

# COUNCIL MINUTES

## Regular Meeting March 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 Barry, Councilmembers Mark Cross, Lee Felling, Kathleen Huckabay, Michele Petitti and Nancy Whitten.

**Staff present:** City Manager Ben Yazici, Deputy City Manager Pete Butkus, Public Works Director John Cunningham, 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

Roll was called. Deputy Mayor Barry led the pledge.

### Public Comment

Robert Nielson, 2311 227<sup>th</sup> Avenue SE, Spoke regarding the submission of the 10% petition for the annexation of Aldarra and Montaine neighborhoods. They look forward to working with the City and Council to promote this annexation request. He challenged the City Council to shorten the 60 day process that annexations are allowed. This would allow both the city and the residents of these neighborhoods to enjoy the benefits of this annexation sooner.

Duane Koberg, 2805 Sahalee Drive E, He spoke about the non-profit group, Faith in Action. They are a local organization that provides services to the elderly. Volunteers of this organization are recruited from the local churches. Faith in Action is hosting a fundraising dinner/auction at Mary Queen of Peace Catholic Church on March 24, 2009. He invited everyone to attend. Call 425-369-9120 or visit the web at [www.faithinauction.org](http://www.faithinauction.org) for further information.

Julie Bagden, 21014 SE 14<sup>th</sup> Place, She spoke regarding real estate signs. Their house is on the market, and their "For Sale" sign has been picked up by the city because it is not legal to put real estate signs in the right of way.

Roseanne Powers, Windermere Real Estate, She also feels it is unfair to prohibit real estate signs in the right of way. It prevents homeowners from marketing their properties. She requested that Council change the sign code.

Dwight Martin, 5101 E Lake Sammamish Parkway SE, He was unhappy with comments made in the Sammamish Review regarding development along Lake Sammamish by one of the City's

Planning Commissioners. He feels this represents a bias and hopes that the city will be able to reach a compromise that will make all constituents happy with the proposed Shoreline Master Plan update.

Mike Collins, 2841 E Lake Sammamish Parkway SE, He thanked the Council for their new Council Office hours which are scheduled for Wednesday evenings from 5:00 pm to 6:30 pm. He asked if there will be a list posted regarding which Councilmembers will be attending each Wednesday.

City Manager Ben Yazici said that if Councilmembers sign up to attend a certain Wednesday, information will be posted on the city website.

Kathy Richardson, 2033 E. Lake Sammamish Parkway SE, She spoke regarding the Shoreline Master Plan update. She submitted written recommendations for changes to that program. She spoke specifically about docks and their repair.

### **Approval of Agenda**

**MOTION:** Councilmember Felling moved to approve the Consent Agenda. Councilmember Cross seconded.

**AMENDMENT:** Deputy Mayor Barry moved to amend the Consent Agenda by removing Consent Item #2 Resolution: Accepting the City of Sammamish 212<sup>th</sup> Avenue SE Sidewalk Project as Complete and Item #3 Resolution: Accepting The City Of Sammamish South Pine Lake Route Project As Complete to New Business. Agenda was approved as revised unanimously 7-0.

### **Student Liaison Report**

#### **Skyline Student Liaisons**

Last week was Spirit Week. Events included a movie night, bowling night and a dance. Spring sports started this week. DECA is going to the state competition

#### **Eastlake Student Liaison**

Tolo was last weekend and was very successful. Rehearsal for the play, “You’re a Good Man, Charlie Brown” started this week, as well as spring sports. On March 25 is the Mr. Eastlake competition. Girls Basketball team is going to state. She also requested that the council allow the school to install an electronic reader board. They hope the Council will make a decision on this soon.

### **Proclamations/Presentations**

- **Skyline Cheerleaders/WIAA State Champions**

#### PROCLAMATION

Whereas, the Sammamish City Council recognizes that participation in organized athletics helps build character and teaches a wholesome sense of good sportsmanship among our youth, and

Whereas, to really excel in any one sport, a young person must demonstrate, in addition to a great deal of natural ability, an outstanding spirit of dedication, enthusiasm and hard work, and

Whereas, the athleticism and talent necessary to make the varsity cheerleading squad definitely qualifies it as a sport, and

Whereas, the Skyline High School Spartan Cheerleaders have exemplified outstanding achievement by winning the Washington Interscholastic Athletic Association State Title for Large Varsity (17-20 members) Cheerleading Squad two years in a row:

NOW THEREFORE, on behalf of the Sammamish City Council, I, Mayor Don Gerend do hereby present this certificate of achievement to the 2008/2009 Skyline High School Cheerleaders.

- **Department Reports**

- **Department of Community Development**

- Director of Community Development, Kamuron Gurol gave the report  
(PowerPoint of this report is available on the city's website at [www.ci.sammamish.wa.us](http://www.ci.sammamish.wa.us) )

- **Administrative Services**

- Director of Administrative Services, Mike Sauerwein gave the report.  
(PowerPoint of this report is available on the city's website at [www.ci.sammamish.wa.us](http://www.ci.sammamish.wa.us) )

- **Police**

- Police Chief Brad Thompson gave the report  
(PowerPoint of this report is available on the city's website at [www.ci.sammamish.wa.us](http://www.ci.sammamish.wa.us) )

### **Consent Calendar**

**Payroll for pay period ending February 15, 2009 for pay date February 20, 2009 in the amount of \$255,210.11**

**Approval: Claims for period ending March 3, 2009 in the amount of \$868,819.53 for check No. 22970 through No. 23043**

**Contract: Sammamish Commons Exterior Painting/Fishtail Construction, LLC**

**Approval: Minutes of February 3, 2009 Regular Meeting**

**Approval: Notes of February 10, 2009 Study Session**

**Approval: Minutes of February 17, 2009 Regular Meeting/Study Session**

**MOTION: Consent agenda approved unanimously 7-0.**

### **Public Hearing**

**Ordinance: First Reading amending chapter 16.20 (building permit timelines and expiration), chapter 19.35 and 19.40 (short subdivision and subdivision final plat timelines), and chapter 20.05 (permit issuance), of the Sammamish Municipal code**

Director of Community Development Director Kamuron Gurol gave the staff report (*PowerPoint presentation available on the city website at [www.ci.sammamish.wa.us](http://www.ci.sammamish.wa.us)*).

Mayor Gerend opened the public hearing at 8:50 pm

**Public Comment**

Mike Miller, 14410 Bel-Red Road, Bellevue, Spoke regarding the difficult economic times and how home builders are suffering. He agrees with main proposed extensions to the permit timelines. The City needs to understand the importance of not having vacant subdivisions in the city. Extending the timelines will help. He hopes the city will work with developers during this difficult time. He encouraged Council to adopt these changes. He would also like to see impact fees waived for some period of time. He would also like to see the deferral of paying these fees until the properties are actually sold.

At 9:10 pm Mayor Gerend continued the public hearing until March 17, Regular Meeting.

Councilmember Whitten pointed out that any extension of permits would also vest applications to the current regulations at a time when the City is currently updating major regulations in the City such as the Shoreline Master Plan, Low Impact Development and storm water manual adoption. She suggested these proposals should have a sunset time. She is supportive of a deferral of impact fees and but not a waiver of the fees. Kamuron will check to see if this ordinance will affect substantial progress requirements of the code.

Mr. Yazici pointed out that there are currently only a small number of lots that would vest to the current requirements.

Councilmember Cross hopes that erosion control measures remain in place and are effective during this extension of the permit. While he is supportive of flexibility when impact fees are paid, he agrees that these changes might not be permanent once the economy improves. He is not supportive of waiving the impact fees altogether.

Councilmember Petitti is in favor of having the impact fee payable at time of sale, but also agrees that a sunset clause would be a good idea. She wondered how the city would prevent half finished houses.

Mr. Yazici said that this ordinance will be revisited in June and any necessary changes could be made at that time

Councilmember Felling believes that there is not much danger in extending the timelines and feels this may be very helpful to the building community. He feels that revisiting this in the future will be helpful. He agrees with the deferral of the impact fees. He is not supportive of a

waiver in view of the fact that we are already very dependent on property taxes and believes the city needs the revenue from impact fees.

Councilmember Huckabay is in favor of the proposed changes but she too is concerned about uncompleted homes. How can they be dealt with?

Mr. Yazici cautioned Council against making a decision on the deferment/waiver of impact fees. Staff has not had time to research the consequences of either decision. He feels reviewing the ordinance in a specific period of time may help with the vacant house issues.

Mr. Gurol says Section 16.20.235 will be reworded to more accurately reflect the examples in the PowerPoint he presented. He will also add a sunset clause and make some other minor changes before the second reading of the ordinance.

### **Unfinished Business** - None

### **New Business**

Public Works Director John Cunningham gave the staff report. The 212<sup>th</sup> Avenue SE Project came in \$317,000 under budget and these funds will be returned to Capital Improvement Fund. Both of these resolutions are accepting the projects as complete. The South Pine Lake Route Project came in \$99,000 under budget and these funds will be returned to Storm Water fund and the Capital Facilities Improvement Fund.

### **Resolution: Accepting the City of Sammamish 212<sup>th</sup> Avenue SE Sidewalk Project as Complete**

**MOTION: Councilmember Petitti moved to adopt the resolution accepting the 212<sup>th</sup> Avenue SE Project as Complete. Councilmember Cross seconded. Motion carried unanimously 6-0 with Councilmember Whitten out of the room (R2009-259).**

### **Resolution: Accepting The City Of Sammamish South Pine Lake Route Project As Complete**

**MOTION: Councilmember Cross moved to adopt the resolution accepting the South Pine Lake Route as complete. Councilmember Petitti seconded. Motion carried 6-0 with Councilmember Whitten out of the room (R2009-360).**

### **Council Reports**

Councilmember Petitti reported on the Puget Sound Regional Council Meeting. They are going to decide on the projects that will be funded by the \$340 million stimulus money. The City is slated to receive \$3.5 million for the East Lake Sammamish Parkway project. The project list will be voted on next Thursday. She questioned if the City could submit a Historic preservation project because there is also some money set aside for enhancements.

Deputy Mayor Barry said that the Sammi Awards will be next week.

Councilmember Huckabay reported the Metro Transit may have to reduce their services by 20-30% if additional funding cannot be found.

**City Manager Report**

City Manager Ben Yazici distributed the 2009/2010 Budget.

Meeting adjourned at 10:15 pm.

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Melonie Anderson, City Clerk

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Donald L. Gerend, Mayor