

COUNCIL MINUTES

Study Session/Regular Meeting September 6, 2005

Mayor Don Gerend called the Study Session/Regular meeting of the Sammamish City Council to order at 6:35 pm.

Councilmembers present: Mayor Don Gerend, Deputy Mayor Michele Petitti, Councilmembers Jack Barry, Mark Cross, Lee Felling, Kathleen Huckabay and Nancy Whitten.

Planning Commissioners Present: Stuart Carson, Bob Conger, Scott Hamilton, Bob Keller, Karen Moran, and Will Sadler.

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, Wetland Biologist Kathy Curry, Parks & Recreation Director Jeff Watling, Administrative Services Director Mike Sauerwein, Police Chief Richard Baranzini, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

Roll Call/Pledge

Roll was called. Planning Commissioner Karen Moran led the pledge.

Approval of Agenda

MOTION: Deputy Mayor Petitti moved to approve the agenda. Councilmember Whitten seconded. Motion carried as amended unanimously 7-0.

AMENDMENT: Councilmember Cross moved to amend the consent agenda by removing Item #4, Contract with Otak for the South Pine Lake Route to be considered immediately following the Consent Agenda. Councilmember Whitten seconded. Motion carried unanimously 7-0.

OPEN STUDY SESSION

6:35 pm

Public Comment - None

➤ **Critical Areas Ordinance Presentation from Citizen Advisory Committee to Planning Commission**

Randy Jackson, spokesperson for Citizen Advisory Committee, gave a presentation on the process and the committee's recommendations to the Planning Commission. The Planning Commission will now consider the critical areas ordinance update and make a recommendation to the City Council. The timeline calls for adoption of this ordinance before the end of the year.

CLOSE STUDY SESSION

7:10 pm

Presentations/Proclamations

➤ City Six-Year Celebration

Mayor Don Gerend recapped the six-year history of the City since incorporation. Council then recessed to celebrate from 7:20 pm to 7:40 pm.

➤ Solid Waste Franchise Agreement

Administrative Services Director Mike Sauerwein briefed the Council on the franchise negotiations. He introduced Jeff Brown, Sound Resources Management, who will be working with the City to negotiate the franchise. A draft contract, for both Waste Management and Allied (formerly Rabanco) will be brought to Council by the end of the year.

Public Comment

Ron Haworth 24520 SE 24th Street, He urged the City Council to inform city residents that it is the City's responsibility to be the first responder during times of disasters. It is not the federal government's responsibility to come in and start evacuating residents, etc. He believes the news media coverage of Hurricane Katrina misled the public.

Sandy Livingston, 2709 224th Avenue SE, representing Friends of the Library. This group raises money for children's reading programs. She wanted the Council to know that the Library is really a hub for the city and is very busy.

Mayor/Council/Committee Reports

- *Public Safety Committee (Councilmember Huckabay)*: Public Safety Committee has been studying the City's emergency plan. A training session will be scheduled for the Council to familiarize them with the National Incident Management System (NIMS). Sammamish Citizen Corps Council will also be holding training sessions for emergency preparedness.
- *Finance Committee (Councilmember Felling)*: Councilmember Felling announced that the City's bond rating was raised to a AA rating. He also reported on the recent "hate crime" graffiti incident.
- *Community Development Committee (Councilmember Cross)*: Committee will meet September 12, 2005 at 5:00 pm.
- *Parks, Open Space and Natural Resources (Councilmember Whitten)*: The Committee met tonight. Updates on (1) Off-leash dog areas. Both East Sammamish Park and Beaver Lake Park are being considered as designated off-leash areas. (2) Capital Projects list update. (3) Climbing Wall at the Commons (4) Summer Concerts. Future concerts may be moved to the Commons area when it is complete.
- *Public Works Committee (Councilmember Barry)*: Mr. Barry reported that both Lake Washington and Issaquah School District students achieved excellent WASL scores this year.
- *Legislative Committee (Deputy Mayor Petitti)*: Deputy Mayor Petitti attended an Economic Development Conference.
- *Mayor's Report (Mayor Gerend)*: Mayor Gerend attended the Bond Levy meeting for the Issaquah School District.

Consent Calendar

Payroll for pay period ending July 30, 2004 for pay date August 5, 2005 in the amount of \$184,674.23

Payroll for pay period ending August 15, 2005 for pay date August 19, 2005 in the amount of \$183,386.05

Payroll for pay period ending August 31, 2005 for pay date September 2, 2005 in the amount of \$183,414.85

Approval: Claims for period ending August 2, 2005 in the amount of \$592,630.17 for Check No. 13273 through Check No. 13397

Approval: Claims for period ending August 16, 2005 in the amount of \$1,461,838.27 for Check No. 13398 through Check No.13513

Approval: Claims for period ending September 6, 2005 in the amount of \$1,114,910.79 for Check No. 13514 through Check No. 13653

Contract: Public Defender Services/Stewart, Beall, MacNichols, Harnell

Contract: Sammamish Commons Inspection Services/Kleinfelder

Contract: Construction Inspection/Harris Associates

Contract: Temporary Staffing/PACE

Contract: Sammamish Commons Climbing Wall/Rockwerx, Inc.

Interlocal: Water Resource Inventory Area 8/Extension

Interlocal: ECityGov Alliance/Various Eastside Cities

Interlocal: State Route 202 Stage Two Improvements/WSDOT

Approval: Personnel Policies/Employee Activities

Approval: Minutes July 26, 2005 Special Meeting

MOTION: Councilmember Whitten moved to approve the consent calendar. Councilmember Huckabay seconded. Motion carried unanimously 7-0.

Contract: South Pine Lake Route/Otak

MOTION: Councilmember Huckabay moved to authorize the City Manager to execute a contract with Otak in an amount not to exceed \$233,425. Councilmember Cross seconded. Motion carried unanimously 7-0.

Councilmember Cross suggested that the wetland delineation for this project should be done early in the process and the residents who live along the route should get an early notice on the project.

Public Hearing

Ordinance: Relating To Land Use And Zoning, Declaring A Moratorium On The Filing Of Certain Applications For Development Permits And Building Permits Within The Town Center Area Of The City Of Sammamish.

Assistant City Manager Pete Butkus gave the staff report. Staff is recommending the following changes to the ordinance. They are: (1) Council clarifies their policy that all future actions in the area shall be separate growth target numbers from the general allocation. (2) Exemptions should be added to (a) adding a detached or attached garage or other outbuilding to an existing home. (b) Adding to an existing day care facility operating under a conditional use permit. (c) Permit clearing/grading and construction of roadways and recreational amenities for development taking place outside of the moratorium area but needing land within the moratorium area to complete their project. (3) That staff talk to some surrounding property owners as to whether they want to be in or out of the special study area. (4) Develop scope of work for hiring a consultant. (5) Additional resources are being requested for the next two years to carry out this process. Mr. Butkus handed out a tentative timeline for the Special Study Area.

Mayor Gerend opened the public hearing at 9:10 pm,

Earl Caditz, 207 228th Avenue NE (Owner of the Children's School), the school is full and an expansion was in process to increase the size of the school. The moratorium is currently prohibiting this. He requested the city council consider allowing the expansion of their school.

Bob Lynette, 228th and SE 4th, Requested that this process take place as quickly as possible and lift the moratorium. He is concerned that the current schedule does not leave any room for errors. Design guidelines should be done concurrently with the planning. Council should provide the staff with clear direction as to what they want the town center to look like.

Frank Santoni, 22828 SE 6th Place, He handed out a statement of the vision preferred by long term residents for the town center. He also handed out a petition signed by 40 residents within the town center area.

John Hanson, 207 228th Avenue NE, He thinks the process should be speeded up as much as possible although he does find the current timeline to be acceptable. Urged Council to authorize the necessary funding for this project and move it to the top of their priority list.

Public Hearing closed at 9:25 pm.

MOTION: Council policy is that all future actions in the area shall be separate growth target numbers from the general allocation. Motion carried unanimously 7-0.

MOTION: An exemption for adding a detached or attached garage or other outbuilding to an existing home. Motion carried unanimously, 7-0.

MOTION: An exemption for adding to an existing day care facility operating under a conditional use permit. Motion carried 6-1 with Councilmember Whitten dissenting.

MOTION: An exemption to permit clearing/grading and construction of roadways and recreational amenities for development taking place outside of the moratorium area but needing land within the moratorium area to complete their project. Motion carried 6-1 with Councilmember Whitten dissenting.

MOTION: Council directed staff to talk to surrounding property owners to determine if they want to be included to or deleted from the special study area. Councilmember Huckabay added that all outlying properties be given the same consideration as those already contained in the Study Area. Motion carried unanimously 7-0.

MOTION: Council directed staff to develop a scope of work and to hire a consultant to assist the City with this project. Motion carried unanimously 7-0.

Unfinished Business - None

New Business - None

Council recessed from 10:05 pm to 10:15 pm.

City Manager Report

- **Change Orders for Sammamish Commons and Eastlake High School Sports Field**
Mr. Butkus gave a brief overview of the change orders for the Sammamish Commons project to date. Parks & Recreation Director Jeff Watling gave a report on the change orders for the Eastlake Sports Field Project. None of the change orders on either project has exceeded their approved budgets.
- **Resource Levels of Service Expectations** (Item deleted due to lack of time for discussion. Reschedule to another meeting)
- **Update: 4th of July Celebration**
Mr. Saurewein gave an update on the proposed Fourth of July Celebration. This is being planned as a community event to offset the banning of fireworks for next July 4th. Staff is recommending delaying until 2007 so the event can be held at the completed Sammamish Commons site.

MOTION: Councilmember Whitten moved to authorize the City Manager to allow city employees to donate their vacation time and convert it to cash to be sent to the victims of

Hurricane Katrina in an amount not to exceed \$30,000. Councilmember Cross seconded. Motion carried unanimously 7-0.

➤ **National League of Cities Conference – Voting Member and Alternate**

Councilmember Cross was designated the voting member at the National League of Cities Conference with Mayor Gerend as the alternate.

Executive Session – Potential Litigation pursuant to RCW 42.30.110(1)(i)

Council adjourned to Executive Session 10:45 pm and returned at 11:05 pm.

MOTION: Councilmember Cross moved to authorize the City Attorney to file an Appeal to the Growth Management Hearing Board’s decision on the City’s moratorium. Councilmember Huckabay seconded. Motion carried unanimously 5-0 with Councilmembers Barry and Whitten absent.

Mayor Gerend adjourned the meeting 11:05 pm.

Melonie Anderson, City Clerk

Donald J. Gerend, Mayor