

**City of Sammamish
City Council Minutes
Regular Meeting
September 22, 1999**

Mayor Phil Dyer called the regular meeting of the Sammamish City Council to order at 7:38 p.m.

Councilmembers present: Mayor Phil Dyer, Deputy Mayor Jack Barry, Councilmembers Don Gerend, Kathleen Huckabay, Kenneth Kilroy, and Troy Romero.

Councilmembers excused: Councilmember Ron Haworth.

Staff present: Interim City Manager Lee Walton, Interim Planning Manager Kelly Robinson, Interim City Attorney Bruce Disend, Chief of Police Barinzini, Minutes Clerk Kathy Pugh.

Roll Call/Pledge

Roll was called and Councilmember Romero led the pledge.

Approval of Agenda

It was moved and seconded to approve the Agenda. Deputy Mayor Barry moved to amend the Agenda to add consideration of Ordinance No. 99-38, Adopting a System of Registration of Bonds and Obligations of the City to Agenda Item No. 5(f). Councilmember Huckabay seconded the motion. The motion to amend carried unanimously. Councilmember Kilroy moved to approve the Agenda as amended. Councilmember Romero seconded the motion. On vote the motion carried unanimously and the Agenda was approved as amended.

Public Comment

Scott Hamilton, 23410 SE 8th Street, suggested the Transportation Committee be requested to approach Regency Realty regarding the possibility of a cut-through from the parking lot to NE 4th Street to provide an exit to the stop light. This would alleviate traffic congestion around the Sammamish Highlands Shopping Center. Mr. Hamilton also wondered if Councilmember Huckabay would review the fiscal impact of I-695.

Tom Harmon, 2302 West Beaver Lake Road, suggested the King County landmark process could be utilized to preserve landmarks within the City until such time as a Landmark Commission can be formed. Mr. Harmon suggested the public be given an opportunity to meet the top three City Manager candidates once they are selected.

Chief Barinzini said he intended to introduce Officer Ron Harrington, however Officer Harrington was currently responding to an accident. Officer Harrington has been with the Sheriff's Office one year and currently works the second shift. Chief Barinzini also

spoke regarding Officer Jose Marengo, who works the graveyard shift. Officer Marengo is fluent in Spanish and has a Bachelor of Arts degree in Psychology.

Chief Barinzini complimented a local neighborhood in a recent search for three young boys who were lost.

Mayor Dyer referenced a recent letter to the editor in the newspapers regarding Officer Harrington and commended him.

Consent Calendar

Councilmember Kilroy moved that the consent calendar be approved as submitted. Councilmember Gerend seconded the motion. The motion carried unanimously approving (1) the minutes of the regular council meeting of August 25, 1999, (2) minutes of the special council meeting of September 1, 1999, (3) minutes of the regular council meeting of September 8, 1999, and (4) claims for the period ending September 16, 1999 in the amount of \$110,166.10. The motion carried unanimously.

Unfinished Business

Resolution No. R99-25: Councilmember Kilroy moved to adopt Resolution No. R-99-25, Selecting an Official Newspaper. Councilmember Gerend seconded the motion.

Debbie Berto of the Issaquah Press, 45 Front Street South, Issaquah, read from and submitted a letter in support of establishing the Issaquah Press as the City's official newspaper. She emphasized it is important to consider the actual needs of the City and the lower cost of using a weekly, rather than a daily, newspaper. Ms. Berto said legal notices can also be placed on the paper's website, although website publication does not meet the legal requirements.

Tom Meagher, of the Eastside Journal, spoke in favor of maintaining the Eastside Journal as the City's official newspaper. He highlighted that the Eastside Journal, being a daily newspaper, is better able to accommodate the City's publication needs. He emphasized the high circulation and availability of the paper, that a daily paper can be more flexible in meeting the City's needs, and that the Eastside Journal is the primary eastside newspaper and has experience with many cities. Responding to questions from Councilmember Gerend, Mr. Meagher reviewed the costs for legal advertising and stated the City's average legal notice is 4-1/4 column inches long.

Interim City Manager Walton said it is Staff's recommendation to continue with the Eastside Journal, at least for a period of time.

Councilmember Gerend commented with I-695 coming, it may be to the City's benefit to utilize a daily newspaper.

Councilmember Kilroy called for the question. On vote the motion to adopt Resolution No. R99-25, Selecting an Official Newspaper for the City carried 4-1, with Mayor Dyer abstaining.

New Business

Contract C99-26

Interim City Manager Walton reviewed Contract No. C99-26, an Interlocal Agreement with King County relating to Capital Improvement Projects and Transfer of Funds and Road Related Properties, stating it is Staff's recommendation that this contract be approved.

Susan Thomas from King County Office of Regional Policy & Planning, and Harold Taneguechi Director, King County Roads, reviewed the contract and commented no substantive changes were made.

In response to a question from Councilmember Gerend regarding a left turn lane extension, Jennifer Linwall, King County Roads, said there is a 10% cap on increases and any increases are only allowed as they relate to the original scope of work. Additional work would require the City to submit a new grant application.

Interim Planning Manager Robinson suggested it would be possible to amend the original application to include additional costs.

Councilmember Gerend moved to approve Contract No. C99-26. Deputy Mayor Barry seconded the motion.

Responding to a question by Councilmember Romero, Interim City Attorney Disend said the City would tolerate the indemnity language as written.

On vote the motion to approve Contract No. C99-26 carried unanimously.

Contract C99-27

Councilmember Huckabay moved to approve Contract No. C99-27 for Clerical Professional Services. Councilmember Romero seconded the motion. On vote the motion carried unanimously.

Contract No. C99-28

Deputy Mayor Barry said that since his wife is Superintendent of the Issaquah School District and since this contract is a contract to impose school impact fees he will remove himself from the room and not participate on this issue. Deputy Mayor Barry then left the room.

Interim Planning Manager Robinson responded to questions from the council regarding school impact fees. He said the equation for computing impact fees is a complicated one

related to growth factors. He said that technically impact fees do not have to be charged, but that they are justified due to the high level of growth in the area.

Councilmember Romero moved to approve Contract C99-28, an Interlocal Agreement with Issaquah School District for School Impact Fees. Councilmember Gerend seconded the motion. On vote the motion carried 5-0, with one recusal.

Contract C99-29

Councilmember Romero moved to approve Contract C99-28, an Interlocal Agreement with Lake Washington School District for School Impact Fees. Councilmember Huckabay seconded the motion. On vote the motion carried 5-0, with one recusal.

Councilmember Romero excused himself from the meeting at 8:29 p.m.

Mayor Dyer noted Officer Harrington's presence at the meeting and complimented him on his achievements as reflected in a recent letter to the editor.

Mayor Dyer called a five-minute recess at 8:30 p.m. The meeting was reconvened at 8:38 p.m., with all councilmembers in attendance.

Ordinance No. O99-32

Councilmember Kilroy moved to adopt Ordinance No. O99-32, Granting Franchises to Sammamish Plateau Water and Sewer District, Northeast Sammamish Water and Sewer District and Puget Sound Energy. Councilmember Romero seconded the motion. On vote the motion carried unanimously.

Ordinance No. O99-38

Interim City Manager Walton explained that Ordinance O99-38 establishes the process by which the City may enter into indebtedness, and in effect ratifies the executive sessions that have been conducted with respect to property acquisition.

Deputy Mayor Barry moved to adopt Ordinance No. O99-38, Adopting a System of Registration of Bonds and Obligations of the City. Councilmember Romero seconded the motion. On vote the motion carried unanimously.

Ordinance No. O99-36

Mayor Dyer stated for the record that previous discussions regarding this property acquisition have been conducted in executive session. He noted that the property under consideration is located on the west side of 228th Street at the intersection with SE 8th, and that the property is being looked at as a possible site for a city hall and other public facilities. A vote to move ahead with this property purchase is not a binding vote to build on this property. Mayor Dyer commented that parcels are scarce and that by purchasing property now, the Council is merely protecting a site to possibly locate city facilities on in the future.

Councilmember Romero moved to adopt Ordinance No. O99-36, Relating to Contracting Indebtedness; Authorizing the Issuance of Limited Tax General Obligation Bonds; Authorizing the Issuance of Limited Tax General Obligation Bond Anticipation Note, 1999, in the Aggregate Principal Amount Not to Exceed \$1,400,000 for General City Purposes to Provide Funds With Which to Acquire Property; Fixing the Date, Form, Maturity, Interest Rate, Terms and Covenants of the Notes; Establishing a Note Redemption Fund; and Approving the Sale and Providing for the Delivery of the Note to Bank of America, N.A., doing business as Seafirst Bank, Seattle, Washington. Councilmember Huckabay seconded the motion. On vote the motion carried unanimously.

Resolution No. R99-28

Councilmember Kilroy moved to adopt Resolution No. R99-28, Establishing Rules of Procedure for the City Council. Councilmember Huckabay seconded the motion.

Tom Harmon spoke in favor of establishing an identified format for appeal hearings before the Council.

Councilmember Romero moved to amend Section 2., Organization, Paragraph B, Election of Mayor, by striking the words, “during odd numbered years” and replacing them with the words, “in January of each year.” Councilmember Huckabay seconded the motion. On vote the motion to amend carried unanimously.

Councilmember Romero moved to amend Section 2., Organization, Paragraph F., General Decorum, subparagraph 2, to insert the word “participation” between the words “audience” and” before” in the third line of the paragraph. Councilmember Gerend seconded the motion. On vote the motion to amend carried unanimously.

The motion to adopt Resolution No. 99-28, as amended, carried unanimously.

Ordinance No. O99-35

Councilmember Kilroy moved to adopt Ordinance No. O99-35, Amending Ordinance No. O99-21 by Adopting Additional Traffic Infractions Authorized by State Statutes. Deputy Mayor Barry seconded the motion. On vote the motion carried unanimously.

Ordinance No. O99-33

Councilmember Huckabay commented the amendment makes use of a 1999 survey.

In response to a question from Councilmember Kilroy, Interim City Manager Walton said this ordinance does not provide for an automatic cost of living increase.

It was moved and seconded to adopt ordinance No. O99-33, Amending Ordinance No. O99-26, Establishing a Compensation Plan for Permanent City Employees. On vote the motion carried unanimously.

Ordinance No. O99-34

Chief Barinzini explained this ordinance provides a tool for the police department to work with citizens in the proper use of electrical alarm systems, and responded to questions of Council.

Councilmember Kilroy moved to adopt Ordinance No. O99-34, Adopting by Reference the King County Code Relating to Electrical Security Devices. Councilmember Gerend seconded the motion. On vote the motion carried unanimously.

Ordinance No. O99-37

Deputy Mayor Barry moved to adopt Ordinance No. O99-37, Establishing a Parks & Recreation Commission. Councilmember Romero seconded the motion.

Deputy Mayor Barry explained that establishing a Youth Advisory Board under this ordinance is a priority.

In response to a question from Mr. Hamilton, Deputy Mayor Barry said that applications for the nine board positions will be provided. Deputy Mayor Barry anticipated that interviews will be conducted in November and appointments will be made in December.

Councilmember Kilroy called for the question. Councilmember Gerend seconded the motion. On vote the motion to adopt Ordinance No. O99-37 carried unanimously.

Council and Committee Reports

Councilmember Kilroy reported on the Emergency Management Plan. He said that an advisory committee chaired by Chief Barinzini will be developed, and requested that Staff work with Chief Barinzini to develop a resolution authorizing the formation of such an advisory committee.

Councilmember Huckabay reported on the Budget Retreat. She said currently summaries are under review and will be provided to Council at the next work-study session. On Monday, September 27th the Budget Committee will meet to look at the budget for the year 2000, discuss fees in the event I-695 passes, and develop a process for the City Manager interviews.

Deputy Mayor Barry announced that the third Saturday in July 2000 has been scheduled as the Second Annual Sammamish Day.

Mayor Dyer reported that the Intergovernmental Committee, representatives from the City of Issaquah and representatives from Klahanie met to review and discuss annexation options for the Klahanie area.

Councilmember Romero announced that the Land Use Committee will hold regular meetings on the second Thursday of each month at 7:30 p.m., and that on September 29th a special meeting is scheduled to begin at 6:00 p.m.

Councilmember Gerend reported the Transportation Committee has not met since the last City Council meeting. Regular meetings are scheduled on the second Tuesday of each month at 7:00 p.m. Referring to the circulation problems on SE 8th, Councilmember Gerend reported the committee is awaiting recommendations from Earth Tech Consultants.

City Manager and Staff Reports

Interim Planning Manager Robinson reviewed the status of the Earth Tech recommendation. In response to a question from Mayor Dyer, Interim Planning Manager Robinson said that traffic counters recently placed in the city are part of routine reporting on traffic counts and speed.

Mr. Hamilton suggested that the emergency gate at the end of 244th could be opened as a means of improving traffic circulation while development is completed on SE 8th. Staff will look into this suggestion

Interim Planning Manager Robinson reported on the status of the two concurrency consultants under consideration. One of them was disqualified from consideration due to the lack of liability insurance. Staff will report back on the completed work. Additionally, investigations into the crossings at Pine Lake are proceeding. Staff has an appointment with King County to discuss preliminary funding and will report back.

Councilmember Huckabay moved to suspend the rules for an Agenda amendment. On vote the motion carried unanimously.

Councilmember Huckabay moved to amend the Agenda to include a proposal to hire an independent consultant with regard to the proposed water and sewer district merger. Councilmember Kilroy seconded the motion. On vote the motion carried unanimously and the Agenda was amended to include this proposal.

Councilmember Huckabay moved to direct staff to search for and contract with a consultant, in an amount not to exceed \$2500, to evaluate the feasibility and actual financial considerations of the assumption of water and sewer districts by the City within City limits. Councilmember Gerend seconded the motion. On vote the motion carried unanimously.

Public Comments – None.

At 9:30 p.m. Mayor Dyer announced a five minute recess and said that at 9:35 p.m. the Council would move into Executive Session and would adjourn by 10:15 p.m. No further business would be conducted following the Executive Session.

Executive Session

The Executive Session convened at 9:35 p.m. for the purpose of discussing personnel issues.

The meeting reconvened at 10:01 p.m.

Adjournment

There being no further business the meeting was adjourned at 10:02 p.m.

Kathy Pugh, Minutes Clerk

Mayor Phil Dyer