

# SEATAC CITY COUNCIL REGULAR MEETING MINUTES

May 23, 2006  
6:00 PM

City Hall  
Council Chambers

**CALL TO ORDER:** The SeaTac City Council Regular Meeting was called to order by Mayor Gene Fisher at 6:03 p.m.

**COUNCIL PRESENT:** Mayor Gene Fisher, Deputy Mayor Ralph Shape, Councilmembers Anthony (Tony) Anderson, Chris Wythe, Terry Anderson (*arrived at 6:36 p.m.*), Joe Brennan and Don DeHan.

**ADMINISTRATIVE STAFF:** City Manager Craig Ward, Assistant City Manager Tina Rogers, City Clerk Judith Cary, City Attorney Mary Mirante Bartolo, Senior Assistant City Attorney Mark Johnsen, Planning Director Steve Butler, Senior Planner Mike Scarey, Principal Planner Jack Dodge, Finance Director Mike McCarty, Facilities Director Pat Patterson, Parks & Recreation Director Kit Ledbetter, Assistant Parks & Recreation Director Lawrence Ellis, Fire Chief Bob Meyer and Chief of Police Services Greg Dymerski.

**FLAG SALUTE:** City Clerk Judith Cary led the Council, audience and staff in the Pledge of Allegiance.

**PUBLIC COMMENTS:** Barry Ladenbury, Angle Lake Shore Club President, 19317 46<sup>th</sup> Avenue South, stated he was representing a group of Angle Lake residents who are concerned about the proposed Code revision (Agenda Bill No. 2657). Their concern was the change in the Ordinance regarding access to the water from the short plats where the resident's short plats have water frontage. He stated the Planning Department explained that short plats of five or more lots de facto subdivisions do not have to comply with long division standards, which is a loophole and the developers are using this loophole to avoid the standards. He does not feel that is a loophole and also feels SeaTac is in compliance with the Washington State Administrative Code (WAC). Safety and security is a real concern of the residents. Mr. Ladenbury stated the revision is too vague on details.

Linda Snider, 18700 36<sup>th</sup> Avenue South, spoke in adamant opposition to the Tyee Medical Clinic. She stated she heard today that the Highline School District (HSD) has decided to pull the funding for the School Resource Officers (SROs). King County (KC) took out of its budget \$50,000 and the City was told that KC Executive Ron Sims put it back in the budget. She asked the Council to make sure the City sees the \$50,000, not the promise of it, before they release City funds.

Thomas Trumpeter, CEO of Community Health Centers of King County (CHCKC), the sponsoring entity for the Tyee Campus Student Health Center, stated he is available for questions when this item (Agenda Bills 2664-5) is presented on the agenda. The CHCKC is excited to partner with the City and the HSD, KC and the other community partners to bring needed services to the students. Yesterday was the official first day of operation for the clinic. He visited the clinic and spoke with teachers who were pleased about the program. The CHCKC has been providing medical and dental services to the residents of suburban KC for nearly 35 years. Many of the students do not have health insurance. He added that he has no doubt that the clinic will show its worth.

Bill Dennis, Washington State Council of County/City Employees representative for the SeaTac Employees AFSCME Union, introduced himself to the Council. The union is in negotiations with the City and he is sure that the final outcome will be positive for all concerned.

Linda Tuttle, 4559 South 192<sup>nd</sup> Street on Angle Lake, spoke on the amendment of the Subdivision Code. She stated her opposition to the amendment. She believes that private property should remain as it states, private, not public. The public should use public facilities access to the lake and property owners should not be infringed upon. Mrs. Tuttle urged Council to reject Agenda Bill No. 2657. Safety, security, noise, and a complete lack of privacy are real concerns of the residents.

## **CERTIFICATE OF APPRECIATION:**

●**Certificate of Appreciation to Wendy Morgan for her Service on the Human Services Advisory Committee**  
Deputy Mayor (DM) Ralph Shape read the Certificate of Appreciation and Mayor Fisher presented the certificate to Wendy Morgan. Mayor Gene Fisher, on behalf of the City Council, thanked Ms. Morgan for her valuable service as a member of the Human Services Advisory Committee.

## **PRESENTATION:**

●**Washington Recreation and Park Association 2006 Spotlight Award**  
DM Shape read the inscription on the award plaque honoring the achievement of the newly constructed Senior Center at the SeaTac Community Center. Mayor Fisher presented the plaque to Darleene Thompson, member of the Senior Citizens Advisory Committee and active participant in this project. Mrs. Thompson expressed her

**PRESENTATION (Continued):**

**Washington Recreation and Park Association 2006 Spotlight Award (Continued):** appreciation to Facilities Director Patterson, who facilitated in the construction of the center and Recreation Services Coordinator Kathleen Cummings and Recreation Specialist Rocky Kirwin, both who ensured that the Senior Program continued during the construction process.

**DISCUSSION ITEMS:**

**•Discussion of Summary of \$5,000 - \$25,000 Purchase Requests for the period ended May 19, 2006**

City Manager Craig Ward presented the following purchase requests:

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Supplemental Funding for the YWCA Homelessness Prevention Program (Paid from \$45,797 held in reserve to meet unanticipated and emerging needs during the year)	City Manager's Office	\$45,797	\$45,797	
Kiss & Ride / Vicinity Feasibility Analysis and Rendering	City Manager's Office	\$4,800,000	\$4,800,000	\$25,000
Office cubicle reconfiguration to provide additional working spaces for new GIS and Planning positions approved in the 2006 Budget	Facilities	\$0	\$0	\$12,600
**will absorb within existing budget**				

**Council Consensus:** Refer to 5/23/06 RCM Consent Agenda

**AGENDA BILL PRESENTATIONS:**

**Agenda Bill #2663 – A Motion authorizing staff to apply for a 2007 Community Development Block Grant (CDBG) to make improvements to the pier at Angle Lake Park**

**Summary:** This project is to design and remodel the dock at Angle Lake Park to meet the needs for people with disabilities. In August 2001, Moffatt and Nichol Engineers prepared a concept design and cost estimate for landscape architects MacLeod Reckord, who were hired by the City to present alternatives for improving the existing dock for the Angle Lake Park Phase II concept. The alternatives included building a new boat launch, demolishing and replacing the floats and three or six piles or salvaging the existing boat launch with a few modifications. The appropriate alternative that would meet the ADA requirements would be to demolish and replace the floats. Staff will study all options for the new pier with public input before bringing the design back to the City Council for approval.

The estimated cost for the project is \$200,000. This project will not be competing with any of the existing City CDBG Human Services funded programs. The only indirect fiscal impact would be for staff time in overseeing the project. After community input and a design is created, it will come back to Council for approval.

Parks & Recreation Assistant Director Ellis briefed Council on the above summary and answered their questions.

**Council Consensus:** Refer to 5/23/06 RCM Consent Agenda

**Agenda Bill #2668 – An Ordinance declaring public use and necessity for real property to be condemned as required for the construction of a new Fire Station 46, and authorizing payment therefore from the City's 306-Municipal Facilities Capital Improvement Plan (CIP) Fund**

**Summary:** This Ordinance declares public use and necessity for land and property that will be required for the construction of a new Fire Station 46. This Ordinance allows the City to proceed with the acquisition of four separate properties. If the City is unable to purchase said properties through a negotiation process, the City will be authorized to acquire these properties through the condemnation process. The property acquisition will be funded from the 306 Municipal Facilities CIP Fund.

Council approved the construction of a replacement for Fire Station 46 on April 4, 2006. Consistent with this plan, four properties must be acquired to allow for expansion of the existing fire station.

Based on comparable sales in the area, the cost of acquiring these four properties will be in the range of \$800,000-\$1,200,000. The City has successfully contacted the four property owners. All four property owners have shown no opposition to the purchase. The 2006 Budget for the new Fire Station 46 land acquisition is \$1,200,000.

Facilities Director Patterson reviewed the above summary.

**AGENDA BILL PRESENTATIONS (Continued):**

**Agenda Bill #2668 (Continued):** Councilmember (CM) Joe Brennan stated his opposition to acquiring these properties for \$1,200,000 when the City owns property that is suitable for this need, which includes an existing station. He asked that this item be sent to the next Regular Council Meeting (RCM) to give Councilmembers time to rationalize opposition to this purchase.

**Council Consensus:** Refer to 6/13/06 RCM

**Agenda Bill #2669 – An Ordinance amending the 2006 Annual City Budget for the Redemption of Local Improvement District (LID) #1 Bonds**

**Summary:** This Ordinance amends the 2006 Annual City Budget to increase both revenues and expenditures in the Special Assessment Debt Fund by \$50,000 to allow for additional bonds to be redeemed on June 1, 2006.

As partial funding for the 28<sup>th</sup>/24<sup>th</sup> Avenue South Arterial project, the City levied special assessments against the benefiting property owners. The owners could prepay their assessment in full or pay in installments over a 15-year period. In 2000, the City issued LID #1 Bonds in the amount of \$2,871,819 for the assessments to be paid in installments. The principal and interest on the bonds is paid by annual assessment installments billed by the City each year to the applicable property owners.

Although an estimated redemption schedule exists for these bonds, the bonds may be redeemed earlier or later than their stated maturity date, depending on the rate at which property assessments are paid. Due to several property owners that paid their remaining assessments in full this year, the City has sufficient collections to call \$50,000 in additional LID Bonds on the upcoming interest date of June 1, 2006. The early redemption of additional LID #1 Bonds will result in reduced interest costs in future years.

This budget amendment has no fiscal impact in 2006. However, the amendment does result in savings in future years by reducing interest costs on the bonds.

Finance Director McCarty briefed on the above summary.

**Council Consensus:** Refer to 5/23/06 RCM Consent Agenda

*(Note: Councilmember T. Anderson arrived at this point in the meeting at 6:36 p.m. due to a flight delay.)*

**Agenda Bill #2657 - An Ordinance adding a new Section 14.10.015 to the SeaTac Municipal Code (SMC), requiring private access to the water in side-by-side short plats with water frontage on Angle Lake**

**Summary:** Long subdivisions (5 or more lots) with water frontage on Angle Lake, are required to provide access to the lake for the residents within the subdivision. Short Plats (4 or less lots) are not required to provide water access. SeaTac's Subdivision Code allows for the development of side-by-side short plats up to eight lots. Side-by-side short plats are "de facto" subdivisions that do not have to comply with long subdivision development standards. Side-by-side short plats with water frontage on Angle Lake are not required to provide access to the lake for the residents within the plats. Developers can use this "loophole" to avoid the requirement of providing water access for their development.

Angle Lake is a "Shoreline of the State". Washington State shoreline regulations strongly encourage or require public access to "Shorelines of the State". WAC 173-26-221 (4)(b)(i) states that City's should "promote and enhance the public interest with regards to rights to access waters held in public trust by the state while protecting private property rights and public safety". WAC 173-26-221 (4)(b)(iii) states "To the greatest extent feasible consistent with the overall best interest of the state and the people generally, protect the public's opportunity to enjoy the physical and aesthetic qualities of shorelines of the state, including views of the water". WAC 173-26-241 (3)(j) in part, states that "new multiunit residential development, including the subdivision of land for more than four parcels, should provide community and/or public access in conformance to the local government's public access planning and this chapter." It is clear that the intent of state law is that the City should adopt regulations that would foster access to public waters such as Angle Lake.

KC Shoreline regulations, adopted by the City for Angle Lake, require in certain situations, that public access to the water be provided in new commercial development. In the City's Shoreline policies, Goal 8.6 indicates that the City should "Increase public access to shoreline areas provided that private rights, public safety and the Natural shoreline character are not adversely affected. Policy 8.6C states that the City should "Provide or encourage public access in new shoreline development." Based on State law and City policy, it is the intent of the City to require access to the water on Angle Lake as part of new development.

**AGENDA BILL PRESENTATIONS (Continued):**

**Agenda Bill #2657 (Continued):** Under the City's Shoreline/SEPA policies, new long subdivisions on Angle Lake with water frontage would be required to provide access to the water for the residents residing within the subdivision. With the proposed Subdivision Code amendment, side-by-side short plats with five to eight lots (de facto subdivisions), would be required to provide access to the water for the residents residing within the two plats. This would be consistent with the requirements for long subdivisions. The exception to this requirement in new plats is where existing residences already front on Angle Lake; water access to Angle Lake would not be required.

The proposed code change would not apply to an individual short plat of four lots or less or to any existing plats.

Principal Planner Dodge reviewed the above summary. He stated this proposal will be heard before a Hearing Examiner, with final approval by Council. Short plats of four lots or less are approved administratively.

The Planning Commission (PC) held a public hearing (PH) on May 8 and 23 with public testimonies. The PC recommended the City Council not adopt the proposed Code amendment.

Planning Director Butler stated that all property owners in the short plats would be responsible for the upkeep and safety on the road. He informed Council that this issue was brought to the City's attention by a developer's request for a subdivision and side-by-side short plats.

CM Wythe stated this item came before the Land Use & Parks (LUP) Committee and it was referred to the PC. He feels Council will not pass this Ordinance. It is the intention of the Council to provide access to the lake.

CM Brennan requested this item not be placed on the Consent Agenda.

Further Council discussion ensued on the loophole and merits of this proposal as well as the rights of private property owners.

PC Chair Linda Snider explained the PC's rationale and the good intentions of staff trying to take care of the loophole. After two PHs with public testimonies, the PC felt the staff's rationale to approve the bill was far outweighed by the rationale given by the residents of the lake to not approve the bill. The PC agreed that the Ordinance should not be passed.

**Council Consensus:** Refer to 5/23/06 RCM New Business

**CONSENT AGENDA:**

- **Approval of payroll vouchers** (check nos. 44731 - 44777) in the amount of \$306,482.77 for the period ended April 30, 2006.
- **Approval of payroll vouchers** (check nos. 44778 - 44818) in the amount of \$139,021.96 for the period ended May 15, 2006.
- **Approval of payroll electronic fund transfers** (check nos. 46719 - 46886) in the amount of \$267,619.70 for the period ended May 15, 2006.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$50,423.57 for the period ended May 15, 2006.
- **Approval of summary of \$5,000 - \$25,000 purchase requests** for the period ended May 19, 2006.

**Approval of Council Meeting Minutes:**

- **Administration & Finance Committee Meeting** held May 9, 2006.
- **Joint Public Safety & Justice and Administration & Finance Committee Meeting** held May 9, 2006.

**The following Agenda Items were considered under Agenda Bill Presentations for placement on this Consent Agenda:**

**Agenda Bill #2663**

**A Motion authorizing staff to apply for a 2007 Community Development Block Grant to make improvements to the pier at Angle Lake Park**

**Agenda Bill #2669; Ordinance #06-1012**

**An Ordinance amending the 2006 Annual City Budget for the Redemption of Local Improvement District #1 Bonds**

MOVED BY BRENNAN, SECONDED BY SHAPE TO ACCEPT THE CONSENT AGENDA AS PRESENTED.\*

**CONSENT AGENDA (Continued):**

**PUBLIC COMMENTS (related to the Consent Agenda):** There were no public comments at this time.

\*MOTION CARRIED UNANIMOUSLY.

**PUBLIC HEARING:**

**•Interim Design Standards (IDS) for the South 154<sup>th</sup> Street Light Rail Station Area – Planning**

Mayor Fisher opened the Public Hearing at 7:00 p.m.

**Staff Report:** Mr. Butler stated staff recommends continuance of the PH until the June 13, 2006 RCM. A moratorium on the South 154<sup>th</sup> Street Station Area was imposed on February 28, which will expire on August 23 unless continued by Council. Council requested staff prepare the IDS as soon as possible. The area covered by the IDS is north of SR-518, east of International Boulevard (IB), with east/west cross-streets of South 154<sup>th</sup> Street and South 152<sup>nd</sup> Street. The intent behind the IDS is to allow the existing moratorium to be lifted resulting in the application of transit-oriented development (TOD) standards from which the Station Area Plan and the Final Development Standards are being developed. Staff is two-thirds the way through the draft Station Area Plan. The current Station Area Planning project goals are to be: 1) pedestrian-friendly, 2) transit friendly, 3) mix of land uses, 4) high quality design, 5) built on strength of existing culture diversity in the neighborhood, and 6) creating a strong sense of community.

Senior Planner Scarey re-emphasized some of the aspects of the plan. He stated the major issues addressed are: 1) drive-through facilities would be prohibited from the station area or subject to conditions; 2) the current draft of the standards continues to show a prohibition on Commercial Park-and-Fly in the station area; 3) building designs are carried over from the City Center Standards; and 4) open space is carried over from the City Center Standards and is a requirement to provide open public space primarily in commercial areas. The other categories in the IDS are: street specifications, land use charts, minimum/maximum parking, circulation, site planning and building orientation and mixed-use development.

Mr. Butler continued with a process overview: IDS are scheduled for the June 13 RCM to continue the PH and Council action. This will give staff time to work on the final standards in conjunction with the Station Area Plan.

CM Brennan stated that informing parking garage owners that they cannot have a Park-and-Fly will not be accepted well. It is their property and economic development is what the City is trying to create.

CM Wythe stated he appreciates CM Brennan's attitude. However, the City has allowed parking lots with less than high standards for the land use. What the Council is attempting to do is to set a standard that will enhance the City and its' property owners. Upgrading is progress and will set high standards for development.

CM DeHan stated he is pleased to hear that staff is continuing this PH until the next RCM. He asked staff to take a look at development and re-development, so owners can improve their property.

DM Shape stated the IDS are tough as they should be but can be changed, if needed. High standards for business development are a necessity. He stated he would support the IDS on the condition the City is wide open to conciliation later on.

**Public Input:** Property owner Jerry Kingen stated he always thought the subject site had potential and his firm has invested \$5 million for inhabiting the retail area, which will attract a higher caliber tenant, such as Starbucks. The only thing that restricted his development is the Port of Seattle (POS) imposing a building height. He has explained his position through meetings with the City and other property owners. The City aspires to have high caliber development in that area. The market will dictate what works in that area. He stated an area of common interest is having Military Road, where the triangle property is, vacated and using South 152<sup>nd</sup> Street more heavily. That would give his property access off of SR-99. SR-518 needs to be changed to hook up with 32<sup>nd</sup> Avenue South as a connector between the Station Area and South 152<sup>nd</sup> Street. Mr. Kingen stated he plans to consider the property for multi-condominium development. It is important that the development is appealing to businesses. He requested that Council action be put off to later than June 13, 2006.

Mayor Fisher stated this is the way it should work, coming to common grounds. He felt sending the PH and the related Agenda Bill to the June 27, 2006 RCM would benefit both the City and the developer.

CM Shape asked Mr. Kingen if he is agreeable with this date, which he replied yes, if they continue on the same common track and it works for all involved.

**PUBLIC HEARING (Continued):**

**IDS for the South 154<sup>th</sup> Street Light Rail Station Area (Continued):** Mrs. Snider relayed the PC concerns. The subarea covered by the IDS is the area just west of SR-518 that butts up to the L-shaped property owned by the POS. The concern is that the area bordering the L-shape will be left vacant. The POS has expressed that they did not want to come any further east than they have with the L-shaped property. The boundaries for the subarea station planning are being set and it excludes that small portion that butts up against the L-shaped property. The POS Commissioners were unanimous that the western boundary should be extended to the L-shaped property. That way, that segment of the property (between South 152<sup>nd</sup> Street and SR-518) would not be left out.

CM Wythe stated the POS's intention is to use the L-shape for industrial area; Council's intention was to protect this area which is residential and would be protected by buffers that could be negotiated.

Mr. Butler explained why that segment of the property was intentionally left out of the development, as it is designated single-family zoning. He added that in the POS/City Interlocal Agreement (ILA) deals with the existing L-shaped buffering. Agreement on a buffering/screening plan needs to be done before any sort of activity on the property can be done.

CM DeHan stated, in regards to the L-shaped property, there is a lot of work being done in the transportation field on how to access/egress this property. The Washington State Department of Transportation (WSDOT) is considering the on/off access ramps from SR-518 to the City of SeaTac. This is of concern to the City as it impacts the business/residential community in SeaTac.

Mayor Fisher stated the POS spent a lot of money putting in a bike trail across the north end of the runway. If sidewalks are put in up South 154<sup>th</sup> Street, it is only one-eighth mile to connect to the Westside Trail.

Mrs. Snider, speaking as a resident, stated SeaTac has faced many different area changes in the City that were dictated by the Boundary Review Board. She stated she feels if the line between SR-518 to South 152<sup>nd</sup> Street is moved over to butt up against the L-shaped property, then the City is doing the same thing to this area. She urged the Council to take this into consideration.

Hearing no further input, Mayor Fisher continued the Public Hearing at 7:42 p.m. to the June 27 RCM.

**PUBLIC COMMENTS (related to the following Unfinished and New Business):** Marion Henry, 3208 South 198<sup>th</sup> Street, stated she lives on Angle Lake and last fall when the lake went way down, there was a runoff on Military Road which KC owns. Mrs. Henry called KC, which recommended she contact the State agency that regulates the water, which she did. The agency sent Ms. Henry a list of all the property owners on the lake who have permission to use the water to water their lawns (which is limited). Those owners not on the list are subject to fines. She would like a letter to be sent out to those owners to warn them that if they do not have a permit, they cannot use the lake water to water their lawns. She is concerned with the summer approaching, that the lake will go down again.

City Manager Craig Ward stated staff would get the list from her and contact the State agency to find out what steps the City can take to notify the property owners.

**UNFINISHED BUSINESS:**

**Agenda Bill #2664**

**A Motion authorizing the City Manager to enter into a Consultant Services Agreement between the City of SeaTac and Community Health Centers of King County (CHCKC) for startup of a School-based Student Health Center at Tyee High School (HS) Campus (This item was discussed at the May 9, 2006 RCM.)**

**Summary:** At the December 13, 2005 Special Council Meeting (SCM), Council passed a Motion to accept an offer of \$50,000 from the HSD to offset a portion of the annual cost for a SRO at Tyee HS. The Motion directed the additional revenue to be transferred to provide startup funding for a school-based health clinic at Tyee HS to match \$50,000 offered by KC. This action identified the clinic funding as a one-year pilot program and was contingent upon execution of agreements with the agencies involved. This is the first of two agreements needed in order to implement the Council action. A budget amendment is also needed.

The agreement documents the purpose for the funding and identifies the scope of services to be provided by the CHCKC. It is based on an agreement that the City has in place with CHCKC to provide medical and dental services to low-income SeaTac residents at their facility in Kent. The standard form agreement includes standard clauses for termination, discrimination, indemnification, insurance, dispute resolution, records, inspection, and protected health information.

**UNFINISHED BUSINESS (Continued):**

**Agenda Bill #2664 (Continued):** The business plan to the agreement was based on the health center opening in April 2006. With the delayed clinic opening, goals were adjusted downward by approximately five percent. The business plan was not revised to show the minor adjustment in anticipated revenues with this later start, as there would be larger offsetting reductions in expenditures, most notably, personnel and supplies.

Agenda Bill No. 2667 contains the budget amendment needed to increase the General Fund revenue and expenditure in the amount of \$50,000 resulting from this agreement and Agenda Bill No. 2667 has no effect on the year-end fund balance estimated for 2006.

Assistant City Manager Rogers reviewed the above summary. She stated that KC is planning to make a \$50,000 contribution but that action is pending their May 25 KC Council Meeting. The City's contribution is contingent on KC funding their share of the start up funds for the health clinic.

CM Brennan stated he was surprised at the Highline Times article on the HSD paying for the SRO when in fact it was the City paying for the SRO. It was revealed that all the other HSD HS, except Tyee HS, were being funded in previous years by the HSD. He had reluctantly voted on the health clinic for 2006 but would not next year.

Ms. Rogers read a portion of the agreement regarding the payment schedule, which verified the City will not pay any of the \$50,000 until KC agrees to do the same.

MOVED BY SHAPE, SECONDED BY WYTHE TO ACCEPT AGENDA BILL NO. 2664.

MOTION CARRIED UNANIMOUSLY.

**Agenda Bill #2665**

**A Motion authorizing the City Manager to enter into an Agreement between Highline School District (HSD) and City of SeaTac for a School Resource Officer (SRO) (This item was discussed at the May 9, 2006 RCM.)**

**Summary:** This Motion authorizes entry in to an Agreement between HSD and the City of SeaTac providing \$50,000 funding from the HSD for the SRO at Tyee HS and Chinook Middle School (MS).

The 2006 budget was adopted fully funding the SRO at Tyee HS. The \$50,000 revenue from HSD will offset a portion of the full \$131,803 cost of the SRO, making \$50,000 available for the commitment to the school-based health clinic at Tyee HS with no impact to the General Fund.

The agreement documents the reason for the funding and identifies the scope of services provided by the SRO. It is based on an agreement that the HSD has in place with the City of Burien. The agreement has been reviewed by and is acceptable to Police Chief Dymerski. The SRO also spends time at Chinook MS. This agreement does not commit to any additional staffing or enhancement of services at the schools. The term of the agreement is through December 31, 2006. The agreement provides for termination of the contract within 60 days written notice by either party, and in the event of early termination, the City would return to the HSD \$4,133 (1/12 of \$50,000) for each full month remaining in the 2006 calendar year.

Ms. Rogers briefed on the above summary. She added she answered Council questions at the May 9 RCM in the Council packet. Ms. Rogers further explained from 2000-2003, the City funded two SROs, one at Tyee HS and one at Chinook MS. In response to budget difficulties in 2003, the City decided it could only continue to fund one SRO and since the HSD was unable to provide funding for a second SRO for 2004-05, there has only been one SRO at Tyee HS. Because of the Tyee Campus reconfiguration into three separate HSs and some lessening of violence, the SRO has been freed up to spend some time at Chinook MS. For the 2005 budget, there was a proposed decision card to augment funding and provide a second SRO but that was not approved by the Council. This year, if the Council would approve the above agreement, for the first time since the City has been funding SROs, the City would not be paying 100 percent but would be paying 65 percent for a SRO for Tyee HS. This agreement would accept the first ever contribution of \$50,000 from the HSD for the one existing SRO at Tyee. It does not address adding a second SRO.

HSD Director of Security & Safety Tony Zeman stated all the HSD Security Officers have law enforcement background. There are a total of eight positions, two at Tyee service area on shared shifts. He further stated Tyee HS has a decrease in violence with the three new campuses with the combined effect with the SRO, the HSD Security Officers and the Campus Security Officers. The SRO program is a good program. The HSD is one of the only school districts in the State that requires law backgrounds of their security officers. The SRO also services Chinook MS with security and teaches some classes.

**UNFINISHED BUSINESS (Continued):**

**Agenda Bill #2665 (Continued):** CM DeHan clarified that his recollection of the history of the SRO, the second SRO that the City had at Chinook in 2003, the City proposed to the HSD that it would go into partnership with them. The City would fund for half the year and the SRO was only there half a year because the HSD found that they could not fund the SRO for the balance of the year. He suggested the City accept the \$50,000 from the HSD for this year and use it to defray the cost of the SRO. Mayor Fisher agreed.

MOVED BY DEHAN, SECONDED BY BRENNAN TO ACCEPT AGENDA BILL NO. 2665.

MOTION CARRIED UNANIMOUSLY.

**NEW BUSINESS:**

*(The following agenda bill number was assigned for tracking purposes. No agenda bill was created.)*

**Agenda Bill #2672; Ordinance #06-1013**

**An Ordinance providing for the submission to the qualified voters of the City of SeaTac at an election to be held on September 19, 2006 of a proposition authorizing the City to increase its regular Property Tax Levy annually for six consecutive years above the limit established in the Revised Code of Washington (RCW) 84.55.010**

CM DeHan stated he feels that the Council, public and staff are in agreement that this is the right thing to do and put this Ordinance in front of the voters. His reasoning for bringing this back is to see if it can be clearer and understandable by the voting public. There are some minor proposed changes to the Ordinance, which would primarily change it from emergency facilities to emergency services.

MOVED BY DEHAN, SECONDED BY BRENNAN TO ADOPT ORDINANCE NO. 06-1013 CONCERNING AN INCREASE IN THE CITY'S REGULAR PROPERTY TAX LEVY FOR FIRE PROTECTION AND EMERGENCY SERVICES PURPOSES AND CHANGING LANGUAGE FROM "...TO PROVIDE FUNDS TO OPERATE, EQUIP, AND CONSTRUCT FIRE PROTECTION AND EMERGENCY FACILITIES" TO READ "...TO PROVIDE FUNDS TO OPERATE, EQUIP, AND CONSTRUCT FACILITIES FOR FIRE PROTECTION AND EMERGENCY SERVICES".\*

Council comments ensued regarding the clarification of the use of the funding in the revised Ordinance.

Fire Chief Meyer stated he agrees with the new Ordinance and the revised language for clarification for the voters.

CM Brennan stated this is the only way to bring the SeaTac Fire Department into the 21<sup>st</sup> Century. He expounded on the history of the Fire Department and the need for upgrading the department, with input from Fire Chief Meyer.

\*MOTION CARRIED UNANIMOUSLY.

*(The following agenda bill number was assigned for tracking purposes. No agenda bill was created.)*

**Agenda Bill #2671; Ordinance #06-1014**

**An Ordinance repealing Ordinance No. 06-1010**

City Attorney Mirante Bartolo stated this Ordinance repeals Ordinance No. 06-1010.

MOVED BY DEHAN, SECONDED BY T. ANDERSON TO ADOPT ORDINANCE NO. 06-1014 REPEALING ORDINANCE NO. 06-1010.

MOTION CARRIED UNANIMOUSLY.

**Agenda Bill #2657; Ordinance #06-1015**

**An Ordinance adding a new Section 14.10.015 to the SeaTac Municipal Code, requiring private access to the water in side-by-side short plats with water frontage on Angle Lake**

MOVED BY SHAPE, SECONDED BY BRENNAN TO NOT ADOPT ORDINANCE NO. 06-1015.

MOTION CARRIED UNANIMOUSLY.

**CITY MANAGER'S COMMENTS:** City Manager Ward had the following items of business: 1) the Parks and Recreation staff have established June 15 at 10:00 a.m. for the South 188<sup>th</sup> Street Tunnel Art Dedication; and 2) June 24 has been scheduled for the Japanese Garden Dedication; and 3) June 23-25 is planned for the City's Annual International Festival with the parade on June 24 starting at 10:30 a.m.

**COUNCIL COMMENTS:** CM T. Anderson distributed a flyer stating the Tyee's Distributive Education Club of America (DECA) students are collecting reusable clothing and household items on May 23 through June 22 to raise money for DECA'S International Aid Project.

DM Shape stated last week at the Puget Sound Regional Council (PSRC) Meeting, the committee received a briefing on the "Transit Now" program which is KC Executive Ron Sims' program to increase the transit throughout KC. His idea is if the voters pass this new tax in November 2006, new buses would be purchased to make the stops more frequent and benefiting SeaTac would be a route running from Federal Way to the South 154<sup>th</sup> Street Station with a stop at the South 176<sup>th</sup> Street Station. This will be called a Bus Rapid Transit (BRT) route with a stop every 10 minutes as well as new shelters along the route.

Mayor Fisher stated City Manager Ward and he attended a Disaster Restoration Conference in New Orleans. The hurricane tours ran through abandoned neighborhoods. The citizens of New Orleans are not only mad at Mayor Naygon, but the government and FEMA blamed the Corps of Engineers for the blunders in the levy rebuild work. The time spent was a real education in disaster recovery. He added that SeaTac is more prepared than any jurisdiction in that disaster region.

**RECESSED:** Mayor Fisher recessed the Regular Council Meeting to an Executive Session on Personnel Issues for 15 minutes at 8:35 p.m.

**EXECUTIVE SESSION: Personnel Issues (15 minutes)**

**RECONVENED:** Mayor Fisher reconvened the Regular Council Meeting at 8:50 p.m.

**ADJOURNMENT:**

MOVED BY DEHAN, SECONDED BY BRENNAN TO ADJOURN THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 8:51 P.M.

MOTION CARRIED UNANIMOUSLY.

---

Gene Fisher, Mayor

---

Judith L. Cary, City Clerk