

COUNCIL MINUTES

Regular Meeting June 16, 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. Eastlake Student Liaison Natalie Wang led the pledge.

Public Comment

Doug Eglington, King County Historic Preservation, Spoke regarding the Freed House relocation, and the process to have it designated as a Historic Landmark. He said the county would be willing to lend resources to complete this process and there are funds available to help restore it through 4Culture.

Peter Scontrino, 21832 SE 28th Street, He agrees with staff that tree retention is important to both lakes and supports the 80% requirement in the SHO's SMP plan. He feels this requirement goes hand in hand with the 5 foot shoreline enhancement recommendation in the plan. (Submitted written comments.)

Donald Barrett, 2920 E Lake Sammamish Parkway NE, He hopes that Council will lean heavily towards supporting column B in the table they will be considering tonight.

Tom Harmon, 4369 243rd Avenue SE, Representing Sammamish Plateau Water & Sewer. He spoke regarding the SE 20th Street sewer project. The district would like to install the necessary improvements at the same time as the city improves the street. This will result in a cost saving. They are in the process of gathering support from the residents who would have to pay for this improvement. They will decide whether or not to move forward later in June, 2009.

Rena Brady, 1304 251st Avenue SE, Spoke in favor of relocating and restoring the Freed House.

Boyer Halverson, 21928 SE 28th Street, He supports the 5 foot shoreline buffer as advocated in the SHO May 19th plan. He feels the City is holding his building permits ransom until he agrees to record a sensitive area designation on his property when it clearly is not a sensitive or naturally occurring stream (Submitted written comments).

Barbara Stout, 1616 198th Avenue NE, She lives in Loree Estates. She learned this week that her adjacent neighbor had applied for and received a permit from the city to cut down 43 trees, build a barn and populate it with farm animals. She does not feel this type of development will fit in with the rest of the mainly residential neighborhood. She feels the city needs to change codes that allow for this (Submitted written comments).

Sue Hill, 19706 SE 17 Street, She feels the city should take Home Owners Associations covenants into consideration when approving permits (Submitted written statement).

Shelley Beasely, 19706 SE 17th Street, She does not feel that the lots in her neighborhood can sustain farm animals, even if city ordinances allow it.

Kay Schertzl, 19211 NE 19th, She feels the city needs more clearly defined criteria regarding farm animals allowed in the urban area. She also feels that neighbors should be notified about any permit request when the land use will be radically changed (Submitted written comments).

City Manager Ben Yazici said the applicants for this property are revising their plans.

Helen Baxter, PO Box 702, Fall City, She spoke in support of preserving the Freed House, especially during these hard economic times. The Heritage Society has solicited \$6,300 in pledges to restore the home if it is relocated.

Rosemary Carrel, 20814 NE 26th Place, She spoke in support of the Freed House. She feels the community is supportive of retaining this piece of Sammamish's history.

Bob Stout, 1616 198th Place, He lives next to the proposed farm in Loree Estates. He called the city to request a site visit to the property, hoping to stop the cutting of many mature trees on the property. He feels that the city should be required to visit sites before extensive tree cutting can take place. Perhaps the city needs more staff and codes should be revised that would let this happen at all.

Linda Eastlick, 2232 222nd Avenue SE, She supported the previous speaker in the support of a 5 foot shoreline enhancement zone rather than 15 feet.

Reid Brockway, 167 E Lake Sammamish Shore Lane NE, He urged Council to make decisions on the Shoreline Master Plan that are based on good solid science. He expects the staff to do the research on the best available science and make good recommendations to the Council. He urged Council to err on the side of conservatism when the science does not give good guidance (Submitted written comments).

Erica Tiliacos, 1130 Lancaster Way SE, She spoke regarding the Freed House. She does not believe that the Historical Society has tried to raise any money in the last six years to preserve the house. She does not feel the house qualifies as an historic structure. She feels the cost to preserve the house is too great. Council should vote no on saving this house.

Mike Collins, 2841 E Lake Sammamish Parkway NE, He spoke in support of relocating the Freed House. His neighborhood has pledged \$1,000 toward restoration of the house and will help solicit funds if the house is relocated (Submitted written comments).

Susan Buchanan, 813 E Lake Sammamish Parkway NE, She supports the SHO's draft SMP and the comments made by the Brockways.

Virginia Kuhn 21822 NE 1st Street, She spoke in favor of relocating the Freed House and making some minor repairs to the house to help improve its looks and preserve it. She feels there are many uses for the house and there could be opportunities for public/private partnerships. Volunteers could be used to restore the house in phases.

Gail Twelves, 19727 SE 19th Street, She spoke regarding the Loree Estates permit issue. She is unhappy that the trees have been removed. She feels logging on a steep slope should have triggered a site visit by city staff, as well as the housing of large animals on the property. She suggested hiring more staff, applicants should be required to present approval by their HOA's, and any permit of this type should not be granted without a site visit (Submitted written comments).

Kristi Calvert Lee, 19740 SE 17th Street, She agreed with the previous speaker.

Ed Whitehead, 1626 198th Place SE, He spoke regarding the Loree Estates issue.

Nancy Hughes, 20024 SE 19th Street, She spoke regarding the Loree Estates issue. She agreed with previous speakers that the permit should not have been issued, that there should be better communications between the city and homeowners associations. She was unhappy that city code allows for farm animals in residential neighborhoods (Submitted written comments).

Rory Crispin, PO Box 443, Bellevue, He spoke regarding public access and view corridors in the SMP. He feels the SHO plan is much clearer in regards to these issues. He cited several legal cases that support his points.

John Galvin, 423 228th Avenue SE, He does not believe that the current level of city revenues will continue to support growth. The budget is shrinking, and operating expenses are growing. The city needs to increase revenues and diversify its tax sources.

Approval of Agenda

MOTION: Councilmember Whitten moved to amend the agenda by removing Item #5 Resolution amending the Master Fee Schedule. Motion to amend agenda carried unanimously 7-0.

Student Liaison Report

Skyline Student Liaisons

Eastlake Student Liaison

Proclamations/Presentations

➤ Presentation: Student Liaisons/Youth Board Plaque
Mayor Gerend presented certificates and plaques for the Student Liaisons and the Sammamish Youth Board Representative.

Consent Calendar

Payroll for pay period ending May 15, 2009 for pay date May 20, 2009 in the amount of \$246,147.35

Payroll for pay period ending May 31, 2009 for pay date June 5, 2009 in the amount of \$259,945.48

Approval: Claims for period ending June 16, 2009 in the amount of \$1,391,237.02 for check No. 23706 through Check No.23839

Resolution: Repealing Resolution No. R2007-268 And Establishing Capital Asset And Small And Attractive Asset Policies

Resolution: Accepting The City Of Sammamish 2009 City Hall Exterior Staining Project As Complete

Resolution: Granting Final Plat Approval To The Plat Of Illahee Tract M Subdivision

~~**Resolution: Amending Resolution R2008-314 The City's Master Fee Schedule**~~

Amendment: Consortium for Cable TV Franchising

Bid Award: AM Radio

Contract: HW Lochner/244th Construction Support Services

Contract: Concurrency Management/DEA

Contract: Geotechnical/Kleinfelder

MOU: 244th Power Pole Relocation/PSE

Approval: Minutes for June 2, 2009 Regular Meeting

Approval: Notes for June 9, 2009 Joint Study Session with Parks & Recreation Commission

MOTION: Consent Calendar approved as amended.

Unfinished Business

City Council Policy Decision: Shoreline Master Plan

Director of Community Development Kamuron Gurol gave the staff report and showed a PowerPoint presentation outlining the process of the Shoreline Master Plan (available at city website at www.ci.sammamish.wa.us)

Council made the following policy decisions and gave the following direction to staff:

- All lakes
 - Use citywide standards for impervious surface limits.
 - Allow subdivision of Urban Conservancy designated lots.
 - Physical and visual access is made available to the public by way of existing public parks, and potentially through street ends and other public lands.
 - Demonstrated need is not necessary for permitting of private residential docks.
 - Washington State Department of Fish and Wild Life approved materials are required for all dock repairs requiring permits.
 - No additional SMP regulation on spacing of private residential docks in the Urban Conservancy.
- Lake Sammamish
 - Interior side yard setbacks to total 15% of lot width, with a minimum 5 foot width for sides of structure.
 - Features per private dock:
 - 1 float
 - 2 boat lifts and 2 Personal Water Craft Lifts (PWC) OR 4 PWC lifts
 - Features per private joint-use dock:
 - As above, plus:
 - 1 extra boat lift and 1 extra PWC lift
- Pine and Beaver Lake
 - Minimum lot width required for subdivision within Shoreline Jurisdiction: 50 feet
 - Restrict division of lot edge along waterfront edge
 - New lifts are prohibited
 - Existing lifts are “grandfathered”
 - Interior setbacks per zoning code

Council recessed from 9:05 pm 9:15 pm.

New Business

Bid Award: Lower Sammamish Commons Project

Parks and Recreation Director Jessi Richardson gave the staff report. Councilmember Felling expressed concern over relocating the Freed House and obligating Sammamish taxpayers to a cost that could approach \$750,000 when there are no plans in place for its future use or funding. Councilmember Cross expressed concern as well, noting that he really didn't feel comfortable moving another house onto the Sammamish Commons property without any funding to improve or maintain it. Councilmembers Petitti and Barry supported the relocation stating that this is the first step in securing both funding and community support for the project. Councilmembers Whitten and Huckabay also expressed reservations about relocating the Freed House.

MOTION: Councilmember Cross moved to authorize the City Manager to sign a contract with CDK Construction for the Phase IIB Improvements for the Lower Sammamish Commons and authorize the City Manager to award schedule A, in the amount \$662,972. 54 with a construction contingency of \$65,000 . Councilmember Huckabay seconded. Motion carried 4-3 with Councilmember Petitti, Deputy Mayor Barry and Mayor Gerend dissenting.

Bid Award: 2009 Pavement Overlay Contract

City Engineer Laura Philpot gave the staff report. She reported that bids were opened today. There were two bids. They are both substantially under the engineer's estimate. Staff is requesting Council to direct the City Manager to award the bid to the lowest responsible bidder. She said staff will return at a later meeting with recommendations on how to use the savings on other projects.

MOTION: Councilmember Whitten moved to authorize the City Manager to award and execute a contract with the lowest responsible bidder for the construction of the 2009 Pavement Preservation Program and administer a construction contingency. Councilmember Cross seconded. Motion carried 7-0.

Council Reports

City Manager Report

City received a \$15,000 grant from the Washington State Traffic Safety Commission for flashing lights to be installed at school crosswalks.

Meeting adjourned at 11:30 pm

Melonie Anderson, City Clerk

Donald L. Gerend, Mayor