

# COUNCIL MINUTES

## Regular Meeting November 5, 2002

Deputy Mayor Kenneth Kilroy called the regular meeting of the Sammamish City Council to order at 7:30 pm.

**Councilmembers present:** Mayor Troy Romero (arrived 7:45 pm), Deputy Mayor Ken Kilroy, Councilmembers Jack Barry, Don Gerend, Ron Haworth, Kathleen Huckabay and Michele Petitti.

**Staff present:** City Manager Ben Yazici, Director of Administrative Services/Assistant City Manager Pete Butkus, Public Works Director/Assistant City Manager John Cunningham, 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 Barry led the pledge.

### **Approval of Agenda**

**MOTION:** Councilmember Huckabay moved to approve the agenda. Councilmember Gerend seconded the motion. Motion carried unanimously 6-0.

**AMENDMENT:** Councilmember Petitti moved to amend the agenda and remove Item #11 and Proclamations/Presentations. Councilmember Gerend seconded.

Councilmember Barry requested to divide the motion into three parts.

**AMENDMENT:** To delete Proclamations and presentations from the agenda. Amendment passed unanimously 6-0.

**AMENDMENT:** To delete Item #11 from the agenda at staff request. Motion passed unanimously 6-0.

**AMENDMENT:** To add a new Item #11, Redmond Pool proposal. Motion failed 3-4 with Councilmembers Gerend, Huckabay and Petitti voting in the affirmative.

**MOTION:** Agenda was approved as amended unanimously 7-0.

Mayor Romero assumed Chair of the meeting.

## Presentations/Proclamations (deleted)

### MAYOR/COUNCIL/COMMITTEE REPORTS

- *Public Safety Committee (Councilmember Haworth)*: Eastside Fire and Rescue Committee is continuing to meet to find alternative sources of funding They have hired a consultant and he will make a report back to the board on November 14.
- *Finance Committee (Councilmember Barry)*: Mr. Barry will recuse himself from voting on Item # 6, an ordinance relating to the adoption of Issaquah School District's impact fees. The Finance Committee met tonight. Revenues and expenses are consistent with projections. REET taxes are \$180,000 ahead of last year. Sales tax are ahead by \$9,000 over last year. MyBuildingPermits.com is on line. The public hearing for the 2003/2004 budget will be held on November 20, 2002. The second reading of the ordinance adopting the budget will be held on December 3, 2002.
- *Community Development Committee (Councilmember Huckabay)* Councilmember Huckabay attended the Seattle Chamber of Commerce Planning Session in Vancouver, B.C. She thanked Council for allowing her to attend. The conference was very informative.
- *Public Works Committee (Councilmember Gerend)*: Councilmember Gerend attended a meeting of the Regional Transit Committee. Publics Works Committee met this afternoon. They discussed the SE 32<sup>nd</sup> Street Barricade issue. The City will hold an Open House on November 6, at Pine Lake Middle School. The Committee was updated on the 244<sup>th</sup> Corridor study. There will be another public meeting on November 13<sup>th</sup>. Staff updated the committee on the Issaquah Pine Lake Extension and the Sound Transit Park and Ride proposal. The committee recommends entering into an agreement with Sound Transit to do the design work.
- *International Chief of Police Meeting (Deputy Mayor Kilroy)*: Chief Baranzini and the mayor attended this conference in Chicago. It was an excellent conference, particularly concentrating on identity theft and the "Amber Alert" system for missing children. Some training and open meetings will be held to highlight these issues with the public here in Sammamish. He also noted that Student Liaison Will Voinot Baron won the AAAA championship in tennis.
- *Legislative Committee (Councilmember Petitti)*: Today is election day. Councilmember Petitti reported on the Suburban Cities meeting she attended last week. Special emphasis was placed on the lack of funding for human services in the County budget for next year. She will be attending the Eastside Human Services Forum meetings to get more information on how the City might be affected.
- *Eastlake High School Report (Student Liaison Will Voinot Baron)*: Homecoming activities are taking place. Sports teams are doing well.
- *Skyline High School Report (Student Liaison Elizabeth Cochrane)*: Homecoming was last week for Skyline. The school would also like to know who is responsible for either maintaining or removing the flowerbeds around the school. They are not being maintained.
- *Mayor Report*: Attended the AWC meeting last month. AWC is forming an Annexation Committee and is looking for members from each City to review potential legislation. He recommends someone from Community Development

Committee attend the meetings. He attended the 12<sup>th</sup> District Mayor's Conference. He has a copy of King County's budget and will route it to the other Councilmembers for review. He recommended the Legislative Committee look into proposed legislation to reduce the number of King County Councilmembers for the next year. The City of Sammamish has been asked to help fund the Redmond Pool. He recommended the Legislative Committee look into the reasons why Bellevue and Kirkland have decided not to support this issue. City Manager Ben Yazici suggested he and the Mayor meet after the meeting to decide when this issue should be brought before the whole Council.

## **PUBLIC COMMENT:**

Elizabeth DeWitt, 21130 SE 28<sup>th</sup> Place, She does not support a skate park at the Sammamish Commons location. A skate park will only serve the needs of the few, not the many. Money should be spent on things that will create the greatest good.

Karen Moran, 20705 SE 3<sup>rd</sup> Way, She does not support a skate park at the Sammamish Commons location. Her neighborhood participated in the group meetings held on what should be located on the park. They recommended passive recreation as opposed to active recreation. She feels that public input from the community meetings has been ignored.

Jolie Imperatori, 3122 239<sup>th</sup> Place SE, She spoke in opposition to a skate park at the Sammamish Commons. She recommended the City locate the skate on property they recently acquired for right of way in improving 228<sup>th</sup> Avenue. This property is not as expensive as the Sammamish Commons property and has enough room to accommodate a skate park.

Bente Pasko, 22109 NE 21<sup>st</sup> Way, She encouraged Council to act soon to develop the Galley Property for passive recreation. She feels that by demolishing the existing buildings, removing fencing and capping some old wells, the property could be opened. She also recommended Council consider forming a Parks Committee of Councilmembers.

Marc Garrett, 19830 NE 42<sup>nd</sup>, He feels he was incorrectly denied a shoreline variance request for their property along East Lake Sammamish. They do not believe their circumstances are different from their neighbors who have already received similar variances. He requested they be allowed to take their request before the Community Development Committee.

## **Consent Calendar**

- 1) Payroll for pay period ending September 30, 2002 for pay date October 4, 2002 in the amount of \$122,850.28. Payroll for pay period ending October 15, 2002 for pay date October 18 in the amount of \$112,622.04.
- 2) Claims for period ending October 15, in the amount of \$ 1,287,991.19 for Check No. 6426 through Check No. 6502. Claims for period ending November 5, 2002 in the amount of \$ 562,734.35 for Check No. 6503 through Check No. 6618

- 3) Minutes For October 1, 2002 Regular Meeting
- 4) Minutes For October 22 Special Meeting/Study Session
- 5) Approval: Sammamish Commons Project Manager Position

**MOTION:** Deputy Mayor Kilroy moved to approve the consent calendar. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

### **Unfinished Business**

**Second Reading: Ordinance Of The City Of Sammamish, Washington, Relating To School Impact Fees In The City; Amending Chapter 21a.43 (Impact Fees) Of The Sammamish Interim Development Code; And Adopting The Issaquah School District No. 411 Capital Facilities Plan And Impact Fee Schedule For 2003.**

Councilmember Barry left the room before discussion began on this topic. Community Development Director Ray Gilmore gave the staff report. This is the second reading of the ordinance and staff is recommending adoption.

**MOTION:** Deputy Mayor Kilroy moved to adopt the ordinance. Councilmember Huckabay seconded. Motion carried unanimously 6-0 (O2002-111).

### **New Business**

**First Reading: Ordinance Amending System Developer Charges**

Mr. Gilmore gave the staff report. The Surface Water Fee system was amended in 2001. The fees are calculated on square footage of impervious surface. The minimum square footage was set at 2,500 ft. In reviewing this ordinance, staff believes that the minimum charge of \$570 should be applied to any new commercial or residential dwelling unit construction, with the base charge applying to any impervious coverage up to 2,500 square feet. Any other types of construction (such as an addition to a residence, a storage shed, a deck or patio cover) would be assessed a charge of \$57 in increments of 250 square ft. No charges would be applied to rockeries or retaining walls. Staff is recommending immediate adoption of this ordinance.

**MOTION:** Councilmember Haworth moved to suspend the rules and approve this ordinance at the first reading. Councilmember Huckabay seconded. Motion carried 5-2 with Councilmember Barry and Deputy Mayor Kilroy dissenting.

**MOTION:** Councilmember Haworth moved to adopt the ordinance. Councilmember Gerend seconded. Motion carried 5-0-2 with Councilmember Barry and Mayor Romero abstaining (O2002-112).

### **Interlocal: Sound Transit/Park and Ride**

Public Works Director/Assistant City Manager John Cunningham gave the staff report. Sound Transit is going forward with 30% design and environmental documentation for the site adjacent to Issaquah Pine Lake Road. The staff is requesting Council authorize the City Manager

to enter into the interlocal agreement for design work for the road frontage. This will save the City money, time and possible confusion that having two different design consultants might create. The total amount of the contract will not exceed \$33,000. This contract is just for the design portion that fronts along the park and ride. The City will have to have another agreement to complete the full length of the proposed improvement for the Issaquah Pine Lake extension. Councilmember Gerend urged careful consideration of any environmental impact the park and ride project might have on Pine Lake.

#### **PUBLIC COMMENT:**

Nancy Whitten, PO Box 1294, Issaquah, 98027, She lives ½ mile from the project on Pine Lake. The residents around the lake are working on funding a study of the water quality of Pine Lake. She feels this project will have a large impervious surface area which will impact the lake. She would like the lake study performed before the design work begins.

Scott Hamilton, 19727 SE 19<sup>th</sup> Street, He stated the PAB has approved policies in the Draft Comprehensive Plan that severely limits any construction in the Pine Lake Basin. One of these policies proposes a moratorium on any construction within the basin.

Mayor Romero pointed out there will always be competing policies between land use and transportation issues that Council will be dealing with even after the Comprehensive Plan is complete. Councilmember Petitti said the environmental impacts of this project will be based on outdated data and does not feel the study should go forward.

**MOTION: Councilmember Huckabay moved to authorize the City Manager to enter into an interlocal agreement with Sound Transit. Councilmember Gerend seconded. Motion carried 6-1 with Councilmember Petitti dissenting.**

#### **Ordinance: First Reading of an ordinance amending Ordinance O2001-93 Creating The Beaver Lake Management District No. 1 And Updating The Program Schedule And Budget For The Period 2002 - 2006**

Mr. Gilmore gave the staff report. After formation of the district, the board recommended contracting with King County to continue the lake-monitoring program. The cost for the County to perform this work was significantly less than other consultants and is within the budget set by the Beaver Lake Management District. This ordinance is necessary to amend the current work program, since so much time has elapsed between the formation of the district and the interlocal agreement. Mr. Gilmore explained the last year of the study is more expensive than preceding years because a comprehensive study and report is prepared at the end of the five years. This is a first reading. No action is required.

#### **Amendment: Interlocal Agreement with King County for the Beaver Lake Management District Program Budget**

Mr. Gilmore explained that this is part of the agreement with the preceding ordinance. The County was previously providing lake monitoring services as part of their Surface Water Management interlocal with the City.

**MOTION:** Deputy Mayor Kilroy moved to table this amendment until the November 20, 2002 meeting. Councilmember Haworth seconded. Motion carried unanimously 7-0.

**MOTION:** Councilmember Barry moved to suspend the rules and add the PAB report to the agenda as Item #11. Deputy Mayor Kilroy seconded. Motion carried unanimously 7-0.

Council recessed from 9:05 pm to 9:10 pm.

**PAB Report:**

Will Sadler gave the report to Council on the status of the Comprehensive Plan. The E.I.S. will be completed by November 15. Two concerns the Board has is (1) the 244<sup>th</sup> Corridor issue. Currently the Planning Advisory Board is recommending improving commuter routes over improving connectivity within the plateau. They do not recommend improving 244<sup>th</sup> completely from north to south.

The PAB is planning on presenting the Comprehensive Plan to the community at a public meeting being (tentatively) planned for December 11 at Eastlake High School. Council recommended the PAB look into scheduling more than one public meeting before bringing the completed plan back to Council.

**Amendment: INCA/228<sup>th</sup> Phase 1B Project Management Contract**

Public Works Director/Assistant City Manager John Cunningham gave the staff report. Staff is asking Council approval for Change Order #7. It would add about \$139,000 to the original contract for additional construction management costs and redesign work, which was required during the project.

**MOTION:** Councilmember Petitti moved to authorize the City Manager to sign the contract amendment with INCA. Councilmember Huckabay seconded.

Councilmember Haworth said the Consultant had originally stated that there would be no additional cost for redesign to change from the roundabouts to signals at each intersection. Mr. Yazici said he remembered the same thing and will direct staff to research this issue and bring it back to Council with some more answers.

**MOTION:** Deputy Mayor Kilroy moved to table the motion. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

**City Manager Report**

Mr. Yazici presented Council with a letter written by the Parks and Recreation Commission to King County Executive Ron Simms asking him to turn over parts of the park known as Section 36. Council is supportive of acquiring the park but asked to have any reference to only wanting 70 acres deleted from the request. Councilmember Haworth said he felt the letter should be sent from the City Council or City Manager, with support from the Parks and Recreation Commission.

Mr. Yazici said the City would be donating \$2,500 to the Sammy Awards for this year.

After some discussions about the design of the City Hall at Sammamish Commons, Council recommended that this topic be scheduled for two Study Sessions, one on November 12, 2002 and one on November 26, 2002.

**Adjournment** – Mayor Romero adjourned the meeting at 10:30 pm.

---

Melonie Anderson, City Clerk

---

H. Troy Romero, Mayor