

COUNCIL MINUTES

Regular Meeting January 6, 2009

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

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

Staff present: City Manager Ben Yazici, Deputy City Manager Pete Butkus, Public Works Director John Cunningham, Community Development Director Kamuron Gurol, Parks & Recreation Director Jessi Richardson, Administrative Services Director Mike Sauerwein, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

Roll Call/Pledge

Roll was called. A Scout Troop 636 led the pledge.

Public Comment

Dale Brown, 24931 SE 30th Street, He does not like the traffic circles on SE 30th Street. He feels they are dangerous and cause accidents because they are not properly marked. He would like them removed and replaced with speed bumps.

Approval of Agenda

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

Proclamations/Presentations

- State of the City Address

Mayor Fellingge gave the State of the City address (PowerPoint presentation available on the city website at www.ci.sammamish.wa.us).

- Elections: Mayor and Deputy Mayor for 2009

MOTION: Councilmember Huckabay moved to suspend the rules and elect the Mayor and Deputy Mayor at this meeting. Councilmember Petitti seconded. Motion carried unanimously 7-0.

MOTION: Councilmember Whitten nominated Councilmember Gerend to serve as Mayor for 2009. Councilmember Huckabay seconded. Motion carried unanimously 7-0. Councilmember Gerend was elected as Mayor for 2009.

MOTION: Councilmember Cross nominated Jack Barry for Deputy Mayor.

MOTION: Councilmember Huckabay nominated Councilmember Whitten for Deputy Mayor.

Councilmember Barry received four votes in the affirmative (Councilmembers Barry, Cross, Petitti and Felling), which is a majority of the Council. Councilmember Barry was elected Deputy Mayor for 2009

➤ **Out Going Mayor Presentation**

Mayor Gerend presented out-going Mayor Lee Felling with a plaque for his year of service as Mayor.

Council recessed from 6:50 pm to 7:10 pm.

Consent Calendar

Approval: Claims for period ending January 6, 2009 in the amount of \$1,228,769.55 for check No. 22487 through 22600

Resolution: Final Acceptance Pine Lake Park Dock Demolition Project/Harbor Asphalt (R2009-355)

Contract: Development Review Services/Roth Hill

Amendment: Shoreline Master Plan Update/ESA Adolfson

Approval: Minutes for December 2, 2008 Regular Meeting

Approval: Minutes for December 15 Special Meeting/Study Session

Approval: Minutes for December 16, 2008 Regular Meeting

Consent agenda was approved as presented.

Public Hearing

Ordinance Of The City Of Sammamish, Washington Adopting Interim Regulations Exempting Certain Public Emergency Communications Facilities From Compliance With SMC Chapter 21A.55; Declaring An Emergency; Providing For Severability; And Establishing An Effective Date

Deputy Director Pete Butkus gave the staff report. This ordinance was passed at the November 4, 2008 Regular meeting. He explained that two written comments were received. Staff is recommending that this exemption also be applied to the two utility districts and the fire district.

However, he does not recommend making this change now. Staff will come back to Council with this and other recommended changes to the Wireless Regulations at a later date.

Public Hearing opened at 7:13 pm. There was no public comment. Public hearing closed at 7:15 pm

Unfinished Business - None

New Business

Shoreline Master Plan Update – Planning Commission Recommendation

Maren Van Nostrand, Environmental Planner, gave the staff report explaining the process that the plan has gone through (PowerPoint presentation available on the city website at www.ci.sammamish.wa.us). Planning Commission Chair Erica Tiliacos explained the major changes/additions to the Shoreline Master Plan and handed off the plan for Council consideration. She then answered questions from Council on the Planning Commission process. She explained their reasoning for reducing the amount of impervious surface that will be allowed around the lakes. Reduction in allowable impervious surface will result in less environmental impact. Councilmember Whitten questioned whether the Commission considered the lakes in Sammamish to be public or private. Ms. Tiliacos explained that the Commission considered all the lakes to be public. In response to a question from Councilmember Whitten, Ms. Tiliacos responded that four foot fences will be required in the setbacks for all the lakes. Councilmember Whitten asked if the Commission considered using LID techniques to mitigate impervious surfaces. Ms. Tiliacos said the Commission did not get down to that level of detail. Councilmember Fellingine inquired whether the Commission used any type of test case to see if these requirements would work or not. Community Development Director Kamuron Gurol explained that staff is examining current public and private projects to see how these new requirements would be applied. If staff discovers conflict points, recommendations will be made to change the plan before adoption by Council. Ms. Tiliacos added that the city must still work within the framework of the Washington Administrative Code and the Department of Ecology (DOE) regulations. DOE has been reviewing the proposed plan as work was being done. Ms. Tiliacos explained that Laughing Jacobs Lake is not big enough to qualify as a lake. Mayor Gerend asked if any of the other Commissioners were in agreement with the Minority Report. The minority report was requesting that LID techniques should be included in the Shoreline Master Plan. His ideas were presented late in the process and the rest of the Commission felt that the program itself does not need to deal with this level of detail.

Resolution: Placing The Glenn Comprehensive Plan Amendment And Rezone On The 2009 Comprehensive Plan Docket

Mr. Gurol gave the staff report. Staff is recommending the Glenn proposal be put on the docket with a self pay requirement, just like a permit. Staff is not recommending adding the Rizzo proposal to the 2009 Comprehensive Plan Docket. Instead Council should recognize that there are other methods to solve disputes. He also explained that by passing the resolution regarding the Glenn rezone, Council is not approving the rezone. They are only approving adding it to the

2009 Comprehensive Plan Docket. A decision on this request will probably take 18 months and will go through an extensive review process.

Public Comment

Todd Thull, 2622 226 Avenue SE, He spoke in opposition to the Comprehensive Plan Change proposal. The properties in question do not front Issaquah Pine Lake Road or 228th Avenue SE as do the other higher zoned properties in the Pine Lake Center.

Roger Eck, 2711 226th Avenue SE, He spoke in opposition to the Glenn rezone request. They own adjoining property to the property in question. He feels it would negatively impact the surrounding areas.

Ilene Stahl, 21553 SE 28th Lane, She was also opposed to this Comprehensive Plan change as it will negatively impact Pine Lake. If the Pine Lake Center is expanded, it should be done vertically.

Bill Wright, 2721 226th Avenue, He agreed with the previous speakers and feels all of the other residents in the neighborhood of this proposed rezone would be speaking against this proposal. He feels it sets a bad precedence.

John Balciunas, 2929 224th Place SE, He is also opposed to the rezoning request. He feels this end of Pine Lake is already over built.

Barbara Elliot, 2809 228th Avenue SE, She feels this corner already has too much traffic. She feels any rezone would increase the traffic even more. She feels there would be additional drainage issues from more development.

Linda Reed 2831 228th Avenue SE, She echoed the concerns of the previous speakers, impacts to Pine Lake, increased traffic and encroachment into the existing neighborhood.

Polly Eck, 2711 226th Avenue SE, She said that none of the residents next to this property know about this rezone request. When they were informed of it, they were completely against the rezone.

MOTION: Councilmember Whitten moved to disapprove the resolution to place this request on the 2009 Comprehensive Plan Docket. Councilmember Felling seconded. Motion carried unanimously 7-0

Councilmember Felling feels the public comment they just heard is persuasive enough to not add it to the Comprehensive Plan Docket.

Councilmember Huckabay recommended delaying this decision until the Town Center regulations have been developed. This may help make a decision on the request. Councilmember Barry concurred. Councilmember Cross would like the applicant submit a develop plan before

Council decides this issue. Councilmember Whitten is concerned about the impacts to Pine Lake and traffic issues.

Mr. Glen spoke to his request. He explained that his parcel is surrounded by commercial, the park and ride and 228th Avenue SE. It is not a residential property. He is disappointed to find that the Council may send his plans into limbo until the Town Center is completed.

Resolution: Related To The Proposed Rizzo 2009 Comprehensive Plan Docket Request

Mr. Gurol gave the staff report. Staff is not recommending this proposal go forward. He explained the mediation process available to solve such disputes among neighbors.

MOTION: Councilmember Huckabay moved to adopt the resolution that would not add the proposed Rizzo request to the 2009 Comprehensive Plan Docket. Councilmember Whitten seconded. Motion carried unanimously 7-0 (R2009-356)

Council Reports

Council reappointed Councilmember Whitten as the city's representative to the Suburban Cities Political Issue Committee. Mayor Gerend will serve as the alternate.

Councilmember Cross would like to see a televised discussion of the police and fire services that the city provides as well as the city's financial well being.

City Manager Report - None

Meeting adjourned at 8:55 pm.

Melonie Anderson, City Clerk

Don Gerend, Mayor