

AGENDA

City Council Special Meeting REVISED

6:30 pm – 10:00 pm
Council Chambers

July 21, 2008

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

- Mrs. Washington Marikay Coyer
- Update: Lower Sammamish Commons Site Plan (20 minutes)

Consent Agenda

- Payroll for pay period ending July 15, 2008 for pay date July 18, 2008 in the amount of \$244,745.26
1. Bid Award: Pine Lake Park Project Phase 2/Ohno Construction
 2. Amendment: Pine Lake Park Project Phase 2 Design/Barker
 3. Approval: Minutes for May 20, 2008 Regular Meeting
 4. Approval: Minutes for June 17, 2008 Regular Meeting

Unfinished Business

5. Ordinance: Second Reading 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

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.



\$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.

6. Ordinance: Second Reading 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.

New Business

7.
 - A. Authorization: Explanatory Statement for Proposition 1
 - B. Authorization: Explanatory Statement for Proposition 2
 - C. Appointment of Members to Voters Pamphlet Committee to prepare the argument supporting Propositions 1 and 2
 - D. Authorization: City Manager to advertise for and appoint Members to the Voters Pamphlet Committee to prepare the argument against Propositions 1 and 2.
8. Contract: Freed House Move Architectural Services/BOLA
9. Contract: Emergency AM Radio

Council Reports – If necessary

City Manager Report – If necessary

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

Adjourn

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AGENDA CALENDAR

July 2008			
Mon 07/21	6:30 pm	Special Meeting/Study Session	Lower Sammamish Commons Updated Site Plan Ordinance: Second Reading Parks Bond Contract: Pine Lake Park Waterfront Improvement Amendment: Pine Lake Park Phase II Design/Barker Contract: Freed House Move Architectural Services/TBD Contract: Emergency AM Radio Executive Session: Personnel Recognition: Mrs. Washington
August 2008			
No meetings			
Sept 2008			
Tues 09/02	6:30 pm	Regular Council Meeting	Quarterly Report: Finance/Community Development Student Art Work Recognition Bid Award: Room 214 modifications
Tues 09/09	6:30 pm	Study Session	Joint Meeting/City of Redmond
Mon 09/15	6:30 pm	Study Session	ARCH/Housing Low Impact Development Evans Creek Preserve Long-Term Strategy "Revised" Preferred Alternative Affordable Housing
Tues 09/16	6:30 pm	Regular Council Meeting	Public Hearing/Second Reading: Ordinance LID Ordinance: First Reading Franchise Agreement
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	



CITY COUNCIL AGENDA BILL

Subject:

Pine Lake Park, Phase IIB – Site and Shoreline
Improvements- Award of Construction Contract

Meeting Date: July 21, 2008

Date Submitted: July 15, 2008

Originating Department: Parks and Recreation

Clearances:**Action Required:**

Authorize the City Manager to award and execute a contract with the lowest responsible bidder for shoreline improvements at Pine Lake Park.

City Manager **Police**

Public Works **Fire**

Building/Planning **Attorney**

Exhibits:

1. Bid Tabulation
2. Contract and Scope of Work

Budgeted Amount: \$1,616,400 is allocated for Phase II Improvements at Pine Lake Park in the 2007-08 Amended Budget. An additional \$632,500 is allocated in the Parks CIP as capital contingency. This contract is the second construction contract for Phase II improvements at Pine Lake Park.

Summary Statement:

During the planning stages for Phase II improvements, the beach and shoreline area of the park were identified for inclusion in the Phase II construction project. This contract is for the revitalization of the shoreline area including beach renovation, reforestation, ADA access improvements, and construction of a picnic terrace between the beach and restroom building (Phase IIB).

Bids were opened on Wednesday, July 23, 2008 and a total of four bids were received. Staff evaluated the bids and Ohno Construction was identified as the lowest responsible bidder.

The dock replacement portion of Phase II is not included in this construction contract. The dock design is still under review by the Department of Ecology with minor design changes anticipated. Once all permits are in hand for the dock replacement project (Phase IIC), this element of the project will be re-bid.

It is anticipated that all Phase II projects will be complete by Spring 2009.

Background:

Pine Lake Park was acquired from King County after incorporation. This project was first identified in 2002 as part of the Park Master Plan. A Phase I improvement project was completed in 2004.

Project funding for Phase II was allocated as part of the Capital Improvement Project budget for 2007-2008. Phase II project design was substantially completed in early 2008.

Phase IIA improvements (construction of 3 new picnic shelters) are underway and expected to be complete by the end of July 2008.

Dock replacement (Phase IIC) will be the third and final part of the project. The contract for Phase IIC will be awarded at a later date.

Financial Impact:

The total contract amount requested is \$804,331.71. This includes \$766,030.20 for the construction contract (including WSST) and an additional 5% for potential change orders in the amount of \$38,301.51 (5% of the construction contract) to be approved by the City Manager.

Pine Lake Park Phase II	\$1,616,400.00
Capital Contingency	\$ 632,500.00
TOTAL FUNDING	\$2,248,900.00
Phase IIA (Picnic Shelters)	\$ 230,117.00
Phase IIB (Shoreline Improvements)	\$ 804,331.71
TOTAL CONSTRUCTION COSTS Y-T-D	\$1,034,448.71
Phase IIC (Dock Replacements)*	\$ 850,000.00

*Estimated cost based on recent bid tabulation. Staff are working with consultants to identify potential cost saving opportunities in conjunction with the permit-related design changes that may be required by the Department of Ecology.

Recommended Motion:

Authorize the City Manager to award and execute a contract with Ohno Construction for the shoreline improvements at Pine Lake Park.

Bid Tabulation

Project: Pine Lake Park Phase II- Site and Shoreline Improvements

Owner: City of Sammamish Parks Department

Date: 07/02/2008

Time: 11:00

Location: City of Sammamish Council Chambers

Bidder	Signed Proposal	Add. Receipt	Bid Bond	Noncolusion Affidavit	Addendum #1 Acknowledged	Bid For Schedule A	Bid For Schedule B	Bid For Schedule C	Total Bid Price
Ohno Const.	✓		✓	✓	✓	\$823,038	664,938	37,842	\$ 1,525,818 -
Grade Inc.	✓		✓	✓	✓	847,615. ⁰⁰	692,778. ⁹⁰	33,675.30	\$ 1,574,070.12
A-1 Landscaping Construct Co	✓		✓	✓	✓	737,880. ²⁴	1,233,291. ¹⁸	53,182.80	\$ 2,024,354. ²²
	✓		✓	✓	✓	870,876-	805,434. ⁸⁴	10,830.	\$ 1,693,140. ⁸⁴
									\$ -
									\$ -
									\$ -
									\$ -
									\$ -

The Apparent Low Bidder is: *Ohno Const.* (Total Bid Price) \$ *1,525,818 -*

Engineers Estimate (Total Bid Price) \$1 million



CONSTRUCTION CONTRACT

THIS AGREEMENT, made and entered into this 15th day of July, 2008 by and between THE CITY OF SAMMAMISH, Washington, a municipal corporation of the State of Washington, hereinafter referred to as "CITY" and OHNO CONSTRUCTION, hereinafter referred to as "CONTRACTOR."

WITNESSETH:

- 1) The Contractor shall within the time stipulated, (to-wit: within 125 working days from date of commencement hereof as required by the Contract, of which this agreement is a component part) perform all the work and services required to be performed, and provide and furnish all of the labor, materials, appliances, machines, tools, equipment, utility and transportation services necessary to perform the Contract, and shall complete the construction and installation work in a workmanlike manner, in connection with the City's Project Pine Lake Park Phase II- Site and shoreline Improvements for improvement by construction and installation of: "Schedule B" and "Schedule C" work, all in accordance with the attached Contract Plans, Special Provisions, and the current edition of the Washington State Department of Transportation Standard Specifications.

All the foregoing shall be timely performed, furnished, constructed, installed and completed in strict conformity with the plans and specifications, including any and all addenda issued by the City and all other documents hereinafter enumerated, and in full compliance with all applicable codes, ordinances and regulations of the City of Sammamish and any other governmental authority having jurisdiction thereover. It is further agreed and stipulated that all of said labor, materials, appliances, machines, tools, equipment and services shall be furnished and the construction installation performed and completed to the satisfaction and the approval of the City's Parks Director as being in such conformity with the plans, specifications and all requirements of or arising under the Contract.

- 2) The aforesaid Contract, entered into by the acceptance of the Contractor's bid and signing of this agreement, consists of the following documents, all of which are component parts of said Contract and as fully a part thereof as if herein set out in full, and if not attached, as if hereto attached.
 - a) This Agreement
 - b) Instruction to Bidders
 - c) Project Proposal
 - d) Specifications
 - e) Maps and Plans
 - f) Bid
 - g) Advertisement for Bids
 - h) Special Provisions, if any
 - i) Addenda, if any and all modifications or changes issued pursuant to the Contract

- 3) If the Contractor refuses or fails to prosecute the work or any part thereof, with such diligence as will insure its completion within the time specified in this Contract, or any extension in writing thereof, or fails to complete said work with such time, or if the Contractor shall be adjudged a bankrupt, or if he should make a general assignment for the benefit of his creditors, or if a receiver shall be appointed on account of the Contractor's insolvency, or if he or any of his subcontractors should violate any of the provisions of this Contract, the City may then serve written notice upon him and his surety of its intention to terminate the Contract, and unless within ten (10) days after the serving of such violation or non-compliance of any provision of the Contract shall cease and satisfactory arrangement for the correction thereof be made, this Contract, shall, upon the expiration of said ten (10) day period, cease and terminate in every respect. In the event of any such termination, the City shall immediately serve written notice thereof upon the surety and the Contractor and the surety shall have the right to take over and perform the Contract, provided, however, that if the surety within fifteen (15) days after the serving upon it of such notice of termination does not perform the Contract or does not commence performance thereof within thirty (30) days from the date of serving such notice, the City itself may take over the work under the Contract and prosecute the same to completion by Contract or by any other method it may deem advisable, for the account and at the expense of the Contractor, and his surety shall be liable to the City for any excess cost or other damages occasioned the City thereby. In such event, the City, if it so elects, may, without liability for so doing, take possession of and utilize in completing said Contract such materials, machinery, appliances, equipment, plants and other properties belonging to the Contractor as may be on site of the project and useful therein.
- 4) The foregoing provisions are in addition to and not in limitation of any other rights or remedies available to the City.
- 5) Contractor agrees and covenants to hold and save the City, its officers, agents, representatives and employees harmless and to promptly indemnify same from and against any and all claims, actions, damages, liability of every type and nature including all costs and legal expenses incurred by reason of any work arising under or in connection with the Contract to be performed hereunder, including loss of life, personal injury and/or damage to property arising from or out of any occurrence, omission or activity upon, on or about the premises worked upon or in any way relating to this Contract. This hold harmless and indemnification provision shall likewise apply for or on account of any patented or unpatented invention, process, article or appliance manufactured for use in the performance of the Contract, including its use by the City, unless otherwise specifically provided for in this Contract.

In the event the City shall, without fault on its part, be made a party to any litigation commenced by or against Contractor, then Contractor shall proceed and hold the City harmless and he shall pay all costs, expenses and reasonable attorney's fees incurred or paid by the City in connection with such litigation. Furthermore, Contractor agrees to pay all costs, expenses and reasonable attorney's fees that may be incurred or paid by City in the enforcement of any of the covenants, provisions and agreements hereunder.

- 6) Any notice from one party to the other party under the Contract shall be in writing and shall be dated and signed by the party giving such notice or by its duly authorized representative of such party. Any such notice as heretofore specified shall be given by personal delivery thereof or by depositing same in the United States mail, postage prepaid, certified or registered mail.

- 7) The Contractor shall commence performance of the Contract no later than 10 calendar days after Contract final execution, and shall complete the full performance of the Contract not later than 91 working days from the date of commencement. For each and every working day of delay after the established day of completion, it is hereby stipulated and agreed that the damages to the City occasioned by said delay shall be a sum calculated and imposed in compliance with 2006 WSDOT Standard Specifications, Section 1-08.9, Liquidated Damages (and not as a penalty) for each such day, which shall be paid by the Contractor to the City.
- 8) Neither the final certificate of payment nor any provision in the Contract nor partial or entire use of any installation provided for by this Contract shall relieve the Contractor of liability in respect to any warranties or responsibility for faulty materials or workmanship. The Contractor shall be under the duty to remedy any defects in the work and pay for any damage to other work resulting therefrom which shall appear within the period of one (1) year from the date of final acceptance only that work listed in Group(s) none of the Summary of quantities in the Contract Plans, i.e. the "Federal Non-participating Items," unless a longer period is specified. However, all manufacturer's warranties or guarantees on electrical and mechanical equipment, consistent with those provided as customary trade practice, shall be assigned to the City at the time of project acceptance. The Contractor shall further be required to supply warranties or guarantees providing for satisfactory in-service operation of any mechanical and electrical equipment and related components involved in Group(s) none of the Summary of Quantities in the Contract Plans, i.e. "Federal Participating Items" for a period not to exceed 6 months following project acceptance. The City will give notice of observed defects as heretofore specified with reasonable promptness after discovery thereof, and Contractor shall be obligated to take immediate steps to correct and remedy any such defect, fault or breach at the sole cost and expense of Contractor.
- 9) The Contractor and each subcontractor, if any, shall submit to the City such schedules of quantities and costs, progress schedules, payrolls, reports, estimates, records and miscellaneous data pertaining to the Contract as may be requested by the City from time to time.
- 10) The Contractor shall furnish a surety bond or bonds as security for the faithful performance of the Contract, including the payment of all persons and firms performing labor on the construction project under this Contract or furnishing materials in connection with this Contract; said bond to be in the full amount of the Contract price as specified in Paragraph 11. The surety or sureties on such bond or bonds must be duly licensed as a surety in the State of Washington.
- 11) The total amount of this contract is the sum of \$766,030.20
numbers
Seven hundred sixty-six thousand thirty dollars and twenty cents
written words
which includes any required Washington State Sales Tax. Payments will be made to Contractor as specified in the "Standard Specifications" of this Contract.

IN WITNESS WHEREOF, the City has caused these presents to be signed by its City Manager and attested by its City Attorney and the Contractor has hereunto set his hand and seal the day and year first above-written.

CONTRACTOR	CITY OF SAMMAMISH
 _____ President/Partner/Owner Signature Yoshio Ohno	_____ City Manager Signature ATTEST
 _____ Secretary Signature Emily Barkley	_____ City Attorney Signature
<u>Ohno Construction Company</u> _____ Firm Name	
check one <input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Corporation Incorporated in <u>Washington</u>	

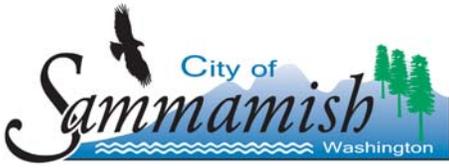
Attention:

If business is a CORPORATION, name of the corporation should be listed in full and both President and Secretary must sign the contract, OR if one signature is permitted by corporation by-laws, a copy of the by-laws shall be furnished to the City and made a part of the contract document.

If business is a PARTNERSHIP, full name of each partner should be listed followed by d/b/a (doing business as) and firm or trade name; any one partner may sign the contract.

If business is an INDIVIDUAL PROPRIETORSHIP, the name of the owner should appear followed by d/b/a and name of the company.

END OF CONTRACT



CITY COUNCIL AGENDA BILL

Subject:

Pine Lake Park Phase II Improvements- Design Services – Contract Amendment

Meeting Date: July 21, 2008

Date Submitted: July 15, 2008

Originating Department: Parks and Recreation

Clearances:**Action Required:**

Authorize the City Manager to sign the Contract Amendment for Barker Landscape Architects, P.S. for changes to the consultant contract for Pine Lake Park Phase II Improvements.

City Manager

Police

Public Works

Fire

Building/Planning

Attorney

Exhibits:

1. Contract Amendment

Budgeted Amount: \$1,616,400 is allocated for Phase II Improvements at Pine Lake Park in the 2007-08 Amended Budget. An additional \$632,500 is allocated in the Parks CIP as capital contingency.

Summary Statement:

Barker Landscape Architects, P.S. was awarded a contract on April 7, 2007 to prepare the construction documents for the Phase II Improvements at Pine Lake Park. The original scope of work included: general services/administration, preliminary design, schematic design, design development, permit drawings, bid documents, bid support, construction management, and project close-out.

Additional services are required to permit and assemble construction drawings for the multi-purpose dock. The dock design is currently under review by the Washington State Department of Fish and Wildlife. During this review a number of design changes have already been required, including additional grating on the dock surface. As review continues we are anticipating additional design changes and further analysis will be required by our architectural and engineering teams.

Final review of the dock design will be completed by the Washington State Department of Ecology (DOE) and is scheduled for sometime in early August. Preliminary conversations with DOE indicate that there may be additional design modifications required during this process. This contract amendment covers the cost of the additional design work recently completed (for Fish and Wildlife review) and additional design work anticipated in August (DOE).

Several minor design modifications have occurred over the course of the contract including revisions to the turnaround at the parking lot and additional design work/modifications to the picnic shelters. This contract amendment includes the additional minor design work required for Phase IIA (picnic shelters) and Phase IIB (shoreline improvements).

Finally, the original scope of work included one bid package for the entire project. Due to structural safety concerns, the picnic shelters were removed this past winter and the replacement project was accelerated and bid separately. In addition, the ongoing review/permit process associated with the dock replacement has required this element of the project to be removed and bid separately. This contract amendment covers the support necessary to prepare and administer two additional bid packages.

Background:

Pine Lake Park was acquired from King County after incorporation. This project was first identified in 2002 as part of the Park Master Plan. A Phase I improvement project was completed in 2004.

Project funding for Phase II was allocated as part of the Capital Improvement Project budget for 2007-2008. Phase II project design was substantially completed by Barker Landscape Architects, Inc. in early 2008.

Phase IIA improvements (construction of 3 new picnic shelters) are underway and expected to be complete by the end of July 2008.

A construction contract for Phase II (shoreline improvements) is scheduled to be awarded at the City Council meeting on Monday, July 21.

Dock replacement (Phase IIC) will be the third and final part of the project and is currently under review by the Department of Fish and Wildlife and the Department of Ecology.

Financial Impact:

The total amount of the contract amendment is \$25,000.00. The initial contract with Barker Landscape Architects, P.S. was \$180,000.00 bringing the total consultant expenses to \$205,000.00 or roughly 11% of the anticipated construction costs.

Recommended Motion:

Authorize the City Manager to sign Contract Amendment #1 with Barker Landscape Architects, P.S.



SUPPLEMENTAL AGREEMENT

Amendment Number: 1	Date: July 21, 2008
Project: Pine Lake Park Phase II Improvements- Design Services	City Project number N/A
Consultant: Barker Landscape Architects, P.S.	Contract Number: C2007-127

The City of Sammamish desires to amend the agreement with Barker Landscape Architects, P.S. for the completion of additional services related to dock revisions/re-design to meet permitting requirements, assembling an additional bid package, completing additional minor design work, and revising the completion date for contract services. All provisions in the basic agreement remain in effect except as expressly modified by this amendment.

The changes to this agreement are described as follows:

1. Make revisions as necessary to permit and construct the multi-purpose dock. Provide consultant and design services as needed during Department of Fish and Wildlife design review and Department of Ecology design review.
2. Assemble a separate bid package for Phase IIA (picnic shelter replacement) and Phase IIC (dock replacement). Total of two additional bid packages.
3. Prepare design modifications for picnic shelters (Phase IIA) and park turnaround (Phase IIB).
4. Revise the date of contract completion to March 31, 2009.

PAYMENT shall be amended in accordance with the consultant fee determination attached and as summarized as follows:

Original Contract Amount:	Current Contract Amount	Estimated Net Change This Amendment	Estimated Contract Total After Change
<u>\$ 180,000.00</u>	<u>\$ 180,000.00</u>	<u>\$ 25,000.00</u>	<u>\$ 205,000.00</u>
_____ (Consultant Name) JOHN F. BARKER		Approved: _____ City of Sammamish	
_____ Date 7.17.08		_____ Date	

COUNCIL  **MINUTES**

Regular Meeting
May 20, 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 Deputy City Clerk Stacy Herman.

Roll Call/Pledge

Roll was called. Councilmember led the pledge.

Public Comment

Tom Young, Constituent Services Manager, Office of Congressman Reichart: He reported on obtaining a Sammamish City Post Office and offered their services with any of the 117 Federal Agencies including help with federal grant money.

Approval of Agenda

MOTION: Councilmember Huckabay moved to approve the agenda. Deputy Mayor Gerend seconded.

AMENDMENT: Councilmember Petitti moved to approve the agenda as revised adding Bill #'s 13a, 13b and 18. Deputy Mayor Gerend seconded. Motion carried unanimously 7-0.

MAIN MOTION: Motion to approve agenda as amended. Motion carried unanimously 7-0.

Student Liaison Report

Skyline Student Liaisons (*Kim Lammers*): She reported on Olympian tryouts on May 28th and 29th, senior testing, prom, senior finals and graduation on June 12th at Safeco Field.

Proclamations/Presentations

Debbie Young, Confluence Sculpture Artist presented a book to the City Council. Her art display can be seen at the front of City Hall. She described the process of designing her sculpture and emphasized the importance of the piece being one that could be site responsive.

Consent Calendar

Payroll for pay period ending April 30, 2008 for pay date May 5, 2008 in the amount of \$222,567.60

- 1. Approval: Claims for period ending May 20, 2008 for Check No. 20764 through Check No. 20773 in the amount of \$109,600.87 (dollar amount approved May 6, 2008 but check numbers were incorrect) and Check No. 20774 through Check # 20852 in the amount of \$734,506.04.**
- 2. Approval: 2007 to 2008 Carry Forward Budget Adjustments**
- 3. Change Order: Pergola Improvement Project/Ellis**
- 4. Change Order: Pine Lake Park Phase 2 Picnic Shelter Project/Danneko**
- 5. Interlocal: Special Property Tax Levy Agreement/King County**
- 6. Amendment: Annexation Study/BHC**
- 7. Amendment: ROW Maintenance/Northwest Landscape**
- 8. Agreement: 4th on the Plateau /Donation**
- 9. Contract: 4th of July Fireworks/Western Display Fireworks**
- 10. Resolution: Establishing Parking Regulations And Left Turn Restrictions On The 4th Of July (R2008-327)**

- 11. Resolution: Final Acceptance 2007 Curb And Sidewalk Repairs Project/Edge Concrete (R2008-328)**

- 12. Resolution: Accepting The "Sammamish Commons Project" As Complete/Bayley Construction (R2008-329)**

- 13. Resolution: Appointing Members To The Sammamish Youth Board (R2008-330)**

- 13A. Resolution: Granting Final Plat Approval To The Plat Of Crofton, Aka Evergreen Subdivision (R2008-331)**

- 13B. Bid Award: Portable Stage**

MOTION: To approve consent calendar as presented. Motion carried unanimously 7-0.

Public Hearing:**Ordinance: First Reading amending the City of Sammamish Comprehensive Plan Land Use Element Figure Iii-2 for the adoption the the City's Town Center Plan.**

Community Development Director Kamuron Gurol presented the staff report. This is the first reading of the Ordinance that would adopt a Town Center Plan. A detailed staff report was presented at previous meetings. Public comment forms are available on the city's website and should be turned in tonight. Council Members have until next Tuesday to turn in their proposed amendments to the plan.

Forest Miller, Lake Washington School District: The district owns a 15 acre undeveloped site in the northeast planning area. They request the Council restore the A-2 designation as set forth in the preferred alternative. It would permit mixed-uses including commercial uses. They also requested the Council consider an amendment to the permissible square footage for commercial uses in the northeast quadrant. The District would like to see some flexibility in the quadrant and are interested in possibly developing a non-conventional school. *(A PowerPoint was presented and is available in the Clerk's office upon request)*

John James 24108 SE 16th Place: He represents the Chamber of Commerce. He reported on a survey conducted by the Chamber. The survey concluded that the business community is looking for smaller retail, rather than big box retail and community in general are interested in shopping on the Plateau.

Ellie Bump 23010 SE 8th Street: She has concerns with being taxed out of her home and requests that the Council grant R-1 single-family residential to allow for homeowners located on the outskirts of the planning area to continue their current tax assessment base which would allow them to afford to continue to live in the Town Center. The Lutheran Church concurs with the request as well. *(Copies of comments are available in the City Clerk's Office upon request.)*

Dick Gram 19306 SE 21st Street (Volunteer with Habitat for Humanity): He communicated that he is in favor of an affordable housing approach within the Town Center Plan, and suggested including Habit for Humanity in that process.

Tom Granger, Habitat for Humanity (Executive Director): He is encouraged by the 10% mandatory affordable requirement and the incentives for an additional 10%. He strongly encourages waiver of impact fees for affordable housing. Habitat for Humanity is participating in a nationwide partnership with Home Depot of \$30 million dollars for affordable housing.

Ed Zercher 22244 SE 4th Street: He commented on the following: decrease structured parking requirements from 80% to 50%, affordable housing requirements from 10% to 5%, revise a portion of "C" zoned property directly north of "A" property, to "B" zoning (within the NW quadrant), increase "B" zoned properties max building footprint from 30% to 50%, include language committing the city to bond and fund infrastructure to SE 4th and improvement from 224th to 228th, buffers and Master Plan requirements. *(Copies of comments are available in the City Clerk's Office upon request.)*

Helen Albrecht 22605 SE 4th Street: Her and her husband Donovan have concerns with the recommended zoning in the town center area surrounding their property and are concerned that they would be taxed out of her home. *(Copies of comments are available in the City Clerk's Office upon request.)*

Mary O'Brien 1107 228th Avenue SE: She owns the Arbors School. She urged council to zone her property "A" for highest and best use. *(Copies of comments are available in the City Clerk's Office upon request.)*

Paul Stickney 432 228th Avenue SE: He also represented Dick Birgh. His comments included the wedding cake approach around the southwest quadrant, transportation, removal of the 450,000 hard caps for office and retail space and instead put a policy of No of caps. *(Copies of proposed amendments are available in the City Clerk's Office upon request.)*

John Hansen 506 228th Avenue SE: He commented on the following; either doing away with or significantly increasing caps for all three categories of use, allow mixed use in the SE quadrant (east side of 228th), and provide flexibility in any caps on various types of development. *(Copies of proposed amendments are available in the City Clerk's Office upon request.)*

Linda Dulken 23117 E. Main Street: She encourages development on Main Street and suggested the Wedding Cake approach is misrepresented in the NE "B" zone. *(Copies of proposed amendments are available in the City Clerk's Office upon request.)*

Chuck Dulken 23117 E. Main Street: He requests the Council look at the NE quadrant. They own property in the NE quadrant. He endorses multi-use and best use in this area.

Betsy Reali 23123 E. Main Street: She also requests the Council look at the NE quadrant. She believes that the infrastructure is there to accommodate growth.

Michael Rutt 22832 SE 1st Street: He urges Council to go back to mixed-use on the east side, particularly the NE quadrant. He would be disappointed with R-4 or R-8 zoning. He's been waiting for 9 years to do something with his property. He submitted informational documents on smart growth. *(Copies of proposed amendments are available in the City Clerk's Office upon request.)*

Doug Ramsey 23112 SE 8th Street: He has concerns with buffers within the Town Center and how those buffers could affect his property, who pays for the buffers, whether the buffers are temporary or permanent. His property is only 157 feet wide and substantial portion of his property could be taken up by buffers.

John Galvin 432 228th Avenue SE: He commented on the SE Quadrant of the Town Center Plan and encouraged the Council to make an informed decision and to do what is best for the City.

Rachel Krefetz Housing Development Consortium 1402 3rdn Avenue Seattle: They encourage development regulations requiring all residential developments provide housing affordable to person of low and moderate income, development regulations encouraging affordable housing above and beyond the minimum 10 percent requirement, regulations that allow affordable housing be located off-site, provided they are still within Town Center, requiring a recorded agreement ensuring sustained affordability for required affordable housing units, TDR program, and incentives.

Robert Canaan owns property west of 228th and Main street: He encourages higher retail and commercial type uses within the City's Town Center Plan. Viable services are important for the City.

Alex Kimball speaking on behalf of the Liu/Lynettes: He made a PowerPoint presentation of the Liu/Lynette proposal and how they would like to develop their property. *(A copy of the PowerPoint presentation is available in the Clerk's office upon request.)*

Public hearing opened at 6:55 p.m. closed the public hearing at 7:55 p.m.

Community Development Director Kamuron Gurol announced that the deadline for Council Members to submit suggested amendments on the Town Center Plan to staff is next Tuesday, May 27th.

City Manager Yazici commended Community Development Kamuron Gurol and Project Manager Michael Matthias for all their hard work through the process of the Town Center.

Ordinance: First Reading Declaring Public Use and Necessity For Land And Property To Be Condemned As Required For 244th Avenue Improvements Project; And Authorizing Payment Therefore From The City's Transportation Capital Improvement Program

Public Works Director John Cunningham gave the staff report. This ordinance would allow the City to use, if needed the process of condemnation to acquire right-of-way and easements necessary for the construction of the 244th Avenue Improvement Project. There are two properties being proposed for possible inclusion in a process of condemnation. Current negotiations are taking place with one of the property owners, but could possibly delay construction of the project. The first property is needed for the construction of the bridge across the wetland and the other property is needed to construct the proposed roundabout. The second property owners are concerned that a large portion of their backyard is impacted by the right-of-way dedication for the Main Street roundabout. In all, the City is seeking portions of seventeen properties, one has been acquired and a second has been resolved. He reiterated that it is the City's hope to negotiate and reach an agreement with all property owners.

City Attorney Bruce Disend reiterated tonight's action is not a final action. This is a legal requirement if the City decides to proceed in the condemnation process. It is the City's intent to work with the property owners to reach a settlement. This is part of a statutory requirement to start the condemnation process, while working with the property owners.

City Manager Yazici explained that it is very rare that these reach the court level. This process, if a settlement is not resolved, allows property owners to recover any potential legal costs that they may incur as giving the use in possession agreement. The roundabout idea came during some public meetings during the Corridor Study and Environmental Impact Study to address some of the speeding concerns at NE 8th and 244th. He pointed out that if a roundabout were not to be constructed, a traffic signal would not be warranted. It would be a stop controlled intersection with stops on the side streets with no speed control on 244th.

Senior Project Engineer Jed Ireland presented visuals/aerial photos of the affected property owners and discussed impacts to the properties being considered for property acquisition. Mr. Alvendia has concerns of future sewer hook up.

City Manager commented that he will be working with staff and looking at other options. He will be working with staff and consultants. A second reading will not come back at the next regular meeting. He suggests listening to public testimony and closing the public hearing. Mr. Yazici suggests talking with the affected property owners prior to coming back for a second reading of the ordinance.

City Attorney announced that if there are some changes to the project another public hearing would be scheduled.

Vinaya Kulkarni 103 245th Place SE: She has concerns with the plans at the intersection. She believes the roundabout is not necessary. (*Her concerns were submitted in writing, a copy is available in the City Clerk's office upon request.*) They request that Council not approve the ordinance.

Manoj Gupta 103 245th Place SE: He is opposed to condemnation of his property and encouraged Council to strike the ordinance. He is not opposed to the 244th project, and does not object to roundabouts in general. He does not believe the roundabout at this intersection is necessary. When he purchased his property, he understood there would not be a direct impact to his home.

Prateek Jetly 102 243rd Place SE: He is also a homeowner affected by the roundabout along the 244th corridor project. He does not believe a roundabout is necessary and encourages the Council to look at alternatives.

City Manager Yazici is looking for alternatives that will minimize the impacts to the 244th project and right-of-way take issue. He reiterated his earlier comments and that the design component of the project will not be revisited at this point, there was extensive public process. His suggestion was merely looking at options of possibly shifting the roundabout, or making it smaller.

Navjot Virk 102 243rd Place SE: She is opposed to building the roundabout. She doesn't believe the traffic warrants the roundabout. Her suggestion is to look at other options.

Saleel Sathe 24336 E. Main Dr.: He commented on safety of children, pets, bicyclists and elderly that should be considered while planning for the project. He suggested that pedestrian traffic as part of the new school being built on 244th was not considered as part of the 244th project. He suggests other traffic calming options at that particular intersection.

T. Bhet 24328 E. Main Dr. : He is not directly affected by the condemnation ordinance, but is a neighboring property owner and has safety concerns with the proposed roundabout.

M. Hollinsworth 135 245th Place SE: He mentioned that the size of the roundabout was not publicized. In addition, he suggests looking at the size of the roundabout.

Sandeep Mangla: 23804 SE 6th Street: He supports the 244th project, but not the construction of the roundabout. Roundabout benefits are not clear to him. In summary, he suggests looking at other traffic calming measures.

Ramon Alvendia : He owns the 10 acre parcel in question. He has concerns with adverse impacts to his property. Mr. Alvendia is currently working with City Staff on property negotiations. His concerns are related to hooking up to sewer lines when he decides to develop his property. Construction of the bridge and retaining wall would require him to dig very deep to hook up to the sewer line. Secondly, he has concerns with ingress and egress. There is only one way to get in and out of his property because of the proposed island for the 244th project. He wants to make sure that the impacts to his property are addressed.

Karen Cox 117 246th Way SE: Has concerns with the roundabout and her children walking to and from school.

Lora Angiuli 24530 SE 1st Street: Her property backs up to E. Main Street. She suggests the traffic does not warrant the roundabout. Secondly, she has concerns with teenagers driving through a roundabout.

Leticia Unger 22958 SE 43rd Place: She suggests revisiting the roundabout design and that maybe years ago when the project was being considered a roundabout was a good idea, she pointed out that perhaps situations have changed.

Jan Clier 105 243rd Place SE: He commented on the value of the roundabout on speeders. He suggests updating the traffic study. Even if a traffic light is there, it may not be adequate to slow speeders down.

Sheryl Loller 24218 E. Main Drive: The Provence neighborhood could be affected. She is opposed to a roundabout.

Noelle Burtfeld 24604 SE 1st Street: She is opposed to the roundabout and suggested looking at alternatives. Her concerns focused mainly on safety concerns for children and drivers.

Opened public hearing at 8:30 p.m. closed the public hearing 9:35 pm.

City Manager Yazici identified primary concerns of the affected property owners and suggested that staff look at some other options before this item comes back for second reading.

Unfinished Business

Ordinance: Second Reading Extending The Temporary Interim Siting Hierarchy For Wireless Communication Facilities (WCF) Of SMC Chapter 21A.55 As Adopted In Ordinance 2007-223; And Declaring An Emergency

A full staff report was presented at the previous meeting.

The public hearing opened at 9:35 p.m. closed public hearing at 9:36 p.m. There was no public comment.

MOTION: Councilmember Petitti moved to approve an Ordinance extending the temporary interim siting hierarchy for wireless communication facilities and declaring an emergency. Councilmember Whitten seconded. Motion carried unanimously 6-0. (O2008-230)

Councilmember Jack Barry was out of the room during the vote.

Ordinance: Second Reading amending The Sammamish Municipal Code, Chapter 21A.75, To Extend Temporary Interim Zoning Controls Eliminating The Residential Density Incentives In R-4 And R-6 Zones And Declaring An Emergency

A full staff report was presented at the previous meeting.

The public hearing opened at 9:36 p.m. closed public hearing at 9:37pm. There was no public comment.

MOTION: Councilmember Petitti moved to approve an Ordinance amending the Sammamish Municipal Code, Chapter 21A.75, to extend temporary interim zoning controls eliminating the residential density incentives in R-4 and R-6 zones and declaring an emergency. Seconded by Councilmember Huckabay. Motion carried unanimously 7-0. (O2008-231)

New Business

Ordinance: First Reading Amending Ordinance O2003-128 to Add One Alternative Commission Member to the Sammamish Arts Commission

City Manager Yazici gave the staff report. The Ordinance would increase the Arts Commission membership from nine to ten. This would allow seven voting commissioners and three alternates. This is the first reading of the ordinance.

Council Reports

Deputy Mayor Gerend: He attended WRIA8 Water Resource Inventory 8 meeting last week. They discussed Chinook Salmon Recovery.

City Manager Report – No Report.

Executive Session – If Necessary

MOTION: Councilmember Cross moved to adjourn the meeting. Mayor Fellingge seconded. Meeting adjourned at 9:4 p.m.

Stacy Herman, Deputy City Clerk

Lee Fellingge, Mayor

COUNCIL  *MINUTES*

Regular Meeting
June 17, 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 Deputy City Clerk Stacy Herman.

Roll Call/Pledge

Roll was called. Boy Scout Troop 751 led the pledge.

Public Comment

Approval of Agenda

MOTION: Councilmember Huckabay moved to approve the agenda. Councilmember Cross seconded. Motion carried unanimously 6-0.

Councilmember Gerend arrived at 6:45 p.m.

Proclamations/Presentations

- Recognition: Volunteer Coordinator Dawn Sanders recognized the youth for their participation in Sammamish Commons Youth Ravine Restoration Project
- Presentation: Paula Hammond, Washington State Secretary of Transportation (commented on regional traffic concerns, 520 tolling implementation committee, light rail, early and variable tolling. Dave Hopkins from WSDOT handed out a brochure on 520 tolling.
- Quarterly Report: Police Services: Chief presented the report. Copies are available on the cities website at www.ci.sammamish.wa.us.
- Quarterly Report: Administrative Services: Mike Sauerwein presented the report. Copies are available on the cities website at www.ci.sammamish.wa.us.

- Quarterly Report: Community Development: Kamuron Gurol presented the report. Copies are available on the cities website at www.ci.sammamish.wa.us.

Consent Calendar

- **Approval: Claims for period ending June 17, 2008 for Check No. 20963 through Check No. 21074 in the amount of \$1,685,150.81**
- **Approval: May 6, 2008 Regular Meeting Minutes**
- **Approval: Additional Landscape Services/Northwest Landscaping**
- **Approval: Truck Purchase/Ford F-250 Super Cab**
- **Approval: DewEze All Terrain Mower**
- **Resolution: Granting Final Approval To An Alteration Of The Chrysalis Estates Subdivision (R2008-333)**
- **Ordinance: Second Reading Amending Ordinance No. 2003-128 To Add One Alternative Commission Member To The Sammamish Arts Commission (O2008-233)**

MOTION: Councilmember Huckabay moved to amend the consent calendar by removing item #7, Resolution Adopting Six-Year Parks Capital Improvement Plan and place it as the last item under new business. Councilmember Gerend seconded. Motion carried 7-0

MOTION: to approve the consent calendar as amended. Motion carried 7-0.

Public Hearing: None.

Unfinished Business: None.

New Business

Resolution: Appointing Two Members and Three Alternate Members to the Sammamish Arts Commission

Each councilmember was given voting papers and directed to rank each candidate by numbers 1-5, five being their first choice, four as second choice, and so on. The numbers were tallied and the final outcome was the following: Bala Subramanian 26 points, Deborah Akerstrom 25 points, Michael Carpenter 24 points, Katja May 18 points and Vinita K. 12 points. (*Copies of the voting sheets and tally sheet are available in the Clerk's office upon request.*)

MOTION: to appoint Deborah Akerstrom and Bala Subramanian as full members to the Arts Commission and Michael Carpenter, Vinita K. and Katja May as alternates. Motion carried unanimously 7-0. (R2008-335)

Resolution: Adopting A Six-Year Parks Capital Improvement Plan For 2009-2014

Councilmember Huckabay has traffic, safety and lighting concerns with Sammamish Commons Phase II (parking) project and whether or not the public will have another opportunity to make public comment. Parks and Recreation Director Jessi Richardson indicated that the Council has the choice to allow public testimony when this item comes to Council for consideration.

MOTION: Councilmember Petitti made moved to approve a resolution adopting a Six-Year Parks Capital Improvement Plan for 2009-2014. Councilmember Whitten seconded. Motion carried unanimously 7-0. (R2208-334)

Council Reports

Councilmember Barry: He commented on the dog park. He suggested that the City Council hold a joint meeting/study session with Eastside Fire and Rescue Chief and their finance person, and if need be, an additional meeting could be scheduled with the board. Agenda Items could include: ILA, Mutual Annexation Concerns, Budget, Viewpoints, etc.

Councilmember Petitti: She is working with a nonprofit group community center that recently received funding from Talus for \$1 million dollars. A portion of that money will possibly be earmarked for some affordable housing. She invited the public to attend the Heritage Society meeting next Tuesday at John L. Scott regarding moving the Freed Farm House.

Councilmember Huckabay: She attended ETP last week.

Councilmember Fellingge: He met with the Mayor of Kirkland and discussed matters of mutual interest.

City Manager Report :

City Manager Yazici discussed the option of providing dental and vision coverage for Council Members. The Council has been looking at doing this for the last two years. Four additional cities in the state have provided this coverage to their Council. This item will come back to the July 1, 2008 regular council meeting. The cost is less than \$11,000 for the year. Legislature has deemed that this is not additional compensation.

Executive Session – Property acquisition pursuant to RCW 42.30.110 1(b)

Council entered into executive session at 9:25 p.m. Returned at 9:30 p.m. The following action was taken:

Public Works Director John Cunningham announced that a purchase price settlement has been reached for the last piece of property required for the Pine Lake Transit Access Route. The square footage consists of 91,972 square feet. A possession in use was in place for the last three years.

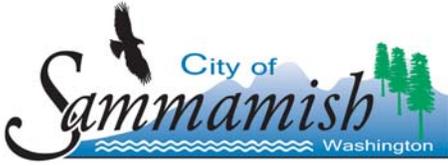
MOTION: Councilmember Whitten moved to authorize the City Manager to enter into a settlement agreement with Pine Lake Associates for purchase of property necessary to construct the Pine Lake Transit Access Route project in an amount not to exceed \$150,178. Councilmember Whitten seconded. Motion carried 7-0.

MOTION: Deputy Mayor Gerend moved to adjourn. Councilmember Whitten seconded. Motion carried unanimously 7-0.

Meeting adjourned at 9:45 p.m.

Stacy Herman, Deputy City Clerk

Lee Felling, Mayor



CITY COUNCIL AGENDA BILL

Subject:

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

Meeting Date: July 21, 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:

Second Reading and adoption of Ordinance.

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 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: July 22, 2008
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

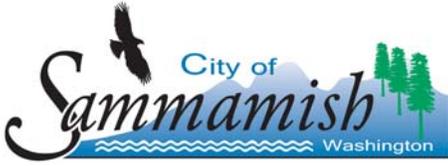
I, the undersigned, City Clerk of the City of Sammamish, Washington (the "City"), hereby certify as follows:

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: Second Reading authorizing a Property Tax Levy Lid Lift for parks and recreation services for the November 4, 2008 General Election. (Proposition 2)

Meeting Date: July 21, 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:

Conduct Second reading and adopt ordinance

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
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.	
Sammamish Landing (New Park)	\$56,000
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).	
East Sammamish Park (Park Improvement)	\$26,000
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.	
Pine Lake Middle School Athletic Fields	\$41,000
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.	
Beaver Lake Vicinity Trail	\$14,000
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).	
NE Sammamish Land Acquisition	\$8,000
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).	
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 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 the maximum rate otherwise allowed for collection in 2009 under chapter 84.55 RCW plus \$0.04 per \$1,000 of assessed value. The total regular property tax rate produced is estimated to be approximately \$2.05 per \$1,000 of assessed value, based on estimated 2009 assessed values.

(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 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 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 21st DAY OF JULY, 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: July 15, 2008

Second Reading: July 21, 2008

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



CITY COUNCIL AGENDA BILL

Subject:

A Motion of City of Sammamish authorizing the explanatory statement language related to Proposition 1 concerning Park, Recreation and Athletic Facilities Bonds and directing staff to provide the statements to King County

Meeting Date: July 21, 2008

Date Submitted: July 21, 2008

Originating Department: Finance

Clearances: Bond Counsel

Action Required:

Passage of this Motion

City Manager Police

Public Works Fire

Building/Planning Attorney

Exhibits:

1. Explanatory Statement for Proposition 1

Budgeted Amount: N/A

Summary Statement: This motion approves the language in the explanatory statement related to the Park, Recreation and Athletic Facilities Bonds for inclusion in the Local Voters Pamphlet and directs staff to provide the statement to King County.

Background: This information is required by RCW Chapter 29A.32 and King County Public Rule Document No. ELE 9-1

Financial Impact: None

Recommended Motion: Passage of motion (1) to approve the explanatory statements substantially in the form provided to Council, and (2) to direct staff to provide explanatory statements to King County (with such changes as staff deem appropriate in consultation with legal counsel) by August 15, 2008.

Ballot Title:

**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

Explanatory Statement:

Proposition 1 authorizes the City of Sammamish to issue up to \$19,000,000 of general obligation bonds for the acquisition, development, construction and improvement of park, recreation and athletic facilities, including: development of athletic fields at Pine Lake Middle School, Sammamish Landing (Phase I), East Sammamish Park (Phase I), Beaver Lake Vicinity Trail, acquisition of new northeast Sammamish park land, and the acquisition and development of a teen and community center. Bonds would not be authorized until a ballot measure to support operation and maintenance of the improvements is approved.

If this proposition is approved, no more than \$19,000,000 of bonds will be issued. The annual excess property taxes per household necessary to repay the bonds will depend on interest rates, the timing and amount of the bonds issued, and changes in property values. The City estimates that the annual property tax rate will not exceed ___¢ per \$1,000 of assessed value over the twenty year life of the bonds. Thus for example, additional property taxes on a \$____,000 home in Sammamish would not exceed \$_____ per year. Exemptions from taxes may be available to certain homeowners who are 61 or older, or disabled, and who meet certain income requirements.

Word Count: 198 words (250 allowed)

APPROVED AS TO FORM:

Foster Pepper PLLC, Bond Counsel



CITY COUNCIL AGENDA BILL

Subject:

A Motion of City of Sammamish authorizing the explanatory statement language related to Proposition 2 concerning a Levy Lid Lift for Operations and Maintenance of Park, Recreation and Athletic Facilities and directing staff to provide the statements to King County

Action Required:

Passage of this Motion

Meeting Date: July 21, 2008

Date Submitted: July 21, 2008

Originating Department: Finance

Clearances: Bond Counsel

- | | |
|--|--|
| <input 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 |

Exhibits:

1. Explanatory Statement for Proposition 2

Budgeted Amount: N/A

Summary Statement: This motion approves the language in the explanatory statement related to the Levy Lid Lift for Operations and Maintenance of Park, Recreation and Athletic Facilities for inclusion in the Local Voters Pamphlet and directs staff to provide the statement to King County.

Background: This information is required by RCW Chapter 29A.32 and King County Public Rule Document No. ELE 9-1

Financial Impact: None

Recommended Motion: Passage of motion (1) to approve the explanatory statements substantially in the form provided to Council, and (2) to direct staff to provide explanatory statements to King County (with such changes as staff deem appropriate in consultation with legal counsel) by August 15, 2008.

Ballot Title:

**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 levy rate of \$0.04/\$1,000 above the maximum rate otherwise allowed (approximately \$2.05/\$1,000 assessed value). 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?.....

Explanatory Statement:

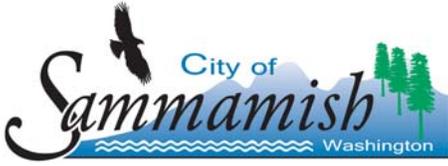
Proposition 2 authorizes the City to raise funds necessary to operate and maintain its park, recreation and athletic facilities, including those authorized by Proposition 1. This funding will be used to increase programming and to operate and maintain the new parks facilities and programs funded by the bond levy.

The levy lid lift proposition authorizes an increase of 4¢ per \$1,000 of assessed value over the maximum regular property tax levy otherwise allowed under the 1% levy lid (chapter 84.55 RCW) for collection in 2009. The City estimates that this will mean a levy rate of approximately \$2.04 per \$1,000 in 2009. The 2009 levy amount will be used to calculate subsequent levy limits, and the increased revenues going forward will be used to fund operations and maintenance of park, recreation and athletic facilities, including those authorized by Proposition 1. If voters do not approve Proposition 1 (or a similar bond levy) before December 31, 2009, this levy lid lift will expire.

Word Count: 162 words (250 allowed)

APPROVED AS TO FORM:

Foster Pepper PLLC, Bond Counsel



CITY COUNCIL AGENDA BILL

Subject: Appointment of members to the Voters Pamphlet Committee for the Parks Bond and Levy Lid Lift.

Meeting Date: July 21, 2008

Date Submitted: July 21, 2008

Originating Department: Finance

Clearances:

Action Required:

Appoint members from the City's registered voters to the Voters Pamphlet Committee to develop the "Pro" information for the Parks Bond and Levy Lid Lift.

City Manager

Police

Public Works

Fire

Building/Planning

Attorney

Exhibits:

Budgeted Amount: N/A

Summary Statement:

The City Council is considering ordinances to submit a Parks Bond and a Levy Lid Lift to the voters for the November 4, 2008 General Election. If these ordinances are approved the City Council must appoint committee members to the Voters Pamphlet Committee.

Background:

RCW 29A32.280 requires the City Council to appoint, by motion, a committee to prepare arguments advocating approval and disapproval of the ballot measure no later than 45 days before the publication of the voters pamphlet. Each committee shall be comprised of no more than three members and shall be composed of persons known to be in favor of or against the ballot title. Currently there is a committee working to promote the parks bond and levy lid lift. These members are current residents of the city and registered voters.

Staff recommends that these individuals be appointed to the committee to develop the “Pro” Statement for the Voters Pamphlet.

Financial Impact: None.

Recommended Motion: Motion to appoint the following persons to the Voters Pamphlet Committee to develop the “Pro” Statement for the Parks Bond and Levy Lid Lift Ballot titles: *(insert names here)*. The names of the Committee members shall be forwarded on to King County Department of Elections no later than August 15, 2008.



CITY COUNCIL AGENDA BILL

Subject: Appointment of members to the Voters Pamphlet Committee for the Parks Bond and Levy Lid Lift.

Meeting Date: July 21, 2008

Date Submitted: July 21, 2008

Originating Department: Finance

Clearances:

Action Required:

Authorize the City Manager to advertise for and appoint up to three members from the City's voters to write the statement for the committee against the bond and levy lid lift.

City Manager

Police

Public Works

Fire

Building/Planning

Attorney

Exhibits:

Budgeted Amount: N/A

Summary Statement:

The City Council is considering ordinances to submit a Parks Bond and a Levy Lid Lift to the voters for the November 4, 2008 General Election. If these ordinances are approved the City Council must appoint committee members to the Voters Pamphlet Committee.

Background:

RCW 29A32.280 requires the City Council to appoint, by motion, a committee to prepare arguments advocating approval and disapproval of the ballot measure no later than 45 days before the publication of the voters pamphlet. Each committee shall be comprised of no more than three members and shall be composed of persons known to be in favor of or against the ballot title.

At the present time, there are no known opponents of the Parks Bond and Levy Lid Lift. It will be necessary to advertise for willing persons to be on this committee. Members appointed to the committee shall be residents of the city as well as registered voters. The time constraints for submittal of this material to King County will require the appointments to be made as soon as possible. Since the Council does not meet in August, staff is recommending delegating the authority to advertise and appoint any persons that may indicate a willingness to serve on this committee.

Financial Impact: None.

Recommended Motion: Motion to authorize the City Manager to advertise for and appoint up to three of the city's registered voters to the committee to write the statement against the Park Bond and Levy Lid Lift ballot titles. The names of these persons (if any) will be forwarded on to King County Department of Elections no later than August 15, 2008.



CITY COUNCIL AGENDA BILL

Subject:

Contract with BOLA Architecture and Planning for architectural services associated with the Reard/Freed House relocation.

Meeting Date: July 21, 2008

Date Submitted: July 16, 2008

Originating Department: Parks & 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:

Authorize the City Manager to sign a contract with BOLA Architecture and Planning for architectural services associated with the Reard/Freed House relocation in an amount not to exceed \$25,000.

Exhibits:

Budgeted Amount: \$238,600 allocated for the Freed House Relocation in the 2007-08 Amended Budget.

Summary Statement:

A Request for Proposals (RFP) was published for architectural services for the Reard/Freed House relocation project. Two architecture firms responded to the RFP. Based on the quality of previous planning and design work with projects of a similar nature, the experience and qualifications of staff, and the ability to meet the project time schedule, BOLA Architecture and Planning was selected for the project.

This firm has significant experience and expertise in historic home renovation and has participated in several relocation projects. They also have familiarity with the Reard/Freed House as they served in an advisory capacity when the house was first acquired by the City.

Due to the short turnaround time between the RFP due date and the last council meeting prior to the August recess; a contract with BOLA Architecture and Planning has not been

finalized. This authorization allows the City Manager to complete negotiations with BOLA Architecture and Planning and to sign a contract for consultant services in an amount not to exceed \$25,000.

Background:

The City of Sammamish acquired the Freed House in 2001 when the property it was located on was sold to developers. The house was moved to its present site on 212th Ave SE by Dent Moving. The house will be relocated to the Lower Sammamish Commons Park at the site of the former brick house (22505 SE 4th Street).

The minimum width of the house is 30'. A careful review of several alternate routes by three separate moving companies determined it would be both impractical and unfeasible to move the house in one piece. The preferred alternative is to split the house in two pieces, a practice that is commonly done with house moves. Consultant services are required to develop plans and specifications for the house split, the house move, the new foundation, the placement of the house on the new foundation, and the house reconnection.

The scope of work for the contract is summarized as follows:

1. Prepare project cost estimates.
2. Complete site visits to document building and review new house site.
3. Prepare as-built plans, elevations, and building sections.
4. Prepare permit/construction drawings including site, foundation, and floor plans; building sections; construction details for relocation and house reassembly.
5. Prepare technical specifications (Boiler Plate and Division 1 Specs by the City)
6. Permitting -- forms, submittals, and corrections.
7. Bidding Assistance
8. Construction Administration

The timeline for project completion is the end of 2008.

Financial Impact:

The contract with BOLA Architecture and Planning for consultant services is not to exceed \$25,000. A total of \$238,600 is allocated in the 2007-08 Amended Budget for the Reard/Freed House.

Recommended Motion:

Authorizing the City Manager to complete negotiations with BOLA Architecture and Planning and to sign a contract for consultant services in an amount not to exceed \$25,000.



CITY COUNCIL AGENDA BILL

Subject: Contract Emergency AM Radio

Meeting Date: July 21, 2008

Date Submitted: July 17, 2008

Originating Department: City Manager

Clearances:

Action Required: Authorize City Manager to sign the contract

City Manager

Police

Public Works

Fire

Building/Planning

Attorney

Exhibits:

Budgeted Amount:

INFORMATION FOR THIS AGENDA ITEM WILL BE
PROVIDED AT THE MEETING.