tem Jones noted the importance of expanding the scope to consider other models and noted the Alliance should not bank on further support for this project .

Councilmember Cooper moved, seconded by Councilmember Hankins, to allow money from the Municipal Arts Fund to be used as matching funds for an Artspace feasibility study in Olympia. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Hankins, Councilmember Langer and Councilmember Roe

Excused: 1 - Councilmember Rogers

5. PUBLIC HEARING

5.A [13-0096](#) Public Hearing on High Density Corridor Interim Ordinance

Attachments: [1. HCD Ordinance #6820](#)

Community Planning and Development Director Keith Stahley provided a brief background on this issue.

Mayor Buxbaum opened the public hearing.

Ms. Carolyn Roos, Bush Ave NW, spoke in support of increasing setbacks in commercial zones. She noted the City allowed a deviation for the proposed apartment complex on Bing Street, which is zoned commercial, to allow access to the development by way of residential streets. She asked the Council to consider adopting zoning standards that would prohibit commercially zoned properties from being developed if their only access is through residential areas. She said this would ensure that residential streets will carry residential traffic .

The public hearing was closed.

Mayor Buxbaum suggested Ms. Roos' comments be looked at.

Councilmember Cooper moved, seconded by Councilmember Langer, to affirm adoption of Ordinance 6820. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Hankins, Councilmember Langer and Councilmember Roe

Excused: 1 - Councilmember Rogers

6. OTHER BUSINESS

6.A [12-0554](#) Location Recommendation for Peoples' Prize Sculpture

Attachments: [1. Port Plaza Site Illustration](#)
[2. Yauger Site Illustration](#)

Arts & Events Manager Stephanie Johnson provided the background on this issue. She noted the Parking and Business Improvement Area is considering the purchase of another piece of art to be placed in the downtown area. Mr. Trent Hart shared the Arts Commission's discussion on siting the piece as well as pictures of the art piece on both suggested sites. He pointed out the drawbacks for each site: the City does not own the property at the Port, and there is a possibility of high water at Yauger Park.

Councilmember Langer asked if safety concerns were discussed at either site. Mr. Hart said the artist will reinforce the piece to stand up to various issues.

Councilmember Langer suggested placing an art piece in front of City Hall. Council agreed to refer this to the Arts Commission. Councilmember Cooper suggested public participation be considered similar to the People's Prize Sculpture contest.

Councilmember Cooper moved, seconded by Mayor Pro Tem Jones, to approve the Port Plaza location for Windstar by Ross Matteson, with the understanding that if agreement is not reached with the Port on a site, Windstar will be placed at Yauger Park; and authorize the City Manager to negotiate an appropriate interlocal agreement with the Port of Olympia for placement of the sculpture. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Hankins, Councilmember Langer and Councilmember Roe

Excused: 1 - Councilmember Rogers

6.B [13-0066](#) Recommendations for Off-Leash Dog Areas in Olympia

Attachments: [1. PRAC Recommendation](#)
[2. Minority Report](#)

Associate Parks, Arts, and Recreation Director David Hanna provided information on the proposal for off-leash dog areas. He reviewed what has been done to date and what has been learned through the exercise. He said multiple off-leash dog area (OLDA) sites provide convenient access and preclude over-use of a single facility, and OLDAs should be centrally located and easy to access.

Mr. Jim Nieland, Vice Chair of the Parks Recreation Advisory Committee (PRAC), said they looked at over 20 sites for a potential dog park and seven sites were recommended. He noted the west side sites are the largest and the top two sites could ultimately be purchased as a City park.

Mr. Hanna said owners of the proposed sites have agreed to allow the site to be used for a dog park. He noted staff looked for sites away from residential uses.

Mr. Nieland said the west side parks would be leased property and the other sites are currently City-owned. He reviewed the pending closure of Sunrise Park as a dog park and recommended closing this park Sunday through Wednesday, allowing people to use the park Thursday through Saturday, and fully close the park by May 31.

Mr. Hanna asked the council to provide direction on the five recommendations made by the PRAC:

1. Initiate phased development of multiple off-leash dog areas.
2. Construct a west side OLDA first.
3. Pursue establishment of small OLDAs at Priest Point, Kettle View, and Governor Steven's Field parks, as resources allow.
4. Close Sunrise Park OLDA Sunday through Wednesday, and open the park Thursday through Saturday. Permanently close this park May 31, 2013, unless a new park opens earlier.
5. Begin negotiations with potential OLDA site landowners on the west side and initiate OLDA design and cost estimates and conduct a public process to inform and hear comment on the impacts and benefits of a new OLDA location.

He also stated staff will secure land appraisals where appropriate, work with the Legal Department on negotiations with landowners, bring forward to Council a lease proposal and site plan for approval, and staff will design and permit the project and construct the new facility as soon as possible.

Comments made by Councilmembers include the following:

- Before we move forward, staff should document what we learned about Sunrise Park.
- Do not close Sunrise until another OLDA is open.
- Reduced days at Sunrise Park is okay.
- What is the scope of development cost?
- What are access needs?
- \$100,000 is approved in the Capital Facilities Plan.
- Is fencing necessary? Yes
- Use at Sunrise Park is down, have the neighborhood's concerns been lessened or mitigated?
- Install signage - "Be Respectful" "Temporary"
- Report back to Council by May 1 if another dog park would be opened by May 31.

Mr. Hanna noted that dog owners have learned what the impacts have been on the neighbors. He said he would not want to live next to a dog park.

Mr. Rob Ahlschwede said the task force did more work than PRAC.

Councilmember Langer moved, seconded by Councilmember Hankins, to authorize staff to proceed with next steps consistent with the five recommendations from the Parks and Recreation Advisory Committee, with the understanding that any land acquisition or lease agreement and park development would be subject to Council approval and funding appropriation. The motion carried by the following vote:

Aye: 6 - Mayor Buxbaum, Mayor Pro Tem Jones, Councilmember Cooper, Councilmember Hankins, Councilmember Langer and Councilmember Roe

Excused: 1 - Councilmember Rogers

7. CONTINUED PUBLIC COMMUNICATION

8. REPORTS AND REFERRALS

8.A COUNCIL INTERGOVERNMENTAL/COMMITTEE REPORTS AND REFERRALS

Councilmember Cooper reported he was appointed by the Mayor of Tumwater to serve on their citizens focus group for a master plan for the Brewery District.

Councilmember Hankins said she attended the Bicycle and Pedestrian Advisory Committee meeting,

Mayor Pro Tem Jones reported highlights from the Intercity Transit Authority Board and Thurston Regional Planning Council meetings he attended ,

Councilmember Roe thanked Communications Manager Cathie Butler for organizing the parliamentary training last week.

Councilmember Langer reported highlights from the Land Use and Environment Committee meeting.

Council discussed using the Mithun Visualization software program in deliberations for the Shoreline Master Program and agreed to spend an additional \$16,000 to enhance the current software. In addition to comparing and contrasting building setbacks, the software can be used to 1) simulate taking a video around the shoreline from the perspective of someone on a boat; 2) show different treatments and how they will affect the shoreline; and 3) depict specific buildings and development ideas on specific parcels. Councilmember Roe will work with staff in screening the software.

Mayor Buxbaum reported many sakura flowering cherry trees were planted near Percival Landing with the Japanese Consul General during the Japanese New Year Celebration on Saturday. He also reported the Council agreed to nominate the Garden Raised Bounty (GRuB) program for the AWC scholarship contest and said GRuB will give a presentation to staff in late February on their selection process .

Mayor Buxbaum urged the Council to support the work he has done on the HOME Consortium. He said Councilmember Cooper is now the City's representative . After discussion, Council agreed to find a process to formalize a recommendation prior to the Council's Study Session with the County Commissioners.

8.B CITY MANAGER'S REPORT AND REFERRALS

City Manager Steve Hall said the City has received three inquiries about the purchase of City property west of the Smith Building. He asked for a referral to the Finance Committee. Council agreed.

He also reported that Puget Sound Energy has installed lights at the Artesian Well lot .

9. ADJOURNMENT

The meeting adjourned at 10:11 pm.