

# City of SeaTac

## Regular Council Meeting Minutes

March 22, 2011  
6:00 PM

City Hall  
Council Chambers

**CALL TO ORDER:** The SeaTac City Council Regular Meeting was called to order by Mayor Terry Anderson at 6:04 p.m.

**COUNCIL PRESENT:** Mayor Terry Anderson, Deputy Mayor (DM) Gene Fisher, Councilmembers (CMs) Rick Forschler, Ralph Shape (*participated by phone beginning at 6:19 p.m.*), Pam Fernald and Mia Gregerson. Excused Absence: CM Anthony (Tony) Anderson.

**STAFF PRESENT:** Interim City Manager (ICM) Todd Cutts, City Attorney Mary Mirante Bartolo, City Clerk Kristina Gregg, Assistant City Attorney Julia Yoon, Parks & Recreation (P&R) Director Kit Ledbetter, Facilities Director Pat Patterson, Fire Chief Jim Schneider, Assistant Fire Chief Brian Wiwel, and Police Chief Jim Graddon.

**FLAG SALUTE:** King County (KC) CM Julia Patterson led the Council, audience and staff in the Pledge of Allegiance.

**PUBLIC COMMENTS:** The following people spoke regarding the purchase request for the Angle Lake July 4<sup>th</sup> Fireworks Show:

In favor: Clyde Hill, Bruce Goulet, Lonnie Goulet, Judy Williams, Tani Rae Standridge, Jean McGarah, Gene Tonnamaker, and Steve Beck.

Opposed: Erin Sitterly.

David Christie and Dana Carsrud, with the Lyndon LaRouche Political Action Committee, spoke regarding a potential "tsunami of hyper inflation". They urged cities and states to put pressure on the federal government to cancel the bailout, reinstate the Glass-Steagall banking regulation, provide a one-time fill-the-gap bailout for cities and states, and re-grow the real physical economy.

*CM Shape participated by phone at this point in the meeting.*

Earl Gipson spoke regarding the 5 p.m. Council Workshop regarding reorganization stating that reorganizations usually reduce staff, not increase. He also stated that a full-time employee is not needed for updating the Comprehensive Plan (CP) that is only updated every seven years. He also stated that the City is lacking revenue based budgets.

### PRESENTATIONS:

#### ●State of the County Address

KC CM Julia Patterson stated that she represents the cities of SeaTac, Kent, Des Moines, Tukwila, and Renton and an unincorporated area called Skyway. She is in her 10<sup>th</sup> year on the KC Council.

Ms. Patterson discussed KC accomplishments:

**Budget:** In 2010 she was chosen to chair the KC Council's Budget and Fiscal Management Committee. As the chair she led the deliberation and passage of the 2011 Budget. The KC Council was forced to make some difficult decisions due to budget constraints. She reviewed some cuts that were made totaling \$210 million since 2009. In 2011 she is again serving as the Budget and Fiscal Management Committee chair. She stated that forecasts are predicting only \$20 million needing to be cut for 2012.

**Metro Transit:** (1) in October 2010, the new RapidRide A Line debuted; and (2) she is continuing her service on the Regional Transit Committee which will be discussing the Strategic Plan for 2011 and 2012.

**Sound Transit:** she has been on the Board of Directors for 10 years. This year the board will be considering some very important decisions regarding investments in SeaTac. Sound Transit is accelerating the construction of the light rail station at South 200<sup>th</sup> Street to be opened in 2016.

She reminded Council that every now and then, KC has retired vanpool vans that they make available for donation to non-profit organizations. A retired van was delivered to The Corridor in SeaTac.

**Public Health:** In January 2011, she led her final meeting as the chair of the KC Board of Health for which she served as chair for five years. The Board required fast food restaurants in KC to provide nutritional information to their customers. KC was the first county in the country to require that. They also banned trans fats in KC and have passed some very progressive tobacco related policies.

**PRESENTATIONS (Continued):**

**State of the County Address (Continued):**

SeaTac residents are not as healthy and disproportionately do not have access to health care. They are not insured in spite of the fact that they are just as employed as other areas. One of the goals of the KC Board of Health is to bring some balance to those geographic inequities.

She thanked the City for its participation in the KC Healthy Eating and Active Living Campaign.

KC Trails: KC is making progress on the Lake to Sound Trail (Renton – Des Moines Creek Park) with the goal to open by the end of 2013.

She stated that she looks forward to working with CM Forschler on the SR 509 project and thanked CM Fernald for trying to keep the Riverton Heights Post Office open later.

**•YWCA**

Regional Director June Wiley thanked Council for the \$4,500 SeaTac gave to the YWCA and thanked KC CM Patterson for ongoing domestic violence funding. The contract requires that YWCA provide shelter and transitional housing to four SeaTac residents and 250 bed nights per year. On average, the YWCA assists seven residents and provided over 1700 bed nights.

**DISCUSSION ITEM:**

**•Summary of \$5,000 - \$35,000 Purchase Requests for the period ended March 18, 2011**

ICM Cutts reviewed the requests:

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Angle Lake July 4 <sup>th</sup> Fireworks Show	P&R	\$10,000	\$10,000	\$10,000
Mobile Routers for Fire Apparatus	Fire	\$0	\$0	\$25,303

**\*\*will absorb with savings in other line items\*\***

Mayor T. Anderson stated that the City chose not to sponsor a parade this year in order to help with the fireworks.

CM Forschler requested the Angle Lake July 4<sup>th</sup> Fireworks be discussed under Unfinished Business.

CMs Forschler and Fernald questioned where savings will be realized in order to pay for the Mobile Routers. Chief Schneider and Assistant Fire Chief Wiwel explained that \$15,000 was approved for in the budget to buy equipment that will no longer be needed with approval of this request. The additional \$10,303 will be realized by cutting back on purchases, such as equipment or training, as originally budgeted.

DM Fisher stated that this cost was not anticipated. It is essentially an unfunded mandate from Valley Communications Center.

**Council consensus:** Referred to the 03/22/11 RCM Consent Agenda with removal of the Angle Lake July 4<sup>th</sup> Fireworks Show to be discussed under Unfinished Business

**AGENDA BILL PRESENTATIONS:**

**Agenda Bill #3308 – An Ordinance amending the SeaTac Municipal Code (SMC) related to animal control regulations**

**Summary:** In June 2010, the City Council carried a Motion authorizing the City Manager to enter into an Interlocal Agreement (ILA) with KC for animal services. In accordance with that ILA, SeaTac is required to enact an Ordinance that includes license and late penalty provisions that are substantially the same as those in Title 11 of the KC Code (KCC). KC has requested SeaTac to either adopt their animal license fees and penalties provision under KCC 11.04.035 or in the alternative, adopt an Ordinance that is substantially the same. Additionally, KCC 11.04.040 and KCC 11.04.340, which were previously adopted by reference, are proposed to be repealed because KC has also repealed those specific provisions from their code.

Assistant City Attorney Yoon reviewed the agenda bill summary.

**Council consensus:** Referred to the 03/22/11 RCM Consent Agenda

**Agenda Bill #3301 – A Motion accepting the work for the City Hall cooling tower**

**Summary:** A contract was issued on September 15, 2010 to Mechanical & Control Services, Inc. (MCS) for cooling tower replacement. The project is completed and the permits are signed off. Acceptance of the work will allow the release of the 5% retainage held on the contract.

**AGENDA BILL PRESENTATIONS (Continued):**

**Agenda Bill #3301 (Continued):**

One change order for \$11,800 plus tax was added to the MCS contract for installation of a 6 inch bypass "Y" valve at the cooling tower. This electronically controlled valve will keep the loop water from circulating through the cooling tower in the winter. This change order also included a controller upgrade, the cleaning of the exhaust air fan coil, and a \$2,500 credit for work not needed for the installation. \$1,111.50 will be deducted from money owed MCS to cover repair costs to the roof incurred when the cooling tower was installed.

The cooling tower replacement cost \$241,329.24. Puget Sound Energy (PSE) is in the process of issuing a rebate check in the amount of \$2,500 and has already issued a check for \$35,664 making the total net cost of this project \$203,165.24. The 2010 Capital Improvement Program (CIP) fund had \$350,452 budgeted for this work.

Facilities Director Patterson reviewed the agenda bill summary.

**Council consensus:** Referred to the 03/22/11 RCM Consent Agenda

**Agenda Bill #3312 – A Motion accepting the work for the City Hall re-roof**

**Summary:** A contract was issued on July 19, 2010 to Access Services Inc. for the re-roofing of City Hall. The project is completed and the permits are signed off. Acceptance of the work will allow the release of the 5% retainage held on the contract.

There was one change order issued for \$8,911.28 plus tax to the Access Services Inc. contract for replacing the rusted galvanized flashings with stainless steel at each of the rooftop mechanical units and replacing the corroded roof drain rings. This change order also included a \$1,191.09 deduction for water damage caused by leaking during the replacement. In addition, \$1,111.50 of this change order was for repair to the membrane caused by MCS, the mechanical contractor, during the installation of the new cooling tower. This amount will be deducted from the monies owed to MCS.

The City has received a 15 year warranty certificate from the roofing manufacturer.

The roofing contract was \$295,552.85. \$314,374.50 was authorized by Council through Agenda Bill #3250.

Facilities Director Patterson reviewed the agenda bill summary.

**Council consensus:** Referred to the 03/22/11 RCM Consent Agenda

**CONSENT AGENDA:**

- **Approval of claims vouchers** (check nos. 93148 – 93295) in the amount of \$327,804.21 for the period ended March 18, 2011.
- **Approval of claims voucher** (check no. 93296 – 93296) in the amount of \$375.00 for the period ended March 18, 2011.
- **Approval of payroll vouchers** (check nos. 49583 – 49615) in the amount of \$162,797.86 for the period ended March 15, 2011.
- **Approval of payroll electronic fund transfers** (check nos. 67614 - 67779) in the amount of \$327,551.94 for the period ended March 15, 2011.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$64,291.72 for the period ended March 15, 2011.
- **Summary of \$5,000 - \$35,000 Purchase Requests** for the period ended March 18, 2011.

**Approval of Council Meeting Minutes:**

- **Council Retreat** held February 11 and 12, 2011.
- **Regular Council Meeting** held February 22, 2011.
- **Administration and Finance Committee Meeting** held March 8, 2011.
- **Public Safety and Justice Committee Meeting** held March 8, 2011.
- **Special Council Meeting** held March 8, 2011.

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

**Agenda Bill #3308; Ordinance #11-1005 amending the SeaTac Municipal Code related to animal control regulations**

**Agenda Bill #3301; Motion accepting the work for the City Hall cooling tower**

**CONSENT AGENDA (Continued):**

**Agenda Bill #3312; Motion accepting the work for the City Hall re-roof**

MOVED BY GREGERSON, SECONDED BY FISHER 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 Unfinished Business):** There were no public comments.

**UNFINISHED BUSINESS:**

**•Summary of \$5,000 - \$35,000 Purchase Requests for the period ended March 18, 2011**

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Angle Lake July 4 <sup>th</sup> Fireworks Show	P&R	\$10,000	\$10,000	\$10,000

CM Forschler stated that funding a fireworks show is not an appropriate use of public funds. He stated he would be willing to pay 1/7 of the cost personally if the other CMs would pay the rest.

CM Fernald stated that she too would be voting no. In 2005 the City declared fireworks illegal and therefore shouldn't be allowed.

ICM Cutts and City Attorney Mirante Bartolo clarified that the City allows public displays by permit.

DM Fisher stated that while he agrees with CMs Forschler and Fernald, he will vote for it this time. The City needs to consider other options for the future.

Upon the request of Mayor T. Anderson, resident Barry Ladenburg spoke regarding the fireworks show stating that the Angle Lake Shore Club, residents around the lake, the Manor Club, and the City all work together to make this show a success. The lake is the safest place to have the show.

CM Gregerson stated her support of funding a portion of the show, but requested this be discussed during the budget process in the future.

Mayor T. Anderson requested this item be postponed to the April 12, 2011 RCM in order to get some more questions answered.

**PUBLIC COMMENTS (related to the Angle Lake July 4<sup>th</sup> Fireworks):** Earl Gipson stated that the regulations were implemented because a few people weren't responsible with their fireworks. He stated that he does not attend the fireworks show because he does not like crowds.

Ron Bensley stated that the Council is getting along really well considering this is an issue that can be very divisive. He stated that this should be discussed during budget time instead of as an appropriation request.

Clyde Hill stated that he spent time researching the City's past minutes and Ordinances related to fireworks. In 2007, Barry Ladenburg requested funding assistance from the City and at that time it was recognized as a great public/private partnership.

**Referred to:** April 12, 2011 RCM

**NEW BUSINESS:** There was no New Business.

**CITY MANAGER'S COMMENTS:** ICM Cutts commented on the following: (1) March 29 – 6 p.m., Valley Medical Center and University of Washington Medicine are holding a community meeting in the Council Chambers; (2) April 12 – 1 p.m., 42<sup>nd</sup> Avenue South Sidewalk Ribbon Cutting Ceremony at Chinook Middle School; and (3) April 15 – 1:30 p.m., Compensation and Classification Workshop in the Council Chambers.

**COUNCIL COMMENTS:** CM Gregerson commented on the following: (1) March 9 – Public Issues Committee (PIC) meeting, KC Metro staff spoke. She requested Metro staff present to the City to outline the strategic plan for public transportation and then City staff to prepare feedback to the Suburban Cities Association (SCA) as to the City's concerns; (2) Member of the Human Development Committee. The steering committee developed two parts to their work plan – Social Security Reform and Social Determinants of Health; (3) the National League of

**COUNCIL COMMENTS (Continued):** Cities (NLC) has a prescription discount card program that could save the SeaTac residents money that she would like the City to participate in; and (4) April 30 – 10 a.m., Drug Take Back Program at City Hall.

CM Fernald stated that several people did meet with the Riverton Heights Post Office officials to see if there was a way to leave the hours as they were but they still decided to close at 6 p.m.

DM Fisher stated that at the NLC Conference, transportation was discussed and it was mentioned that the Panama Canal is being widened to allow for bigger ships and Canada is building double-decker trains to move freight. The concern is that the United States will not be able to compete with moving freight anymore.

Mayor T. Anderson stated that the fireworks show at Angle Lake is always well attended.

**ADJOURNED:**

MOVED BY GREGERSON, SECONDED BY FORSCHLER TO ADJOURN THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 7:48 P.M.

MOTION CARRIED UNANIMOUSLY.



Terry Anderson, Mayor



Kristina Gregg, City Clerk