

COUNCIL MINUTES

Special Meeting May 14, 2012

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

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

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

Roll Call: Roll was called.

Pledge of Allegiance: Parks and Recreation Director Jessi Richardson led the pledge.

Approval of Agenda

MOTION: Deputy Mayor James moved to approve the agenda. Councilmember Curley seconded. Motion carried unanimously 7-0.

Presentations/Proclamations

Public Comment

Rose Mary Carrol, 20814 NE 26 Place, Friends of the Sammamish Library: Spoke regarding the King County Library Book sale which will be on Saturday, June 2nd in the library meeting room. Prices are good and selection is great. Donations will be accepted up to the date of the sale.

Ella Moore, 2731 204th Avenue SE, President of the Sammamish Heritage Society. She gave Council an update on the preparations for the Freed House move to the SE 8th Street Park. They have been contacted by Steve Mullin of the Snoqualmie Indian Tribe and he will be working with the society to coordinate cultural displays. She said they are \$171 short of their goal of \$80,000.

Claudia Haunreiter, 2813 230 Avenue NE. She spoke regarding the Home Business regulations. She thinks that proper safeguards could be put in place to protect neighbors from home businesses. She doesn't think these new regulations will cause a big change in the types of businesses that are in the city.

Consent Calendar

Payroll for the period ending April 30, 2012 for pay date May 4, 2012 in the amount of \$256,334.20

Ordinance: Second Reading Repealing Chapter 8.05 Of The Sammamish Municipal Code; And Establishing An Effective Date (O2012-324)

Resolution: Final Plat Tremont Subdivision (AKA Klineburger) (R2012-493)

Resolution: Final Acceptance/Beaver Lake Lodge Repair/Thornberg Construction (R2012-494)

Bid Award: Evans Pond Stairway Project/Thornberg Construction

Approval: Minutes for May 1, 2012 Regular Meeting

MOTION: Councilmember moved to approve consent calendar. Councilmember seconded. Motion carried unanimously 7-0.

Public Hearing

Ordinance: Second Reading Adopting The 2012 Park Recreation And Open Space (Pro) Plan (O2012-325)

Mayor Odell opened the Public Hearing 6:45 pm.

Pauline Cantor, Chair of the Parks and Recreation Commission, She feels the PRO Plan is a very good and collaborative effort. Though she feels the plan is very good, she still feels there have been some unanswered questions. One question is how many parks are enough? How walkable are our parks for the residents? The Commission will continue to study these issues and bring further recommendations to the Council. The Commission supports the following City Council recommendations: inclusion of the objective on urban forests; keeping the community aquatic center in the for front; feasibility of a field house; keeping the two trail connectors in the 2013 CIP Budget year, SE 8th Street Park in the 2013/2014 CIP budget years; design developments for the Beaver Lake water front restroom and shoreline improvements in the 2013/2014 CIP Budget year. She then offered some personal opinions regarding the Washington Recreation & Park Association Conference in May held in Bellevue. The City of Sammamish won the best park design award for Evans Creek Park.

Public Hearing closed at 6:52 pm.

MOTION: Councilmember Gerend moved to approve the ordinance (O2012-325) adopting the PRO Plan as previously amended. Councilmember Vance seconded. Motion carried unanimously 7-0.

Deputy Mayor James asked City Manager Ben Yazici about the cost associated with lighting the new fields that will be put into the Issaquah School District. Mr. Yazici said that this is possible but does require some public input and dialogue with the School District. The estimated cost would be around \$300,000 per field. He is supportive of the plan but he encouraged adding multi-use facilities.

MOTION: Councilmember Valderrama moved to amend the PRO by moving \$400,000 for SE 8th Street Park Phase 1 from 2014 to 2015. Councilmember Whitten seconded. Motion failed 2-5 with Mayor Odell, Deputy Mayor James and Councilmembers Gerend, Vance and Curley dissenting.

Ordinance: Second 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 (O2012-326)

Public Hearing opened at 7:11 pm and closed with no public comment.

Assistant City Manager/Director of Community Development Kamuron gave a short staff report.

MOTION: Deputy Mayor James moved to approve the ordinance (O2012-326) adopting the amending the City of Sammamish Comprehensive Plan. Councilmember Valderrama seconded. Motion carried unanimously 7-0.

Ordinance: Second 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 (O2012-327)

Mr. Gurol introduced Senior Planner Evan Maxim who showed a PowerPoint presentation (available on the city's website at www.ci.sammamish.wa.us)

Public Hearing opened at 7:23 pm

Jamie McKay, 3326 217th PI NE, She owns a warm glass studio business. She had to go through a pretty extensive process (Conditional Use Process). Staff is doing due-diligence when reviewing Type 2 Businesses. She is concerned about the limitation on the hours. Thinks 9:00 pm is not unreasonable.

Susan Henefield, 1225 244th Avenue NE, Accents Etc. Gift Baskets, She owns a gift basket business that she runs out of her home. She explained that sales tax only goes to the city when merchandise is picked up in the city. She does not feel that their business is overly impacting the neighborhood. She encouraged Council to set the hours as late as possible. She also encouraged being able to sell goods that are not produced on site.

Jim Osgoode, 19661 SE 24th Way, He owns a home business that has no impact on the neighborhood. He has concerns that each home will be limited to only one home business. As long as the businesses do not exceed the base requirements, they should be considered compatible.

Public Hearing closed at 7: 32pm.

MOTION: Councilmember Gerend moved to approve the ordinance amending the Home Business regulations. Councilmember Vance seconded. Motion carried

AMENDMENT: Councilmember Gerend moved to approve amendment to section 21A.15.605(f) in Option #1 as presented in the packet material Exhibit #2. Councilmember Vance seconded. Motion carried unanimously 7-0.

AMENDMENT: Councilmember Gerend moved to accept the amendment to section 21A.65.050(5)(e) as proposed in Option #1. Councilmember Curley seconded. Motion carried unanimously 7-0.

AMENDMENT: Councilmember Gerend moved to accept the amendment as proposed in Option #2 (deleting item d) deleting section A. Councilmember Curley seconded. Motion failed 2-5 with Mayor Odell, Deputy Mayor James, Councilmembers Valderrama, Whitten, and Vance dissenting.

MOTION: Councilmember Gerend moved to remove subsection b from the prohibited businesses in Option #2. Councilmember seconded. Motion failed 3-4 with Mayor Odell, Deputy Mayor James, Councilmembers Vance and Whitten dissenting.

MOTION: Councilmember Gerend moved to removed subsection d from the list in Option #2. Councilmember Vance seconded. Motion carried 5-2 with Mayor Odell and Councilmember Whitten dissenting.

MOTION: Councilmember Whitten moved to add the words “In Doors” in subsection g of Option # 2. Mayor Odell seconded. Motion failed 2-5 with Deputy Mayor James and Councilmembers Valderrama, Curley, Vance and Gerend dissenting.

MOTION: Mayor Odell moved to add a subsection to include outdoor storage of automobiles, boats recreational vehicles as prohibited. Councilmember Curley seconded. Motion carried unanimously 7-0.

MOTION: Councilmember Whitten moved to postpone this ordinance indefinitely to have additional public involvement and perhaps form a committee to study this. Councilmember Odell seconded. Motion failed 2 – 5 with Deputy Mayor James and Councilmembers Valderrama, Gerend, Curley and Vance dissenting.

MOTION: Mayor Odell moved to add a prohibition in Option #2 to carpentry shops and stone polishing businesses. Councilmember Whitten seconded. Mayor Odell withdrew the motion.

MOTION: Councilmember Whitten wanted to add a prohibition against any businesses that generate or store significant amounts of hazardous waste to 21A.65.050(2)(e) Option # 2. Motion carried unanimously 7-0.

AMENDMENT: Councilmember Vance moved to approve Option #3 by changing the hours from 9am to 8 pm. Monday through Friday. Councilmember Whitten seconded. Motion failed 3-4 with Deputy Mayor James and Councilmembers Curley, Gerend and Valderrama dissenting.

AMENDMENT: Deputy Mayor James moved to amend the hour to 9 am – 7 pm every day. Mayor Odell seconded. Motion failed 2-5 with Councilmembers Vance, Curley, Valderrama, Whitten and Gerend dissenting.

AMENDMENT: Councilmember Whitten moved to amend 21A.65.050(4)(b) to include vibrations. Mayor Odell seconded. Motion carried unanimously 7-0.

AMENDMENT: Councilmember Whitten moved to amend 21A.65.050(4)(c) to read “compatible with surrounding uses.” Councilmember Vance seconded. Motion carried 7-0.

AMENDMENT: Councilmember Whitten moved to amend 21A.65.050(4) (f) by deleting the last line. Councilmember Gerend seconded. Motion failed 2-5 with Gerend and Whitten in support.

AMENDMENT: Councilmember Vance moved to amend 21A.15.605 Option # 4 by adding no home business shall exceed 50% of the area of the residential dwelling. Councilmember Curley seconded. Motion unanimously 7-0.

AMENDMENT: Councilmember Vance moved to strike the word single in Option # 5. Councilmember Valderrama seconded. Motion carried unanimously 7-0.

AMENDMENT: Councilmember Vance moved to approve Option # 6 highlighted area as written. Councilmember Curley seconded. Motion unanimously 7-0.

AMNDMENT: Councilmember Whitten would like to add light and vibration to section d. Councilmember Curley seconded. Motion unanimously 7-0.

MOTION: Councilmember Vance moved to extend the meeting until the agenda business has been completed. Councilmember Valderrama seconded Motion carried 7-0

AMENDMENT: Councilmember Vance moved to accept Option # 7 but amending (a)(i) to say compatible with existing uses. Councilmember Curley seconded. Motion carried unanimously 7-0.

AMENDMENT: Councilmember Vance moved to accept Option # 8 limiting it to all businesses within the resident (staff will develop appropriate wording) as written. Councilmember Curley seconded. Motion carried unanimously 7-0.

Main Motion carried as amended 6-1 with Councilmember Whitten dissenting.

Unfinished Business - None

New Business

Bid Award: 2012 Pavement Project – Overlays

Public Works Director Laura Philpot gave the staff report and a PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*).

MOTION: Councilmember Gerend moved to authorize the City Manager to award and execute a contract with Watson Asphalt for construction of the 2012 Pavement Overlay Project in an amount not to exceed \$3,289,764.37 and to administer a 5% construction contingency in an amount not to exceed \$164,488.00. Councilmember Curley seconded. Motion carried unanimously 7-0.

Resolution: Final Acceptance King County Sheriff's Office Tenant Improvements/Kirtley Cole (R2012-495)

Director of Administrative Services Mike Sauerwein gave the staff report and gave a PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*).

MOTION: Councilmember Gerend moved to approve the resolution accepting the King County Sheriff's Office Tenant Improvement Project as complete. Councilmember Curley seconded. Motion carried unanimously 7-0.

Council Reports

Councilmember Valderrama attended the Eastside Fire & Rescue Board Meeting.

Deputy Mayor James reported on the Eastside Transportation Partnership meeting. Eastside Transportation Partnership Rules committee, established an emergency measures clause to allow the Council's representing delegates to vote with a 2/3 majority. Councilmember

John Curley, Deputy Mayor John James or alternatives, Mayor Odell and Don Gerend would cast a vote on the Council's behalf in an emergency situation.

Councilmember Vance attended the Suburban Cities meeting.

MOTION: Councilmember Gerend moved to appoint Voting Delegates to AWC will be Councilmember Don Gerend, Councilmember Tom Vance and Mayor Tom Odell. Councilmember Curley seconded. Motion carried 7-0

City Manager Report

- ~~Memo: 228th Avenue Operation Analysis~~
- ~~Memo: Level of Service~~
- ~~Memo: Stormwater Neighborhood Projects~~
- Community Center Update – Councilmember John Curley motioned to form ad hoc committee to work with the City Manager and the YMCA (Mayor/Deputy Mayor/Chair of Finance Committee). Motion carried 7-0.
- ~~Emergency Plan Update~~

Executive Session – If Necessary

Meeting adjourned at 10:25 pm

Melonie Anderson, City Clerk

Thomas T. Odell, Mayor