

SEATAC CITY COUNCIL REGULAR MEETING MINUTES

October 10, 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 6:04 p.m.

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

ADMINISTRATIVE STAFF: City Manager Craig Ward, Assistant City Manager Tina Rogers, City Attorney Mary Mirante Bartolo, City Clerk Judith Cary, Recreation Services Coordinator Marlon Olson, Assistant Parks & Recreation Director Lawrence Ellis, Human Resources Director Steve Mahaffey, Public Works Director Dale Schroeder, Assistant City Attorney Julia Yoon, Senior Assistant City Attorney Mark Johnsen, Fire Chief Bob Meyer, and Police Chief Greg Dymerski.

FLAG SALUTE: Councilmember (CM) Wythe led the Council, audience and staff in the Pledge of Allegiance.

PUBLIC COMMENTS: Jeffery Wells, 16425 48th Avenue South, encouraged more police patrol in his neighborhood in the east side of McMicken Heights and stronger prosecution when criminals are caught. He detailed some of the theft and break-ins that are happening. Mayor Fisher directed Mr. Wells to Police Chief Dymerski to discuss the situation.

Joseph Tover, American Planning Association member, Washington Chapter, 530 Dayton Street, Edmonds, WA, spoke in opposition of Initiative (I)-933, the Property Fairness Initiative. He stated the Association of Washington Cities (AWC) also opposes the measure. He distributed information on I-933 for Council review. He briefed on States that have passed or have not passed such a measure and the various ramifications if the measure passes. Mr. Tover presented a slide show on the issue and urged the Council to vote no.

PRESENTATIONS:

●2006 Fine Art Exhibit Winners

Recreation Services Coordinator Olson thanked the Council for its support of the Fine Art Program. This is the 10th year the City has exhibited outstanding artwork from local and regional artists. The City currently owns 88 pieces of art/photography located throughout City Hall, the SeaTac Community Center, and the Maintenance Facility. The artwork was juried by Seattle Christian High School (HS) Art Director Ann Proctor, Highline HS Art Instructor Lisa Bade and Moshier Art Center Art Specialist Gina Kallman.

Mr. Olson introduced the following artists and their award-winning artwork

*Joan Treat	“Warlords”
*Emily Barronian	“Packwood Lake” and “Apres Ski”
Paul Glasoe	“Rogue River Fall II”
Tove PisaRelle	“Still Life”, A Triptych

*were not in attendance.

Tove PisaRelle detailed her oil artwork, “Still Life”, a second piece the City has purchased from this artist. This artwork is known as a triptych. She explained how she created this piece, unusual for her style. The art is a three-panel display of fruit. She thanked the Council for sponsoring this program.

Paul Glasoe thanked the Council for sponsoring this program and purchasing selected art. He presented his artwork, “Rogue River Fall II”, a watercolor, best seen close up. He used his attraction to this Oregon river surrounded with fall colors.

●Puget Sound Access (PSA) Update

The team of Puget Sound Access Executive Director Keri Stokstad and SeaTac’s representative to PSA Mark Siegel presented a video of multi-award winning PSA, a medium of cable television aired on Channel 77, a digital system, servicing 65,000 households within the King County (KC) area. PSA is a nonprofit community service offered to the citizens of Auburn, SeaTac, Burien, Kent, Renton and Tukwila. PSA provides a facility for technical assistance to the communities who want to become certified in television programming. The services include training, studio production classes, camera use and postproduction editing. PSA is an all-digital station with a two-day checkout of equipment. There is a \$40 yearly fee for using the equipment; and access to production facilitators. PSA contracts with the Cities of South (S)KC to provide community access that reflects happenings in the local area. Many of the Cities have thriving access centers in their City and have chosen PSA to provide

PRESENTATIONS (Continued):

PSA Update (Continued): training, education and community involvement for their residents. The facility belongs to the various Cities and the public is encouraged to use the space. The station airs 24/7 service of events and six hours a day programs from the Cities. The programs are divided into categories such as Monday night is civic affairs, Tuesday is a sports night, spiritual programming, arts and entertainment and so forth. During the prime time slots (evening hours) first run programs are aired with repeats during the week. PSA also has an On Demand service by going to their web site and watching the programs at anytime. There is a service for candidate statements up to ten minutes in length. PSA shares Channel 77 with Seattle. View specific news on PSA's web page at www.pugetsoundaccess.org. The City may want to air their programming on Channel 77, as well as their own Channel 21, to reach different audiences.

●Human Relations Advisory Committee Annual Report

Human Relations Advisory Committee Chair Lawrence Ellis spoke as a resident in the City and a member of this committee. This past year the committee has struggled with establishing identity and reaching attainable goals with the shortage of two of its five members. Citizens of SeaTac's diverse community were invited to their meetings to relay ideas for how the City can assist them in their new environment. They shared stories from their homeland to their current environment. To obtain more project ideas, the committee invited regional Human Services Committees that are very active with Human Services needs.

Mr. Ellis suggested combining Human Relations and Human Services Committees into one committee. He felt these two committees have similar mission statements and agendas. Both committees are reaching out to the community to serve them better and joining forces would only strengthen this goal.

Within the last month, the committee has gained some headway on what projects and ideas for the future might be: Coordinate a day event to celebrate "Ethnic" holidays, such as Cinco de Mayo; conduct a student writing contest on a specific ethnic holiday and its tradition; lead a book drive; collaborate with the local schools; donate time to Habitat for Humanities within the local area when it comes to SeaTac; man a booth at the International Festival and perhaps recruit more people for the committee; and become more active with the community, in general. The committee feels these types of projects would educate people about the different cultures and get insight into the diverse customs of nationalities.

Human Services Director Mahaffey stated ads have been placed in the Highline Times, SeaTac Report, and the SeaTac Community Center, and through Council, as well.

CM Brennan also suggested combining the Human Relations and Human Services Committees. Mr. Ellis and Mr. Mahaffey stated this concept for such action has been discussed due to the low census of each committee. The City is very diverse in nationalities and backgrounds but no situation(s) or concerns have been brought to the committees for possible support to the community.

●Civil Service Commission Annual Report

Human Resources Director Mahaffey explained the role and responsibilities of the Civil Service Commission. Every City is required by the State of Washington to develop rules for the personnel administration of its Fire and Police Department (SeaTac contracts with King Council Sheriff's Office). The basic mission of the commission is to ensure that the hiring, promotion, transfer, reinstatement and all personnel actions are handled appropriately.

The City has been fortunate to have three outstanding members of the community serve on the commission: Arthur Thompson, Chair, has served on the commission since 1998; Richard Jordan joined the commission in June 2004 and Linda Snider joined the commission in December 2004. The City's Human Resources Director serves as the Secretary / Chief Examiner for the commission and is responsible for the competitive selection process for entry level and promotional examinations in the Fire Department as well as the administration of the personnel system.

AGENDA BILL PRESENTATIONS:

Agenda Bill #2714 – An Ordinance amending the Classification and Compensation Plan for Non-represented Employees of the City to provide a Cost of Living Allowance (COLA) for 2007

Summary: This Ordinance provides a COLA increase of 95 percent of the June-to-June Consumer Price Index (CPI), Seattle-Tacoma-Bremerton index (4.37 percent) effective January 1, 2007 to non-represented employees of the City of SeaTac. This increase is the same as the increase that will be provided to members of the American Federation of State, County and Municipal Employees (AFSCME), Local 3830 in 2007 under the terms of the current collective bargaining agreement. In 1993, the SeaTac City Council established a policy of providing the same COLA increase to both AFSCME and non-represented employees. Providing 95 percent of the CPI is an

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #2714 (Continued): increase from past years in which 90 percent of the CPI had been provided. The increase from 90 to 95 percent of the CPI was given because non-represented employees, as well as AFSCME employees pay a significant amount toward the cost of their medical insurance. The contribution paid towards medical insurance in 2007 by both non-represented and AFSCME employees will increase by eight percent.

The budget impact of the proposed COLA is approximately \$164,855. The cost of the COLA is budgeted in the proposed 2007 City budget.

Human Resources Director Mahaffey reviewed with Council the above summary.

Council consensus: Referred to the 10/10/06 RCM Consent Agenda

Agenda Bill #2708 – A Motion authorizing the execution of an Interlocal Agreement (ILA) among participating jurisdictions within the Green/Duwamish and Central Puget Sound Watershed Resource Inventory Area (WRIA-9)

Summary: Executing the ILA will commit SeaTac to its financial share of funding the watershed staff for nine years (through 2015). The City's funds, along with the funding shares from 16 other participating Cities and KC, will fund a watershed staff whose charge is to conduct meetings of the watershed forum, foster cooperation and coordination of the watershed programs among the parties, provide a mechanism for implementing projects, securing grants within the watershed, and provide a mechanism for consistent policies, procedures and watershed regulations among the parties.

Entering into the ILA will commit the City to a cost share for 2007 of \$15,692. A total of \$16,000 has been tentatively budgeted for 2007. The cost share is subject to yearly adjustment for inflation.

Public Works (PW) Director Schroeder stated this Motion would authorize SeaTac's continuation of its six-year participation in WRIA-9 Forum. WRIA-9 is a large watershed in SKC. Mr. Schroeder introduced KC Public Outreach Coordinator Dennis Clark.

Mr. Clark stated he is part of a four-person team that works for the 16 local governments and KC. He detailed the purpose and accomplishment of the WRIA-9 and summarized the contents of the new ILA, which would codify continued cooperation over the next nine years. One year ago, Mr. Clark had discussed with Council improving the watershed for the salmon habitat plan. At that time, Council approved the ILA. Now the team is at the point of moving forward with implementing the recommendations of the plan. A number of small streams in SeaTac hold fish and drain to the east and west. The water quality shapes the lives of the fish and indirectly affects the quality of habitat and water in Puget Sound and the Green/Duwamish River. Collaborations in WRIA-9 since 1998 focused on two things: 1) create the plan, which has been completed, and 2) gradually marshal resources to address the high priority aquatic habitat needs. The plan has been submitted to Federal government and makes WRIA-9 part of the recovery plan for Chinook Salmon. Mr. Clark outlined the areas of improvements to the habitat and projects planned for the future. The new ILA's financially support the four-person team working for the partners to carry out the recommendations of the plan, such as: 1) grant writing of \$2 million to receive funds from Federal, State and other local grantors, 2) policies and programs in which the Cities have a significant role, 3) Puget Sound initiatives that are helpful for WRIA-9 to be participating in so the prospectus of WRIA-9 watershed are carried forward, and 4) the ILA also provides a forum for decision making on key watershed activities.

Mr. Clark clarified that the ILA does not pay for all the recommendations in the Salmon habitat plan, which cost millions of dollars. The ILA simply pays for the staff to keep moving plans forward to obtain outside funding and coordination to get the projects done. It also does not pay for the essential City programs, such as storm water management, roads, and ground maintenance. These are done already by the Cities and are essential for protecting water quality and salmon habitat. The ILA does not pose any fiscal liabilities on the Cities. WRIA-9 has received over \$8 millions from the State Salmon Recovery Funding Board over the last six years and that is largely due to the partnership amplified by the ILA. SeaTac would pay approximately \$15,000 in 2007 to support this effort. In contrast, while developing the plan, additional staff was hired and the contribution was approximately \$20,000. Mr. Clark explained the distribution of funding by the Cities, adding the assessed value of SeaTac did not include the Port of Seattle (POS) property in SeaTac. The cost of this nine-year ILA may vary annually. However, the ILA states the City has the option of opting out at anytime it feels SeaTac is not getting its money's worth.

CM DeHan, Transportation & Public Works (T&PW) Committee Chair, stated this item came before the committee on September 26 and was recommend for Council approval. He added he is pleased to hear the POS is

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #2708 (Continued): not in SeaTac's assessed value but questioned whether the KC Airport was included.

Mr. Clark stated he would obtain that information.

CM DeHan clarified that the City's assessed valuation with the POS Airport has to do with the ground airport zone but also the airline operation; and it does not seem right that the City would be assessed based on any business operation at the airport as opposed to actual real estate functions in the City.

Council discussion ensued regarding the cost-sharing formula since SeaTac's cost is higher than other local Cities. Mr. Clark explained the formula.

CM Brennan stated he is a member of the WRIA-9 Forum. He mentioned that one of the early benefits of WRIA-9 is the protection the City gets if the habitat is disturbed. The liability is taken over by KC and the US Corp of Engineers.

Mr. Clark stated the Endangered Species Act (ESA) protects the Chinook Salmon, which are not found in SeaTac waters.

Council consensus: Referred to the 10/10/06 RCM Consent Agenda

CONSENT AGENDA:

- **Approval of claims vouchers** (check nos. 73014 - 73199) in the amount of \$376,049.78 for the period ended October 5, 2006.
- **Approval of payroll vouchers** (check nos. 45217 - 45261) in the amount of \$324,730.45 for the period ended September 30, 2006.
- **Approval of payroll electronic fund transfers** (check nos. 48301 - 48477) in the amount of \$272,912.87 for the period ended September 30, 2006.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$53,513.39 for the period ended September 30, 2006.

Approval of Council Meeting Minutes:

- **Regular Council Meeting** held September 12, 2006.
- **Council Budget Workshop 2** held September 25, 2006.
- **Transportation & Public Works Committee Meeting** held September 26, 2006.

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

Agenda Bill #2714; Ordinance #06-1022

An Ordinance amending the Classification and Compensation Plan for Non-represented Employees of the City to provide a Cost of Living Allowance for 2007

Agenda Bill #2708

A Motion authorizing the execution of an Interlocal Agreement (ILA) among participating jurisdictions within the Green/Duwamish and Central Puget Sound Watershed Resource Inventory Area (WRIA-9)

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

PUBLIC COMMENTS ON THE CONSENT AGENDA: There were no comments.

*MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS:

Agenda Bill #2715; Ordinance #06-1023

An Ordinance proposing a new Fireworks Ordinance and repealing the existing Ordinance per an Initiative Petition proposed by Voters through the Initiative and Referendum Powers granted to Voters by SeaTac Municipal Code 1.10.040

Summary: In November 2005, proponents of the fireworks initiative filed a petition to repeal the City's current fireworks ban (adopted by Ordinance No. 05-1006) and enact a new Ordinance authorizing the sale, possession, and discharge of fireworks within the City. After a summary judgment hearing in KC Superior Court and in accordance with the Court's order, the City referred the initiative petition to the Superintendent of Elections of the KC Records and Elections Division for verification of the requisite number of registered and qualified voters. On September 20, 2006, the Legal Department received the Certificate of Sufficiency from KC Elections, which

NEW BUSINESS (Continued):

Agenda Bill #2715; Ordinance #06-1023 (Continued): deemed the petition to have the requisite number of signatures. Therefore, in accordance with City Code and State Law, the Council must decide whether to pass the proposed Ordinance without alteration or submit the proposed Ordinance to the voters of the City at the next municipal election.

Except as authorized by permit for public or religious displays of fireworks, the current Ordinance prohibits the discharge, sale, purchase, and possession of fireworks at all times. Prior to the adoption of the current fireworks ban, City Code only allowed the use, sale, and purchase of fireworks on July 4 from 9:00 a.m. until 9:00 p.m. (Prior Ordinance No. 93-1020 which was amended by Ordinance No. 05-1006).

The Council has three options: 1) pass the proposed Ordinance without alteration within 20 days from October 10, 2006; 2) refer the matter to committee provided that any such continuance or deferral shall not result in the inability to place the initiative upon the ballot for the special election on February 6, 2007. (Under Revised Code of Washington (RCW) 35.17.260, the initiative must go before the voters at the next election date not less than 45 days away, which is on February 6, 2007); or 3) decide not to adopt the proposed Ordinance and immediately pass a Resolution calling for a special election to place the proposed Ordinance before the qualified electors of the City of SeaTac in the February 6, 2007 election. If the voters approve the proposed Ordinance without alteration at the election, the Ordinance is effective upon the certification of election results by KC. (RCW 35A.11.090).

The following timeline is applicable for Council consideration of the proposed Ordinance: October 30, 2006 - last day for the Council to either pass the proposed Ordinance without alteration or decide to submit it to the voters for consideration at the Special Election on February 6, 2007; December 15, 2006 - last day for the City to file a Resolution with KC Elections Division calling a Special Municipal Election on February 6, 2007; and February 6, 2007 - Special Election (or next City Municipal Election).

Assistant City Attorney Yoon reviewed the above summary. This item was brought before the Public Safety & Justice (PS&J) Committee today and a question was asked whether or not a repeal or amendment by the voters is in perpetuity and that is yes. Also, because this Ordinance is proposed without alteration, it does not have an effective date and because of that, the effective date would be upon the verification of the KC Elections and the five days after publication.

CM A. Anderson, Public Safety & Justice (PS&J) Committee Chair, stated the committee recommended rejecting the proposed Ordinance.

MOVED BY SHAPE, SECONDED BY DEHAN TO REJECT THE PROPOSED ORDINANCE.*

PUBLIC COMMENTS (related to Agenda Bill #2715): There were no comments.

*MOTION CARRIED UNANIMOUSLY.

Mayor Fisher stated this proposed Ordinance would now go to the voters at a cost to the City of approximate \$30,000.

NEW BUSINESS (Continued):

Agenda Bill #2701; Resolution #06-021

A Resolution expressing the City Council's support for the King County (KC) Proposition No. 1, to be presented to the Electorate on November 7, 2006

Summary: KC Proposition #1, also referred to as the "Transit Now" proposal, has been placed on the November 7, 2006 ballot for voter consideration by the KC Council. "Transit Now" is a four-point initiative that will: 1) create bus rapid transit (BRT) with frequent all-day service and faster travel times on five key travel corridors, including one serving SeaTac, Des Moines, and Federal Way; 2) improve current service by enhancing 35 major Metro routes with the highest ridership; 3) provide new service for growing areas; and 4) set aside resources for service partnerships with major employers and Cities to add new service in rapidly expanding employment centers. In order to fund the "Transit Now" proposal, a 1/10th of one percent sales tax increase would need to be approved by the voters in KC.

RCW 42.17.130 prohibits the use of City facilities to assist in promotion of or opposition to any ballot proposition. However, RCW 42.17.130(1) allows the Council to adopt a Resolution in support of or opposition to a ballot proposition if certain mandatory procedural steps are taken, including providing notice that the Council will discuss taking a collective position regarding the ballot measure, and providing an opportunity for public comment

NEW BUSINESS (Continued):

Agenda Bill #2701; Resolution #06-021 (Continued): prior to Council action. Therefore, public comments have been solicited for this Regular Council Meeting (RCM) by notice published in the October 10, 2006 City Council Agenda. Then, after public comments are received, the Council may render its decision whether to adopt the proposed Resolution.

Senior Assistant City Attorney Johnsen reviewed the above summary.

CM Brennan stated he will vote no as he feels this proposition will not serve SeaTac. It is an expensive measure with little value to SeaTac. The only good action would be bus service from SeaTac to Federal Way.

DM Shape stated Transit Now was designed as a 10-year plan. It will be only 1/10 of one percent in sales tax that will pay for tremendous improvement in KC transit. This is a regional measure and the transportation problems in the region will have to be resolved through mass transit. The entire region will benefit.

CM DeHan stated Transit Now will be an advantage to SKC. SKC Cities are advocates with the City of SeaTac in inclusion of I-5/SR-509 in the Regional Transportation Improvement District (RTID). It behooves us to support the rest of the SKC Cities to increase their transit service with the understanding that they are going to be advocates of SeaTac for getting I-5/SR-509 done.

CM Wythe stated bus service is an inexpensive flexible way out of the SKC region transportation difficulties. Bus service is how people connect with rail systems throughout the communities. SeaTac needs to consider the entire region.

CM T. Anderson stated she would vote no as she feels SKC should be looking closer at extending the new light rail to Federal Way. SeaTac has been urging KC to fund cross-valley bus transportation so the people on the west side of the I-5 corridor can get to the human services needs on the east side of the valley. To date, KC has not met SeaTac's transportation needs.

CM A. Anderson stated he will be supporting Transit Now simply because the alternatives are unacceptable.

Mayor Fisher inquired as to whether the neighboring Cities are supporting this measure. He stated he will vote for the measure but it is with some outstanding concerns. He has witnessed the commute traffic from Tacoma to SeaTac with buses nearly empty. Even if buses were free, people are reluctant to give up their vehicles. SR-509 is needed to take care of the transportation problem.

DM Shape replied that tomorrow night, the Suburban Cities Association (SCA), consisting of 37 Cities, will be passing a bill supporting this measure.

MOVED BY DEHAN, SECONDED BY SHAPE TO PASS RESOLUTION NO. 06-021.*

PUBLIC COMMENTS (related to Agenda Bill #2701): There were no comments.

*UPON A ROLL CALL VOTE, THE MOTION CARRIED WITH DEHAN, SHAPE, A. ANDERSON, WYTHER, AND FISHER VOTING YES AND BRENNAN AND T. ANDERSON VOTING NO.

NEW BUSINESS (Continued):

Agenda Bill #2713; Resolution #06-022

A Resolution expressing the City Council's opposition of Initiative (I)-933, to be presented to the Electorate on November 7, 2006

Summary: I-933 will be presented to the electorate on November 7, 2006. This Initiative would fundamentally impact the ability of local governments in Washington State to regulate land use. This Resolution expresses City Council opposition of I-933, also referred to as the "Property Rights Initiative."

The basic idea behind I-933 is that Counties and Cities cannot regulate land uses that affect property values without either compensating for decreases in value or waiving regulations.

Major aspects of I-933 include:

I-933 Implementation Date Retroactive to 1996: The initiative applies retroactively and includes prohibitions or restrictions put in place after January 1, 1996.

Examples of Impacted Regulations: While I-933 includes a list of regulations exempted from compensation (specifically those relating to immediate threats to health and safety), regulations pertaining to growth management, zoning, critical areas and other land use issues would be greatly impacted. According to the AWC:

NEW BUSINESS (Continued):

Agenda Bill #2713; Resolution #06-022 (Continued): 1) I-933 would prohibit the implementation of new regulations that limit uses permitted in the past, including those developed in response to State mandates such as the Growth Management Act (GMA), unless property owners are compensated for decreases in land values; 2) Cities or Counties could not enforce critical area regulations adopted after January 1, 1996 that impose greater restrictions on properties without first compensating property owners for any decline in use. If a jurisdiction chose not to compensate property owners, the regulations would have to be waived; and 3) Environmental regulations, such as prohibiting development in wetlands, steep slopes or buffers around streams, could not be enforced without compensation. If a jurisdiction chose not to compensate property owners, the regulations would have to be waived.

Estimated Costs of I-933: The AWC estimates that the Statewide costs of compensating I-933 related claims from the 1996 through 2006 time period could amount to \$3.5 billion to \$4.5 billion. Additionally, the AWC estimates that Statewide administrative costs could be between \$60 million and \$76 million a year.

By requiring compensation to property owners due to a perceived loss of value caused by a particular regulation, I-933 would obstruct SeaTac's efforts at achieving quality community growth.

RCW 42.17.130 prohibits the use of City facilities to assist in promotion of or opposition to any ballot proposition. However, RCW 42.17.130(1) allows the Council to adopt a Resolution in support or of or opposition to a ballot proposition if certain mandatory procedural steps are taken, including providing notice that the Council will discuss taking a collective position regarding the ballot measure, and providing an opportunity for public comment prior to Council action. Therefore, public comments have been solicited for the Council Meeting of October 10, 2006, by notice published in the October 10, 2006 City Council Agenda. Furthermore, Dan Wood, Government Relations Director of the Washington Farm Bureau, a known proponent of Initiative 933, and Joseph Tovar, President-elect of the Washington Chapter of the American Planning Association, a known opponent of I-933, have been specifically advised that the Council will be considering a Resolution regarding this Initiative at the October 10, 2006, and that they will have an opportunity to comment prior to Council action. After public comments are received, the Council may render its decision whether to adopt the proposed Resolution.

Senior Assistant City Attorney Johnsen stated at the September 13 Land Use & Parks (LUP) Committee Meeting, the committee requested this Resolution of opposition to I-933 be brought to the Full Council for consideration.

MOVED BY SHAPE, SECONDED BY BRENNAN TO PASS RESOLUTION NO. 06-022.*

Mr. Johnsen stated a letter was submitted to the City today from the proponents of the I-933. Copies of the letter were submitted to Council prior to this RCM.

CM DeHan stated while he is sympathetic to the underlined reason for this measure, he feels it is ill-crafted and not in the public's interest for this bill to be passed.

CM A. Anderson stated he is supportive of property rights. However, at AWC Meeting, the measure was debated and he could not find any redeeming value in the way this measure is written. He is fearful of a public's lack of knowledge of the impact to them in passing this bill. He opposes the initiative.

CM T. Anderson stated she was also at the AWC Meeting and after listening to the debate, was also in opposition to the measure as written.

CM Wythe stated I-933 represents a danger to the development of the City. Zoning is a tool for turning Cities around and changing the face of a City over time. This measure will remove the City's ability to plan and shape the City's future. He strongly urged citizens to vote against I-933.

Mayor Fisher stated his support to this opposition. Businesses have been over-regulated for years.

PUBLIC COMMENTS: (On Resolution No. 06-022) 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: There were no new business items.

CITY MANAGER'S COMMENTS: City Manager Ward had the following items of business: 1) tomorrow night, October 11 at 6:00 p.m., Chinook Middle School is hosting a Town Meeting to discuss the students' scores on standardized achievement tests; 2) the City was approached by a person who would like SeaTac to establish a relationship with a District of the Capital City of Mongolia. He will be meeting with this individual tomorrow morning to find out more on this request; 3) On Saturday, November 11 at 2:30 p.m. at the Sunnydale School Plaza, there will be a dedication of the Des Moines Memorial Drive (DMMD) project which involves recognition of its historic significance to the City of SeaTac and other surrounding Cities; and 4) He stated he is proud to announce that United Way of KC awarded the City of SeaTac an outstanding employees campaign award for 2005-6. Administrative Assistant II Marcia Rugg was the staff person coordinating the campaign as she has done for several years. All the generous contributions of the City employees made it happen.

COUNCIL COMMENTS: CM A. Anderson stated regarding the November 11 DMMD Dedication, it reminded him of when he lived in Northern France and worked down the street of well-manicured homes and for the longest time he did not know what was behind the houses. There was a WWI Cemetery in the back yard. A small trail between two houses was the only entrance to the cemetery. There were at least 100 headstones of British, Canadian and American soldiers who had died in the area during the war. Basically, the communities made cemeteries where there was a field hospital, the location where many soldiers died. He added he will be at the DMMD Dedication and urged other Councilmembers and the public to attend.

CM T. Anderson stated the Highline Historical Society members worked hard on the DMMD project and she also wished to convey a special thanks to Parks & Recreation Director Ledbetter for his hard work on this dedication.

DM Shape stated the Council has been faced with a lot of Initiative decisions tonight and they got on the ballot because people in shopping malls and grocery stores sign these petitions. People do not always read what they are signing on these petitions. Secondly, the SCA annual selection of City representatives of regional committees is underway. He encouraged Council to apply for positions on the committees.

CM T. Anderson, Administration & Finance (A&F) Committee Chair, asked City Attorney Mirante Bartolo to review the committee's recommendation to fill three employee positions deemed appropriate by the Position Vacancy Review Board (PVRB): Fire Inspector, Public Works Maintenance Worker 1, and Planning's new half-time Permit Technician.

EXECUTIVE SESSION: There was no Executive Session.

ADJOURNMENT:

MOVED BY T. ANDERSON, SECONDED BY DEHAN TO ADJOURN THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 8:08 P.M.

MOTION CARRIED UNANIMOUSLY.

Gene Fisher, Mayor

Judith L. Cary, City Clerk