

Oak Harbor City Council
Regular Meeting Minutes
January 6, 2015

CALL TO ORDER

Mayor Scott Dudley called the meeting to order at 6:00 p.m.

ROLL CALL

Present:

Mayor Scott Dudley
Paggao Merriman
Councilmember Rick Almberg
Councilmember Bob Severns
Councilmember Tara Hizon

Staff Present:

Deputy City Administrator/Finance Director Doug Mayor Pro Tem
City Attorney Nikki Esparza
Chief of Fire Ray Merrill
Public Works Director Cathy Rosen
Development Services Director Steve Powers
City Engineer Joe Stowell
Chief of Police Ed Green
Senior Services Administrator Mike McIntyre
Executive Assistant to the Mayor Kellye Mazzoli
City Clerk Anna Thompson

Councilmembers Campbell, Munns, and Servatius were absent.

PLEDGE OF ALLEGIANCE/INVOCATION

Mayor Pro Tem Paggao gave the invocation and Mayor Scott Dudley led the pledge of allegiance.

Motion to Excuse Councilmembers: Councilmember Severns moved to excuse the three (3) missing councilmembers, motion seconded by Councilmember Almberg, unanimously passed.

HONORS AND RECOGNITIONS

Fire Chief Ray Merrill recognized Rich Rodgers- who has been employed with the Oak Harbor Fire Department for 40 years. Chief Merrill provided Mr. Rodgers with an honorary fleece and plaque.

Mayor Dudley called a brief recess at 6:12 p.m. to thank Rich Rodgers for his service to the community. Mayor Dudley reconvened the meeting at 6:13 p.m.

PRESENTATION

Regina Flores, Vice-President/ Treasurer of Animals in Need, introduced the non-profit organization Animals in Need. Ms. Flores provided images of animals in need on power point.

APPROVAL OF AGENDA

Motion: Councilmember Almberg moved to amend the Agenda, moving 8.c to precede item 8.a. Motion seconded by Councilmember Severns, and unanimously approved.

Motion: Councilmember Severns moved approve the Agenda as amended. Motion seconded by Mayor Pro Tem Paggao, unanimously approved.

CITIZEN COMMENT PERIOD

Mayor Scott Dudley opened the citizen comment period at 6:19 p.m.

Citizen Speaking

Billie Cook

Mayor Dudley closed the comment period at 6:22 p.m.

CONSENT AGENDA

- a. Minutes of the Regular Meeting on December 16, 2014 and Workshop Meeting on December 17, 2014
- b. Approval of Accounts Payable and Payroll Check Numbers
- c. Ordinance 1713: Amend OHMC Chapter 5.12 entitled 'Pinballs and Similar Devices'
- d. Puget Sound Energy Request for Vegetation Management Easement
- e. Planning Commission Appointment – Jes Walker-Wyse

Councilmember Hizon asked to pull Consent Agenda Item 8.e. Ms. Hizon suggested that the appointment process for Boards and Commission be updated to provide for more public participation.

Motion: Councilmember Severns moved to approve Consent Agenda items 8.a through 8.d. Motion seconded by Councilmember Almberg, unanimously approved.

Motion: Councilmember Hizon moved to approve Consent Agenda item 8.e, seconded by Councilmember Severns, Unanimously approved

MAYOR, STAFF AND COUNCIL COMMENTS

City Administrator

There will be a Council Workshop scheduled likely during the second week in February to discuss the Waste Water Treatment Plant construction.

Police Chief Green will be leaving Sunday for the FBI Academy until March 20th and Captain Teri Gardner will serve as acting Chief in his absence.

The AWC Conference is scheduled for February 18-19th.

Mayor

Mayor Dudley acknowledged Ms. Hizon's earlier comment that the administration is working to make the Board and Commissions process a more open process.

Councilmembers

Councilmembers Almberg and Severns wished the community a Happy New Year.

Councilmember Hizon announced upcoming Youth Commission meetings and Whidbey Playhouse tryouts.

ORDINANCES AND RESOLUTIONS

Item 8.d Ordinance 1715: Update to OHMC Chapter 10.44 Skateboards, Rollerblade, Bicycling
Police Chief Green provided the staff report.

Mayor Dudley opened the public comment at 6:30 p.m.

Citizen Comments

Ben Servatius
Apple Servatius
Celine Servatius
Brian Wood
Ron Still
John Clarks
Kirk Janig

Mayor Dudley closed the comment period at 6:45 p.m.

Councilmember Severns asked Chief Green whether there have been safety concerns on the sidewalks in Downtown Oak Harbor.

Mayor Pro Tem Paggao spoke to safety concerns of bicycle riding on Pioneer Way and the possibility of dangerous collisions with shoppers.

Councilmember Almberg suggested restructuring the Ordinance so that it protects pedestrians on Pioneer Way without restricting bicyclists and skateboards. Mr. Almberg suggested referring this item to a Council Workshop for further discussion.

Councilmember Hizon read a letter from Councilmember Servatius, who wrote against proposed Ordinance 1715. Ms. Hizon spoke in favor of restructuring the Ordinance so that safety measures are taken while continuing to allow bicyclists and skateboarding on the sidewalk.

Ordinance 1715: Update to OHMC Chapter 10.44 Skateboards, Rollerblade, Bicycling

Mayor Scott Dudley turned to the City Attorney Nikki Esparza for direction on the proposed motion.

Discussion among Councilmembers regarding amendments to the proposed Ordinance 1715.

Motion: Councilmember Hizon moved to postpone the item until Council can come back with a draft, seconded by Councilmember Almborg. Councilmembers Almborg, Severns and Hizon voted in favor of the Motion.

Mayor Pro Tem Paggao voted against the motion.

Motion fails. No action taken.

8.a Resolution 14-43: Defining the Construction Work Location for the Waste Water Treatment Plant
City Engineer Joe Stowell provided the staff report.

Mayor Dudley opened the meeting for public comment at 7:25 p.m., no comments, closed at 7:25 p.m.

Discussion among Councilmembers.

Resolution 14-43: Defining the Construction Work Location for the Waste Water Treatment Plant

Motion: Councilmember Almborg moved to adopt Resolution 14-43: Defining the Construction Work Location for the Waste Water Treatment Plant. Motion seconded by Councilmember Hizon, unanimously passed.

Ordinance 1714: Repealing OHMC Chapter 1.14 entitled 'Inspection of Public Records' and creating OHMC Chapter 1.14 entitled 'Public Records'
City Attorney Nikki Esparza provided the staff report.

Mayor Dudley opened the meeting for public comment at 7:31 p.m., no comments, closed at 7:31 p.m.

Ordinance 1714: Repealing OHMC Chapter 1.14 entitled 'Inspection of Public Records' and creating OHMC Chapter 1.14 entitled 'Public Records'

Motion: Councilmember Hizon moved to adopt Ordinance 1714 repealing Chapter 1.14 'Inspection of Public Records' and creating Chapter 1.14 entitled 'Public Records'. Motion seconded by Councilmember Severns, unanimously passed.

Ordinance 1710: Amend OHMC Title 7 entitled 'Animals'
Police Chief Green provided the staff report.

Mayor Dudley opened the meeting for public comment at 7:34 p.m., no comments, closed at 7:34 p.m.

Ordinance 1710: Amend OHMC Title 7 entitled 'Animals'

Mayor Dudley called a recess at 7:37 p.m., and reconvened the meeting at 7:42 p.m.

Motion: Councilmember Severns moved to approve Ordinance 1710 as presented. Motion

seconded by Councilmember Almberg, unanimously passed.

PUBLIC HEARINGS/PUBLIC MEETINGS

UNFINISHED BUSINESS

NEW BUSINESS

Professional Services Agreement with Matt Montoya for Public Defense Services
Deputy City Administrator/ Finance Director Doug Merriman provided the staff report.

Mayor Dudley opened the meeting for public comment at 7:45 p.m., no comments, closed at 7:45 p.m.

Professional Services Agreement with Matt Montoya for Public Defense Services

Motion: Councilmember Hizon moved to authorize the Mayor to sign the Professional Services Agreement with Island Defense, LLC. Motion seconded by Councilmember Severns, unanimously passed.

Proposal to NAS Whidbey for Construction of Water System Improvements
Public Works Director Cathy Rosen provided the staff report.

Mayor Dudley opened the meeting for public comment at 7:53 p.m., no comments, closed at 7:53 p.m.

Proposal to NAS Whidbey for Construction of Water System Improvements

Motion: Councilmember Severns moved to authorize the Mayor to submit the City's proposal to the Navy with the addition of the Navy's proportionate share of construction costs including design, contract administration, Archeology and construction in response to the Navy's Amended Request for Proposal Contract Number as presented. Motion seconded by Councilmember Hizon, unanimously passed.

Motion to set 2015 City Council Workshops
Deputy City Administrator/ Finance Director Doug Merriman provided the staff report.

Mayor Dudley opened the public comment at 8:03 p.m., no comments, closed at 8:03 p.m.

Motion to set 2015 City Council Workshops

Councilmembers suggested alternative scheduling for Workshops.

Motion: Councilmember Hizon moved to set the 2015 Council Workshop meetings for the Fourth Wednesday of each month, with the exception of June, November and December, which will meet on the Third Wednesday of the month [starting at 3:00 pm]. Motion seconded by Councilmember Severns, motion passed unanimously.

ADJOURNMENT

Councilmember Hizon moved to adjourn, seconded by Councilmember Almberg, unanimously carried.

The meeting adjourned at 8:11 p.m.

Anna M. Thompson, City Clerk