



City of Olympia

City Hall
601 4th Avenue E
Olympia, WA 98501

Meeting Minutes City Council

Information: 360-753-8447

Tuesday, December 18, 2012

7:00 PM

Council Chambers

Last Meeting of the Year

1. ROLL CALL

Present: 7 - Mayor Stephen H. Buxbaum, Mayor Pro Tem Nathaniel Jones, Councilmember Jim Cooper, Councilmember Julie Hankins, Councilmember Steve Langer, Councilmember Jeannine Roe and Councilmember Karen Rogers

1.A ANNOUNCEMENTS

Buxbaum noted the tragedy in Newtown, Connecticut at Sandy Hill Elementary School.

1.B APPROVAL OF AGENDA

Councilmember Langer moved, seconded by Councilmember Hankins, to approve the agenda. 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

2. SPECIAL RECOGNITION

2.A 12-0869 Proclamation Honoring David Riker for his 25 Years of Service to the City of Olympia

Attachments: [1. Proclamation](#)

Public Works Director Rich Hoey recognized the 25-year career of Transportation Director David Riker, who will retire from the City on December 31 of this year. Mayor Buxbaum read the proclamation. Mr. Riker accepted it and thanked others who have worked with him over the years. City Manager Steve Hall acknowledged the many great efforts and accomplishments of Mr. Riker. Councilmembers also acknowledged and thanked David for his work at the City.

3. PUBLIC COMMUNICATION

Mr. Terrence Zander, 1419 36th Ave. NE, shared some past incidents the City has seen with homeless individuals. He noted Camp Quixote was organized by the homeless community and said the City needs to listen to the homeless.

Ms. Meg Martin, 1118 Eastside St. NE, said she worked with the homeless last night and collected surveys about shelters open to them. She said the majority want to be

free to make choices as to where they stay.

Ms. Selena Kilmoyer, 1320 8th Ave. SE, shared a quote from Dorothy Day regarding the need to help the homeless.

Mr. Alex Daye, 143rd Ave. SE, spoke of the marginalization of homeless.

Mr. Phil Owen, 1320 8th Ave. SE, Interfaith Works, spoke against the proposed camping ordinance on the agenda.

Mr. Jim Reeves spoke of an impending earthquake.

Mr. Christopher Mounts, 915 Tullis St., outreach worker, urged the Council to table any actions on the camping and sidewalk ordinances until a public hearing is held.

Mr. Gurinder Sodhi, 420 Sherman St. SW, #419, thanked Public Works staff for addressing his safety concerns he brought up last week.

Mr. Mike Pelly, 1106 Partridge Dr. NW, spoke against the proposed camping ordinance.

Mr. Jo Robinhood, Westside Olympia, noted there are 18 million empty homes and one million homeless individuals. He asked that the police leave the homeless alone and they will take care of each other.

Ms. Emily Pieper, 1303 8th Ave. SE, asked that the Council not act on these ordinances until they talk with the homeless.

Ms. Sammy Harness said she was homeless in her teens and said treating trauma suffered by homeless individuals is essential.

Ms. Emmeline Mead, a downtown resident, said these ordinances will criminalize homelessness.

Mr. Jon Colt, a resident of Camp Quixote, spoke against adoption of the no camping ordinance.

Mr. Gene Hoover, 3109 Lindell Rd. NE, asked the Council to vote against the camping ordinance and changes to the sidewalk ordinance.

COUNCIL RESPONSE TO PUBLIC COMMUNICATION (Optional)

Mayor Buxbaum thanked those who spoke this evening.

4. CONSENT CALENDAR

4.A 12-0857 Approval of December 7, 2012 Special City Council Meeting with the Legislative Delegation Minutes

Attachments: [1. Minutes](#)

The minutes were adopted.

4.B 12-0868 Approval of December 11, 2012 City Council Meeting Minutes

Attachments: [1. Minutes](#)

The minutes were adopted.

4.C 12-0867 Bills and Payroll Certification

Attachments: [1. Bills and Payroll](#)

Claim check numbers 327559 through 328521: Total \$4,923,276.65; and Payroll check numbers 85793 through 85829 and Direct Deposit Transmissions: Total \$2,378,012.55.

The report was adopted.

4.D 12-0821 Approval of Janitorial Services Agreement Renewal

Attachments: [1. Recommended Amendment](#)
[2. Current Agreement](#)

The contract was adopted.

4.E 12-0865 Approval of 2013 Human Services Review Council Funding Recommendations

Attachments: [1. HSRC Recommendations](#)
[2. Minutes](#)
[3. Interlocal](#)

The decision was adopted.

SECOND READINGS

4.F 12-0204 Ordinance Adopting the 2013 - 2018 Capital Facilities Plan (CFP) and Appropriating Funds for 2013.

Attachments: [1. Ordinance](#)
[2. CFP Projects](#)
[3. Summary of changes](#)

The ordinance was adopted on second reading.

4.G 12-0686 Ordinance Adopting Fire System Permit Fee Structure Change

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading.

4.H 12-0748 Ordinance Amending Real Estate Excise Tax (REET)

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading.

4.I 12-0756 Ordinance Amending Land Use Fees for Pre-Submission Meetings

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading. Councilmember Rogers voted no.

4.J 12-0763 Ordinance Amending Transportation Impact Fees

Attachments: [1. Ordinance](#)
[2. Annual Project Cost Inflation](#)

The ordinance was adopted on second reading. Councilmember Rogers voted no.

4.K 12-0779 Ordinance Amending Building and Engineering Fees for Multi-plan Review and Re-inspections

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading. Councilmember Rogers voted no.

4.L 12-0788 Ordinance Appropriating 2013 Special Funds

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading.

4.M 12-0789 Ordinance Amending School Impact Fees

Attachments: [1. School Impact Fee Ordinance](#)

The ordinance was adopted on second reading.

4.N 12-0798 Ordinance Adopting the 2013 Operating Budget

Attachments: [1. Ordinance](#)
[2. Summary of Changes](#)

The ordinance was adopted on second reading. Councilmember Rogers voted no.

4.O 12-0816 Ordinance Adopting the 2013 Utility Rates and General Facilities Charges

Attachments: [1. Rate Ordinance](#)
[2. LOTT Cover Letter and Resolution](#)

The ordinance was adopted on second reading.

4.P 12-0820 Ordinance Granting a Telecommunications Master Permit to Electric Lightwave LLC (Integra Holdings)

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading.

4.Q 12-0822 Ordinance Amending Park Impact Fees

Attachments: [1. Ordinance](#)
[2. 2012 Park Impact Fee Study](#)

The ordinance was adopted on second reading. Councilmember Rogers voted no.

4.R 12-0831 Ordinance Repealing OMC 2.06.010.D - Committee of the Chairs

Attachments: [1. Ordinance](#)

The ordinance was adopted on second reading.

FIRST READINGS

4.S 12-0814 Ordinance Amending OMC Chapter 3.16 Regarding Contracts

Attachments: [1. Ordinance](#)

The ordinance was approved on first reading and moved to second reading.

Approval of the Consent Agenda

Councilmember Cooper moved, seconded by Mayor Pro Tem Jones, to adopt the Consent Calendar. 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

5. PUBLIC HEARING - None

6. OTHER BUSINESS

6.A 12-0850 Draft Shoreline Master Program (SMP) Concepts and Process

- Attachments:**
- [1. Draft SMP 12-18-12](#)
 - [2. SMP Summary 12-18-12](#)
 - [3. Questions Sorted by Subject](#)

Community Planning and Development Director Keith Stahley reviewed the work the Council has done on the draft Shoreline Master Program (SMP). He noted there have been 15 meetings since April 2012 regarding the SMP. He then reviewed the decisions made by Council, projects that are currently in the restoration program, continuing work that needs to be done, and next steps.

Council agreed with the comments and determinations made by staff based on Council discussions.

The decision was approved.

6.B 12-0863 Ordinance Concerning the Use of City-Owned Property

- Attachments:**
- [1. Ordinance](#)

City Manager Steve Hall shared his feelings and frustrations about the issue of homelessness. He said more time spent on this will not solve the problem of homelessness - the issues are bigger than we can solve, but we can't be paralyzed by the enormity of the issue. He pointed out the individuals in front of City Hall are not screened, segregated, or managed and it's unsafe, unsanitary, and a big liability. Some have serious public health issues, some actual assaults have taken place, and a sense of safety has been lost on the steps of City Hall. By taking action on this ordinance, the Council or staff won't give up our commitment to continue working on the issues. He said the City has a reputation of being a compassionate community and urged the Council to take action to make public spaces safe again.

Comments by Councilmembers include the following:

- There is a need to provide humane and reasonable housing.
- The system has let us down.
- There is a need for national, state, and county solutions that are better than what we have now.
- This ordinance does not reflect the values of Olympia.
- We need a Homeless Bill of Rights.
- If the ordinance is passed, we need to have a bigger dialogue about homelessness led by Olympia.
- the City supports many nonprofits by providing meeting space.
- Most residents do want these ordinances.
- This ordinance is about safety and behaviors.
- Elected officials have a duty to represent all citizens.
- We need a successful downtown to provide revenue to help provide for social services.
- We are making important progress - Rosie's at Night could open by January 23, the Union Gospel is exploring creating more shelter, Salvation Army is considering changing procedures on intake, beginning a dialogue on an alternative shelter for a low barrier shelter system.

Councilmember Langer moved, seconded by Councilmember Rogers, to approve on first reading and forward to second reading an ordinance prohibiting camping on City-owned property.

Council agreed to bring this item forward on the January 8, 2013 agenda, under Other Business.

The motion carried by the following vote:

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

Nay: 1 - Councilmember Cooper

6.C 12-0875 Ordinance Concerning the Use of Downtown Sidewalks**Attachments:** [1. Ordinance](#)

City Manager Steve Hall introduced this item and said this ordinance deals with the use of sidewalk. He reviewed the aspects of the ordinance as outlined in the staff report.

City Prosecutor Paul Wohl stated the camping ordinance does not address sidewalks and this amendment to the sidewalk ordinance would allow sleeping on the sidewalk between 12 midnight and 7 am.

Councilmember Langer said the ordinance does not include a sunset provision, but the Land Use and Environment Committee will review this after it is in effect one year.

Councilmember Langer moved, seconded by Councilmember Hankins, to suspend the rules and pass on first and final reading an ordinance concerning downtown sidewalk uses.

Councilmember Cooper moved, seconded by Mayor Pro Tem Jones, to amend the motion to include a one-year sunset clause. Motion fails 4-3, with Councilmember Hankins, Councilmember Roe, Councilmember Rogers, and Councilmember Langer voting no.

The original motion carried by the following vote:

Aye: 5 - Mayor Pro Tem Jones, Councilmember Hankins, Councilmember Langer, Councilmember Roe and Councilmember Rogers

Nay: 2 - Councilmember Cooper and Mayor Buxbaum

6.D 12-0851 2012 Construction Projects and Year End Report**Attachments:** [1. 2012 City Priorities Work Plan - Year End Report](#)

Public Works Project Manager Jim Rioux reviewed the 2012 capital construction projects which he said are valued at \$22 million. The projects included the following:

- Improved pedestrian safety, including the installation of audible pedestrian signals.
- Cooper Point pedestrian crossing - installed a mid-block island.
- Henderson Boulevard Sidewalk - 2,300 linear feet.
- Pavement Preservation program.
- McAllister Transmission Main - the wellfield should be on line by 2014.
- Martin Way Stormwater outfall project.
- West Bay sewer project - replaced 2,700 feet of sewer.
- 18th Avenue improvements - sidewalks and bicycle lanes.
- 18th Avenue Twitter Pilot.

Projects on line for 2013 include the following:

- Upgrades for The Washington Center
- West Bay Drive sidewalk project
- Automated water meter replacement project

Assistant City Manager Jay Burney provided a Year End Report and reviewed the progress made on the Council's 2012 priorities

INVEST IN DOWNTOWN

- Implemented the Ambassador program.
- Improvements at the Artesian Well Site.
- New Parklets and benches.
- Percival Plinth Project.
- The Washington Center Siding Repairs.
- The opening of the Hands On Children's Museum.

SUSTAINABLE BUDGET

- Received citizen input on the budget.
- The criminal justice levy passed.

PLAN FOR FUTURE

- Substantial work on the Comprehensive Plan and the Shoreline Master Program.

INSPIRE STRONG RELATIONSHIPS

- Implemented Twitter.
- Centralized news releases.
- Implemented the Legistar posting system.
- Signed a Memorandum of Agreement with the Coalition of Neighborhood Associations.
- Neighborhood Matching Grants.

The report was accepted.

7. CONTINUED PUBLIC COMMUNICATION - None

8. REPORTS AND REFERRALS

8.A COUNCIL INTERGOVERNMENTAL/COMMITTEE REPORTS AND REFERRALS

Councilmember Hankins reported she attended the Bicycle and Pedestrian Advisory Committee meeting.

Councilmember Roe reported she attended the Parking and Business Improvement Area and the Visitor and Convention Bureau meetings. She also reviewed highlights of the General Government Committee meeting. Council agreed to bring forward the Request for Qualifications for a new Hearing Examiner to Council on January 8 under Consent.

Councilmember Langer reported on highlights from the LOTT Clean Water Alliance Board meeting.

Mayor Buxbaum acknowledged the great work of Bob Jones as the City's liaison to Joint Base Lewis McChord.

8.B CITY MANAGER'S REPORT AND REFERRALS

City Manager Steve Hall noted the City received a Certificate of Appreciation from Joint Base Lewis McChord for our support to the 593rd Special Troops Battalion and presented it to Mayor Buxbaum.

Mr. Hall also reviewed the Council retreat dates and places. Council agreed to hold their retreat at LOTT on January 11 and 12, and contract with Kendra Dahlen to be the facilitator. Councilmembers will be interviewed individually by Ms. Dahlin who will then meet with the Mayor, the Mayor Pro Tem, and the City Manager to set the agenda.

9. ADJOURNMENT

The meeting adjourned at 10:27 pm.