

# COUNCIL MINUTES

## Regular Meeting June 1, 2010

Mayor Don Gerend called the regular meeting of the Sammamish City Council to order at 7:00 pm.

**Councilmembers present:** Mayor Don Gerend, Deputy Mayor Nancy Whitten, Councilmembers Mark Cross, John Curley, John James, Tom Odell, and Michele Petitti.

**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 Deputy City Clerk Stacy Herman.

### Roll Call/Pledge of Allegiance

Roll was called. King County Executive Dow Constantine led the pledge.

### Approval of Agenda

**MOTION:** Councilmember Petitti moved to approve the agenda. Deputy Mayor Whitten seconded. Motion carried unanimously 7-0.

### Proclamations/Presentations

#### ➤ **King County Executive Dow Constantine**

King County Executive Dow Constantine addressed the city regarding the partnership relationship between Sammamish and King County. He particularly noted funding for the levy system and commended Senator Murray for helping procure funding for repairing the Howard Hanson Dam. He also spoke on the issues of the county misdemeanor jails, animal services, the county budget and the rainy day fund, and the current level of King County services. He noted that he is following through with visiting every city in the county as promised during his campaign. He thanked the city for hosting him.

#### ➤ **Washington State YMCA Youth and Government Mock Trial Championship**

Mayor Gerend introduced the Youth and Government Mock Trial Championship sponsored by the Sammamish YMCA.

Sammamish YMCA Youth Director Heidi Bull and members of the Sammamish team spoke about the mock trial, and explained the Youth in Government program. Their group won

Delegation of the Year. Writing and editing mock bills, debating, and attendance at the Capital in Olympia, are just a few examples of what is required to be part of this group. Kyle Hendricks and Kelsey Dempsey spoke on behalf of their youth group. Mayor Gerend presented Certificates of Achievement to each of the participants.

### **Public Comment**

Erica Tiliacos 1130 Lancaster Way SE: She spoke on behalf of Friends of Pine Lake. She prepared written comments, which are available in the Clerk's Office upon request. She noted that the Department of Ecology informed the city of their concern that the CAO buffers were not strong enough and that there would be a need to tighten them as development increased. She noted that to date basin plans have not been carried out. No other environmental ordinances have been adopted by the city since 2005. She also noted that the adopted Shoreline Master Program references the CAO and is based on the current CAO requirements.

Ilene Stahl: She also represents Friends of Pine Lake and noted that she supports and echoes comments made by Erica Tiliacos. Urged the City Council not to continue the sunset clause of the critical areas ordinance..

Linda Eastlick P.O. 2574 Issaquah, WA: She spoke in favor of the Resolution in the consent agenda appointing members to a Citizen Advisory Group for review of the Ordinary High Water Mark Study (OHWM).

### **Consent Calendar**

- **Payroll for pay period ending May 15, 2010 for pay date May 20, 2010 in the amount of \$255,948.95**
- **Approval: Claims for period ending June 1, 2010 in the amount of \$1,815,750.27 for Check No.26542 through No.26634**
- **Approval: Notes for April 13, 2010 Study Session**
- **Approval: Notes for April 19, 2010 Study Session**
- **Approval: Minutes for April 20, 2010 Regular Meeting**
- **Approval: Notes for May 11, 2010 Study Session**
- **Approval: Notes for May 17, 2010 Study Session**
- **Approval: Minutes for May 18, 2010 Regular Meeting**
- **Ordinance: Second Reading Superceding Ordinance O2000-61 And Modifying The City's Neighborhood Traffic Management Program (O2010-282)**
- ~~**Resolution: A Resolution Appointing Members To The Ordinary High Water Mark Citizen Advisory Group (CAG)**~~
- **Contract: Enterprise Agreement/Microsoft**

**MOTION:** To approve consent calendar. Deputy Mayor Whitten offered an amendment to remove the Resolution appointing members to the Ordinary High Water mark Citizen Advisory Group from the consent calendar for discussion. Councilmember Cross seconded. Motion carried unanimously 7-0.

**Resolution: A Resolution Appointing Members To The Ordinary High Water Mark Citizen Advisory Group (CAG)**

Community Development Director/Assistant City Manager Kamuron Gurol gave the staff report. To ensure that the OHWM study on Lake Sammamish is scientifically accurate and thorough, and that the study process is conducted in an open and transparent manner, a four-member Citizen Advisory Group (CAG) will be appointed. The resolution is recommending Planning Commission Vice-Chair Stan Bump, Parks Commissioner Judy Peterson, Property owner/Builder Dwight Martin, and Environmental/natural resources consultant Brent Jones. All four individuals are willing to serve on the advisory group.

**MOTION: Councilmember Petitti moved to approve the Resolution (R2010-416) Appointing Stan Bump, Judy Peterson, Dwight Martin and Brent Jones as the four individuals to serve on the Ordinary High Water Mark Citizen Advisory Group (CAG). Councilmember Cross seconded. Motion carried unanimously 7-0.**

**Public Hearing**

**Ordinance: First Reading Replacing Title 19 (Subdivisions) Of The Sammamish Municipal Code With A Revised Title 19A (Land Division)**

Senior Planner Mona Davis gave the staff report and PowerPoint presentation. Copies of the presentation are available on City's website at [www.ci.sammamish.wa.us](http://www.ci.sammamish.wa.us). This is the first reading of the ordinance.

There was consensus from the City Council to remove the word "minor" from the boundary line adjustment section.

Public hearing opened at 7:20 p.m. There was no public comment. The public hearing was continued to the second reading on June 15, 2010.

**Ordinance: First Reading/ Adopting The Town Center Development Regulations As Title 21B Of The Sammamish Municipal Code; Adopting Zoning Map Amendments For The Town Center Subarea; And Adopting The Town Center Infrastructure Plan**

Community Development Director/Assistant City Manager Kamuron Gurol presented the staff report and Powerpoint slides. A copy of the PowerPoint presentation is available on the City's website at [www.ci.sammamish.wa.us](http://www.ci.sammamish.wa.us). Community Development Director Kamuron Gurol went over the "next steps" with the Council members. He encouraged Council to contact staff if they have any questions regarding the Town Center or would like staff to craft any amendments or corrections. He announced the updated Stormwater Plan has not been completed to date, which may lead to additional Council action or consideration. Deputy Mayor Whitten requested Kamuron Gurol to update Council on the Planning Commission's review of Transfer of Development Rights (TDR). He expects to begin review of TDR August/September timeframe.

Public hearing opened at 7:45 p.m.

## Public Comment

Mary O'Brien: She submitted a comment letter into the record, which may be obtained by contacting the City's Clerk's office. Her and her husband own property just south of City Hall and have a non-profit school on our property. Under the A-5 zoning of the Town Center Plan, the operation of a school is not allowed. She reiterated that continuing the school is critical to their plans for the property, which they plan to develop to full and best use. They are asking that schools like theirs be allowed in this area and that the square footage for the school not be subtracted from the retail footage. See letter for details of concerns.

Ping Liu: She presented PowerPoint slides called "Village at the Park." She encourages working with the city to create a positive environment for her and her husband's proposed project. As local developers and long time residents, they are overseeing the progress of the Town Center plan. She urged Council to review the presentation presented by team member Alex Kimball.

Alex Kimball: He is a team member of the Liu's and also used the same PowerPoint slide presentation. He urges Council to move on with the plan and is excited about their proposed project.

Bill Stearn: He is from Redmond, and is representing property owners in the North West quadrant. He urged Council to adopt the plan as is.

Tom Ryan: Mr. Ryan represents Sammamish Hills Lutheran Church. He would like to see agricultural use in this zone to use as a community parking and/or community garden.

John Potter: Submitted public hearing comments. Copies are available in the City Clerk's office upon request.

Scott Hamilton: He urged Council to resurrect the following: The Planning Commission PC unanimously recommended the city council not allocate 240 units to the D zone ( the civic and park area). The intent was not to allocate these to affordable housing but to the general pool. He now personally believes the units should be allocated the A and B zones. He also noted that the Planning Commission did craft recommendations to support office zoning on the east side of 228th and I want to reiterate that.

John Galvin: He voiced his concerns with the rejection by City Council of his proposed plan, and is not in favor of the Town Center plan as currently proposed.

Frank Santoni: Suggested that the City Council move on with the plan as proposed, and correct any necessary future amendments as deemed necessary.

John Graham: Urged City Council to move on with the plan as proposed. He would like clarification of the type of recreational facilities which are allowed in the zoning but prohibit

certain uses (such as pools). He believes that pools inside of buildings should be allowed. This issue is covered in 21B.25.030 and 21B.20.050

Radim Brazet: Is interested in a multi-functional recreational sports facility and is requesting clarification or adjustment of several sections. He would like aquatic zones to be allowed so indoor swimming pool would be allowed, changes to 21B.25.030 so the density ceiling does not count recreational uses and clarification if whether UZDP zoning has to be mixed use or whether it could include commercial use.

Tom Granger: Mr. Granger is the Executive Director of Habitat of Humanity. Affordable housing units within the Town Center were his main focus of discussion and urges Council to move on with the plan as currently proposed.

Public hearing was continued to the June 15, 2010 Regular City Council meeting. There were no additional comments at this meeting.

### **New Business**

City Manager Ben Yazici requested that the Resolution changing the names of three existing city streets be completed prior to the Building Code first reading. Mayor Gerend and consensus from the Council allowed for this item to be completed first.

### **Resolution: A Resolution Of The City Of Sammamish City Council Changing The Names Of Three Existing City Streets**

Public Works Director John Cunningham gave the staff report. Students from Eastlake High School, Eastside Catholic High School and Skyline High School have requested that the streets entering their respective schools be renamed utilizing their corresponding mascot as the namesake. Proposed street name changes are as follows:

- NE 4th Street east of 228th Avenue to the entrance of Lake Washington School District's Eastlake High School shall be renamed "Wolfpack Way".
- SE 4th Street east of 228th Avenue to the entrance Eastside Catholic High School shall be renamed "Crusader Way".
- SE 10th Street east of 228th Avenue to the entrance of Issaquah School District's Skyline High School shall be renamed "Spartan Way".

**MOTION: Councilmember James moved to approve Resolution (R2010-417) Changing the Names of Three Existing Streets. Councilmember Curley seconded. Motion carried unanimously 7-0.**

## **Bid Award: 2010 Pavement Overlay**

Public Works Director John Cunningham gave the staff report The Public Works Department recommends that the City Council authorize the City Manager to award and execute a contract with the lowest responsible bidder for construction of the 2010 Pavement Program – Overlays for arterial streets. Bids are scheduled to be opened on May 27th, 2010. Prior to recommending award to the City Manager, staff will conduct due diligence for selecting the lowest responsible bidder.

**MOTION:** Councilmember James moved to authorize the City Manager to execute a contract to the lowest responsive bidder for the 2010 Pavement Overlay Project. Councilmember Odell seconded. Motion carried unanimously 7-0.

## **Ordinance: Amending Title 16, Buildings And Construction, Of The Sammamish Municipal Code By Amending Chapter 16.05, Construction Codes; 16.20, Construction Administrative Code; And 16.25, Sammamish Building And Property Maintenance Code**

Community Development Director Kamuron Gurol introduced Building Official Kurt Aldworth, who gave the staff report. The Washington State Building Code Act (RCW 19.27) requires that the City of Sammamish adopt and begin administering the new 2009 State Building Codes by July 1, 2010. These codes include the International Building Code, International Residential Code, International Existing Building Code and a variety of related code documents. This is the first reading of the ordinance. No action necessary. The second reading is scheduled for the next regular council meeting.

## **Council Reports**

Councilmember Petitti handed out information drafted from the Sammamish Heritage Society with regards to the Freed Farm House. There is a press conference being held tomorrow for the Freed House historical house.

Councilmember Cross met with Councilmember Petitti and Mayor Gerend last Friday, and both conducted a tour of the Newcastle YMCA facility.

Deputy Mayor Whitten toured the YMCA facility in Newcastle as well.

Councilmember James reported on the US Open Golf Tournament and his involvement with trying to find alternative transportation to and from the event.

Councilmember Curley has a potential shuttle service that may be affordable and available for the golf tournament. This is an item that they are looking at.

Councilmember Odell will be attending the AWC convention with Councilmember Petitti and Mayor Gerend at the end of the month. He also was impressed with the new YMCA facility and looks forward to doing something similar in Sammamish.

**City Manager Report**

City Manager Yazici wants to continue to work on the shuttle/parking issue for the US Open scheduled this summer.

**Executive Session** – None.

Meeting adjourned at 9:45 pm

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Stacy Herman, Deputy City Clerk

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Donald J. Gerend, Mayor