

COUNCIL MINUTES

Regular Meeting May 1, 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 John Curley, Don Gerend, Ramiro Valderrama, Tom Vance and Nancy Whitten.

Councilmembers absent: Mayor Tom Odell

MOTION: Councilmember Gerend moved to excuse Mayor Odell. Councilmember Curley seconded. Motion carried unanimously 6-0.

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

Roll Call/Pledge of Allegiance

Roll was called. City Attorney Bruce Disend led the pledge.

Approval of Agenda

MOTION: Councilmember Vance moved to approve the agenda. Councilmember Valderrama seconded. Motion carried unanimously 6-0.

Student Liaison Reports

- *Eastside Catholic High School (Chad Brown)* – He announced that things are winding down. Prom is on Saturday and students are studying for AP tests and Plateau Pink Day will occur at Eastside. It will include students from Skyline and Eastlake as well and is a fundraiser for the Susan G Komen Cancer Research.
- *Eastlake High School (Filipe Concha)* – Deputy Mayor James announced that Felipe was elected Student Body President for next year. It will be a very busy year. The freshman class will be returning to Eastlake, they will get a new Vice-Principal, a new ASB Advisor and a new wing on the school.

Presentations/Proclamations

- Proclamation: Arts Education Month

Deputy Mayor James presented the proclamation to Sammamish Arts Commission Chair Daphne Robinson.

Arts Education Month

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

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

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

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

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

WHEREAS we applaud the efforts and dedication of arts educators and advocates around the state, and call for school and community leaders to continue to broaden and strengthen their efforts to provide arts education for every student, in every school, every year;

NOW, THEREFORE, I, Deputy Mayor John James, on behalf of the Sammamish City Council, do hereby proclaim May 2012 as **Arts Education Month** In the City of Sammamish, and I urge all citizens to join me in this special observance.

Ms. Robinson also gave Council an update on the Arts Commission activities that have or will occur in the near future.

Public Comment

Deb Sogge, Sammamish Chamber of Commerce President and Juliana Pash, Executive Director for the Sammamish Farmers Market, they thanked Council for supporting the Farmer's Market for the last five years. It has been a very productive partnership. There will be three special fairs this year, the Health and Wellness Fair, Sustainable Sammamish Fair and Storm Safety by Puget Sound Energy Fair. May 16th will be opening day of the Market.

Bob Seidensticker, 19836 NE 42nd Street, Showed some photos of the traffic going through NE 42nd Street where the barricade was damaged by a vehicle. He is worried about the traffic and would like to have the barricade replaced. He is concerned about safety

Nancy Baer, 20013 NE 42nd Street, She understands that the staff is working on replacing the Opticom gates at NE 42nd Street but she feels it is taking too long. Until the gates are repaired, she thinks there should be some temporary, movable gate installed. Currently the street is wide open.

James Dipetrillo, 3020 230 Place NE, He spoke regarding the proposed parking regulations that are being considered tonight. He feels East Lake Sammamish Parkway and Sahalee Drive should be marked with designated bike lanes; perhaps add some lighting and lower the speed on each street.

Richard Kuprewicz, 4643 192nd Dr. NE, He disagrees with leaving NE 42nd Street open until the opticom gates are repaired. He encouraged the Council to continue with an open, transparent process while repairing the barricade. He feels that it will be easy to install a temporary barricade.

Neil West, 3671 Eastlake Sammamish Parkway NE, He spoke in support of the new parking regulations that Council is considering tonight. He urged Council to adopt the regulations as they are presented.

Raleen Canby, 4818 192nd Dr. NE, She feels the neighborhood safety has been compromised since the Opticom gate has been down. She feels leaving the road open until a decision is made on barricade is not acceptable.

Allan Blomquist, 20142 NE 44th Street, He said that he received notification from the City that the Opticom gates will be repaired tomorrow.

Consent Calendar

Payroll for the period ending April 15, 2012 for pay date April 20, 2012 in the amount of \$253,391.02

Approval: Claims for period ending May 1, 2012 in the amount of \$730,407.49 for Check No. 31924 through No.32010

Contract: Construction Support/ WM Pacific

Approval: Minutes for the April 3, 2012 Regular Meeting

Approval: Notes for April 10, 2012 Study Session

MOTION: Councilmember Vance moved to approve the Consent Calendar. Councilmember Valderrama seconded. Motion carried unanimously 6-0.

Public Hearing

Ordinance: Second Reading Repealing Chapters 17.05 And 22.10 Of The Sammamish Municipal Code And Placing Those Regulations In Title 46 Of The Municipal Code For The Purpose Of Consolidating All Parking Regulations Into A Single Title Of The Municipal Code

Public Works Director Laura Philpot gave a brief summary of the ordinance and the changes it will make to the code (*presentation available on the city website at www.ci.sammamish.wa.us*).

Deputy Mayor James opened the public hearing at 7:08 pm and closed it with no public comment.

Councilmember Gerend questioned whether curbs need to be marked if cars are prohibited from parking in front of mailboxes and how far should they be from the mail boxes.

MOTION: Councilmember Whitten moved to approve the ordinance amending the Sammamish Municipal regarding parking regulations. Councilmember Gerend seconded.

AMENDMENT: Councilmember Gerend moved to include language in Section 46.30.080 that there be no parking within 5 feet on either side of the collective mailboxes. Councilmember Whitten seconded. Motion carried 6-0.

MAIN MOTION: Carried unanimously as amended 6-0 (O2012-323).

Ordinance: First Reading Adopting Provisions To Amending Home Business Definitions, Standards, And Permitted Use Table As Codified Into Chapters 15, 20, And 65 Of Title 21A Of The Sammamish Municipal Code

Assistant City Manager/Director of Community Development Kamuron Gurol gave the staff report and showed a PowerPoint presentation (*presentation available on the city website at www.ci.sammamish.wa.us*). Mr. Gurol explained that currently there are home businesses operating outside the current codes, without impacting surrounding neighbors. The proposed regulations suit the city better.

Deputy Mayor James opened the public hearing at 7:41 pm.

Public Comment

Deb Sogge, spoke previously, she explained that Sammamish has a large number of home businesses, many of them are operating out of offices in their homes. She wanted Council to remember that Sammamish is unique in this area and Council should perhaps be more lenient with the business hours of operation.

Claudia Haunreiter, 2813 230 Avenue NE, She has run a home business in Sammamish for 28 years. Home business owners are asking the council to change the regulations to better fit their businesses. She doesn't agree that there should be a restriction on sales of items not produced on-site and the hours are too restrictive.

Jason Weil, 25732 SE 32nd Place, Sammamish Chamber of Commerce President. He asked Council to consider that there are many residents with on-line businesses who store their inventory at their house so, this should be allowed.

Public Hearing was continued to May 14 at 7:48 pm.

Councilmember Gerend is generally supportive of loosening the restrictions on home business. Councilmember Valderrama is also supportive of the changes. Councilmember Vance feels that some of the terms are too vague. Regulations should be loosened but not as much as these amendments would allow. Deputy Mayor James aligned with Councilmember Vance in wanting to maintain the integrity of the residential neighborhoods.

Councilmember Gerend suggested modifying 21A.15.605 (e) – Home Business Type 2 by inserting the word “significantly” in the following sentences: “Type 2 home businesses may be characterized by the following types of activities: significantly increased deliveries beyond regular residential mail delivery activity; significantly increased client or customer visitation to the site; and/or visual or audible activity visible from adjacent properties or the street.” This will help differentiate between Type 1 and Type 2 Home Businesses.

Council then began to discuss the areas for potential amendments to be brought back for the second reading of the ordinance.

General retail sale - There was general consensus that Council was supportive of the Planning Commission recommendation for retail sales: *Sales limited to “by appointment” or provided off-site.* So no amendment will be brought back for that item.

Retail sales for businesses requiring federal or state approval – (for example, firearms or alcohol)
Council requested an amendment which would include the following language *Require that any business that also requires federal or state approval be allowed only as a Type 2 Home Business with retail sale limited to goods produced on site*

Prohibited Uses – Staff will draft a list of prohibited uses for Council to vote on at the next meeting

Hours of Operation – Staff will develop an amendment that considers limiting appointments from 9AM to 7PM Monday through Friday, and 10AM to 5PM Saturday and Sunday

Use of certain non-specific terms – Staff will address this issue with administrative rules. No amendment will be drafted.

Floor Area – Staff will provide an amendment that would retain the 5 compatibility metrics, but also consider upper limits, for example “in no case should floor area for use exceed 50%.”

Number of Businesses per Residence – Staff will provide an amendment clarifying that only one home business is allowed per residence.

Parking for vehicles – Staff will develop an amendment to Limit Type 1 Businesses to three vehicles and Type 2 to six vehicles visible from street / adjoining properties.

Separation of Type 2 home businesses from surrounding Single Family uses – Staff will provide an amendment with minimum lot dimension of 100 feet and use has to be 20 feet from property line.

Councilmember Whitten feels these new regulations might cause uncertainty as to what a home business is. Councilmember Whitten said she would like to see some limitation on the number of employees that are allowed at each business. Staff will draft that amendment for the next meeting.

Council recessed from 8:52 to 9:00 pm.

Ordinance: First Reading Adopting The 2012 Park Recreation And Open Space (Pro) Plan

Parks and Recreation Director Jessi Richardson gave the staff report and showed a PowerPoint Presentation (*presentation available on the city website at www.ci.sammamish.wa.us*). Staff recommendation is to open the public hearing and take public comment. Staff will also be looking for direction on certain issues tonight.

Deputy Mayor James opened the public Hearing at 9:15 pm

Public Comment

Janet Wilson 1653 219th Place SE, She lives next door to the SE 8th Street Park and feels that the proposed entry to the park will be on their very private road and will destroy their serenity.

Public Hearing was continued to May 14, 2012 at 9:16 pm.

Councilmember Whitten recommended off-leash dog parks and off-leash dog hours be added to the PRO plan as an action item.

Councilmember Valderrama would like to see an indoor field house added to the CIP even if it as shown as unfunded. Council reached consensus to add this item to the CIP. He also asked that the Beaver Lake Park waterless restrooms and showers, as well as the beach improvements be pushed out later in the PRO plan and possibly moving the SE 8th Street back to its original timeframe. City Manager Ben Yazici suggested leaving the planning for these projects in 2014 and moving the construction funding to 2016. Council agreed.

Councilmember Whitten would like to revisit the master plan for Sammamish Landing Park.

Councilmember Valderrama would like to see a map showing parks within a one mile radius rather than the half mile radius. Councilmember Whitten would like the maps to include regional parks. A second map will be added to the final plan.

Council reached consensus to add \$50,000 to the CIP to develop a master plan for Soaring Eagle Park.

Councilmember Gerend moved to extend the meeting for another half hour. Councilmember Whitten seconded. Motion carried 5-1 with Councilmember Curley dissenting.

Ms. Richardson then asked for direction from the Council on the following Parks Goals and Action Plans:

Council agreed to change the Action Item in Parks Goal #4 – Acquisition to “investigate the potential” of acquiring land for a park in the northeast quadrant of the city.

Ordinance: First Reading Amending The City Of Sammamish Comprehensive Plan By Deleting Appendix C And Replacing It With A New Appendix C Containing Specific Chapters Of The 2012 Park Recreation And Open Space Plan

There was no staff report.

Deputy Mayor James opened and continued the public hearing to May 14, 2012 with no public comment at 10:09 pm

Unfinished Business - None

New Business

Ordinance: First Reading Repealing Chapter 8.05 Of The Sammamish Municipal Code; And Establishing An Effective Date

City Manager Ben Yazici gave a short staff report. He explained this is a housekeeping ordinance. This was the first reading. No action was taken.

Council Reports

City Manager Report

Mr. Yazici explained that the gates at NE 42nd Street will be repaired tomorrow if possible.

Meeting adjourned at 10:15 pm

Melonie Anderson, City Clerk

Thomas T. Odell, Mayor