

**City of Sammamish
City Council Minutes
Regular Meeting
April 4, 2001**

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

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

Staff present: City Manager Ben Yazici, Director of Public Works John Cunningham, Director of Community Development Ray Gilmore, Police Chief Dick Baranzini, Fire Administrator John K. Murphy, City Attorney Bruce Disend, Parks Manager Jeff Watling, Administrative Assistant Gail Davila and City Clerk Melonie Anderson.

Roll Call/Pledge

Roll was called. Councilmember Huckabay led the pledge.

1. Approval of Agenda

MOTION: Councilmember Haworth moved to amend the agenda by placing the Executive Session for Property Acquisition to the end of the agenda. Deputy Mayor Kilroy seconded. Motion passed unanimously 7-0.

MOTION: Deputy Mayor Kilroy moved to amend the agenda by adding Item #2b Police Officer of the Year award to the agenda under presentations. Councilmember Haworth seconded. Motion passed unanimously 7-0.

MOTION: Deputy Mayor Kilroy moved to amend the agenda by adding under Item 4 Park and Recreation Commission Appointment approval. Councilmember Dyer seconded. Motion passed unanimously 7-0.

Agenda was approved as amended unanimously 7-0.

2. Introduction and Presentations

- a) Presentation: Award of Appreciation to the Washington State Public Works Board and Executive Director Pete Butkus.

City Manager Ben Yazici presented Executive Director Pete Butkus a City Plaque in appreciation of his work in securing for Sammamish \$10,000,000 in Public Works funds for Phase 1b of the 228th Street transportation improvement project.

b) Police Officer Of the Year

Chief Baranzini presented School Resource Officer Stan Chapin (Eastlake High School) and School Resource Officer Ken Williams with the Co-Officer of the Year award.

4. Mayor/Council/Committee Reports

- *Planning Advisory Board Quarterly Update:* Board Member John Rose gave the Quarterly Report. Three subcommittees have been formed: land use, transportation and public involvement. The Board has begun to work with Edaw Consultants to initiate the Comprehensive Plan. Presentations will be made to local groups and the city in general, explaining the purpose of the Comprehensive Plan.
- *Park & Recreation Commission Quarterly Update:* Commission Member John Rossi gave the update. The Commission has presented the Parks, Recreation and Open Space Plan to Council for review. They are working on an implementation strategy for the Plan. Work is being done to develop joint interlocal agreements with other cities for recreation opportunities. Facilities will be upgraded at NE Sammamish Park, East Sammamish Park and Pine Lake Park. Work has begun on the skate park project. The Commission is sponsoring two Open Houses to discuss the Parks, Recreation and Open Space Comprehensive Plan on April 30th and May 21st.

MOTION: Councilmember Kilroy moved to approve the appointment of Chris Lairdley to fill the vacancy on the Parks & Recreation Commission. Councilmember Haworth seconded. Motion passed unanimously 7-0.

- *Youth Commission Task Force:* Student Liaison Lin Yang gave the report. The formation of the Commission is his Senior Project. He recognized the members of the Task Force: Mary Vinuelas, Kayla Villnow, Josh Dover, Jared Jobe (from Skyline H.S.), Atequa Khaki, Katie Ahern, Elliot Eastman, James Leo (from Eastlake H.S.) Paul Bourdeur, PARC member, Cherry O’Niel, Adult volunteer and Jeff Watling, Parks Manager. The task force is recommending Council give approval for the formation of the Commission. Operational guidelines have been developed. Application forms will be distributed to all the schools within the next month.
- *Public Safety Committee (Councilmember Haworth):* Attended a meeting at Evergreen Hospital concerning funding for Medic One services. Evergreen Hospital will continue to fund Medic One but is looking to form partnerships with local Fire Departments to develop a Fire Department-based program.
- *Community Development Committee (Councilmember Barry):* The committee met with local real estate agents to discuss the City’s sign issues. They will work with the City to help develop a sign ordinance, which will be presented to Council later in the year.
- *Finance Committee (Councilmember Huckabay):* Attended the WRIA 8 meeting. A management committee is being formed comprised of seven cities member cities.
- *Eastlake Sammamish Trail Design Workshop (Councilmember Dyer):* The workshops will be on April 6th from 1:00 pm to 6:00 pm and April 7th from 10:00 am to 5:00 pm.

- *Public Works* (Councilmember Gerend): The committee received comments and concerns from the public regarding the design of 228th Avenue Phase 1b. Councilmember Gerend recommends changing the design of 228th Avenue Phase 1b to accommodate the public requests. He requested staff to research what changes could be made. He also attended the Puget Sound Regional Council meeting last week. He asked staff to review the proposed Destination 2030 index and add Sammamish projects to the plan before it is adopted.
- *Eastlake High School Report* (Lin Yang): Mr. Eastlake program was a great success.
- *Skyline High School Report* (Mary Vinuelas): The school had a campus clean up last week. There will be a dance on Friday.
- *Mayors Report*: The Mayor reported he was the emcee for the Mr. Eastlake program. He represented the City at the Eastlake Little League Parade. The Family Summit was a great success. He requested further discussion of the Family Summit process be a Study Session topic for Council. Council goals are posted in Council Chambers as a result of the March 10, 2001 Council Retreat.

Councilmember Huckabay requested the Public Works Committee and staff draft a letter in support of express bus service for the plateau.

5. Public Comment

John Galvin, 432 228th Avenue SE, Representing the Skyline Eastlake Corridor Neighborhood Association. He expressed concern over the future zoning along this corridor.

Jack Rodgers, 22708 SE 22nd Place, Expressed concerns about access in the design of 228th Avenue Phase 1b. The median design prohibits immediate access to driveways.

Nancy Whitten, PO Box 1294, Issaquah, WA, Feels the residents along 228th Avenue Phase 1b have not been given sufficient notice or opportunities to comment regarding the design of the project. She requested delay of the median until residents have time to give input.

Steve Stevlingson, 24938 Redmond-Fall City Highway, Representing the Sammamish Plateau Water & Sewer. He announced the district is imposing restrictions on water consumption that is one step short of mandatory.

Tom Harman, 2302 West Beaver Lake Drive, Presented some water conservation devices to Council.

Chuck Dalton, 23117 NE Main Street, Concerned about development activity occurring along the 228th Street corridor. He does not want to see residential neighborhoods mixed with commercial.

Tim Clark, 22808 SE 1st Street, Concerned about the future zoning along 228th Avenue corridor.

6. Consent Calendar

- a) **Claims for period ending April 4, 2001 in the amount of \$1,056,966.95**
- b) **Minutes of March 7, 2001 Regular Meeting**
- c) **Minutes of March 21, 2001 Regular Meeting**

MOTION: Councilmember Huckabay moved to approve the Consent Calendar. Councilmember Haworth seconded. Motion passed unanimously 7-0.

Council recessed from 9:05 pm to 9:15 pm.

7. Unfinished Business

a) Hardship Exception/Scindia

This request for hardship was tabled by Council at a previous meeting to allow the applicant to provide additional information regarding the exception request. The owners of the property are in immediate foreclosure to the Sammamish Plateau Water & Sewer district. If they are not allowed to short plat and sell their property, they will have to file for bankruptcy.

Councilmember Gerend said this exception does not qualify for a hardship. Councilmember Huckabay does not feel that granting this exception will solve their problems. Selling the property as is could pay off the money the applicants owe. The City should not have to bail the applicants out of financial difficulties. Councilmember Dyer believes the large nature of the lots will fit in with the surrounding area. Mayor Romero believes the applicant has issues with the water & sewer district and would like to see them work out their problems without city help. Councilmember Huckabay said. Council should not be approving these exceptions on a parcel by parcel basis. These exceptions should not be granted until the Planning Advisory Board has had time to complete the comprehensive land use plan for the City as a whole.

MOTION: Councilmember Barry moved to grant the hardship exception to the land use moratorium. Deputy Mayor Kilroy seconded.

MOTION: Councilmember Huckabay moved to table this item to the next meeting. Councilmember Haworth seconded. Motion to table failed 3-4 with Councilmembers Barry, Dyer, Haworth, and Deputy Mayor Kilroy dissenting.

MAIN MOTION: Main motion to grant the exception requested by Scindia failed 3-4 with Councilmember Gerend, Haworth, Huckabay and Mayor Romero dissenting.

MOTION: Councilmember Dyer moved to reconsider this exception at the next regular meeting. Deputy Mayor Kilroy seconded. Motion passed 5-2 with Councilmembers Huckabay and Gerend dissenting.

8. New Business

a) Hardship Exception/21407 SE 20th Street (Taylor/Paganelli)

Community Development Director Ray Gilmore gave the staff report. This exception request is for a two-lot short plat. The project is located at 21407 SE 20th Street. They believe they would have qualified for a categorical exception under the old moratorium. Their water certificates will expire in August.

Councilmember Gerend believes this request is similar to other exceptions that have been granted due to being qualified when they started the process and having the moratorium rules changed. Mayor Romero believes the applicant should be granted the exception because their water rights will expire before the moratorium does. Deputy Mayor Kilroy concurred.

MOTION: Councilmember Haworth moved to grant the hardship exception to the land use moratorium. Deputy Mayor Kilroy seconded. Motion carried unanimously 7-0.

b) Resolution: Final Plat Approval Trossachs Division 8 Subdivision

City Attorney Bruce Disend explained that this is a project that was granted preliminary plat approval under King County. A letter has been submitted stating the developer has met all the conditions set by the County for final plat approval. Under these circumstances the Council is required to grant final plat approval.

MOTION: Councilmember Barry moved to grant final plat approval to Trossachs Division 8 Subdivision. Deputy Mayor Kilroy seconded.

Councilmember Huckabay raised the issue that all MPS fees for this plat have already been paid to the County and will not be forwarded on to the City. She believes that since the money is not forwarded to the City, the money is not being spent on specific Sammamish projects. Councilmember Dyer said this has been a long-standing problem the City has experienced with the County.

Councilmember Gerend said the County is not doing an adequate job of ensuring that surface water is being returned to the aquifer by requiring the use of porous materials and encouraging percolation of ground water.

MOTION: Councilmember Huckabay moved to table this item until the next regularly scheduled meeting. Councilmember Dyer seconded. Motion passed 4-3 with Councilmembers Barry, Haworth and Deputy Mayor Kilroy dissenting.

Council recessed from 9:58 pm to 10:00 pm.

Mr. Disend said that all plats must be approved within 30 days of filing for final approval.

- c) **Resolution/Interlocal: Sammamish Plateau Water & Sewer District for installation of water and sewer utilities in conjunction with 228th Avenue transportation improvement project.**

Public Works Director John Cunningham gave the staff report. This interlocal outlines the roles and responsibilities of each party. It also specifies the district's share of the cost of this improvement project.

MOTION: Councilmember Haworth moved to adopt a Resolution granting authority for the City Manager to enter in an Interlocal agreement with the Sammamish Plateau Water & Sewer District for the installation of water and sewer utilities in conjunction with 228th Avenue Phase 1b transportation improvement project. Councilmember Dyer seconded. Motion passed unanimously 7-0.

- d) **Contract: Award bid for construction of 228th Avenue transportation improvement project Phase 1b.**

Mr. Cunningham gave the staff report. Staff is recommending awarding the bid to Mid Mountain Construction. Their low bid is within 3% of the engineer's estimates. Background checks have been performed and there is nothing that would disqualify the low bidder.

MOTION: Councilmember Huckabay moved to award the construction bid for 228th Avenue Phase 1b transportation project to Mid Mountain Construction. Councilmember Haworth seconded. Motion passed unanimously 7-0.

- e) **Contract: Supplemental Agreement for Construction Management of 228th Avenue transportation improvement project/Inca Engineers**

Mr. Cunningham gave the staff report. This contract is a supplemental agreement for construction management of 228th Avenue Phase 1b with Inca Engineers.

Mayor Romero left the meeting at 10:25 pm. Deputy Mayor Kilroy assumed Chair of the meeting.

MOTION: Councilmember Barry moved to authorize the City Manager to sign the supplemental agreement with Inca Engineering for construction management services on the 228th Avenue Phase 1b project. Councilmember Huckabay seconded. Motion passed unanimously 6-0.

- f) **Contract: Amendment for Skate Park Design/Droll & Associates**

Parks Manager Jeff Watling gave the staff report. This amendment is for design, bidding and construction management of a skate park. Droll & Associates are currently involved in designing new facilities for Pine Lake Park. There will be three public workshops during the design phase of the project.

MOTION: Councilmember Dyer moved to authorize the City Manager to sign an amendment to the contract with Droll & Associates for skate park design. Councilmember Gerend seconded. Motion passed unanimously 6-0.

g) Contract: Inglewood Hill Road/216th Avenue NE Intersection Improvements/Gray & Osborne

Mr. Cunningham gave the staff report. This contract is for engineering analysis recommending options for traffic control at the intersection. There will be public meetings before a design is decided upon and one-on-one meetings with property owners who will be directly affected before any work takes place.

MOTION: Councilmember Gerend moved to authorize the City Manager to sign a contract with Gray & Osborne for design services for the intersection at Inglewood Hill Road and 216th Avenue NE. Councilmember Dyer seconded. Motion passed unanimously 6-0.

h) Contract: Employment Agreement/Finance Director

Mr. Yazici gave the staff report. The staff is recommending hiring Lyman Howard to be the Finance Director. The proposed contract is within the personnel guidelines.

MOTION: Councilmember Haworth moved to authorize the City Manager to sign a contract with Lyman Howard as Finance Director. Councilmember Huckabay seconded. Motion passed unanimously 6-0.

i) Approval: Personnel Positions

Mr. Yazici explained the requested personnel positions. The three positions recommended are (1) changing the title of the Administrative Services Director to Assistant City Manager. (2) Replace the position of Communication/Public Information Officer with Executive Secretary to the City Manager and City Council. (3) Salary/Grade adjustment for the Transportation Manager

MOTION: Councilmember Haworth moved to approve the recommended personnel positions. Councilmember Huckabay seconded. Motion passed unanimously 6-0.

j) Approval: Code Enforcement Officer Position

Mr. Yazici gave the staff recommendation. In an effort to satisfy the community request for increase code enforcement, staff is recommending hiring a Code Enforcement Office.

MOTION: Councilmember Haworth moved to approve the Code Enforcement Officer position. Councilmember Huckabay seconded. Motion passed unanimously 6-0.

9. City Manager Report (No report)

3. Executive Session-Property Acquisition

Executive session began at 10:50 pm and ended at 11:20 pm

10. Adjournment – Deputy Mayor Kilroy adjourned the meeting at 11:30 pm

Melonie Anderson, City Clerk

H. Troy Romero, Mayor