

City of SeaTac

Regular Council Meeting Minutes

March 9, 2010
6:00 PM

City Hall
Council Chambers

CALL TO ORDER: The SeaTac City Council Regular Meeting was called to order by Mayor T. Anderson at 6:00 p.m.

COUNCIL PRESENT: Mayor Terry Anderson, Deputy Mayor (DM) Gene Fisher, Councilmembers (CMs) Rick Forschler, Anthony (Tony) Anderson, Ralph Shape, Pam Fernald, and Mia Gregerson.

ADMINISTRATIVE STAFF: Interim City Manager (ICM) Todd Cutts, City Attorney Mirante Bartolo, City Clerk Kristina Gregg, Economic Development (ED) Manager Jeff Robinson, Parks & Recreation (P&R) Director Kit Ledbetter, Assistant P&R Director Lawrence Ellis, Planning Director Steve Butler, Principal Planner Jack Dodge, Acting Fire Chief Brian Wiwel, and Police Captain Annette Louie.

FLAG SALUTE: DM Fisher led the Council, audience and staff in the Pledge of Allegiance.

PUBLIC COMMENTS: Robert Jones II – Vortex, introduced Brian St. Clair, and stated their support of Agenda Bill #3187, specifically regarding pre-staging.

Earl Gipson commented on the following: (1) March 6 and 7 Council Retreat - thanked everyone for attending; and (2) Agenda Bill #3187 – retracted comments made at the Planning Commission (PC) meeting. He urged Council that if the item is passed, to revisit it when the Howard Hansen Dam concern is alleviated.

Sam Pace, on behalf of the Seattle – King County (KC) Association of REALTORS, spoke in support of Agenda Bill #3187.

PRESENTATIONS:

●United States (US) Census Bureau

Partnership Specialist Ahmed Scego stated the purpose of the 2010 census is to see how diverse the Country is. This is important because there are \$400 billion of federal funding allocated to state, local and tribal governments for programs vital to the community, including hospitals, health care, schools, senior programs, and public housing.

Mr. Scego introduced the partnership talent team. Their job is to reach hard to count communities and to share the message that the census is safe and confidential.

He shared a video encouraging everyone to participate in the 2010 census.

CM Gregerson presented a proclamation to Mr. Scego declaring the City's commitment to partnering with the US Census Bureau to help ensure a full and accurate count in 2010.

●Refugee Women's Alliance (ReWA)

Family Support Program Director Amina Ahmed introduced ReWA Bhutanese Case Manager and SeaTac resident Som Archaria. Ms. Ahmed explained how funds are assisting residents through System Navigation Access Services (SNAP) and case management to connect clients with resources that will provide them with assistance.

Mr. Archaria shared his own success story with ReWA's assistance.

DISCUSSION ITEM:

●Summary of \$5,000 - \$35,000 Purchase Requests for the period ended March 5, 2010

ICM Cutts reviewed the requests:

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Financial Support for the Small Business Development Center	City Manager's Office (CMO)	\$10,000	\$10,000	\$8,000
Financial Support for Southwest KC ED Initiative (SKCEDI) Business Attraction Program	CMO	\$7,500	\$7,500	\$7,500

Council consensus: Referred to the 03/09/10 RCM Consent Agenda

AGENDA BILL PRESENTATIONS:

Agenda Bill #3214 – A Motion authorizing the City Manager to execute a Facility Agreement with the American Red Cross

Summary: The Facility Agreement only allows the American Red Cross to inquire about the availability of the SeaTac Community Center (STCC). If approved, another contract will be provided detailing the number of days permitted, establishing a fee, if necessary, obtaining a Certificate of Insurance, and determining the number of staff and any other particulars that will be in the best interest of both parties. The Facility Agreement will authorize the American Red Cross to utilize the STCC as a shelter, although the City reserves the right to decline the use of the facility if it is not available.

The City is not under any obligation to allow the American Red Cross to utilize the STCC. When a facility is needed, the American Red Cross contacts several facilities to determine which facility might be available. The Red Cross selects the one that is the best fit for responding to the disaster.

There is no fiscal impact to the City. American Red Cross will provide meals, blankets and cots. The City is obligated to provide the utilities and possible staffing.

Assistant P&R Director Ellis reviewed the agenda bill summary.

CM A. Anderson stated that the Public Safety & Justice (PS&J) Committee recommended this item for approval.

CM Gregerson stated that the Land Use & Parks (LUP) Committee recommended this item for approval.

Council consensus: Referred to the 03/09/10 RCM Consent Agenda

Agenda Bill #3215 – A Motion authorizing the City Manager to enter into an Interlocal Agreement (ILA) between Highline School District (HSD) and the City of SeaTac regarding shared facility use at Valley Ridge Park (VRP) and the Tyee Educational Complex parking area

Summary: The P&R Director has been working with HSD to develop a written agreement for the existing practice of the City's use of the Tyee Educational Complex parking lot after school and the Tyee sports teams and physical education classes use of VRP on school days until 5 p.m. This practice has taken place for over 15 years and has never been in a written ILA. The City needs the expanded parking for weekend tournaments and the future Tennis Outreach Programs (TOPs) indoor tennis facility at VRP and the HSD needs the park for their soccer, baseball and softball teams. The shared use of the HSD and City park facilities are provided at no cost to either party. The agreement is good for 10 years unless terminated by either party. The HSD will provide normal maintenance to the Tyee Educational Complex parking area and the City will provide normal maintenance to VRP.

P&R Direction Ledbetter reviewed the agenda bill summary.

Council consensus: Referred to the 03/09/10 RCM Consent Agenda

Agenda Bill #3216 – A Resolution amending the Bylaws of the SeaTac Planning Commission (PC)

Summary: Through the end of 2009 the SeaTac PC met on the second and fourth Monday of every month. In early 2010, a Zoning Code Update Ad Hoc Committee (AHC) was formed to assist the City in developing an updated Zoning Code. The AHC meeting time conflicts with the time scheduled for the PC. Consequently, in order to accommodate the AHC meeting dates, the PC has recommended that "Article 6 – Meetings" of the SeaTac PC Bylaws be amended changing the PC meetings to the first and third Tuesday of every month.

Planning Director Butler reviewed the agenda bill summary.

Council consensus: Referred to the 03/09/10 RCM Consent Agenda

Agenda Bill #3187 – An Ordinance amending the SeaTac Municipal Code (SMC) to allow Temporary Emergency Evacuation Storage Sites as a Temporary Use in the Commercial, Business Park and Industrial Zones

Summary: Due to the potential flooding of the Green River Valley, the City has received many inquiries regarding the use of properties in the City as "Emergency Evacuation Storage Sites". This is due to SeaTac's proximity to the Green River Valley. The Zoning Code currently has no provisions to allow these uses. The proposed code amendments would allow an emergency evacuation storage site as a Temporary Use subject to certain conditions.

One issue that has surfaced regarding the emergency evacuation storage sites is the pre-staging of equipment/structures on a site prior to a flooding event in the Green River Valley. FedEx has requested that the

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3187 (Continued): pre-staging of equipment be permitted to allow uninterrupted delivery service should their facility on the Valley floor be flooded. They have stated that it takes time to stage the structures on-site and that waiting for the actual flooding of the property would interrupt service and would not be workable for them.

The LUP Committee discussed this issue at their February 23, 2010 meeting and recommended that pre-staging of equipment/structures not be allowed. The PC conducted a public hearing (PH) on March 2, 2010 and recommended approval of the proposed regulations, including a provision to allow the pre-staging of equipment/structures on a site subject to time limitations. The PC recommendation also includes an additional requirement for solid screening of a site should site conditions warrant it. Ordinances reflecting both the LUP (Option A) and PC (Option B) recommendations were presented. Section 3, 15.20.049 J. and I (Option B) contains the additional criteria pursuant to the PC's recommendation.

Planning Director Butler and Principal Planner Dodge reviewed the agenda bill summary.

Council discussion ensued regarding this item. DM Fisher stated his opinion that the City is obligated to help in the event of an emergency.

CM Forschler stated his support of option B.

CM Gregerson questioned use of the wording "usable condition" in the Ordinance instead of "original condition".

CM Shape stated that the LUP Committee recommended against this mainly because the City fought for years against having storage containers on properties. Mr. Dodge described the portable trailers to be used.

Discussion ensued as to the six month term requirement. Mr. Dodge stated that the six months would allow for use during the typical wet season (October – April/May).

CM Fernald stated that her concern is not with helping someone out in an emergency, but with the pre-staging aspect.

Mayor T. Anderson stated that she feels the idea is a good one, but not on International Boulevard (IB).

Mr. Jones reviewed the following: image of the property leased, site plan view, and trailers. He explained the proposed uses.

Mr. Dodge clarified the differences for options A and B.

Council consensus: Referred Option B to the 03/09/10 RCM Consent Agenda

CONSENT AGENDA:

- **Approval of claims vouchers** (check nos. 88484 –88672) in the amount of \$374,258.67 for the period ended March 5, 2010.
- **Approval of payroll vouchers** (check nos. 48522 – 48560) in the amount of \$382,840.86 for the period ended February 28, 2010.
- **Approval of payroll electronic fund transfers** (check nos. 63171 – 63353) in the amount of \$344,975.39 for the period ended February 28, 2010.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$66,362.31 for the period ended February 28, 2010.
- **Summary of \$5,000 - \$35,000 Purchase Requests** for the period ended March 5, 2010.

Approval of Council Meeting Minutes:

- **Special Council Meeting** held December 29, 2009.
- **Regular Council Meeting** held January 12, 2010.
- **Land Use and Parks Committee Meeting** held January 26, 2010.
- **Special Council Meeting** held February 5, 2010.
- **Land Use and Parks Committee Meeting** held February 23, 2010.
- **Transportation and Public Works Committee Meeting** held February 23, 2010.
- **Regular Council Meeting** held February 23, 2010.
- **Special Joint Land Use and Parks and Transportation and Public Works Committee Meeting** held February 26, 2010.

CONSENT AGENDA (Continued):

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

Agenda Bill #3214; Motion authorizing the City Manager to execute a Facility Agreement with the American Red Cross

Agenda Bill #3215; Motion authorizing the City Manager to enter into an Interlocal Agreement between Highline School District and the City of SeaTac regarding shared facility use at Valley Ridge Park and the Tyee Educational Complex parking area

Agenda Bill #3216; Resolution #10-007 amending the Bylaws of the SeaTac Planning Commission

Agenda Bill #3187; Ordinance #10-1011 amending the SeaTac Municipal Code to allow Temporary Emergency Evacuation Storage Sites as a Temporary Use in the Commercial, Business Park and Industrial Zones

MOVED BY SHAPE, SECONDED BY GREGERSON 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 Business): There were no public comments.

UNFINISHED BUSINESS: There was no Unfinished Business.

NEW BUSINESS:

The following Agenda Bill # was assigned for tracking purposes only, no agenda bill was prepared.

Agenda Bill #3218; Resolution #10-008 directing the City Manager to investigate, research, and provide options to the City Council for consideration regarding combining various departments and divisions

DM Fisher read the Resolution in to the record.

MOVED BY FISHER, SECONDED BY FERNALD TO PASS RESOLUTION #10-008.*

CM Gregerson suggested removing Building Division and inserting Public Works Department.

CM Shape stated his opinion that this Resolution is out of order based on the Council's Administrative Procedures.

City Attorney Mirante Bartolo clarified State law which provides that Council can create departments, and therefore reorganize departments.

MOVED BY GREGERSON, SECONDED BY FERNALD TO STRIKE THE WORDS BUILDING DIVISION AND INSERT THE WORDS PUBLIC WORKS DEPARTMENT.

AMENDED MOTION PASSED WITH SHAPE VOTING NO.

*ORIGINAL MOTION PASSED AS AMENDED WITH SHAPE VOTING NO.

The following Agenda Bill # was assigned for tracking purposes only, no agenda bill was prepared.

Agenda Bill #3219; Resolution repealing a moratorium in the SeaTac / Airport Station Area, as established by Resolution #09-023

DM Fisher read the Resolution into the record.

MOVED BY FISHER, SECONDED BY FERNALD TO PASS AGENDA BILL #3219.*

CM Shape stated that this item should be reviewed first by the PC and the AHC.

CM Shape requested this item be delayed for two weeks.

**No vote was taken due to the item being postponed to the next RCM.*

PUBLIC COMMENTS (related to Agenda Bill #3219): Earl Gipson stated his opinion that this item should have been voted on tonight.

CITY MANAGER'S COMMENTS: ICM Cutts commented on the following: (1) March 14 – 4:30, family night at the YMCA, (2) March 17 – 5 p.m., Clarion Hotel is hosting a fundraiser for the Des Moines Area Food Bank, and (3) March 20 – 9 a.m., Walker Creek Needs You event.

COUNCIL COMMENTS: CM Forschler commented on the following: (1) will be attending the Watershed Resource Inventory Area (WRIA) 9 meetings, and (2) in 2009, the state conducted the City's 2007 audit with some findings. He questioned whether the City should hire a consultant to do an internal audit. Mr. Cutts stated that staff will review this option, but ultimately it will be Council's decision due to funding.

CM A. Anderson stated that the YMCA is hosting a fundraiser for some of the women and children's programs.


CM Gregerson commented on the following: (1) March 15 - 6:30 p.m., Parent Teacher Student Association (PTSA), and (2) April 13 – 10 a.m., Council Coffee Chat at the Senior Center.

Council commended staff for the 20 year celebration held March 1.

ADJOURNMENT:

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

MOTION CARRIED UNANIMOUSLY.



Terry Anderson, Mayor



Kristina Gregg, City Clerk