



City Council, Regular Meeting

AGENDA

September 6, 2011

6:30 pm – 9:30 pm
Council Chambers

Call to Order

Roll Call/Pledge of Allegiance

Approval of Agenda

Presentations/Proclamations

- Proclamation: National Recovery Month

Public Comment

Note: *This is an opportunity for the public to address the Council. Three-minutes limit per person or 5 minutes if representing the official position of a recognized community organization.*

Consent Agenda

- Additional Payroll Check for period ending June 30, 2011 for pay date July 5, 2011 in the amount of \$673.45
- Payroll for period ending July 15, 2011 for pay date July 20, 2011 in the amount of \$255,911.74
- Payroll for period ending July 31, 2011 for pay date August 5, 2011 in the amount of \$259,355.52
- Payroll for period ending August 15, 2011 for pay date August 19, 2011 in the amount of \$255,783.60
- Payroll for period ending August 31, 2011 for pay date September 2, 2011 in the amount of \$255,924.70
- 1. Approval: Claims for period ending August 2, 2011 in the amount of \$729,004.54 for Check No. 29771 through No. 29895
- 2. Approval: Claims for period ending August 15, 2011 in the amount of \$997,758.88 for Check No. 29896 through No. 30025
- 3. Approval: Claims for period ending September 6, 2011 in the amount of \$1,599,584.70 for Check No.30026 through No. 30168
- 4. Award: 244th Avenue Non-Motorized Project
- 5. Approval: Minutes for the July 5, 2011 Regular Meeting
- 6. Approval: Minutes for the July 12, 2011 Regular Meeting

City Council meetings are wheelchair accessible. American Sign Language (ASL) interpretation is available upon request. Please phone (425) 295-0500 at least 48 hours in advance. Assisted Listening Devices are also available upon request.

7. Approval: Minutes for the July 18, 2011 Regular Meeting

Public Hearings

8. Ordinance: Second Reading Adopting Amendments To The Town Center Development Regulations Codified Into Chapter 25 Of Title 21b And Adopting Amendments To The Transfer Of Development Rights Regulations Codified Into Chapter 80 Of Title 21a Of The Sammamish Municipal Code
9. Public Hearing: Interim Ordinance Adopting A Moratorium On The Establishment Of Collective Gardens; Defining "Collective Gardens;" Providing For A Public Hearing, Referring The Matter To The Planning Commission For Hearing And Review; And Establishing An Effective Date.

Unfinished Business - None

New Business - None

Council Reports

City Manager Report

Executive Session – If necessary

Adjournment

AGENDA CALENDAR

Sept. 2011			
Mon. 9/5		Holiday	Labor Day– City Offices Closed
Tues. 9/6	6:30 pm	Regular	Proclamation: National Recovery Month Public Hearing: Collective Gardens Moratorium Public Hearing: Ordinance Second Reading Density Conveyance Award: 244 th Avenue Non-Motorized Project Phase 1
Tues. 9/13	6:30 pm	Study Session	Department Reports:/Admin/Police/Fire Discussion: Reard/Freed House Move and Lease
Mon. 9/19	6:30 pm	Regular Meeting	Special Recognition: Community Heros Proclamation: Mayors Month of Concern Contract: On-Call Fencing/TBD Bid Award: Recreation Center Driveway Project Land/Lease: with Mary Pigott for Reard/Freed House Lease: Reard/Freed House/Sammamish Heritage Society
Oct. 2011			
Tues. 10/4	6:30 pm	Regular Meeting	Presentation: Eagle Scout/Girl Scout Recognitions Presentation: Trail Steward Recognition
Tues. 10/11	6:30 pm	Study Session	Department Reports: Finance/Information Information Technology/Parks/Public Works Discussion: Stormwater Management Plan (SWMP) Annual Report Review: Parks Capital Projects Discussion: 228 th Avenue Operational Analysis Emergency Plan
Mon. 10/17	6:30 pm	Regular Meeting	Presentation: Government Finance Officer's Association Distinguished Budget Award Ordinance: First Reading Amending Art Commission
Nov. 2011			
Tues. 11/1	6:30 pm	Regular	Ordinance: Second Reading Amending Art Commission
Tues. 11/08	6:30 pm	Study Session	Department Report: Department of Community Development Review: Non- Motorized Transportation Program
Mon. 11/14	5:30 pm	Regular Meeting/Joint Meeting with PC	Process:Critical Areas Ordinance Update (ss) Public Hearing First Reading: Wireless Facilities Code Amendments First Reading: Amendment to Critical Areas Ordinance Sunset Clause Contract: Custodial Service/TBD Contract: Parks Maintenance Services/TBD
Dec. 2011			
Tues. 12/6	6:30 pm	Regular	Ordinance: Second Reading: Wireless Facilities Code Amendments Resolution: Final Acceptance/2011 Pavement Overlay Second Reading: Amendment to Critical Areas Ordinance Sunset Clause
Tues. 12/13	6:30 pm	Study Session	
Mon. 12/19	6:30 pm	Regular Meeting	
Jan. 2012			

Tues. 1/3	6:30 pm	Regular	Public Hearing: Ordinance First Reading Colletive Gardens Moratorium
Tues. 1/10	6:30 pm	Study Session	
Mon. 1/16	6:30 pm	Holiday	Martin Luther King Day
Feb. 2012			
Tues. 2/7	6:30 pm	Regular	Ordinance Second Reading Colletive Gardens Moratorium
Tues. 2/14	6:30 pm	Study Session	
Mon. 2/20	6:30 pm	Regular Meeting	
Mar. 2012			
Tues. 3/6	6:30 pm	Regular	
Tues. 3/13	6:30 pm	Study Session	
Mon. 3/19	6:30 pm	Regular Meeting	
Apr. 2012			
Tues. 4/3	6:30 pm	Regular	
Tues. 4/10	6:30 pm	Study Session	
Mon. 4/16	6:30 pm	Regular Meeting	
May 2012			
Tues. 5/1	6:30 pm	Regular	
Tues. 5/8	6:30 pm	Study Session	
Mon. 5/14	6:30 pm	Regular Meeting	
June 2012			
Tues. 6/5	6:30 pm	Regular	
Tues. 6/12	6:30 pm	Study Session	
Mon. 6/18	6:30 pm	Regular Meeting	

To Be Scheduled	To Be Scheduled	Parked Items
Ordinance: Second Reading Puget Sound Energy Franchise Franchise: Cable TV	Final Acceptance: 244 th Avenue Improvement Project Final Acceptance: SE 20 th Street Non-motorized Improvement Project Level of Service/Concurrency	Joint Meeting/LWSD

<< August

September 2011

October >>

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1 6:30 p.m. Planning Commission Meeting Canceled	2 8 a.m. Urban Poetics : Photography Exhibit by Victoria Bjorklund	3
4	5 8 a.m. Labor Day City offices closed	6 6:30 p.m. City Council Meeting	7 4 p.m. Sammamish Farmers Market 6:30 p.m. Parks and Recreation Commission Meeting	8 6:30 p.m. Community Garden Steering Committee Meeting	9	10 1 p.m. Documentary Film - "Painted Life" the story of Henk Pander
11	12	13 6:30 p.m. City Council Study Session	14 4 p.m. Sammamish Farmers Market 6 p.m. Sammamish Youth Board Meeting	15 6:30 p.m. Planning Commission Meeting Canceled	16	17 10 a.m. Sammamish Walks 10 a.m. Passport Day in the USA
18	19 5:30 p.m. Finance Committee Meeting 6:30 p.m. Arts Commission Meeting 6:30 p.m. City Council Meeting	20 5:30 p.m. City Council Council Office Hour	21 4 p.m. Sammamish Farmers Market	22 6:30 p.m. Planning Commission Meeting	23	24 9 a.m. Eastside Month of Concern for the Hungry 9 a.m. Fall Recycling Collection Event
25	26	27	28 4 p.m. Sammamish Farmers Market	29	30	

<< September

October 2011

November >>

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4 6:30 p.m. City Council Meeting	5 6:30 p.m. Parks and Recreation Commission Meeting	6 6:30 p.m. Planning Commission Meeting	7	8 9 a.m. Volunteer Event at Pine Lake Park 10 a.m. Art Fair
9 10 a.m. Art Fair	10	11 6:30 p.m. City Council Study Session	12 6 p.m. Sammamish Youth Board Meeting	13 6:30 p.m. Community Garden Steering Committee Meeting	14	15 9 a.m. Volunteer Event at Jacobs Creek 10 a.m. Sammamish Walks
16	17 5:30 p.m. Finance Committee Meeting 6:30 p.m. City Council Meeting 6:30 p.m. Arts Commission Meeting	18 5:30 p.m. City Council Council Office Hour	19	20 6:30 p.m. Planning Commission Meeting	21	22 9 a.m. Volunteer Event at Illahee Trail
23	24	25	26	27 7 p.m. Jet City Improv	28	29
30	31					



WHEREAS, behavioral health is an essential part of health and overall wellness, and people can and do recover from substance use and mental disorders; and

WHEREAS, all people have the fundamental, inherent value to be accepted and treated with respect, human dignity, and worth; and

WHEREAS, it is critical to educate our policymakers, friends and family members, health care providers, and businesses that substance use and mental disorders are treatable, and that people should seek assistance for these conditions, and

WHEREAS, substance use and mental disorders are serious public health problems and we must continue to reach the millions more who need help; and

WHEREAS, to help more people achieve long-term recovery, and learn how recovery benefits the Nation's overall well-being, the U.S. Department of Health and Human Services (HHS), the Substance Abuse and Mental Health Services Administration (SAMHSA), the White House Office of National Drug Control Policy (ONDCP), and the City of Sammamish invite all residents to participate in raising awareness of this important health concern,

NOW, THEREFORE, on behalf of the Sammamish City Council, I do hereby proclaim the month of September 2011 as

National Recovery Month: Prevention Works, Treatment is Effective, People Recover in Sammamish and call upon the people to observe this month with appropriate programs, activities, and ceremonies supporting this year's theme, "***Join the Voices for Recovery: Recovery Benefits Everyone.***"

PROCLAIMED THIS 6th DAY OF SEPTEMBER, 2011

Donald J. Gerend, Mayor

Date



MEMORANDUM

TO: Melonie Anderson/City Clerk
FROM: Marlene/Finance Department
DATE: July 28, 2011
RE: Claims for August 2, 2011

\$ 41,247.44
 500.00
 15,318.40
 150.00
 322,417.83
 349,370.87

Top 5 Expense Items in Packet

King County Finance	\$133,102.98	Road contract June 2011
KC Superior Court	\$110,000.00	Rec Center Condemnation Proceedings
King County Water & Land	\$103,503.84	Drainage & Facility Charges April - June 2011
Reid Middleton	\$42,230.49	244th Non Motorized Project
James Sanders	\$22,892.07	Refund of Impact Fees & Permit Fees

TOTAL: \$ 729,004.54
 Check # 29771 through # 29895

41,247.44 +
 500.00 +
 15,318.40 +
 150.00 +
 322,417.83 +
 349,370.87 +
 729,004.54 *

Accounts Payable

Check Register Totals Only

User: mdunham
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Check	Date	Vendor No	Vendor Name	Amount	Voucher
29771	07/20/2011	ANI	ANI Administrators NW Inc	1,608.15	0
29772	07/20/2011	CHAP13	Chapter 13 Trustee	1,100.00	0
29773	07/20/2011	ICMA401	ICMA 401	30,273.95	0
29774	07/20/2011	ICMA457	ICMA457	8,265.34	0
				<hr/> <hr/>	
Check Total:				41,247.44	
				<hr/> <hr/>	

Accounts Payable
 Computer Check Register



User: mdunham
 Printed: 07/21/2011 - 3:38PM
 Bank Account: APPR
 Batch: 007.07.2011

Check	Vendor No	Vendor Name	Date	Invoice No	Amount
29775	KINGTREA	King County Treasurer	7/22/2011	S-78-11	500.00
Check 29775 Total:					500.00
Report Total:					500.00

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 7/25/2011 - 2:33 PM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
29776	07/26/2011	US BANK	U. S. Bank Corp Payment System	15,318.40	0
Check Total:				15,318.40	

Accounts Payable
 Computer Check Register



User: mdunham
 Printed: 07/25/2011 - 2:47PM
 Bank Account: APPR
 Batch: 009.07.2011

Check	Vendor No	Vendor Name	Date	Invoice No	Amount
29777	ORMCA	Olympic Region Municipal C	7/26/2011		150.00
		Check 29777 Total:			150.00
		Report Total:			150.00

Accounts Payable

Check Register Totals Only

User: mdunham
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Check	Date	Vendor No	Vendor Name	Amount	Voucher
29778	08/02/2011	ACE	Ace Hardware, LLC	2,542.83	0
29779	08/02/2011	APPLIEDC	Applied Concepts, Inc	2,818.17	0
29780	08/02/2011	AT&TMOBI	AT&T Mobility	246.09	0
29781	08/02/2011	ATWORK	At Work!	550.00	0
29782	08/02/2011	BACKGROU	Background Source Intl	32.00	0
29783	08/02/2011	BEST	Best Parking Lot Cleaning, Inc	247.75	0
29784	08/02/2011	BHC	BHC Consultants, LLC	3,978.41	0
29785	08/02/2011	BMC	BMC Select	353.34	0
29786	08/02/2011	CERTIFIE	Certified Backflow Testing, Inc	600.00	0
29787	08/02/2011	CHANEY	Rebecca Chaney	2,425.50	0
29788	08/02/2011	CIAW	Cities Insurance Assoc of Wa	1,000.00	0
29789	08/02/2011	CNR	CNR Inc	613.21	0
29790	08/02/2011	CODEPUB	Code Publishing Inc	1,143.84	0
29791	08/02/2011	DEERE	John Deere Landscapes	44.50	0
29792	08/02/2011	DEES	Bruce Dees & Associates	12,300.00	0
29793	08/02/2011	DELL	Dell Marketing L.P.	6,157.68	0
29794	08/02/2011	DENT	Dent National, Inc	600.00	0
29795	08/02/2011	DUKAKIS	Dukakis Center For Urban & Regional	4,500.00	0
29796	08/02/2011	DWELLING	Dwelling Company	1,578.12	0
29797	08/02/2011	ENCOMPAS	Encompass	1,700.00	0
29798	08/02/2011	EUREKA	Eureka Group	166.00	0
29799	08/02/2011	EVANS	David Evans & Associates, Inc	4,070.68	0
29800	08/02/2011	EWINGIRR	Ewing Irrigation	185.14	0
29801	08/02/2011	FAITH	Faith In Action	2,750.00	0
29802	08/02/2011	FEDEX	Federal Express Corp	114.78	0
29803	08/02/2011	FRANCO2	U. S. Postal Service/ Francotyp-Postal	2,500.00	0
29804	08/02/2011	FRYOUTH	Friends Of Youth	2,200.00	0
29805	08/02/2011	GARCIA	Michelle Garcia	33.49	0
29806	08/02/2011	HOPEEFS	Hopelink/Emergency Feeding Service:	275.00	0
29807	08/02/2011	HOPEFAM	Hopelink/Family Development	687.50	0
29808	08/02/2011	HOPPE	Jason Hoppe	150.00	0
29809	08/02/2011	HOWARD	Lyman Howard	94.69	0
29810	08/02/2011	HWA	HWA GeoSciences, Inc	2,099.06	0
29811	08/02/2011	IMPACT	Impact Studio Pro	500.00	0
29812	08/02/2011	INTHEZON	InThe Zone Promotions	1,985.23	0
29813	08/02/2011	ISSCHURC	Issaquah Church & Community Sv	275.00	0
29814	08/02/2011	ISSCITY	City Of Issaquah	12,018.41	0
29815	08/02/2011	ISSFOUND	Issaquah Schools Foundation	1,925.00	0
29816	08/02/2011	KIEFER	Adolph Kiefer & Associates	255.00	0
29817	08/02/2011	KINGSUP	King County Superior Court Clerk	110,000.00	0
29818	08/02/2011	KIRTLEY	Kirtley Cole	17,971.91	0
29819	08/02/2011	MINUTE	Minuteman Press	89.79	0
29820	08/02/2011	MOBERLY	Lynn Moberly	7,214.00	0
29821	08/02/2011	NELSONCO	Walter E. Nelson Company	174.54	0
29822	08/02/2011	NLC	NOT 4 MEMBERSHIP National Leag	795.00	0
29823	08/02/2011	NWCASC	Northwest Cascade, Inc.	628.20	0
29824	08/02/2011	NWLSVC	NW Landscape Service	5,957.90	0
29825	08/02/2011	ODELL	Thomas Odell	939.95	0
29826	08/02/2011	PIONEER	Pioneer Athletics	332.00	0
29827	08/02/2011	PSE	Puget Sound Energy	2,028.59	0

Check	Date	Vendor No	Vendor Name	Amount	Voucher
29828	08/02/2011	PUGETSOU	Puget Sound Bank	859.90	0
29829	08/02/2011	QBS	Quality Business Systems	523.20	0
29830	08/02/2011	QWEST	QWEST	271.11	0
29831	08/02/2011	RED-E	Red-E Topsoil	2,344.73	0
29832	08/02/2011	REDEMERG	Redmond Emergency Services	962.50	0
29833	08/02/2011	REDSIGNS	Redmond Signs	1,050.19	0
29834	08/02/2011	REIDMID	Reid Middleton, Inc	1,316.25	0
29835	08/02/2011	RISINGST	Rising Star Guild/Cycle The Wave	180.00	0
29836	08/02/2011	SALINAS	Salinas Construction, Inc	8,053.53	0
29837	08/02/2011	SAM	Sammamish Plateau Water Sewer	3,391.31	0
29838	08/02/2011	SANDERSJ	James C. Sanders	22,892.07	0
29839	08/02/2011	SEATIM	Seattle Times	55.82	0
29840	08/02/2011	SERVICE	Service Paper Co	114.19	0
29841	08/02/2011	SMS	SMS Cleaning, Inc	4,650.00	0
29842	08/02/2011	SOFTRESO	Soft Resources LLC	1,316.25	0
29843	08/02/2011	TCF	TCF Architecture	7,228.44	0
29844	08/02/2011	TLC	Total Landscape Corp	8,123.18	0
29845	08/02/2011	UNITRENT	United Rentals NW, Inc	160.60	0
29846	08/02/2011	USGS	U.S. Geological Survey	1,770.00	0
29847	08/02/2011	WAAUDIT	Wa State Auditor's Office	2,780.04	0
29848	08/02/2011	WAEMP	State of Wa Employment Security De	15,672.09	0
29849	08/02/2011	WCMA	Wa City/County Mgmt Assoc	325.00	0
29850	08/02/2011	WHPACIFI	WH Pacific, Inc.	16,529.13	0
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Check Total:				322,417.83	
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Accounts Payable

Check Register Totals Only

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Check	Date	Vendor No	Vendor Name	Amount	Voucher
29851	08/02/2011	APPORGAN	Applied Organics	9,016.23	0
29852	08/02/2011	BEST	Best Parking Lot Cleaning, Inc	421.58	0
29853	08/02/2011	BMC	BMC Select	651.15	0
29854	08/02/2011	CADMAN	Cadman, Inc.	6,041.49	0
29855	08/02/2011	CERTIFIE	Certified Backflow Testing, Inc	40.00	0
29856	08/02/2011	CERTLABS	Certified Laboratories	2,572.82	0
29857	08/02/2011	COMCAST2	COMCAST	99.95	0
29858	08/02/2011	COPIERDR	Copier Doctor	157.19	0
29859	08/02/2011	DEERE	John Deere Landscapes	602.31	0
29860	08/02/2011	FERGUSON	Ferguson Enterprises, Inc	3,538.00	0
29861	08/02/2011	HDFOWL	H. D. Fowler Company	30.30	0
29862	08/02/2011	HOLLYWOO	Hollywood Lights Inc	6,468.99	0
29863	08/02/2011	HOYT	Richard Hoyt	341.45	0
29864	08/02/2011	INTEGRA	Integra Telecom	4,982.56	0
29865	08/02/2011	KCRADIO	King Cty Radio Comm Svcs	377.97	0
29866	08/02/2011	KINGFI	King County Finance A/R	133,102.98	0
29867	08/02/2011	KINGWAT	King County Finance Water & Land I	103,503.84	0
29868	08/02/2011	KLINGSPO	Klingspor Abrasives, Inc	745.32	0
29869	08/02/2011	MAILPO	Mail Post	630.12	0
29870	08/02/2011	MEDCO	Medco Supply Company	346.84	0
29871	08/02/2011	MINUTE	Minuteman Press	25.73	0
29872	08/02/2011	NABARR	National Barricade Co., LLC	1,792.41	0
29873	08/02/2011	NWCASC	Northwest Cascade, Inc.	1,339.44	0
29874	08/02/2011	OTAK	Otak	14,239.00	0
29875	08/02/2011	OVERHEAD	Engineered Products	205.31	0
29876	08/02/2011	PACPOWER	Pacific Power Products	14.56	0
29877	08/02/2011	PLATEAU	Plateau Motors	484.38	0
29878	08/02/2011	PLATT	Platt Electric	320.95	0
29879	08/02/2011	QBS	Quality Business Systems	9.58	0
29880	08/02/2011	QWEST	QWEST	252.60	0
29881	08/02/2011	REIDMID	Reid Middleton, Inc	42,230.49	0
29882	08/02/2011	ROTH	Roth Hill LLC	448.35	0
29883	08/02/2011	SAM	Sammamish Plateau Water Sewer	85.52	0
29884	08/02/2011	SEATIM	Seattle Times	269.48	0
29885	08/02/2011	SEQUOYAH	Sequoyah Electric, LLC	203.80	0
29886	08/02/2011	SIGNARAM	Doran Signs LLC	472.07	0
29887	08/02/2011	SMITHSUZ	Suzanne Smith	315.00	0
29888	08/02/2011	SMS	SMS Cleaning, Inc	3,978.75	0
29889	08/02/2011	TDS	Tire Distribution Systems, Inc.	622.33	0
29890	08/02/2011	TIGER	Tiger Oak Publications, Inc	850.00	0
29891	08/02/2011	UNITRENT	United Rentals NW, Inc	2,815.91	0
29892	08/02/2011	WATERSH	The Watershed Company	3,322.54	0
29893	08/02/2011	WAWARDS	Washington Awards	514.65	0
29894	08/02/2011	WAWORK	Washington Workwear Stores Inc	376.79	0
29895	08/02/2011	ZUMAR	Zumar Industries, Inc.	510.14	0

Check Total: 349,370.87



MEMORANDUM

TO: Melonie Anderson/City Clerk
FROM: Marlene/Finance Department
DATE: August 12, 2011
RE: Claims for August 15, 2011

\$ 172,801.49
 10,012.74
 770,121.82
 2,010.49
 42,812.34

Top 5 Expense Items in Packet

Eastside Fire & Rescue	\$442,039.92	Fire Services August 2011
Tiger Construction	\$124,302.69	Evans Creek Preserve
Barker Rinker Seacat Arch	\$39,486.84	Community Ctr Feasibility Study
King County District Court	\$32,070.00	2010 Reconciliation
Puget Sound Energy	\$17,092.76	Various Electricity/Gas Bills

	0.00 *
	172,801.49 +
	10,012.74 +
	770,121.82 +
	2,010.49 +
	42,812.34 +
TOTAL: \$ 997,758.88	997,758.88 *
Check # 29896 through # 30025	

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/4/2011 - 9:47 AM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
29896	08/05/2011	ANI	ANI Administrators NW Inc	1,608.15	0
29897	08/05/2011	AWCMED	AWC Employee BenefitsTrust	94,682.80	0
29898	08/05/2011	CHAP13	Chapter 13 Trustee	1,100.00	0
29899	08/05/2011	ICMA401	ICMA 401	31,210.71	0
29900	08/05/2011	ICMA457	ICMA457	8,079.38	0
29901	08/05/2011	ISD	Issaquah School District	23,475.00	0
29902	08/05/2011	LWSD	Lake Washington School Dist	12,500.00	0
29903	08/05/2011	PREPAIDL	Pre-Paid Legal Services, Inc	145.45	0
				<u>172,801.49</u>	
Check Total:				<u>172,801.49</u>	

Accounts Payable

Check Register Totals Only

User: mdunham
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Check	Date	Vendor No	Vendor Name	Amount	Voucher
29904	08/08/2011	BOTTLERO	BottleRockIt LLC	700.00	0
29905	08/08/2011	PANLEGGO	Ian Dobson	500.00	0
29906	08/08/2011	ALASKAN	Carolyn Heersema	500.00	0
29907	08/08/2011	LIVESOUN	Live Sound & Recording Co, LLC	4,927.50	0
29908	08/08/2011	LIVESOUN	Live Sound & Recording Co, LLC	2,135.24	0
29909	08/08/2011	SKINDEEP	Skin Deep Dance	250.00	0
29910	08/08/2011	YANCEY	Gordon Yancey	1,000.00	0
				10,012.74	
Check Total:					

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/10/2011 - 3:45 PM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
29911	08/15/2011	ACE	Ace Hardware, LLC	1,111.66	0
29912	08/15/2011	ATHLETES	Athletes for Kids	2,750.00	0
29913	08/15/2011	BACKGROU	Background Source Intl	20.00	0
29914	08/15/2011	BAKKER	Mary Bakker	48.00	0
29915	08/15/2011	BEADLE	Debbie Beadle	12.44	0
29916	08/15/2011	BELREDHT	Bel-Red Heating	64.00	0
29917	08/15/2011	BMC	BMC Select	165.87	0
29918	08/15/2011	BORGA	Raymond Borgia	1,015.00	0
29919	08/15/2011	BRICKMAN	Brickman Group Ltd LLC	4,442.14	0
29920	08/15/2011	BRS	Barker Rinker Seacat Architecture	39,486.84	0
29921	08/15/2011	BUILDERS	Builders Exchange of WA	181.75	0
29922	08/15/2011	CADMAN	Cadman, Inc.	4,617.86	0
29923	08/15/2011	CARPENTE	Beth Carpenter	529.00	0
29924	08/15/2011	CERTIFIE	Certified Backflow Testing, Inc	82.42	0
29925	08/15/2011	CET	CET Corp	100.00	0
29926	08/15/2011	CLOWNS	Clowns Unlimited Inc	3,923.39	0
29927	08/15/2011	COMCAST2	COMCAST	99.95	0
29928	08/15/2011	COMPLETE	The Complete Line	328.49	0
29929	08/15/2011	COMPOFF	The Complete Office	245.24	0
29930	08/15/2011	COSTCO	Costco Wholesale	1,296.30	0
29931	08/15/2011	DAILY	Daily Journal of Commerce	396.00	0
29932	08/15/2011	DEERE	John Deere Landscapes	662.72	0
29933	08/15/2011	DELL	Dell Marketing L.P.	164.24	0
29934	08/15/2011	DHARMARA	Mohanraj Dharmarajan	50.00	0
29935	08/15/2011	EASTFIRE	Eastside Fire & Rescue	442,039.92	0
29936	08/15/2011	ESA	ESA	2,750.06	0
29937	08/15/2011	EVERSTAT	Evergreen State Amateur Athletic Cou	100.00	0
29938	08/15/2011	FASTENAL	Fastenal Industrial Supplies	784.46	0
29939	08/15/2011	FERGUSON	Ferguson Enterprises, Inc	565.87	0
29940	08/15/2011	FIREPROT	Fire Protection, Inc.	421.58	0
29941	08/15/2011	GRAINGER	Grainger	450.53	0
29942	08/15/2011	HANNIGAN	Allison Hannigan	80.00	0
29943	08/15/2011	HOMEDE	Home Depot	1,193.57	0
29944	08/15/2011	IPS	Integrated Print Solutions, Inc	8,808.62	0
29945	08/15/2011	IRONMT	Iron Mountain	186.87	0
29946	08/15/2011	ISSAQ1	Issaquah Press, Inc.	653.75	0
29947	08/15/2011	ISSYOUTH	Issaquah Youth Lacrosse	450.00	0
29948	08/15/2011	JACKS	Shull Gary	3,222.31	0
29949	08/15/2011	JARDO	William Jarcho	900.00	0
29950	08/15/2011	KANDT	Kayla Kandt	250.00	0
29951	08/15/2011	KCBLANK	King County	3,025.58	0
29952	08/15/2011	KEENEY	Keeney's Office Plus	104.01	0
29953	08/15/2011	KINGCT	King County District Court	32,070.00	0
29954	08/15/2011	KINGFI	King County Finance A/R	12,074.56	0
29955	08/15/2011	KINGGIS	King County GIS Center	630.50	0
29956	08/15/2011	KINGPET	King County Pet Licenses	585.00	0
29957	08/15/2011	LAKESIDE	Lakeside Industries	1,356.47	0
29958	08/15/2011	LEXIS	Lexis Nexis Risk Data Mgmt	54.75	0
29959	08/15/2011	LIVESOUN	Live Sound & Recording Co, LLC	2,135.24	0
29960	08/15/2011	LOW	Nathan Low	250.00	0

Check	Date	Vendor No	Vendor Name	Amount	Voucher
29961	08/15/2011	MALLALIE	Timothy Mallalieu	90.00	0
29962	08/15/2011	MICRO	Microflex, Inc.	41.31	0
29963	08/15/2011	MINUTE	Minuteman Press	218.36	0
29964	08/15/2011	NWCASC	Northwest Cascade, Inc.	293.18	0
29965	08/15/2011	NWNUISAN	John R. Consolini	400.00	0
29966	08/15/2011	OFFDEP	Office Depot	917.59	0
29967	08/15/2011	OILCAN	Oil Can Henry's	130.41	0
29968	08/15/2011	OVERHEAD	Engineered Products	251.85	0
29969	08/15/2011	PACSOIL	Pacific Topsoils, Inc	1,920.94	0
29970	08/15/2011	PAETEC	PAETEC Integrated Solutions Group,	2,054.01	0
29971	08/15/2011	PIEDMONT	Piedmont Directional Signs	175.00	0
29972	08/15/2011	PINCTR	The Pin Center	785.50	0
29973	08/15/2011	PLATT	Platt Electric	80.67	0
29974	08/15/2011	POA	Pacific Office Automation	116.65	0
29975	08/15/2011	PSE	Puget Sound Energy	17,092.76	0
29976	08/15/2011	QBS	Quality Business Systems	244.14	0
29977	08/15/2011	QWEST!NT	Qwest	1,328.93	0
29978	08/15/2011	REALCHEM	RealChem Northwest	287.44	0
29979	08/15/2011	RECESS	Recess Monkey	700.00	0
29980	08/15/2011	REDMOND	City Of Redmond	488.94	0
29981	08/15/2011	RUPKE	Colleen Rupke	34.41	0
29982	08/15/2011	SAM	Sammamish Plateau Water Sewer	8,015.87	0
29983	08/15/2011	SAMCHAMB	Sammamish Chamber of Commerce	25.00	0
29984	08/15/2011	SAMLITTL	Sammamish Little League	2,393.75	0
29985	08/15/2011	SAMROTAR	Sammamish Rotary Foundation	180.00	0
29986	08/15/2011	SAMSYMPH	Sammamish Symphony Orchestra Ass	1,400.00	0
29987	08/15/2011	SEQUOYAH	Sequoyah Electric, LLC	285.08	0
29988	08/15/2011	SKYLINEL	Skyline Lacrosse Club	78.75	0
29989	08/15/2011	SONITROL	Sonitrol Pacific	803.77	0
29990	08/15/2011	SOULPURP	Soul Purpose	1,000.00	0
29991	08/15/2011	SPEEDMES	Speedy Messenger, Inc	42.10	0
29992	08/15/2011	SPRAGUE	SPRAGUE	91.98	0
29993	08/15/2011	STEWART	Vincent Stewart	250.00	0
29994	08/15/2011	TACOMASC	Tacoma Screw Products, Inc	90.99	0
29995	08/15/2011	TIGERCON	Tiger Construction & Excavation Inc	124,302.69	0
29996	08/15/2011	TRAFFIC	Trafficount Consultants, Inc	10,990.00	0
29997	08/15/2011	UICFROFT	UI Crofton	922.34	0
29998	08/15/2011	UNITRENT	United Rentals NW, Inc	5,047.56	0
29999	08/15/2011	VERIZON	Verizon Wireless	115.56	0
30000	08/15/2011	VOYAGER	Voyager	8,888.02	0
30001	08/15/2011	WATERSH	The Watershed Company	289.02	0
30002	08/15/2011	WOLFES	Sarah Wolfe	150.00	0
30003	08/15/2011	ZEE	Zee Medical Service	170.29	0
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Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/11/2011 - 10:32 AM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30004	08/15/2011	MAILPO	Mail Post	534.04	0
30005	08/15/2011	STAPLES	Staples Advantage	1,474.03	0
30006	08/15/2011	VERIZON	Verizon Wireless	2.42	0
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Check Total:				2,010.49	
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Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/11/2011 - 2:29 PM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30007	08/15/2011	BEST	Best Parking Lot Cleaning, Inc	2,834.02	0
30008	08/15/2011	COMPLETE	The Complete Line	1,857.01	0
30009	08/15/2011	EASREQ	Eastside Equipment & Marine	1,088.52	0
30010	08/15/2011	FASTENAL	Fastenal Industrial Supplies	57.71	0
30011	08/15/2011	FRONTIR2	Frontier	519.18	0
30012	08/15/2011	ISD	Issaquah School District	843.05	0
30013	08/15/2011	JACKS	Shull Gary	2,360.61	0
30014	08/15/2011	KINGFI	King County Finance A/R	24.04	0
30015	08/15/2011	LESSCHWA	Les Schwab Tire Center	3,694.11	0
30016	08/15/2011	NAPA/RED	Napa Auto Parts Redmond	445.43	0
30017	08/15/2011	NESAM	NE Sammamish Sewer & Water	181.50	0
30018	08/15/2011	NWCASC	Northwest Cascade, Inc.	1,231.56	0
30019	08/15/2011	NWLSVC	NW Landscape Service	5,957.90	0
30020	08/15/2011	PARTWORK	The Part Works, Inc	2,002.76	0
30021	08/15/2011	RAINIER	Rainier Wood Recyclers Inc	351.25	0
30022	08/15/2011	RED-E	Red-E Topsoil	4,500.00	0
30023	08/15/2011	SAM	Sammamish Plateau Water Sewer	7,649.28	0
30024	08/15/2011	UNITRENT	United Rentals NW, Inc	2,114.41	0
30025	08/15/2011	UPROAR	Uproar, Inc.	5,100.00	0
				42,812.34	
Check Total:					



MEMORANDUM

TO: Melonie Anderson/City Clerk
FROM: Marlene/Finance Department
DATE: September 1, 2011
RE: Claims for September 6, 2011

\$ 41,341.58
 1,661.11
 8,556.44
 480.00
1,009,525.96
 538,019.61

Top 5 Expense Items in Packet

Eastside Fire & Rescue	\$442,039.92	Fire Services September 2011
King County Sheriff	\$353,826.75	Police Services July 2011
Westwater Construction	\$248,424.49	SE 32nd St Project
Biological Mediation Systems	\$71,508.76	Restrooms for Evans Creek Preserve
Tiger Construction	\$65,587.39	Evans Creek Preserve

	41,341.58 +
	1,661.11 +
	8,556.44 +
	480.00 +
TOTAL: \$ 1,599,584.70	1,009,525.96 +
Check # 30026 through # 30168	538,019.61 +
	1,599,584.70 *

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/18/2011 - 3:05 PM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30026	08/19/2011	ANI	ANI Administrators NW Inc	1,773.15	0
30027	08/19/2011	CHAP13	Chapter 13 Trustee	1,100.00	0
30028	08/19/2011	ICMA401	ICMA 401	30,703.09	0
30029	08/19/2011	ICMA457	ICMA457	7,765.34	0
				<hr/> <hr/>	
Check Total:				41,341.58	
				<hr/> <hr/>	

Payroll

Manual Check Register

User: jbass
Printed: 08/29/2011 - 2:55PM
Batch: 001-08-2011 Manual

Bill #3



Check No	Check Date	Employee Information	Amount
30030	08/22/2011	HERMANS Stacy Herman	1,661.11
Total Number of Employees: 1		Total for Payroll Check Run:	1,661.11

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/24/2011 - 2:33 PM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30031	08/25/2011	US BANK	U. S. Bank Corp Payment System	8,556.44	0
				Check Total:	
				8,556.44	

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/26/2011 - 4:00 PM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30032	08/26/2011	LIVEWIRE	Live Wires	480.00	0
				===== ===== 480.00	
Check Total:				===== ===== 480.00	

Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 8/30/2011 - 10:56 AM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30033	09/06/2011	AADAMS	AAdams Tree Serivce	728.18	0
30034	09/06/2011	ALDWORTH	Kurt Aldworth	24.20	0
30035	09/06/2011	ALTUS	Altus Traffic Management	7,140.00	0
30036	09/06/2011	ANDERMEL	Melonie Anderson	196.37	0
30037	09/06/2011	ANM	ANM Electric Inc	2,073.49	0
30038	09/06/2011	APEX	Apex Facility Resources, Inc	807.99	0
30039	09/06/2011	ASCAP	ASCAP	311.33	0
30040	09/06/2011	AT&TMOBI	AT&T Mobility	242.44	0
30041	09/06/2011	BACKGROU	Background Source Intl	64.00	0
30042	09/06/2011	BCC	Bellevue College	543.84	0
30043	09/06/2011	BEADLE	Debbie Beadle	18.15	0
30044	09/06/2011	BHC	BHC Consultants, LLC	7,018.41	0
30045	09/06/2011	BORGA	Raymond Borga	1,662.86	0
30046	09/06/2011	CADMAN	Cadman, Inc.	3,537.42	0
30047	09/06/2011	CARLSONM	Malcolm Carlson	50.00	0
30048	09/06/2011	CASEENG	Case Engineering, PS	1,437.00	0
30049	09/06/2011	CHANEY	Rebecca Chaney	742.50	0
30050	09/06/2011	COMCAST2	COMCAST	99.95	0
30051	09/06/2011	COMPOFF	The Complete Office	1,024.81	0
30052	09/06/2011	CONTECH	Contech Stormwater Solutions, Inc	1,335.90	0
30053	09/06/2011	COPIERDR	Copier Doctor	153.85	0
30054	09/06/2011	CURRY	Kathy Curry	78.81	0
30055	09/06/2011	DAILY	Daily Journal of Commerce	601.20	0
30056	09/06/2011	DEERE	John Deere Landscapes	106.08	0
30057	09/06/2011	DELL	Dell Marketing L.P.	2,323.60	0
30058	09/06/2011	EASTFIRE	Eastside Fire & Rescue	442,039.92	0
30059	09/06/2011	ECOTONE	Ecotone Commissioning Group LL	5,192.00	0
30060	09/06/2011	ELMERS	Elomer's Flag & Banner	440.20	0
30061	09/06/2011	EMFENCE	Emerald City Fence Rentals LLC	465.38	0
30062	09/06/2011	EVANS	David Evans & Associates, Inc	6,859.01	0
30063	09/06/2011	FASTENAL	Fastenal Industrial Supplies	458.04	0
30064	09/06/2011	FEDEX	Federal Express Corp	81.39	0
30065	09/06/2011	FERGUSON	Ferguson Enterprises, Inc	2,103.48	0
30066	09/06/2011	FISH	Friends of Issaquah Salmon Hat	6,100.00	0
30067	09/06/2011	GRAINGER	Grainger	180.84	0
30068	09/06/2011	HAGEN	Jon-Eirik Hagen	228.40	0
30069	09/06/2011	HDFOWL	H. D. Fowler Company	1,595.59	0
30070	09/06/2011	HORIZON	Horizon	115.74	0
30071	09/06/2011	HOWARD	Lyman Howard	167.86	0
30072	09/06/2011	HWA	HWA GeoSciences, Inc	16,221.05	0
30073	09/06/2011	INTEGRA	Integra Telecom	3,391.19	0
30074	09/06/2011	IRONMT	Iron Mountain	1,032.51	0
30075	09/06/2011	ISSAQ1	Issaquah Press, Inc.	367.50	0
30076	09/06/2011	ISSIGNS	Issaquah Signs	246.38	0
30077	09/06/2011	JACKS	Shull Gary	2,703.78	0
30078	09/06/2011	JIRSA	Barbara Jirsa	254.63	0
30079	09/06/2011	KENYON2	Kenyon Disend PLLC	17,338.81	0
30080	09/06/2011	KINGFI	King County Finance A/R	3,735.04	0
30081	09/06/2011	KINGGIS	King County GIS Center	1,649.00	0
30082	09/06/2011	KINGSH	King County Sheriff's Office	353,826.75	0

Check	Date	Vendor No	Vendor Name	Amount	Voucher
30083	09/06/2011	Kline	DD Kline	725.00	0
30084	09/06/2011	L&IBOIL	Dept of Labor & Industries	27.20	0
30085	09/06/2011	LPD	LPD Engineering PLLC	730.50	0
30086	09/06/2011	MINUTE	Minuteman Press	128.66	0
30087	09/06/2011	NAPA	Genuine Parts Company/Issaquah	108.30	0
30088	09/06/2011	NC MACH	NC Machinery Co	4,792.81	0
30089	09/06/2011	NELSON	Lola Nelson-Mills	30.86	0
30090	09/06/2011	NETRUCK	North End Truck Equip Inc	976.31	0
30091	09/06/2011	NWCASC	Northwest Cascade, Inc.	810.91	0
30092	09/06/2011	ODELL	Thomas Odell	44.18	0
30093	09/06/2011	OER	Olympic Environmental Resource	6,500.00	0
30094	09/06/2011	OPOWER	OPower, Inc	2,222.22	0
30095	09/06/2011	OSS	On Site Security Services LLC	835.49	0
30096	09/06/2011	OTAK	Otak	7,891.12	0
30097	09/06/2011	OTIS	Otis Elevator	526.75	0
30098	09/06/2011	PACPOWER	Pacific Power Products	23.98	0
30099	09/06/2011	PANDER	Henk Pander	700.00	0
30100	09/06/2011	PINELKAS	Pine Lake Associates	725.00	0
30101	09/06/2011	PLATEAU	Plateau Motors	3,692.89	0
30102	09/06/2011	PROTH	Prothman Company	5,130.95	0
30103	09/06/2011	PSE	Puget Sound Energy	2,547.39	0
30104	09/06/2011	PSRC	Puget Sound Regional Council	19,629.00	0
30105	09/06/2011	QBS	Quality Business Systems	9.94	0
30106	09/06/2011	QWEST	Century Link	229.72	0
30107	09/06/2011	REMKER	Rob Remker	463.50	0
30108	09/06/2011	RICHARDS	Jessi Richardson	389.40	0
30109	09/06/2011	ROTARSAM	Rotary Club of Sammamish	52.00	0
30110	09/06/2011	SAM	Sammamish Plateau Water Sewer	6,542.25	0
30111	09/06/2011	SAMHERIT	Sammamish Heritage Society	2,500.00	0
30112	09/06/2011	SARAHENN	Sarah Walters	720.01	0
30113	09/06/2011	SEATIM	Seattle Times	3,055.04	0
30114	09/06/2011	SEQUOYAH	Sequoyah Electric, LLC	893.43	0
30115	09/06/2011	SMILINSC	Smilin' Scandinavians	250.00	0
30116	09/06/2011	SMS	SMS Cleaning, Inc	8,628.75	0
30117	09/06/2011	SOUNDPUB	Sound Publishing, Inc	630.00	0
30118	09/06/2011	STEELE	Abigail Steele	228.40	0
30119	09/06/2011	STEWARTT	Stewart Title Company	444.13	0
30120	09/06/2011	STOECKL	Jane C. Stoecklin	115.00	0
30121	09/06/2011	TAGMASTE	TagMaster North America, Inc	1,167.27	0
30122	09/06/2011	TEFAREOT	Te Fare O Tamatoa, Inc	250.00	0
30123	09/06/2011	UNITRENT	United Rentals NW, Inc	1,193.51	0
30124	09/06/2011	WAAUDIT	Wa State Auditor's Office	2,090.00	0
30125	09/06/2011	WACE	Wa Assoc of Code Enforcement	80.00	0
30126	09/06/2011	WAECOL	Wa State Dept of Ecology	625.00	0
30127	09/06/2011	WANG & HA	D Wang & J Hallman	500.00	0
30128	09/06/2011	WATERSH	The Watershed Company	1,263.73	0
30129	09/06/2011	WAWORK	Washington Workwear Stores Inc	351.07	0
30130	09/06/2011	WELLSMAT	Matt Wells	185.00	0
30131	09/06/2011	WHPACIFI	WH Pacific, Inc.	17,995.14	0
30132	09/06/2011	ZUMAR	Zumar Industries, Inc.	757.28	0
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Accounts Payable

Check Register Totals Only

User: mdunham
 Printed: 9/1/2011 - 8:36 AM



Check	Date	Vendor No	Vendor Name	Amount	Voucher
30133	09/06/2011	AADAMS	AAdams Tree Service	2,850.30	0
30134	09/06/2011	AST	Active Shooter Training LLC	3,675.00	0
30135	09/06/2011	BIOLOGIC	Biological Mediation Systems	71,508.76	0
30136	09/06/2011	BRICKMAN	Brickman Group Ltd LLC	4,442.14	0
30137	09/06/2011	CASEENG	Case Engineering, PS	960.00	0
30138	09/06/2011	CONTECH	Contech Stormwater Solutions, Inc	25,830.51	0
30139	09/06/2011	DEERE	John Deere Landscapes	113.18	0
30140	09/06/2011	FIREPROT	Fire Protection, Inc.	304.41	0
30141	09/06/2011	GRANDEVE	Grand Event Rentals	192.70	0
30142	09/06/2011	HOMEDE	Home Depot	896.06	0
30143	09/06/2011	HWA	HWA GeoSciences, Inc	2,907.85	0
30144	09/06/2011	ISSCITY	City Of Issaquah	5,101.46	0
30145	09/06/2011	ISSIGNS	Issaquah Signs	916.52	0
30146	09/06/2011	KCBLANK	King County Finance	63,228.61	0
30147	09/06/2011	LAKESIDE	Lakeside Industries	48.18	0
30148	09/06/2011	MACDONAL	MacDonald-Miller Facility Solutions	880.22	0
30149	09/06/2011	NELSON	Lola Nelson-Mills	77.54	0
30150	09/06/2011	NEXTEL	Nextel Communications	2,318.44	0
30151	09/06/2011	NVL	NVL Laboratories, Inc	1,780.00	0
30152	09/06/2011	NWCASC	Northwest Cascade, Inc.	1,212.37	0
30153	09/06/2011	PLATT	Platt Electric	80.36	0
30154	09/06/2011	POA	Pacific Office Automation	75.76	0
30155	09/06/2011	PSE	Puget Sound Energy	7,657.25	0
30156	09/06/2011	QWEST	Century Link	252.68	0
30157	09/06/2011	SAM	Sammamish Plateau Water Sewer	428.80	0
30158	09/06/2011	SERVICE	Service Paper Co	1,872.44	0
30159	09/06/2011	STAPLES	Staples Advantage	1,286.01	0
30160	09/06/2011	TIGERCON	Tiger Construction & Excavation Inc	65,587.39	0
30161	09/06/2011	TLC	Total Landscape Corp	8,123.18	0
30162	09/06/2011	ULTRA	UltraBac Software	969.08	0
30163	09/06/2011	UNITRENT	United Rentals NW, Inc	880.20	0
30164	09/06/2011	VOYAGER	Voyager	10,167.18	0
30165	09/06/2011	WADIS	State of Wa Dept of Info Syste	2,760.51	0
30166	09/06/2011	WALAB	Wa State Dept of Labor & Indus	80.00	0
30167	09/06/2011	WATSONSE	Watson Security	130.03	0
30168	09/06/2011	WESTWATE	Westwater Construction co.	248,424.49	0
				538,019.61	
Check Total:					



City Council Agenda Bill

Meeting Date: September 6, 2011

Date Submitted: August 23, 2011

Originating Department: Public Works

Clearances:

<input checked="" type="checkbox"/> City Manager	<input type="checkbox"/> Community Development	<input type="checkbox"/> Parks & Recreation
<input type="checkbox"/> Attorney	<input type="checkbox"/> Finance & IT	<input type="checkbox"/> Police
<input type="checkbox"/> Admin Services	<input type="checkbox"/> Fire	<input checked="" type="checkbox"/> Public Works

Subject: 244th Non-Motorized Improvements, Phase 1 - NE 8th Street to NE 11th Street

Action Required: Authorize the City Manager to award and execute a contract with Archer Construction, Inc. for construction of the 244th Non-Motorized Improvements, Phase 1 - NE 8th Street to NE 11th Street Project and administer a construction contingency.

Exhibits: Bid Summary

Budget: \$1,700,000 in the adopted 2011-2012 Transportation Capital Improvement Fund

Summary Statement:

The Public Works Department recommends that the City Council authorize the City Manager to award and execute a contract with Archer Construction, Inc., the lowest responsible bidder, for construction of the 244th Non-Motorized Improvements, Phase 1 – NE 8th Street to NE 11th Street project.

The project provides road widening for the creation of bike lanes and sidewalk on the west side of the roadway. In addition, the project provides curb, gutter and storm drain improvements along with street lighting.

Background:

On July 18, 2011, the City Council authorized the City Manager to award up to \$284,417, and to administer a construction contingency for an amount not to exceed \$28,442. Staff subsequently added a pavement overlay to the scope of work. The bids ended up being higher than Council's previous authorization due to the added work and generally higher bid prices. Because of this, staff is requesting that City Council provide a new higher authorization to allow the phase 1 construction to proceed.

The City Council has identified the 244th Avenue NE corridor as the next priority to receive non-motorized improvements. The full scope of work includes sidewalks on the west side of the roadway and bike lanes on both sides extending from NE 8th Street to NE 20th Street. At the July 18, 2011 regular meeting, staff discussed splitting the project into two phases, allowing the most beneficial section of the project to be completed as soon as possible. The first phase of the project will provide new non-motorized connections for the new Rachel Carson Elementary School and eliminate the need for bussing students living to the south off of 244th Ave NE, by making a safe walking route connection for students



City Council Agenda Bill

to use. The second phase, scheduled to begin construction in spring 2012, will extend these improvements northward to NE 20th Street to connect to the City's new Maintenance and Operations Center and the newly annexed Camden Park neighborhood.

Specific Phase 1 improvements include half-street widening along the west side of the roadways between the school's frontage improvements and the roundabout to the south. Concrete sidewalk, bike lane, illumination and landscaping are included. In addition, the City was awarded a grant in the amount of \$156,000 by the Transportation Improvement Board to complete this gap in the City's non-motorized network.

Bids for the first phase of improvements, NE 8th Street to NE 11th Street, were opened on August 4, 2011. A total of three bids were received. A bid summary is attached. Archer Construction, Inc. was the lowest responsible bidder with a bid of \$306,728.25. Staff has conducted due diligence for Archer Construction, Inc., including performing reference checks and reviewing the bid documents for errors.

Financial Impact:

A summary of the project expenditures is listed below. A 10% construction contingency is included in the project expenditure detail.

Project Expenditures

\$ 1,700,000	Transportation Capital Fund, Non-motorized
\$ 156,000	Transportation Improvement Board (TIB) Grant
\$ 1,856,000	Total Available Budget
<hr/>	
\$ 306,728	Construction Contract (Phase 1)
\$ 30,673	Construction Contingency (10%)
\$ 298,000	Design Contract (Phase 1 & 2)
\$ 50,000	Right of Way and Miscellaneous
<hr/>	
\$ 1,170,599	Remaining Budget for Phase 2 Construction

Recommended Motion:

Move to authorize the City Manager to award and execute a contract with Archer Construction, Inc. for construction of the 244th Non-Motorized Improvements, Phase 1 – NE 8th Street to NE 11th Street project for an amount of \$306,728.25 and administer a construction contingency for an amount not to exceed \$30,673.

City of Sammamish
Public Works

BID OPENING

2:00 pm (local time)
Page 1

244th Avenue Non-Motorized Improvements, Phase 1
August 4, 2011

BIDDER	SIGNED PROPOSAL	SCHEDULE OF PRICES	BID BOND	ADDENDUM	NON-COLLUSION AFFIDAVIT	MINIMUM WAGE AFFIDAVIT	RESPONSIBLE BIDDER CRITERIA	BID
Road Construction NW	✓	✓	✓	✓	✓	✓	✓	333,955.30
Westwater Const Co	✓	✓	✓	✓	✓	✓	✓	349,356.50
Archer Const. Inc.	✓	✓	✓	✓	✓	✓	✓	306,728.25

Apparent Low Bidder Archer Construction Engineer's Estimate \$281,019

COUNCIL  **MINUTES**

Regular Meeting
July 5, 2011

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

Councilmembers present: Mayor Don Gerend, Deputy Mayor Tom Odell, Councilmembers Mark Cross, John James, and Nancy Whitten.

Councilmembers absent: Councilmembers John Curley and Michele Petitti

MOTION: Deputy Mayor Odell moved to excuse Councilmembers Curley and Petitti. Councilmember Cross seconded. Motion carried unanimously 5-0.

Staff present: City Manager Ben Yazici, City Engineer Jeff Brauns, Senior Stormwater Project Engineer Eric LaFrance, Senior Planner Evan Maxim, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

Roll Call/Pledge of Allegiance

Roll was called. Deputy Mayor Odell led the pledge.

Approval of Agenda

MOTION: Councilmember Cross moved to approve the agenda. Councilmember James seconded.

AMENDMENT: Deputy Mayor Odell moved to amend the consent agenda by removing Item #2 - Contract: Stormwater Management Inglewood & Tamarack Area Preliminary Design/Windward Environmental and place it immediately following the Consent Agenda.

MAIN MOTION: Consent Agenda was approved as amended unanimously 5-0.

Public Comment

Ramiro Valderrama, NE 18th Place, He praised the Fourth of July celebration, in that it provides a sense of community, the attendees were numerous and well behaved. It is an event that other cities envy. He thanked the Council, the staff and all the volunteers who helped make this event a success.

Consent Calendar

Approval: Claims for period ending July 5, 2011 in the amount of \$1,975,944.68 for Check No. 29507 through No. 29631

Approval: Minutes for the June 7, 2011 Regular Meeting

Approval: Notes for the June 14 Joint Study Session with the Parks & Recreation Commission

Approval: Minutes for the June 20, 2011 Regular Meeting

MOTION: Deputy Mayor Odell moved to approve consent calendar. Councilmember Cross seconded. Motion carried unanimously 5-0.

Contract: Stormwater Management Inglewood & Tamarack Area Preliminary Design/Windward Environmental

Senior Stormwater Project Manager Eric LaFrance gave the staff presentation and showed a PowerPoint presentation (*Presentation available in the city's website at www.ci.sammamish.wa.us*) explaining the need for this study. This is a budgeted item. This contract will provide a cost estimate and some design alternatives. Deputy Mayor Odell and Councilmember Cross urged future Councils to partner with the Sammamish Plateau Water & Sewer District as well as involving the residents in finding a final solution in this area. This study should be completed before the Council considers their 2012 budget in the fall.

MOTION: Councilmember Cross moved to authorize the City Manager to sign a contract with Windward Environmental for Stormwater Management Inglewood and Tamarack Area Preliminary Design in an amount not to exceed \$89,855. Councilmember James seconded. Motion carried unanimously 5-0.

Public Hearing**Ordinance: First Reading Adopting Amendments To The Town Center Development Regulations Codified Into Chapter 25 Of Title 21B And Adopting Amendments To The Transfer Of Development Rights Regulations Codified Into Chapter 80 Of Title 21A Of The Sammamish Municipal Code**

City Manager Ben Yazici and Senior Planner Evan Maxim gave the staff report and showed a PowerPoint presentation (*Presentation available in the city's website at www.ci.sammamish.wa.us*). Mr. Maxim explained there are two parts to the ordinance: (1) The Incentive Table will be modified to eliminate TC-A as a receiving site for residential TDR's and (2) Authorizing the sale of residential dwelling units from TC-D zone to TC-A zone properties at 2:1 ration. Mr. Yazici explained that King County does have some concerns about modifying the table when it concerns County sending sites in TC-A Zone. If this change is made, the interlocal with King County would have to be reapproved by the County Council.

Councilmember James suggested limiting the number of TDR's going into Zone A by both the County and the City to 240 units rather than the 2:1 ratio. Councilmember Whitten suggested putting some restrictions on the purchase of TDR's to prevent speculation rather than promoting development.

Public Hearing opened at 7:15 pm.

Public Comment

Jim Waznick, 22613 SE 32nd St., He recommended that Council specify when the market analysis of TDR's must be done.

John Galvin, 422, 228th Avenue SE, He feels this is a very unusual move for a city to allocate to itself 240 development units and use them to raise additional revenue. Will the city enlarge this program to all property that the city owns? He suggested the City Attorney check into the legality of this ordinance.

Public Hearing was continued to July 18th at 7:19 pm.

Councilmember James said that there should be no change to the interlocal for King County transfers and the transfer ratio for the City should be 1:1. Councilmember Cross concurred.

Public Hearing was continued to July 18, 2011 at 7:30 pm.

Unfinished Business - None

New Business

Bid Award: SE 32nd Street Traffic Mitigation Project/Westwater Construction

City Engineer Jeff Brauns gave the staff report and showed a PowerPoint Presentation (*Presentation available in the city's website at www.ci.sammamish.wa.us*). Concerned has been expressed over the need to add additional street lights as part of this project. Mr. Brauns explained that it is not city policy to add lights to neighborhood streets. This could result in over-lighting the neighborhood. Staff is recommending awarding the contract without any additional lighting.

MOTION: Deputy Mayor Odell moved to authorize the City Manager to award and execute a Small Works Construction Contract with Westwater Construction Company for construction of SE 32nd Street Traffic Mitigation Project in the amount of \$298,000 and to administer a project construction contingency in the amount of \$45,000. Councilmember Cross seconded. Motion carried 5-0.

Public Comment

Jim Waznick, (spoke previously) He lives on SE 32nd street. He is very happy with this project and urged Council to approve the contract.

Council Reports

Councilmember Cross handed out some information he would like the City Council to consider regarding stream regulations and salmon as it relates to the city's Shoreline Master Plan update scheduled for the July 18, 2011 Council meeting.

Councilmember James reported on the first Economic Development Committee meeting. He will be the chair and the committee will meet monthly. They will not be meeting in August but they would like to meet with the Chamber of Commerce as soon as possible. They will also have stakeholder meetings with residents in the Town Center area.

Deputy Mayor Odell reported on the Association of Washington Cities conference that he attended with Mayor Don Gerend. He found it very informative.

City Manager Report

Executive Session – Personnel Pursuant to RCW 42.30.110(1)(g)

Council retired to Executive Session at 8:15 and returned at 8:45 pm. No action was taken
Meeting adjourned at 8:45 pm

Melonie Anderson, City Clerk

Donald J. Gerend, Mayor

COUNCIL MINUTES

Special Joint Meeting with Parks & Recreation Commission July 12, 2011

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

Councilmembers present: Mayor Don Gerend, Deputy Mayor Tom Odell, Councilmembers Mark Cross, John Curley, John James, Michele Petitti and Nancy Whitten.

Staff present: City Manager Ben Yazici, Public Works Director Laura Philpot, City Engineer Jeff Brauns, Sr. Stormwater Engineer Eric LaFrance, Assistant City Manager/Community Development Director Kamuron Guro, Parks & Recreation Director Jessi Richardson, Deputy Parks & Recreation Director Linda Frkuska, Project Manager Anjali Myer, and City Clerk Melonie Anderson.

Roll Call/Pledge of Allegiance

Roll was called. Planning Commissioner Chair Hank Klein led the pledge.

Approval of Agenda

MOTION: Councilmember James moved to approve the agenda. Councilmember Whitten seconded.

AMENDMENT: Deputy Mayor Odell moved to amend the agenda by removing Items #1-Bid Award for the West Parking and Room 202 Tenant Improvements and Item #3-School Zone Cameras from the agenda. Councilmember James seconded. Motion carried unanimously 7-0.

Public Comment

Laverne Nelson, 23344 NE 25th Way, She was not supportive of the city building a community center. She said it is clear the city is in financial trouble. They should not be considering a community center. She would like to know the projected costs for the community center and the town center.

Robert Nielson, 2311 277th Avenue, He explained that the primary reason the neighborhoods of Aldarra/Montaine wanted to annex to Sammamish was due to their 10-year history of fiscal responsibility. He does appreciate the fact that he is able to come and express his viewpoint to the Council.

Unfinished Business - None

New Business

~~Authorize the City Manager to award a contract for construction of the West Parking Lot and Construction of the "Shell" and Tenant Improvements to City Hall Room 202~~

Community Center Feasibility Discussion

Parks Director Jessi Richardson opened up the discussion. The consulting team of BRS led the Council through a PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*). The presentation provided an overview of the project, updated project costs, the selected site for the building and a refined design.

Public Works Director Laura Philpot and City Engineer Jeff Brauns explained the roadway improvements that will be necessary to accommodate the Community Center if it is located at the Kellman site.

Senior Stormwater Program Engineer Eric LaFrance explained the stormwater requirements that will need to be met if the building is located at the Kellman site.

Councilmember James wondered if the community is really willing to fund such an expensive enterprise. Councilmember Curley thinks the city should help a private company build the community center by giving them the land, waiving the taxes, etc. and see if there is a company out there willing to take on the business of building and operating a community center. Councilmember Whitten cannot support a \$65 million community center going to the voters. She would like to look into partnering with the YMCA. She would be supportive of a less expensive building. Councilmember Cross thinks that a private sector company will not provide the community space that a city operated center would provide. He suggested that the project could be dialed down to something the voters could support. Parks Commissioner Judy Peterson agreed that perhaps the pools could be phased in at a later date. The consultant confirmed that the pool could easily be done in phases. Mayor Gerend believes the success of the community center in Newcastle predicts how successful one would be in Sammamish. Deputy Mayor Odell feels that the city has many amenities that don't pay for themselves, but they make the city a better place to live. He feels the community center will enhance the quality of life in Sammamish. He expressed the opinion that this matter must come before the voters. Councilmember Petitti expressed "sticker shock" over the figures mentioned today. She said she would be more supportive of something in the range of \$30 to \$35 million. Parks Commission Chair Hank Klein does not want to pare the facility down any more than is necessary to get voter approval.

Public Comment

Robert Nielson (Spoke previously), He thinks the \$60 million price tag is unacceptable. He doesn't feel there is a need for additional community space. Perhaps the community space does not have to be in the in community center.

Mike Collins, He urged the Council to continue to support the design standards of the Town Center. If the cost of the underground parking lot is unacceptable, then make it a pay parking lot. He suggests that the street improvements be paid for through the city budget. He is extremely supportive of the plan, but hopes that the city will require the community center to conform to the Town Center Development regulations.

Kari Dure, 22319 NE 6th Court, She thinks the plan as presented is good, but does not feel that this is the right time to build such an elaborate facility. She thinks the pools could be eliminated completely. She feels that some elements could be phased in over time.

Skip Sackett, 2401 233rd, He thinks that the cost of this facility is being underrated. He feels there are going to be many additional fees. He does not feel the road improvements as proposed are really necessary. He is concerned that revenue forecasts that include 20% non-residents are not valid.

Nicki Beedle 20807 NE 8th Street, She was supportive of the Community Center. She thinks it will meet an unmet need. She is supportive of it being located in the Town Center. She does feel that the project should be scaled back by eliminating the pools.

Terry Rothbauer, 2204 216th Avenue SE, She questioned the cost recovery rate the consultants predicted. She said that this is an issue of want and not need. She thinks the city should wait until the Teen Center opens to see what the usage will be.

Jim Wasnick, 22613 SE 32nd Street, He feels this plan is too expensive. He thinks phasing should be considered. He thinks options need to be considered to reduce the costs. He feels it is too costly to locate it in the Town Center.

Roger Benson, 21923 NE 1st Street, He feels the community needs a gathering space like the community center. He thinks the price of the building could be reduced dramatically by locating it in another part of the city.

Ramiro Valderrama, NE 18th Place, He feels the community center, with an aquatics center is wanted by the community. He thinks the plan being presented is too expensive. He advocated going back to other partners and the residents for ideas on how this cost can be reduce. He would like to see the city out of the operations and maintenance of such a facility.

Susan Richardson, She is confused about what the community wants. She feels these are very uncertain times. Given the confusion, she recommended more study and more input from the residents.

Marcia Isenberger, YMCA, She explained that the YMCA is happy to partner with the City in whatever way they need, from operational assistance to fund raising.

~~School Zone Cameras – Discovery Elementary~~

Executive Session – Personnel pursuant to RCW42.30.110(1)(g)

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

Meeting adjourned at 10:15 pm

Melonie Anderson, City Clerk

Donald J. Gerend, Mayor

COUNCIL  **MINUTES**

Regular Meeting
July 18, 2011

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

Councilmembers present: Mayor Don Gerend, Deputy Mayor Tom Odell, Councilmembers Mark Cross, John Curley (arrived at 8:12 pm), John James, Michele Petitti and Nancy Whitten.

Councilmembers absent: Councilmembers Michele Petitti and Mark Cross.

MOTION: Councilmember Whitten moved to excuse Councilmembers Petitti and Cross. Councilmember James seconded. Motion carried unanimously 4-0.

Staff present: City Manager Ben Yazici, City Engineer Jeff Brauns, Assistant City Manager/Community Development Director Kamuron Guroi, Deputy Director Community Development Susan Cezar, Senior Planner Rob Garwood, 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. City Manager Ben Yazici led the pledge.

Approval of Agenda

MOTION: Deputy Mayor Odell moved to amend the agenda by removing Item 6 Town Center Development Rights. Councilmember Whitten seconded. Motion carried as amended unanimously 4-0.

Public Comment

Daphne Robinson, Arts Commission Chair, Simple Measures concert was a great success. Artist Kathy Hasting's painting are on display in city hall. On September 10th, a documentary film entitle "Painted Life" will be shown. Both the artist and filmmaker will be present. Aspiring artists are encouraged to bring their own work for the artist to critique The Arts Fair is coming soon. October will feature the Jet City Improv group. On November 5 the Arts Commission will be turning city hall into a grand bazaar celebrating Turkish history. More information is available on the city's website (www.ci.sammamish.wa.us).

Public Hearing

Ordinance: Second Reading Adopting Amendments To The Town Center Development Regulations Codified Into Chapter 25 Of Title 21B And Adopting Amendments To The Transfer Of Development Rights Regulations Codified Into Chapter 80 Of Title 21A Of The Sammamish Municipal Code

Mayor Gerend opened the public hearing at 6:49 and continued it to September 6, 2011. There was no public comment.

Consent Calendar

Payroll for period ending June 30, 2011 for pay date July 5, 2011 in the amount of \$247,167.44

Approval: Claims for period ending July 18, 2011 in the amount of \$1,489,520.22 for Check No. 29632 through No. 29770

Bid Award: Electric Vehicle Charging Stations Installation/ANM Electric

Interlocal: North Inglewood Street Overlays/Sammamish Plateau Water & Sewer District

Interlocal: Landscape Maintenance of a Portion of SR-202/City of Redmond

Amendment: On-Call Engineering/PACE

MOTION: Councilmember James moved to approve consent calendar. Deputy Mayor Odell seconded. Motion carried unanimously 4-0.

Public Hearing

Ordinance: Second Reading Adopting Revisions To The Sammamish Shoreline Master Program Adopted By Ordinance 2009-265 And Replacing The King County Shoreline Master Program Adopted By King County Ordinance 3688; Amending The City Of Sammamish Comprehensive Plan; Adopting Shoreline Maps; And Codifying The Shoreline Master Program Into Title 25 Of The Sammamish Municipal Code

Assistant City Manager Kamuron Gurol gave the staff report and showed a PowerPoint presentation (available on the city's website at www.ci.sammamish.wa.us). The Council has several options: They can approve the proposed material in the packet for this meeting. If they approve this with no changes, the Department of Ecology has agreed to approve it. If they chose to make other changes, it will require additional review. The main topics for consideration tonight are the Lake Sammamish setback reduction table, Vegetated Enhancement Areas (VEA) on other lakes, and dock standards.

Mayor Gerend opened the public hearing at 7:06 pm.

Mary Jo Kahler, 21911 SE 20th Street, She urged the Council to remember that they are representing the citizens, not the Department of Ecology or any other government group. They need to base their decision on science and "no net loss". They should not try to improve the current condition of the lakes.

Reid Brockway, 167 E. Lake Sammamish Shore Lane NE, He recapped the report, Synthesis of Salmon Research and Monitoring Report dated 12/31/2008. He said that this study was limited in scope as it only addressed the Lake Washington drainage basin. There is no research which deals with salmonids in Lake Sammamish. It does not address wetland buffers.

Janet Toskey, 2430 238th Place NE, She feels that the city staff, Council, and Sammamish Home Owners (SHO) Group have work together to develop a plan that everyone could support. She feels the proposed amendments tonight are the best that could be hoped for. She hopes everyone will realize that some compromise is necessary.

Samuel Rodabough, Legal Counsel for the Sammamish Home Owners (SHO) group, They feels the plan is stilled flawed concerning setback reductions. They still would like to see a total reduction down to 20 feet since so many of the lots are constrained in size and would not be able to take advantage of the proposed reductions. They also agree that grating should not be required on Pine and Beaver Lake but it may be time to move on from this issue for this update of the SMP. The group urged Council to continue to work on this issue (submitted Exhibit #17).

Greg Ashley, Shoreline Design Company, He said that over 95% of the docks he gets permits for are outside the ACEO regulations. These are guidelines, not requirements. Because our lakes are shallow, a 45 foot dock will not be useful. He said the regulations regarding dock repair is unreasonable.

George Toskey, (same as above), He continued to address the proposed changes from the SHO group represented in Exhibit #17. He urged Council to reconsider their recommendations.

Dwight Martin, 5101 East Lake Sammamish Parkway NE, He spoke regarding the required Vegetation Enhancement Area. He feels these proposals provide more native vegetation than the Redmond plan. He feels the current staff proposal would not provide enough access to the water.

Rory Crispen, PO Box 44013, Bellevue, He addressed the issue of the docks. He does not think the city should give in on the length and width of the docks being required by DOE. He feels the proposed regulations comply with federal requirements. He feels the 480 footage requirement is being misrepresented by DOE.

Linda Eastlick, PO Box 2574 Issaquah, She thanked everyone involved for their tenacity and wiliness to work together to come up with a workable shoreline master plan.

Public Hearing closed at 7:53 pm

Mr. Gurol explained that if Council choses to make changes other than the ones being proposed tonight, it would require another review by DOE. If they then deny the change the City can appeal their decision to the Growth Management Board. If they deny the change, the City may then appeal the denial to the State Supreme Court. City Manager Ben Yazici explained that they city is planning on joining forces with other cities to get the dock size changed, but this cannot be accomplished for this SMP. Councilmember Whitten is against accepting the 4-foot dock size, the required grating, and the set-back requirements as dictated by DOE. She thinks the City should dig in their heels on these issues.

MOTION: Councilmember Odell moved to adopt the ordinance with attachment A as revised 07/18/2011 as included in Council packet. Councilmember Curley seconded.

Mayor Gerend asked for a clarifying phrase to 25.06.020(9)(i) so the last sentence would read: “For developments or additions of less than 500 square feet, the Director may reduce the landscaping requirements upon a finding that such reduction is necessary to make the landscaping requirement proportional (1:1)to the scope of the disturbance or redevelopment”.

He asked for the language in section 25.07.080(5) Fences be changed from “requiring non-solid material”, to “material that allows animals to go through”. There was no Council consensus for this as most councilmember did not feel this was a substantial issue.

Mayor Gerend recommended at change to 25.07.050(3)(i), to read “Dock width may be increased from four (4) feet to six (6) feet if the platform area and the total area of the walkway do not exceed four hundred eight (480) square feet or 700 square feet for joint use docks”. Council reached consensus that the docking regulations are good as proposed except the grating requirements for Pine and Beaver Lake. Council agreed to add this language to the code.

The issue of grating on Pine and Beaver Lake was discussed. Several Councilmembers were supportive of seeking an explanation from DOE regarding the requirement for light transmission through the decking. Council discussed the 480 square footage requirements. Mr. Gurol explained that if someone requires a larger dock, and they could convince the other permitting agencies, the city would allow the larger dock. Pine and Beaver Lakes are not subject to the same permitting requirements as Lake Sammamish. Council was supportive of accepting the language as proposed by staff. Council was in concurrence to let the dock requirements stand as presented.

Council recessed from 9:11 pm to 9:22 pm

Table 1 Shoreline Setback Reduction: Alternative language offered by staff regarding Reduction #4 to add an * and a footnote to read: This reduction is optional if it would result in an active use area that is less than 15 feet wide. Council was supportive of this amendment.

Table 1 Shoreline Setback Reduction: Mayor Gerend suggested amending the language for Reduction Option #5 to read “For planting, enhancement, or restoration and subsequent preservation of existing native vegetation, as necessary, in a minimum 5 foot wide near shore area below the lake’s OHWM, excluding the area below the active use area. Council was supportive of this amendment.

The issue regarding decking materials will not be addressed in this version of the SMP. It can be dealt with at a later time with a Comprehensive Plan change if necessary.

Councilmember Whitten said she would like the section relating to providing public access be separated from the rest of the ordinance. She wants to avoid any appearance of conflict of interest.

AMENDMENT: Deputy Mayor Odell moved to remove Section 38 of Attachment A to be voted on separately. Councilmember Whitten seconded. Motion carried 5-0.

AMENDMENT: Councilmember James moved to offer the Redmond language for setbacks. Councilmember Curley seconded. Motion was withdrawn.

MOTION: Councilmember Curley moved to amend the agenda by extending the Council Meeting for one additional hour. Deputy Mayor Odell seconded. Motion carried 5-0.

AMENDMENT: Councilmember James moved to amend attachment A (1) by adding the clarifying phrase added to Item 25.06.020(9)(i) to include (1:0) (2) Add language to 25.07.050(3)(i) to read "Dock width may be increased from four (4) feet to six (6) feet if the platform area and the total area of the walkway do not exceed four hundred eight (480) square feet or 700 square feet for joint use docks for Pine and Beaver lake. (3) Amend Shoreline Table #4 by adding an * in the table and a footnote to read: This reduction is optional if it would result in an active use area that is less than 15 feet wide. (4) Amend the Shoreline Table Option #5 to read "For planting, enhancement, or restoration and subsequent preservation of existing native vegetation, as necessary, in a minimum 5 foot wide near shore area below the lake's OHWM, excluding the area below the active use area. Deputy Mayor Odell seconded. Motion carried 5-0.

MOTION: Councilmember James moved to approve item #38. Councilmember Curley seconded. Motion carried 4-0 with Councilmember Whitten abstaining.

MAIN MOTION: Main Motion as amended carried unanimously 4-0 (O2011-308).

Unfinished Business - None

New Business

Ordinance: First Reading Of An Interim Ordinance Adopting A Moratorium On The Establishment Of Collective Gardens; Defining "Collective Gardens;" Providing For A Public Hearing, Referring The Matter To The Planning Commission For Hearing And Review; And Establishing An Effective Date.

Deputy City Manager Lyman Howard gave the staff report and showed a PowerPoint presentation (available on the city's website at www.ci.sammamish.wa.us). He explained that this ordinance is being brought to council because of a conflict between federal and state laws regarding medical marijuana dispensing. Staff is asking that this ordinance be passed as an emergency ordinance since the state regulations become effective on July 22, 2011. This ordinance will help protect government agencies from violating federal laws. Communal Gardens are described as 10 or more qualifying patients may join together to grow up to 45 plants in a collective garden. A public hearing must be scheduled within 60 days and must be referred to the Planning Commission for further study. This six month moratorium will allow enough time for this to happen.

MOTION: Councilmember James moved to suspend the rules and adopt the ordinance on first reading, declaring it an emergency so it takes effective immediately upon passage and approve the ordinance adopting a moratorium on the establishment of Collective Gardens and setting a public hearing date for September 6, 2011. Councilmember Curley seconded. Motion carried 5-0.

Authorization to Award Bid: Sammamish Landing Picnic Shelters

Parks & Recreation Director Jessi Richardson gave the staff report. Staff is ready to go out to bid on this project and would like to award the bid in early August. Staff is asking the Council to authorize the City Manager to award this bid in an amount not to exceed \$200,000.

MOTION: Councilmember Whitten moved to authorize the City Manager to award a contract to the lowest responsive and responsible bidder for the Sammamish Landing Picnic Shelters project in an amount not to exceed \$200,000 which includes a 10% contingency. Councilmember James seconded. Motion carried 5-0.

Authorization to Award Bid: Construction of the West Parking Lot and Construction of the “Shell” and Tenant Improvements to City Hall Room 202

Director of Administrative Services, Mike Sauerwein gave the staff report and showed a PowerPoint presentation (*available on the city’s website at www.ci.sammamish.wa.us*). There are two parts to this project. Part 1 is a parking lot and Part 2 is the remodel of Room 202 shell and tenant improvements. The parking lot project went to bid, one bid was received and it exceeded the project budget. For this reason staff is asking Council to reject that bid and readvertise the project. As well, due to the August recess, staff is also asking Council to authorize the City Manager to award a bid for the shell and tenant improvements.

MOTION: Councilmember James moved to authorize the City Manager to reject all bids on the West Parking Lot project, modify the scope of work, rebid the project and award a contract to the lowest responsive and responsible bidder for the West Parking Lot project for an amount not to exceed \$300,000. The City Manager is also authorized to award a contract to the lowest responsive/responsible bidder for the Room 202 Shell and Tenant Improvements. Councilmember Whitten seconded. Motion carried 5-0.

**Authorization to Award Bid: 2011 Citywide Patching Contract
Authorization to Award Bid: 2011 Citywide Crack Seal Contract**

City Engineer Jeff Brauns gave a short staff report on the next three items. Staff is requesting authorization for the City Manager to award these bids due to the Council recess in August.

MOTION: Deputy Mayor Odell moved to authorize the City Manager to award a contract to the lowest responsive and responsible bidder for the 2011 Citywide Patching project and the 2011 Citywide Crack Seal project. Councilmember Curley seconded. Motion carried 5-0.

Authorization to Award Bid: SE 244th Avenue Non-Motorized Project Phase 1

MOTION: Councilmember Whitten moved to authorize the City Manager to award and execute a contract with the lowest responsive/responsible bidder for construction of the 244th Non-Motorized Improvements, Phase 1 – NE 8th Street to NE 11th Street for an amount not to exceed \$284,417 and administer a construction contingency for an amount not to exceed \$28,442. Deputy Mayor Odell seconded. Motion carried 5-0.

Council Reports

Council reached consensus to change the mandatory meeting time for the Student Liaisons to the first meeting of the month only, as well as including Eastside Catholic High School in the program.

Deputy Mayor Odell reported that the Regional Fire Authority idea is back to square one. He also reported that the Sammi Award board would like to get buy off from the city on holding their ceremony at Eastridge Church even though the church is located outside the city limits. Council agreed to have the Sammi Awards at Eastridge.

City Manager Report - None

Meeting adjourned at 10:38 pm

Melonie Anderson, City Clerk

Donald J. Gerend, Mayor



City Council Agenda Bill

Meeting Date: September 6, 2011

Date Submitted: August 26, 2011

Originating Department: Community Development

Clearances:

<input checked="" type="checkbox"/> City Manager	<input checked="" type="checkbox"/> Community Development	<input type="checkbox"/> Parks & Recreation
<input checked="" type="checkbox"/> Attorney	<input type="checkbox"/> Finance & IT	<input type="checkbox"/> Police
<input type="checkbox"/> Admin Services	<input type="checkbox"/> Fire	<input type="checkbox"/> Public Works

Subject: Ordinance to incorporate supplemental amendments into the Town Center Regulations

Action Required: Second Reading, Public Hearing, Adoption

Exhibits:

1. Proposed Ordinance
 - Attachment A – original language
 - Attachment B – revised language reflecting July 5, 2011 Council Discussion

Budget: N/A

Background:

The City Council adopted development regulations for Town Center on December 7, 2010, and a Transfer of Development Rights (TDR) code on February 8, 2011. During the discussion the City Council determined that the dwelling units within the Town Center D zone (TC-D) should be available for conveyance to other Town Center properties; however this policy discussion was deferred until a later date.

Earlier this year, staff reviewed the adopted code and discussed policy options with Councilmember James. Subsequently, staff identified an amendment to the Town Center regulations that would allow the City to accomplish the City Council's policy goals, without causing some of the policy challenges posed in modifying the TDR program.

The City Council opened the public hearing on July 5, 2011 and received testimony. The City Council also considered several possible amendments to the ordinance:

- A. Retaining the TDR incentive associated with the King County Program and the TC-A zone;
- B. Selling units from the TC-D zone at a 1:1 ratio to the TC-A zone;
- C. Prohibiting the speculative acquisition of dwelling units from the TC-D zone; and,
- D. Clarifying when the market analysis should be performed to establish the sale price of units.

Attachment A to the proposed Ordinance contains the language originally reviewed on July 5, 2011. The Council reviewed and reached a tentative consensus on changes to Attachment A on July 5, however the public hearing was continued to September 6. **Attachment B reflects the Council discussion and consensus reached on July 5.**



City Council Agenda Bill

Financial Impact: N/A

Recommended Motions: Open public hearing and take testimony. Close public hearing and move to adopt the proposed ordinance as amended by Attachment B.

**DRAFT
CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2011 -**

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, ADOPTING AMENDMENTS TO THE TOWN CENTER DEVELOPMENT REGULATIONS CODIFIED INTO CHAPTER 25 OF TITLE 21B AND ADOPTING AMENDMENTS TO THE TRANSFER OF DEVELOPMENT RIGHTS REGULATIONS CODIFIED INTO CHAPTER 80 OF TITLE 21A OF THE SAMMAMISH MUNICIPAL CODE

WHEREAS, the City Council adopted the Town Center Plan on June 9, 2008, which established the policy basis for the development of the Transfer of Development Rights regulations and program; and

WHEREAS, the City Council adopted the Town Center Development Regulations on December 7, 2010 to authorize development within the Town Center consistent with the adopted Town Center Plan; and

WHEREAS, the City Council adopted the Transfer of Development Rights regulations and program on February 8, 2011 to authorize development consistent with the policy direction of the adopted Town Center Plan, subject to specific regulatory provisions; and

WHEREAS, the City Council determined that the dwelling units within the Town Center D zone (TC-D) should be available for conveyance to other Town Center properties, and deferred action to a later date; and

WHEREAS, an Addendum to the State Environmental Policy Act (SEPA) Determination of Non Significance for the proposed amendments was issued on July 1, 2011; and

WHEREAS, in accordance with RCW 36.70A, a request for expedited review was received by the State of Washington Department of Commerce on June 28, 2011 and was granted expedited review on July 14, 2011; and

WHEREAS, the public process for the proposed amendments has provided for public participation opportunities at a public hearings before the City Council in July and September of 2011; and

WHEREAS, the City Council considered the proposed amendments to the Town Center Development regulations at a City Council public hearing on July 5, 2011, which was continued on July 18, 2011 and closed on September 5, 2011.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Adoption of an amendment to the Town Center development and Transfer of Development Rights regulations. The code amendment Sammamish Municipal Code regulations as set forth in Attachment “B” to this ordinance is hereby adopted.

Section 2. Codification of the regulations. The City Council authorizes the Community Development Director and City Clerk to codify the regulatory provisions of the amendment to into Titles 21A and 21B of the Sammamish Municipal Code for ease of use and reference.

Section 3. Interpretation. The City Council authorizes the Community Development Director to administratively interpret these provisions as necessary to implement the intent of the Council.

Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 5. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 5TH DAY OF SEPTEMBER 2011.

CITY OF SAMMAMISH

Mayor

ATTEST/AUTHENTICATED:

Melonie Anderson, City Clerk

Exhibit 1

Approved as to form:

Bruce L. Disend, City Attorney

Filed with the City Clerk:

Public Hearing:

First Reading:

Public Hearing:

Second Reading:

Passed by the City Council:

Date of Publication:

Effective Date:

ATTACHMENT A – ORIGINAL LANGUAGE

SMC 21A.80.090 Receiving Site Incentives (*Modify TDR Incentive Table*)

SMC 21B.25.040 Provisions to Obtain Additional (Bonus) Residential Density or
Commercial Development Capacity (*Modify subsection b*)

“Plain Text” is existing code language

“~~Strikethrough Text~~” is existing language that will be deleted

“Underline Text” is code language that will be added

21A.80.090 Receiving Site Incentives

...

(2) Receiving Site Incentives.

- (a) Town Center. The following table outlines TDR-based incentives for eligible receiving sites with the purchase of a development right. (For example, a sending site in the R-1 zone that generates one TDR will allow for the creation of four dwelling units at a receiving in the TC-C zone of the Town Center. Alternatively, the same site in the R-1 zone that generates one TDR will allow 7,716 square feet of additional commercial development in the Town Center):

Table 21A.80.090

Receiving Site Incentive Table

		Sending Zoning				
		R-1	R-4	R-6	KC Lands	TC-D
Receiving Zoning	Commercial	7716 sqft	3560 sqft	2600 sqft	3560 sqft	TBD
	Zone C	4 du	2 du	1 du	2 du	TBD
	Zone B	7 du	3 du	2 du	3 du	TBD
	Zone A	10 du	5 du	4 du	5 du	TBD

Note: Dwelling Units may be transferred from the TC-D zone into the TC-A zones, subject to the provisions of SMC 21B.25.040(2)(d).

- (b) [Placeholder for future receiving sites].

...

21B.25.040

Provisions to Obtain Additional (Bonus) Residential Density or Commercial Development Capacity

(1) Bonus Residential Dwelling Units. SMC 21B.25.030 identifies the “Maximum Density” and “Allocated Density” for each Town Center zone. Projects may obtain additional density by complying with the affordable housing provisions set forth in SMC Chapter 21B.75, by the incorporation of site amenities subject to TC-D zone residential dwelling unit transfers, and/or through the City’s Transfer of Development Rights (TDR) program. Bonus provisions vary by zone. Specifically:

(a) TC-A zones: Applicants may select from the following options for obtaining additional dwelling units, subject to the provisions below:

(i) Additional dwelling units are awarded from the Town Center’s available affordable housing bonus pool subject to compliance with affordable housing provisions set forth in SMC Chapter 21B.75. Within each quadrant, the bonus pool units shall be distributed on a first come, first serve basis, up to the maximum number of bonus pool units, provided the development does not exceed the density limit for the zone.

(ii) Additional dwelling units may also be awarded by the City from its TC-D residential density allocation pursuant to design criteria of 21B.25.040(2)(b).

(iii) Once the affordable housing bonus pool is exhausted, developments may obtain additional units through the City’s TDR program or through the provisions of 21B.25.040(2)(d).

...

(2) Bonus Commercial and Residential Development Capacity. SMC 21B.25.030 and Figure 21B.25.040c below specify commercial floor area allocations by zones and sub-zones with an additional 120,000 square feet of commercial floor area available through bonus incentives. Subsections (a) and (b) below provide the distribution and criteria for allocating bonus commercial floor area, respectively. Subsection (b) also includes provisions for allocating bonus residential dwelling units. Subsection (c) below provides for the opportunity for additional commercial or residential development capacity through the City’s TDR program. Subsection (d) below provides an option for the City to sell units from its TC-D residential density allocation to other properties within the Town Center.

...

(d) The City is authorized to sell dwelling units from its TC-D residential density allocation to other properties zoned TC-A within the Town Center. The price of such units shall be based upon a market analysis and the proceeds shall be used for public benefits within the Town Center. Each unit transferred from the TC-D zone into the TC-A zone shall be worth two dwelling units for development in the TC-A zone. For example, if 10 dwelling units are purchased from the TC-D zone, they may be used to develop 20 dwelling units in the TC-A zone.

ATTACHMENT B – REVISED LANGUAGE

SMC 21A.80.090 Receiving Site Incentives (*Modify TDR Incentive Table*)

SMC 21B.25.040 Provisions to Obtain Additional (Bonus) Residential Density or
Commercial Development Capacity (*Modify subsection b*)

“**Highlighted Text**” is code language revised per the Council July 5 discussion

“Plain Text” is existing code language

“~~Strikethrough Text~~” is existing language that will be deleted

“Underline Text” is code language that will be added

21A.80.090 Receiving Site Incentives

...

(2) Receiving Site Incentives.

- (a) Town Center. The following table outlines TDR-based incentives for eligible receiving sites with the purchase of a development right. (For example, a sending site in the R-1 zone that generates one TDR will allow for the creation of four dwelling units at a receiving in the TC-C zone of the Town Center. Alternatively, the same site in the R-1 zone that generates one TDR will allow 7,716 square feet of additional commercial development in the Town Center):

Table 21A.80.090

Receiving Site Incentive Table

		Sending Zoning				
		R-1	R-4	R-6	KC Lands	TC-D
Receiving Zoning	Commercial	7716 sqft	3560 sqft	2600 sqft	3560 sqft	TBD
	Zone C	4 du	2 du	1 du	2 du	TBD
	Zone B	7 du	3 du	2 du	3 du	TBD
	Zone A	10 du	5 du	4 du	5 du	TBD

Note: Dwelling Units may be transferred from the TC-D zone into the TC-A zones, subject to the provisions of SMC 21B.25.040(2)(d).

- (b) [Placeholder for future receiving sites].

...

21B.25.040**Provisions to Obtain Additional (Bonus) Residential Density or Commercial Development Capacity**

- (1) Bonus Residential Dwelling Units. SMC 21B.25.030 identifies the “Maximum Density” and “Allocated Density” for each Town Center zone. Projects may obtain additional density by complying with the affordable housing provisions set forth in SMC Chapter 21B.75, by the incorporation of site amenities subject to TC-D zone residential dwelling unit transfers, and/or through the City’s Transfer of Development Rights (TDR) program. Bonus provisions vary by zone. Specifically:
- (a) TC-A zones: Applicants may select from the following options for obtaining additional dwelling units, subject to the provisions below:
- (i) Additional dwelling units are awarded from the Town Center’s available affordable housing bonus pool subject to compliance with affordable housing provisions set forth in SMC Chapter 21B.75. Within each quadrant, the bonus pool units shall be distributed on a first come, first serve basis, up to the maximum number of bonus pool units, provided the development does not exceed the density limit for the zone.
 - (ii) Additional dwelling units may also be awarded by the City from its TC-D residential density allocation pursuant to design criteria of 21B.25.040(2)(b).
 - (iii) Once the affordable housing bonus pool is exhausted, developments may obtain additional units through the City’s TDR program or through the provisions of 21B.25.040(2)(d).

...

- (2) Bonus Commercial and Residential Development Capacity. SMC 21B.25.030 and Figure 21B.25.040c below specify commercial floor area allocations by zones and sub-zones with an additional 120,000 square feet of commercial floor area available through bonus incentives. Subsections (a) and (b) below provide the distribution and criteria for allocating bonus commercial floor area, respectively. Subsection (b) also includes provisions for allocating bonus residential dwelling units. Subsection (c) below provides for the opportunity for additional commercial or residential development capacity through the City’s TDR program. Subsection (d) below provides an option for the City to sell units from its TC-D residential density allocation to other properties within the Town Center.

...

- (d) The City is authorized to sell dwelling units from its TC-D residential density allocation to other properties zoned TC-A within the Town Center. The City shall limit the sale of dwelling units to projects that have a pending land use application within the Town Center at the time of closing of the sale. The price of such units shall be based upon a market analysis performed within 90 days of closing on the sale and the proceeds shall be used for public benefits within the Town Center. Each unit transferred from the TC-D zone into the TC-A zone shall be worth one dwelling units for development in the TC-A zone. For example, if 10 dwelling units are purchased from the TC-D zone, they may be used to develop 10 dwelling units in the TC-A zone.



City Council Agenda Bill

Meeting Date: September 6, 2011

Date Submitted: August 30, 2011

Originating Department: City Manager

Clearances:

City Manager

Attorney

Admin Services

Community Development

Finance & IT

Fire

Parks & Recreation

Police

Public Works

Subject: Medical Marijuana Collective Gardens Moratorium Public Hearing

Action Required: Hold a Public Hearing to Collect Testimony on the Emergency Ordinance

Exhibits: 1. Adopted Ordinance

Budget: No Impact

Summary Statement: On July 18th, 2011 Council passed an Emergency Ordinance placing a Moratorium on Collective Gardens and/or Dispensaries. The City is required to hold a public hearing within 60 days of the passage of the emergency ordinance. The hearing today will meet that requirement.

Background:

State Law regarding Medical Cannabis is in conflict with Federal Law. The truncated and partially vetoed version of ESSSB 5073 that became effective July 22, 2011, passed many of the governor's concerns to cities. Future case law may assist in clarifying the situation. Meanwhile, a great deal of confusion remains related to medical cannabis each jurisdiction should perform a needs evaluation.

Recent State Legislative Action: Engrossed Second Substitute Senate Bill 5073 (ESSSB 5073) passed the state legislature on April 22, 2011, and was partially approved by the Governor on April 29, 2011. Some of the changes that were approved and were incorporated into RCW 69.51A, the chapter dealing with Medical Marijuana include:

1. Up to ten qualifying patients may join together and have a collective garden with a maximum of 45 plants.
2. A minimum of 15 days must elapse before a qualified provider can switch from being the provider for one patient to another qualified patient. (This change addresses the argument used by many dispensaries to justify providing cannabis to multiple patients, one after another.)
3. Medical marijuana gardens cannot be open to the view of the general public (individual gardens cannot be visible from the public right of way.)



City Council Agenda Bill

The governor vetoed provisions in the legislation regarding the licensing of producers, processors and dispensers and establishing a state registry for patients, providers and collective gardens. Her rationale was a letter from the US Department of Justice that this legislation was in conflict with Federal Drug Laws and that employees of the state could be at risk of federal prosecution for aiding and abetting illegal drug possession and sale if they processed licenses for production and sale of medical cannabis under the new law. Medical Cannabis remains a class I drug under Federal Law.

Zoning and Business Regulations: The legislation also provides that cities may adopt and enforce zoning regulations, business license requirements and business taxes for collective gardens. This puts the cities and their staff in direct conflict with Federal Law and puts city staff in the position the governor, through her section veto, tried to protect state employees from.

The ordinance establishing a moratorium is intended to give the city time to review how other jurisdictions are dealing with this issue and determine what, if any, specific zoning and/or business regulations should apply to medical marijuana dispensaries and/or collective gardens.

Provisions for a Moratorium: State law authorizes cities to impose a moratorium to maintain the status quo while considering impending zoning, land use or similar regulations (RCW 36.70A.390). The moratorium may be adopted without holding a public hearing; however, a hearing on the moratorium or interim regulation shall be held within sixty days of its adoption. The Council may maintain, modify or terminate the moratorium after the public hearing. Such action shall include findings of fact, justifying the Council's action if findings were not adopted before the hearing.

A moratorium is typically valid for six months though it may be renewed with six month extensions if a public hearing is held and findings of fact are made prior to each renewal.

Staff recommends that the Council open the hearing, take public comment and consider closing the hearing. Council is not required to take action at this time.

Financial Impact: None

Recommended Motion: None is required as this is a public hearing.

**CITY OF SAMMAMISH
WASHINGTON**

ORDINANCE NO. O2011-309

AN INTERIM ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, ADOPTING A MORATORIUM ON THE ESTABLISHMENT OF COLLECTIVE GARDENS; DEFINING “COLLECTIVE GARDENS;” PROVIDING FOR A PUBLIC HEARING, REFERRING THE MATTER TO THE PLANNING COMMISSION FOR HEARING AND REVIEW; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Initiative Measure No. 692, approved November 3, 1998, created an affirmative defense for “qualifying patients” to the charge of possession of cannabis; and

WHEREAS, the initiative and current Chapter 69.51A RCW are clear that nothing in its provisions are to be “construed to supersede Washington state law prohibiting the acquisition, possession, manufacture, sale or use of marijuana for non-medical purposes;” and

WHEREAS, the Washington State Department of Health opines that it is “not legal to buy or sell” medical cannabis and further opines that “the law [Chapter 69.51A RCW] does not allow dispensaries,” leaving enforcement to local officials; and

WHEREAS, the City acknowledges the right of qualified health care professionals to recommend the medical use of cannabis, acknowledges the affirmative defense available to qualifying patients from the possession of cannabis as well as the right of patients to designate a “designated provider” who can “provide” rather than sell cannabis to “only one patient at any one time;” and

WHEREAS, the Legislature has passed E2SSB 5073 (the Act) and the Governor has signed the bill but has vetoed several sections of the bill; and

WHEREAS, E2SSB 5073 will be effective on July 22, 2011, and

; WHEREAS, the Act authorizes “collective gardens” which would authorize certain qualifying patients the ability to produce, grow and deliver cannabis for medical use; and

WHEREAS, the City Council deems it to be in the public interest to establish a zoning moratorium pending local review of the anticipated changes in the law; and

WHEREAS, pursuant to RCW 36.70A.390 a public hearing must be held within 60 days of the passage of this ordinance;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Pursuant to the provisions of RCW 36.70A.390, a zoning moratorium is hereby enacted in the City of Sammamish prohibiting the licensing, establishment, maintenance, or continuation of any medical cannabis collective garden. A “collective garden” is an area or garden where qualifying patients engage in the production, processing, transporting, and delivery of cannabis for medical use as set forth in the Act and subject to the limitations therein.

Section 2. Collective gardens as defined in Section 1 are hereby designated as prohibited uses in the City of Sammamish. In accordance with the provisions of RCW 35A.82.020 and SMC 5.05, no business license shall be issued to any person for a collective garden, which are hereby defined to be prohibited uses under the ordinances of the City of Sammamish.

Section 3. This ordinance shall be referred to the Sammamish Planning Commission for its review and recommendation for inclusion in the zoning ordinances of the City of Sammamish.

Section 4. Ordinance to be Transmitted to Department. Pursuant to RCW 36.70A.106, this interim Ordinance shall be transmitted to the Washington State Department of Commerce as required by law.

Section 5. Public Hearing Set. Pursuant to RCW 36.70A.390, the City Council sets the City Council Regular Meeting of September 6, 2011, which begins at 6:30 pm at City Hall located in Sammamish Commons, 801 228th Avenue SE as the date, time and place for a public hearing on the continuance of this moratorium. The City Clerk is directed to cause appropriate notice of such hearing to be given.

Section 6. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 7. This Ordinance shall be effective for a period of six months from the date of enactment unless: sooner terminated by action of the Council; or, renewed for one or more additional six-month periods as provided by state law.

Section 5. The above "Whereas" clauses of this ordinance constitute specific findings by the Council in support of passage of this ordinance. If any part or portion of this ordinance is declared invalid for any reason, such declaration of invalidity shall not affect any remaining part or portion.

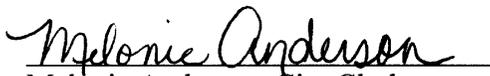
**ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON
THE 18th DAY OF JULY 2011.**

CITY OF SAMMAMISH



Mayor Donald J. Gerend

ATTEST/AUTHENTICATED:



Melonie Anderson, City Clerk

Approved as to form:



Bruce L. Disend, City Attorney

Filed with the City Clerk:	July 13, 2011
First Reading:	July 18, 2011
Public Hearing:	September 6, 2011
Passed by the City Council:	July 18, 2011
Date of Publication:	July 22, 2011
Effective Date:	July 18, 2011