

**City of Sammamish  
City Council Minutes  
Regular Meeting  
February 7, 2001**

Mayor Troy Romero called the regular meeting of the Sammamish City Council to order at 7:35 pm.

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

Councilmembers absent: Deputy Mayor Ken Kilroy and Councilmember Ron Haworth

**MOTION:** Councilmember Barry moved to excuse Deputy Mayor Kilroy and Councilmember Haworth. Councilmember Gerend seconded. Motion passes unanimously 5-0.

**Staff present:** City Manager Ben Yazici, City Engineer Dick Thiel, Director of Community Development Ray Gilmore, Police Chief Richard Baranzini, Fire Administrator John K. Murphy, City Attorney Bruce Disend and City Clerk Melonie Anderson.

**Roll Call/Pledge**

Roll was called. Councilmember Dyer led the pledge.

**1. Approval of Agenda**

**MOTION:** Councilmember Dyer moved to delete the Executive Session from the agenda and accept the agenda as amended. Councilmember Gerend seconded. Motion passed unanimously 5-0.

**2. Mayor/Council/Committee Reports**

- Community Development Committee (Councilmember Dyer): No Report
- Public Safety Committee (Councilmember Haworth): No Report
- Finance Committee (Councilmember Huckabay): No Report
- Public Works (Councilmember Gerend): The committee had a discussion on Sound Transit and will be working on developing a transit system in Sammamish. To this end they will request \$10 million in excess revenues from Sound Transit to help fund this system. The committee discussed the costs associated with under grounding utilities on 228<sup>th</sup> Phase 1B. The committee recommends under grounding all utilities except the high voltage lines. The committee recommended allowing left turns into 13<sup>th</sup> Street SE and a possible signal at a later date when traffic warrants it. This was in response to considerable public input.

- Eastlake High School Report (Student Liaison Lin Yang): Report on a party organized by Students Against Drunk Driving (SADD). The school is sponsoring a potluck to raise money for needy families in the district. The Youth Advisory Task force is moving along and a report will be given to Council at the next meeting
- Skyline High School Report (Student Mary Vinuelas): “Unsung Heroes” will be celebrated at Skyline on April 12<sup>th</sup>.
- Mayor Report: Attended the Eastside Fire & Rescue Dinner. The Fire Department presented the City with a plaque. Karen Moran, Sammamish citizen, was appointed to the King County Boundary Review Board. The Family Summit will be on March 29, 2001 at Eastlake High School beginning at 7:00 pm. The City Council Retreat is scheduled for March 9<sup>th</sup> and 10<sup>th</sup>.

### 3. Public Comment

No public comment

### 4. Consent Calendar

#### CONSENT CALENDAR

- Claims for period ending February 7, 2001 in the amount of \$824,185.05**
- Payroll for pay period/pay date January 20, 2001 totaling \$83,978.34 and for pay period/pay date February 5, 2001 totaling \$85,676.52.**
- Minutes for January 17, 2001 Regular Meeting**
- Minutes for January 24, 2001 Special Meeting**
- Eastside Transportation Partnership Annual Dues**

**MOTION:** Councilmember Huckabay moved to approve the Consent Calendar. Councilmember Gerend seconded. Motion passed unanimously 5-0.

### 5. Public Hearing

#### a) Extension of land use moratorium

Community Development Director Ray Gilmore gave the staff report. The recommendation by staff is to continue the moratorium without any substantial change for another six months. The original moratorium was put in place August of 1999. It was extended in February, 2000 and August of 2000. The Planning Advisory Board is currently developing the City’s comprehensive plan. Completion date for that plan is estimated to be by the end of 2002.

Mayor Romero declared the Public Hearing open at 7:55 pm.

#### Public Comment:

Fred Armstrong, 2320 130<sup>th</sup> Avenue NE, Bellevue, 98005, He submitted written comments to Council requesting a senior housing/moderate priced housing exemption to the moratorium.

Ronald Kenyon, 19329 130<sup>th</sup> Place SE, Snohomish, WA, Submitted written comments to Council requesting an exemption for his property, since it is one of the few properties that is zoned commercial.

Tom Harman, 2302 W. Beaver Lake Drive, Believes that the expiration of water certificates should be considered a categorical exception. He also believes that each exemption should be examined for traffic concurrency before being given an exemption. Is there sufficient code enforcement being done on these exceptions?

Mark Cross, 247 208<sup>th</sup> Avenue SE, Supported extending the moratorium. He believes the additional time will allow Council to ensure the Comprehensive Plan will work in conjunction with the development code.

Mayor Romero closed the public hearing at 8:03 pm

## **6. Unfinished Business**

### **a) Discussion – Final Design Decision for 228<sup>th</sup> Street SE Transportation Improvement Project**

Councilmember Gerend gave the recommendation of the Public Works Committee regarding the final design of 228<sup>th</sup> Avenue transportation project. The committee recommends redesigning the plan at 13<sup>th</sup> Avenue to provide for left turn lanes. Because of citizen concern over safety issues, the impact to the environmental impact statement and the fast-track nature of the design for Phase 1B Councilmember Gerend made the following motion:

**MOTION:** Councilmember Gerend moved that the Council recommend the following: (1) Phase 1B be designed and built to include no roundabouts but key intersections should be designed to accommodate potential conversions to roundabouts in the future, in particular to ensure that sufficient rights-of-way be acquired. (2) Staff shall design SE 13<sup>th</sup> Street to accommodate left turns from and to the westerly portion and to anticipate future conversion to a signalized intersection if and when the situation warrants it. (3) Staff shall seek, at the earliest opportunity, an appropriate intersection enhancement program at which to introduce the first roundabout in Sammamish. Councilmember Dyer seconded. Motion passed unanimously 5-0.

Councilmember Dyer felt that Councilmember Gerend encapsulated the decisions of the committee well. Councilmember Barry believes that roundabouts have their place in the City but not on 228<sup>th</sup> Avenue. He read into the record the position of the PAB on the issue of roundabouts. Councilmember Huckabay expressed disappointment in the decision to delete the roundabouts from the design. Mayor Romero believes that roundabouts in this city will be an experiment and does not believe the city should be experimenting on 228<sup>th</sup> Avenue.

**b) Resolution: Call for the Vote on Formation of the Beaver Lake Management District**

Community Development Director Ray Gilmore gave the staff report. The next step in the formation of the lake management district is for the Council to call for a vote of the residents within the proposed district. If the Council adopts the resolution each resident would be mailed a ballot which would be returned before April 30, 2001.

**MOTION:** Councilmember Barry voted to call for the vote on the Beaver Lake Management District. Councilmember Gerend seconded.

Councilmember Barry expressed concern that some people are in the district but feel they should not be. He asked Mr. Gilmore if there was an appeal process for residents who felt they should not be included. Mr. Gilmore was not sure what the appeal process, if any, would be. Councilmember Dyer asked if the district could be amended once Council has called for the vote? Mr. Gilmore said there would not be any problem delaying a decision on this resolution until staff could research what the appeal process would be. Councilmember Barry would like to know how many new residents were included in the district and how they could appeal inclusion.

**MOTION:** Councilmember Dyer moved to postpone consideration of the call for the vote on the Beaver Lake Management District until the next regular Council meeting. Councilmember Huckabay seconded. Motion passed unanimously 5-0.

Council recessed from 8:25 pm to 8:35 pm

**7. New Business**

**MOTION:** Councilmember Dyer moved to suspend the rules and amend the agenda to add item 1a to discuss a letter sent from the Association of Washington Cities regarding I-722. Councilmember Barry seconded. Motion passed unanimously 5-0.

**1a) The Association of Washington Cities letter to the City requesting funds from the City to pay for their lawsuit against I-722.**

**MOTION:** Councilmember Dyer moved to decline giving any money to fight I-722, since the voters of this city voted overwhelmingly for this initiative. Councilmember Barry seconded. Motion passed unanimously 5-0.

**a) Ordinance: Land Use Moratorium Extension**

**MOTION:** Councilmember Huckabay moved to extend the Land Use Moratorium for another six months. Councilmember Gerend seconded

City Manager Ben Yazici explained the City has five years in which to submit a comprehensive plan. The moratorium is necessary to control growth until the plan is in place.

Mayor Romero asked staff and the Planning Advisory Board to look into changing the moratorium to allow the subdivision of short plats in the next moratorium.

AMENDMENT: Councilmember Dyer moved to amend the motion that staff report back to Council at their earliest convenience on the inclusion of a senior housing exemption to the moratorium. Councilmember Gerend seconded. Amendment passed unanimously 5-0.

AMENDED MOTION: Motion as amended passed unanimously 5-0 (O2001-77)

**b) Ordinance: Granting authority to City Manager to execute contracts for easements and rights-of-way purchases without Council approval**

City Attorney Bruce Disend gave the staff report. This ordinance will improve the efficiency of the City when purchasing rights-of-way and easements for Council-approved projects that are within 10 percent of the appraised value.

MOTION: Councilmember Huckabay moved to grant authority to the City Manager to execute contracts for easements and rights-of-way purchases without Council approval. Councilmember Dyer seconded. Motion passed 5-0. (O2001-76)

Councilmember Gerend suggested that this acquisition authority could be monitored by the Public Works Committee who would make periodic reports to Council on such purchases and agreements.

**c) Resolution: Final Plat Approval/Willamette at Sammamish Highlands**

Mr. Gilmore gave the staff report. This is a 46-lot subdivision on 9 acres. It was vested under King County and has been reviewed by DDES. Their final report states that all conditions for development have been met and recommend final plat approval.

MOTION: Councilmember Dyer moved to grant final plat approval for the subdivision of Willamette at Sammamish Highlands. Councilmember Huckabay seconded. Motion passes unanimously 5-0. (R2001-61)

Councilmember Huckabay asked if it would be appropriate for the City to intervene in the King County process to encourage compliance with the City's standards so changes will not have to be made later.

**d) Resolution: Final Plat Approval/Greens at Beaver Crest**

Mr. Gilmore gave the staff report. This is an 88-lot subdivision on 54.6 acres including a 126-unit apartment complex. This project was vested with King County in 1997. The plat has met all conditions of final plat approval.

**MOTION: Councilmember Dyer moved final plat approval of the subdivision of the Greens at Beaver Crest. Councilmember Huckabay seconded. Motion passed unanimously 5-0. (R2001-62)**

Council directed Mr. Yazici to send a letter to King County, with a copy to King County Councilmember David Irons, verifying that fees paid by the developer to King County would be forwarded on to the City.

**e) Contract: Public Works Director**

**MOTION: Councilmember Dyer moved to authorize the City Manager to sign a contract with John Cunningham to be Public Works Director. Councilmember Huckabay seconded. Motion passed unanimously 5-0.**

**f) Contract Supplement #2: Additional Design for 228<sup>th</sup> Avenue Phase 1b with Inca Engineering**

City Engineer Dick Thiel gave the staff report. Due to work done by King County that needs to be redone and the amount of time spent studying the roundabout issue, the contract with INCA needs to be increased by \$3,000.

**MOTION: Councilmember Gerend moved to authorize the City Manager to sign the contract with INCA engineers for Supplement #2. Councilmember Dyer seconded. Motion passed unanimously 5-0.**

Mr. Yazici announced to the Council that during the construction of 228<sup>th</sup> 1B, during the summer months, staff would like the road to be completely closed between the hours of 7:00 am and 6 pm except to local access and emergency vehicles. This will increase the chance of having the construction completed on time.

**8. Adjournment** – Mayor Romero adjourned the meeting at 9:40 pm.

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Melonie Anderson, City Clerk

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H. Troy Romero, Mayor