

City of SeaTac
Regular Council Meeting Minutes
Virtual Meeting

January 26, 2021
6:00PM

Virtual Meeting

CALL TO ORDER: Mayor Erin Sitterley called the SeaTac City Council Regular Meeting to order at 6:01 p.m.

COUNCIL PRESENT (remotely): Mayor Erin Sitterley, Deputy Mayor (DM) Peter Kwon, Councilmembers (CM) Senayet Negusse, Stanley Tombs, Clyde Hill, Takele Gobena, and Pam Fernald.

STAFF PRESENT (remotely): City Manager Carl Cole, City Attorney Mary Mirante Bartolo, City Clerk Kristina Gregg, Senior Assistant City Attorney Mark Johnsen, Information Systems (IS) Manager Bart Perman, Deputy City Manager (DCM) Gwen Voelpel, Community & Economic Development (CED) Director Evan Maxim, Planning Manager Jennifer Kester, Senior Planner Kate Kaehny,

FLAG SALUTE: Mayor Sitterley led the Council, audience, and staff in the Pledge of Allegiance.

AGENDA REVIEW:

- A. Virtual Meeting: live streamed on SeaTV Government Access Comcast Channel 21 and the City's website; conference line to listen to the meeting at 206.973.4555.
- B. Public Comments: remote oral and written public comments; speakers who signed-up prior to 4 p.m. today will be able to provide three minutes of comments; comments received at publiccomment@seatacwa.gov before 4 p.m. today will be mentioned by name and subject and then posted to the City's website.
- C. The December 17, 2020 Transportation & Public Works (T&PW) Committee meeting minutes were included in the packet, but were not listed on the agenda. When the Council votes on the Consent Agenda, it will include this set of minutes.

PUBLIC COMMENTS:

Remote Public Comments

- Tristan Spears – defunding police
- Royal Ahmed – defunding police

Written Public Comments

- Imrish Ken – police services contract

PRESENTATIONS:

Key City Issues and Requests for Direction

City Manager Cole commented on the following items:

- (1) OPMA resolution continued until emergency is over
- (2) Received a grant from the Highline School District (HSD) for \$2,462 to conduct a program through Parks Department at Bow Lake Elementary
- (3) Calendar items

Council discussion ensued regarding the committee application process, and 2021 Human Services (HS) funding.

Committee Updates (for items not included on the agenda) and review of proposed Council Requests

CM Tombs: January 13 Hotel/Motel Tax Advisory Committee (HMAC) meeting – travel and travel related businesses, Seattle Southside Regional Tourism Authority (SSRTA) has received funding to allow them to promote the region; and January 19 Joint Planning & Economic Development (PED) Committee and Planning Commission (PC) meeting – briefing on the preliminary report on housing inventory and assessment.

DM Kwon: T&PW Committee meeting - condemnation process, and 1% for art from Public Works (PW) projects.

Mayor Sitterley: January 14 Administration & Finance (A&F) Committee meeting – Legislative update, budget amendment, three year agreement with ESRI, Sidewalk Advisory Committee (SAC) absence – vacated position, investments update, and Police Services update.

CONSENT AGENDA:

Approval of claims vouchers (check no. 129678 - 129769) in the amount of \$719,582.41 for the period ended January 20, 2021.

Approval of payroll vouchers (check no. 55743 - 55754) in the amount of \$13,890.07 for the period ended January 15, 2021.

Approval of payroll electronic fund transfer (check no. 103577 - 103722) in the amount of \$431,736.15 for the period ended January 15, 2021.

Approval of payroll wire transfer in the amount of \$169,117.13 for the period ended January 15, 2021.

Final Acceptance of public works projects: 2018 Overlay (ST-887 and ST-888) - \$2,440,321.69

Approval of Council Meeting Minutes:

Public Safety & Justice Committee meeting held October 8, 2020

Administration & Finance Committee meeting held December 10, 2020

Transportation & Public Works Committee meeting held December 17, 2020

Regular Council Meeting held January 12, 2021

The following items were reviewed at the January 14, 2021 Administration & Finance Committee meeting and recommended for placement on this Consent Agenda:

Agenda Bill #5609; A Motion authorizing the City Manager to enter into a three-year Enterprise License Agreement with ESRI for GIS software and support.

Agenda Bill #5613; An Ordinance #21-1002 retaining a Part-Time Prosecutor position within the Legal Department, and amending the 2021-2022 Biennial Budget to fund this position.

The following item was reviewed at the January 21, 2021 Transportation & Public Works Committee meeting and recommended for placement on this Consent Agenda:

Agenda Bill #5612; A Motion authorizing the City Manager to execute a contract amendment with Parametrix, for additional services required for the 34th Avenue South Project (ST-015).

MOVED BY HILL, SECONDED BY FERNALD TO ACCEPT THE CONSENT AGENDA AS PRESENTED.

MOTION CARRIED UNANIMOUSLY.

ACTION ITEMS:

Agenda Bill #5600; A Resolution #21-001 establishing the 2021 Final Docket of Comprehensive Plan (CP) amendments.

Summary: Once the Final Docket is established by Council, further review and analysis by the Planning Commission (PC) and staff will occur, including soliciting input from property owners and the general public. A Public Hearing (PH) before the PC will be held.

The Staff Assessment Matrix describes the proposed amendment and provides the staff evaluation of how each proposal does or does not meet the Preliminary Docket criteria, and includes the PED (Planning and Economic Development) Committee recommendations for each of the amendment proposals.

AMENDMENT PROCESS: The City Council has established procedures for amending the CP. Consideration of proposed amendments to the CP occur every other year, during odd numbered years. The proposals are considered in two stages: (1) the "Preliminary Docket," and (2) the "Final Docket." By state law, the Plan may not be amended more frequently than one time per year.

Stage 1: Preliminary Docket. The Preliminary Docket is made up of all complete proposals submitted by the pre-established deadline, whether from individuals, property owners, neighboring jurisdictions, Councils, Boards, Commissions or City staff. All proposed amendments are evaluated according to the following criteria:

ACTION ITEMS (continued):

Agenda Bill #5600; Resolution #21-001

Preliminary Docket Criteria for All Proposed Amendments:

- a. Sufficient City Resources for Review.* The City has the resources, including staff and budget, necessary to review the proposal.
- b. City-Led Process More Appropriate.* The proposal does not raise policy or land use issues that are more appropriately addressed through an on-going or planned City work program item.
- c. Changed Circumstance.* The proposal addresses significantly changed conditions or new information has become available which was not considered since the last State-mandated review of the CP.
- d. Regional Policy Consistency.* The proposal is consistent with requirements of the Growth Management Act (GMA), the Puget Sound Regional Council (PSRC) plans, and King County (KC) Countywide Planning Policies (CPP).
- e. Not in Conflict/Redundant with CP.* The proposal is not in conflict with an adopted CP Policy; is not redundant with, or duplicative of, an adopted CP Policy; or is not clearly out of character with the goals of the CP.

Additional Criteria for CP Map Amendment Proposals:

- a. Site Suitability.* The site is physically suitable for development and in general conformance with adjacent land use, the surrounding development pattern, and with zoning standards under the highest intensity potential zoning classifications.
- b. Sufficient Infrastructure/Public Facilities.* Adequate public facility capacity to support the proposed land use exists, or can be provided, including sewer, water and roads.

Land Use Designation Criteria:

The CP identifies Land Use Designation Criteria within Table 2.1, in the Land Use Element. Properties proposed for map amendment changes are evaluated based on three categories of criteria that are specific to the proposed new land use designation including: (1) Existing land uses/locations, (2) Access to the site, and (3) Environmentally critical areas.

Stage 2: Final Docket. The Final Docket is made up of proposals that meet the Preliminary Docket criteria, and are deemed appropriate by the City Council to go forward for detailed review by staff, PC and City Council, including analysis under SEPA (“environmental review”) and a Public Hearing (PH) before the PC.

The Council action requested under this Agenda Bill establishes the Final Docket, but it is not a vote to adopt any of the proposed amendments. The Council will vote on the proposals this Fall.

2021 Preliminary Docket Proposals

In 2021, no applications for CP amendments were received from the public. The proposals are City-initiated proposals identified by staff. Two of the proposals, map amendment M-2 and text amendment T-2, are routine in nature and are proposed as part of every amendment process.

The PC and PED Committee have discussed the Preliminary Docket proposals and per the CP procedures, the PED Committee has made their recommendation as follows:

RECOMMENDED for placement on the Final Docket by the PED Committee on 12/2/2020:

- M-1) Establishing a “Parks” Land Use Designation & Zone for Unused SR-509 Right-of-Way
- M-2) Updating Informational Maps in the CP
- T-1) Adding Economic Development Policies Related to Tourism
- T-2) Updating Capital Facilities Plan

Senior Planner Kaehny reviewed the agenda bill summary. Planning Manager Kester was present to answer questions.

MOVED BY TOMBS, SECONDED BY KWON TO PASS AGENDA BILL #5600 (RESOLUTION #21-001).*

Council discussion ensued regarding the next CP amendment process timing and staff work demands.

*MOTION CARRIED UNANIMOUSLY.

ACTION ITEMS (continued):

Agenda Bill #5619; A Resolution #21-002 expressing the City's intent to terminate the Interlocal Agreement (ILA) with King County (KC) for Law Enforcement Services and directing the City Manager to provide King County (KC) with the required 45-day notice of intent to terminate the Agreement and begin the process of exploring alternative methods for providing police services to the City.

Summary: The City of SeaTac currently contracts with King County (KC) for police services. The details of this relationship are described through an ILA. On November 3, 2020, KC voters passed Charter Amendments #5 and #6, and both amendments could result in a significant change in how police services are delivered in KC.

Charter Amendment #5 establishes the office of the Sheriff as a position appointed by the County Executive and confirmed by the County Council. Currently, the Office of the Sheriff is a non-partisan position elected by all voters in KC. This Charter Amendment also provides a high-level process for the selection of the appointed Sheriff, and returns all collective bargaining elements to the KC Executive (current process authorizes the Sheriff to bargain for working conditions and the Executive for wages/benefits). The practical effective date of Charter Amendment #5 is January 1, 2022, after the end of the current Sheriff's elected term.

Charter Amendment #6 provides that the structure and duties of the Sheriff's Office be established by the KC Council through the legislative process instead of by general law (RCW 36.28.010). This Charter Amendment is currently in effect.

The passage of these Charter Amendments could represent a significant change in how police services are delivered in KC. At this time, it is also unknown how these Charter Amendments will affect the levels of service (LOS) currently provided to contract cities, including SeaTac.

The City is under no obligation to contract with KC for police services, however any changes to the current arrangement require significant lead time to implement. Article 11 of the ILA outlines the process for termination of the current agreement. The termination process begins with the City providing KC with a written 45-day Notice of Intent to Terminate. After a minimum 45 days, the City may formally terminate the agreement by providing a minimum 18-month notice to KC. It is important to note that these time periods are minimums and depending on circumstances, implementation of an alternative to contracting with KC may take longer.

This Resolution expresses the City's intent to terminate the ILA, and directs the City Manager to provide KC with the required 45-day notice of intent to terminate the ILA. Additionally, the City Manager is directed to begin the process of exploring alternative methods for providing police services to the City.

The City Council has emphasized Public Safety in its goals as reflected in the 2021 - 2022 Biennial Budget.

Passage of this Resolution will have no direct budget significance. The assessment of alternatives for police services options will be performed at a high level and within current capacity. If the City and KC are unable to resolve the issues within the 45-day period, staff will be back before Council seeking direction on whether to proceed with the 18-month notice to terminate. In the event that the Council takes action to terminate the ILA, it is anticipated that there will be budgetary impacts.

This item was presented to the A&F Committee on January 14, 2021, and was recommended for passage.

City Manager Cole reviewed the agenda bill summary.

MOVED BY HILL, SECONDED BY FERNALD TO PASS AGENDA BILL #5619 (RESOLUTION #21-002).*

Council discussion ensued regarding the reasons for this request, what approving this item means for the City and police services, and next steps if this is approved.

MOVED BY GOBENA, SECONDED BY NEGUSSE TO POSTPONE CONSIDERATION OF AGENDA BILL #5619 TO A SPECIAL COUNCIL MEETING OF THE WHOLE COUNCIL, WITH PUBLIC PARTICIPATION.**

Council discussion ensued regarding the motion to postpone and community participation.

ACTION ITEMS:

Agenda Bill #5619; Resolution #21-002

****MOTION TO POSTPONE FAILED WITH NEGUSSE AND GOBENA VOTING YES.**

Mayor Sitterley clarified this Resolution request.

***MOTION CARRIED WITH NEGUSSE AND GOBENA VOTING NO.**

UNFINISHED BUSINESS: None

COUNCIL COMMENTS:

CM Negusse commented on the following items: (1) Agenda Bill #5619 – concerned with reasons behind request, hope the City uses this opportunity to include all residents of SeaTac; (2) February –Black History Month.

CM Tombs commented on the vaccination process and how to find places to get it.

DM Kwon stated he is always in favor of re-evaluating contracts. He encouraged everyone to be informed, stay involved, and stay safe.

CM Hill commented on his duties as a CM and the Council vote on Agenda Bill #5619.

CM Gobena stated his disappointment with the Council vote on Agenda Bill #5619.

CM Fernald commented on Agenda Bill #5619 stating there's no crime in reviewing any City services.

Mayor Sitterley stated that the Puget Sound Regional Fire Authority (PSRFA) is making rounds in the City of Kent and then will extend their services to SeaTac to help bring vaccines to adult family homes and assisted living facilities. She read a portion of a speech from President Ronald Reagan, "A Time for Choosing".

EXECUTIVE SESSION: None

ADJOURNED:

MAYOR SITTERLEY ADJOURNED THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 8:00 PM.


Erin Sitterley, Mayor


Kristina Gregg, City Clerk