

City of SeaTac
Regular Council Meeting Minutes
Virtual Meeting

August 10, 2021
6:00 PM

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 (*left at 6:56 p.m.*), Stanley Tombs (*arrived at 6:03 p.m.*), Clyde Hill, Takele Gobena. Excused
Absent: CM Pam Fernald.

STAFF PRESENT (remotely): City Manager Carl Cole, Assistant City Attorney Cindy Corsilles, City Clerk Kristina Gregg, Information Systems (IS) Manager Bart Perman, Deputy City Manager (DCM) Gwen Voelpel, Government Relations & Communications Manager Kyle Moore, Public Works (PW) Director William Appleton, City Engineer Florendo Cabudol, Community & Economic Development (CED) Director Evan Maxim, Parks, Community Programs and Services (PCPS) Director Lawrence Ellis,

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 comment opportunities to commenters who signed-up or provided written comments prior to 2 p.m.

PUBLIC COMMENTS: None

CM Tombs arrived at this point in the meeting.

PRESENTATIONS:

Key City Issues and Requests for Direction

City Manager Cole commented on the following items:

- (1) Council and committee meetings will remain virtual for the rest of the year
- (2) currently the City isn't mandating vaccines for staff and Council, but following L&I guidance
- (3) Council will be on summer recess after tonight's meeting except for the Planning & Economic Development (PED) Committee meeting scheduled for August 26
- (4) Judge contract expires at the end of the year, recruiting until August 31
- (5) Requested the following referrals: Consultant Contract for SAMP (with Des Moines, Burien, and Normandy Park) to the Administration & Finance (A&F) Committee; On-call electrical inspector position – budget amendment to the A&F Committee; Clear Risk Facilities Assessment to a Council Study Session (CSS); and Council Request Form (CRF) 2021-08 Record of Council votes by individual to the A&F Committee. Council concurred.
- (6) Calendar

Council discussion ensued regarding recent fires and ways to help small businesses when they are hit hard.

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

CM Hill: Parks & Recreation (P&R) Committee – adding City name SeaTac to Des Moines Creek Park; Community Services Advisory Committee (CSAC) – Human Services agency update, Back-to-School backpacks are being planned for 300 grade school kids

DM Kwon: Transportation & Public Works (T&PW) Committee – 34th Avenue South sidewalk project, Des Moines Memorial Drive (DMMD) intersection project

CONSENT AGENDA:

Approval of claims vouchers (check no. 131334 - 131441) in the amount of \$385,388.93 for the period ended August 5, 2021.

Approval of payroll vouchers (check no. 55878 - 55887) in the amount of \$13,757.21 for the period ended July 31, 2021.

Approval of payroll electronic fund transfer (check no. 105457 - 105601) in the amount of \$659,692.32 for the period ended July 31, 2021.

Approval of payroll wire transfer in the amount of \$145,427.42 for the period ended July 31, 2021.

Approval of Summary of Grant Acceptance for the King County Youth Sports Grant - \$250,000.

Approval of Council Meeting Minutes:

Planning & Economic Development Committee meeting held June 24, 2021

Special Council Meeting held July 27, 2021

Regular Council Meeting held July 27, 2021

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

MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING (PH) & ACTION ITEM:

Vacation of unopened right-of-ways (ROWs) in the vicinity of South 196th Place and South 200th Street, between Des Moines Memorial Drive (DMMD) and 13th Avenue South, within the City of SeaTac.

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

City Engineer Cabudol reviewed the agenda bill summary below.

Council comments were made regarding the benefits of the ROW vacations.

Mr. Cabudol stated Puget Sound Energy (PSE) now wants to reserve rights. The Ordinance provides 30 days to work out those details.

Written public comment: K. McCoy – against the vacation

Mayor Sitterley closed the PH at 6:49 p.m.

Agenda Bill #5768; Ordinances vacating portions of unopened and unused Right-of-Ways (ROWs) in the vicinity of South 197th Street, 12th Place South, 12th Avenue South, and 13th Avenue South.

Summary: These vacations are sought by the petitioner, Bridge Acquisition LLC, who represents the property owners abutting the subject ROWs in its entirety to consolidate landholdings for a future industrial development. The subject ROWs are unopened and unused. There are no future connectivity plans for public access using the subject ROWs, and it serves no apparent future municipal use.

The procedures for vacating a public ROW are set forth in the Revised Code of Washington (RCW), Chapter 35.79. Following this statute, the City Council set the date of the required PH for August 10, 2021 (Resolution 21-007) to consider the merits of the applications to vacate the ROWs in question. All utilities serving this area were also given notice of the vacation requests and the proposed Ordinances reserve existing utility easements in the vacated areas until released by the grantee.

RCW 35.79.030 provides the City may require compensation to the City for the acquired property, not to exceed the full appraised value of the area vacated. However, since the subject ROWs were platted, unopened, and unused prior to 1905 they fall under the "Non-User Statute" RCW 36.87.090. That statute states that when ROW that meets these criteria is claimed, the ROW is vacated to the abutting properties of which it was platted through operation-of-law and at no cost except for the service fee to administer the vacation process.

Agenda Bill #5768; Ordinances (continued):

Bridge Acquisition LLC is obligated to pay \$13,278 [\$2,213 per the submitted petitions (6)] for services to process the ROW vacations per the current City Fee Schedule. As stated previously, this ROW is subject to the Non-User Statute RCW 39.87.090 and no compensation is due for vacating the ROWs.

These Ordinances, petitions for vacation, and attached exhibits were presented to the T&PW Committee at the July 15, 2021, meeting. The T&PW Committee recommended forwarding the Ordinances to the August 10, 2021, Regular Council Meeting (RCM) and PH for review and action.

This agenda bill has six Ordinances which were voted on individually:

SITE 1:

Agenda Bill #5768; An Ordinance #21-1021 vacating a portion of alley between Blocks 19 & 20 Seely's Addition to the City of Des Moines.

MOVED BY KWON, SECONDED BY TOMBS TO ADOPT AN ORDINANCE VACATING A PORTION OF ALLEY BETWEEN BLOCKS 19 & 20 SEELY'S ADDITION TO THE CITY OF DES MOINES. (ORDINANCE #21-1021)*

*MOTION CARRIED UNANIMOUSLY.

SITE 2:

Agenda Bill #5768: An Ordinance #21-1022 vacating a portion of alley between Blocks 7 & 8 Seely's Addition to the City of Des Moines.

MOVED BY KWON, SECONDED BY GOBENA TO ADOPT AN ORDINANCE VACATING A PORTION OF ALLEY BETWEEN BLOCKS 7 & 8 SEELY'S ADDITION TO THE CITY OF DES MOINES. (ORDINANCE #21-1022)*

*MOTION CARRIED UNANIMOUSLY.

SITE 3:

Agenda Bill #5768: An Ordinance #21-1023 vacating a portion of South 197th Street.

MOVED BY KWON, SECONDED BY TOMBS TO ADOPT AN ORDINANCE VACATING A PORTION OF SOUTH 197th STREET. (AGENDA BILL #5768; ORDINANCE #21-1023)*

*MOTION CARRIED UNANIMOUSLY.

SITE 4:

Agenda Bill #5768: An Ordinance #21-1024 vacating a portion of 12th Avenue South.

MOVED BY KWON, SECONDED BY NEGUSSE TO ADOPT AN ORDINANCE VACATING A PORTION OF 12TH AVENUE SOUTH. (AGENDA BILL #5768; ORDINANCE #21-1024)*

*MOTION CARRIED UNANIMOUSLY.

SITE 5:

Agenda Bill #5768: An Ordinance #21-1025 vacating a portion of 12th Place South.

MOVED BY KWON, SECONDED BY NEGUSSE TO ADOPT AN ORDINANCE VACATING A PORTION OF 12TH PLACE SOUTH. (AGENDA BILL #5768; ORDINANCE #21-1025)*

*MOTION CARRIED UNANIMOUSLY.

SITE 6:

Agenda Bill #5768: An Ordinance #21-1026 vacating a portion of 13th Avenue South.

MOVED BY KWON, SECONDED BY NEGUSSE TO ADOPT AN ORDINANCE VACATING A PORTION OF 13TH AVENUE SOUTH. (AGENDA BILL #5768; ORDINANCE #21-1026)*

*MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS: None

COUNCIL COMMENTS: CM Negusse stated she is available as a resource for anyone needing assistance.

CM Negusse left at this point in the meeting.

CM Tombs stated that in the past when the City hosted community meetings, more Council and staff were in attendance than community members. The City continues to try to reach out to the public.

CM Hill commented on the following items: (1) tonight's Consent Agenda had a \$250,000 grant for a pump track, and (2) permit application received for boat racing on Angle Lake for September 11 and 12. Comment period closes August 11.

CM Gobena spoke about diversity and inclusion in the City.

DM Kwon commented on the following items: (1) locking mailbox program, (2) coffee chat with him Sunday mornings, (3) upcoming heat wave, and (4) August 11 final Wednesday Night World Championships Mountain Bike Race series in North SeaTac Park.

Mayor Sitterley commented on the following items: (1) Jupiter and Saturn are showing, (2) meteor shower peaking Thursday night, (3) hydroplane races, and (4) the Council's process for voting on items.

EXECUTIVE SESSION: None

ADJOURNED:

MAYOR SITTERLEY ADJOURNED THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 7:18 PM.


Erin Sitterley, Mayor


Kristina Gregg, City Clerk