

# COUNCIL MINUTES

## Regular Meeting February 3, 2009

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 Jack Barry, Councilmembers Mark Cross, Lee Felling, Kathleen Huckabay, Michele Petitti (arrived at 8:05 pm) and Nancy Whitten.

**Staff present:** City Manager Ben Yazici, Assistant City Manager/Finance Director Lyman Howard, Public Works Director John Cunningham, Project Engineer Jed Ireland, Community Development Director Kamuron Gurol, Parks & Recreation Director Jessi Richardson, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

### Roll Call/Pledge

Roll was called. Councilmember Cross led the pledge.

### Public Comment

Scott Hamilton, He feels the city has not worked hard enough to implement useful Low Impact Development regulations. The state has now come out with legislation requiring the use of Low Impact Development techniques. The city had the chance to be in the forefront of these regulations, but now must play catch-up.

Bob McCoy, 21629 SE 33<sup>rd</sup> Place, He spoke regarding the fact that many Sammamish residents are blocking the sidewalks with their trash cans, overgrown foliage, basketball hoops, etc. He suggested the City put information in the city newsletter about keeping sidewalks clear.

Frank Blau, 24724 SE 28<sup>st</sup> Place, He does not feel that the leash laws are being enforced at Beaver Lake Park. The dog park has not reduced the number of off-leash dogs in the park. He feels the dog park has increased the number of off-leash dogs in the park. He urged the Council to either remove the off-leash dog park or enforce the leash laws in the rest of the park.

Mike Collins, 2841 NE Sammamish Parkway NE, He spoke regarding the Shoreline Master Plan. He said the plan is very difficult to understand and requested as much explanation and visual displays as possible at future meetings discussing the plan.

Pat Smith, 5011 East Lake Sammamish Parkway NE, She wishes that they lived in Redmond rather than Sammamish, as their shoreline master plan is much clearer and user friendly than the master plan proposed by Sammamish. She does not feel Sammamish's Master plan is human-friendly.

Dwight Martin, 5101 East Lake Sammamish Parkway NE, He spoke regarding the proposed Shoreline Master Plan. He feels that he did not have enough time to properly study the plan while it was being considered by the Planning Commission. As it is right now, he is very disappointed with current plan.

Brad Sourbeer, 302 Dessert View Place, Orondo, He builds homes in Sammamish. He is unable to extend his building permits without paying a large fee. He does not feel this is fair, especially considering the state of the economy. He asked Council to consider amending this requirement tonight.

Jim McGraw, 1525 248<sup>th</sup> Avenue SE, he spoke regarding the proposed paving of SE 248<sup>th</sup> Avenue. He was trying to confirm if the Council was going to vote on this at the February 17, 2009 Council meeting.

### **Approval of Agenda**

The agenda was approved as presented.

### **Student Liaison Report**

**Skyline Student Liaisons**

**Eastlake Student Liaison**

### **Proclamations/Presentations**

➤ **Lake Washington School District 2020 Vision**

Lake Washington School District Superintendent, Dr. Kimball gave an overview of the district's 2020 vision for the future of education in the district. The Lake Washington Schools Foundation will hold their annual luncheon on May 13 this year.

### **Consent Calendar**

**Approval: Claims for period ending January 31, 2009 in the amount of \$410,931.73 for check No. 22745 through No. 22823**

**Contract: Beaver Lake Master Plan/Berger**

**Amendment: Operation and Maintenance Facility Schematic Design True Bidding/TCF Architects**

**Amendment: Street Sweeping/Davidson Macri**

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

## **Public Hearing**

*Public Hearing Continued from January 20, 2009 Regular Meeting:*

Public Hearing was opened at 7:30 pm. No public comment. Public hearing closed at 7:31 pm.

### **Ordinance: Second Reading Declaring Public Use and Necessity for Land and Property to Be Condemned As Required For 244<sup>th</sup> Avenue Improvements Project; And Authorizing payment Therefore From the City's Transportation Capital Improvement Program fund**

Public Works Director John Cunningham gave the staff report. This is the second reading of this ordinance. All interested parties were contacted about the proposed action on this ordinance. None of the parties attended the meeting. This is a measure of last resort on the part of the city.

**MOTION:** Councilmember Cross moved to adopt the ordinance declaring Public Use and Necessity for Land and Property to Be Condemned As Required For 244<sup>th</sup> Avenue Improvements Project; And Authorizing payment Therefore From the City's Transportation Capital Improvement Program fund. Councilmember Huckabay seconded. Motion carried 6-0 (O2009-252).

### **Unfinished Business - None**

### **New Business - None**

### **Council Reports**

Councilmember Felling was just informed via email by Chief Soptich that Eastside Fire and Rescue personnel will be receiving a 7.5% pay increase for 2009. This increase is unexpectedly high and Mr. Felling will be asking for an explanation at the next board meeting.

Mayor Gerend asked for Council to read the latest proposal for an increase in the motor vehicle tax and be prepared at the next meeting to indicate how he should vote at the next Suburban Cities PIC meeting.

Councilmember Barry expressed support for the City to hold some round table meetings with the community in the near future.

Councilmember Whitten suggested combining the City's birthday celebration with the Fourth of July celebration. The timing would be better and it would also save money.

Mayor Gerend reported that the City has several digital converter box coupons available for those who may need them. They will be available on a first come, first serve basis. Mayor Gerend asked if anyone objected to him sponsoring a math contest at the city's 10 year birthday. Mayor Gerend announced that the Council will begin holding office hours on Wednesday's between 5:00 pm and 6:30 pm.

## **City Manager Report**

City Manager Ben Yazici said that staff is preparing an ordinance that will allow for a time extension on current building permits without additional charge. The ordinance will also allow an expired permit to be reinstated without any additional charge. The ordinance will contain a sunset clause, probably around spring of 2010 if the economy improves.

King Conservation district is recognizing the City of Sammamish for the Zaccuse Creek day lighting project.

City Attorney Bruce Disend updated the Council on the Low Impact Development litigation decision recently released and referenced in Public Comment.

Mr. Yazici asked the Council to confirm that they want staff to pursue purchasing the old King County Library property. Council indicated that they were supportive of staff checking into options with the library property and the Boys and Girls Club.

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

Council retired to Executive Session at 8:30 pm. They returned at 8:45 pm and took the following action

**MOTION: Councilmember Whitten moved to authorize the City Manager to sign a settlement agreement with Hos Brothers for the South Pine Lake Route. The City will pay an additional \$165,000 and will close out this project. Councilmember Cross seconded. Motion carried unanimously 7-0.**

Meeting adjourned at 9:00 pm.

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Melonie Anderson, City Clerk

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Donald L. Gerend, Mayor