

COUNCIL  **MINUTES**

**Regular Meeting
September 21, 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 (arrives at 7:45 p.m.), Tom Odell (arrived at 7:00 p.m.- EFR meeting), and Michele Petitti.

Councilmembers absent: Councilmember John James

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 Deputy City Clerk Stacy Herman.

Roll Call/Pledge of Allegiance

Roll was called. Councilmember Petitti led the pledge.

MOTION: Councilmember Whitten moved to excuse Councilmember John James. Councilmember Cross seconded. Motion carried unanimously 4-0.

Approval of Agenda

MOTION: Motion to approve the agenda. Councilmember Cross seconded.

AMENDMENT: Councilmember Whitten moved to amend the agenda by removing the contract with Northwest Environmental from the consent agenda and placing it as the first item under new business. Councilmember Petitti seconded. Motion carried 4-0

MAIN MOTION: Motion to approve the agenda as amended. Motion carried 4-0.

Presentation/Proclamations

Mayor Gerend and Mary Trask both presented and read the proclamation.

PROCLAMATION

EASTSIDE MONTH OF CONCERN FOR THE HUNGRY

WHEREAS, our Cities of Kirkland, Redmond, Bellevue, Issaquah, Sammamish, Mercer Island, and North Bend recognize adequate nutrition as a basic goal for each citizen; and

WHEREAS, no parent should have to send a child to school hungry, no baby should be without the comfort of the feedings needed for mental and physical growth, no elderly person's health should be jeopardized by lack of appropriate foods; and

WHEREAS, food banks, emergency and hot meal programs working with our cities, local churches, social service agencies, and hundreds of volunteers are striving day in and day out to stem the rising tide of hunger, but still need more help; and

WHEREAS, we believe that when the citizens who are not involved hear of the especially desperate needs of the hungry as winter approaches and their low incomes must stretch to cover increasing fuel, electricity and rental costs—leaving even less money for monthly food purchase, an outpouring of community assistance will follow; and

WHEREAS, the Emergency Feeding Program of Seattle & King County coordinates an annual food drive to help support the efforts of their program and the area's food banks in fighting hunger which will be held at grocery stores throughout King County on Saturday, September 25, 2010; and

WHEREAS, the Cities of Kirkland, Redmond, Bellevue, Issaquah, Sammamish, Mercer Island, and North Bend would like to extend this effort into an entire Month of Concern for the Hungry, beginning on September 25, 2010;

NOW, THEREFORE, I, Mayor Gerend on behalf of the City Council do hereby proclaim September 25th to October 23rd, 2010 as the Eastside Month of Concern for the Hungry, and strongly urge all citizens to join the Emergency Feeding Program, Hopelink, Renewal Food Bank, Issaquah Food Bank, the Mercer Island Food Pantry, the ARAS Foundation, and the Mt. Si Helping Hands Food Bank to “share what they can” to nourish those who are hungry.

SIGNED THIS 21ST DAY OF SEPTEMBER

Presentation: 2010 Census

The Census Bureau presented the City of Sammamish with a plaque for getting the information out to the public and helping with the census.

Presentation: Arts Commission

Barbara Jirsa from the Arts Commission updated the City council with future events scheduled over the next month. She invited the Council and the public to the October Arts Crush. All these events can be found on the City's website at www.ci.sammamish.wa.us

City Manager Yazici publicly thanked Barbara Jirsa and the Arts Commission for all their hard work.

Public Comment: - None.

Consent Calendar

- **Payroll for period ending September 15, 2010 for pay date September 20, 2010 in the amount of \$263,504.75**

- **Approval: Claims for period ending September 21, 2010 in the amount of \$1,725,771.87 for Check No.27349 through No. 27471**
- ~~**Contract: Ordinary High Water Mark Study/Northwest Environmental**~~
- **Contract: Street Sweeping/Best Parking Lot Cleaning**
- **Approval: Dept. Of Ecology Grant/Stormwater Passover**
- **Resolution: Accepting The Final Pine Lake Water Quality Study (R2010-429)**
- **Ordinance: Second Reading/ An Ordinance Of The City Of Sammamish, Washington, Amending Chapter 21a.25 (Development Standards – Density And Dimensions), Of The Sammamish Municipal Code**

MOTION: Councilmember Whitten moved to approve the consent agenda. Councilmember Petitti seconded. Motion carried unanimously 4-0.

Unfinished Business

Ordinance: Seventh Reading Adopting The Town Center Development Regulations As Title 21B Of The Sammamish Municipal Code; Adopting Zoning Map Amendments For The Town Center Subarea; Amending Provisions Of Title 20; And Adopting The Town Center Infrastructure Plan

Supplemental Actions:

Ordinance: Adopting Amendments To Title 21A Of The Sammamish Municipal Code And Adopting Zoning Map Amendments For The Town Center Subarea

Resolution: Adopting Interim Stormwater Development Standards For Sammamish Town Center

Resolution: Adopting Interim Street Standards For Sammamish Town Center

DECISION POINT #5

East side of 228th Avenue promotes flexible land use options.

Policy Options:

- A) Expand permitted uses as proposed on March 15, 2010 revisions to Planning Commission recommendations and revise 21B.10.030(1)(b) to eliminate reference to 55% in TC-A2 and TC-A3
 - B) Adopt initial Planning Commission recommendation
- Implications:**
Provides flexibility per PC recommendation

MOTION: Councilmember Petitti moved to adopt Option A (eliminate the reference to 55% in A2 and A3 and expanding uses (everything in Option A above). Mayor Gerend seconded. Motion carried 4-1 with Councilmember Cross dissenting.

DECISION POINT #6

Allow an aquatic center in all zones?

- Aquatic centers defined as a “public park” or private “amusement recreation services”
- Public parks allowed in all zones
- Policy Options:
 - Limit the private use to TC-A1 and TC-D (per current PC recommendation)
 - Allow use in all zones

MOTION: Deputy Mayor Whitten moved to amend the Planning Commission recommendation and limit the private use to TC A1-A5 and D. Councilmember Petitti seconded. Motion carried 4-1 with Councilmember Odell dissenting.

DECISION POINT #7: Allow schools in all zones?

- Currently allowed in TC-A2 and TC-B
- Policy Options:
 - Allow schools in all zones
 - No Action
- Implications:
 - Schools requested as a permitted use in all zones
 - School site could impede mixed use development
- NOTE: Existing school uses (e.7g. Arbor School) may continue regardless – subject to “grandfathering” protections

MOTION: Deputy Mayor Whitten moved to allow schools in the A-5 zone and A-2 zones, add “U” to the A-5 table and add the term community college to the permitted uses table. Councilmember Odell seconded. Motion carried unanimously 5-0.

DECISION POINT #9:

Request from Arts Commission to be included in design process assuring suitable public spaces for cultural offerings and public art be identified.

- Policy Options:
 - Include art as a site amenity
 - Include Arts Commission in process for public spaces, identify art as encouraged in site design
- Implications:
 - Enhance quality of design, promote arts

MOTION: Councilmember Cross moved to create a policy that would include art pieces as a site amenity and the Arts Commission be consulted when art pieces are selected for public spaces. Councilmember Odell seconded. Motion carried 1-4 with Mayor Gerend, Deputy Mayor Whitten, Councilmembers Petitti, Odell dissenting.

MOTION: Councilmember Cross moved to create a policy that art is encouraged as a site amenity in publicly and privately owned spaces. Councilmember Whitten seconded. Motion carried 4-1 with Mayor Gerend dissenting.

After further discussion, Councilmembers requested that this be incorporated into the Arts Commission Mission Statement.

DECISION POINT #10:

Height limit should include rooftop infrastructure and height limits are too high

- Policy Options:
 - Include rooftop structure in height limit
 - Revise maximum overall height limit
 - No action
- Implications:
 - Rooftop structures projections are authorized Citywide
 - Requires Town Center Plan amendment

MOTION: Councilmember Odell moved to limit the height of Town Center across the board to a maximum of 50 feet, including any additional structures on the roof of the building. Motion failed 2-4 with Mayor Gerend, and Councilmembers Petitti, Cross and Curley dissenting.

MOTION: Councilmember Odell moved to include rooftop structures in the height limit. Deputy Mayor Whitten seconded. Motion failed 2-4 with Councilmembers Petitti, Curley, Cross and Mayor Gerend dissenting.

DECISION POINT #11:

Require greater sidewalk widths in areas designated for “activated sidewalks”

- Policy Options:
 - Increase sidewalk widths
 - Retain base code / interim street standards
- Implications:
 - Requires increased public Right-of-Way widths, thereby increasing constraints on development options
 - Increases cost of development
 - Increases impervious surface coverage

MOTION: Deputy Mayor Whitten moved to amend 21B.30 to require a minimum of 6 feet of “clear” sidewalk on internal pedestrian walkways. Amend the proposed Public Works Standards to require a minimum of 8 feet of “clear” sidewalk along streets. Councilmember Petitti seconded. Motion carried unanimously 6-0.

DECISION POINT #12

Treat small apartments / condos like cottage housing - as ½ dwelling unit

- **Policy Options:**
 - **Count multifamily units under 800 square feet as a ½ dwelling unit; count as 1 dwelling unit if larger**
 - **Retain existing code (limits ½ DU count to cottage)**
- **Implications:**
 - **Recognizes lesser impacts from small units**

MOTION: Deputy Mayor Whitten moved to reduce the square footage to 600 feet and limit it to 20% per development. Councilmember Odell seconded. Motion failed 2-4 with Cross, Gerend, Curley and Petitti dissenting.

MOTION: Councilmember Cross moved to reduce the square footage to 600 feet and be counted as a ½ unit. Councilmember Curley seconded.

AMENDMENT: Councilmember Odell offered an amendment that anything 600 and below would be counted as a ½ unit and anything below 900 square feet and above 600 square feet would be counted as ¾ of a unit. Councilmember Cross seconded.

MAIN MOTION: Councilmember moved to approve the motion as amended. Councilmember seconded Motion carried 5-1 with Deputy Mayor Whitten Dissenting.

DECISION POINT #13:

Allow standalone commercial development UZDP application in TC-B

- **Policy Options: Allow or don't allow**
- **Implications:**
 - **Requires a Town Center Plan amendment**
 - **Effectively expands the TC-A zone area**
 - **Conflicts with design approach to building height**
 - **Lessens controls over integrated development**
 - **Note: Housekeeping edit to this section – allows development to “opt in” to UZDP process if not otherwise required (allows for optional site planning).**

Decision Point #13 failed for lack of a motion.

New Business

MOTION: Deputy Mayor Whitten moved to authorize the City Manager to sign and execute a contract With Northwest Environmental for the Ordinary High Water Mark Study in the amount of \$30,000 and authorized flexibility finalizing the scope. Motion carried unanimously 6-0.

National League of Appointments: Mayor Donald J. Gerend was appointed as the voting delegate.

Council Reports

Councilmember Cross: He will be attending Growth Management Planning Council tomorrow.

Councilmember Odell: He attended the EFR finance and operation meeting today, and they continue to look at revenue options (transport billing and responses to car accident response) and budget.

Councilmember Curley: He will be attending the Mayor's Month of Concern food drive at the Safeway and QFC during the next weekend.

City Manager Report

City Manager Yazici announced that the KC Sheriff's Precinct (Kenmore) is looking at the option of leasing the 2nd half of the City's second floor. They would be paying market price for use of the office space. He also announced that there will be some changes to the Council calendar. Budget and Town Center are the main focus of the October and November months.

Councilmember Odell suggested looking at the option of removing the bollards out front to add additional parking at City Hall.

Meeting adjourned at 10:00 pm

Stacy Herman, Deputy City Clerk

Donald J. Gerend, Mayor