

**City of Sammamish
City Council Minutes
Regular Meeting
January 12, 2000**

Mayor Phil Dyer called the regular meeting of the Sammamish City Council to order at 7:30 p.m.

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

Staff present: City Manager Michael Wilson, City Attorney Bruce Disend, Community Development Director Kelly Robinson, Administrative Services Director Dennis Richards, Police Chief Richard Baranzini and Interim City Clerk Ruth Muller

Roll Call/Pledge

Roll was called and Deputy Mayor Barry led the pledge. The Sammamish Symphony played the National Anthem presented on a video.

Approval of Agenda

Councilmember Romero moved that the agenda be approved. Councilmember Gerend seconded the motion. Councilmember Haworth moved to amend the agenda by adding an Executive Session for discussion of property acquisition as an item before Adjournment. Councilmember Huckabay seconded the motion. The motion carried unanimously. The motion to approve the agenda as amended carried unanimously.

Councilmember Kilroy moved to reopen Approval of Agenda. Councilmember Huckabay seconded the motion. The motion carried unanimously.

Councilmember Huckabay moved to amend the Agenda to add an item under New Business that will be Item 4.(i) for discussion of the request for special election to submit ballot proposition for an additional Real Estate Excise Tax on sale of real property in Sammamish. Councilmember Gerend seconded the motion. The motion carried unanimously.

The motion to approve the agenda as amended carried unanimously.

Public Comment

Tom Harmon, 2302 West Beaver Lake Drive, advised that Channel 7 will carry the Celebrate Sammamish video. He expressed appreciation for the work done by Community Development Director Robinson on behalf of the City in the settlement agreement for the Beaver Lake Estates II appeal.

Steve Baker, 169 221st Ave. N.E., presented information that has been requested for installation of a sound/recording system for the City's public meetings. This information will be reviewed by the Finance Committee for recommendation to the Council.

Consent Calendar

Councilmember Huckabay moved that the Consent Calendar be approved. Councilmember Gerend seconded the motion. The motion carried unanimously to approve (a) Claims for the period ending Jan. 7, 2000 in amount of \$632,154.83; (b) Payroll for period December 1-15, 1999 in amount of \$8,822.42; (c) Payroll for period Dec. 16-31, 1999 in amount of \$19,637.49; (d) Minutes of Special Council Meeting, December 1, 1999; (e) Minutes of Regular Council Meeting, December 8, 1999; and (f) Minutes of Continued Council Meeting, December 15, 1999.

New Business. Councilmember Haworth moved to adopt Resolution R2000-35 Repealing Resolution No. R99-17 and Establishing a Deferred Contribution Plan With ICMA. Councilmember Kilroy seconded the motion. The motion carried unanimously.

Resolution No. C2000-41: Councilmember Romero moved that the City Manager be authorized to execute a contract for City Attorney and Prosecutor Services with Kenyon Law Firm for the City of Sammamish. Councilmember Kilroy seconded the motion. The motion carried unanimously.

Contract for Services: Councilmember Kilroy moved that the City Manager be authorized to execute a contract for services between the City of Sammamish and Ruth Muller for support services for the City Clerk office. Councilmember Huckabay seconded the motion. The motion carried unanimously.

Eastside Transportation Partnership: Community Development Director Robinson said that this is a housekeeping item, as City representative appointments are to be made on a yearly basis for participation in this organization. Councilmember Romero moved that Councilmember Gerend and Deputy Mayor Barry be appointed to the Eastside Transportation Partnership as Sammamish representatives for the Year 2000. Councilmember Huckabay seconded the motion. The motion carried unanimously.

Contract No. C2000-42: Councilmember Huckabay moved to authorize the City Manager to execute Agreements with Nova Networks for Computer Network Maintenance, Block of Time Retainer and Router Warranty Service Maintenance. Councilmember Haworth seconded the motion. City Manager Wilson said that Staff recommends that the City continue contracting with Nova Networks for the maintenance of both computer software and hardware. This is the next phase for establishing the computer network system for the City. There was discussion of the status of the computer network system, what each of the three maintenance agreement documents cover, length of time for these contracts, and constraints imposed if the City should need to increase or decrease hours of service required. Councilmember Romero moved to amend the motion to amend the Network Maintenance Service Agreement Section 6.6 adding the following sentence after the first sentence. "Notwithstanding the above, the

City has the right to increase or decrease the fixed hours by up to 20% per month without triggering the termination clause.” Councilmember Haworth seconded the motion. Councilmember Romero moved to amend the amendment to provide for increase or decrease of fixed hours by “not less than 20% and up to 50%”. Councilmember Haworth seconded. The motion to amend the amendment carried unanimously. The amendment to the motion carried unanimously. The main motion to authorize execution of the agreements as amended carried unanimously.

Resolution No. R2000-36: City Manager Wilson said that this resolution is in response to discussion at the January 5, 2000 work session for changing the regular meeting days to first and third Wednesdays of each month. Councilmember Romero moved to adopt Resolution No. R2000-36 Amending Resolution No. R99-01 Relating to the Date, Time and Location of City Council Meetings. Councilmember Gerend seconded the motion. The motion carried unanimously.

Resolution No. R2000-37: City Manager Wilson said that this resolution provides for Council study sessions to change to the second and fourth Wednesdays of each month beginning at 6:30 p.m. Councilmember Kilroy moved that Resolution No. R2000-37 be adopted Amending Resolution No. R99-13 Relating to the Date, Time, and Location of City Council Study Sessions. Councilmember Huckabay seconded the motion. The motion carried unanimously.

Ordinance No. O2000-47: City Manager Wilson said that hours of operation for City Hall office was discussed at the January 5, 2000 study session and he recommends that the hours be adjusted so that the office is open 8:30 a.m. to 5:00 p.m. Councilmember Kilroy moved to adopt Ordinance No. O2000-47 Amending Ordinance No. O99-18 Relating to Hours of Operation of City Offices. Councilmember Huckabay seconded the motion. The motion carried unanimously.

Ballot Proposition for Real Estate Excise Tax (REET): Councilmember Huckabay moved to rescind Ordinance No. O99-48 Requesting Special Election for ballot proposition to impose one-half percent real estate excise tax on sale of real property to be used for open space, parks, trails, and sidewalks, with said document to be signed by the Mayor after ordinance is prepared by the City Attorney. Councilmember Gerend seconded the motion. City Attorney Disend said that because of timing requirements for special elections, the Council must take action on this issue tonight. The Council could direct Staff to write a letter to King County Elections notifying them of the City Council decision to withdraw the Ordinance requesting the special election for ballot measure; in addition, the Council could direct City Attorney to prepare an ordinance formally ratifying that notification of action. Councilmember Huckabay moved to withdraw the motion. Councilmember Kilroy seconded the motion. The motion carried unanimously.

Councilmember Huckabay moved that City Council direct Staff to notify King County Elections in writing that the Council has taken action to withdraw the request for special election as submitted in Ordinance No. O99-48. Councilmember Gerend seconded the motion. Councilmember Huckabay said that the Council supports looking at ways to

finance purchasing of open space, parks, trails and sidewalks, but there are many unanswered questions relating to whether the legislature may provide increased revenue to cities, whether the courts may overturn Initiative 695, and about the process for selecting properties. The Council needs to take some time to develop a good process for considering purchase of these types of properties. The motion directing Staff to notify Elections Division carried unanimously.

Councilmember Huckabay moved that the City Attorney be directed to prepare an ordinance directing the King County Auditor to withdraw from the ballot the proposition of imposing an excise tax on sales of real property to be used for purposes of obtaining open space, parks, trails, and sidewalks and authorizing the Mayor to sign the ordinance. Councilmember Gerend seconded the motion. The motion carried unanimously.

Council Retreat: Mayor Dyer advised that both he and Councilmember Kilroy will be out of town on January 29, 2000 in addition to Councilmember Haworth.

Councilmember Kilroy moved that the January 29, 2000 Council Retreat be cancelled and Staff work with councilmembers to schedule another time for the Retreat.

Councilmember Huckabay seconded the motion. The motion carried unanimously.

Council and Committee Reports

Councilmember Kilroy reported that the Public Safety Committee will meet on January 20, 2000 at 7:30 p.m. following a 5:30 p.m. meeting with the three fire district representatives.

Councilmember Huckabay reported on her attendance at the Sammamish Watershed Forum meeting.

Councilmember Romero reported that the Land Use Committee meetings are rescheduled to the fourth Tuesday of each month at 7:30 p.m. for the months January through March. At the January 25, 2000 meeting there will a couple of hardship cases to hear, results from the community survey and status of the land use moratorium.

Councilmember Gerend reported that the Transportation Committee meeting for January has been changed to Monday, January 24, 2000 at 7:00 p.m. The State Blue Ribbon Transportation Commission adopted a Findings Document January 12, 2000 and will now work on solutions. The next Eastside Transportation Partnership meeting is January 14, 2000, with a workshop on Metro route reduction proposals.

Mayor Dyer reported that he attended the King County Council Swearing-In ceremony and is coordinating a meeting in Olympia with members of the 5th and 45th Legislative Districts and Sammamish Plateau Water/Sewer District for discussion of accessing water for District use.

City Manager and Staff Reports

City Manager Wilson reported that he is working on many different projects that have been identified since his arrival the first of the year. Five staff positions have been advertised and he will be providing job descriptions for those positions to the Council for approval in the future.

Election of Mayor and Deputy Mayor for Year 2000

Mayor Dyer reviewed the Council Rules and Regulations section pertaining to requirements for election of the mayor and deputy mayor. The mayor opened nomination for Sammamish Mayor for the Year 2000.

Councilmember Gerend nominated Jack Barry for the position of Mayor.

The mayor opened nomination for Sammamish Deputy Mayor for the Year 2000.

Councilmember Haworth nominated Troy Romero for the position of Deputy Mayor.

Councilmember Haworth moved that the nominations be closed. Councilmember Huckabay seconded the motion. The motion carried unanimously.

The mayor announced that election for these positions will be on the January 26, 2000 agenda.

Public Comment

Nan Gordon, 831 207th Place N.E., introduced Melissa Underhill-Lee the director of the Sammamish Symphony. Ms. Lee thanked the Council for their interest in the Symphony and provided information on members of the group that touches the lives of many people in the community, and asked that the Council consider supporting the Arts in Sammamish.

Steve Stevlingson, 24938 Redmond/Fall City Road, thanked councilmembers for attending the Sammamish Plateau Water/Sewer District "All About Water Day" and reported that the District was very pleased with the community turn-out for this event.

Staff Report

Community Development Director Robinson reported that the City has had a long relationship with King County Department of Development and Environmental Services working on the many plats that were vested before the Sammamish incorporation. The City has issued a SEPA determination requiring an EIS on two plats to reverse a King County decision of Mitigated Determination of Significance. Mr. Robinson reviewed these two plats, Crossings at Pine Lake and Chestnut Lane, and the reason for the City's decision to require an EIS.

Councilmember Haworth requested that he be excused from five council meetings beginning with the January 26, 2000 meeting. He supports the two nominees for the

position of mayor and deputy mayor and thanked Mayor Dyer for his guidance to the Council during this first year of the City.

Mayor Dyer announced that he will be out of town for the January 26, 2000 meeting and supports the two nominees, expressing appreciation to Deputy Mayor Barry for his service and support during this year.

The meeting recessed for five minutes at 9:05 p.m.

The meeting reconvened at 9:10 p.m. and Mayor Dyer announced that the Council would recess to Executive Session for approximately 15 minutes for the purpose of discussing property acquisition. The meeting recessed to Executive Session at 9:11 p.m.

The meeting reconvened at 9: 28 p.m.

Adjournment

There being no further business, the mayor adjourned the meeting at 9:30 p.m.

Ruth Muller, Acting City Clerk

Phil Dyer, Mayor