

COUNCIL MINUTES

Regular Meeting June 2, 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 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. Councilmember led the pledge.

Public Comment

Michael Rutt, He spoke regarding the Candidate Forum policy. He feels that the Council Chamber is the right place to hold these forums. It is a public place paid for by the public.

Virginia Kuhn, 21822 NE 1st Street, Representing the Sammamish Historical Society, She feels the Freed House ties our community together. For this reason it should be restored and remain an important part of the city.

Helen Baxter, PO Box 702, Fall City, She gave some suggestions for what the Freed House could be used for if it were moved and remodeled. The ideas ranged from a museum to some private enterprise possibilities.

Bob Brady, Representing Sammamish Plateau Water & Sewer District, He explained that the District is going to develop a website to store video clips to help disseminate information, like native gardening, etc. He invited the city to join in this effort by sharing videos and information.

Approval of Agenda

MOTION: Councilmember Huckabay moved to approve the agenda. Councilmember Whitten seconded. Motion carried unanimously 7-0.

Proclamations/Presentations

➤ Introduction: New Chief of Police Nathan Elledge

City Manager Ben Yazici introduced the City's new contract Police Chief, Nathan Elledge. He has been with the King County Police for 18 years. He has a varied background and will be an excellent Police Chief for the City.

Council recessed from 7:00 pm until 7:10 pm due to technical difficulties with the recording device.

Consent Calendar

- **Approval: Claims for period ending June 2, 2009 in the amount of \$1,037,425.19 for check No. 23620 through 23705**
- **Ordinance: Amending Ordinance No. O2001-79, Adopting A System For The Issuance, Use And Control Of Credit Cards By City Officials And Employees, For The Purpose Of Increasing The Maximum Credit Limit And Adding A Section Covering Payment Of Bills (O2009-260)**
- **Resolution: Appointing Members to the Sammamish Youth Board (R2009-370)**
- **Resolution: Final Acceptance Sammamish Commons Paving Project/Sutter Paving (R2009-371)**
- **Resolution: Approving the 2009 Work Plan and Budget for A Regional Coalition for Housing (ARCH) (R2009-372)**
- **Contract: Town Center Planning/RH2 Engineering**
- **Amendment: Right of Way Landscaping/Northwest Landscape**
- **Amendment: Lower Sammamish Commons/Site Workshop**
- **Amendment: Shoreline Master Plan/ESA Adolfson**
- **Amendment: Shoreline Master Plan/Van Nostrand**
- **Amendment: Shoreline Master Plan/Chaney**
- **Approval: Notes for May 12, 2009 Study Session**
- **Approval: Notes for May 18, 2009 Study Session**
- **Approval Minutes for May 19, 2009 Regular Meeting**

- **Memorandum of Understanding: Sahalee Overlay/PSE**

MOTION: Councilmember Fellingge approve consent calendar. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Public Hearing

Continued Public Hearing Accepting The 60% Annexation Petition For Rosemont At Timberline Subdivision

Community Development Director Kamuron Gurol gave the staff report and reviewed the steps that have been taken towards this annexation process.

Public Hearing reopened at 7:15 pm.

No public comment.

Public Hearing closed at 7:16 pm

MOTION: Councilmember Fellingge moved to adopt Ordinance O2009-261 accepting the Rosemont at Timberline Subdivision 60% petition to the City of Sammamish. Councilmember Petitti seconded. Motion carried unanimously

Approval: A portion of the June 2, 2009 Regular Meeting Minutes pertaining to the 60% Petition for Rosemont at Timberline Subdivision

MOTION: Councilmember Fellingge moved approval of this excerpt of the minutes. Councilmember Petitti seconded. Motion carried unanimously 7-0.

Continued Public Hearing Shoreline Master Plan Update

Mr. Gurol gave a short staff report. The public hearing will be reopened tonight, comment will be taken and the public hearing will be continued to September 1, 2009. Then Council will begin to review the proposed amendments to the draft plan and begin to give staff policy direction. From these decisions, the staff will develop the City Council proposed master plan, which will be presented to the public in September for additional public comment.

Public Hearing opened 7:20 pm.

Public Comment

Mike Collins, 2841 NE East Lake Sammamish Parkway NE, He turned in a list of sign in sheets from public meetings, petitions supporting the May 19 SHO (Sammamish Homeowners) draft master plan. He encouraged limited public comment to allow plenty of time for the Council to deliberate.

Dwight Martin 5101 East Lake Sammamish Parkway NE, He believes the SHO May 19 draft master plan is a better document than the plan proposed by the Planning Commission.

Kevin Garrison, 25308 SE 28th, Speaking on behalf of his wife's family members who own a lot on Beaver Lake.

Kathy Richardson, 2033 East lake Sammamish NE, She spoke in support of SHO draft plan.

Reid Brown 3139 E Lake Sammamish Shore Lane NE, He agreed with the previous speaker. Submitted written comments.

Peter Scontrino, 21832 SE 28th Street, He supports the May 19th SHO revision and requested the audience members who were also in support of it to raise their hands. He submitted written comments

David Douglas, Snohomish Washington, Waterfront construction representative, He is a technical expert in on the subject of docks. In his letter, he is presenting options that are allowed by WAC. He supports the length and size of docks offered under option B. Existing agency regulations will appropriately limit the size of docks - longer lengths should be allowed. He supports the allowance of multiple boat lifts and separate provisions allowing increased dock numbers for community beaches that will respect and honor the upland residential citizens. If lifts are restricted tightly, illegal ones are likely to be put in. He questioned the 200 foot spacing of docks in the Urban conservancy, claiming it could be bypassed by a variance. Handout given.

Brian Slettret, 19614 SE 29th Street, Representing Waverly Hills Community, they are all in support of the SHO May 19th draft with the exception of the regulations for community beaches. They submitted alternative language to the staff and asked council to approve them.

Pat Raney, 21908 SE 28th, Supports the SHO May 19th draft.

Boyer Halverson, 21928 SE 28th Street, He feels the SHO May 19th draft is a good place to begin updating the Shoreline Master Plan. He hopes residents, staff and council will present a unified group supporting the SMP,

Donald Burkholder, 1601 E Lake Sammamish Parkway NE, He was amazed at the amount of citizen work and input that has gone into this draft plan.

Jeff Jobe, 153 E. Lake Sammamish Parkway NE, Though he is supportive of the SHO draft plan he feels the SMP should be even less restrictive.

Tim Tishimovich, Representing FutureWise, He stated that these updates are important. In the early 1980's when they were first drafted we did not have the environmental understanding that we have today. It is important to acknowledge that docks and shoreline stabilization, including bulkheads, create serious predation and siltation problems for the lakes. Because past SMPs have not successfully met their stated goals, the state is requiring this project. His organization

has submitted suggestions for Council consideration that recognize environmental needs. Please provide a successful conclusion to this process.

Linda Eastlake, 2032 222nd Avenue SE, She concurred with the comments of Kathy Richardson, Boyer Halverson, and additional speakers.

Jack Rodgers, 22708 SE 22nd Place, He offered some key points for Council discussion: The SMA was published with guidelines that support a principal of no net-loss, in contrast to the principal of restoration in the Critical Areas Ordinance. Regulations should require that each permitted development will not cause a net loss. They should not attempt to address all the ecologic problems of the lake but just meet a standard of no net-loss per specific project. He expressed support for the SHO draft

Michael Pizzo, 3123 East Lake Sammamish Parkway NE, He feels the draft SMP will make it impossible for any modifications to be made to his parents house, nor would they be able to make use of the small front yard. He favors the SHO May 19 draft.

Dick Pizzo, 3123 E Lake Sammamish Parkway NE, He agreed with the previous speaker and support the May 19th SHO.

David Thielen, 18740 NE 55th, representing a north end HOA, he is supportive of the May 19th SHO and supports amendments for community beaches.

Dave Pear, 3126 199th Avenue SE, Representing Waverly Hills Community, The community has a community lake front park. He asked the council consider the amendments they are recommending for the SMP.

Reid Brockway, 167 E Lake Sammamish NE, He refuted testimony given by the Save Lake Sammamish Group at the May 12th Study Session.

Jim Creavy, 1103 E. Lake Sammamish Parkway NE, He encouraged Council to adopt the SHO May 19th Draft Plan.

Rory Crispin, 3023 E Lake Sammamish Parkway SE, He is concerned over possible unintended environmental consequences of vegetative litter on the shoreline. This debris will wash and erode into the lake polluting it with phosphorus. Internet research indicates that some mid-west cities recommend raking the lakefront to limit the introduction of organic material into the lakes prior to winter storms. Natural untouched environments are not necessarily as healthy as those where intervention occurs. The revised draft will allow owners to maintain their property. He supports moving forward using the SHO draft.

At 8:10 pm the public hearing was continued to September 1, 2009.

Mr. Gurol explained that there is a replacement for Page 2. Community Beaches and the determination of Ordinary High Water Mark and Boat ramps will be discussed on June 16. Staff will try to compile additional information on community beaches.

Referring to the table of options, Mr. Gurol noted that column A usually reflects the PC draft, column B mostly comes from the SHO suggestions, and Column C includes other options. If errors are noted please let us know.

Options Table Review

Council reviewed the Options Table and gave staff direction on regulations regarding buffers and building setbacks for Lake Sammamish, Pine Lake and Beaver Lake. They reviewed the requirements and gave direction regarding planting vegetation, existing vegetation, fencing and primary residences within the Shoreline Zone on all three lakes. Council requested additional information on community beaches and defining the Ordinary High Water Mark. The review of the Options Table will continue at the June 16, 2009 Council meeting.

Council recessed from 9:20 pm to 9:35 pm

City Manager Ben Yazici said that item 19 Bid Award Lower Sammamish Commons Project will be delayed to the September 16, 2009 meeting.

Unfinished Business

Resolution: Adopting a Policy for Political Forums

Communications Manager Tim Larson gave the staff report. There have been modifications to the policy based on direction from the Council at their last meeting.

MOTION: Deputy Mayor Barry moved to approve the resolution adopting the policy with the deletion from Section 1 “City Council” and deleting from section 4 “All City Council candidates must agree to airing of the forum prior to the recording”. Mayor Gerend seconded. Motion carried unanimously 7-0 (R2009-373).

New Business

Bid Award: 244th Avenue Improvement Project

Public Works Director John Cunningham gave the staff report. This project was bid at \$2.4 million below the Engineer’s estimate. Ceccanti Construction is the low bidder. Staff is recommending authorizing the City Manager to award the contract to Ceccanti Construction at their bid price.

MOTION: Councilmember Huckabay moved to authorize the city manager to award the bid to Ceccanti, Inc a contract in the amount of \$9,307,471 plus and 10% contingency of \$9,30,000. Councilmember Petitti seconded. Motion carried unanimously 7-0.

Council Reports

City Manager Report

Mr. Yazici explained that the City is partnering with neighboring cities to apply for some federal sustainability grant funds.

Meeting adjourned at 11:10 pm

Melonie Anderson, City Clerk

Donald L. Gerend, Mayor