

## Regular Meeting May 7, 2013

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

**Councilmembers present:** Mayor Tom Odell, Deputy Mayor Ramiro Valderrama (arrived 8:00 pm), Councilmembers John Curley, Don Gerend, John James Tom Vance and Nancy Whitten.

**Staff present:** City Manager Ben Yazici, Public Works Director Laura Philpot, Assistant City Manager/Community Development Director Kamuron Gurol, Parks & Recreation Director Jessi Richardson, Administrative Services Director Mike Sauerwein, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

### Roll Call/Pledge of Allegiance

Roll was called. Police Chief Nate Elledge led the pledge.

### Approval of Agenda

City Manager Ben Yazici requested Council an Executive Session to the agenda for property acquisition and potential litigation.

**MOTION:** Councilmember Vance moved to approve the agenda as amended. Councilmember Curley seconded. Motion carried unanimously 6-0.

### **Student Liaison Reports**

*Skyline High School Student Liaison Report – Kyle Weatherby/Sydney Hickman –* Finals are next week. Graduation will be at Safeco Field. The Prom is happening soon. Sports Team are doing well. ASB sponsored Spring Fling Week. Tomorrow is Plateau Pink Day, which includes participants from Eastlake, Eastside Catholic and Skyline.

### **Presentations/Proclamations**

- LWSD Superintendent – Superintendent Dr. Traci Pierce gave a “State of the District” update. The presentation can be viewed at <http://www.lwsd.org/SiteCollectionDocuments/About-Us/Annual-Report/Annual-Report-2011-12.pdf>
- Reserve Police Officer Swearing In – Chief Elledge introduced Kyle Rip and David Kretschmer. Reserve Officers are volunteers who have completed the police academy training. They will be providing support to the regular Sammamish Officers.
- Arts Education Month – Mayor Odell read the following proclamation and presented it to Sammamish Arts Commission Chair Daphne Robinson;

**WHEREAS**, the City of Sammamish recognizes the arts, defined as dance, music, theatre and visual arts, as a core academic subject and an essential element of a complete and balanced education for all students; and

**WHEREAS**, learning in and through the arts enable students to develop critical thinking and problem solving skills, imagination and creativity, discipline, alternative ways to communicate and express feelings and ideas, and cross-cultural understanding, which supports academic success across the curriculum as well as personal growth outside the classroom; and

**WHEREAS**, imagination and creativity are seen as increasingly critical capacities needed for success in the 21st century; and

**WHEREAS**, the arts can transform our schools into havens of creativity and exploration - places where students want to learn, teachers want to teach, and all members of the learning community are more engaged and motivated; and

**WHEREAS**, high quality school-based arts education involves a wide range of partners, including educators, parents, artists and arts organizations, community members, and local and statewide organizations; and

**WHEREAS** we applaud the efforts and dedication of arts educators and advocates around the state, and call for school and community leaders to continue to broaden and strengthen their efforts to provide arts education for every student, in every school, every year; now, therefore, I, Tom Odell, Mayor of the City of Sammamish, do hereby proclaim on an annual basis the month of May as Arts Education Month In the City of Sammamish, and I urge all citizens to join me in this special observance.

### **Public Comment**

Scott Hamilton, 19727 SE 19<sup>th</sup> St, He spoke regarding the City of Issaquah's permit application to allow for stormwater infiltration for the Lakeridge Development project.

Gail Twelves, 19727 SE 19<sup>th</sup> St, She also spoke regarding the City of Issaquah's permit application and their attempt to assume Sammamish Plateau Water and Sewer District.

Deb Sogge, Sammamish Chamber of Commerce President, She announced the sixth season of the Sammamish Farmers Market will begin this Wednesday. She then introduced the new Market Manager Dana Van Reeth Thorn.

Harry Shedd, 2313 Sahalee Drive E, Spoke regarding the City of Issaquah's permit application.

Dave Sharp, 629 244<sup>th</sup> Avenue NE, Spoke regarding the fence the city built on his property.

### **Consent Agenda**

Payroll for the period ending April 15, 2013 for pay date April 19, 2013 in the amount of \$270,379.59

Payroll for the period ending April 30, 2013 for pay date May 3, 2013 in the amount of \$274,301.88

Approval: Claims for period ending May 7, 2013 in the amount of \$737,319.16 for Check No. 34601 through No. 34738

Resolution: Accepting The Sammamish Landing Phase IC – Dock And Beach Improvements Project As Complete (R2013-532)

Approval: Minutes for April 2, 2013 Regular Meeting/Study Session

Approval: Notes for April 9, 2013 Study Session

Approval: Minutes for April 15, 2013 Regular Meeting/Study Session

**MOTION: Councilmember Vance moved to approve consent calendar. Councilmember Gerend seconded. Motion carried unanimously 6-0.**

### **Unfinished Business**

#### **New Business**

Ordinance: First Reading: Amending Section 22.15.020 Of The Sammamish Municipal Code Related To The Impoundment Of Vehicles

Chief Elledge gave the staff report. He explained that this amendment is being made to ensure our ordinance is compliant with current State Court decisions regarding impounding vehicles.

Councilmember Gerend suggested adding “at the discretion” of the officer. This change will be incorporated into the second reading of the ordinance.

Ordinance: First Reading: Amending Ordinance No. 02012-337, The 2013-2014 City Budget, For The Purpose Of Revising The 2013-2014 Biennial Budget.

Finance Director Joe Guinasso gave the staff report and showed a PowerPoint presentation (available on the city’s website at [www.sammamish.us](http://www.sammamish.us)). This is the first reading of the ordinance. No action is being recommended tonight.

Resolution: A Resolution Of The City Of Sammamish, Washington, Setting A Public Hearing Date To Consider The Vacation Of A Portion Of Unopened Right Of Way Titled J.A. Huvinen Road Extension Near SE 28th Street

Public Works Director Laura Philpot gave the staff report and PowerPoint presentation (*available on the city’s website at [www.sammamish.us](http://www.sammamish.us)*). State law requires a public hearing before any street vacation can be approved. This resolution sets the date for the public hearing (R2013-533).

**MOTION: Deputy Mayor Valderrama moved to set the public hearing date for June 4, 2013. Councilmember James seconded. Motion carried unanimously 7-0**

Council recessed from 8:10 pm to 8:20 pm.

### **Public Hearing**

Ordinance: First Reading: Pertaining To The Protection And Regulation Of Environmentally Critical Areas, Amending Chapters 21a.50, 21a.15 And 21a.70 Of The Sammamish Municipal Code.

Senior Planner Evan Maxim gave the staff report and showed a Powerpoint presentation (*available on the city’s website at [www.sammamish.wa](http://www.sammamish.wa)*)

Public Hearing opened at 8:45 pm.

### **Public Comment**

Gail Twelves, (spoke previously), spoke against the pilot program being proposed for the erosion hazard area.

Mark Cross, 247 208<sup>th</sup> Avenue NE, spoke to requiring replanting of steep slopes to be with native plants to prevent erosion.

Jim Osgood, 19661 SE 26<sup>th</sup> Way, Spoke in support of the pilot program in the erosion hazard areas.

Kathryn Lowe, 20502 NE 43<sup>rd</sup>, She was opposed to allowing development in the environmentally critical areas of the city.

Erica Tiliacos, representing Friends of Pine Lake, she spoke of retaining wildlife corridors, the importance of wetlands and the importance of not allowing development in the erosion hazard overlays (submitted written comment #51 <https://www.sammamish.us/files/document/11007.pdf>).

David Gee, 22201 NE 28<sup>th</sup> Place, Spoke in support of Deputy Mayor Valderrama's amendment for a pilot program for isolated wetlands.

Greg Krabbe, 1726 Holbrook Avenue, Everett, Commented on the Department of Ecology's letter regarding the pilot program being proposed for the erosion overlay area submitted written comment #52 <https://www.sammamish.us/files/document/11006.pdf>)

Brent Carson, 719 2<sup>nd</sup> Avenue, Spoke in support of the pilot program in the erosion overlay area (submitted written comment #53 <https://www.sammamish.us/files/document/11007.pdf>)

Larry Martin, Van Ness Feldman Gordon Derr, (representing the Probst estate), Spoke regarding alternative methods for preventing environmental harm when developing regulations.

Reid Brockway, 167 E Lake Sammamish Shore Lane, He offered additional amendments for the code (submitted written comment #54 <https://www.sammamish.us/files/document/11008.pdf>).

Susan Richardson, 19661 SE 24<sup>th</sup> Way, Spoke in favor of the pilot program in the erosion overlay area.

Laura Keough, General Manager, NE Sammamish Plateau Sewer & Water (NSPS&W), asked the city to prohibit vertical geothermal wells in the environmentally sensitive areas.

Steve Nelson, Geologist for NSPS&W, He gave additional information on vertical geothermal wells.

Ilene Stahl, 21553 SE 28<sup>th</sup> Lane, She spoke regarding the erosion hazard overlay. She opposed the pilot project in that area.

Sam Rodabough, 1900 SE 8<sup>th</sup> Street (representing the Osgoods), Spoke In support of the pilot program.

Sue Combo, 1321 208<sup>th</sup> Avenue SE, She questioned why the current regulations are being changed when they have served the community so well for so long.

Mary Chatfield, 651 E Lake Sammamish Parkway SE, Spoke regarding the dangers of uncontrolled drainage.

Public Hearing was continued to May 20, 2013 at 9:45 pm.

**Executive Session** – Property Acquisition pursuant to RCW 42.30.110(1)(b) and potential litigation pursuant to RCW 42.30.111(1)(i).

Council retired to Executive Session at 9:45 pm and returned at 10:15 pm. No action was taken.

### **Council Reports**

Deputy Mayor Valderrama attended the Citizens for Sammamish meeting.

MOTION: Councilmember Whitten moved to authorize the City Manager to start monitoring Ebright Creek water quality monitoring in an amount not to exceed \$10,000 per year and should include all the items Friends of Pine Lake are currently monitoring. Councilmember Gerend seconded.

Councilmember Whitten withdrew her motion and Council concurred that they would like a comprehensive staff report on this issue.

Councilmember James announced that he would not be seeking reelection.

Councilmember Curley requested staff look into the cost of installing roofs over the stands at the baseball fields.

Mayor Odell led a tour of children from Blackwell Elementary School through City Hall. He questioned if the Council would be supportive of a city-wide Kokanee Salmon event.

**City Manager Report** – No Report

Meeting adjourned at 10:30 pm

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Melonie Anderson, City Clerk

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Thomas T. Odell, Mayor