

COUNCIL MINUTES

Regular Meeting December 16, 2008 REVISED

Mayor Lee Felling called the regular meeting of the Sammamish City Council to order at 6:30 pm.

Councilmembers present: Mayor Lee Felling, Deputy Mayor Don Gerend, Councilmembers Jack Barry, 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. Sammamish Youth Board Member Teresa Lin led the pledge.

Approval of Agenda

MOTION: Deputy Mayor Gerend moved to amend the agenda by moving Item #27 Bid Award East Lake Sammamish Parkway Project (ELSP) to follow Student Liaison Reports, delete Item #26 – Resolution adopting the design for the SE 20th Street Project and delete Item #28 – Contract for construction management for ELSP project, due to the changes to the ELSP issue. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Public Comment

Robert Nielson, 2311 277th Avenue SE, Fall City, He spoke regarding the potential annexation of the Aldarra Park neighborhood.

Chris Toombs, Representing the Camden Park neighborhood. He is looking forward to Council action on the annexation of the Camden Park neighborhood that is on the agenda for tonight.

Chris Bede, Darrell Paxman, Ried Backstrom, representing Eastlake High School, The school is requesting an exemption from the ordinance which prohibits electronic reader boards. They would like to replace their current sign with an electronic reader board sign. The school has made this request numerous times in the past. They are disappointed that this request had not been added to the City's 2009 work program and requested Council to add it. An electronic reader board would be safer, quicker, and communication would be improved.

Michael J. O'Connell, 436 226 Lane NE, Representing Citizens for Sammamish, Their mission is to engage in meaningful communication with the Council. They will support reelection or election of Councilmembers who work with their organization. They will also engage in community outreach to find the issues that are important to the residents. He was glad to see that the Council was scaling back the East Lake Sammamish Parkway project as this demonstrates the Council's willingness to meet the needs of the residents.

John Galvin, 432 228th Avenue SE, He hopes that everyone involved in the Town Center project will work collaboratively to plan the center and deal with the current economy.

John Stilz, Eastlake Sammamish Parkway, He is a member For the Citizens of Sammamish Club. He says the club is growing quickly. They want to work with the City Council. They want the Council to begin really listening to the public and showing honest concern and acknowledgement.

Mr. Yazici said that staff will add Eastlake High School's request for an electronic reader to the 2009 work program.

Student Liaison Report

Sammamish Youth Board Student Liaison (*Teresa Lin*)

The Holiday event was a great success. They had a much larger turn out than in past years. They will host a teen feed in January to feed homeless teens. The group is planning a Benefit Concert.

Bid Award Authorization: East Lake Sammamish Parkway Project or Reduced Scope East Lake Sammamish Parkway Project.

Senior Transportation Engineer Jeff Brauns gave the staff report and reviewed the history of the project in a PowerPoint presentation (presentation is available on the City website at www.ci.sammamish.wa.us).

Public Comment

Charles Goodrich, 22328 NE 2nd Street, He requested Council not approve the original design proposal for the bid award. He likes the reduced project. He feels safety issues should be addressed, but would not like to see the whole project completed by breaking into pieces.

Mike Mandela, 21334 SE 3rd Street, He feels the reduced scope of the project is just a deferment of the entire project. He feels that the project is still too expensive. He feels the Council is just trying to rationalize their decisions.

Jerry Norman, 1661 204th Avenue NE, He is unhappy with the large utility poles that have been moved to allow for the East Lake Sammamish Parkway project. He asked the Council to

reconsider this action. He feels the utilities should be put underground. He was unhappy that the Council was not able to consider the electronic reader board at the high school.

Kathy Norman, 1661 204th Avenue NE, She is unhappy with the utility pole placement along East Lake Sammamish. One of the poles is right in front of a picture window in her home.

Marian Thorkelson, 20337 NE 15th Place, She feels the Council is not responsive to public input. She feels that public input at the very beginning of the ELSP project indicated that undergrounding utilities was their highest priority. She requested the Council not take action on the reduced project.

Reid Thorkelson, 20337 NE 15th Place, He did not think it would be prudent to move forward with a piece of the project without further study and information being provided to the public.

Joe Trombly, 2919 230th Avenue NE, He would like information on the new project from an independent source. He asked Council to not move forward on this project.

John Stilz, 208 East Lake Sammamish SE, He feels that the public has not had enough time or been given enough information on the proposed reduced project. He does not feel there is any reason for sidewalks on the project as they could be dangerous for cyclists.

Ilene Stahl, 21556 SE 28th Lane, She does not feel the improved water quality that will result from the ELSP project is worth the cost of the project. She feels safety concerns could be addressed much more cheaply.

Ron Cornwall, 716 245 Avenue NE, He addressed the issues of water quality and said this issue has not been adequately addressed for the 244th Street Project.

Craig Williamson, 1650 204 Avenue, He expressed support for the City Council and acknowledged the competing values they need to address. He encouraged them to continue open communication with the public.

Paul Powers, He stated the current configuration of the Parkway, without sidewalks, is the safest street for bicycle travel. Sidewalks constrain his escape route.

Dave Sharp, Spoke regarding how the City is dealing with water quality and drainage issues.

Michael O'Connell, spoke previously, He suggested that the Council could easily fix the problem of the utility poles on East Lake Sammamish Parkway. He feels this would prove that the Council is listening to the public.

Michael Rutt, 22832 SE 1st, He hoped there will be a new method for communication between the public and Council next year.

Renata Bloom, 2626 Eastlake Sammamish Parkway SE, She does not like the utility poles on the Parkway.

Terry Sinclair, 2914 230 Avenue NE, He thinks money could be better spent on widening 228th. He requested Council not make a decision about the project tonight.

Heinz Mein, 803 198th, He doesn't like the utility poles along the Parkway. He feels they should be undergrounded. He feels we should invest in more police officers.

Council recessed from 8:25 pm to 8:35 pm

MOTION: Deputy Mayor Gerend moved to authorize the City Manager to revise the construction plans, obtain bids, award and execute a contract for the East Lake Sammamish Parkway NE project, as follows: The City Manager is to revise the construction plans to limit the project to Inglewood Hill Road and just north of Northeast 18th Place. This would be phase 1A of the East Lake Sammamish Parkway Project, with phases 1B, 2 and 3 to follow at some future time when and if determined by the City Council. The City Manager will inform potential bidders of the plan revisions and obtain bids for the same. The City Manager is authorized to award and execute a contract with the lowest responsible bidder for construction of the Reduced Scope East Lake Sammamish Parkway Project NE project for an amount not to exceed \$12,500,000 and administer a construction contingency for an amount not to exceed \$1,250,000. Councilmember Whitten seconded. Motion carried unanimously 7-0.

Public Works Director John Cunningham explained that it would cost the city about \$1,000,000 per mile to underground the utilities along East Lake Sammamish Parkway. Since the City has already requested that PSE relocate the current poles, they would probably require the City to reimburse them for the relocation costs, about \$600,000 along with substantial reconversion costs. Plus, they would not have the design for underground utilities for about one year. Staff will look into solving the problem of the utility poles.

Executive Session – To Evaluate the Qualifications of Applicants pursuant to RCW 42.30.110(1)(g)

Council retired to Executive Session at 10:00 pm and returned at 10: 30 pm after discussing potential candidates for the Parks and Recreation and Planning Commission and the Beaver Lake Management Board. Those appointments will be made later in the meeting.

City Manager Ben Yazici stated that he proposed to change the agenda again by moving Annexation of Camden Park and Open the Public Hearings and do the commission appointments last. Council agreed with the changes.

Unfinished Business

Ordinance: Second Reading Annexing The Camden Park, Camden Park Estates, Devereux And The Trails At Camden Park Neighborhoods And Additional Adjacent Areas To The North

Community Development Director Kamuron Gurol gave a short PowerPoint outlining the process that the City has conducted regarding the proposed annexation (*PowerPoint presentation is available on the City website at www.ci.sammamish.wa.us.*)

MOTION: Councilmember Whitten moved to adopt the ordinance approving the annexation of the Camden Park, Camden Park Estates, Devereux, and the Trails at Camden Park neighborhoods and additional adjacent areas to the north. Councilmember Petitti seconded. Motion carried unanimously 7-0 (O2008-246).

Approval: A portion of the December 16, 2008 Regular Meeting Minutes pertaining to the Annexation of Camden Park

MOTION: Deputy Mayor Gerend moved to approve an excerpt of the December 16, 2008 meeting minutes regarding the adoption of the annexation ordinance. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Consent Calendar

Payroll for pay period ending November 30, 2008 for pay date December 5, 2008 in the amount of \$219,807.90

Approval: Claims for period ending December 16, 2008 in the amount of \$1,373,453.17 for check No. 22320 through 22486

Approval: 2009/2010 Human Services Grants

Contract: Sports Field Maintenance/Northwest Landscaping

Contract: Parks Custodial Maintenance Services/ABS

Contract: Parks Landscape Maintenance/Total Landscape

Contract: Legal Services/Kenyon Disend

Interlocal: Lake Monitoring Services/King County

Interlocal: Hazardous Waste Grants/King County

Resolution: Cities Insurance Association of Washington Membership (R2008-354)

Interlocal: Cities Insurance Associates of Washington

Interlocal: Sammamish Plateau Water & Sewer/NE Sammamish Sewer and Water Amendment: Law Enforcement Interlocal/King County

Approval: Minutes of November 4, 2008 Regular Meeting/Study Session

Approval: Notes of November 17th Study Session

MOTION: Councilmember Huckabay moved to approve consent calendar. Councilmember Cross seconded. Motion carried unanimously 7-0.

Public Hearing

Public Hearings were opened at 10:45 pm

Ordinance: Second Reading Adding A New Chapter To The Sammamish Municipal Code Relating To The Protection And Preservation Of Landmarks

Public Comment - None

MOTION: Councilmember Petitti moved to adopt Ordinance O2008-239 adding a new chapter to the Sammamish Municipal Code relating to the Protection and Preservation of Landmarks. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Ordinance: First Reading Amending Section 21A.05 Of The Sammamish Municipal Code To Refine And Clarify Administrative Procedures Related To The Issuance Of Interpretations Of The Development Code, And Amending Certain Other Chapters Of The City Of Sammamish Municipal Code For Consistency With Section 21A.05

Public Comment

Ilene Stahl, spoke previously, She thanks staff for putting this ordinance together and she feels it will help the public get clarification and interpretation of the Sammamish Municipal Code.

Ordinance: First Reading Amending Titles 16, 20, 21A, And 23 Of The Sammamish Municipal Code

Public Comment - None

Ordinance: First Reading Amending Sections 21A.25.210 (Lot Divided By Zone Boundary), 21A.50.225 (Erosion Hazards Near Sensitive Water Bodies-Special District Overlay), And 21A.260 (Landslide Hazard Areas-Development Standards), Of The Sammamish Municipal Code

Public Comment

Jim Osgood, 19661 SE 24th Way, He does not believe the amendments go far enough in dealing with the issues that need to be addressed. They would like to short plat their property, but are unable to because their property lies within the “no disturbance area”. They had previously requested that there be some exceptions to these regulations but this did not happen. They proposed adding the following amendment (i) Subdivision of an existing lot within the special

overlay district and within the no-disturbance area shall be permitted only for property where the following conditions are met:

- (A) The area subdivided for building lots has an average slope of 15% or less,
- (B) A report that meets the requirements of SMC 21A50.130 shows that development of subdivided lots will not subject the area to any greater risk of landslide or erosion than if the subdivision of such lot were not permitted.

Ilene Stahl, spoke previously. She feels that the overlay restrictions should apply to all development as the cumulative effects of allowing exemptions could be dangerous to the environment. Perhaps Low Impact Development techniques could compensate for additional stormwater run-off if exemptions are granted.

An Ordinance Of The City Of Sammamish, Washington, Amending Section 20.15 Of The Sammamish Municipal Code (State Environmental Policy Act Procedures) To Revise SEPA Flexible Exemption Threshold Levels For Minor New Construction

Public Comment - None

The public hearing for adding the historic preservation section to the Sammamish Municipal Code was closed at 11:00 pm

The public hearings for the last three ordinances will be held open until the next regular meeting.

Unfinished Business (continued)

Ordinance: Second Reading Amending City Code Chapter 16.05.030 Hours Of Construction

MOTION: Councilmember Petitti moved to adopt the ordinance amending the hours of construction. Deputy Mayor Gerend seconded. Motion carried unanimously 6-1 with Councilmember Whitten dissenting (O2008-247).

New Business

City Clerk Melonie Anderson gave the staff report. Council then voted by ballot to select members to appoint to the Parks and Recreation Commission, the Planning Commission and the Beaver Lake Advisory Board (Ballots are available for review by contacting the City Clerk.)

Resolution Of the City of Sammamish Washington Appointing One Member to the Beaver Lake Management District Board

MOTION: Councilmember Whitten moved to appoint Dennis O'Neill to the Beaver Lake Management District Advisory Board with a term ending December 31, 2011. Councilmember Huckabay seconded. Motion carried unanimously 7-0 (R2008-353).

A Resolution Of The City Of Sammamish City Council Appointing Five Members To The Park And Recreation Commission.

MOTION: Deputy Mayor Gerend moved to appoint the following members to the Parks and Recreation Commission.

Gail Stacy Michelman	Term Expires 12/31/2010
Mary Doerrer	Term Expires 12/31/2011
Randy Jackson	Term Expires 12/31/2011
John James	Term Expires 12/31/2011
Hank Klein	Term Expires 12/31/2011

Councilmember Huckabay seconded. Motion carried unanimously 7-0 (R2008-351).

A Resolution Of The City Of Sammamish Washington Appointing One Member To The Sammamish Planning Commission

MOTION: Councilmember Huckabay moved to appoint Mahbubul Islam to the Planning Commission with a term ending December 31, 2009. Councilmember Whitten seconded. Motion carried unanimously 6-0 (Councilmember Petitti was absent) (R2008-352)

Council Reports - None

City Manager Report - None

Meeting adjourned at 11:35 pm.

Melonie Anderson, City Clerk

Lee Felling, Mayor