

SEATAC CITY COUNCIL REGULAR MEETING MINUTES

June 26, 2007
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 6:11 p.m.

COUNCIL PRESENT: Mayor Gene Fisher, Deputy Mayor Ralph Shape, Councilmembers Anthony (Tony) Anderson, Chris Wythe, Terry Anderson, Joe Brennan, and Don DeHan.

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

ADMINISTRATIVE STAFF: City Manager Craig Ward, Assistant City Manager (ACM) Tina Rogers, City Attorney Mary Mirante Bartolo, City Clerk Judith Cary, Deputy City Clerk Kristina Gregg, Human Services Coordinator Brandt-Schluter, Community Advocate Chris Peterson, Public Works (PW) Director Dale Schroeder, City Engineer Gut, Building Official Gary Schenk, Fire Chief Bob Meyer, and Chief of Police Services Jim Graddon.

PRESENTATIONS:

●**Key to the City to retiring City Clerk Judith Cary**

Mayor Fisher presented Ms. Cary with a Key to the City in appreciation of her 17+ years of service to the City.

●**Key to the City of SeaTac to Dick Jordan for his volunteer service to the City**

Mayor Fisher presented Mr. Jordan with a Key to the City for his service on the Planning Commission (PC).

●**Council Confirmation of Mayoral Appointment of Cheryl Forbes as an Alternate Member to the Human Services Advisory Committee and the Re-appointment of Peter Kiewit IV to the Library Advisory Committee**
MOVED BY DEHAN, SECONDED BY SHAPE TO CONFIRM MAYORAL APPOINTMENT OF CHERYL FORBES AS AN ALTERNATE MEMBER TO THE HUMAN SERVICES ADVISORY COMMITTEE AND RE-APPOINTMENT OF PETER KIEWIT IV TO THE LIBRARY ADVISORY COMMITTEE.

MOTION CARRIED UNANIMOUSLY.

●**Steppin' Out Against Domestic Violence (DV) Walk-a-thon Fundraising**

Community Advocate Peterson stated the 2nd Annual Steppin' Out to Stop DV Walk-a-thon in support of children and families experiencing domestic violence in the community will be held at the Fort Dent Park in Tukwila, October 6, 2007.

South King County (SKC) Community Network Board Member and Steppin' Out to Stop Domestic Violence Project Manager Kerry Wade stated the walk was started to bring the seven DV Task Forces together. She encouraged the Council to support this event by walking or by spreading awareness for the cause.

Councilmember (CM) A. Anderson suggested the Council attend the event.

PUBLIC COMMENTS (at the beginning of the meeting): There were no public comments.

SUSPENSION OF THE RULES:

MOVED BY SHAPE, SECONDED BY DEHAN TO SUSPEND THE RULES TO BRING FORWARD THE PUBLIC HEARING AND COUNCIL ACTION RELATED TO AGENDA BILL NO. 2815.

MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING (PH):

●**Ten-Year Transportation Improvement Program (TIP) for 2008 – 2017 – PW**

Mayor Fisher opened the PH at 6:26 p.m.

City Engineer Gut presented the Annual TIP. The TIP has been to the PC and the Transportation & Public Works (T&PW) Committee.

He focused on the first two years as outlined in the summary below. Funding challenges will be addressed during the 2008 Budget process.

CM DeHan commented on the TIP and the challenge to fund the projects.

Mayor Fisher closed the PH at 6:42 p.m.

NEW BUSINESS:

Agenda Bill #2815; Resolution #07-010 adopting the Ten-Year TIP for 2008 – 2017

Summary: Annually, the City is required to review its TIP. This review is to include a PH and formal adoption of the program by the City Council.

Revised Code of Washington (RCW) 35.77.010 requires the City to adopt a minimum Six-Year TIP to include arterial street construction. Also, the Growth Management Act (GMA), Chapter 36.70A RCW, similarly requires City adoption of a comprehensive TIP to include a section that lists planned arterial street construction. At this time, the funding distribution and scheduling of projects beyond the first two years is tentative.

There are a number of sources for financing TIP projects including local tax and mitigation fee, State gas tax and grants, and Federal grants. Adoption of the TIP does not obligate the City to expend any money.

The adoption of a TIP must be approved and submitted to the Washington State Department of Transportation (WSDOT) within 30 days after adoption. Failure to adopt a plan could result in gas tax revenues being withheld until a plan is submitted.

MOVED BY DEHAN, SECONDED BY SHAPE TO PASS RESOLUTION NO. 07-010.

MOTION CARRIED UNANIMOUSLY.

DISCUSSION ITEM:

•Summary of \$5,000 - \$25,000 Purchase Requests for the period ended June 22, 2007

City Manager Ward reviewed the following requests:

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Southwest King County (KC) Economic Development (ED) Initiative's Business Attraction Program	City Manager's Office (CMO)	\$7,500	\$7,500	\$7,500
Pavement Rating Services	PW	\$19,000	\$19,000	\$18,835
Office Furniture	CMO	\$9,122	\$9,122	\$8,255
Para los Niños Summer Program	CMO	\$5,000	\$5,000	\$5,000
Station Area Development Incentives Consultant Contract	Planning	\$14,000	\$14,000	\$14,000

Council consensus: referred to the 06/26/07 RCM Consent Agenda

AGENDA BILL PRESENTATIONS:

Agenda Bill #2804 – A Resolution amending the Schedule of License Fees, Permit Fees, and Other Fees and Charges for City Services

Summary: Changes in the Fee Schedule are needed periodically to reflect changes in codes and in the cost of providing services to the public.

The following changes are proposed to the City fee schedule:

- 1) **Audio / Video recordings:** Staff has researched DVD fees other cities charge for CDs/DVDs. While most cities charge less for CDs/DVDs, Puget Sound Access (PSA), who video tape the City Council Meetings, charge \$20 per DVD and Municipal Courts charge \$20 per CD. Staff felt it made sense to have all departments charge the same for CDs and DVDs. Staff is proposing \$20.00 per CD/DVD. This fee is also reflected under Geographic Information Systems (GIS) and Municipal Court.
- 2) **Planning and Community Development:**
 - a) Separate Lot Determination, minimum staff fee, is proposed to increase to \$200 from \$100 due to the staff time required for this type of review.
 - b) Site Plan Review Permit, additions or changes to paved areas or circulation, is proposed to decrease from \$400 to \$200 as this type of review does not take as much staff time.
- 3) **PW Transportation Impact Fees:** The rate per p.m. peak trips was increased from \$773 to \$1,020 per Ordinance No. 02-1041 but was never amended on the fee schedule.

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #2804 (Continued):

- 4) **Parks & Recreation (P&R):** Synthetic Turf Fields have been added at \$20 per hour for youth and \$65 per hour for adult.
- 5) **Housekeeping items:** Several minor items have been deleted, revised, or added to reflect current procedures.

Deputy City Clerk Gregg reviewed the above summary.

Council consensus: referred to the 06/26/07 RCM Consent Agenda

Agenda Bill #2819 – An Ordinance related to Buildings and Construction, amending Chapter 13.110 and Sections 13.160.010, 13.150.010, 13.170.010, 13.210.010, 13.220.010, and 13.230.010 of the SeaTac Municipal Code (SMC)

Summary: This Ordinance updates portions of SMC Title 13 to reflect changes made to the Washington State Building and Fire Codes whereby the latest adopted versions of the International and Uniform Codes are updated to the 2006 versions.

The International Building Codes (Building, Fire, Residential, Mechanical, Property Maintenance, Performance, Existing Building, Energy, Ventilation and Indoor Air Quality, and the Uniform Plumbing Codes) have been updated to the most current versions. The City must adopt these codes as mandated by the Washington State Building Code Council with as few local modifications as possible. The proposed changes are mostly to correct some numerical identification and insert the most recent versions of the publications. An added section under the International Residential Code mandates that crawl spaces be provided with a means for passive drainage in order to prevent the accumulation of water. Such preventative measures are much easier to plan for in the footing stage of the project than to wait until the end in order to figure out a solution to standing water in the crawl space. Other changes involving the deletion of the language of Section R105.2 was done because the code has changed to reflect the modifications which were added during the adoption of the previous code change Ordinance.

The new versions must be enforced by all cities and counties pursuant to State law and shall become effective on July 1, 2007. Ordinarily, this Ordinance would be effective five days after passage and publication, which would mean that the effective date would occur after July 1, 2007. Therefore, pursuant to RCW 35A.12.130, this Ordinance contains an emergency clause which would allow the Ordinance to be effective July 1, 2007.

PW Building Official Schenk briefed Council on the above summary, explaining the need for the various updates to correspond with the International and Uniform Codes.

Council consensus: referred to the 06/26/07 RCM Consent Agenda

Agenda Bill #2812 – A Motion authorizing the City Manager to enter into a Contract with Western Asphalt Paving Company, Inc. for construction of the 2007 Annual Overlay Project

Summary: This project was advertised from June 6 to June 20, 2007 to solicit bids. The bid opening took place on June 20 and seven bids were received. The Engineer's opinion of probable construction cost was \$400,595.00. Western Asphalt Paving Company, Inc. submitted the low bid at \$302,053.60.

This contract is for services related to pavement repair, asphalt overlay, and pavement markings of approximately 4,155 lineal feet of City streets. This contract will provide work at the following locations:

- A. South 136th Street – 24th Avenue South to Des Moines Memorial Drive (DMMD) South
- B. South 182nd Street – 39th Avenue South to 42nd Avenue South
- C. 28th Avenue South – South 188th Street to Port of Seattle (POS)south property line

This contractor has worked for the City of SeaTac previously and has performed satisfactorily.

It is recommended that City Council approve the Motion authorizing the City Manager to execute a contract to include all bid schedules with Western Asphalt Paving Company, Inc. for \$302,053.60 and authorize a 10% contingency of \$30,205.36 for a contract budget of \$332,258.96 and a total project budget of \$337,258.96.

The project expenditures will be as follows:

Overlay Contract	\$302,053.60
Contingency (10%)	\$30,205.36
Materials Testing Services (<i>estimate</i>)	<u>\$5,000.00</u>
Total Project Budget	\$337,258.96

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #2812 (Continued):

This project will be funded as follows:

#102.000.11.595.30.63.086 Street Overlays	\$424,717.87
Reimbursement for Utility Adjustments	<u>\$9,680.00</u>
Total Funding Available	\$434,397.87

The current balance in BARS #102.000.11.595.30.63.086 is \$424,717.87.

PW Director Schroeder briefed Council on the above summary.

CM T. Anderson questioned the work to be done. Her concern was for the patches. Mr. Schroeder stated the square cut patching is done prior to the overlay process.

CM Wythe commented the roads in SeaTac are in good condition as compared to other Cities.

Council consensus: referred to the 06/26/07 RCM Consent Agenda

Agenda Bill #2811 – An Ordinance adopting a new Section 9.05.100 of the SeaTac Municipal Code (SMC) related to the use of Compression Brakes

Summary: The City has received complaints about the use of compression brakes on trucks that travel within the City due to the amount of noise this type of braking system creates. Staff reviewed the Municipal Codes of various KC jurisdictions, and most prohibit the use of unmuffled compression brakes within their City limits.

This Ordinance prohibits the use of unmuffled compression brakes within the City limits. Violation of this Ordinance would be a traffic infraction, with a \$175.00 penalty. However, this Ordinance does not apply to the use of compression brakes on emergency vehicles (such as fire trucks), and in emergency situations when necessary to protect persons and/or property.

The proposed effective date for this Ordinance is January 1, 2008, which would allow the PW Department to install appropriate signage prior to the Ordinance taking effect.

There will be a nominal cost to install appropriate signage.

PW Director Schroeder briefed on the above summary.

Council consensus: referred to the 06/26/07 RCM Consent Agenda

Agenda Bill #2818 – A Motion authorizing the City Manager to enter into an Agreement with Washington State Department of Transportation (WSDOT) to accept grant funding to support the City's Commute Trip Reduction (CTR) Program

Summary: The City of SeaTac is eligible to receive funding through WSDOT, continuing implementation of the City's CTR plans and programs for a two-year period from July 1, 2007 to June 30, 2009.

The Agreement provides \$34,274.40 for the first year to the City to develop Ordinances, plans and programs to reduce Vehicle Miles Traveled (VMT) and Single Occupant Vehicle (SOV) commute trips and thereby reduce vehicle-related air pollution, traffic congestion and energy use. The City and County have entered into similar agreements since 1993.

It is recommended that the Mayor and City Council move to authorize the City Manager to execute an agreement with WSDOT enabling the City to receive CTR grant funds.

Entering into this agreement with WSDOT will provide \$34,274.40 of funding to continue the City's CTR Program. This program is 65% grant funded; the remaining 35% is funded in the Arterial Street Fund (102).

PW Director Schroeder briefed on the above summary.

Council consensus: referred to the 06/26/07 RCM Consent Agenda

Agenda Bill #2805 – A Motion authorizing the City Manager to contact the City of Tukwila, and if the City of Tukwila is willing, to jointly select a Consultant for the purpose of determining the advisability of a Consolidated Fire Service

Summary: A regional approach to the delivery of public safety has long been considered an effective and efficient alternative to the parochial approach provided by small municipalities. Where adopted, this approach has worked well in both fire safety and police services.

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #2805 (Continued): Of the cities surrounding SeaTac, only Tukwila has its own fire service. For Burien, Normandy Park, and/or Des Moines to enter into this study, they would need to first annex their respective fire districts. This may be a future consideration, but is premature at this time.

This study should be jointly funded by SeaTac and Tukwila, and the consultant, the cost, and the scope of work need to be approved by both City Councils prior to implementation. The scope of the study should include station location that will not exceed our current response time using past and projected dispatch data, projected costs compared to existing costs, growth management considerations regarding projected residential and business densities, existing and recommended assets, existing and recommended staffing levels, funding options, governance options, and such other items as may be deemed necessary for successful implementation of a regional fire service.

There is no cost associated with this agenda bill other than staff time to select a consultant. Any future costs would be approved by the Council and shared with Tukwila.

CM DeHan briefed Council on the above summary.

CM Brennan requested this item be placed under New Business.

Council consensus: referred to the 06/26/07 RCM New Business

CONSENT AGENDA:

- **Approval of claims vouchers** (check nos. 76169 – 76362) in the amount of \$1,395,365.62 for the period ended June 21, 2007.
- **Approval of payroll vouchers** (check nos. 45889 - 45925) in the amount of \$191,385.32 for the period ended June 15, 2007.
- **Approval of payroll electronic fund transfers** (check nos. 51234 - 51406) in the amount of \$370,142.69 for the period ended June 15, 2007.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$67,209.84 for the period ended June 15, 2007.
- **Summary of \$5,000 - \$25,000 Purchase Requests** for the period ended June 22, 2007.

Approval of Council Meeting Minutes:

- **Administration & Finance Committee Meeting** held June 12, 2007.
- **Public Safety & Justice Committee Meeting** held June 12, 2007.
- **Council Workshop** held June 12, 2007.

Agenda Items reviewed under Agenda Bill Presentations recommended for placement on this Consent Agenda:

Agenda Bill #2804; Resolution #07-011 amending the Schedule of License Fees, Permit Fees, and Other Fees and Charges for City Services

Agenda Bill #2819; Ordinance #07-1012 related to Buildings and Construction, amending Chapter 13.110 and Sections 13.160.010, 13.150.010, 13.170.010, 13.210.010, 13.220.010, and 13.230.010 of the SeaTac Municipal Code

Agenda Bill #2812; Motion authorizing the City Manager to enter into a Contract with Western Asphalt Paving Company, Inc. for construction of the 2007 Annual Overlay Project

Agenda Bill #2811; Ordinance #07-1013 adopting a new Section 9.05.100 of the SeaTac Municipal Code related to the use of Compression Brakes

Agenda Bill #2818; Motion authorizing the City Manager to enter into an Agreement with Washington State Department of Transportation to accept grant funding to support the City's Commute Trip Reduction Program

MOVED BY DEHAN, SECONDED BY T. ANDERSON, TO ACCEPT THE CONSENT AGENDA AS PRESENTED.*

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

*MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENTS (related to the following Unfinished and New Business): There were no public comments.

UNFINISHED BUSINESS: There were no unfinished business items.

NEW BUSINESS:

Agenda Bill #2805; Motion authorizing the City Manager to contact the City of Tukwila, and if the City of Tukwila is willing, to jointly select a Consultant for the purpose of determining the advisability of a Consolidated Fire Service

CM DeHan reiterated the agenda bill summary.

CM T. Anderson stated the cost of the project should be established before SeaTac commits to Tukwila. This item should be discussed during the 2008 Budget process.

CM A. Anderson stated a letter from the Firefighters (FFs) points out their concerns. He proposed these issues be considered when, and if, Tukwila does want to join SeaTac in this study.

DM Shape stated he opposes this issue and does not feel the City is ready for this study at this time. North Highline should also be considered. He stated he feels the City should have discussion with Tukwila before hiring a consultant.

CM DeHan stated the letter from the FFs requests the City consider many issues when looking at a consolidated regional fire service. This agenda bill proposes to answer one of the questions. If the City does not take a step, this will be debated far into the future. One answer now will help the Council with any future decisions.

CM Wythe stated there has always been discussion about closing the Riverton Heights Fire Station. However, that would mean a reduction in service to the area, including his home. He stated he intends to vote in favor of this agenda bill but will not agree to reducing service to this area.

MOVED BY DEHAN, SECONDED BY A. ANDERSON TO PASS AGENDA BILL #2805.

MOTION CARRIED WITH T. ANDERSON AND SHAPE VOTING NO.

PUBLIC COMMENTS (related to agenda bill #2805):

Scott Gogin requested clarification as to the two previous studies conducted. Fire Chief Meyer stated the studies were done in 1993 and 1997. CM DeHan stated the first study was done because there was a proposal that SeaTac take a look at a two-station delivery platform for services in the City and it was determined from that study that the three-station system was best. A Fire Facility Study was done to decide what SeaTac wanted the services to look like in the future when the City becomes more populous. Chief Meyer stated there have been two internal studies conducted also.

CITY MANAGER'S COMMENTS: City Manager Ward had the following items: 1) June 27 at the SeaTac Community Center (STCC) - open house on the North Arterial Roadway Project; 2) June 28 - charter review meeting with KC at 6:30 p.m.; 3) June 29 - City Clerk Cary's retirement party at 3:30p.m.; 4) reminder that the City has a firework ban; 5) July 4 - City Hall closed; 6) July 4 - fireworks show at Angle Lake Park sponsored by the Angle Lake Shore and Manor Clubs and the City; 7) Sunday's in July - Music in the Park from 5:00 to 6:30 p.m. at Angle Lake Park; and 8) July 13 and July 27 - Theatre in the Park at 7 p.m. at Angle Lake Park.

COUNCIL COMMENTS: CM T. Anderson stated July 8 is the Dreamliner dedication in Everett. Mayor Shape, DM Fisher, and CMs A. Anderson, DeHan and she will be attending.

DM Shape reported on the Suburban Cities Association (SCA) Public Issues Committee Meeting held last week. They decided they did not have enough information to support the Emergency Medical Services (EMS) Levy so they postponed the issue for another month, pending KC decision. He also thanked everyone involved with the International Festival, which was a great success.

Upon a request by CM T. Anderson, Chief Meyers reported on the KC Council Meeting held June 25 regarding the EMS Levy. The KC Council postponed the item until next Monday. There are three Ordinances, two on the levy rate and one on the Financial Policies Committee. It was requested to be delayed so the Budget Committee can pass the Ordinance proposed for the financial policies.

Chief Graddon reported on a major investigation that occurred with the Cities of SeaTac and Des Moines in the area of South 216th Street from International Boulevard (IB) to I-5. It was a very successful operation with many arrests made.

Council stated their appreciation of City Clerk Cary for her years of service.

EXECUTIVE SESSION: There was no Executive Session.

ADJOURNMENT:

MOVED BY WYTHE, SECONDED BY DEHAN, TO ADJOURN THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 7:47 P.M.

MOTION CARRIED UNANIMOUSLY.

Gene Fisher, Mayor

Judith L. Cary, City Clerk