

Regular Meeting
July 18, 2017

Mayor Bob Keller called the regular meeting of the Sammamish City Council to order at 6:30 pm.

Councilmembers present:

Mayor Bob Keller
Deputy Mayor Christie Malchow
Councilmember Don Gerend
Councilmember Tom Hornish
Councilmember Kathy Huckabay
Councilmember Tom Odell
Councilmember Ramiro Valderrama

Staff present:

Lyman Howard, City Manager
Jessi Bon, Deputy City Manager
Jeff Thomas, Community Development Director
David Pyle, Community Development Deputy Director
Glenn Akramoff, Interim Maintenance Manager
Angie Feser, Parks & Recreation Director
Steve Leniszewski, Public Works Director
Cheryl Paston, Public Works Deputy Director
Tawni Dalziel, Sr. Stormwater Manager
Chris Gianni, Finance Deputy Director
Mike Kenyon, City Attorney
Lita Hachey, Deputy City Clerk

Roll Call/Pledge of Allegiance

Roll was called. Deputy Mayor Malchow led the pledge.

Approval of Agenda

MOTION: Councilmember Valderrama moved to approve the agenda. Councilmember Gerend seconded. Motion carried unanimously 7-0.

Mayor Keller adjusted the agenda to switch Public Comment and the presentation of the Fireworks Enforcement. Public Comment will come first.

Public Comment

Deb Sogge, Sammamish Chamber of Commerce, spoke regarding the Farmer's Market. This week features a special Bike Day. Sustainable Sammamish will be at the market on August 2, 2017.

Mike Farrelly, 3630 248th Place SE, commented that he would like to see an ordinance prohibiting the parking of RV's, boats and other large size vehicles on residential streets in Sammamish. He is hoping a discussion on an ordinance take place tonight.

Chris Large, 2811 E Lk Sammamish Pkwy SE, spoke regarding the East Lake Sammamish Trail and the King County right-of-way and showed a presentation (*available upon request to the City Clerk manderson@sammamish.us*)

Todd Southwick, 413 209th Ave SE, spoke regarding the stormwater drainage systems. Submitted a written report (*available upon request to the City Clerk manderson@sammamish.us*)

Mary Victor, 408 208th Ave NE, commented on the stormwater flowing across East Lake Sammamish Pkwy and showed a presentation (*available upon request to the City Clerk manderson@sammamish.us*)

Mark Smith, 22526 SE 47th Place, spoke regarding the bikeway that was promised 27 years ago. He would like to speak to someone in the City and King County to try to resolve this issues on the Sammamish trail. Lyman Howard will contact Mr. Smith to discuss the matter.

Presentations/Proclamations

Fireworks Enforcement

Michelle Bennett, Chief of Sammamish Police Department and Deputy James Slotzaurer, King County Sherriff's Office, worked the evening of the 4th of July and gave Council an update of the events. Eastside Fire and Rescue Chief Jeff Clark reported on the fire crew's response. There were no calls for service in Sammamish but there was a 400% increase in fire calls in King County. Sammamish Police received seventeen (17) calls from residents on the 4th of July and could not cite anyone due to the way the regulations are written. Without a search warrant, police officers cannot access private property and deal with activated fireworks. The current ordinance states it is a civil infraction with a \$1,000.00 fine.

Councilmember Odell stated that he is not happy with the access problem to enforce the ordinance. Councilmember Valderrama also is unhappy with the current regulations and the lack of ability to enforce. He is frustrated that after two years, he is only now finding out about this problem. Deputy Mayor Malchow would like to know what probable cause means with regards to the ability to enter someone's property. Deputy Slotzaurer stated that they have the right to go on to the property and knock on the door. The homeowner must give permission

to enter for a civil infraction. If this had been a misdemeanor, they could enter the property if the fireworks were present at that time for probable cause and make an arrest. Chief Bennett indicated that if the ordinance specifies the offense is a misdemeanor, then the officer will have the ability to enter private property if they witness fireworks or by a phone report from someone witnessing fireworks. Councilmember Odell asked about water patrol and enforcement on Lake Sammamish. Mike Kenyon stated that you can use both the infraction and a misdemeanor.

Staff will put together the options available regarding fireworks enforcement and present to Council at a later date.

Councilmember Odell requested that staff include the cost of enforcement and an estimated cost for a court case.

Consent Agenda

Approval: Claims For Period Ending July 18, 2017 In The Amount Of \$2,281,147.04 For Check No. 47749 Through 47868

Resolution: Granting Final Plat Approval of the Morningside Subdivision (R2017-744)

Resolution: Granting Final Plat Approval of the Sagebrook Subdivision (R2017-745)

Contract Amendment: Development Review Services/Stantec

Contract: Forest Canopy Cover Analysis & Urban Forestry Policy/University of Washington

Interlocal Agreement: SE 4th St/Sammamish Plateau Water and Sewer District

Approval: Notes for June 29, 2017 Financial Retreat

Councilmember Huckabay requested to remove item # 7 - Approval: Notes for June 29, 2017 Financial Retreat from the Consent Agenda to be placed under Council/Committee Reports

MOTION: Councilmember Gerend moved to approve the consent agenda as amended. Councilmember Valderrama seconded. Motion carried unanimously 7-0.

Public Hearing

Ordinance: Second Reading Amending The Transportation Element, The Environment And Conservation Element, The Utilities Element, And The Capital Facilities Element Of The Sammamish Comprehensive Plan (No Action Planned)

Steve Leniszewski, Public Works Director, gave a brief staff update on the ordinance being presented. It is on the agenda today for public comment purposes with no action.

Deputy Mayor Malchow commented on the two issues she raised from last week's meeting. She is concerned about the Council directed policies that were not carried out by staff. One being the AM & PM Peak policy or whichever was higher, that should have been highlighted that there was not a model for AM peak.

The second is that staff is using Monday – Friday for the average weekly/daily traffic counts and the current policy states it should be Tuesday/Wednesday/Thursday. Deputy Mayor Malchow requested that the corrected tables (T7.14 & T7.17) for the Traffic Element be returned to Council before September. She would also like numbers that are associated with current policy (Tues/Wed/Thurs) so Council can compare them with the Monday-Friday numbers. Councilmember Malchow feels that Council needs to make some policy changes regarding traffic concurrency and it was suggested that Council wait until the Transportation Master Plan is complete in 2018 or when the comprehensive plan docket is open again.

Councilmember Hornish agrees with Deputy Mayor Malchow's statement. He feels that we need to make improvements to our policies to improve our traffic congestion.

MOTION: Councilmember Hornish moved that the first agenda item at each following meeting be on or concerning traffic/concurrency to further address and update discussions on the transportation element of the City's comprehensive plan and/or consider possible policy changes to address congestion before the comprehensive plan amendments are submitted to Washington state in November or until the majority of Council no longer wishes to focus on traffic in the City of Sammamish. Councilmember Malchow seconded. Motion carried 6-1 with Mayor Keller dissenting.

AMENDMENT: Mayor Keller moved that Traffic/Concurrency not to be the first Item on the agenda but to fit the item in as needed on the Council agenda. No second. Motion failed.

Councilmember Huckabay would like a list of all topics to be discussed relating to Traffic and Concurrency at future meetings.

Public Hearing opened at 8:16 pm and was extended to the next meeting in September.

James Eastman, 4120 196th Ave NE, spoke regarding the traffic on Old Mill Point/Chyrnalis Estates and the possible connection from 196th Ave NE to East Lake Sammamish Parkway.

Paul Stickney, 504 228th Ave NE, spoke about the need for more study on the AM peak by staff and consultants regarding the strengths and limitations. How does land use affect the traffic? He suggested looking at King County, Redmond and Issaquah's comprehensive plans to see what they have planned and the effects on the regional issues with traffic.

Ordinance: An Ordinance Of The City Of Sammamish, Washington, Adopting Interim Development Regulations As Authorized By The Growth Management Act Relating To The Pilot Program In The Erosion Hazards Near Sensitive Water Bodies Overlay; Providing For Severability; And Declaring An Emergency - Previously adopted (O2017-438)

Jeff Thomas, Director of Community Development and David Pyle, Deputy Director of Community Development spoke regarding the previously adopted ordinance O2017-438. Staff is not asking for any action from Council at this time.

Public Hearing opened at 8:30 pm and closed at 9:16 pm.

Riley M. Parker, PO Box 638, Quilcene, WA, spoke about property at 1818 & 1820 193rd Ave SE property that he and his brother own and would like to be able to subdivide into 30 lots on 15 acres.

Panfilo Morelli, 11911 NE 1st Street, Suite 101, Bellevue, WA, showed a presentation and submitted a written report. *(available upon request to the City Clerk, manderson@sammamish.us)*

James Eastman, 15544 SE 169th Street, Renton WA, showed a presentation and submitted a written report. *(available upon request to the City Clerk, manderson@sammamish.us)*

Debbie Treen, 1825 E Lk Sammamish Pkwy SE, spoke regarding her property and the emergency moratorium has affected her. She is concerned about the landslide potential from the lands above her property. She is concerned about the Director's ability to modify application requests.

April Stevens and Denise Darnell, Sammamish Woods representatives, spoke in favor of the moratorium and they are concerned with the issues with erosion control and sensitive area overlays.

Mary Wictor, 408 208th Ave NE, spoke in regards to the no disturbance zone and maps. Suggested hiring/working with King county maps to update the Sammamish maps. She would like to see the latest maps added to the Sammamish website.

Deputy Mayor Malchow asked about the maps Ms. Wictor has referenced, that should be added to the City website. Mr. Howard will check with staff and get back to Council at the next Council meeting. It was suggested to change the colors on the Sammamish maps to match King County maps.

City Manager Howard encouraged Citizens to continue to be involved in the Planning Commission process.

Councilmember Valderrama requested a five minute recess at 9:22 pm.

Unfinished Business - None

New Business

Contract: 2017-2018 Custodial Services for Parks and Facilities/Patriot Maintenance

Glenn Akramoff, Contract Maintenance Director, gave an overview of the custodial services bidding process and the contract for the Parks and Facilities for 2017-2018 with Patriot Maintenance.

MOTION: Councilmember Odell moved to authorize the City Manager to execute a contract with Patriot Maintenance, Inc. to provide custodial services for all City parks and facilities for a total amount of \$454,542.00 (\$330,576.00 annual cost) for services starting August 16, 2017 thru December 31, 2018. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Update: Zackuse Creek

Steve Leniszewski introduced Cheryl Paston, Deputy Public Works Director and Tawni Dalziel, Sr. Stormwater Manager, who gave an update on the proposed closure options and showed a presentation. (available on the City website at www.sammamish.us)

Councilmember Gerend recommended staff speak with the City of Lake Forest Park for details on time frame for their culvert replacement. City Manager Howard stated that Lake Forest Park used a precast culvert and a short time frame.

Councilmember Hornish asked about the proposal to do the two Sammamish trail culverts at the same time. Ms. Dalziel stated that if the City were successful at negotiating an interlocal agency agreement with King Count to then move forward and combine the three projects under one contractor. Deputy Mayor Malchow feels the detour routes should be monitored.

MOTION: Deputy Mayor Malchow moved to extend the meeting until 11:00 pm. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

MOTION: Councilmember Odell moved to direct the City Manager to proceed with Traffic Control Option 1 – Full Road Closure on East Lake Sammamish Parkway for the Zackuse Creek Fish Passage and Stream Restoration Project. Councilmember Valderrama seconded. Motion carried unanimously 7-0.

Discussion: Stormwater Rate Study Update & Stormwater 6-year Capital Plan

Steve Leniszewski introduced Cheryl Paston, Tawni Dalziel, Chris Gianni, Deputy Director of Finance and John Ghilarducci and Melanie Hobart with the FCS Group who gave an update on the stormwater rate study and the stormwater 6-year Capital Plan and showed a presentation. (available on the City website at www.sammamish.us)

MOTION: Deputy Mayor Malchow moved to extend the meeting until 11:45 pm. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Regarding slide 16, Basin Plans and Stormwater Comprehensive Plan Additions, Councilmember Odell would like to look at the man-power resource issue and see if an acceleration is needed in hiring. Councilmember Hornish is concerned about the increase in rates that would be needed to accelerate this. Deputy Mayor Malchow stated that these projects on the Stormwater Capital Improvement plan are tied to road projects and TR-02- Issaquah-Pine Lake Road has funding but not for the roads for the same time period. Mr. Leniszewski stated that TR-02 is on the 6 Year TIP to be funded and matched. There are two phases and the 2nd phase has funding. Regarding slide 19, Councilmember Valderrama questioned the Towncenter funding assumptions of the City's twenty-five percent (25%) through revenue bonds. Council feels that number is too high and warrants further discussion. Staff will provide several different scenarios as they look at the model.

Deputy Mayor Malchow requested a copy of slide 21 of the presentation, the Revenue Requirement.

Mr. Leniszewski stated that staff will provide Council with a copy of the updated study, the presentation and an update to page 3 of the revenue forecast.

MOTION: Councilmember Valderrama moved to extend the meeting until 12:45 am. Councilmember Gerend seconded. Motion carried unanimously 7-0.

Council recessed at 11:44 pm for 5 minutes

Council Reports/Committee Reports

Item# 7- Approval: Notes for June 29, 2017 Financial Retreat

Councilmember Huckabay would like to know what the City's policy should be when addressing the Eastside Fire and Rescue's budget. She is requesting direction from Council on how they approach these outside budgets. There is a requested 6.75 % increase, which is consistent with what we have now, with the addition of one staff member. Councilmember Gerend suggested "less fire stations and possibly more aid stations" and more discussion is needed.

Councilmember Valderrama would like to attempt to keep the increase to 3 %. He noted a revision to the Financial retreat minutes on page one, third paragraph. He stated that in his statement, the first sentence is incorrect. Councilmember Hornish would like that percentage be moved back to 2.5 %. Councilmember Odell is fine with a 3% increase, not with a 6.75 %. He suggested possibly outsourcing some of the services. Deputy Mayor Malchow would like clarification on how negotiations got from 11% to 6.75% and what position was added. Councilmember Valderrama suggested the same happen with the Police Services.

MOTION: Councilmember Gerend moved to approve the notes for the June 29, 2017 Financial Retreat as amended. Councilmember Odell seconded. Motion carried unanimously 7-0.

Councilmember Valderrama attended a Public Safety Committee meeting on July 14th and there was a request for a police services study. He stated that citizens are concerned with East Lake Sammamish Trail issues and how they will be updated during the August break.

Councilmember Huckabay spoke about an event at Microsoft called “The Inspired” where they look at inspirational figures worldwide. A Sammamish small business owner, Chaitra Vedullapalli, whose company provides cloud solutions, was recognized by Microsoft as the “Woman Inspiration of the Year”.

Councilmember Odell will be attending the Washington State Department of Natural Resources, Seattle Urban Forestry Resources seminar tomorrow with Councilmember Gerend. He will also attend a Kokanee workgroup strategy meeting tomorrow afternoon at City Hall. He did not attend the Eastside Transportation Partnership meeting session but one issue of importance is that the interlocal agreement is up for renewal by the end of this year. He also attended a King County Flood Control District meeting last week.

Councilmember Gerend stated the Puget Sound Regional Council Transportation 2040 Finance Working Group met twice in June.

Deputy Mayor Malchow submitted a written report. *(available in the Council packet on the City website at www.sammamish.us)*

Councilmember Hornish reminded Council that at the January retreat, Council was instructed on sticking to the time estimates on the meeting agenda.

City Manager Report

On August 1st, we will be closing the East Lake Sammamish Parkway from 7pm until 11 pm, to move the pre-fabricated restroom at Sammamish Landing. Noticing will be issued through various media, notice and reader boards and a detour route will be advertised.

Community Health Engagement locations also known as safe injection sites. The Heroin and Prescription Opioid Addiction Task force has made three recommendations. The areas are prevention, treatment expansion and user health services and overdose production. The most controversial was for proposed pilot programs be set up in community health engagement locations. They are proposing two sites, one in Seattle and one in King County. Sammamish is not being considered as a safe injection site. Mr. Howard recommended that staff draft a resolution, if needed, in the future, taking Sammamish out as an option. Council gave a head nod of approval to move forward with this.

Mr. Leniszewski showed a brief presentation on the topic of SE 8th Street improvements. He discussed installing a speed zone speed limit with two warning beacons by Skyline High school, to be programmed to flash half hour before school starts and after school. The cost to install the beacons will be \$6,000.00. (presentation available on the City website at www.sammamish.us)

MOTION: Councilmember Hornish moved to extend the meeting until 1:00 am. Councilmember Gerend seconded. Motion carried unanimously 7-0.

Executive Session – Potential Property Acquisition pursuant to RCW.42.30.110(1)(b); Potential Litigation pursuant to RCW 42.30.110(1)(i) and Personnel pursuant to RCW.42.30.110(1)(g)

Council retired to an executive session at 12:28 am and returned at 1:17 am with no action.

Mr. Leniszewski came out of the executive session at 12:58 am and stated that Council requested ten more minutes.

Meeting adjourned at 1:17 am.

Lita Hachey, Deputy City Clerk

Bob Keller, Mayor