

AGENDA

City Council Regular Meeting/Study Session Revised

July 15, 2008

6:30 pm – 8:00 pm
Council Chambers

Call to Order

Roll Call/Pledge of Allegiance

Public Comment

Note: This is an opportunity for the public to address the Council. Three-minutes limit per person or 5 minutes if representing the official position of a recognized community organization.

Approval of Agenda

Presentations/Proclamations - None

Consent Agenda

- Payroll for pay period ending June 30, 2008 for pay date July 3, 2008 in the amount of \$240,992.24
- 1. Approval: Claims for period ending July 14, 2008 for Check No. 21182 through Check No. 21326 in the amount of \$952,183.95
- 2. Resolution: Granting Final Plat Approval to Windsor Fields II (aka McClure)
- 3. Interlocal Agreement: Human Services Shared Funding Pool/Bellevue
- 4. Approval: Position Reclassification
- 5. Approval: Minutes for July 1, 2008 Regular Meeting/Study Session

Public Hearings

6. Resolution: Adopting An Updated Six-Year Transportation Improvement Plan For 2009-2014 (20 minutes)

Unfinished Business - None

New Business

7. Ordinance: Providing For The Submission To The Voters Of The City At A Special Election To Be Held In Conjunction With The State General Election On

City Council meetings are wheelchair accessible. American Sign Language (ASL) interpretation is available upon request. Please phone (425) 295-0500 at least 48 hours in advance. Assisted Listening Devices are also available upon request.



November 4, 2008, Of A Proposition Authorizing The City To Issue Its General Obligation Bonds, For The Purpose Of Paying A Part Of The Cost Of The Acquisition, Development, Construction And Improvement Of Park, Recreation And Athletic Facilities, In The Principal Amount Of No More Than \$19,000,000, Payable By Annual Property Tax Levies To Be Made In Excess Of Regular Property Tax Levies, As More Particularly Set Forth Herein.

8. Ordinance: Relating To Regular Property Taxes; Providing For The Submission To The Qualified Electors Of The City At A Special Election Held In Conjunction With The State General Election On November 4, 2008, Of A Proposition Authorizing The City To Levy Regular Property Taxes In Excess Of The Limitations Of Ch. 84.55 RCW; Setting Forth The Text Of The Ballot Proposition; Directing Proper City Officials To Take Necessary Actions; And Providing For Other Properly Related Matters.

Council Reports – If necessary

City Manager Report – If necessary

Open Study Session

- Update: Shoreline Master Plan (20 minutes)

Close Study Session

Executive Session – Personnel pursuant to RCW 42.30.100(1)(g).

Adjourn

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AGENDA CALENDAR

July 2008			
Tues 07/15	6:30 pm	Regular Council Meeting/Study Session	Public Hearing: Resolution 6-Year TIP Ordinance: Parks Bond Resolution: Final Plat Windsor Fields II Shoreline Master Plan Update (SS) Interlocal Agreement: Human Services Shared Funding Pool/Bellevue Approval: Position Reclassification
Mon 07/21	6:30 pm	Special Meeting/Study Session	Affordable Housing Lower Sammamish Commons Updated Site Plan Evans Creek Preserve Long-Term Strategy "Revised" Preferred Alternative Contract: Pine Lake Park Waterfront Improvement and Dock Amendment: Pine Lake Park Phase II Design/Barker Contract: Freed House Move Architectural Services/TBD Contract: Emergency AM Radio Executive Session: Personnel
August 2008			
No meetings			
Sept 2008			
Tues 09/02	6:30 pm	Regular Council Meeting	Quarterly Report: Finance/Community Development Student Art Work Recognition Approval: Room 214 modifications
Tues 09/09	6:30 pm	Study Session	Joint Meeting/City of Redmond
Mon 09/15	6:30 pm	Study Session	Low Impact Development Ordinance: First Reading Franchise Agreement Evans Creek Preserve Long-Term Strategy "Revised" Preferred Alternative
Tues 09/16	6:30 pm	Regular Council Meeting	Public Hearing/Second Reading: Ordinance LID
October 2008			
Tues 10/07	6:30 pm	Regular Council Meeting	Quarterly Reports: Police/Fire/Administration Ordinance: Second Reading Franchise Agreements Contract: Sween House Remodel/Contractor (consent)
Tues 10/14	6:30 pm	Study Session	PSW/Comcast/Millennium Cable Franchises Resolution 2009/2010 Budget
Mon 10/20	6:30 pm	Study Session	
Tues 10/21	6:30 pm	Regular Council Meeting	Quarterly Reports: Parks/Public Works Acceptance: South Pine Lake Route Project
November 2008			
Tues 11/04	6:30 pm	Regular Council Meeting	Public Hearing/First Reading Ordinance: 2009-2010 Budget Public Hearing/First Reading Ordinance: Property Tax Levy Rate Resolution: 2009 Salary Schedule Resolution: 2009 Master Fee Schedule (if necessary)
Tues 11/11	6:30 pm		Veterans Day City Offices Closed
Mon 11/17	6:30 pm	Study Session	
Tues 11/18	6:30 pm	Regular Council Meeting	Public Hearing/Second Reading Ordinance: 2009-2010 Budget Public Hearing/Second Reading Ordinance: Property Tax Levy
December 2008			
Tues 12/02	6:30 pm	Regular Council Meeting	
Tues 12/09	6:30 pm		

Mon 12/16	6:30 pm	Study Session	
Tues 12/17	6:30 pm	Regular Council Meeting	
To Be Scheduled		To Be Scheduled	Parked Items
<p>Resolution: Adopting Evans Creek Preserve Master Plan Approval: Non-Motorized Project Priority List Street Lighting Standards Revision Storm Drainage Manual Update Contract: 212th Avenue Sidewalk Design/Construction</p>		<p>Resolution: Pine Lake Water Quality Plan Contract: Louis Thompson Basin Plan Design (Jan 2007) Ordinance: First Reading: Puget Sound Energy/Sewer Districts/Cable Franchise Contract: NPDES Phase II Permit Gap Analysis Public Hearing Second Read: Ordinance Code Interpretation Amendment</p>	<p>Sculpture Loans for Sammamish Commons Postal Package drop/postal center Connectivity Duthie Hill Road Improvements Lake Buffers</p>

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Events

[<< June](#)

July 2008

[August >>](#)

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1 6:30 p.m. City Council Meeting	2 4 p.m. Sammamish Farmers Market	3	4 8 a.m. Fourth of July City offices closed 6 p.m. Fourth on the Plateau	5
6	7	8 6:30 p.m. City Council Study Session	9 4 p.m. Sammamish Farmers Market 6:30 p.m. Parks and Recreation Commission Meeting	10 6:30 p.m. Concert in the Park 6:30 p.m. Planning Commission Public Hearing	11	12
13	14	15 6:30 p.m. City Council Regular Meeting / Study Session	16 4 p.m. Sammamish Farmers Market	17 6:30 p.m. Concert in the Park	18	19 7 p.m. Shakespeare in the Park
20	21 6:30 p.m. City Council Special Meeting / Study Session 7 p.m. Arts Commission Meeting	22 12 p.m. Kid's First Noontime Series	23 4 p.m. Sammamish Farmers Market	24 6:30 p.m. Concert in the Park 6:30 p.m. Planning Commission Meeting	25	26 7 p.m. Shakespeare in the Park
27	28	29	30 4 p.m. Sammamish Farmers Market	31 6:30 p.m. Concert in the Park		

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Events

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August 2008

[September](#) >>

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	5 1 p.m. National Night Out & Kid's Performance	6 4 p.m. Sammamish Farmers Market	7 6:30 p.m. Concert in the Park	8	9
10	11	12	13 11 a.m. Bussiness Recycling Event 4 p.m. Sammamish Farmers Market 6:30 p.m. Parks and Recreation Commission Meeting	14 6:30 p.m. Concert in the Park	15	16
17	18 7 p.m. Arts Commission Meeting	19 12 p.m. Kid's First Noontime Series	20 4 p.m. Sammamish Farmers Market	21 6:30 p.m. Concert in the Park	22	23
24	25	26	27 4 p.m. Sammamish Farmers Market	28 6 p.m. Symphony on the Plaza & City Birthday Celebration	29	30
31						

[List View](#)[To Top](#)

City of Sammamish, M - F, 8:30 am - 5 pm
 801 228th Ave SE, Sammamish, WA 98075, Phone: (425) 295-0500, Fax: (425) 295-0600
www.ci.sammamish.wa.us - © 2004 - 2008 city of Sammamish, Washington

 [Webmaster](#) • [Disclaimer](#)

Last updated Jul 10 2008



MEMORANDUM

TO: Melonie Anderson/City Clerk
FROM: Marlene/Finance Department
DATE: July 10, 2008
RE: Claims for July 15, 2008

	\$	49,919.39
		129,876.86
		639,139.51
		7,455.25
		87,640.13
		8,951.97
		29,200.84
0.00	*	
49,919.39	+	
129,876.86	+	
639,139.51	+	
7,455.25	+	
87,640.13	+	
8,951.97	+	
29,200.84	+	
952,183.95	*	

TOTAL \$ 952,183.95

Check # 21182 through # 21326

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21182	07/01/2008	DANNEKO	Danneko Construction	49,919.39	000000

CHECK TOTAL:				\$49,919.39	

HAD TO VOID
CHECK # 21101 - WHICH WAS ON THE JULY 1ST CONSENT CALENDAR
+ REPLACE WITH 21182 - ON JULY 15TH CONSENT CALENDAR

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21183	07/03/2008	ANI	ANI Administrators NW Inc	1,269.89	000000
21184	07/03/2008	AWCMED	AWC Employee BenefitsTrust	73,689.14	000000
21185	07/03/2008	BOFAPC	Bank of America Petty Cash	306.61	000000
21186	07/03/2008	ICMA401	ICMA 401	27,570.72	000000
21187	07/03/2008	ICMA401x	ICMA401	4,364.22	000000
21188	07/03/2008	ICMA457	ICMA	10,977.17	000000
21189	07/03/2008	JPMORGAN	JP Morgan Chase	11,284.71	000000
21190	07/03/2008	PREPAIDL	Pre-Paid Legal Services, Inc	414.40	000000

CHECK TOTAL:				\$129,876.86	

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21191	07/15/2008	ABOUTFAC	Army W. Bailey	800.00	000000
21192	07/15/2008	AIRY	Airy Greetings	779.35	000000
21193	07/15/2008	AMEX	American Express	282.74	000000
21194	07/15/2008	BELLCITY	City Of Bellevue	10,000.00	000000
21195	07/15/2008	BOGDAN	Advantage Building Services	8,610.88	000000
21196	07/15/2008	BOTTLERO	BottleRockIt LLC	700.00	000000
21197	07/15/2008	BUTKUS	Pete Butkus	194.43	000000
21198	07/15/2008	CADMAN	Cadman, Inc.	225.24	000000
21199	07/15/2008	CAPTBOGG	Captain Bogg & Salty	400.00	000000
21200	07/15/2008	CASTURF	Cascade Turf	638.94	000000
21201	07/15/2008	COMCAST2	Comcast	104.12	000000
21202	07/15/2008	COSCO	Cosco	33.76	000000
21203	07/15/2008	COSTCO	Costco Wholesale	1,400.11	000000
21204	07/15/2008	CURRY	Kathy Curry	3,325.06	000000
21205	07/15/2008	DAY	Day Wireless	565.28	000000
21206	07/15/2008	DOI-USGS	Dept Of Interior Geological Survey	1,620.00	000000
21207	07/15/2008	EAGLE	Eagle Press & Supply	3,270.00	000000
21208	07/15/2008	EASTFIRE	Eastside Fire & Rescue	414,040.75	000000
21209	07/15/2008	EDGE	Edge Concrete Construction LLC	4,250.00	000000
21210	07/15/2008	EWINGIRR	Ewing Irrigation	1,773.44	000000
21211	07/15/2008	GOODBYE	Goodbye Graffiti	2,701.84	000000
21212	07/15/2008	HUCK	Kathleen Huckabay	112.26	000000
21213	07/15/2008	IKONNW	Ikon Office Solutions	253.96	000000
21214	07/15/2008	IRONMT	Iron Mountain	175.36	000000
21215	07/15/2008	ISD	Issaquah School District	55,051.50	000000
21216	07/15/2008	ISSAQ1	Issaquah Press, Inc.	1,372.50	000000
21217	07/15/2008	ISSIGNS	Issaquah Signs	1,052.94	000000
21218	07/15/2008	JANKY	Greg Janky	1,500.00	000000
21219	07/15/2008	KEENEY	Keeney's Office Plus	154.26	000000
21220	07/15/2008	KINGFI	King County Finance A/R	13,514.95	000000
21221	07/15/2008	KINGPET	King County Pet Licenses	440.00	000000
21222	07/15/2008	KINGWAT	King County Finance Water & Land Division	5,072.67	000000
21223	07/15/2008	LAKESIDE	Lakeside Industries	101.38	000000
21224	07/15/2008	LINDLEY	Scott Lindley	250.00	000000
21225	07/15/2008	LIVESOUN	Live Sound & Recording Co, LLC	975.60	000000
21226	07/15/2008	LWSD	Lake Washington School Dist	5,526.00	000000
21227	07/15/2008	MAKERS	Makers Architecture & Urban	7,194.00	000000
21228	07/15/2008	MAXIM	Evan Maxim	2,266.40	000000
21229	07/15/2008	MILLERPA	Pam Miller	500.00	000000
21230	07/15/2008	MOBERLY	Lynn Moberly	7,500.00	000000
21231	07/15/2008	MOBILEMA	Mobile Maintenance & Mechanix	973.74	000000
21232	07/15/2008	MORUP	Morup Signs Inc	2,943.00	000000
21233	07/15/2008	NC MACH	NC Machinery Co	11,459.58	000000
21234	07/15/2008	NELSONCO	Walter E. Nelson Company	163.52	000000
21235	07/15/2008	NW MENT	NW Mentoring & Educational Ctr	2,770.82	000000
21236	07/15/2008	NWCASC	Northwest Cascade, Inc.	148.32	000000
21237	07/15/2008	PACE	Pace Engineers, Inc.	195.00	000000
21238	07/15/2008	PACMAIL	Pacific Mailing & Shipping	50.37	000000
21239	07/15/2008	QWEST	QWEST	40.32	000000
21240	07/15/2008	ROTARSAM	Rotary Club of Sammamish	210.00	000000
21241	07/15/2008	RYAN	Ryan, Swanson & Cleveland PLLC	1,950.00	000000
21242	07/15/2008	SAM	Sammamish Plateau Water Sewer	74.92	000000
21243	07/15/2008	SANDERS	Dawn Sanders	25.25	000000
21244	07/15/2008	SB&MAC	Stewart Beall & MacNichols	3,700.00	000000
21245	07/15/2008	SEASHAKE	Seattle Shakespeare Company	1,500.00	000000
21246	07/15/2008	SEATIM	Seattle Times	1,899.26	000000

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21247	07/15/2008	SEQUOYAH	Sequoyah Electric, LLC	252.88	000000
21248	07/15/2008	SERVICE	Service Paper Co	86.15	000000
21249	07/15/2008	SKYLINE	Skyline High School	450.00	000000
21250	07/15/2008	SMARTSTU	Smartstud Systems	14,863.41	000000
21251	07/15/2008	SNYDER	Snyder Roofing of WA LLC	1,603.39	000000
21252	07/15/2008	SONITROL	Sonitrol Pacific	683.16	000000
21253	07/15/2008	SOULPURP	Soul Purpose	1,000.00	000000
21254	07/15/2008	SPRAGUE	SPRAGUE	87.20	000000
21255	07/15/2008	SVR	SVR Design Company	3,600.00	000000
21256	07/15/2008	TOMARK	Tomark, Inc	257.45	000000
21257	07/15/2008	TRAFFIC	Trafficount	2,610.00	000000
21258	07/15/2008	UNITRENT	United Rentals NW, Inc	1,123.05	000000
21259	07/15/2008	USPOST	U.S. Postal Service	15,000.00	000000
21260	07/15/2008	VALENTIN	Priscilla Valentine	550.00	000000
21261	07/15/2008	VERIZON	Verizon Wireless	179.03	000000
21262	07/15/2008	VOYAGER	Voyager	8,332.57	000000
21263	07/15/2008	WAGEN	State of WA Dept of Gen Admin	500.00	000000
21264	07/15/2008	WALIC	Wa State Dept of Licensing	182.72	000000
21265	07/15/2008	WATREAS	Wa State Treasurer	864.00	000000
21266	07/15/2008	WAWORK	Washington Workwear LLC	80.68	000000

CHECK TOTAL: \$639,139.51

City of Sammami
marlène

Accounts Payable
Computer Check Register Totals

Bill #1
Printed: 07/09/08 14:55

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21267	07/09/2008	WALIC	Wa State Dept of Licensing	7,455.25	000000

CHECK TOTAL:				\$7,455.25	

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21268	07/15/2008	ACCURINT	Accurint	30.00	000000
21269	07/15/2008	ALPINE	Alpine Products, Inc.	562.44	000000
21270	07/15/2008	BARKERLA	Barker Landscape Architects PS	21,467.56	000000
21271	07/15/2008	BELSIGN	Bellevue Instant Sign Co	161.18	000000
21272	07/15/2008	BLACK	Anthony Black	488.31	000000
21273	07/15/2008	BRENNAN	J. A. Brennan Assoc.	2,650.71	000000
21274	07/15/2008	CADMAN	Cadman, Inc.	32.69	000000
21275	07/15/2008	CERTIFIE	Certified Backflow Testing, Inc	120.00	000000
21276	07/15/2008	EASTEQ	Eastside Equipment & Marine	2,194.79	000000
21277	07/15/2008	FIRESWA	Fireside of Washington Inc	494.36	000000
21278	07/15/2008	GEREND	Donald Gerend	925.16	000000
21279	07/15/2008	GLOBALEQ	Global Equipment Co Inc	1,033.17	000000
21280	07/15/2008	GRANGE	Grange Supply, Inc.	163.47	000000
21281	07/15/2008	HAWKINS	Colleen Rupke	26.26	000000
21282	07/15/2008	HOMEDE	Home Depot	526.30	000000
21283	07/15/2008	ISSAUTO	Issaquah Auto Tech, Inc	1,370.58	000000
21284	07/15/2008	KCRADIO	King Cty Radio Comm Svcs	196.33	000000
21285	07/15/2008	LIVESOUN	Live Sound & Recording Co, LLC	975.60	000000
21286	07/15/2008	MOBILEMA	Mobile Maintenance & Mechanix	1,713.49	000000
21287	07/15/2008	NAPA	Napa Auto Parts Inc.	1,087.15	000000
21288	07/15/2008	NWLSVC	NW Landscape Service	15,355.92	000000
21289	07/15/2008	PACSOIL	Pacific Topsoils, Inc	639.40	000000
21290	07/15/2008	PHOINIX	Phoinix Equipment LLC	1,308.00	000000
21291	07/15/2008	PSE	Puget Sound Energy	14,798.59	000000
21292	07/15/2008	SAM	Sammamish Plateau Water Sewer	685.66	000000
21293	07/15/2008	SEASHAKE	Seattle Shakespeare Company	1,500.00	000000
21294	07/15/2008	SECURITY	Security Contractor Services	604.96	000000
21295	07/15/2008	SHANNON	Shannon-Thorpe Corp	185.30	000000
21296	07/15/2008	SHEDD	Allen Brackett Shedd	600.00	000000
21297	07/15/2008	SITE	Site Workshop	4,080.00	000000
21298	07/15/2008	TOWNSEND	Townsend Pest Services	96.92	000000
21299	07/15/2008	UNITRENT	United Rentals NW, Inc	5,102.63	000000
21300	07/15/2008	VANDEMAR	Van De Mark Landscape Architect, Inc. PS	1,058.75	000000
21301	07/15/2008	WADRS	Wa State Dept of Retirement Sy	3,424.41	000000
21302	07/15/2008	WATERSH	The Watershed Company	578.36	000000
21303	07/15/2008	WELCOME	Welcome Communications	1,401.68	000000

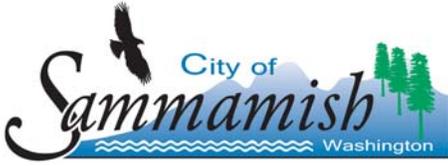
CHECK TOTAL: \$87,640.13

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21304	07/15/2008	ACE	Ace Hardware, LLC	1,432.60	000000
21305	07/15/2008	BRAUNS	Jeff Brauns	87.72	000000
21306	07/15/2008	LIVESOUN	Live Sound & Recording Co, LLC	975.60	000000
21307	07/15/2008	MAILPO	Mail Post	1,792.59	000000
21308	07/15/2008	NEXTEL	Nextel Communications	4,663.46	000000

CHECK TOTAL:				\$8,951.97	

<u>Check</u>	<u>Date</u>	<u>Vendor No</u>	<u>Vendor Name</u>	<u>Amount</u>	<u>Voucher</u>
21309	07/15/2008	AWC	Association of Wa Cities	50.00	000000
21310	07/15/2008	BRONZ	Bronz Tanning	500.00	000000
21311	07/15/2008	CHABRE	Wayne Chabre	1,500.00	000000
21312	07/15/2008	CLOWNS	Clowns Unlimited Inc	242.64	000000
21313	07/15/2008	CRAN	GORDON CRANDALL	1,179.19	000000
21314	07/15/2008	FIREHOUS	The Firehouse	210.65	000000
21315	07/15/2008	HOLLYWOO	Hollywood Lights Inc	8,347.98	000000
21316	07/15/2008	INSTANT	Instant Imprints	1,035.36	000000
21317	07/15/2008	ISSAQ1	Issaquah Press, Inc.	368.50	000000
21318	07/15/2008	ISSIGNS	Issaquah Signs	2,840.00	000000
21319	07/15/2008	NESAM	NE Sammamish Sewer & Water	106.56	000000
21320	07/15/2008	NWCASC	Northwest Cascade, Inc.	1,458.72	000000
21321	07/15/2008	PSF	PSF Mechanical Inc	1,291.65	000000
21322	07/15/2008	QWEST	QWEST	39.77	000000
21323	07/15/2008	SOUNDPUB	Sound Publishing, Inc	1,287.25	000000
21324	07/15/2008	STOECKL	Jane C. Stoecklin	100.00	000000
21325	07/15/2008	VOYAGER	Voyager	8,332.57	000000
21326	07/15/2008	WAPAT	Wa State Patrol	310.00	000000

CHECK TOTAL: \$29,200.84



CITY COUNCIL AGENDA BILL

Subject:

Windsor Fields Div II (aka McClure) Final Plat approval

Meeting Date: July 15, 2008

Date Submitted: July 9, 2008

Originating Department: Community Development

Clearances:**Action Required:**

Motion to approve resolution granting the final plat of the McClure/Windsor Fields Div II subdivision

City Manager

Police

Public Works

Fire

Building/Planning

Attorney

Exhibits:

1. Map of Final Plat (Site Map and Vicinity Map)
2. Hearing Examiner Decision on the Preliminary Plat with Plat Conditions
3. Matrix showing Plat Conditions and the responses
4. Resolution

Budgeted Amount: \$0.00

Summary Statement:

The resolution is to approve the Final Plat of McClure/Windsor Fields Div II, a 15 lot subdivision.

Background: The original McClure Plat application was for 15 lots. The preliminary plat PLN2005-00058 was originally approved by the Hearing Examiner on November 6, 2006 (Exhibit 2). The required improvements have been installed or bonded for as of this date (Exhibit 3).

Performance Bond:

The applicant has posted a bond for the installation of the remaining site improvements in the amount of \$189,640.40.

Recreational Improvements and Landscaping Bond:

The applicant has posted a bond for installation of recreational and site landscaping improvements in the amount of \$64,171.88 included in performance bond.

Transportation Mitigation Fees:

The applicant has paid the applicable traffic mitigation and administrative fee \$209,563.44, for expected traffic impacts to the citywide transportation system.

School Mitigation Fees paid to the City of Sammamish:

The applicant has paid fifty percent of the applicable Issaquah School impact fees, together with the current administration fee, in the amount of \$43,064.050. The balance of the school impact fees shall be paid at the time of building permit issuance.

The applicant has demonstrated to the City of Sammamish that all of the preliminary plat approval conditions have either been met, or have been bonded for and will be met in a timely manner.

Financial Impact: \$00.00

Recommended Motion:

Approve 15-lot McClure/Windsor Fields Div II subdivision, and authorize the Mayor to sign the mylar for the final plat of McClure/Windsor Fields Div II.

WINDSOR FIELDS DIVISION II

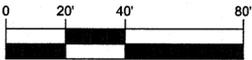
POR SE 1/4 OF NW 1/4, SEC 2, TWP 24 N, RGE 6 E, W.M.
CITY OF SAMMAMISH, KING COUNTY, WASHINGTON

PLAT OF BEVERDAM DIV. 1
VOL. 178 PG. 59-69

20' HEREBY DEDICATED TO THE CITY OF SAMMAMISH
30' ACCESS ESMT. REC. NO. 8601286928 AND REC. NO. 5053886



SCALE: 1" = 40'

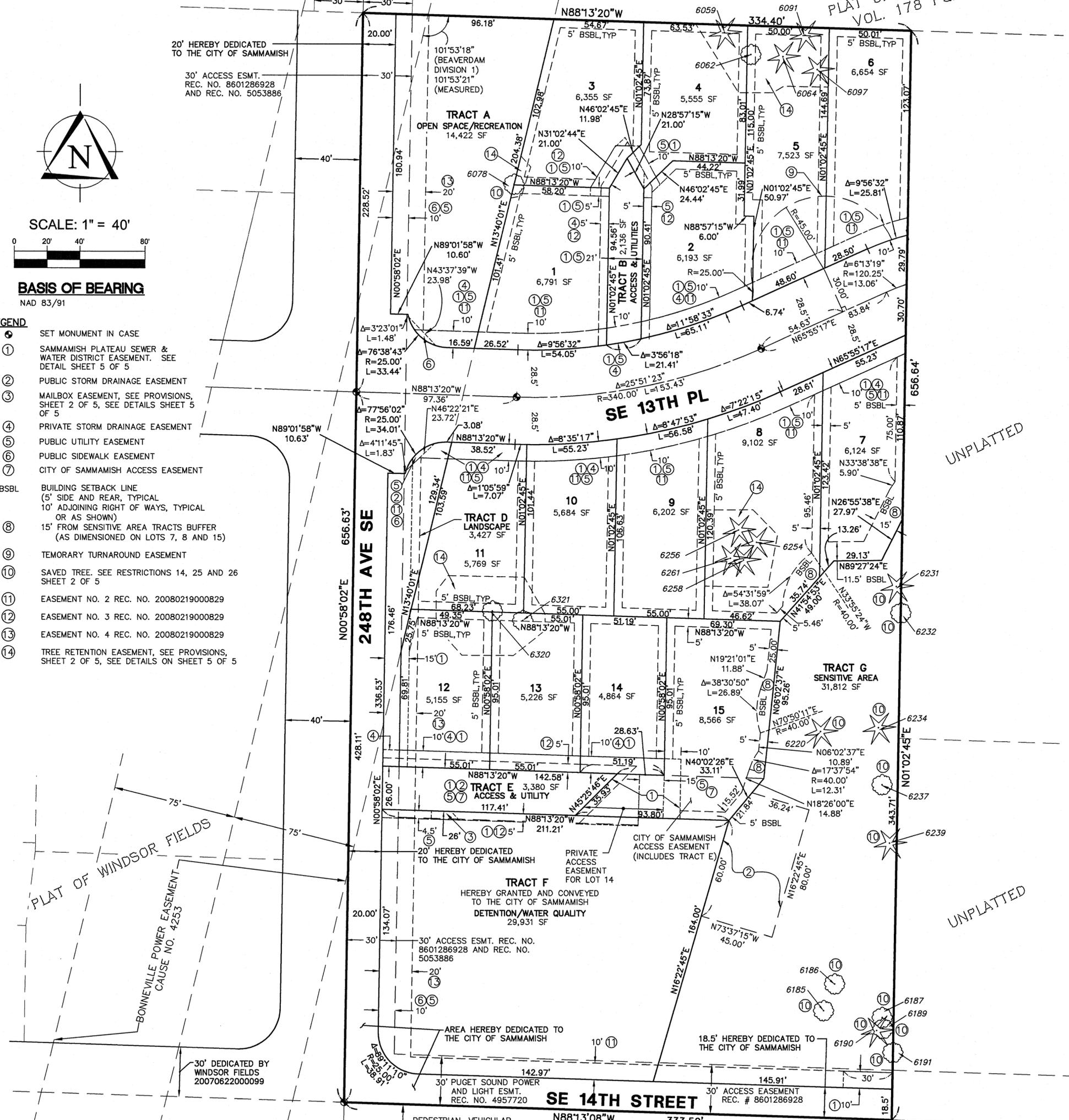


BASIS OF BEARING

NAD 83/91

LEGEND

- ① SET MONUMENT IN CASE
- ① SAMMAMISH PLATEAU SEWER & WATER DISTRICT EASEMENT. SEE DETAIL SHEET 5 OF 5
- ② PUBLIC STORM DRAINAGE EASEMENT
- ③ MAILBOX EASEMENT. SEE PROVISIONS, SHEET 2 OF 5, SEE DETAILS SHEET 5 OF 5
- ④ PRIVATE STORM DRAINAGE EASEMENT
- ⑤ PUBLIC UTILITY EASEMENT
- ⑥ PUBLIC SIDEWALK EASEMENT
- ⑦ CITY OF SAMMAMISH ACCESS EASEMENT
- BSBL BUILDING SETBACK LINE (5' SIDE AND REAR, TYPICAL 10' ADJOINING RIGHT OF WAYS, TYPICAL OR AS SHOWN)
- ⑧ 15' FROM SENSITIVE AREA TRACTS BUFFER (AS DIMENSIONED ON LOTS 7, 8 AND 15)
- ⑨ TEMPORARY TURNAROUND EASEMENT
- ⑩ SAVED TREE. SEE RESTRICTIONS 14, 25 AND 26 SHEET 2 OF 5
- ⑪ EASEMENT NO. 2 REC. NO. 20080219000829
- ⑫ EASEMENT NO. 3 REC. NO. 20080219000829
- ⑬ EASEMENT NO. 4 REC. NO. 20080219000829
- ⑭ TREE RETENTION EASEMENT. SEE PROVISIONS, SHEET 2 OF 5, SEE DETAILS ON SHEET 5 OF 5



UNPLATTED

UNPLATTED

UNPLATTED

UNPLATTED

FOR ADDITIONAL MONUMENTATION INFORMATION SEE GENERAL NOTE #3 ON SHEET 3 OF 5.
CITY OF SAMMAMISH FILE NO. PLN 2005-00058

FOR BOUNDARY CONTROL
SEE SHEET 3 OF 5

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JOB NO 05-181
SHEET 4 OF 5



**CITY OF SAMMAMISH
HEARING EXAMINER**

**In the Matter of the Application of)
Cam West Development Company)
For Approval of the McClure)
Preliminary Plat.)**

**File No. PLN2005-00058
FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND DECISION**

The McClure Preliminary Plat is approved, subject to conditions.

INTRODUCTION

The application of Cam West for approval of the McClure Preliminary Plat came on for hearing before Gordon F. Crandall, Hearing Examiner, on October 16, 2006 at 7:00 PM. The hearing was held at City Hall, pursuant to public notice. Robert Garwood, Senior Planner presented the City's staff report. Applicant was represented by Sara Slatten of Cam West.

Testifying under oath were:

Rob Garwood	Senior Planner, City of Sammamish
Sara Slatten	Cam West

The following exhibits were offered and admitted:

- Exhibit 1 Staff Report with attachments (A) Base Land Use Application, (B) 7/13/06 Site Plan by Triad Assoc., (C) 8/11/06 SEPA MDNS and Notice of Adoption (D) 7/24/06 Fire Department approval, (E) 9/14/06 Public Works approval memorandum, (F) 9/26/05 Concurrency Approval Letter, (G) Kathy Curry e-mails 11/17/05,12/9/05,3/6/06,7/17/06, (H) 2/10/06 Talasea letter, (I) 8/12/06 Talasea Sensitive Area Report and Mitigation Plan, (J) 5/2/06 Issaquah School District Review Form
- Exhibit 2. Proposal for Modification, Conditions 14, 15 and 19
- Exhibit 3. 8/12/05 Reduced Site Plan Set
- Exhibit 4. 10/16/06 Affidavit of Posting, 9/28/06 Legal Publication of Recommendation and Public Hearing, 9/27/06 Affidavit of Mailing for Notice of Recommendation and Public Hearing

The hearing adjourned at about 7:30 PM.

From the foregoing, the Examiner makes the following:

FINDINGS OF FACT

1. Cam West Development, Inc. (Applicant) proposes to subdivide a 5.03 acre site at 24810 SE 14th Street into fifteen (15) single-family residential lots. The parcel is rectangular in shape and abuts 248th Avenue SE and SE 14th Street. Access to most of the site will be via a public street from 248th Avenue SE to a cul-de-sac. Four of the lots will be served from a private access road from 248th Avenue SE. A site plan is attached as Attachment A.
2. Applicant is negotiating to acquire and develop the property to the east. If this is accomplished, the cul-de-sac would be extended to serve this site as well. The cul-de-sac will be designed as temporary until the final decision is made.
3. Half street improvement shall be made on 248th Avenue SE and SE 14th Street, which will be dedicated to the City as part of the plat.
4. The site is designated for urban residential uses in the comprehensive plan, four dwelling units to the acre. The site is zoned R-4, which permits as many as sixteen single family lots.
5. The Moravan site is being developed for single-family use to the west. Windsor Greens lies to the north. Single-family homes on large lots are found to the east and south of the site.
6. Stormwater treatment will be designed to remove eighty percent (80%) of all new phosphorus loading on an annual basis. A detention pond will be located in the southwest corner of the site.
7. There is a class three wetland on the site. A proposed wetland mitigation plan has been approved by the City's Wetland Biologist.
8. The site contains 173 significant trees. Applicant will preserve 41 or 25% of these trees.
9. A mitigated determination of non-significance (MDNS) was issued for the project on August 11, 2006. The mitigation conditions require that (1) an existing temporary bulb and cul-de-sac located at the south end of SE Windsor Boulevard be eliminated and improved to provide pedestrian access from the Windsor Greens subdivision to the McClure and Moravan subdivisions, in accordance with a design approved by the Public Works Department; and (2) that a wetland mitigation plan be submitted and approved prior to any construction permits being issued. .

10. Water and sewer availability certificates were granted to Applicant by the Sammamish Plateau Water and Sewer District on August 10, 2005.
11. School age children will be able to walk safely to the nearest school bus stops at the corners of SE 24th Street and 248th Avenue SE, and 242nd Avenue SE and SE 14th Street.
12. The proposed plat will provide 11,496 square feet of open space and recreational space, which is well above the minimum requirement of 5,850 square feet.
13. Impact fees for roads and schools will be paid. Applicants total concurrency fee is \$106, 917.72.
14. Any conclusion of law deemed to be a finding of fact is adopted as such.

From these finding of fact, the Examiner makes the following;

CONCLUSIONS OF LAW

1. The Hearing Examiner is authorized by the Sammamish Municipal Code (SMC) to hear and decide an application for a preliminary plat, subject to appeal to Superior Court. SMC Ch 20.24; Section 20.20.020.
2. RCW 58.17.110 identifies the factors to be considered in evaluating an application for a preliminary plat.

The proposed subdivision and dedication shall not be approved unless the city, town or legislative body makes written findings that:

- a. Appropriate provisions are made for the public health, safety, and general welfare and for such open spaces, drainage ways, streets or roads, alleys, other public ways, transit stops, potable water supplies, sanitary waste, parks and recreation, playgrounds, schools and school grounds, and all other relevant factors, including sidewalks and other planning features that assure safe walking conditions for students who only walk to and from school; and*
- b. The public use and interest will be served by platting of such subdivision and dedication. If it finds that the proposed subdivision and dedication makes such appropriate provisions and that the public use and interest will be served then the legislative body shall approve the proposed subdivision and dedication.*

3. SMC Chapter 19.20 provides general principles of acceptability for proposed subdivisions. These principles include (paraphrased):

The proposed plat and its ultimate use must be in the best interest of the public interest and the neighborhood development of the area. 19.20.040

Frontage on high volume traffic ways shall be provided with parallel service streets or other appropriate medium of access. 19.20.050

The streets of a subdivision must be connected by surfaced roads to an existing dedicated street. 19.20.090

Right of way needed for the City'

4. The staff report analyzes the foregoing decision criteria and recommends approval of the application, subject to conditions. The Examiner concurs. The application complies with the subdivision statute, the general conditions of acceptability and the development code. The plat provides for open space, recreation areas, roads and sidewalks, all necessary utilities and proper disposition of stormwater. The existing bulb to the north of the project. will be eliminated and pedestrian access will be provided. The public use and interest will be served by providing 15 new home sites in Sammamish.
5. Any finding of fact deemed to be a conclusion of law is adopted as such.

DECISION

The McClure-Preliminary Plat is approved, subject to the conditions in Attachment B.

DONE this 6th day of November, 2006



Gordon. F. Crandall
Hearing Examiner

Attachment A	Site Plan
Attachment B	Conditions of Approval

The Applicant shall comply with the following condition/s:

General Conditions:

1. All construction and upgrading of public and private roads shall be done in accordance with the City of Sammamish Interim Public Works Standards (PWS). Compliance may result in reducing the number and/or location of lots as shown on the preliminary approved plat.
2. All temporary erosion and sediment control (TESC) plans shall be in accordance to the King County Surface Water Design Manual (KCSWDM 1998) Appendix D for all erosion and sediment control standards. TESC plans should show, as a minimum, clearing limits, cover measures, perimeter protection (silt fence), traffic area stabilization, sediment retention, surface water control, and dust control. Please note that the City prefers the use of catch basins inserts for storm water inlet protection.
3. Current City of Sammamish Standard Plan Notes and Erosion and Sediment Control (ESC) Notes shall be shown on the Engineering Plans submitted for approval.
4. Drainage plans, Technical Information Reports, and analysis shall comply with the 1998 King County Surface Water Design Manual, the City of Sammamish Stormwater Management Comprehensive Plan, and the Beaver Lake Management Plan.
5. All new street construction for the plat shall include illumination per Article 5 of the City of Sammamish Interim Public Works Standards.
6. Per SMC 19.40.040, preliminary plat approval shall be null and void if any condition is not satisfied and the final plat is not recorded within the approval period of sixty (60) months; provided Applicant may file for an extension as permitted by code;
7. All construction and site development activities related to the plat are prohibited until the preliminary decision becomes effective, and all applicable permits are received;
8. Approval of a preliminary plat does not imply or guarantee approval of any building permit/s, engineering plans, and/or clearing and grading permits, but not limited thereto. All permit requests will be reviewed for compliance with applicable codes, ordinances, laws, rules, and regulations;

9. The land use development standards, as set forth in SMC Chapter 21A, Development Code, shall be included on building permit application site plans, as lot widths and setbacks are vested at the time of preliminary plat application;
10. The plat configuration shall be developed in substantial conformance with the Site Plan by Triad Associates, received July 13, 2006 subject to applicable conditions of approval specified by the Hearings Examiner;
11. All new utility installation serving the subdivision within plat or along frontage shall be underground.
12. All utilities within proposed rights of way must be included within a franchise agreement approved by the City Council prior to Final Plat recording.
13. Street trees shall be provided per City of Sammamish Interim PWS.15.520

At the time of submittal of construction permits:

14. The existing temporary bulb cul-de-sac located at the south end of SE Windsor Blvd shall be eliminated and improved to provide pedestrian access from the Windsor Greens Subdivision to the proposed McClure/Moravan Subdivisions on 248th Ave SE. The Applicant shall provide for sidewalk and curb on both the east and the west side of the temporary cul-de-sac area to match the existing street improvements to the north. On the east side of the bulb, part of the existing cul-de-sac shall be maintained to allow for a circular driveway that will provide parking and access to the Hazel Wolf Wetlands Preserve. Design shall be approved by the PW Department prior to final Clear and Grade permit issuance. No additional impervious surface is expected to result from the cul-de-sac modification. Therefore, no additional storm detention requirements shall be required for the future cul-de-sac conversion. [SEPA Condition # 1].
15. Half street frontage improvements and 30-foot of dedication per PWS.15.110 are required along 248th Ave SE. Design shall include a 10-ft wide center median, 10-ft wide driving lane, and 5-ft wide bike land. Planter strip area shall be 4.5-ft (with 6-in curb) and the sidewalk shall be 5-ft in width. Design shall be approved by Public Works during Final Engineering.
16. Half street frontage improvements and dedication per PWS.15.110 and consistent with PWS Table 1 and Figure 01-05 for a Local Road are required along SE 14th Street. An additional 2-ft of asphalt paving is required on the south side of the future road center line to obtain 20-ft of asphalt paving for two-way traffic.
17. All internal roads should be improved as a local public road meeting all requirements of Interim PWS Table 1 and Figure 01-05.
18. Tracts B and E shall be designed to meet private road standards consistent with PWS.15.090.

19. Cul-de-sac should be designed per Interim PWS.15.120, Figure 01-06, and Figure 02-33. Temporary cul-de-sac for future right-of-way extension will be considered during Final Engineering.
20. Detention facilities for the project shall be provided using the Level 3 Flow Control Menu as specified by the 1998 King County Surface Water Design Manual.
21. Water quality treatment facilities for the project shall satisfy the requirements of the Beaver Lake Management Plan and the 1998 King County Surface Water Design Manual.
22. As specified in section 5.1 of the KCSWDM manual, stormwater from roof drains shall be infiltrated, dispersed, or connected to the storm system with a perforated stub-out connection. The feasibility of the selected option shall be evaluated during final engineering. The resulting requirement shall be included on the final plat map to ensure compliance. No reduction in flow control facility is given for perforated stub-outs.
23. Prior to final plat submittal, base course material (ATB or equivalent) shall be provided on Lot 15 for maintenance access to the pond control structure and dispersion trench.
24. Prior to final plat approval, all public and private stormwater facilities shall be constructed and in full operation. These facilities shall include the stormwater conveyance system, detention, water quality, and any required monitoring facilities. The conveyance system shall include all drainage structures, piping, ditching, curb, gutter, and road paving with the exception of the final lift of asphalt.
25. Any Surface Water Management Facilities required for this subdivision shall be contained within a separate tract of land and shall be dedicated to the City of Sammamish for maintenance and operation. The size of the proposed drainage tracts may have to increase to accommodate the required detention storage volumes and water quality facilities.
26. Public Works and Community Development approval of the applicant's final engineering (issued in the form of a clearing and grading permit) is required prior to initiation of any onsite construction.
27. A Wetland mitigation plan shall be submitted and approved prior to any construction permits being issued for the subdivision (SEPA condition #2)

Prior to recording:

28. The applicant or subsequent owner(s) shall comply with City of Sammamish Ordinance Nos. 2004-139 and 2004-140, which contains provisions for payment of Road Impact Fees. At the time of Engineering Plan construction permit submittal, a deposit amount shall be equal to fifty percent (50%) of the rates in effect at that time for Impact Fees and SEPA Mitigation Payments, less a credit for any previous deposits paid. At the time of Engineering Plan Approval, a deposit amount shall be equal to seventy five percent (75%) of the rates in effect at that time for Impact Fees and SEPA Mitigation Payments, less a credit for any previous deposits paid. At the time a Final Plat, Site Development Permit, Conditional Use Permit, or Certificate of Occupancy is approved, the applicant shall make a payment equal to one hundred percent (100%) of the rates in effect at that time for Road Impact Fees and SEPA Mitigation Payments, less a credit for any previous deposits paid.
29. The applicant shall obtain the approval of the Fire Marshall certifying adequacy of the fire hydrant(s), water main(s), and fire flow to meet current codes prior to final plat approval.
30. Per SMC 21A.105, fifty percent of the school impact fees for lots 1-14 (the site has one existing residence), plus an administrative fee shall be paid prior to final plat recording

Conditions to appear on the face of the final plat:

31. The following note shall be shown on the final recorded plat: "All building downspouts, footing drains, and drains from all impervious surfaces such as patios and driveways shall be connected to the permanent storm drain outlet as shown on the approved Construction Drawing on file with the City of Sammamish." This plan shall be submitted with the application for any building permit. All connections of the drains shall be constructed and approved prior to final building inspection approval. For those lots that are designated for individual lot infiltration systems, the systems shall be designed and constructed as part of the building permit process and shall comply with the approved Construction Drawings on file with the City of Sammamish.
32. A Homeowners Association shall be created to be responsible for maintenance of all common areas. The covenants and restrictions of said homeowners association shall be filed for record at King County.

33. Maintenance of landscape strips separating the sidewalk from the roadway, planter islands, and/or planted medians shall be the responsibility of the Homeowners Association. If the maintenance responsibilities are not addressed in the Homeowners Association covenants and restrictions, then the abutting property owner shall be responsible for the maintenance. Under no circumstances shall the City bear any maintenance responsibilities for landscaping strips, planter islands, or planted medians.
34. The applicant or subsequent owner(s) shall comply with City of Sammamish Ordinance Nos. 2004-139 and 2004-140, which contains provisions for payment of Road Impact Fees. At the time of Engineering Plan construction permit submittal, a deposit amount shall be equal to fifty percent (50%) of the rates in effect at that time for Impact Fees and SEPA Mitigation Payments, less a credit for any previous deposits paid. At the time of Engineering Plan Approval, a deposit amount shall be equal to seventy five percent (75%) of the rates in effect at that time for Impact Fees and SEPA Mitigation Payments, less a credit for any previous deposits paid. At the time a Final Plat, Site Development Permit, Conditional Use Permit, or Certificate of Occupancy is approved, the applicant shall make a payment equal to one hundred percent (100%) of the rates in effect at that time for Road Impact Fees and SEPA Mitigation Payments, less a credit for any previous deposits paid.
35. The applicant shall obtain the approval of the Fire Marshal certifying adequacy of the fire hydrant(s), water main(s), and fire flow to meet current codes prior to final plat approval.
36. The following note shall be shown on the face of the final recorded plat, "For all lots containing or adjacent to infiltration or dispersion trenches, lots shall be graded such that top of trench is below bottom of foundation."
37. The following note shall be shown on the final recorded plat, "Metal products such as galvanized steel, copper, or zinc shall not be used in all building roofs, flashing, gutters, or downspouts unless they are treated to prevent metal leaching and sealed such that contact with storm water is prevented.
38. No lot or portion of a lot shall be subdivided and sold, or resold, or its ownership changed or transferred in violation of applicable city, county, state, or federal standards, rules, regulations or laws;
39. Maintenance and upkeep of the recreation space contained within Tract A shall be the responsibility of the Home Owners Association;

40. Trees identified on the tree retention plan of the preliminary plat have been retained pursuant to the provisions of SMC 21A.35.210. All trees shall be clearly tagged with numbers corresponding to the tree retention plan on file with the city. Removal of these trees is prohibited unless the tree is removed to prevent imminent danger or hazard to persons or property, subject to a clearing and grading permit approved by the City of Sammamish. Trees removed subject to this provision shall be replaced in compliance with SMC 21A.35.240."
41. All MPS fees required by City of Sammamish pursuant to SMC Title 14 have been paid.
42. Per SMC 21A.105, fifty percent of the school impact fees were paid at final plat. Fifty percent of the school impact fees, plus an administrative fee shall be paid prior to building permit issuance.
43. Per City of Sammamish Ordinance No. 02002-112, a surface water system development charge shall be paid at the time of building permit issuance, for each new residential dwelling unit.
44. Maintenance of landscape strips separating the sidewalk from the roadway, planter islands, and/or planted medians shall be the responsibility of the Homeowners Association. If the maintenance responsibilities are not addressed in the Homeowners Association covenants and restrictions, then the abutting property owner shall be responsible for the maintenance. Under no circumstances shall the City bear any maintenance responsibilities for landscaping strips, planter islands, or planted medians.

RECONSIDERATION

Any final action by the Hearing Examiner may be reconsidered by the Examiner if:

1. The action was based in whole or in part on erroneous facts or information;
2. The action when taken failed to comply with existing laws or regulations applicable thereto;
3. An error of procedure occurred which prevented consideration of the interest of persons directly affected by the action.

The Examiner shall reconsider a final decision pursuant to the rules of the Hearing Examiner.

NOTICE OF RIGHT OF APPEAL

This is a type 3 land use decision pursuant to SMC 20.05.020. any person with standing to do so, may appeal the decision of the Hearing Examiner by filing a Land Use Petition in the King County Superior Court. Such a petition will be timely if filed with the Court Clerk and served on all parties within twenty-one days of the issuance of the decision. See: RCW 36.70C

Exhibit 3

	McClure Property	
	Preliminary Plat Conditions	
	Compliance Matrix for Final Plat Application	
	June 26, 2008	
	Condition	Compliance
1	All construction and upgrading of public and private roads shall be done in accordance with the city of Sammamish Interim Public Works Standards (PWS). Compliance may result in reducing the number and/or location of lots as shown on the preliminary approved plat.	Construction drawings were approved under BLD2006-01101 by the City of Sammamish on June 28, 2007. The plat infrastructure improvements been constructed or are bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008
2	All temporary erosion and sediment control (TESCP) plans shall be in accordance to the King County Surface Water Design Manual (KCSWDM 1998) Appendix D for all erosion and sediment control standards. TESCP plans should show, as a minimum, clearing limits, cover measures, perimeter protection (silt fence), traffic area stabilization, sediment retention, surface water control, and dust control. Please note that the city prefers the use of catch basins inserts for stormwater inlet protection.	Temporary erosion and sediment control plans were approved under BLD2006-01101 by the City of Sammamish on June 28, 2007. Temporary erosion and sediment control measures were installed on site.
3	Current city of Sammamish standard plan notes and erosion and sediment control (esc) notes shall be shown on the engineering plans submitted for approval.	Construction drawings were approved under BLD2006-01101 by the City of Sammamish on June 28, 2007.
4	Drainage plans, technical information reports, and analysis shall comply with the 1998 King County Surface Water Design Manual, the city of Sammamish Stormwater Management Comprehensive Plan, and the Beaver Lake Management plan.	Drainage plans and the Technical Information Report (TIR) were prepared in accordance with the 1998 King County Surface Water Design Manual, the city of Sammamish Stormwater Management Comprehensive Plan, and the Beaver Lake Management plan. The drainage plans and TIR were approved under BLD2006-01101 by the City of Sammamish on June 28, 2007
5	All new street construction for the plat shall include illumination per Article 5 of the city of Sammamish Interim Public Works Standards.	Construction drawings approved under BLD2006-01101 by the City of Sammamish on June 28, 2007 show illumination.

Exhibit 3

6	Per SMC 19.40.040, preliminary plat approval shall be null and void if any condition is not satisfied and the final plat is not recorded within the approval period of sixty (60) months; provided applicant may file for any extension as permitted by code.	Preliminary Plat approval was given on November 6, 2006. The applicant has until November 6, 2011 to record the plat. The plat conditions have been met.
7	All construction and site development activities related to the plat are prohibited until the preliminary decision becomes effective, and all applicable permits are received.	Preliminary Plat approval was given on November 6, 2006. Construction drawings were approved under BLD2006-01101 on June 28, 2007
8	8. Approval of a preliminary plat does not imply or guarantee approval of any building permit/s, engineering plans, and/or clearing and grading permits, but not limited thereto. All permit requests will be reviewed for compliance with applicable codes, ordinances, laws, rules, and regulations.	Preliminary Plat approval was given on November 6, 2006. Construction drawings were approved under BLD2006-01101 on June 28, 2007
9	The land use development standards, as set forth in SMC Chapter 21a, development code, shall be included on building permit application site plans, as lot widths and setbacks are vested at the time of preliminary plat application.	Until the plat is recorded no additional building permits may be submitted, except the one allowed for the existing undivided parcel which was issued under BLD2008-00462 on June 2, 2008.
10	The plat configuration shall be developed in substantial conformance with the site plan by Triad Associates, received July 13, 2006 subject to applicable conditions of approval specified by the Hearing Examiner.	The plat configuration is in substantial conformance with the site plan approved by the Hearing Examiner on November 6, 2006.
11	All new utility installation serving the subdivision within plat or along frontage shall be underground.	All new utility installation serving the subdivision within the plat or along its frontage have been installed underground.
12	All utilities within proposed rights of way must be included within a franchise agreement approved by the city council prior to final plat recording.	All new utility installation serving the subdivision within the plat or along its frontage have a franchise agreement with the City.
13	Street trees shall be provided per city of Sammamish Interim PWS 15.520.	Street trees are shown on the Construction plans approved under BLD2006-01101 by the City of Sammamish on June 28, 2007. Street trees have not been installed. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.

Exhibit 3

<p>14</p>	<p>The existing temporary bulb cul-de-sac located at the south end of SE Windsor Blvd shall be eliminated and improved to provide pedestrian access from the Windsor Greens subdivision to the proposed McClure/Moravan subdivisions on 248th Ave SE. The applicant shall provide for sidewalk and curb on both the east and the west side of the temporary cul-de-sac area to match the existing street improvements to the north. On the east side of the bulb, part of the existing cul-de-sac shall be maintained to allow for a circular driveway that will provide parking and access to the hazel wolf wetlands preserve. Design shall be approved by the pw department prior to final clear and grade permit issuance. No additional impervious surface is expected to result from the cul-de-sac modification. Therefore, no additional storm detention requirements shall be required for the future cul-de-sac conversion. [SEPA Condition #1].</p>	<p>The Road and Storm Drainage Plans approved under BLD2006-01101 by the City of Sammamish on June 28, 2007 and have been installed and the unfinished final lift of asphalt bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.</p>
<p>15</p>	<p>Half street frontage improvements and dedication per PWS15.110 and consistent with PWS table 1 and figure 01-05 for a local road are required along 248th Avenue SE. Design shall include a 10-ft. wide center median, 10-ft. wide driving lane and 5-ft wide bike lane. Planter strip area shall be 4.5-ft (with 6 inch curb) and the sidewalk shall be 5-ft in width. Design shall be approved by Public Works during final engineering.</p>	<p>The improvements were approved under BLD2006-01101 on June 28, 2007 and have been installed and the unfinished final lift of asphalt bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.</p>
<p>16</p>	<p>Half street frontage improvements and dedication per PWS15.110 and consistent with PWS table 1 and figure 01-05 for a local road are required along SE 14th Street. An additional 2-ft of asphalt paving is required on the south side of the future road center line to obtain 20-ft of asphalt paving for two-way traffic.</p>	<p>The improvements were approved under BLD2006-01101 on June 28, 2007 and have been installed and the unfinished final lift of asphalt bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.</p>
<p>17</p>	<p>All internal roads should be improved as a local public road meeting all requirements of interim PWS Table 1 and Figure 01-05.</p>	<p>The improvements were approved under BLD2006-01101 on June 28, 2007 and have been installed and the unfinished final lift of asphalt bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.</p>

Exhibit 3

18	Tracts B and E shall be designed to meet private road standards consistent with PWS 15.090.	The improvements were approved under BLD2006-01101 on June 28, 2007 and have been installed and the unfinished final lift of asphalt bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.
19	Cul-de-sac should be designed per interim PWS 15.120, figure 01-06, and figure 02-33. Temporary cul-de-sac for future right-of-way extension will be considered during final engineering.	The improvements were approved under BLD2006-01101 on June 28, 2007 and have been installed and the unfinished final lift of asphalt bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.
20	Detention facilities for the project shall be provided using the level 3 flow control menu as specified by the 1998 King County Surface Water Design Manual.	The detention facility for the project was designed to provide Level 3 flow control as specified by the 1998 King County Surface Water Design Manual under BLD2006-01101 issued on June 28, 2007.
21	Water quality treatment facilities for the project shall satisfy the requirements of the Beaver Lake management plan and the 1998 King County Surface Water Design Manual.	Water quality treatment facilities meet the requirements of the Beaver Lake management plan and the 1998 King County Surface Water Design Manual. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008
22	As specified in section 5.1 of the KCSWDM manual, stormwater from roof drains shall be infiltrated, dispersed, or connected to the storm system with a perforated sub-out connection. The feasibility of the selected option shall be evaluated during final engineering. The resulting requirement shall be included on the final plat map to ensure compliance. No reduction in flow control facility is given for perforated stub-outs.	Stormwater from roof drains was connected to the storm system with a perforated stub-out connection. Please refer to Sheet 5 of the Road and Storm Drainage Plans approved by the City of Sammamish on June 28, 2007 under BLD2006-01101. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008
23	Prior to final plat submittal, base course material (ATB or equivalent) shall be provided on lot 15 for maintenance access to the pond control structure and dispersion trench.	Please refer to Sheet 5 of the Road and Storm Drainage Plans approved by the City of Sammamish on June 28, 2007. Base course material was provided on lot 15 prior to final plat approval. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008

Exhibit 3

<p>24</p>	<p>Prior to final plat approval, all public and private stormwater facilities shall be constructed and in full operation. These facilities shall include the stormwater conveyance system, detention, water quality, and any required monitoring facilities. The conveyance system shall include all drainage structures, piping, ditching, curb, gutter, and road paving with the exception of the final lift of asphalt.</p>	<p>The facilities are in operation and their maintenance bonded for. A maintenance bond for \$189,640.40 was submitted to the City on July 8, 2008.</p>
<p>25</p>	<p>Any surface water management facilities required for this subdivision shall be contained within a separate tract of land and shall be dedicated to the city of Sammamish for maintenance and operation. The size of the proposed drainage tracts may have to increase to accommodate the required detention storage volumes and water quality facilities.</p>	<p>Tract F (Detention/Water Quality) is depicted on Sheet 4 of the final plat and is to be conveyed to the City on recording of the final plat.</p>
<p>26</p>	<p>Public Works and Community Development approval of the applicant's final engineering (issued in the form of a clearing and grading permit) is required prior to initiation of any onsite construction.</p>	<p>A clearing and grading permit was issued by the City. The Clear and Grade permit number is BLD 2006-01101.</p>
<p>27</p>	<p>A wetland mitigation plan shall be submitted and approved prior to any construction permits being issued for the subdivision. [SEPA condition #2].</p>	<p>The final wetland mitigation plan prepared by Talasaea Consultants, Inc. was approved by Kathy Curry with the City of Sammamish on June 28, 2007 as part of the review of the Clear and Grade permit BLD2006-01101.</p>

Exhibit 3

<p>28</p>	<p>The applicant or subsequent owner(s) shall comply with the city of Sammamish Ordinance Nos. 2004-139 and 2004-140, which contains provisions for payment of road impact fees. At the time of engineering plan construction permit submittal, a deposit amount shall be equal to fifty percent (50%) of the rates in effect at that time for impact fees and SEPA mitigation payments, less a credit for any previous deposits paid. At the time of engineering plan approval, a deposit amount shall be equal to seventy five percent (75%) of the rates in effect at that time for impact fees and SEPA mitigation payments, less a credit for any previous deposits paid. At the time a final plat, site development permit, conditional use permit, or certificate of occupancy is approved, the applicant shall make a payment equal to one hundred percent (100%) of the rates in effect at that time for road impact fees and SEPA mitigation payments, less a credit for any previous deposits paid.</p>	<p>Traffic Impact fees were paid in full on June 23, 2008 \$209,563.44. The applicant had paid the 50% at construction plan submittal and 75% at the time of Grading permit BLD2006-01101 issuance on June 28, 2007.</p>
<p>29</p>	<p>The applicant shall obtain the approval of the fire marshal certifying adequacy of the fire hydrant(s), water main(s), and fire flow to meet current codes prior to final plat approval.</p>	<p>Sammamish Plateau Water and Sewer District has inspected and approved the water system on July 1, 2008</p>
<p>30</p>	<p>Per SMC 21a.105, fifty percent (50%) of the school impact fees for lots 1-14 (the site has one existing residence), plus an administrative fee shall be paid prior to final plat recording.</p>	<p>The applicant paid half School impact fee of \$42,952.00 on June 23, 2008. See Restriction 3 on Sheet 2 of the Final Plat.</p>

Exhibit 3

<p>31</p>	<p>The following note shall be shown on the final recorded plat: "All building downspouts, footing drains, and drains from all impervious surfaces such as patios and driveways shall be connected to the permanent storm drain outlet as shown on the approved construction drawing on file with the city of Sammamish." This plan shall be submitted with the application for any building permit. All connections of the drains shall be constructed and approved prior to final building inspection approval. for those lots that are designated for individual lot infiltration systems, the systems shall be designed and constructed as part of the building permit process and shall comply with the approved Construction Drawings on file with the city of Sammamish.</p>	<p>See Restriction 13 on Sheet 2 of the Final Plat.</p>
<p>32</p>	<p>A homeowners association shall be created to be responsible for maintenance of all common areas. The covenants and restrictions of said homeowners association shall be filed for record at king county.</p>	<p>See Restriction 6 on Sheet 2 of the Final Plat.</p>
<p>33</p>	<p>Maintenance of landscape strips separating the sidewalk from the roadway, planter islands, and/or planted medians shall be the responsibility of the homeowners association. If the maintenance responsibilities are not addressed to the homeowner's association covenants and restrictions, then the abutting property owner shall be responsible for the maintenance. Under no circumstances shall the city bear any maintenance responsibilities for landscaping strips, planter islands, or planted medians.</p>	<p>See Restriction 12 on Sheet 2 of the Final Plat.</p>

Exhibit 3

<p>34</p>	<p>The applicant or subsequent owner(s) shall comply with City of Sammamish Ordinance Nos. 2004-139 and 2004-140, which contains provisions for payment of road impact fees. At the time of engineering plan construction permit submittal, a deposit amount shall be equal to fifty percent (50%) of the rates in effect at that time for impact fees and SEPA mitigation payments, less a credit for any previous deposits paid. At the time a final plant, site development permit, conditional use permit, or certificate of occupancy is approved, the applicant shall make a payment equal to one hundred percent (100%) of the rates in effect at that time for road impact fees and SEPA mitigation payments, less a credit for any previous deposits paid.</p>	<p>Traffic Impact fees were paid in full on June 23, 2008 \$209,563.44. The applicant had paid the 50% at construction plan submittal and 75% at the time of Grading permit BLD2006-01101 issuance on June 28, 2007. See Restriction 2 on Sheet 2 of the Final Plat.</p>
<p>35</p>	<p>The applicant shall obtain the approval of the fire marshal certifying adequacy of the fire hydrant(s), water main(s), and fire flow to meet current codes prior to final plat approval.</p>	<p>Sammamish Plateau Water and Sewer District has inspected and approved the water system on July 1, 2008</p>
<p>36</p>	<p>The following note shall be shown on the face of the final plat: "For all lots containing or adjacent to infiltration or dispersion trenches, lots shall be graded such that top of trench is below bottom of foundation."</p>	<p>See Restriction 7 on Sheet 2 of the Final Plat.</p>
<p>37</p>	<p>The following note shall be shown on the final recorded plant: "metal products such as galvanized steel, copper, or zinc shall not be used in all building roofs, flashing, gutters, or downspouts unless they are treated to prevent metal leaching and sealed such that contact with stormwater is prevented;</p>	<p>See Restriction 8 on Sheet 2 of the Final Plat.</p>
<p>38</p>	<p>No lot or portion of a lot shall be subdivided and sold, or resold, or its ownership changed or transferred in violation of applicable city, county, state, or federal standards, rules, regulations or laws;</p>	<p>See Restriction 1 on Sheet 2 of the Final Plat.</p>
<p>39</p>	<p>Maintenance and upkeep of the recreation space contained within Tract A shall be the responsibility of the homeowners association;</p>	<p>See Restriction 10 on Sheet 2 of the Final Plat.</p>

Exhibit 3

<p>40</p>	<p>Trees identified on the tree retention plan of the preliminary plat have been retained pursuant to the provisions of SMC 21A.35.210. All trees shall be clearly tagged with numbers corresponding to the tree retention plan on file with the city. Removal of these trees is prohibited unless the tree is removed to prevent imminent danger or hazard to persons or property, subject to a clearing and grading permit approved by the City of Sammamish. Trees removed subject to this provision shall be replaced in compliance with SMC 21A.35.240."</p>	<p>See Restriction 14 on Sheet 2 of the Final Plat.</p>
<p>41</p>	<p>All MPS fees required by city of Sammamish pursuant to SMC title 14 have been paid.</p>	<p>Traffic Impact fees were paid in full on June 23, 2008 \$209,563.44. See Restriction 2 on Sheet 2 of the Final Plat.</p>
<p>42</p>	<p>Per SMC 21A.105, fifty percent (50%) of the school impact fees were paid at final plat. Fifty percent (50%) of the school impact fees, plus an administrative fee shall be paid prior to building permit issuance.</p>	<p>The applicant paid half School impact fee of \$42,952.00 on June 23, 2008. See Restriction 3 on Sheet 2 of the Final Plat.</p>
<p>43</p>	<p>Per City of Sammamish Ordinance No. 02002-112, a surface water system development charge shall be paid at the time of building permit issuance, for each new residential dwelling unit.</p>	<p>See Restriction 4 on Sheet 2 of the Final Plat.</p>
<p>44</p>	<p>Maintenance of landscape strips separating the sidewalk from the roadway, planter islands, and/or planted medians shall be the responsibility of the homeowners association. If the maintenance responsibilities are not addressed in the homeowner's association covenants and restrictions, then the abutting property owner shall be responsible for the maintenance. Under no circumstances shall the city bear any maintenance responsibilities for landscaping strips, planter islands, or planted medians</p>	<p>See Restriction 12 on Sheet 2 of the Final Plat.</p>

**CITY OF SAMMAMISH
WASHINGTON
Resolution No. R2008-____**

**A RESOLUTION OF THE CITY OF SAMMAMISH,
WASHINGTON, GRANTING FINAL PLAT APPROVAL TO
THE PLAT OF McCLURE (AKA WINDSOR FIELDS DIV.
II) SUBDIVISION**

WHEREAS, the City Council has received recommendation of approval for the final plat of the McClure/Windsor Fields Div II Subdivision; and

WHEREAS, the City Council has reviewed said plat and finds that it conforms to all terms of the preliminary plat approval and applicable land use laws and regulations; and

WHEREAS, the City Council desires to grant final approval to the plat of McClure/Windsor Fields Div II subdivision;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO RESOLVE AS FOLLOWS:

Section 1. Adoption of Hearing Examiner’s Findings and Conclusions.

The City Council hereby adopts the findings and conclusions included in the City of Sammamish Hearing Examiner’s decision November 6, 2006 for the preliminary plat of McClure/Windsor Fields Div.II.

Section 2. Grant of Approval. The City Council hereby grants final approval to the plat of McClure/Windsor Fields Div. II.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 15th DAY OF July, 2008.

CITY OF SAMMAMISH

Mayor Lee Felling

ATTEST/AUTHENTICATED:

Melonie Anderson, City Clerk

Approved as to form:

Bruce L. Disend, City Attorney

Filed with the City Clerk:
Passed by the City Council:
Resolution No.:



CITY COUNCIL AGENDA BILL

Subject: Interlocal Agreement for Human Services
Pooled Funding/City of Bellevue

Meeting Date: July 15, 2008

Date Submitted: July 8, 2008

Originating Department: Administrative Services

Clearances:

Action Required: Authorize the City Manager
To sign the Interlocal agreement

City Manager

Police

Public Works

Fire

Building/Planning

Attorney

Exhibits:

1. Interlocal

Budgeted Amount:

Summary Statement: Entering into this Interlocal Agreement with Bellevue will increase efficiencies by reducing the amount of time and paperwork spent on approving funding requests from agencies that receive grants from multiple cities. It will also be a time saving for the agencies requesting funds.

Background: The City of Sammamish is a member of the North and Eastside Funding Consortium. Other cities included in the consortium are Bellevue, Kirkland, Redmond, Issaquah, Kenmore, Bothell, Shoreline and Woodinville. The consortium has:

- Developed a Common Application for Human Service Funding
- Provided workshops to service providers to increase their awareness of available funding options
- Created an E-Gov web portal for electronic application for grant funding

Historically, all of the cities in the consortium have funded some of the same agencies, such as Friends of Youth, Youth Eastside Services, Hopelink, etc. For 2009/2010 there are 12 agencies requesting funding from all the cities in the consortium. In response to this the City of Bellevue has developed the “Pooled Funding” concept. The process for the Pool is:

- Determine which Service Providers the Cities have in common. This becomes the “Pool”
- Each city deposits grant money for each of these providers into the pool.
- The Human Service Provider administrator for each city logs onto the web via Sharepoint and either approves or disapproves the request
- If the request is approved, the City of Bellevue makes one payment to the provider on behalf of all of the cities in the pool.

Currently, the City of Sammamish is not part of Pool. Joining the pool would result in:

- Reducing the number of checks the City has to disburse along with reducing the associated staff time and other administrative costs.
- Simplifying the quarterly payment requests for the Service Providers allows them to eliminate the cost of multiple invoicing to the various cities thereby allowing more of their grant money to be spent on providing direct human services.
- There are no additional costs for the administration of this program.

Financial Impact: None

Recommended Motion: Motion to authorize the City Manager to sign the Interlocal Agreement

MEMORANDUM OF UNDERSTANDING

ESTABLISHING THE HUMAN SERVICES POOLED FUND

This agreement is made and entered into by and among the City of Bellevue, the City of Bothell, the City of Issaquah, the City of Kenmore, the City of Kirkland, the City of Mercer Island, the City of Redmond, the City of Sammamish, the City of Shoreline, and the City of Woodinville, all municipal corporations of the State of Washington (hereinafter referred to individually as "Party" or collectively as "Parties").

RECITALS

WHEREAS, the Parties engage in activities which support human service providers in King and Snohomish Counties; and

WHEREAS, the Parties wish to make the most efficient use of their resources by cooperating to provide funding to support human service providers in King and Snohomish Counties; and

WHEREAS, the Parties have the authority to engage in cooperative efforts which result in more efficient use of government resources; and

WHEREAS, the Parties agree that multi-jurisdictional cooperation in human services planning and funding is a benefit to the Parties, their non-profit award recipients and to the citizens of their communities;

NOW THEREFORE, THE PARTIES HEREBY AGREE AS FOLLOWS:

I. PURPOSE

This agreement defines the roles and responsibilities of the Parties in jointly funding and contracting for human services programs. Further, this agreement establishes a Human Services Pooled Fund account (hereinafter referred to as "Pooled Fund") to which funds will be deposited for the purpose of contracting with not-for-profit or other public corporations (hereinafter referred to as "Service Provider(s)") that deliver human services programs.

II. DURATION OF THE AGREEMENT

This agreement shall be established and take effect immediately upon its execution by two or more Parties, and shall terminate on December 31, 2013.

III. RESPONSIBILITIES

- A. A Project Management Team, comprising of staff to be designated by the chief executive or their designee from each Party, will manage the delivery of joint Human Services programs under this agreement. The Project Management Team will:
 - i. Determine any addition or removal of human services programs provided by Service Providers contracted from the Pooled Fund;
 - ii. Invite additional parties to enter into this agreement;

Exhibit 1

- iii. Develop administrative tools and processes necessary to operate the Pooled Fund;
 - iv. Plan for future expansion and administration of the Pooled Fund; and
 - v. Consider acceptance and approve use of any deposit made to the Pooled Fund from a funding source not party to this agreement.
 - vi. In carrying out these responsibilities, the Project Management Team will at all times attempt to reach agreement by consensus. If consensus cannot be reached, agreement will be determined by a simple majority vote of those present at the meeting of the Project Management Team. Each Party may cast one vote on behalf of their organization.
- B. The City of Bellevue shall be the lead agency (hereinafter referred to as “Lead Agency”). The Lead Agency will:
- i. Establish and maintain the Pooled Fund;
 - ii. Invoice Parties for each party’s portion of the Pooled Fund. Invoices will be sent with no more frequency than quarterly throughout the year, with an option of biannual or annual invoicing as agreed upon by each Party and the Lead Agency, with payment required within 30 calendar days from date of invoice.
 - iii. Accept and deposit contributions to the Pooled Fund from Parties or other sources;
 - iv. Execute contracts on behalf of one or more Parties with Service Providers payable with funds drawn from the Pooled Fund; and
 - v. Process payments on such contracts.
- C. Each Party will independently:
- i. Determine their level of contribution to the Pooled Fund. A list of each human service program, including the amount of funding to be included in the Pooled Account for that program will be transmitted to the Lead Agency as soon as it is available, but not later than December 31st of each calendar year prior to the calendar year for which funding is approved. Parties that do not provide this information by the date required will be excluded from participation in the Pooled Fund for that year, with the Lead Agency authorized to grant extensions of this deadline, the length of such extension being at the sole discretion of the Lead Agency.
 - ii. Retain the ability to approve or deny payment made on Service Provider contracts by the Lead Agency on behalf of the Party as well as determining and monitoring a Service Provider’s compliance with all contractual obligations.
 - iii. Review and communicate its acceptance of contract terms negotiated for each Service Provider for which that Party is contributing funds. Acceptance shall be communicated in writing on or before January 31st of the calendar year for which funding is approved. Parties who do not communicate written acceptance will be

deemed to have rejected the terms and opted out of the participation with respect to that Service Provider.

- iv. Provide such staff as is necessary to accomplish all responsibilities included in this agreement. Parties may be excused from such commitment if doing so compromises the day-to-day operation of the Party's organization. Requests for excusal shall be made in writing to the Lead Agency and shall be approved or denied by the Project Management Team within sixty (60) days of receipt.

IV. ADDITION OF A PARTY TO THIS AGREEMENT

- A. At any time after the effective date of this agreement, additional parties, at the invitation of the Project Management Team, may adopt and enter into this agreement by forwarding a copy of the agreement as approved and executed by that Party to the Lead Agency no later than sixty (60) days prior to the end of any given calendar year for participation in the Pooled Fund the subsequent year. The addition of a party or parties to this Agreement shall not affect the terms and conditions for any other Party and no reauthorization is required for the duration of the Agreement.
- B. Parties not subject to this agreement may, subject to the approval of the Project Management Team, contribute funds on a one-time or other limited basis for the purpose of participating in Service Provider contracts drawn from the Pooled Fund. Under these circumstances, the Project Management Team is responsible for establishing the terms of participation and authorizing the Lead Agency to execute the terms in any manner deemed necessary by the Lead Agency.

V. WITHDRAWAL OF A PARTY FROM THIS AGREEMENT

- A. Each Party, with the exception of the Lead Agency, for its convenience and without cause or for any reason whatsoever, may withdraw from participation in this Agreement by providing written notice to the Lead Agency a minimum of sixty (60) days in advance of the effective date of the withdrawal. The effective date of withdrawal must be either June 30 or December 31 of any given calendar year, as decided by the Party. The withdrawing party shall remain responsible for all contractual commitments made to Service Providers and for payments made or committed to the Pooled Fund up to the effective date of withdrawal. Any payments made to the Pooled Fund prior to the effective date of withdrawal for services to be provided by Service Providers after the effective date of withdrawal shall be returned to the Party within sixty (60) days following the effective date of withdrawal. In the event of withdrawal by a Party, this Agreement shall terminate as to that Party but shall continue in effect with respect to the remaining Parties. However, the termination of this agreement with respect to one or more Parties shall not affect any of the Parties' rights or obligations, including any rights or obligations of a withdrawing Party, that are expressly intended to survive termination.
- B. In the event of a withdrawal, the Lead Agency is authorized to enact the termination clauses of all contracts with Services Providers that include funds from the withdrawing Party. Such termination will be specific to the withdrawing party and shall not effect the contractual obligations of the Service Provider in regard to all other Parties.

- C. The Lead Agency, for its convenience and without cause or for any reason whatsoever, may withdraw from participation in this Agreement by providing written notice to all other Parties on or before June 30 of any given calendar year with the effective date of termination being December 31 of the same calendar year in which notice is given. The withdrawing Lead Agency commits to transfer all necessary funds and documentation related to the Pool Fund to a new Lead Agency, as selected by the Project Management Team, prior to the effective date of the withdrawal.

VI. TERMINATION OF THIS AGREEMENT

- A. All Parties must agree to terminate this agreement in order for such termination to be effective. The effective date of termination will be determined by a unanimous vote of the Project Management Team, but must be no less than ninety (90) days after the date of the Project Management Team meeting during which termination is agreed. Immediately after the vote to terminate the agreement is made, the Lead Agency is authorized to terminate all contracts with Service Providers drawn upon the Pooled Fund as per the conditions of those contracts. After all payments due Service Providers are made, funds attributable to each Party released from commitment to those terminated contracts shall be returned to each Party by check from the Lead Agency within sixty (60) days after the effective termination date of this agreement.
- B. If a contract with a Service Provider is terminated by the Service Provider as per the conditions of that contract, funds in the Pooled Fund released from commitment to that terminated contract shall be removed from the Pooled Fund with the amount attributable to each Party participating in the terminated contract returned by check from the Lead Agency within sixty (60) days after the effective termination date of the contract. Termination of a Service Provider contract shall not affect any other contract drawn from the Pooled Fund.

VII. ADMINISTRATIVE SERVICE FEES

- A. As of the effective date of this agreement, no administrative service fees will be charged by any Party.
- B. The Lead Agency, with approval of the Project Management Team, reserves the right to develop an administrative service fee structure, which may be appended to this agreement by exhibit in accordance with Part VIII of this agreement, entitled Amendments.
- C. Until such time as an administrative service fee structure is adopted, the Lead Agency shall consider any and all revenue accrued as interest on the Pooled Fund as an administrative service fee and shall be entitled to keep and use such revenue at its complete discretion.

VIII. AMENDMENTS

This agreement may be amended, altered, changed or extended in any manner by the mutual written consent of all Parties.

IX. SEVERABILITY

If any of the provisions contained in this agreement are held illegal, invalid or unenforceable, the remaining provisions shall continue in full force and effect.

X. HOLD HARMLESS AND INDEMNIFICATION

To the extent permitted by state law, and for the limited purposes set forth in this Agreement, each Party shall protect, defend, hold harmless and indemnify the other Parties, their officers, elected officials, agents and employees, while acting within the scope of their duties as such, from and against any and all claims (including demands, suits, penalties liabilities, damages, costs, expenses, or losses of any kind or nature whatsoever) arising out of or in any way resulting from such Party's own negligent acts or omissions related to such Party's participation and obligations under this Agreement. Each Party agrees that its obligations under this subsection extend to any claim, demand, and/or cause of action brought by or on behalf of any of its employees or agents. For this purpose, each Party, by mutual negotiation, hereby waives, with respect to the other Parties only, any immunity that would otherwise be available against such claims under the industrial insurance act provision of Title 51 RCW. The provisions of this subsection shall survive and continue to be applicable to any party exercising the right of termination pursuant to Section IV.

XI. NO PRECLUSION OF ACTIVITIES OR PROJECTS

Nothing herein shall preclude any Party from choosing or agreeing to fund or implement any work activities or projects associated with any of the purposes hereunder by separate agreement or action, provided that any such decision or agreement shall not impose any funding, participation or other obligation of any kind on the other Parties.

XII. REAL AND PERSONAL PROPERTY

The acquisition of real property is not anticipated under this agreement. Any personal property acquired pursuant to this agreement shall be held by the Lead Agency. In the event this Agreement expires or is terminated, any personal property other than cash shall remain with the Lead Agency.

XIII. ENTIRETY OF AGREEMENT

This agreement supersedes all prior negotiations, representations and agreements between the Parties relating to the subject matter hereof and constitutes the entire agreement between the Parties.

XIV. APPLICABLE LAW

This Agreement shall be governed by the laws of the State of Washington.

XV.COUNTERPARTS

This Agreement may be executed by facsimile or electronic mail in any number of current parts and signature pages hereof with the same affect as if all Parties had all signed the same document. All executed current parts shall be construed together, and shall, together with the text of this agreement, constitute one and the same instrument.

IN WITNESS WHEREOF, the undersigned have entered into this Agreement as of this _____ day of _____ 200_.

Signed:

CITY OF BELLEVUE

Asst. Director, Parks & Community Services

Approved as to form:

Assistant City Attorney



CITY COUNCIL AGENDA BILL

Subject:
Recruitment of Drainage Engineer

Meeting Date: July 15, 2008

Date Submitted: July 9, 2008

Originating Department: Admin Services

Clearances:

Action Required:
Approval of Resolution authorizing the City Manager to adjust the compensation for Project Engineer – Drainage Position

City Manager
 Police
 Public Works
 Fire
 Building/Planning
 Attorney

Exhibits:

1. Resolution

Budgeted Amount: NA

Summary Statement:

Public Works and Community Development Department Staff have identified filling the vacant Project Engineer – Drainage as their #1 recruitment priority.

The market for drainage engineers in Puget Sound and throughout the State is very competitive. There are currently at least 6 other Puget Sound local governments and a number of private consulting firms recruiting for engineers with the same experience and expertise we are seeking. Over the past year, a number of other jurisdictions have hired stormwater drainage engineers and there are number of others who anticipate advertising for and hiring drainage engineers. The majority of these positions are paying a salary level substantially higher than our vacant position currently pays. In order to be more competitive in a very competitive market, city staff is recommending that our Project Engineer – Drainage be reclassified from Grade “N” to Senior Stormwater Program Engineer Grade “Q”.

Background:

In July 2007 the City's Project Engineer – Drainage left the City to pursue other career opportunities. Since that time the City has been unable to fill the position.

It is important to note that Sammamish is not the only Puget Sound City experiencing this situation. A number of other Cities have experienced similar difficulties and are now utilizing economic and non-economic incentives to attract engineering candidates, particularly engineering candidates with substantial stormwater experience. The main reason for this competitive market is the need for compliance with the recently issued National Pollution Discharge Elimination System (NPDES) Phase 2 Permit.

In addition to the duties of the Project Engineer – Drainage, the Senior Stormwater Program Engineer would be responsible for the City's compliance with the requirements of our NPDES Phase 2 Permit, oversight of the completion drainage comprehensive plans, water quality studies, and sensitive lake management planning. The position will also likely provide supervision for the other staff assisting with implementation of the City's NPDES permit.

Financial Impact:

The City's current salary for the Project Engineer – Drainage position is Grade "N" \$60,776 – \$83,177

The salary range for the Senior Stormwater Program Engineer position would be Grade "Q" \$74,037 – \$101,325. This is the same salary range as our Senior Transportation Program Engineer.

Because of the year long vacancy in the current Project Engineer – Drainage position, there has been a savings of over \$100,000 in the city's stormwater budget since last July when the position became vacant. This budget savings can be used to offset the increased salary and benefits of the requested position upgrade to the Senior Stormwater Program Engineer level for the next 4 to 5 years.

Recommended Motion:

Move to adopt Resolution # R2008 - ____ authorizing the City Manager to adjust the compensation for the Project Engineer – Drainage position.

**CITY OF SAMMAMISH
WASHINGTON
RESOLUTION NO: R2008 - _____**

**A RESOLUTION OF THE CITY OF SAMMAMISH CITY COUNCIL
AUTHORIZING THE CITY MANAGER TO ADJUST THE COMPENSATION
FOR THE PROJECT ENGINEER – DRAINAGE POSITION**

WHEREAS, the City of Sammamish Salary Schedule currently includes the position of Project Engineer – Drainage: and

WHEREAS, the City has been attempting fill the position since July 2007; and

WHEREAS, the City must attract and hire a highly qualified Stormwater Drainage Engineer to oversee and manage the City’s compliance efforts related to the National Pollution Elimination Discharge System (NPDES) Phase 2 Permit, and

WHEREAS, the current market for qualified Stormwater Drainage Engineers is extremely competitive due to the fact that a number of other NPDES Phase 2 permittees are also attempting to recruit and hire highly qualified Stormwater Drainage Engineers,

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF
SAMMAMISH, WASHINGTON, DO RESOLVE AS FOLLOWS:**

The City Council authorizes the City Manager to adjust the compensation for the Project Engineer – Drainage Position from Grade “N” to Senior Stormwater Program Engineer Grade “Q”

**ADOPTED BY THE CITY COUNCIL AT THEIR MEETING THEREOF ON
THE ____ DAY OF JULY, 2008.**

CITY OF SAMMAMISH

Mayor Lee Fellingge

ATTEST/AUTHENTICATED

Melonie Anderson, City Clerk

Approved as to form:

Bruce L. Disend, City Attorney

Filed with the City Clerk: July 11, 2008
Passed by the Council:
Resolution No:

COUNCIL MINUTES

Regular Meeting July 1, 2008

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. Michael Rutt led the pledge.

Approval of Agenda

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

Proclamations/Presentations

- **Finance Award: Potential Annexation Areas Property Tax Calculator** – Assistant City Manager/Finance Director Lyman Howard presented the award to the City Council.
- **Quarterly Report: Finance Department** – Mr. Howard gave the report (*complete PowerPoint Presentation is available on the City website at www.ci.sammamish.wa.us*).
- **Quarterly Report: Fire Services** – Fire Chief Lee Soptich gave the report.
- **Quarterly Report: Parks and Recreation** – Parks and Recreation Director Jessi Richardson gave the report (*complete PowerPoint Presentation is available on the City website at www.ci.sammamish.wa.us*).
- **Quarterly Report: Public Works** – Public Works Director John Cunningham gave the staff report (*complete PowerPoint Presentation is available on the City website at www.ci.sammamish.wa.us*).

Public Comment

Glen Langer, 23107 SE 15th Street, He is not supportive of the East Lake Sammamish Parkway Project. Traffic lights at several intersections could be more effective than widening the parkway. Noise will increase. He doesn't feel that there is enough public space in the city and thinks it would be a better use of funds to build a community center rather than improving the parkway. He thinks the Parks Department should provide more activities in the neighborhoods.

Saleel Sathe, 24336 E Main Drive, He will be affected by the construction of the roundabout on 244th Avenue. He feels that the roundabout will not be the most effective method for traffic calming at the intersection. He is asking staff to provide alternative proposals to a roundabout.

Manoj Gupta, 103 245th Place SE, He feels that there are two misconceptions about this roundabout. First, there has not been enough public process and second, there has not been overwhelming support from the citizens.

John Galvin, 423 228th Avenue SE, He believes that the Council should consult with their legal counsel before deciding on the roundabout.

Michael Rutt, He reported that, after spending some time in the 244th neighborhood, he found that most people were not aware that a roundabout was being proposed for this area. He questioned if the public has been adequately informed about the City's plans.

Consent Calendar

- **Payroll for pay period ending June 15, 2008 for pay date June 20, 2008 in the amount of \$221,171.40**

Approval: Claims for period ending July 1, 2008 for Check No. 21075 through Check No. 21181 in the amount of \$2,464,143.47.

Approval: April 21, 2008 Special Meeting Minutes/Study Session

Approval: June 3, 2008 Regular Meeting Minutes

Approval: June 9, 2008 Special Meeting Minutes

Resolution: Ratifying The 2007 King County Buildable Lands Report (R2008-336)

Interlocal: CBDG Grants/King County

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

Council recessed from 8:20 pm to 8:25 pm.

Public Hearing - None

Unfinished Business - None

New Business

Resolution: Authorizing Dental And Vision Benefits For Members Of The City Council (R2008-337)

Mr. Howard gave the staff report. He explained that changes in legislation in 2007 have made it possible for the City Council to authorize this benefit, since it is not considered compensation. The benefits would be paid at the same rate and would provide the same coverage as is currently being provided to city staff. Six of the seven Councilmembers would be required to enroll in the program. Medical benefits would not be included.

MOTION: Councilmember Petitti moved to approve the resolution. Deputy Mayor Gerend seconded. Motion carried unanimously 7-0.

Council Reports

City Manager Report

Mr. Yazici reported that he will be requesting Eastside Fire and Rescue limit their budget (excluding salaries and benefits) increase for 2009 to 5%. If the Council concurs with this idea; he will send a letter this week with the request. Council was generally supportive of sending the letter but did request a study session be scheduled to get more information on this issue.

Executive Session – **Litigation** pursuant to RCW 42.30.110 (1) (i)

Council retired to Executive Session at 8:50 pm and returned to Open Session at 9:15 pm.

City Attorney Bruce Disend explained that the City is part of a coalition of cities appealing the National Pollution Discharge Elimination Permit (NPDES). The cost of implementing the laudable goals of this permit will probably be around \$600,000 per year for the city. This money could be better spent by directly addressing environmental needs. For these reasons, staff is recommending the city continue to appeal this permit by allocating additional funds to support the appeal.

MOTION: Councilmember Huckabay moved to authorize additional funding of up to \$20,000 to be applied coalition legal appeal to the NPDES Permit requirements. Councilmember Cross seconded. Motion carried 7-0.

Meeting adjourned at 9:20 pm

Study Session

9:20 pm

- Non-Motorized Transportation List
- Parks Bond Survey Results

Study Session adjourned 11:15 pm.

Melonie Anderson, City Clerk

Lee Felling, Mayor



CITY COUNCIL AGENDA BILL

Subject:
Resolution Adopting the 2009-2014 Six-Year
Transportation Improvement Plan (TIP).

Meeting Date: July 15, 2008

Date Submitted: July 9, 2008

Originating Department: Public Works

Clearances:

Action Required:
Adopt attached Resolution

<input type="checkbox"/> City Manager	<input type="checkbox"/> Police
<input checked="" type="checkbox"/> Public Works	<input type="checkbox"/> Fire
<input type="checkbox"/> Building/Planning	<input type="checkbox"/> Attorney

Exhibits:

- 1) Resolution adopting the 2009-2014 Six-Year
Transportation Improvement Plan (TIP).
- 2) 2009-2014 Six-Year Transportation
Improvement Plan and Map.

Budgeted Amount: Not Applicable

Summary Statement:

All cities are required by state law (RCW Chapter 35.77) to have a Six-Year Transportation Improvement Program (TIP) and to adopt an update of the TIP annually. These updates must be pursuant to one or more public hearings and shall be consistent with the City's Comprehensive Plan. Lastly, the revised TIP must be filed with the Secretary of Transportation within thirty days after adoption.

The TIP is a planning document containing transportation capital improvement programs and projects the City foresees undertaking over the next six years. The TIP by itself does not authorize projects to move forward nor provide funding for any of its listed projects; for that to occur requires that individual projects be funded through the City's normal budget process.

Background:

This is an annual adoption that is required by State law. Resolution 2007-280 adopting the 2008-2013 TIP was approved (5-1) on June 19, 2007 and included \$61.0 million in transportation improvements. The 2009-2014 TIP includes \$65.1 million in transportation improvements, representing a 6.8% increase. This increase is a net result of updating planned expenditures for 2009 (anticipated encumbered construction funding for the 244th Avenue and East Lake Sammamish parkway NE projects), adding planned expenditures for 2014, along with the inflation of planned project expenditures beyond years one and two of the 6-year plan. Project costs were inflated 13% based on the most recent 5 year average WSDOT Construction Cost Index.

This update to the TIP is continuing the annual progression along the 18-year TIP that was developed in collaboration with the new road impact fee adopted in 2006. Minor changes to the TIP include:

- Removing five non-concurrency projects that do not have funding identified in the 2009-2014 TIP. These projects are listed below
 - 1) East Lake Sammamish Parkway SE – 212th Ave SE to South City Limits
 - 2) Sahalee Way NE – NE 25th Way to 220th Ave NE
 - 3) 228th Ave NE – NE 12th St to NE 25th Way
 - 4) New roadway connection to East Beaver Lake Dr SE at SE Belvedere Way
 - 5) New roadway connection to East Beaver Lake Dr SE at 266th Way SE
- Removing the Trossachs Blvd/Duthie Hill Rd intersection project as it is scheduled for construction this year by the developers of Divisions 13 & 14 of the Trossachs subdivision.
- Removing the GMA Capital Facilities and Project Development & Predesign programs. Funding for these two programs will be shifted to the engineering budget within the Street Fund.

Financial Impact:

There is no financial impact at this time. The 6-year TIP is a planning document and as such does not commit the City to any financial obligations. Council will encounter and address the financial impacts in the future as they appropriate funding for the various projects listed in the 6-year TIP.

Recommended Motion:

Move to adopt, by Resolution Number 2008-____, the 2009-2014 Six-Year Transportation Improvement Plan as attached.

**CITY OF SAMMAMISH
WASHINGTON
RESOLUTION NO. R2008-XXX**

**A RESOLUTION OF THE CITY OF SAMMAMISH,
WASHINGTON, ADOPTING AN UPDATED SIX-YEAR
TRANSPORTATION IMPROVEMENT PLAN FOR 2009-2014**

WHEREAS, state law requires the legislative body of each city to prepare and adopt a comprehensive transportation improvement plan for the ensuing six years; and

WHEREAS, the purpose of such plan is to assure that each city shall have plans looking to the future, for not less than six years, as a guide in carrying out a coordinated transportation program; and

WHEREAS, if a city has adopted a comprehensive plan, state law provides that the transportation improvement plan shall be consistent with the comprehensive plan; and

WHEREAS, the adoption of a transportation improvement plan will allow the City to coordinate planning efforts, mitigate certain transportation impacts, and pursue grant funding for transportation projects; and

WHEREAS, the updated plan is consistent with recent changes to RCW 35.77.010 and incorporates urban planning approaches that promote physical activity, nonmotorized improvements and transit; and

WHEREAS, the Planning Commission and City Council has conducted a public hearing to receive comments on the proposed interim plan;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH,
WASHINGTON, DOES RESOLVE AS FOLLOWS:**

Section 1. Adoption of Transportation Improvement Plan. The City hereby adopts the Six-Year Transportation Improvement Plan, 2009-2014, attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

**PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON
THE ____ DAY OF _____, 2008**

CITY OF SAMMAMISH

APPROVED

Mayor Lee Felling

ATTEST/AUTHENTICATED:

Melonie Anderson, City Clerk

Approved as to form:

Bruce L. Disend, City Attorney

Filed with the City Clerk: July 9, 2008

Passed by the City Council: _____

Resolution No.: _____



2009 - 2014 SIX YEAR TRANSPORTATION IMPROVEMENT PROGRAM

Project List and Total Project Expenditure Summary* (*subject to City Council budget decisions)

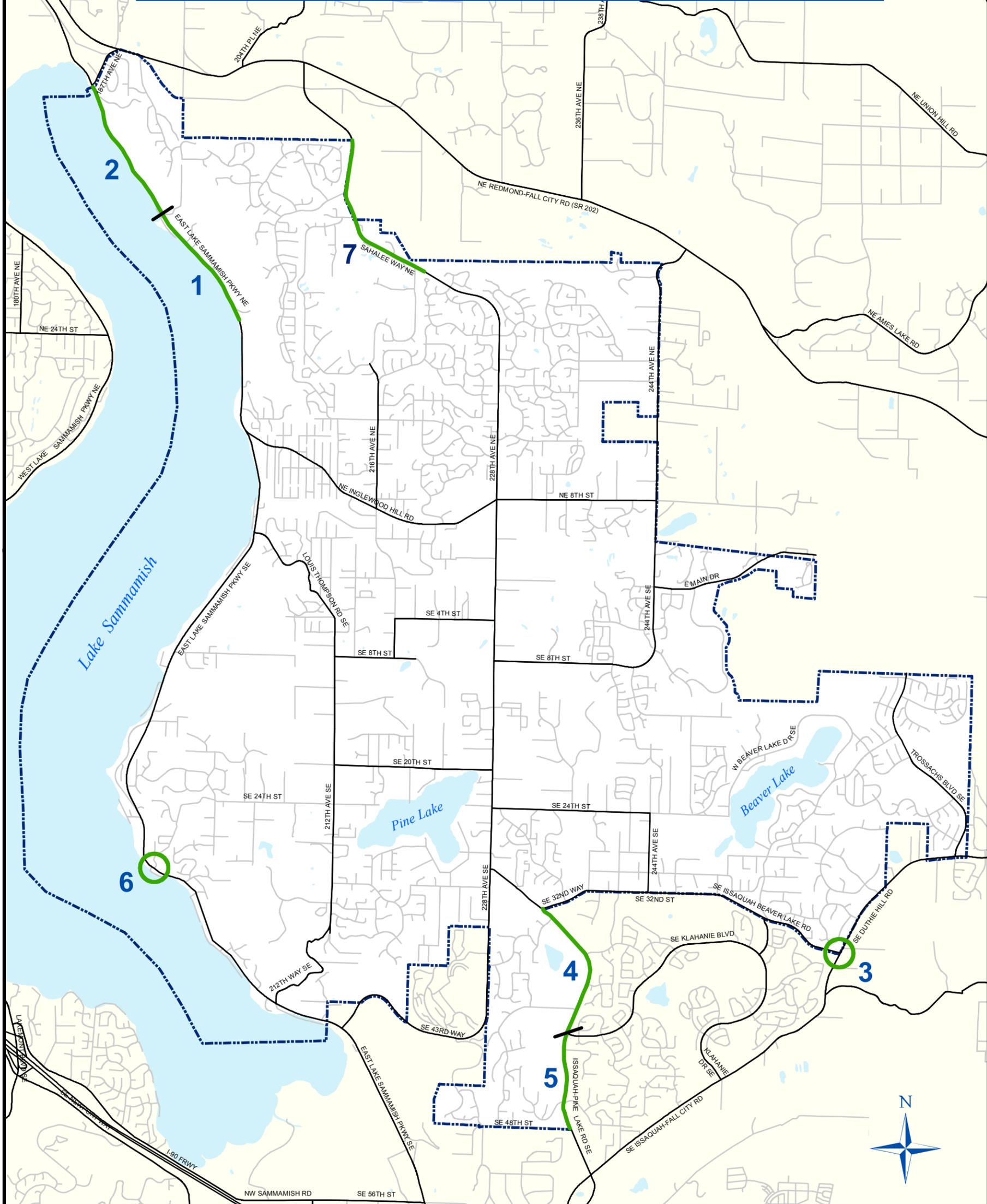
All Projects costs and revenue projections are in 2009 dollars

TIP	Project Title	Total Project	2009	2010	2011	2012	2013	2014	Future Years	6 Yrs Total	
CONCURRENCY PROJECTS	CAPITAL PROJECTS	1 East Lake Sammamish Parkway NE - NE 26th St to 196th Ave NE Widen with bike lanes and pedestrian facilities	12,630,000					1,000,000	11,230,000	1,000,000	
		2 East Lake Sammamish Parkway NE - 196th Ave NE to 187th Ave NE Widen with bike lanes and pedestrian facilities	15,910,000						15,510,000	0	
		3 SE Duthie Hill Road / Issaquah-Beaver Lake Rd Intersection Construct turn lanes and traffic signal	870,000			870,000					870,000
		4 Issaquah-Pine Lake Rd - Klahanie Blvd to SE 32nd Widen to 3 lanes with bike lanes, curb, gutter, and sidewalk	22,370,000							22,370,000	0
		5 Issaquah-Pine Lake Rd - SE 48th to Klahanie Blvd Widen to 5 lanes with bike lanes, curb, gutter and sidewalk	23,850,000			2,500,000	2,500,000	9,000,000	9,850,000		23,850,000
		6 East Lake Sammamish Parkway SE / SE 24th St Intersection Construct traffic signal, turn lanes, curb, gutter & sidewalk	5,010,000							5,010,000	0
		7 Sahalee Way NE - 220th Ave NE to North City Limits Widen to 3 lanes with bike lanes, curb, gutter, and sidewalk	21,240,000							21,240,000	0
		8 Non-motorized Transportation Projects Sidewalks, Trails, Bikeways, and Paths, etc.	6,750,000	3,000,000	750,000	750,000	750,000	750,000	750,000		6,750,000
PROGRAMS		9 Overlay Program Provides for the City's annual street overlay program and other major maintenance and rehabilitation.	2,100,000	350,000	350,000	350,000	350,000	350,000	350,000		2,100,000
		10 Sidewalk Projects Various sidewalk projects, includes gap projects, extensions, safety improvements.	1,500,000	250,000	250,000	250,000	250,000	250,000	250,000		1,500,000
		11 Transportation Concurrency Program Create and maintain programs and processes required to operate an on-going Transportation Concurrency Program.	300,000	50,000	50,000	50,000	50,000	50,000	50,000		300,000
		12 Intersection and Safety Improvements Various intersection and other spot improvements as needed, including channelization, signing, safety improvements, signalization, or other traffic control devices.	2,000,000	500,000	300,000	300,000	300,000	300,000	300,000		2,000,000
		13 Neighborhood CIP Various capital improvements including safety improvements, gap projects, bike routes, pedestrian safety enhancements, and school zone safety improvements.	600,000	100,000	100,000	100,000	100,000	100,000	100,000		600,000
		14 Local Improvement Districts Matching funds for use with neighborhood cooperative LID improvements	0	0	0	0	0	0	0		0
		15 Transit Program Provides funding for capital project matching funds, additional transit service, and staff coordination with King County Metro transit. Sound Transit to secure transit services and facilities.	360,000	60,000	60,000	60,000	60,000	60,000	60,000		360,000
6-Yr Total Project Expenditures - Transportation			4,310,000	1,860,000	5,230,000	4,360,000	10,860,000	12,710,000	75,360,000	39,330,000	
Anticipated Encumbered Construction Project Funding			25,790,000								
Total Expenditures			30,100,000	1,860,000	5,230,000	4,360,000	10,860,000	12,710,000		65,120,000	

Operating Contribution Percentage	100%	100%	100%	100%	100%	100%	
Operating Contribution	18,600,000	2,300,000	2,300,000	2,300,000	2,300,000	2,300,000	30,100,000
Transportation Fund Revenue	1,505,000	1,505,000	1,505,000	1,505,000	1,505,000	1,505,000	9,030,000
Road Impact Fees	3,710,000	6,000,000	3,480,000	4,690,000	2,820,000	2,820,000	23,520,000
Anticipated grants	500,000	0	500,000	500,000	500,000	500,000	2,500,000
TOTAL	24,315,000	9,805,000	7,785,000	8,995,000	7,125,000	7,125,000	65,150,000

Accumulative Project Expenditures	30,100,000	31,960,000	37,190,000	41,550,000	52,410,000	65,120,000	
Annual Cash Flow Surplus or Deficit	-5,785,000	7,945,000	2,555,000	4,635,000	-3,735,000	-5,585,000	
Accumulative Cash Flow Surplus or Deficit	-5,785,000	2,160,000	4,715,000	9,350,000	5,615,000	30,000	

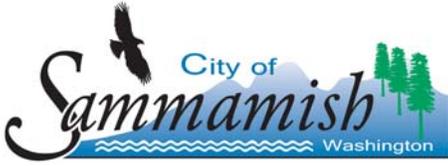
2009 - 2014 Six Year Transportation Improvement Program



Project List

1. East Lake Sammamish Parkway NE - NE 26th St. to 196th Ave. NE
2. East Lake Sammamish Parkway NE - 196th Ave. NE to 187th Ave. NE
3. SE Duthie Hill Road/Issaquah-Beaver Lake Rd. Intersection
4. Issaquah-Pine Lake Rd. - SE 32nd Way to Klahanie Blvd.
5. Issaquah-Pine Lake Rd. - Klahanie Blvd. to SE 48th St.
6. East Lake Sammamish Parkway SE/SE 24th St. Intersection
7. Sahalee Way NE - 220th Ave. NE to North City Limits

3	Project Location and TIP Number - Funded
11	Project Location and TIP Number - Unfunded
City Limits	
<p>0 0.5 1 Miles</p>	



CITY COUNCIL AGENDA BILL

Subject:

Ordinance: First reading of an ordinance to authorize a Park Bond Measure for the November 4, 2008 General Election.
(Proposition 1)

Meeting Date: July 15, 2008**Date Submitted:** July 11, 2008**Originating Department:** Parks and Recreation**Clearances:**

- | | |
|---|---|
| <input checked="" type="checkbox"/> City Manager | <input type="checkbox"/> Police |
| <input type="checkbox"/> Public Works | <input type="checkbox"/> Fire |
| <input type="checkbox"/> Building/Planning | <input checked="" type="checkbox"/> Attorney |

Action Required:

First reading.

Exhibits:

1. Ordinance

Budgeted Amount: N/A

Summary Statement:

This ordinance calls for the submission to voters of a proposition authorizing the sale of general obligation bonds for acquisition, development, construction and improvement of park, recreation and athletic facilities at the November 4, 2008 election. The bond amount is not to exceed \$19,000,000 and includes the projects listed in Exhibit A of the attached ordinance.

The ordinance requires passage of an accompanying levy lid lift, which will provide funding for operations and maintenance of the capital improvement projects included in the bond. If the park bond passes, the authorization is good indefinitely, but the bonds may not be sold until the levy lid lift passes.

Background:

Since incorporation in 1999, the City has been working to improve and expand the parks system infrastructure. New parks have been built (Ebright Creek Park, the Sammamish Commons, Beaver Lake Preserve) and existing parks have been improved (Pine Lake Park, NE Sammamish Park, East Sammamish Park). The City has also pursued land

acquisition for future park development projects. Despite the City's best efforts, park and recreation services and infrastructure are still lagging behind the needs of the community. The Park Bond and the accompanying levy lid lift (for operations and maintenance) will provide critical resources to support and accelerate development and implementation of parks and recreation services in the City of Sammamish.

The Park Bond capital project list was developed over a two –year period. The package reflects input from community members, stakeholder groups, the City Council, the Parks Commission, City staff and is supported by data collected through facility studies and public surveys. The final recommendation includes a balance of projects:

Recreation Facility

\$5,000,000

Funds will be used to purchase the existing King County Library building. (Note: a new library will be built at the Sammamish Commons. Construction is scheduled to begin in August 2008.) The City intends to partner with a local non-profit (likely the Boys and Girls Club) to operate the facility. The facility will primarily be used for youth and teen services. Additional services (provided by the City) will include senior adult programs and preschool programs. The ballot language includes a clause allowing for purchase and development of an alternative site if the library site is deemed not feasible by the City Council.

Sammamish Landing (New Park)

\$3,000,000

Funds will be used for a Phase I development project at Sammamish Landing. This park is located along the Lake Sammamish waterfront and will provide the only City of Sammamish owned waterfront park on Lake Sammamish. Specific improvements will include picnic areas, canoe pullouts, habitat restoration, docks, swimming areas, and limited parking.

East Sammamish Park (Park Improvement)

\$1,800,000

Funds will be used for a Phase I improvement project at East Sammamish Park. Specific improvements include a new spray park, playground upgrades, a new trail to Margaret Mead Elementary School, frontage improvements, and a parking lot expansion.

Pine Lake Park Middle School Athletic Fields

\$2,500,000

Funds will be used for athletic field improvements at Pine Lake Middle School in partnership with the Issaquah School District. This is a field conversion project, taking an existing natural grass field and converting it to artificial turf with lights. The development will include one soccer/lacrosse field, with two overlaid softball/little league fields.

Beaver Lake Vicinity Trail

\$1,700,000

Funds will be used to construct the Beaver Lake Vicinity Trail, a path connecting Beaver Lake Park to Beaver Lake Preserve along West Beaver Lake Drive. This is a critical trail connection providing a safe pedestrian route between two City

parks, one of which connects further to the Hazel Wolf Wetlands and Soaring Eagle Park.

Land Acquisition	\$4,000,000
Funds will be used for acquisition of property in the NE quadrant of the City for future park development. This area of the City is not currently served by a community park. Although the exact location of the property has not been confirmed, staff are investigating three potential sites.	
Total Project Costs	\$18,000,000
Estimated Park Bond Fees (Not-to-Exceed)	<u>\$ 1,000,000</u>
Total Park Bond (Not-to-Exceed)	\$19,000,000

The projects included in the park bond represent a balance of parks and recreation infrastructure needs and are geographically spread throughout the City to serve a broad range of neighborhoods and user groups.

Key Milestones:

- May 2006: The City adopted the first Parks Capital Improvement Plan (CIP).
- Nov 2006: The City Council began working on the Park Bond initiative in 2006 with the appointment of the Park Bond Advisory Committee.
- Feb 2007: The Advisory Committee presented their recommendation on a park bond package to the City Council.
- Mar 2007+: Staff studied a number of recreation facility options, including potential facility partners.
- Jan 2008: City Council held their annual retreat and identified two tasks:
 - Formed sub-committee to explore a potential facility partnership.
 - Assigned Park Commission the task of updating the park bond package and recommending a “smaller package.”
- Feb/
Mar 2008: Parks Commission held several meetings to review and prioritize projects.
 - General Capital Project Overview (02/13/08)
 - Athletic Field Projects (02/26/08)
 - Trail Projects (03/12/08)
 - Parks and Open Space Projects (03/26/08)
 - Final Recommendation (04/09/08)

Staff completed the athletic field analysis and presented information to City Council (03/11/08).

May 2008: Park Commission presented park bond recommendation to City Council (05/06/08).

July 2008: Staff presented park bond survey results to City Council (07/01/08).

Council discussion on the recreation programming as it relates to the proposed partnership with the Boys and Girls Club (07/08/08).

Financial Impact:

The total bond package is not to exceed \$19,000,000. This amount includes \$18,000,000 for capital project costs and an additional \$1,000,000 for bond fees. This amount represents \$0.14/\$1,000 of Assessed Valuation. Election costs will be incurred, but cost estimates are not available at this time.

Recommended Motion:

Motion to approve the first reading of the ordinance.

Draft Dated 7/11/2008

**CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. _____**

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, PROVIDING FOR THE SUBMISSION TO THE VOTERS OF THE CITY AT A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE STATE GENERAL ELECTION ON NOVEMBER 4, 2008, OF A PROPOSITION AUTHORIZING THE CITY TO ISSUE ITS GENERAL OBLIGATION BONDS, FOR THE PURPOSE OF PAYING A PART OF THE COST OF THE ACQUISITION, DEVELOPMENT, CONSTRUCTION AND IMPROVEMENT OF PARK, RECREATION AND ATHLETIC FACILITIES, IN THE PRINCIPAL AMOUNT OF NO MORE THAN [\$19,000,000], PAYABLE BY ANNUAL PROPERTY TAX LEVIES TO BE MADE IN EXCESS OF REGULAR PROPERTY TAX LEVIES, AS MORE PARTICULARLY SET FORTH HEREIN.

WHEREAS, the City Council of the City of Sammamish, Washington (the “City”), has determined that it is in the best interest of the City to acquire, develop, construct and improve park, recreation and athletic facilities (the “Projects”), and the City does not currently have sufficient funds available for that purpose; and

WHEREAS, the City Council wishes to seek voter approval for the issuance and sale of not to exceed [\$19,000,000] of general obligation bonds of the City to pay the costs of the Projects and the costs of issuance of such bonds, to be repaid by an annual excess property tax levy; and

WHEREAS, the City Council anticipates submitting to the voters within the City a measure authorizing a regular property tax for the maintenance and operation of the Projects, and desires to make the bond issue approval proposed in this ordinance contingent on authorization of such a regular property tax levy; and

WHEREAS, the constitution and laws of the State of Washington provide that the question of whether or not the City may issue such bonds be submitted to the qualified electors of the City for their ratification or rejection at a special election;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The Projects. The City Council finds that it is in the best interest of the City to acquire, develop, construct and improve park, recreation and athletic facilities within the City (the “Projects”), which are more particularly described in Exhibit A attached hereto. The Projects shall include all necessary equipment and appurtenances, but shall not include the replacement of equipment. The cost of all necessary architectural, engineering, legal and other consulting services, inspection and testing, administrative expenses, site acquisition or improvement, demolition, on and off-site utilities, related improvements and other costs incurred in connection with the Projects shall be deemed a part of the costs of such capital improvements. The City Council may modify the details of the Projects where necessary or advisable in the judgment of the City Council.

The estimated cost of the Projects, including the costs of issuing and selling the bonds authorized by this ordinance, is declared to be approximately [\$19,000,000]. The economic life of the Projects is expected to be at least [20] years.

Section 2. Description of Proposed Bonds. The Bonds may be issued as a single issue, as a part of a combined issue with other authorized bonds, or in more than one series, as deemed advisable by the City Council and as permitted by law. The Bonds shall be fully registered bonds; shall bear interest payable as permitted by law; shall mature within [20] years from the date of issue, or within any shorter period fixed by the City Council; shall be paid by annual property tax levies sufficient in amount to pay both principal and interest when due, which annual property tax levies shall be made in excess of regular property tax levies without limitation as to rate or amount but only in amounts sufficient to meet such payments of principal and interest as they come due; and shall be issued and sold in such manner, at such times and in such amounts as shall be required for the purpose for which such bonds are to be issued. The exact date, form, terms, options of prior redemption, price, interest rate or rates and maturities of the Bonds shall be hereafter fixed by ordinance of the City Council. Pending the issuance of the Bonds, the City may issue short-term obligations pursuant to chapter 39.50 RCW or such other obligations as are permitted by law to pay for the costs of the Projects. Such obligations and their costs may be paid or refunded with proceeds of the Bonds when issued.

Section 3. Proceeds of the Bonds. If available money from the proceeds of the Bonds is more than sufficient to pay the costs of the Projects, or if the City Council determines that state or local circumstances require any alteration in the Projects, the City may acquire, construct, equip and make other capital improvements to the City’s park, recreation and athletic facilities, or retire and/or defease a portion of the Bonds, all as the Council may determine and as permitted by law. If the proceeds of the sale of the Bonds and other available money are insufficient to make all of the capital improvements herein provided for, or if it has become impractical to accomplish any of the Projects or portions of the Projects, the City may use the proceeds of the Bonds and other available money for paying the costs of those portions of the Projects or other park, recreation and athletic facilities deemed by the City Council to be most necessary and in the best interest of the City.

Section 4. Calling of Election. The City Council requests that the Director of Records and Elections of King County, Washington (the “Director of Elections”) call and conduct a special election in the City, in the manner provided by law, to be held on November 4, 2008, in conjunction with the State general election, for the purpose of submitting to the voters

of the City, for their approval or rejection, the question of whether or not general obligation bonds of the City shall be issued in the principal amount of not more than [\$19,000,000] (or such lesser maximum amount as may be legally issued under the laws governing the limitation of indebtedness), the proceeds of which shall be expended to pay the costs of the Projects, and annual excess property taxes shall be levied to pay and retire the Bonds. The proceeds of the Bonds shall be used for capital purposes only, which shall not include the replacement of equipment.

If this proposition is approved by the requisite number of voters, the City shall be authorized, subject to the condition in the second sentence of this paragraph, to issue the Bonds in the manner described in this ordinance, to spend the proceeds thereof to pay the costs of the Projects, and to levy excess property taxes to pay and retire such bonds. The issuance of bonds under this authorization is conditioned on the approval by the City’s voters, prior to the issuance of such bonds, of a levy lid lift ballot proposition providing funding for operation and maintenance of the Projects.

Section 5. Ballot Proposition. The City Clerk (or her designee) is authorized and directed to certify, no later than August 12, 2008, to the Director of Elections, as *ex officio* supervisor of elections in the City, a copy of this ordinance and the proposition to be submitted at that election in the form of ballot title pursuant to RCW 29A.36.071, as follows:

PROPOSITION 1

CITY OF SAMMAMISH
PARK, RECREATION AND ATHLETIC FACILITIES BONDS

The City Council of the City of Sammamish has passed Ordinance No. _____ concerning financing certain park, recreation and athletic facilities projects.

If approved, this proposition would authorize the City to issue not more than [\$19,000,000] of general obligation bonds (maturing within [20] years or less) for the acquisition, development, construction and improvement of park, recreation and athletic facilities, and to annually levy excess property taxes to pay and retire such bonds, all as provided in the ordinance. This authorization is conditioned on voter approval, prior to issuance of such bonds, of a levy lid lift for funding operations and maintenance expenses.

Should this proposition be approved?

- YES
- NO.....

For purposes of receiving notice of any matters related to the ballot title, as provided in RCW 29A.36.080, the City Council hereby designates the [City Attorney] as the individual to whom the Director of Elections shall provide such notice.

Section 6. General Authorization. The proper City officials are authorized to perform such duties as are necessary or required by law to the end that the question of whether or not bonds shall be issued, as provided in this ordinance, shall be submitted to the voters of the City at the November 4, 2008, state general election. All actions taken prior to the effective date of this ordinance and in furtherance of these objectives are hereby ratified and confirmed.

Section 7. Intent to Reimburse. The City Council declares that to the extent that the City makes capital expenditures for the Projects, prior to the date the Bonds or other short-term obligations are issued to finance the Projects, from funds that are not (and are not reasonably expected to be) reserved, allocated on a long-term basis or otherwise set aside by the City under its existing and reasonably foreseeable budgetary and financial circumstances to finance the Projects, those capital expenditures are intended to be reimbursed out of proceeds of the Bonds or other short-term obligations issued in an amount not to exceed the principal amount of the Bonds provided by this ordinance.

Section 8. Local Voters' Pamphlet Authorized. The preparation and distribution of a local voters' pamphlet providing information on the foregoing ballot measure is hereby authorized. The pamphlet shall include arguments advocating approval and disapproval of the ballot measure. In accordance with RCW 29A.32.280, the arguments advocating approval and disapproval of the ballot shall be prepared by committees appointed by City Council by motion not later than forty-five days before the publication of the pamphlet. Each committee shall be composed of not more than three persons, and the committee advocating approval shall be composed of persons known to favor the ballot title and the committee advocating disapproval shall be composed of persons known to oppose the ballot title.

Section 9. Severability. The recitals stated above (i.e., the "Whereas" clauses) constitute specific findings by the City Council in support of passage of this ordinance. If any provision of this ordinance is declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and shall be severable from the remaining provisions of this ordinance, and shall in no way affect the validity of the other provisions of this ordinance or of any other ordinance or resolution or of the Bonds.

[remainder of page intentionally left blank]

Section 10. Publication and Effective Date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR OPEN PUBLIC MEETING THEREOF THIS ____ DAY OF _____, 2008.

CITY OF SAMMAMISH

Mayor Lee Felling

ATTEST/AUTHENTICATED:

Melonie Anderson, City Clerk

APPROVED AS TO FORM:

Foster Pepper PLLC, Bond Counsel

Filed with the City Clerk: July 11, 2008
First Reading: July 15, 2008
Second Reading:
Passed by the City Council:
Date of Publication:
Effective Date:

EXHIBIT A

PROJECTS

The following is a brief description of the park, recreation and athletic projects (the “Projects”):

1. Pine Lake Middle School Athletic Fields – Includes development of one field area to accommodate two softball fields and one soccer/lacrosse field, including installation of synthetic turf and lights and related improvements.
2. Sammamish Landing – Phase I – Includes development of the waterfront park along Lake Sammamish to include picnic areas, canoe pullouts, habitat restoration, docks, limited parking and other improvements.
3. East Sammamish Park – Phase I – Includes development of a new spray park, playground upgrades, development of a new trail to Margaret Mead Elementary School, frontage improvements and parking lot expansion.
4. Beaver Lake Vicinity Trail – Includes developing a hard and soft surface trail to connect Beaver Lake Park and Beaver Lake Preserve along W. Beaver Lake Drive.
5. Land Acquisition – Acquisition of land for a new park in northeast Sammamish.
6. Recreation Facility – Purchase and development of the existing King County Library site (or if deemed not feasible by the Council, then acquisition and development of another suitable site) to support a partnership with a local non-profit organization for the provision of recreation services with an emphasis on youth and teen programs.

CERTIFICATION

I, the undersigned, City Clerk of the City of Sammamish, Washington (the "City"), hereby certify as follows:

1. The attached copy of Ordinance No. _____ (the "Ordinance") is a full, true and correct copy of an ordinance duly passed at a regular meeting of the City Council of the City held at the regular meeting place thereof on _____, 2008, as that ordinance appears on the minute book of the City; and the Ordinance will be in full force and effect five days after the publication of its summary in the City's official newspaper; and
2. A quorum of the members of the City Council was present throughout the meeting and a majority of those members present voted in the proper manner for the passage of the Ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 2008.

CITY OF SAMMAMISH, WASHINGTON

Melonie Anderson, City Clerk



CITY COUNCIL AGENDA BILL

Subject:

Ordinance First reading ordinance authorizing a Property Tax Levy Lid Lift for parks and recreation services for the November 4, 2008 General Election. (Proposition 2)

Meeting Date: July 15, 2008

Date Submitted: July 11, 2008

Originating Department: Parks and Recreation

Clearances:

- | | |
|---|---|
| <input checked="" type="checkbox"/> City Manager | <input type="checkbox"/> Police |
| <input type="checkbox"/> Public Works | <input type="checkbox"/> Fire |
| <input type="checkbox"/> Building/Planning | <input checked="" type="checkbox"/> Attorney |

Action Required:

First reading.

Exhibits:

1. Ordinance

Budgeted Amount: N/A

Summary Statement:

This ordinance calls for the submission to voters of a proposition authorizing an increase in property taxes (levy lid lift) to provide funding for parks and recreation services. The increased property tax, in the amount of \$310,000 annually, will provide funding for operations and maintenance of the capital improvement projects included in the park bond package.

This ordinance requires passage of an accompanying park bond for capital improvement projects. If the levy lid lift passes, and the park bond does not pass, the City would have one year within which to pass a park bond.

Background:

The net operating and maintenance (O&M) costs for the new facilities and the facility improvements included in the park bond package are summarized below.

Recreation Facility	\$165,000
<p>This facility will be operated by a non-profit organization, most likely the Boys and Girls Club. The O&M costs are tied to additional recreation programs provided by the City during non-club hours. Services will likely include daytime programs for senior adults and preschool age children. Expenses include recreation staff, contracted staff (instructors), advertising/marketing, supplies and equipment. Revenue from programs and a facility lease is anticipated and has been factored into the operating cost projection.</p>	
Sammamish Landing (New Park)	\$56,000
<p>The construction of Sammamish Landing Park on the Lake Sammamish waterfront represents a net addition to the City of Sammamish parks system. Expenses include routine daily and weekly maintenance (mowing, weeding, garbage removal, restroom cleaning) and other maintenance (dock repair, trail repair, vegetation management).</p>	
East Sammamish Park (Park Improvement)	\$26,000
<p>East Sammamish Park is an existing park in the City of Sammamish parks system, therefore the O&M costs associated with the Phase I development are tied to the new park features. Specifically, Phase I includes a new spray park, an expanded playground and a new trail to Margaret Mead Elementary School. Estimates were derived based on our experience maintaining similar facilities in the City.</p>	
Pine Lake Middle School Athletic Fields	\$41,000
<p>The construction of an artificial turf field at Pine Lake Middle School represents a net addition to the City of Sammamish parks system. Expenses for this facility include daily and weekly maintenance (field sweeping, garbage pick-up, honey bucket rental) and other maintenance (turf repair, light programming, equipment repair). Revenue from field rentals is anticipated and has been factored into the operating cost projection.</p>	
Beaver Lake Vicinity Trail	\$14,000
<p>The construction of the Beaver Lake Vicinity Trail represents a net addition to the City of Sammamish parks system. Expenses for the trail include daily and weekly maintenance (garbage clean-up, vegetation maintenance) and other maintenance (trail repair, signage repair).</p>	
NE Sammamish Land Acquisition	\$8,000
<p>The O&M costs associated with land acquisition include vegetative management (rough-area mowing, danger tree removal, control of invasive plant species) and routine items such as garbage clean-up. As a comparison, the City currently spends approximately \$20,000 annually maintaining Evans Creek Preserve (an undeveloped open space).</p>	
TOTAL	\$310,000

As is the current practice, maintenance services will be provided through a combination of in-house staff (FTE's) and contracted personnel.

Financial Impact:

The additional property tax is \$310,000. This amount represents \$0.04/\$1,000 of Assessed Valuation. Election costs will also be incurred, but cost estimates are not available at this time.

Recommended Motion:

Motion to approve the first reading of the ordinance.

**CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. _____**

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, RELATING TO REGULAR PROPERTY TAXES; PROVIDING FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY AT A SPECIAL ELECTION HELD IN CONJUNCTION WITH THE STATE GENERAL ELECTION ON NOVEMBER 4, 2008, OF A PROPOSITION AUTHORIZING THE CITY TO LEVY REGULAR PROPERTY TAXES IN EXCESS OF THE LIMITATIONS OF CH. 84.55 RCW; SETTING FORTH THE TEXT OF THE BALLOT PROPOSITION; DIRECTING PROPER CITY OFFICIALS TO TAKE NECESSARY ACTIONS; AND PROVIDING FOR OTHER PROPERLY RELATED MATTERS.

WHEREAS, RCW 84.55.050(1) provides for the levy of regular property taxes in an amount exceeding the limitations specified in chapter 84.55 RCW if such increased levy is authorized by a proposition approved by a majority of the voters at general election held within the taxing district (a “levy lid lift”); and

WHEREAS, the City Council of the city of Sammamish, Washington (the “City”) has adopted Ordinance No. _____, which authorizes the submission to the voters of the City on November 4, 2008, of a proposition (“Proposition 1”) regarding the issuance of not more than \$19,000,000 of unlimited tax general obligation bonds to pay part of the cost of the acquisition, development, construction and improvement of parks, recreation and athletic facilities (the “Projects”); and

WHEREAS, the City Council has determined that if Proposition 1 is approved by the voters of the City, the City will be in need of funds for the operation and maintenance of the Projects, and has therefore determined that it is in the interests of the City and its residents to submit this levy lid lift proposition (“Proposition 2”) to the voters for their approval or rejection;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Calling of Election. The City Council finds that it is in the best interests of the City to submit to the qualified voters of the City, at a special election held in conjunction with the state general election on November 4, 2008, a proposition authorizing the City to increase its regular property tax levy for collection in 2009 by an amount greater than otherwise

permitted under chapter 84.55 RCW for the purpose described in Section 2(a). If this proposition is approved, the City Council will be authorized to adopt, in accordance with its regular budget process, an increased regular property tax as described in Section 2.

Section 2. Purpose and Description of Ballot Proposition (“Proposition 2”). For the purpose(s) identified below, the City Council seeks voter approval under RCW 84.55.050(1) for a levy lid lift, as follows:

(a) Purpose. The amounts collected pursuant to the increase authorized by this Proposition 2 shall be used to pay for expenses incurred in connection with the operation or maintenance of such parks, recreation and athletic facilities acquired, developed, constructed or improved using proceeds of bonds issued pursuant to Proposition 1 (the “Projects”). Prior to completion of the Projects, amounts collected pursuant to this increase may be held in reserve to pay for operation and maintenance after completion, or may be used to pay for other costs incurred in connection with securing approval for and carrying out the Projects.

(b) Increase Authorized in 2009. The proposition authorizes a maximum increase in the City’s total levy rate to [approximately] \$2.28 per \$1,000 of assessed value for collection in 2009. This represents an incremental increase in the regular property tax rate of \$0.04 per \$1,000 of assessed value, over the 2008 levy rate.

(c) Increase Authorized in Future Years. Pursuant to RCW 84.55.050(4), the dollar amount of the maximum authorized levy under chapter 84.55 RCW for collection in 2009 shall be used for the purpose of computing the limitations for subsequent levies provided for under ch. 84.55 RCW, and such funds shall be limited to the purposes described in Section 2(a), above. This authorization shall expire on December 31, 2009 if Proposition 1 (or a substantially similar proposition authorizing the issuance of bonds for the acquisition, development construction and improvement of parks, recreation and athletic facilities) has not been approved by the voters.

Section 3. Ballot Proposition. The Director of Records and Elections of King County, Washington (the “Auditor”), as *ex officio* supervisor of elections, is hereby requested to call and conduct a special election in the City, in the manner provided by law, to be held on the date identified in Section 2, for the purpose of submitting to the voters of the City, a proposition in substantially the following form:

PROPOSITION 2

CITY OF SAMMAMISH

**Levy Lid Lift for Operations and Maintenance
of Park, Recreation and Athletic Facilities**

The City Council has adopted Ordinance _____ concerning funding operations and maintenance of park, recreation and athletic facilities.

If approved, this proposition would fund operations and maintenance of park, recreation and athletic facilities authorized by Proposition 1. It authorizes a 2009 regular property levy rate of \$2.28/\$1,000 assessed value (an estimated increase of \$0.04/\$1,000 over 2008). The 2009 levy amount will be used to calculate subsequent levy limits, and those amounts will fund operations and maintenance, all as described in the ordinance. This authorization will expire on December 31, 2009 if voters have not approved a bond levy.

Should this proposition be: Approved? Rejected?

Section 4. Notices Relating to Ballot Proposition. For purposes of receiving notice of the exact language of the ballot proposition required by RCW 29A.36.080, the City Council hereby designates (1) City Manager; and (2) special counsel to the City, Foster Pepper PLLC (Alice Ostdiek, 206-447-4400, ostda@foster.com) as the individuals to whom such notice should be provided.

Section 5. Authorization to Deliver Resolution and Perform Other Necessary Duties. The City Clerk (or her designee) is authorized and directed, no later than August 12, 2008, to certify a copy of this ordinance to the Auditor and to perform such other duties as are necessary or required by law to the end that the proposition described herein should appear on the ballot at the special election identified in Section 2 of this ordinance.

Section 6. Severability. The recitals stated above (i.e., the “Whereas” clauses) constitute specific findings by the City Council in support of passage of this ordinance. If any provision of this ordinance is declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and shall be separable from the remaining provisions of this ordinance, and shall in no way affect the validity of the other provisions of this ordinance or of any other ordinance or resolution, or of the levy or collection of the taxes authorized herein.

Section 7. Publication and Effective Date. This ordinance shall take effect and be in force five (5) days after publication as provided by law.

ADOPTED BY THE CITY COUNCIL AT A REGULAR OPEN PUBLIC MEETING THEREOF THIS ____ DAY OF _____, 2008.

CITY OF SAMMAMISH

Mayor Lee Felling

ATTEST:

Melonie Anderson City Clerk

APPROVED AS TO FORM:

Foster Pepper PLLC, Bond Counsel

Filed with the City Clerk: July 11, 2008

First Reading:

Second Reading:

Passed by the City Council:

Date of Publication:

Effective Date:

CERTIFICATION

I, the undersigned, City Clerk of the City of Sammamish, Washington (the "City"), hereby certify as follows:

1. The attached copy of Ordinance No. _____ (the "Ordinance") is a full, true and correct copy of an ordinance duly passed at a regular meeting of the City Council of the City held at the regular meeting place thereof on _____, 2008, as that ordinance appears on the minute book of the City; and the Ordinance will be in full force and effect five days after the publication of its summary in the City's official newspaper; and
2. A quorum of the members of the City Council was present throughout the meeting and a majority of those members present voted in the proper manner for the passage of the Ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 2008.

CITY OF SAMMAMISH, WASHINGTON

Melonie Anderson, City Clerk