

**City of Sammamish
City Council Minutes
Regular Meeting
October 4, 2000**

Mayor Jack Barry called the regular meeting of the Sammamish City Council to order at 7:30 pm.

Councilmembers present: Mayor Jack Barry, Deputy Mayor Troy Romero, Councilmembers Phil Dyer (left at 8:40 pm), Kathleen Huckabay and Kenneth Kilroy.

Staff present: City Manager Michael Wilson, Director of Administrative Services Dennis Richards, Public Works/Finance Director Ben Yazici, Director of Community Development Ray Gilmore, Police Chief Richard Baranzini, City Attorney Bruce Disend and City Clerk Melonie Anderson.

Roll Call/Pledge

Roll was called. Councilmember Huckabay led the pledge.

Introduction of Special Guests and Presentations

1. Approval of Agenda

MOTION: Councilmember Dyer moved to approve the agenda. Councilmember Kilroy seconded. Motion carried unanimously 5-0.

2. Mayor/Council/Committee Reports

- Public Safety Committee (Councilmember Kilroy): No report. The Fire contract will be discussed during the executive session at the end of the meeting.
- Finance (Councilmember Huckabay): Attended the Puget Sound Regional Council Eastside meeting. She passed out the Puget Sound Regional Proposal for transportation. There are four alternatives to provide transportation for the region over a 30-year period. She requested feedback from the rest of Council concerning the plan. She will pass any suggestions on to the PSRC at their next meeting.
- Community Development Committee (Councilmember Dyer): The committee has reviewed the Beaver Lake Management District Reauthorization Proposal. The District is presently being managed by King County. The City will be making a decision before the end of the year regarding the Beaver Lake Management District and the committee plans to come to Council with some suggestions. They also reviewed the amendment to the tree cutting ordinance and recommends

adoption of the ordinance. The committee reviewed the Water Resource Inventory Area 8 interlocal agreement. This agreement will be coming before Council soon.

- Eastlake High School Report (Student Liaison Lin Yang): Homecoming is scheduled for October 28, 2000. The theme is “Forever After”. The Fall Musical, “Fiddler on the Roof”, will have performances on November 16th, 17th and 18th. Lin announced his Senior Project will be helping to start up the Sammamish Youth Advisory Board.
- Skyline High School Report (Student Liaison Mary Vinuelas): She asked for approval to decorate the streets by Skyline High School for Homecoming. Staff will work with the school. Homecoming is October 28th with a theme of “Out of This World”. The football team is 4-0. Last week the school celebrated “Days of Respect” highlighting the differences in cultures and people. She announced that she is a National Merit Hispanic Achievement winner. Key Club is selling roses at Homecoming with the proceeds being donated to economically challenged countries. National Honor Society had a food drive out in front of the QFC store.
- Mayor’s Report (Mayor Barry): Jed Kirk reported the Microsoft campus currently being built on the Highlands will have approximately 15,000 employees. This will substantially increase the amount of traffic that will enter the City. Mayor Barry introduced Melanie Saihidi of the Ba’hai’s of Sammamish. They expressed their hope that the church would be able to work closely with the City in the future.

3. Public Comment

Mark Cross, 247 208th Avenue NE, Handed out a copy of an analysis that he presented to King County regarding interim use of the trail. He believes the rail bed is a better alignment for the trail than the one presented at the last Council Study Session.

Bob White, 2033 E. Beaver Lake Drive SE, Addressed the Beaver Lake Management District issue. He requested Council give the District an expedited review and extend the lake management district.

Ross Bendixen, 1611 E. Lake Sammamish Parkway NE, Thanked Council for opposing the interim use of the East Lake Sammamish trail since it will go through his property.

Bob Hamilton, 3931 E. Lake Sammamish Parkway NE, Thanked Mayor Barry for presenting the community-supported trail plan to the King County Council committee. He feels the County is not paying attention to trail-user safety. He supports forming a L.I.D. to finance the trail.

Hank Klein, 643 E. Lake Sammamish NE, Thanked the Council for opposing interim use of the ELS Trail. He supports the community-supported plan.

Vicki Beres, 2305 E. Lake Sammamish Pl SE, Thanked Council for the job they have been doing and is appalled by the negative publicity that is appearing in the Sammamish Review. She appreciates all the work involved in starting a new City.

Mike Rundle, 2470 196 Avenue SE, Appreciates the Council's support of the community-supported trail plan.

Vera Bartron, 407 E. Lake Sammamish Parkway SE, Supports the community-supported trail plan and favors forming an L.I.D. to provide funding for the trail.

Gene Morrell, 2933 E. Lake Sammamish Parkway SE, Lot would be bisected by the proposed interim trail. He thanks the Council for supporting the community trail plan.

Tom Harmon, 2302 West Beaver Lake Drive, Believes there should be mitigation requirements on the Norris Estate Plat and the Laurels Plat to pay for sidewalks for the safety of school children in the area.

The Mayor announced that the Annual Comprehensive Financial Report of the City Council is available at City Hall.

4. Consent Calendar

- a) **Claims for period ending September 20, 2000 in the amount of \$47,537.90**
- b) **Payroll for September 15, 2000 pay period/pay date September 20 totaling \$66,736.10**
- c) **Minutes of September 20, 2000 Regular Meeting**

MOTION: Councilmember Huckabay moved to approve the Consent Calendar. Councilmember Kilroy seconded. Motion carried 5-0.

5. Public Hearing

Mayor Barry declared the Public Hearing open at 8:05 pm

Community Development Director Ray Gilmore gave the staff report. In 1996 the Federal Government required local jurisdictions to address wireless communication facilities. The current ordinance the City is operating under does not cover structures of this type and has not been revised since 1993. The proposed ordinance directly addresses personal, wireless communication facilities as well as standards for broadcast relay towers, amateur radio towers, monopoles, satellite dish antennas, and other wireless communications facilities and equipment. The proposed ordinance has been submitted to wireless communications companies currently operating in the City for their opinion. This is the first reading of the ordinance. Council has the discretion to continue the Public Hearing at the next reading of the ordinance.

Public Comment:

Molly Lawrence, 701 Fifth Avenue, Suite 5000, Seattle, WA, Legal Counsel representing Voicestream Wireless. Submitted a six-page letter on proposed revisions to the draft ordinance. She focused on three issues, wireless communication facilities in right of ways, co-location and a simplified procedure for co-location and reduced impact sights and third-party review.

Scott Hamilton, 19727 SE 19th Street, Encouraged Council to adopt an ordinance that supports the unicell type of wireless facility for the city standard.

Tom Donnelly, 1519 4th Street, Kirkland, As a private consultant to wireless communications facilities, he offered model language changes to the ordinance. Specifically he recommended unicell towers and recommended staff look at Mercer Island and Kirkland's Wireless Communications ordinances. The ordinances contain requirements for underground facilities, tree plantings, etc.

Lisa Vernon, PO Box 70372, Seattle, WA, Representing Metricom Incorporated. She read excerpts from a letter the company submitted to staff with recommended changes to the ordinance. She specifically referenced five different housekeeping areas.

Councilmember Kilroy inquired as to whether the City could charge a monetary fee to encourage co-location of facilities. Staff will look into this option.

Public Hearing was closed at 8:47 pm.

6. Unfinished Business - None

7. New Business

- a) First Reading of Ordinance: an Ordinance of the City of Sammamish, Washington, pertaining to personal wireless telecommunications facilities and including a purpose statement, definitions, exemptions, a policy statement, site selection criteria, priority of locations, siting priority on public property, co-location and design criteria, permit inspection requirements and landscaping requirements, non-use and abandonment provisions, third party review, and remedies.

It is staff's recommendation to take this ordinance back to committee. Mr. Gilmore suggested holding a meeting with all concerned individuals to change and improve the ordinance. After this meeting the ordinance will come back to Council for approval.

Councilmember Kilroy requested a summary and diagrams of different facilities when Council considers the ordinance at the Second Reading.

MOTION: Councilmember Kilroy moved to table Item 7a. Councilmember Huckabay seconded. Motion carried unanimously 5-0.

- b) First Reading of Ordinance: An Ordinance of the City of Sammamish to establish a land use mediation procedure.

City Attorney Bruce Disend gave the staff report. In an effort to provide an alternative for formal litigation as a means for citizens to address their concerns regarding land use permits, the City is proposing a voluntary land use mediation program. This program provides citizens an opportunity to address concerns about a project that may go beyond the issues addressed in the permitting process. Citizens and the applicant thus have an opportunity to work out issues without costly and time-consuming litigation. A meeting was held with citizens to gain input on the proposed process. At a later date staff will coordinate a meeting with the development community to get their opinions. These suggestions will be incorporated into the ordinance. The proposed ordinance was presented to Council at the September 13, 2000 Study Session. At that meeting Council directed staff to include language requiring neighborhood meetings between the applicant and the neighborhood prior to the submittal of an application to the City. This language has been added as Sub-Section 1E.

Councilmember Huckabay asked for clarification on incorporating the procedure into the Development Code.

Public Comment:

Scott Hamilton, (spoke previously), He strongly supports the ordinance. He would like to see the neighborhood meeting requirements applied to other projects in addition to plats.

Tom Harmon, (spoke previously), He supports the mediation process.

c) Contract: Pace Engineering Survey Work for 228th Avenue Phase 1C

Public Works/Finance Director Ben Yazici gave the staff presentation. The third phase of 228th Avenue will be the most complicated due to environmental concerns. Hiring an engineering consultant to perform some initial engineering work will allow staff to jump-start the program and potentially save money in the long run by doing some of the work in house. The total amount of the contract is \$23,000. Staff is asking Council to authorize the City Manager to sign the contract.

MOTION: Councilmember Huckabay moved to authorize the City Manager to Sign the contract with Pace Engineering to perform Engineering Survey work for 228th Avenue Phase 1C. Councilmember Kilroy seconded. Motion passed unanimously 4-0.

8. Executive Session

At 9:10 pm Council adjourned to executive session to discuss land acquisition issues. They returned at 9:40 pm

9. Adjournment: Mayor Jack Barry adjourned the meeting at 9:45 pm.

Melonie Anderson, City Clerk

Jack Barry, Mayor