

Oak Harbor City Council
Regular Meeting Minutes
October 15, 2013

CALL TO ORDER

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

INVOCATION/PLEDGE OF ALLEGIANCE

Pastor Ron Lawler from Family Bible Church gave the Invocation and Mayor Dudley led the Pledge of Allegiance.

ROLL CALL

Present:

Mayor Scott Dudley
Mayor Pro Tempore Danny Paggao
Councilmember Rick Almborg
Councilmember Jim Campbell
Councilmember Tara Hizon
Councilmember Beth Munns
Councilmember Joel Servatius
Councilmember Bob Severns

Staff Present:

City Administrator Larry Cort
Finance Director Doug Merriman
Development Service Director Steve Powers
Public Works Director Cathy Rosen
Assistant City Attorney Nikki Esparza
City Engineer Joe Stowell
City Clerk Valerie J. Loffler
Police Chief Ed Green
Fire Chief Ray Merrill

HONORS AND RECOGNITIONS

Friends of the Library Month

Councilmember Beth Munns was joined at the podium by Library Board Member Anne Sullivan as she read the Proclamation for Friends of the Library Month. Ms. Sullivan thanked Council for their support. She also recognized managing librarian Mary Campbell and encouraged citizens to check out the library's website.

APPROVAL OF AGENDA

Motion: Councilmember Campbell moved, seconded by Councilmember Severns, to amend the agenda to include a discussion on labor negotiations at the Executive Session. The motion carried unanimously.

Councilmember Almborg moved to postpone Item 7.c., Ordinance 1673 relating to the 2014 Property Tax Levy, to the meeting of November 6, 2013. The motion was seconded by Councilmember Campbell.

Councilmember Almborg said it was necessary for government to demonstrate the need for a tax increase, and Council only has the expense side of the equation for the budget amendment. It would be inappropriate to deal with the property tax without third quarter projections.

The motion carried unanimously.

Motion: Councilmember Paggao moved to approve the agenda as amended. The motion was seconded by Councilmember Almberg and carried unanimously.

CITIZEN COMMENT PERIOD

Shane Hoffmire said he considers Mayor Dudley a good friend and that he and his family worked to get him elected. As such, he can't turn a blind eye to his disappointment in the Mayor's style of governance. Recent events have caused him to think the Mayor's vision has become something askew.

Mr. Hoffmire posed the question, "Does the Mayor support the council candidates he does because that's what he believes is best for Oak Harbor, or could it be that simply he feels they are what is best for him?" Mr. Hoffmire added he certainly believes Oak Harbor's future lies in how the citizens of Oak Harbor choose to answer this question.

He thanked Council for their hard work and for the opportunity to express his perspective.

CONSENT AGENDA

- a. Minutes of the Regular City Council meeting held October 1, 2013
- b. Approval of Accounts Payable Voucher Nos. 155721 through 155724 in the amount of \$950.00; Nos. 155725 through 155735 in the amount of \$1,756.85; and Nos. 155736 through 155913 in the amount of \$1,376,898.53
- c. Resolution 13-23: Authorizing an Interlocal Agreement with the Association of Washington Cities Benefit Trust Creating the Health Care Program Subject to Required Assessments
- d. Motion to authorize the Mayor to sign the Interagency Agreement with the Coupeville School District for 2014 Whidbey Island Marathon volunteers in an amount not to exceed \$1,000.00
- e. Motion to confirm the Mayor's re-appointment of Anne Sullivan to the Library Board for a term to expire December 2018
- f. Motion to confirm the Mayor's re-appointment of Margaret Grunwald to the Library Board for a term to expire December 2017
- g. Motion to authorize the Mayor to sign a Retainer Agreement for Interim City Attorney Services with the firm of Weed, Graafstra and Benson, Inc., beginning on October 16, 2013 and ending on December 31, 2013
- h. Motion to authorize the Mayor to sign a Professional Services Agreement with Equinox Research Consulting International, Inc. for Archaeological Services related to installation of new water mains in the amount of \$35,360.98 and a management reserve of \$2,000.00
- i. Motion to authorize the purchase of 500 roll carts for the Solid Waste Utility in the amount of \$28,000.00

Motion: Councilmember Hizon moved to remove Item 4.a., October 15th Minutes. The motion was seconded by Councilmember Almberg and carried unanimously.

Councilmember Hizon moved to approve Consent Agenda items b. through i. The motion was seconded by Councilmember Severns and carried unanimously.

Councilmember Hizon pointed out it was Skip Pohtilla who led the cheer for Helen Chatfield-Weeks.

Councilmember Munns moved to approve the Minutes as corrected. The motion was seconded by Councilmember Almberg and carried unanimously.

Councilmember Munns announced Anne Sullivan was in the audience and recognized her for her reappointment to another term on the Library Board.

STAFF AND COUNCIL COMMENTS

City Administrator Dr. Larry Cort discussed the agenda for the October 23 workshop meeting.

Mayor Scott Dudley provided a brief report on the presentation by Carolyn Honeycutt from the Main Street Program.

Councilmember Danny Paggao raised the issue of Dena Royal's email about parking on Pioneer Way.

Councilmember Hizon asked for the parking issue to be brought forward to the appropriate individual because the idea was worthy of discussion. City Administrator Dr. Larry Cort responded the issue was brought to the attention of the Downtown Merchants Association.

ORDINANCES AND RESOLUTIONS

Ordinance 1672: Relating to Nightclubs and Amending Chapter 5.22 of the OHMC
Development Services Director Steve Powers provided the staff report.

Speaking in support was:

Gray Giordan
Bill Christian
Billie Cook

Jennifer Olson spoke in support of a change in the occupancy limit from 300 to 350 for the lounge she wants to open downtown.

Councilmember Hizon and Mr. Powers discussed club size and a related zoning map. Mr. Powers explained a map wouldn't show what size building could be in what zoning district because it's a function of the size of the building and interior space, not based on the building itself.

Mr. Powers clarified the City hasn't yet received an application, and therefore, couldn't speak directly to Ms. Olson's proposed plans.

Councilmember Hizon expressed her support with a change in occupancy so the City didn't preclude Ms. Olson from opening her establishment.

Councilmember Severns and Mr. Powers discussed the occupancy load in the one establishment in the C-5 zone and how the Planning Commission came to their recommendation.

Councilmember AlMBERG asked Ms. Olson to provide quantitative figures to support the occupant load she's requesting. Mr. AlMBERG stated he would be supporting the recommendation of the Planning Commission in the absence of substantial information.

Councilmember Paggao spoke in support of the Planning Commission's recommendation.

Mr. Powers responded to questions from Councilmember Campbell about enforcement stating there is a higher standard now than before.

Councilmember Munns asked about a variance and Councilmember Servatius suggested a period of probation.

Mr. Powers stated the code applies to the entire community and cautioned Council about discussing the ordinance in relation to the previous business at that location.

Ordinance 1672 An Ordinance of the City of Oak Harbor Amending Oak Harbor Municipal Code Chapter 5.22 Nightclubs to Include Application Restrictions, Application Conditions, Revocation of License Procedures to Include Hearing Examiner and Other Clarifications

Motion: Councilmember Almberg moved, seconded by Councilmember Munns, to adopt Ordinance 1672. The motion carried 6 to 1; Hizon opposed.

Resolution 13-24: Employee Health Benefits

City Administrator Dr. Larry Cort provided the staff report.

Councilmembers spoke in support and thanked staff and employees for the group effort to save the City money in health care costs.

Resolution 13-24 Changing the Health Insurance Benefit Plans Available to Eligible Employees and Directing Staff to Implement the Changes

Motion: Councilmember Hizon moved to adopt Resolution 13-24. The motion was seconded by Councilmember Munns and carried unanimously.

Mayor Dudley announced a recess at 7:40 p.m.

The meeting reconvened at 7:47 p.m.

PUBLIC HEARINGS/PUBLIC MEETINGS

Resolution 13-25: Authorizing the Sale of Vessels

Harbormaster Chris Sublet provided the staff report.

Mayor Dudley opened the public meeting at 7:50 p.m. No testimony was provided and the meeting was closed.

Councilmember Almberg asked about the timeframe for the process.

Resolution 13-25 Authorizing Sale of Boats for “Marina Charges”

Motion: Councilmember Servatius moved to adopt Resolution 13-25. The motion was seconded by Councilmember Munns and carried unanimously.

Ordinance 1668: Mid-Biennial Budget Amendment

Finance Director Doug Merriman provided the staff.

Mayor Dudley opened the public hearing at 7:56 p.m. No testimony was provided and the hearing was closed.

Mr. Merriman clarified budgeted versus actual figures and beginning fund balances.

Ordinance 1668 An Ordinance of the City of Oak Harbor to Amend the 2013-2014 Biennial Budget to Reconcile 2013 Budgeted Beginning Fund Balances to Actual Beginning Fund Balances as of January 1, 2013, and to Amend the 2013-2014 Biennial Budget for Required Changes Noted in the City of Oak Harbor's Mid-Biennial Review Process

Motion: Councilmember Hizon moved to adopt Ordinance 1668. The motion was seconded by Councilmember Campbell and carried unanimously.

UNFINISHED BUSINESS

Chamber of Commerce Budget Presentation

Chamber Executive Director Cathy Reed provided a brief presentation on the Chamber of Commerce budget.

Councilmembers asked questions about tracking the number and type of inquiries and other marketing activities.

Councilmembers thanked Ms. Reed for her contributions.

Councilmember Campbell expressed support for increasing the amount of funding.

EXECUTIVE SESSION

At 8:16 p.m. the Mayor announced an Executive Session to discuss property acquisition and labor negotiations. The executive session would last approximately 30 minutes and no action would be taken.

The meeting reconvened at 8:49 p.m.

ADJOURNMENT

Motion: Councilmember Severns moved, seconded by Councilmember Campbell, to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 8:49 p.m.

Valerie J. Loffler, City Clerk