

COUNCIL MINUTES

Regular Meeting March 2, 2010

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 Nancy Whitten, Councilmembers Mark Cross, John Curley, John James and Tom Odell.

Councilmembers absent: Councilmember Michele Petitti.

MOTION: Deputy Mayor Whitten moved to excuse Councilmember Petitti. Councilmember James seconded. Motion carried unanimously 6-0.

Staff present: City Manager Ben Yazici, Deputy City Manager Pete Butkus, Public Works Director John Cunningham, City Engineer/Deputy Director Laura Philpot, Assistant City Manager/Community Development Director Kamuron Gurol, Administrative Services Director Mike Sauerwein, City Attorney Bruce Disend, and City Clerk Melonie Anderson.

Roll Call/Pledge of Allegiance

Roll was called. Boy Scouts Troop #572 performed the flag ceremony.

Public Comment

Virginia English, She spoke regarding the Freed House. She feels the house should be saved and restored as part of Sammamish's historic past.

Elyse Kelsey, She spoke in favor of preserving the Freed House.

Pat Kelsey, 35th Street, She spoke in favor of moving the Freed House and finding a permanent place for it. It could be a home for the Sammamish Heritage Society

Maureen Santoni, 22828 SE 6th Place, She spoke in favor of preserving the Freed House as it is the City's only candidate for being named to the Historic Register of National Places. She said the National Park Service considered naming it to the Historic Register in the 1990's. She asked the city to fund the project.

Leslie Kralicek, 20432 NE 42nd Street, She advocated saving the Freed House. She explained the Heritage Society has been advocating for the Freed House since the City incorporated, but there has never been the political will on the part of the Council to restore the house.

Patti Bradfield, Her great, great grandfather sold the house to the Freeds many years ago. She has many historical pictures. She feels the house cannot be destroyed. It has been part of the City's history.

Ella Moore, 2731 204th Avenue SE, She also spoke in favor of retaining and renovating the Freed House. It is the last piece of our history left.

Scott Hamilton, He disputed statements made at the previous Council meeting regarding the Town Center and the City Council's actions regarding that plan.

Council requested a Study Session be scheduled to address the Freed House issue.

Janelle Moore Roberson, 480 Indio Place NW, Issaquah, She was the housekeeper for the Freed family. She spoke in favor of retaining the house.

Mary Moore 7804 Renton Road SE, Issaquah, She spoke in favor of retaining the Freed House. She is working with the Heritage Society.

Approval of Agenda

MOTION: Councilmember Cross asked for Item 6 – Contract with the Watershed Co. be removed from the Consent Agenda and placed just before the public hearing. Approval of the agenda, as amended, carried unanimously 6-0.

Student Liaison Report

Skyline Student Liaisons

Basketball playoffs begin tomorrow in the Tacoma Dome. Spring sports started this week. The DECA state competition is this Friday and Saturday. There is a large team at Skyline. Amnesty International is having their clothes and shoe drive. Students are signing up for classes next week.

Proclamations/Presentations

Mayor Gerend presented City Manager Ben Yazici with a plaque celebrating his ten years of service with the City. The City Council proclaimed April 30, 2010 as "Ben Yazici Day" in the City of Sammamish.

Consent Calendar

Payroll for pay period ending February 15, 2010 for pay date February 19, 2010 in the amount of \$242,128.05

Approval: Claims for period ending March 2, 2010 in the amount of \$920,702.06 for Check No. 25869 through No. 25945

Approval: February 2, 2010 Regular Meeting Minutes

Approval: February 9, 2010 Study Session/Joint Meeting with Planning Commission Notes

Approval: February 16, 2010 Regular Meeting Minutes

Resolution: Accepting The Sammamish Commons Park – Sween House Renovations (Phase IIC) As Complete (R2010-405)

Settlement Approval: City Hall Lobby Lighting/Lite Energy

MOTION: To approve consent calendar. Motion carried unanimously 6-0.

Contract: SE 20th Street Wetland Services/Watershed

City Engineer/Deputy Director Laura Philpot gave the staff report.

MOTION: Deputy Mayor Whitten moved to authorize the City Manager to sign a contract with Watershed Company in an amount not to exceed \$46,295. Councilmember Curley seconded. Motion carried unanimously 5-0 with Councilmember Cross recusing himself.

Public Hearing

Ordinance: Public Hearing/First Reading Annexing The Aldarra Estates And Montaine Subdivisions Effective July 10, 2010.

Assistant City Manager/Director of Community Development Kamuron Gurol gave the staff report and a short PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*).

Public Hearing opened at 7:30 pm.

Robert Nielsen, 2311 277th Avenue SE, Gave a PowerPoint presentation in favor of the annexation.

Emery Hampton, 2139 277th Avenue SE, Spoke in favor of the annexation. He has been part of a previous annexation and feels that property values increase and services are better as part of the city.

Courtney Kayler, 701 5th Avenue, She is an attorney representing property owners in the Aldarra/Montaine area. She states that there has not be enough notice given regarding this public hearing. The residents have concerns about indebtedness, school districts, and fire services. She does not feel the residents have had enough time to consider this annexation. They requested the Council extend the public hearing for at least two weeks.

Tom Bartlett, 27561 SE 31st Place, He is not in favor of the annexation. He is very concerned over the process. He feels that the proponents of the annexation provided one-sided information. He is concerned that they will be subject to the fireworks ban and that the building codes in the city are much more stringent than in the county.

Kelly Koeneke, 3014 277th Place SE, He feels that the proponents of the annexation used deceptive tactics to get people to sign the petition. He feels that when the city has no additional areas to annex, they will have to raise taxes. There really is no upside to the annexation.

David Martin, 2430 277th Place SE, Fall City, He feels the process has been rushed. He feels there is some confusion regarding the annexation.

Bob Phelps, 27833 SE 26th Way, Issaquah, He feels that there has not been enough information given before residents signed the petition. He requested the city restart the process with a better understanding of the pros and cons.

Robert Neilson, (spoke previously), He offered to give a copy of all documents regarding the annexation, that was sent to the residents, to the City Council. He feels they are very clear on the pros and cons of the annexation.

Carrie Ahlstrom, 2825 279th Drive SE, She spoke in favor of the annexation. She explained that 60% is a super majority of the residents.

Public Hearing was continued to March 16, 2010 at 8:17 pm

Council recessed from 8:27 to 8:40 pm

Public hearings continued from the February 16, 2010 Regular City Council Meeting

Ordinance: Public Hearing/Second Reading An Ordinance Of The City Of Sammamish, Washington, Amending Chapter 21a.25 (Development Standards – Density And Dimensions), Of The Sammamish Municipal Code

Mr. Gurol gave the staff report and a short PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*).

Public Hearing opened at 8:38 pm

Mike Miller, Pacific Properties, Encouraged Council to adopt the ordinance as it is presented.

Harry and Claradell Shedd, Sahalee, They feel the five foot set-back is too small for a community like Sammamish. They gave the example of the group home that is located in their neighborhood. They believe that if the side yard setbacks were increased, the group home would not have been approved.

Public Hearing closed at 8:44 pm.

MOTION: Councilmember Cross moved to approve the ordinance as presented. Councilmember Curley seconded. Motion carried 4-2 with Deputy Mayor Whitten and Councilmember Odell dissenting (O2010-278).

Councilmember Odell feels this issue should be sent back to the Planning Commission to see if the setback should be increased to 7 feet rather than reduced to 5 feet.

Ordinance: Public Hearing/Second Reading: Relating To Siting Of Wireless Communication Facilities; Repealing And Re-Enacting Chapter 21A.55 SMC; Implementing Provisions Previously Enacted Pursuant To A Declaration Of Emergency; Amending And Adding New Definitions To Chapter 21A.15 SMC; Repealing Section 13.01.010 SMC Relating To Undergrounding Of Wireless Communication Facilities Equipment; Providing For Severability; And Establishing An Effective Date (O2010-279)

Mr. Gurol gave the staff report and a short PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*).

Public Hearing opened at 9:16 pm

Alex Torone, 3333 237th Court SE, He disagrees with the siting hierarchy that is proposed by this ordinance. He feels that new towers should not have any visual impacts on surrounding properties. He requested the city consider language that allows alternatives lower on the current hierarchy be allowed when the site proposed is in an existing neighborhood. He also feels two or three alternate sites should be considered.

MOTION: Councilmember Curley moved to approve the ordinance. Councilmember Odell seconded.

AMENDMENT: Councilmember Cross moved to reduce the maximum height of antennas from 120 feet to 60 feet with no allowance for a CUP.

After discussion, City Manager Ben Yazici said it might be better to have staff draft new language to incorporate the changes suggested by Councilmember Cross and this ordinance will be brought back at the March 16, 2010 meeting.

MOTION: Councilmember Odell moved to postpone the ordinance until March 16. Councilmember Cross seconded. Motion carried unanimously 6-0.

Public hearing was continued to the March 16, 2010 meeting at 9:28 pm.

Ordinance: Public Hearing/Second Reading: An Ordinance Amending Chapters 21A.15, 21A.20 And 21A.25, Of The Sammamish Municipal Code Relating To Public Facilities

Mr. Gurol gave the staff report and a short PowerPoint presentation (*available on the city's website at www.ci.sammamish.wa.us*).

Public Hearing opened at 9:44 pm. There was no public comment. Public Hearing was closed at 9:45 pm.

MOTION: Councilmember Curley moved to approve the ordinance. Councilmember Cross seconded.

AMENDMENT: Councilmember James moved to remove the sunset clause and renumber the sections. Motion passed unanimously 6-0.

AMENDMENT: Deputy Mayor Whitten moved to amend the ordinance by striking the language that allows for park structures within 20 feet of the setback. Motion failed 1-5 with Mayor Gerend and Councilmembers Cross, Curley, James, and Odell dissenting.

MAIN MOTION: Motion carried as amended 5-1 with Deputy Mayor Whitten dissenting (O2010-280).

Unfinished Business - None

New Business - None

Council Reports

Councilmember Odell requested vehicular incident information for the area around Eastlake High School. He feels this information may warrant a second entrance to the school. The Finance Committee had their first meeting today. Subsequent meetings will be held on the First Tuesday of each month in the Executive Briefing room. Councilmember Odell was appointed as the Chair.

Councilmember James attended a meeting with Sahalee residents regarding the upcoming golf tournament.

Councilmember Curley commended staff on how quickly they respond to citizen complaints.

City Manager Report

JAG Appointment - Council appointed Councilmember Curley as the representative.

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

Council adjourned to Executive Session at 10:08 and returned at 10:45 pm. No action was taken.

Meeting adjourned at 10:45 pm

Melonie Anderson, City Clerk

Donald J. Gerend, Mayor