

# COUNCIL MINUTES

## Regular Meeting June 7, 2005

Mayor Don Gerend called the regular meeting of the Sammamish City Council to order at 6:30 pm.

**Councilmembers present:** Mayor Don Gerend, Deputy Mayor Michele Petitti, Councilmembers Jack Barry, Mark Cross, and Nancy Whitten.

Councilmembers Absent: Councilmembers Lee Felling and Kathleen Huckabay.

**MOTION:** Councilmember Cross moved to excuse Councilmembers Felling and Huckabay. Deputy Mayor Petitti seconded. Motion carried unanimously 5-0.

**Staff present:** City Manager Ben Yazici, Assistant City Manager Pete Butkus, Public Works Director Delora Kerber, Community Development Director Kamuron Gurol, Deputy Director Community Development Susan Cezar, Senior Planner Rob Garwood, Director of Administrative Services Mike Sauerwein, Parks & Recreation Director Jeff Watling, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

### **Roll Call/Pledge**

Roll was called. Sammamish Youth Board Liaison Robert Baxter the pledge.

### **Approval of Agenda**

**MOTION:** Councilmember Barry moved to approve the agenda. Deputy Mayor Petitti seconded. Motion carried unanimously 5-0.

### **Presentations/Proclamations**

#### ➤ **Sammamish Youth Board Graduating Members**

Mayor Gerend presented a Certificate of Achievement to Asiya Khaki and Andrea Gorder. Both students have been members of the Sammamish Youth Board since it was established four years ago. The Mayor and Council commended the students for their work and commitment to the Youth Board.

#### ➤ **Caitlin Shaffer/AAA Safety Patrol Achievement**

Mayor Gerend presented Caitlin with a Certificate of Achievement for being named one of the top 10 Safety Patrol Officers in the state by the American Automobile Association.

➤ **Max Sugarman/National Geography Bee Finalist**

Mayor Gerend presented Max Sugarman with a Certificate of Achievement for winning first place in the Washington State Geography Bee and placing 6<sup>th</sup> in the finals at Washington D.C.

Deputy Mayor Petitti presented him with five coupons to attend the showing of upcoming travel films.

**Public Comment - None**

**Mayor/Council/Committee Reports**

- *Public Safety Committee (Councilmember Huckabay):* No report.
- *Finance Committee (Councilmember Felling):* No report.
- *Community Development Committee (Councilmember Cross):* Committee met yesterday and discussed the Planning Commission's schedule for upcoming code amendments. This schedule will be discussed in more detail during the City Manager's report. The committee discussed the issue of allowing large political signs in the City Right of Way. Next Meeting will be July 11<sup>th</sup>. Low impact development issues were also discussed.
- *Parks, Open Space and Natural Resources (Councilmember Whitten):* Attended the Groundbreaking for the new City Hall. The committee discussed the following: (1) Ebright Creek Park. Due to the sewer hookup issues, this project will not go to bid until November, so the park will not be built this year. (2) Eastside Sports field is coming before council tonight for approval. Work will start as soon as school is out. (3) Beaver Lake Preserve Management Plan is under development. There will be a public meeting to gather community input soon. (4) Work is being done on the Park Impact Fee issue. It will come before Council soon.
- *Public Works Committee (Councilmember Barry):* No report.
- *Legislative Committee (Deputy Mayor Petitti):* Attended PSRC Executive Board meeting last week.
- *Mayor's Report (Mayor Gerend):* Attended Cascade Elementary to read a book in honor of education week. Technology Committee met last week. They are seeking ways to bring broadband internet services to the whole city as well as Y-Fy and fiber optics. Attended Eastside Transportation Partnership subcommittee meeting.
- *Skyline High School Student Liaison (Reese Ishmael):* Orchestra preformed at Carnegie Hall. The school play, "Oklahoma" was nominated for an award. She outlined the calendar of events for the rest of the year.
- *Eastlake High School Student Liaison (Spencer Salmon):* He reported on the calendar of events for the students for the rest of the year.
- *Sammamish Youth Board Liaison (Robert Baxter):* May 25, was the final Board meeting of the year. He was elected to serve as President for the next School Year.

**Consent Calendar**

**Payroll for pay period ending May 31, 2005 for pay date June 6, 2005 in the amount of \$177,555.89**

**Approval: Claims for period ending June 7, 2005 in the amount of \$663,879.91 for Check No. 12835 through Check No. 12966**

**Approval: Minutes for March 1, 2005 Regular Meeting**

**Approval: Minutes for May 17, 2005 Regular Meeting**

**Approval: Notes for May 24, 2005 Study Session**

**Contract: Legal Services/Kenyon Disend**

**Approval: Planner Position Upgrade**

**MOTION: Councilmember Barry moved to approve the consent calendar. Councilmember Cross seconded. Motion carried unanimously 5-0.**

**Unfinished Business - None**

**New Business**

**Bid Award: Eastlake High School Sports Field Project**

Parks and Recreation Director Jeff Watling gave the staff report. This project was a key goal of the City Council for 2005. This project will construct a three acre sports field with lights and synthetic turf. The City will be responsible for scheduling this field. The bids for the projects were opened on May 26. Ohno Construction was the lowest responsive bidder. They have experience installing synthetic turf and have an overall good rating as a contractor. There were several alternates for this project and staff is recommending Alternates 1,3,4,5 & 6 be included as part of this project.

**MOTION: Councilmember Whitten moved to authorize the City Manager to sign a contract with Ohno Construction for the Eastlake Community Sports Field in an amount not to exceed \$2,393,000. Councilmember Cross seconded. Motion carried unanimously 5-0.**

**Resolution: WRIA 8 Salmon Recovery Plan**

Mayor Gerend announced that he is planning on presenting a PowerPoint presentation on this issue at the next study session and recommended tabling this item to the next meeting.

**MOTION: Councilmember Whitten moved to table this item to the June 21, 2005 meeting. Deputy Mayor Petitti seconded. Motion carried unanimously 5-0.**

**Professional Services Contract: Sammamish Commons Project/Exterior Research & Design.**

Assistant City Manager Pete Butkus gave the staff report. This contract is for inspection services for this high specialized field.

**MOTION:** Deputy Mayor Petitti moved to authorize the City Manager to sign a contract with Exterior Research and Design in an amount not to exceed \$42,000. Motion carried unanimously 5-0.

### **Public Hearing**

**Public Hearing/First Reading: An Ordinance Pertaining To Land Use And Zoning, Repealing Chapter 21a.55 Of The Sammamish Municipal Code, “Development Standards-Communication Facilities,” And Adopting A New Chapter 21a.55-Entitled “Wireless Communication Facilities”**

Deputy Director of Community Development gave the staff report. This is the public hearing and first reading of this ordinance. This ordinance, along with the proposed Master Plan has gone through extensive public process. One comment was received after the deadline and staffs is recommending that Council review this comment and consider incorporating it in the ordinance before the second reading. This is the first reading, no action is requested.

Public Hearing Opened 7:25.

Nicole Masin, Next G Wireless Service. She complimented the city on its public process. She appreciates that the industry was consulted and their suggestions incorporated into the ordinance. She feels the Master Plan and the ordinance are both very good. Her company provides a different type of service and has different equipment from the other wireless providers. She is not sure the ordinance addresses their type of equipment boxes. (See Bill #10, Exhibit #7 from Council packet)

Public Hearing Closed at 7:35 pm.

**Public Hearing/First Reading: An Ordinance Pertaining To Land Use And Zoning, Adopting A New Chapter Of The Sammamish Municipal Code, Chapter 19.08, Entitled Growth Management Phasing Of Residential Development For The Purpose Of Implementing Requirements Of The State Growth Management Act And The City Of Sammamish Comprehensive Plan**

Community Development Director Kamuron Gurol introduced Senior Planner Rob Garwood. Mr. Garwood explained the process this ordinance has gone through including consideration by the Planning Commission and public input for stakeholders. He introduced Scott Jarvis, Planning Commission President. He explained the two components of the ordinance. The first component is the requirement to phase any project larger than 60 units. The second component was a cap on the number of units 15% per annum for the six year life of the ordinance. This resulted in the recommended 906 units for the next six years. This leaves 1,352 units will be left for the remaining years until 2011. There is a provision in the ordinance for the Planning Commission and the City Council to review the numbers and perhaps revise them. The Planning Commission recommends this ordinance unanimously. This is the first reading of this ordinance. No action is required.

Councilmember Cross requested information be provided on the experiences of other cities who have tried to implement growth phasing.

Public Hearing opened at 7:55 pm.

**Public Comment:**

Scott Hamilton, 19727 SE 19<sup>th</sup> Street, He feels the ordinance has several loopholes that will 19.08.040 does not prevent developers from taking a tax parcel and submitting applications in such a fashion to be below the 60 limit threshold. For example 10 developers could band together and apply for 59 lots. Should add language that would prohibit developers operating under different names, but are part of a larger corporation from applying for adjoining plats. 19.08.050 refers to a limit of 906.he is also recommending an annual cap for the first two years only. This would prohibit all 906 units vesting to the existing ordinance.

Duana Kolouskova, Johns, Monroe, Mitsunaga, 1500 114<sup>th</sup> Avenue SE, Suite 102, Bellevue, representing the Master Builders of King and Snohomish Counties, John F. Buchan Construction, William Buchan Homes, Lozier at Gramercy Park, CamWest Development, Pacific Land Investment, Conner Homes, Windward Real Estate Services. She presented a letter to Council. (See Exhibit 2).

Public Hearing was continued to the June 21, 2005 Council meeting.

**City Manager Report**

**Expanding Speed Watch Element of Neighborhood Traffic Management Program**

City Manager Ben Yazici said this Program has been in place for the last four years. The City has one engineer to implement this program as well as other important duties. More discussion is needed to consider the impacts to City resources and Council priorities. Mr. Yazici suggested discussing this at the next study session.

**Community Development Priorities/Low Impact Development**

Mr. Yazici reminded Council that Low Impact Development standards were desired by the Council to be in place before the lifting of the moratorium. Unfortunately, to fast track these development requirements will require bypassing the Council-adopted Public input process. As well, the basin plans have not been adopted nor the critical areas ordinance update. These two elements will be important to the development of low impact development. An alternative could be to develop an ordinance which makes these regulations voluntary. Then there could be adequate time to develop the standards next year.

Councilmember Whitten is not in favor of the voluntary regulations because there will be too many projects vesting to this ordinance as soon as the moratorium is lifted. This ordinance is so important that the regulations should be mandatory, and if it is not perfect, fix it later.

Deputy Mayor Petitti feels it is more important to take the time to gather the data and public input and develop a good ordinance the first time around. She would like to see incentives for the voluntary regulations.

Councilmember Cross is recommending an ordinance that would make the low impact development regulations mandatory only in the Thompson and George Davis Basin areas. He supports having these regulations track with the critical areas ordinance update, allowing for appropriate public process and have something ready by November.

The general consensus was to track this ordinance with the critical areas ordinance and not put a voluntary ordinance in place for the interim.

### **228th Avenue Project Award**

The Public Works Department won an award from the Washington Concrete Association for the fascia wall constructed as part of the 228<sup>th</sup> Improvement project north of Inglewood Hill Road.

Mr. Yazici announced that the Association of Washington Cities gave the city a first place award for Sammamish TV.

### **Executive Session – Potential Litigation pursuant to RCW42.30.110(1)9i), Personnel pursuant to RCW 42.30.110(1)(g).**

Council retired to Executive Session at 9:00 am

Council returned to Open Session at 9:15 pm.

**MOTION: Councilmember Petitti moved to authorize the City Manager to sign a settlement agreement with Donna Huss in an amount not to exceed \$74,921.47 for land acquisition, tree removal and other actions necessary for the 228<sup>th</sup> Avenue Improvement project. Motion carried unanimously 5-0.**

Mayor Gerend adjourned the meeting at 9:20 pm

---

Melonie Anderson, City Clerk

---

Donald J. Gerend, Mayor