

COUNCIL MINUTES

Regular Meeting April 2, 2002

Mayor Troy Romero called the regular meeting of the Sammamish City Council to order at 7:30 pm

Councilmembers present: Mayor Troy Romero, Deputy Mayor Ken Kilroy, Councilmembers Jack Barry, Don Gerend, Ron Haworth and Kathleen Huckabay and Michele Petitti.

Staff present: Director of Administrative Services/Acting City Manager Pete Butkus, Director of Public Works/Assistant City Manager John Cunningham, Director of Community Development Ray Gilmore, Director of Finance Lyman Howard, Parks Manager Jeff Watling, Fire Chief John Murphy, City Attorney Bruce Disend and City Clerk Melonie Anderson.

Roll Call/Pledge

Roll was called. Deputy Mayor Kilroy led the pledge.

Approval of Agenda

MOTION: Deputy Mayor Kilroy moved to approve the agenda. Councilmember Haworth seconded the motion.

AMENDMENT: Councilmember Gerend moved to amend the agenda by removing Item #4 from the Consent Agenda and making it Item 8b under New Business. Councilmember Haworth seconded. Motion passed unanimously 7-0.

AMENDMENT: Deputy Mayor Kilroy moved to amend the agenda by moving the Executive Session to follow the City Manager's Report and remove Item #10 from the agenda at Staff request. Councilmember Gerend seconded. Motion passed unanimously 7-0.

MAIN MOTION: The agenda was approved as amended unanimously 7-0.

Presentations/Proclamations

Mayor Romero read a statement regarding the rescue of a Sewer District worker from a collapsed trench. Intergovernmental cooperation between the fire departments of Redmond, Kirkland, Eastside Fire and Rescue, public works crews from Issaquah and Sammamish and a paramedic unit from Evergreen Hospital was essential in the rescue.

MAYOR/COUNCIL/COMMITTEE REPORTS

- *Public Safety Committee (Councilmember Haworth):* The committee has not met but they did meet with Eastside Fire & Rescue to discuss the purchase of property to build an additional fire station in the City.
- *Finance Committee (Councilmember Barry):* The committee met tonight and reviewed the February Financials. There were no issues. The sales tax recovery program has netted \$21,000.
- *Community Development Committee (Councilmember Huckabay)* No report.
- *Public Works Committee (Councilmember Gerend):* Public Works Committee met today. They discussed the design process for Phase 1c. The committee is recommending bike lanes on the sidewalk as was done in Phase 1b. A wildlife biologist will be consulted about putting in a wildlife crossing. The SPAR design includes most of the suggestions the City put forth. Traffic analysis of the intersection at Issaquah Pine Lake Road and SE 32nd indicate a roundabout would be the best way to control the intersection. The committee is recommending further study but no decision will be made until a public process takes place. Further study will be done before the 2002 Sidewalk project is decided.
- *Legislative Committee (Councilmember Petitti):* No Report
- *Eastlake High School Report (Student Liaison Ali Khaki):* The school will participate in a mock DUI drill with the help of the fire department and police department.
- *Skyline High School Report (Student Liaison Courtney Paine)* Auditions are beginning for the spring musical. This week is spirit week and Tolo is Saturday.
- *Mayor Report:* No report.

PUBLIC COMMENT:

Bernie Lucking, 19615 SE 23rd Street, Urged Council to consider passing a noise ordinance that would allow police to respond to noise the reaches the level of becoming a public nuisance.

Mark Cross, 247 208th Avenue NE, He feels the staff has not taken his information into consideration when making the decision on the Eastlake Sammamish Trail PAUE.

CONSENT CALENDAR

- 1) **Payroll for pay period ending March 15, 2002 for pay date March 20, 2002 in the amount of \$105,508.22**
- 2) **Claims for period ending April 2, 2002, in the amount of \$415,868.27 for Check No. 5273 through Check No. 5346**
- 3) **Minutes for March 19, 2002 Regular Meeting**
- 4) **Resolution: Granting The Chairpersons Of City Advisory Boards The Authority To Remove Board Members (R2002-104)**
- 5) **Contract: Bank Of America For Bond Underwriting Services**
- 6) **Authorization: City Manager To Pay City Of Redmond For Fire And Medic Services For 2001 And 2002.**

MOTION: Deputy Mayor Kilroy moved to approve the consent calendar. Councilmember Huckabay seconded. Motion passed unanimously 7-0.

Unfinished Business

8. Hardship Exemption: Jarman (22703 NE Inglewood Hill Road)

Community Development Director Ray Gilmore gave the staff report. This request was tabled at the last meeting so staff could determine whether or not the applicants had vested rights due to a previously approved King County site plan. Mr. Gilmore reported that staff checked with King County DDES and they do not show any record of the applicant being issued a building permit or approval of their site plan. Therefore the applicant must continue with their hardship exemption request.

The applicants explained that they believed they were vested due to the fact the Sammamish Plateau Water and Sewer District required them to put in a water meter. This is an unusual request to make when there is no building permit on file. If the applicants had not purchased the water meter, their water rights would have been in danger of expiring and then they would have qualified for the exemption.

MOTION: Councilmember Haworth moved to approve the hardship exemption. Councilmember Gerend seconded. Motion passed unanimously 7-0.

Councilmember Haworth considers this is a true hardship since the applicants will be losing their current space and will go out of business if they are not allowed to build their auto repair station on this site.

Mayor Romero felt the exemption request should be granted since they would have lost their water rights.

New Business

8b Resolution: Requesting King County Plan And Design a 1,000 Space Park-And-Ride Facility In Issaquah Highlands

MOTION: Councilmember Gerend moved to table this item to the next meeting. Councilmember Huckabay seconded. Motion passed unanimously 7-0.

9. Ordinance: First Reading establishing interest and penalties to be imposed on delinquent annual special assessments for Beaver lake Management District #1

City Clerk Melonie Anderson gave the staff report. This ordinance needs to be put in place to allow King County and the City to impose penalties on delinquent accounts. This is the first reading. No action is required.

(Item #10 was withdrawn from the agenda)

11. Contract: Aerial Photography/3DI Technologies

Public Works Director/Assistant City Manager John Cunningham gave the staff report. This is a budgeted item. The City has been working with the Sammamish Plateau Water and Sewer District to share the cost of updating the City's aerial photography. These photographs will help with Stormwater issues and permitting on steep slopes. They city will share ownership of the photographs with the water district.

MOTION: Deputy Mayor Kilroy moved to authorize the City Manager to sign a contract with 3DI Technologies to provide aerial photographs of the city in an amount not to exceed \$50,000. Councilmember Huckabay seconded. Motion passed unanimously 7-0.

12. Contract: Trail Master Plan Consultant/Otak

Parks Manager Jeff Watling gave the staff report. The Trail Master Plan will take about seven months to complete and will provide the vision for the trails system throughout the city. Providing alternate modes of travel around the city is of high importance to the residents. Inventory of existing trails will be an important part of developing this plan. Councilmember Haworth encouraged staff to include many opportunities for the public to give input on this plan.

MOTION: Councilmember Gerend moved to authorize the City Manager to sign a contract with Otak to develop a Master Trail Plan in an amount not to exceed \$72,000. Motion passed unanimously 7-0.

City Manager Report

Administrative Services Director/Assistant City Manager Pete Butkus said three public meetings have been set up to inform the public about the upcoming PGA tournament to be held at Sahalee Golf and Country Club. The meeting dates are May 2, May 6 and May 8 at elementary schools around the city.

EXECUTIVE SESSION

Council adjourned to executive session to discuss litigation at 8:30 pm. They reconvened at 8:33 pm.

MOTION: Councilmember Huckabay moved to agree to the following settlement with Donna Connell regarding acquisition of a right-of-way easement across her property located on 228th Avenue SE. A settlement of \$26,250, consisting of \$24,000 for the easement and \$2,250 in attorney's fees, on the following terms: Ms. Connell will grant the City a 1,957 square foot permanent easement for right-of-way improvements, and a 1,794 square foot construction/slope easement. The City will construct a rock retaining wall running the length of Ms. Connell's frontage on 228th Avenue and a 6-foot tall cedar fence running along the top of the rock wall. The City will also tie in Ms. Connell's two driveways on 228th Avenue SE to the street's final grade with asphalt extending a minimum of 25 feet from the road edge. Councilmember Gerend seconded. Motion passed unanimously 7-0.

Adjournment – Mayor Romero adjourned the meeting at 8:40 pm

Melonie Anderson, City Clerk

H. Troy Romero, Mayor