

COUNCIL  *MINUTES*

Regular Meeting
April 19, 2016

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 Ramiro Valderrama
Councilmember Tom Hornish
Councilmember Kathy Huckabay
Councilmember Bob Keller
Councilmember Christie Malchow
Councilmember Tom Odell

Staff present:

Lyman Howard, City Manager
John Cunningham, Interim Public Works Director
Cheryl Paston, Deputy Public Works Director
Andrew Zagars, City Engineer
Sam Park, Project Engineer
Kyle Endelman, Deputy Parks Director
Susan Cezar, Parks Special Projects Manager
Tim Larson, Communications Manager
David Linehan, Assistant City Attorney
Lita Hachey, Deputy City Clerk

Roll Call/Pledge of Allegiance

Roll was called. Troop 699 led the pledge and flag ceremony.

Approval of Agenda

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

Student Liaison Report - None

Presentations/Proclamations

➤ NE 42nd Barricade Process

Interim Public Works Director, John Cunningham and Deputy Public Works Director, Cheryl Paston gave a staff report and showed a PowerPoint presentation (*presentation available on the City's website at www.sammamish.us*).

John Cunningham stated that Council asked staff to bring back the current barricade process that Council adopted in 2014 for evaluating the various barricades. The idea was to look at the current process and determine if this is the process Council would like to follow to evaluate the NE 42nd Street barricade and to also provide some modification options.

Councilmember Huckabay would like the Council involved when picking the area of influence based on traffic modelling with regards the NE 42nd Street study.

Councilmember Odell shares Councilmember Huckabay's concerns. He would like to know more about hiring a traffic engineering consultant for a \$150,000 study and what would they be doing. Ms. Paston stated that the consultant costs would include the analysis, mitigation and communications plans. An online open-house is also an option for citizens.

Councilmember Hornish asked if the consultant evaluation should be based on the total cost analysis. He feels we should be getting our insurance company involved to evaluate the safety risks. These items should be brought back to Council before the Open House.

John Cunningham showed a slide showing the Projected Volumes with the gate open for years 2020 and 2035 (part of PowerPoint presentation)

Councilmember Keller asked about the area of influence and if it would go all the way to SR202. He asked about the "after opening" data for SE 32nd Street barricade.

Councilmember Malchow questioned the margin of error for the projected volumes slide.

Deputy Mayor Valderrama asked about the amount of times this topic has been brought back to the Council and why is it back again? How much has already been spent on this study and how much more do we need to spend on future studies?

Councilmember Huckabay asked about the legal documents and what weight those carry. Every new Council can act independently on future decisions. She would like the real facts, real mitigation costs and real dollar amounts.

Mayor Gerend suggested that we need to look a mitigation of the existing road to determine if it is too dangerous. He would like to see traffic data for SE 32nd Street and compare it to the previous projection for the area before the barricade was removed. Possibly a traffic model run for the NE 51st Street barricade too.

Councilmember Odell feels that Council has spent enough time on this project and feels it cannot be fixed at this time.

Councilmember Keller stated that the element of safety is the primary factor and should be investigated further.

Councilmember Hornish would like to know if we are going to decide on a process and if so, how are we going to do that process.

Deputy Mayor Valderrama stated that King County deemed NE 42nd Street unsafe. Citizens feel it is currently unsafe. He referenced a previous safety report by ACCUFACTS. He feels Council should move on to other business.

Councilmember Huckabay stated that Council needs to look at safety improvements for this roadway now, for all emergency vehicles that are currently using it.

Deputy Mayor Valderrama requested a five-minute recess at 7:45 pm

Public Comment

Mary Wictor, 408 208th AVE NE, spoke regarding the Tamarack Stormwater Improvement Project and show a PowerPoint presentation. (available upon request to the City Clerk @ manderson@sammamish.us)

Johan Wictor, 408 208th AVE NE, spoke regarding the Tamarack Stormwater Improvement Project and show a PowerPoint presentation. (available upon request to the City Clerk @ manderson@sammamish.us)

Todd Southwick, 413 209th Ave NE, spoke regarding the Tamarack Stormwater Improvement Project and show a PowerPoint presentation. (available upon request to the City Clerk @ manderson@sammamish.us)

Ken Taylor, 250 208th Ave NE, spoke regarding the Tamarack Stormwater issues.

Raylene Canby, 4818 192nd Dr., spoke regarding the NE 42nd Street barricade and showed a PowerPoint presentation. (available upon request to the City Clerk @ manderson@sammamish.us)

Karan Soi, 1913 NE 51st Street, spoke in favor of keeping the NE 42nd Street barricade in place due to safety reasons

Kavita Dave, 4643 192nd Dr., spoke about the NE 42nd Street barricade and leaving it in place for safety reasons for children and wildlife.

Karishana Kiri, 19167 NE 43rd Ct, representing the Waterbrook HOA, spoke regarding the NE 42nd Street barricade and leaving it closed for safety reasons. She and her community would like to put this study to rest.

Robert Orr, 4720 192nd Dr. NE, spoke in favor of keeping the NE 42nd Street barricade closed. There is no way to make this roadway safe. Traffic would not travel at the 25 mile per hour speed limit.

Akheil Kaza, 4815 192nd Dr. NE, spoke in favor of keeping the NE 42nd Street barricade closed. He has bought signs to try to slow traffic down and has witnessed numerous accidents. Would like better noticing for this in future

Neeva Soi, 19130 NE 51st Street, spoke in favor of keeping the NE 42nd Street barricade closed permanently. Suggested the Council come out and walk the hill if they haven't already.

Deb Sogge, 704 228th Ave NE, President of the Sammamish Chamber of Commerce: Safeway is having its grand opening tomorrow morning and Mayor Gerend will be in attendance. She welcomed the citizens of Sammamish to come out to the Farmer's Market on May 11th and spoke about the new vendors and activities. April 28th is progressive business day. April 30th is the Grand Opening of the Sammamish Community and Aquatic Center. After a short retirement, the maker of "Sammamish Maps" is updating the current map.

Kunal Dave, 4643 NE 91st Street, spoke regarding the NE 42nd Street barricade and his concerned about security and safety.

Nick Garito, 19164 NE 42nd Ct, he would like to see the NE 42nd Street barricade in kept in place. There are numerous reasons to keep it closed.

Sue Garito, 19164 NE 42nd Ct, same comments as the above.

Bob Seidensticker, 19836 NE 42 St, spoke regarding the NE 42nd Street barricade and showed a PowerPoint presentation. (available upon request to the City Clerk @ manderson@sammamish.us)

Sandy Hargraves, Board member of Hidden Ridge: he is concerned about the speed if the NE 42nd Street barricade is opened. He feels that no one would respect the speed sign. He feels the barricade should remain closed.

Mayor Gerend requested that the Radar Speed signs be placed to detect the current speeds in the vicinity of the NE 42nd Street barricade.

Greg Reynolds, 4329 210th Place NE, he spoke regarding opening the barricade for use of the citizens on the other side of the barricade. He submitted a comment letter to be presented to Council (submitted written comments which are available upon request of City Clerk @ manderson@sammamish.us)

Nancy Baer, 20013 NE 42nd St., spoke regarding retaining the NE 42nd Street barricade and showed a PowerPoint presentation. (available upon request to the City Clerk @ manderson@sammamish.us)

Amit Sheth, 4539 194th Way NE, spoke regarding the NE 42nd Street barricade and leaving it in place, once and for all leaving this issue alone. He feels the biggest issue will be burglary, safety and high costs.

Dorota Rahn, 21130 NE 43rd Place, spoke regarding the NE 42nd Street barricade and feels that we should leave it in place. Would like it used only on special occasions.

Shira Paul, 4636 194th Way, spoke regarding the NE 42nd Street barricade. She would like to see it remain closed. She would like it to remain a walkable community and feel safe.

Melissa Grimaldi, Timberline Community HOA, she feels that the community has spoken here tonight and the NE 42nd Street barricade needs to remain closed. Please make the barricade permanent.

Alex Fath, 20012 NE 39th Lane, he spoke in favor of removing the NE 42nd Street barricade and to address this access and take a serious approach for accesses off the plateau. We need options in Sammamish.

Mayor Gerend stated that Council would like more data before instituting a barricade process. City Manager Lyman Howard requested that Council let him know what specific data they would like to see. Councilmember Huckabay feels that that the process is no longer an issue if we don't plan to open the NE 42nd Street barricade. Deputy Mayor Valderrama feels the Council should just vote and not spend any more time this issue.

Councilmember Odell feels that we should be done with this issue and adopt this process for the other barricades in the City. Traffic mitigation still needs to be done. Emergency traffic needs to get through the opticom gate. We should work with the agencies using the gate and create a profile of use by these various groups.

Councilmember Hornish feels that the Council has made the decision tonight to not proceed with the removal of the opticom gate. He asked if Council even want to revisit this issue.

Councilmember Keller stated that the traffic numbers were enlightening and feels that it has helped him make the decision tonight. The homeowners in this area need a final decision on this issue.

Councilmember Malchow agreed that the neighborhood accidents must all be local. There is no money in the budget for further research.

Councilmember Huckabay would like to know how often the NE 42nd Street barricade has been opened in the past year to traffic when there have been issues in the City.

Mayor Gerend instructed the City Manager to place on the agenda the process for all barricades in Sammamish. City Manager Howard will place this on the Agenda Calendar under Parked Items.

MOTION: Deputy Mayor Valderrama moved to reject the proposed study on the NE 42nd Street barricade and reaffirm past Council's decisions to leave the barricade on 42nd Street alone. Councilmember Hornish seconded. Motion carried 6-1, with Councilmember Huckabay opposing.

MOTION: Councilmember Odell moved to direct the City Manager to permanently close the NE 42nd Street opticom gate based upon additional information. No second. Motion was withdrawn.

Odell would like to reinstate his motion.

MOTION: Councilmember Odell moved to direct the City Manager continue to evaluate the Opticom gate, determine who is using it for emergency purposes, to help Council determine if the NE 42nd Street gate should be permanently closed within the next six months. Deputy Mayor Valderrama seconded. Councilmember Odell withdrew the motion

Councilmember Odell requested that the data be generated to study the NE 42nd Street barricade and have a meaningful discussion at the Transportation and Public Safety Committee meetings so they could bring forth a recommendation to Council for action.

Councilmember Keller feels this is issue is too controversial to be discussed only by the Transportation Committee. He feels it needs to be more transparent to the public.

MOTION: Deputy Mayor Valderrama moved to adopt the main motion to direct City Manager to permanently close the barricade and with subsequent evaluation to change it to the park. No second. Motion failed.

Councilmember Keller feels that the access through NE 42nd St is important for emergency vehicles.

Councilmember Malchow would like more information and data before a permanent closure.

Councilmember Huckabay would like to understand what would be involved first before closing it permanently.

Lyman Howard stated, from an Emergency Management perspective, there must be an option for the gate to remain open, as needed, for emergency purposes.

Lyman Howard will put the issue on the Parking Lot section of the Agenda Calendar.

Councilmember Huckabay would like to know when the overall barricade process issue will be coming back to the City Council. Councilmember Malchow would like clarified, what agencies are using the opticom gate? Eastside Fire & Rescue, Redmond Fire, Aid Cars?

Councilmember Keller requested a data comparison of what the existing roads standards are and what our new Public Works standards would recommend, for the entire route through Hidden Ridge, from

SR202 to the barricade. He would like Public Works to perform this study. John Cunningham suggested a current road classification and standards comparison.

Councilmember Hornish asked if any topics could be removed from the current agenda.

MOTION: Councilmember Malchow moved to extend the meeting until 10:30 pm. Deputy Mayor Valderrama seconded. Motion passed unanimously 7-0.

Council recessed for 5 minutes at 9:55 pm

MOTION: Deputy Mayor Valderrama moved to approve the Consent Agenda as amended. Councilmember Malchow seconded. Motion carried unanimously 5-0.

Consent Agenda

Payroll for period ending March 31, 2016 for pay date April 5, 2016 in the amount of \$ 387,249.85

Approval: Claims For Period Ending April 19, 2016 In The Amount Of \$2,122,788.41 For Check No. 44058 Through 4416

Approval: Minutes for March 22, 2016 Special Meeting

Public Hearing - None

Unfinished Business - None

New Business

Update: Issaquah Fall City Road Project 10% Design

Interim Public Works Director John Cunningham and City Engineer, Andrew Zagars gave the staff report and showed a PowerPoint presentation (*presentation available on the City's website at www.sammamish.us*).

John Cunningham stated that this is in the early stages in the project and staff proposes to create a communications plan and engage Council in future discussions. There is a planned Open House in mid-May and at the May 24, 2016 Joint/Special meeting staff hopes to bring to Council the issues that need addressing. Mr. Zagars introduced Sam Parks, Senior Project Engineer, Molly Toy and Steve Lewis, consultants for HW Lochner.

Councilmember Odell would like this topic added to the Transportation Committee Meeting Councilmember Malchow requested a cost estimate for the building a culvert crossing vs a bridge. Sharing sidewalks with bikes and pedestrians could be a problem in this design. Huckabay would like an estimate of pedestrian usage for these sidewalks. Riding a bike on a shared sidewalk has problems and she prefers a sidewalk with a bike lane on the other side of the road.

Deputy Mayor Valderrama requested the usage by bikers and pedestrians.

Mayor Gerend would like to see the Aashto grade on profile at stream slide. Do we need to use this to apply for Public Funding?

MOTION: Deputy Mayor Valderrama moved to extend the meeting until 11:00 pm. Councilmember Odell seconded. Motion passed unanimously 7-0.

Bid Rejection: Inglewood Stormwater Trunkline Project

Interim Public Works Director John Cunningham gave the staff update.
Assistant City Attorney, David Linehan stated this will be discussed in the Executive Session.

Council and Committee Reports

Councilmember Odell will be attending a Transportation Committee meeting on Monday, April 25th at 1:30 pm.

Councilmember Keller reported on the Sound Cities Association, Public Issues Committee (PIC) meeting. He has emailed Council the action item and they will be asked to vote on the Sound Transit 3 plan. The Council will need to weigh in on this issue before the next PIC meeting the second week of May.

Councilmember Malchow will attend the Communication Meeting tomorrow morning and she attended a webinar called "Going Social and Local Government" which discussed various social media practices and records retention. *(Submitted written report available upon request to the City Clerk.)*

Deputy Mayor Ramiro Valderrama attended a Public Safety Committee meeting today at 9:30 am. Captain Sullivan presented on the rape kit testing. With regards to the Tamarack neighborhood, he asked City Attorney, David Linehan, about use of Public Funds. He asked if a study could be done about the use of public funds for a private use infrastructure. Mr. Linehan stated that there will be future discussion about this matter at a Study Session on May 10, 2016. Deputy Mayor Ramiro Valderrama would also like to know about the drainage impact study and funding implications for the Tamarack project.

MOTION: Deputy Mayor Valderrama moved that before we process with other studies that a Tamarack drainage impact study be performed starting at the creeks and Lake Sammamish first and them up towards Tamarack. Councilmember Malchow seconded. Motion was not completed.

City Manager Howard explained that Tamarack project does not flow into any other basin but the Monahan basin. The flow is north of Zaccuse creek and does not go into it. It is a separate culvert. A staff update and report will be given at the May 10th Study Session.

Deputy Mayor Ramiro Valderrama discussed Dr. Pereyra's letter to Council and he would like to understand the funding and implications. He stated that we have had utility local improvement district (ULID) done for Pine Lake and King County and to look at those models.

Councilmember Kathy Huckabay took a tour as a legacy member of the new Sammamish Aquatic and Community Center last Sunday.

Mayor Don Gerend discussed the \$10 million dollar loan from the Public Works Trust Fund at .5% interest over twenty years will pay back \$10.24 million . The City saved over \$6 million dollars by using this fund.

Councilmember Malchow added that the Council was looking to challenge the City of Issaquah in the Eastside Baby Corner Diaper Derby. This has been put on hold due to health issues with Mayor Butler and she would like to continue instead with councilmembers, community and city staff.

City Manager Report

~~SE 4th Street Detour~~ – removed from Agenda

~~Sammamish Plateau Wetland Bank Payment~~ – removed from Agenda

~~2017-2022 Transportation Improvement Projects Timeline~~ - removed from Agenda

City Manager, Lyman Howard requested to discuss only one item in his scheduled report. He would like to change to the long term calendar for the Joint meeting with the City of Redmond on May 24th, 2016. This meeting will become a Special meeting to bring back the information gathered from the Open House for the Issaquah Fall City Road improvements and get further direction from Council.

Councilmember Huckabay would like to understand what the communication plan is for the Metro Sound Transit Open House. Will they be coming in to communicate with bus riders or community members? City Manager Lyman stated that this will be discussed tomorrow morning at the Communications Committee Meeting.

MOTION: Mayor Gerend moved to extend the meeting until 11:15 pm. Councilmember Malchow seconded. Motion passed unanimously 7-0.

Executive Session

~~Potential Property Acquisition pursuant to RCW 42.30.110(1)(c)~~ was removed from Agenda.

Litigation pursuant to RCW 42.30.110(1)(i) and a discussion about the Inglewood Stormwater Trunkline Project bid rejection was added.

MOTION: Councilmember Hornish moved to authorize the City Manager to reject all bids submitted and publically opened on March 31, 2016 for Inglewood Hill Stormwater Retrofit and Non-motorized Improvement Project. Councilmember Malchow seconded. Motion was approved unanimously 7-0.

MOTION: Councilmember Keller moved to authorize the City Attorney to file a joinder in King County's motion to the Shoreline Hearings Board motion regarding the Hearing Examiner's jurisdiction over the appeal of the Shoreline Substantial Development Permit number 2015-00071. Councilmember Huckabay seconded. Motion failed 3-3 with Councilmember Hornish abstaining.

Deputy Mayor Valderama is opposed to this motion and believes we should side with our Hearing Examiner.

Councilmember Hornish abstained due to conflict of interest as he lives on the lake, along the Sammamish Trail.

Councilmember Odell agreed with Deputy Mayor Valderrama's comments.

Meeting adjourned at 11:18 pm

Lita Hachey, Deputy City Clerk

Donald J. Gerend, Mayor