



## **City Council Minutes – March 7, 2011**

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At 7:30 p.m. Mayor Maxwell called the regularly scheduled Anacortes City Council meeting of March 7, 2011 to order. Roll call found present: Kevin McKeown, Nick Petrish, Erica Pickett, Brad Adams, Bill Turner, Cynthia Richardson and Brian Geer. Roll call was followed by the Pledge of Allegiance.

### **Minutes of Previous Meeting**

Mr. Geer moved, seconded by Mr. McKeown, that the minutes of February 22, 2011 be approved as if read. Vote: Ayes – Petrish, Pickett, Adams, Turner, Richardson, Geer and McKeown. Motion carried.

### **Citizen Hearings**

No one present wished to speak on any item not already on the agenda.

### **Mayor/Council Communication**

Mayor Maxwell read a proclamation declaring March 2011 to be American Red Cross Month in Anacortes and urging citizens to recognize and support the efforts of Islands Red Cross in the community.

Mayor Maxwell announced that the Anacortes Public Library's 100<sup>th</sup> birthday celebration on Saturday was well attended and thanked councilmembers for joining the festivities.

Mayor Maxwell reported that the local construction battalion for the National Guard will be working with the community on Earth Day, April 9, to help clean up trails in the Anacortes Community Forest Lands. He said residents and service clubs who want to participate are invited to join in and may contact the mayor's office for more information.

Mayor Maxwell announced that he would deliver his annual State of the City address to the Chamber of Commerce at noon on Thursday, March 10, at Anacortes Lutheran Church.

Mr. McKeown announced that he would be resigning his City Council seat effective April 1, 2011 to accept a professional promotion that requires him to move to Seattle. He indicated that he would like to continue to serve out his term but will no longer have standing to do so since he will not have a residence in his ward. Mayor Maxwell thanked Mr. McKeown for his service and wished him the best. The mayor announced that the City will look for a new councilmember to represent the Ward 3.

### **Consent Agenda**

Mrs. Pickett said she had a question about Item C regarding the Vintage Investments 8-lot replat and conditional use permit preliminary approval.

Mr. Adams moved, seconded by Mr. McKeown, to remove Item C from the consent agenda and to approve the following Consent Agenda items. Vote: Ayes – Pickett, Adams, Turner, Richardson, Geer, McKeown and Petrish. Motion carried.

### **Approval of Vouchers/Cancellation of Warrants**

Council voted unanimously that the following vouchers/warrants audited and certified by the City's Auditing Officer (Finance Director) and subsequently reviewed and approved by the Council Finance Committee on February 24, 2011 and March 3, 2011 are approved for payment as of this date March 7, 2011.

Claims Warrants

February 2011: Warrant Numbers 59342 through 59505 in the total amount of \$522,850.19

EFT

February 2011: Warrant Numbers 59338 through 59341 in the total amount of \$331.10

Payroll for March 4, 2011 in the total amount of \$813,395.28

Warrant Numbers 35695 through 35732 in the total amount of \$36,957.89

Direct Deposit Numbers from 38848 through 39047 in the total amount of \$593,099.19

EFT Numbers from 1249 through 1254 in the total amount of \$183,338.20

Cancellation of Warrants

February 2011: Warrant Number 59156 in the total amount of \$100.00

In the same motion Council authorized the Mayor to sign the Findings of Fact, Conclusions of Law and Decisions for the H Avenue, LLC / Stone Ridge 3-lot preliminary plat application.

Regarding the Vintage Investments 8-lot replat, Mrs. Pickett asked the status of the of pedestrian access issue raised at the last Council meeting. She recalled that staff was going to work with the developer to achieve access. Planning Director Ryan Larsen responded that Condition 17 on page 4 addresses that item. Mr. Geer moved, seconded by Mr. McKeown, to authorize the Mayor to sign the Findings of Fact, Conclusions of Law and Decision for the Vintage Investments 8-lot preliminary plat and conditional use permit application. Vote: Ayes – Adams, Turner, Richardson, Geer, McKeown, Petrish and Pickett. Motion carried.

**Final Plat Application: Phase 2 of San Juan Passage**

Planning Director Ryan Larsen asked Council to approve Phase 2 of San Juan Passage. He explained that the applicant, GP Anacortes, LLC, is proposing to record twelve additional residential lots plus the last two parks in the development. Mr. Larsen pointed out the locations on the overhead. He reported that the applicant has completed the improvements for the Guemes Channel Trail, the hillside park, and the amphitheatre at the bottom; has worked with the Parks Department to address the Native Growth Protection Area along the north edge; has successfully landscaped along Oakes Avenue; and has bonded for the two neighborhood parks, curb and catch basin improvements and the second lift of asphalt. He added that the Planning Commission at its February 23, 2011 meeting recommended that City Council approve the final plat for Phase 2. Mr. McKeown commended the applicant for a great job on the parks and encouraged more one level homes along Oakes Avenue. He asked if the homes were still being built to LEED standards. Russ Lindquist, representing the applicant, said LEED construction is optional and that some buyers have elected to build to LEED standards, some have not, but that many LEED features are still included in the homes. Mr. Geer commended the project and thanked the applicant for the parks. Mr. Geer moved, seconded by Mr. McKeown, to approve the final plat for Phase 2 of the San Juan Passage subdivision/PUD. Mr. Turner said it was very encouraging that some new homes are moving ahead in the current economy and commended the applicant for keeping its word during tough times. Mrs. Richardson commented that she was pleased with the public amenities in the development and encouraged the public to visit the Guemes Channel trail and SHIP trail that are accessed via Edwards Way. Vote: Ayes – Turner, Richardson, Geer, McKeown, Petrish, Pickett and Adams. Motion carried. Mayor Maxwell reiterated that the applicant has done a really nice job and complimented the public amenities.

**Contract Award: North Texas Road Waterline - Phase 2 (Jennings Northwest)**

Public Works Director Fred Buckenmeyer advised councilmembers that he had distributed to their mailboxes the first monthly report on the water treatment plant improvement project which includes a description of recent progress, upcoming tasks and change order tracking. Mayor Maxwell asked if the

web cam is up at the site. Mr. Buckenmeyer said yes but that a more appropriately sized one is on order and that the web cam address will be announced when the new camera is up and running.

Mr. Buckenmeyer provided some background on the North Texas Road Waterline project. He said currently a single 16" waterline serves the refineries. The new project adds a second, 30-inch waterline. He said the project has been in the Capital Facilities Plan for years and is needed for redundancy, safety and service. He added that the cash is in hand in capital reserves. He explained that Phase 1 completed in 2010 included valving near the meter buildings and a culvert crossing near March's Point Road.

Mr. Buckenmeyer said there were 14 bids for Phase 2 and the low bid was from Jennings Northwest at \$2,001,862.84. He said Jennings has not contracted with the City of Anacortes before but their project manager has worked on two previous pipeline projects in the city and their references are satisfactory. Mr. Buckenmeyer noted that the Engineer's Estimate was \$2.8M so the city is still seeing cost reductions in the current bidding climate. Mayor Maxwell clarified that the cost of this capital improvement was built into the rate structure for the refineries and thus the refineries are footing the entire cost of the project since they are the sole beneficiaries.

Mr. McKeown asked what issues the project faces running so close to Padilla Bay. Mr. Buckenmeyer said none, the only environmental issue encountered was the pipe arch culverts installed in Phase I. He clarified the location of the culverts and the new Phase 2 pipe which will be two feet under the asphalt roadway. Mr. Adams confirmed that the new 30-inch line is in an entirely new location and separate from the existing 16-inch line and that both will be operational. Mr. Buckenmeyer confirmed that both will be kept in working order to provide redundancy in case one line needs to be shut down for service. Mr. McKeown asked how long the construction will last. Mr. Buckenmeyer said three to four months. Mr. Geer moved, seconded by Mr. Adams, to award the North Texas Road Waterline Phase 2 construction contract to Jennings Northwest in the amount of \$2,001,862.84. Vote: Ayes – Richardson, Geer, McKeown, Petrish, Pickett, Adams and Turner. Motion carried.

#### **Executive Session – Fifteen (15) Minutes**

At approximately 8:00 p.m. Mayor Maxwell announced that the Mayor, Council and City Attorney Brad Furlong would convene in Executive Session to discuss potential litigation for approximately fifteen minutes and would reconvene with no further action. At approximately 8:15 p.m., the Council reconvened and without taking any further action, the regularly scheduled meeting of March 7, 2011 was adjourned.