

COUNCIL MINUTES

Regular Meeting April 3, 2012

Deputy Mayor John James called the regular meeting of the Sammamish City Council to order at 6:30 pm.

Councilmembers present: Deputy Mayor John James, Councilmembers Don Gerend, Ramiro Valderrama, Tom Vance and Nancy Whitten.

Councilmembers absent: Mayor Tom Odell and Councilmember John Curley.

MOTION: Councilmember Gerend moved to excuse Mayor Odell and Councilmember Curley. Councilmember Vance seconded. Motion carried unanimously 5-0.

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

Roll Call/Pledge of Allegiance

Roll was called. Councilmember Valderrama led the pledge.

Approval of Agenda

MOTION: Councilmember Vance moved to approve the agenda. Councilmember Gerend seconded.

AMENDMENT: Councilmember Valderrama asked to remove Item 3. GIS Contract from the Consent Agenda and placed under new business.

Motion to approve the agenda as amended carried unanimously 5-0.

Student Liaison Reports

- *Eastside Catholic High School – Chad Brown*
He reported that the play was a great success. Prom is May 5 and Plateau Pink Day will be in May.

Presentations/Proclamations

- **Child Abuse Prevention Month**
Deputy Mayor James presented a proclamation to Judy Feinerman, Advisory Board member for Children's Response Center. She thanked the Council for supporting their group and naming April as Child Abuse Prevention Month.

➤ **Presentation: Sister City**

Rachel Martel gave a PowerPoint Presentation regarding the Sister City program she is trying to establish as part of her Senior Project requirements (*presentation available on the city website at www.ci.sammamish.wa.us*). She introduced Deb Sogge, president of Sammamish Chamber of Commerce. Deb explained that Sister City programs can improve economic and commercial development in Sammamish. June Sekiguchi, a local artist, supports the Sister City program because it will bring different cultures and art to Sammamish as well as foster relationships between our city and other countries. Doug Eglington, Lake Washington School District board member and President of the Sammamish Kiwanis Club also spoke. He said that both organizations are very pleased with Rachel Martel and the work she has done toward establishing the Sister City program in Sammamish. He hopes the City Council will continue her efforts after she has graduated. Lynne Handlos, Recreation Director for City of Sammamish also voiced support of this program. She feels other youth groups, including the Sammamish Youth Board are supportive of this program. Councilmember Gerend asked what role Rachel sees the City playing in this program. Rachel explained that it is important to have City-support for the chosen sister city.

Public Comment

Joyce O'Donnell, 4478 194th Way NE, She spoke regarding the proposed resolution establishing a process for the removal of barricades. She was glad to see the improvements to the process. She explained that it is important to get all information available to the public with enough time for them to review the material. She requested that a step be added to the resolution regarding public process that all related material, when possible, be posted to the website at least one week prior to any meeting.

Richard Wilkenson, 1814 218th Place NE, He spoke regarding the recent changes to the water and sewer rate billing formulas. Deputy Mayor James informed him that the Council does not set the rates for water and sewer. That is done by the various water and sewer district boards.

Jeff Hooker, 23325 NE 15th Street, He wanted to volunteer for the Citizen's Advisory Board concerning the Eastside Fire & Rescue fire services evaluation. Councilmember Vance explained that the citizen board has already been appointed. Mr. Hooker feels that it is important that the evaluation of services be open and transparent.

Karan Soi, 19130 NE 51st Street, He was not supportive of removing the barricade on NE 42nd Street. He feels there will be an increase in traffic and a decrease in safety.

Beverly Keffer, 23811 NE 14th St, Her property is severely impacted by development upstream from the Autumn Wind development. She is unhappy that the city has approved additional new developments because they are increasing the wetlands on their property. She wanted to remind Council that stormwater impacts property owners as well as rivers and streams and keep that in mind when they are updating their stormwater manual.

Consent Calendar

Payroll for the period ending March 15, 2012 for pay date March 20, 2012 in the amount of \$253,038.74

Approval: Claims for period ending April 3, 2012 in the amount of \$534,919.16 for Check No. 31668 through No. 31773.

Contract: Storm Water Comp Plan Update/Windward Environmental

Contract: Pavement Condition Survey/NW Pavement Management Systems

Resolution: Vehicle Surplus

Approval: Hearing Examiner Rules

Interlocal: Permit Processing/King County

Approval: Minutes for the March 13, 2012 Study Session

Approval: Minutes for the March 19, 2012 Joint Meeting with Parks & Recreation Commission

MOTION: Councilmember Gerend moved to approve the consent agenda. Councilmember Vance seconded. Motion carried unanimously 5-0.

Executive Session – Potential Litigation pursuant to RCW 42.30.110 (1)(i)

Council retired to executive session at 7:20 pm and returned at 7:30 pm. No action was taken.

Unfinished Business

Ordinance: Second Reading Solicitor Licensing

Sammamish Police Sergeant Jessica Sullivan gave the staff report (*presentation available on the city's website at www.ci.sammamish.wa.us*). She explained that this ordinance will be creating restrictions regarding solicitors where there were none before. Based on Council feedback some minor changes were made to the ordinance regarding vendors at the Farmers Market and the proposed hours.

Public Comment:

Mary Jo Kahler 21911 SE 20th St, She feels there are too many loopholes in the ordinance that favors the solicitors. She feels it is unfair to require the resident to post the “no solicitors” sign on their property.

Wayne Cook 19605 SE 23rd Street, He feels that criminals, posing as tree service providers, are checking out their neighborhood. He hopes these new requirements will help alleviate these types of problems.

Corynne Whittaker 3302 E Lake Sammamish Parkway SE, She feels the background check requirement is a good one. She works for Edward Jones and she tried to give the perspective of a local business person. She feels legitimate businesses should still be allowed to go door to door.

City Attorney Bruce Disend explained that very restrictive hours could very well prompt a legal challenge while less restrictive hours might be more acceptable to solicitors.

MOTION: Councilmember Gerend moved to approve the ordinance amending the Solicitor Licensing regulations. Councilmember Vance seconded.

AMENDMENT: Councilmember Whitten moved to amend the ordinance by changing the hours to 8:30 - 6:30 pm Monday through Friday and 10:00 am – 5pm on Saturday and Sunday. Councilmember Vance offered the friendly amendment of 9:00 to 7:00 Monday through Friday. Motion carried 4-1 with Deputy Mayor James dissenting.

Deputy Mayor James feels that the hours should be limited to 5:00 pm

AMENDMENT: Councilmember Gerend moved to delete the section following 5.06.100 Loud Noises – Speaking Devices. Councilmember Valderrama seconded. Motion carried unanimously 5-0.

MAIN MOTION AS AMENDED: Ordinances passed 4-1 with Councilmember Valderrama dissenting (O2012-322).

Councilmember Valderrama feels there are too many exemptions in this ordinance and council needs more citizen input before deciding this matter.

New Business

Resolution: Amend and Adopt Connectivity Procedures

Public Works Director Laura Philpot gave the staff report and showed a PowerPoint presentation (available on the city's website at www.ci.sammamish.wa.us). She clarified that this process should be approved prior to determining which barricade should be the next one removed. The decision about which particular barricade to remove should be a Council decision.

Public Comment

Marilyn Hargraves, 4637 192nd, She feels that a decision should be made which barricades should be removed and the mitigation that would be required should be decided now.

Neera Soi 19130 NE 51st, She feels that the steep grade on NE 42nd Street would never be able to be regarded or mitigated for. She is not sure that one set of rules can be applied to all the barricades in the city.

Bob Seidensticker, 19836 NE 42nd Street, He lives near the NE 42nd Street Barricade. He is confused that the city would consider trying to mitigate the problems of barricade removal when the better question might be should the barricade even be removed?

Joyce O'Donnell, spoke previously, She feels that development will really drive the removal of barricades.

MOTION: Councilmember Valderrama moved to approve the resolution regarding the evaluation process for barricade removal as revised by staff and provided tonight. Councilmember Whitten seconded.

AMENDMENT: Councilmember Valderrama moved that the process be amended by adding a requirement under the “Public Involvement” section that presentation material will be posted on the city website one week prior to the scheduled meeting or open house if practicable. Councilmember Gerend seconded. Motion carried unanimously 5-0.

AMENDMENT: Deputy Mayor James moved to add language to the “After Data” section that there will be an additional opportunity for council review after six month. Councilmember Valderrama seconded. Motion carried unanimously 5-0.

AMENDMENT: Councilmember Whitten wants to add that the area of influence for each barricade removal will be determined and affirmed by the Council. Councilmember Valderrama seconded. Motion carried unanimously 5-0.

MAIN MOTION: Motion carried as amended 5-0 (R2012-492).

Bid Award: 244th Avenue Non-Motorized Project Phase 2

Ms. Philpot gave the staff report and showed a PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*). She explained that staff hired on temporary help to finish the plans for this project so it would be in compliance with regulations required by the Transportation Improvement Board for their grant. Project Engineer Jed Ireland updated Council on the project and the bid award.

MOTION: Councilmember Vance moved to authorize the City Manager to enter into a contract with Santana Trucking, the apparent low bidder, in an amount not to exceed \$1,345,173.15 with a 15% contingency in an amount not to exceed \$201,776. Councilmember Gerend seconded. Motion carried unanimously 5-0.

Contract: GIS ARC Server Implementation/Spatial Development/Port Madison

Ms. Philpot gave the staff report. This software will allow the city to store their maps on a server, making them more readily available to other staff and the public. The NPDES permit requires the city to map all their stormwater systems and this software will help accomplish this. The city currently only has one GIS person. Councilmember Valderrama asked several questions about the funding source for this project. He questioned why there was no evaluation of how purchase of this software will result in a cost saving to the city.

MOTION: Councilmember Gerend moved to authorize the City Manager to sign the contract with Spatial Development and Port Madison for on-call services in an amount not to exceed \$75,000. Councilmember Whitten seconded. Motion carried unanimously 5-0.

Council Reports

Councilmember Vance reported on various activities going on around Sammamish, including the Sammamish Symphony performance at Benaroya Hall.

Councilmember Valderrama attended the Eastside Fire & Rescue Board meeting.

Councilmember Whitten spoke regarding the Issaquah School Bond. She was concerned that the school district did not provide a list of projects the bond would finance. She feels too much is being done for recreational facilities.

Deputy Mayor James reported on the Economic Development Committee and the results of the Economic Development Assessment Tool. He asked Council if they would like to direct the Parks and Recreation Commission to reassess the Community Garden at Beaver Lake Park, given the issues with the utility companies. Council had mixed views on that.

City Manager Report

Assistant City Manager/Community Development Director Kamuron Gurol updated the Council on the Environmentally Critical Areas Code *update (presentation available on the city's website at www.ci.sammamish.wa.us)*.

Finance Director Joe Guinasso gave an overview of the budget process for 2012-2014.

Meeting adjourned at 9:47 pm

Melonie Anderson, City Clerk

John James, Deputy Mayor