

City of SeaTac

Regular Council Meeting Minutes

August 9, 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 6:06 p.m.

COUNCIL PRESENT: Mayor Terry Anderson, Deputy Mayor (DM) Gene Fisher (*left at 8:33 p.m.*), Councilmembers (CMs) Rick Forschler, Anthony (Tony) Anderson, Ralph Shape, Pam Fernald, and Mia Gregerson.

STAFF PRESENT: City Manager Todd Cutts, City Attorney Mary Mirante Bartolo, City Clerk Kristina Gregg, Administrative Assistant III Amber Russ, Administrative Captain Annette Louie, Human Resources (HR) Director Anh Hoang, Public Works (PW) Director Tom Gut, Human Services (HS) Manager Colleen Brandt-Schluter, Fire Marshall Jon Napier, Community and Economic Development (CED) Director Cindy Baker, Economic Development (ED) Manager Jeff Robinson, Senior Assistant City Attorney Mark Johnsen, Police Chief Jim Graddon, and Fire Chief Jim Schneider.

FLAG SALUTE: King County (KC) Districting Committee Member Sally Nelson led the Council, audience and staff in the Pledge of Allegiance.

PUBLIC COMMENTS: Nathanael Engen requested sidewalks on South 180th Street, behind the Marriott Hotel due to kids and employees walking on the well traveled vehicle road.

Wendy Morgan, representing a group, spoke against the change in form of government.

Leonard Luna, regarding an e-mail incident that occurred in April 2010, requested CM Gregerson be reprimanded for it and that she resign.

Earl Gipson, representing a group, spoke in support of Agenda Bill #3347.

Barry Ladenburg spoke against the change of form of government.

Vicki Lockwood spoke in favor of the change of form of government.

PRESENTATIONS:

• **Introduction of New Employee: Administrative Assistant III Amber Russ**
City Manager Cutts introduced Ms. Russ.

• **Council confirmation of Mayoral appointments/re-appointments of Jeffrey Bauknecht, Caroline Curtis, Vickie Molzer, Cathy Heiberg and Frank Welton to the Hotel/Motel (H/M) Tax Advisory Committee and John Glover to the Library Advisory Committee**

MOVED BY SHAPE, SECONDED BY GREGERSON TO APPROVE THE APPOINTMENT OF JEFFREY BAUCKNECHT, CAROLINE CURTIS, VICKIE MOZLER, CATHY HEIBERG AND FRANK WELTON TO THE HOTEL/MOTEL TAX ADVISORY COMMITTEE AND JOHN GLOVER TO THE LIBRARY ADVISORY COMMITTEE.

MOTION CARRIED UNANIMOUSLY.

Mayor T. Anderson presented the certificates to Mr. Baucknecht, Ms. Curtis, and Ms. Mozler. Ms. Heiberg, Mr. Welton, and Mr. Glover were not in attendance. Their certificates will be mailed to them.

• **County, State Legislative and Congressional Redistricting Efforts**

KC Districting Committee Member Sally Nelson gave an overview of the KC Districting Committee. The committee has two requirements: (1) complete the task on time (January 2012) – committee is ahead of schedule and hopes to be completed with requirements by October; and (2) stay within budget – committee is well below the budget. The committee has four members from across the nine county region and were selected by the KC Council. All four members of the committee volunteer because they have a passion about being sure everyone is equally represented.

The committee is tasked with redrawing the nine County districts. SeaTac is in the 5th District. Every 10 years law requires this to be done based on the federal census to be sure that each district has an equal representation of population. The target population per KC district for 2011 is 214,500. The committee has full authority to decide how the maps will be drawn.

PRESENTATIONS (Continued):

County, State Legislative and Congressional Redistricting Efforts (Continued): The committee is required to look at the following: compact, contiguous, recognized sometimes by manmade or natural boundaries, and preserve as much as possible existing community interests. Four draft maps have been provided for public comment. District 5 must shrink by 658 while other districts need to shrink by 11,600 and 30,000.

She encouraged the SeaTac City Council to discuss this issue at a future meeting and then contact the committee with the preferred map.

Washington State Redistricting Commission Outreach Coordinator Genevieve O'Sullivan stated that the commission deals not only with the state census numbers but also the national census numbers because it dictates where the 435 house seats go in congress. In 2011, Washington will gain a 10th seat. The ideal size for a congressional district is 672,000. SeaTac is currently in Districts 7 and 9.

For Legislative redistricting, the ideal number is 137,235.5. There will be a lot of movement across the state. Every district will need to adjust accordingly. She encouraged the City to keep an eye on the potential changes for both congressional and legislative districts in order to provide feedback.

Ms. O'Sullivan stated that the process was designed by citizens who felt the legislature was having trouble getting the maps done. In order so that the commission does not have a tie vote, three of the four members have to agree. This requires everyone to work together.

She stated that the timeline is as follows: May through August – public forums, August 15 – third party plans due, mid-September – draft plans released, November 1 – goal for completion of commissioners' congressional and legislative plans, January 1 - constitutional deadline, and February 10 - deadline for legislative amendments.

Suggested boundaries will be accepted until August 15.

She stated that the commission and status can be followed: website - www.redistricting.wa.gov, facebook, twitter, or listserv.

•New Futures

Executive Director Mario Paredes thanked the City for the opportunity to serve the community. New Futures has provided support services for children and families for the last 18 years. The main goal is to support refugees, immigrants and low income families to succeed in school and to become more active members of the society. New Futures advocates for clients and empowers clients to become successful in their lives.

Mr. Paredes introduced Windsor Heights Site Manager Kate Elias.

Ms. Elias detailed services provided at the Windsor Heights facility: after school programs for children in 1st through 12th grades, early learning programs for children ages 3 and 4, family advocacy, and providing a space that is safe, creative and empowering for the community.

New Futures Program Participant Angelica Granados explained how New Futures has touched her life.

•State Legislative Session Update

City of SeaTac's State Lobbyist Joe Daniels stated that the session went basically as predicted.

Mr. Daniels highlighted SeaTac specific issues:

- SR 509 - phase 2 funding removed from budget in favor of a public-private partnership (P3) feasibility study which would examine the possibilities of developing a P3 approach;
- Tourism promotion/lodging taxes - several bills introduced. The one that finally passed originally only allowed non-profit agencies to be eligible to compete for future tourism promotion funds. An amendment allowed "local public and non-profit" agencies to compete for these funds.

Next session will be more of the same; June revenue forecast was down, September forecast will be down, another order of executive cuts, and there could be another special session mostly focusing on fiscal issues.

Council discussion ensued regarding the bills addressed during the legislative session.

City Manager Cutts stated that the Council will be considering the next legislative session agenda for SeaTac issues in next couple of months.

PRESENTATIONS (Continued):

•Police Explorer Post 2052 Introductions

Administrative Captain Louie thanked Council for supporting the explorer program which was implemented this year. She introduced Sergeant Ted Boe who manages the explorer program.

Sergeant Boe stated that the primary goal of the program is challenging youth to become responsible citizens of their communities and the nation. The Explorers are taught life skills as well as law enforcement skills.

He introduced Community Service Officer (CSO) Mechee Burnett, Officers Hansen Sue and Ryan Abbott, and volunteer Robert Kahrig. He introduced the explorers in attendance: Sai Asuemu, Chad Bare, Youssouph Diallo, Rolando Hernandez, Unai Elisara, Cody Hansen, Juan C Rodriguez, Alejandra Rojas, and Antonio Zacarias.

Explorer Asuemu thanked Council for this opportunity.

•Council Consideration of Mayoral re-appointments of Harlan Feinstein and Cheryl Forbes to the Library Advisory Committee (Scheduled for Council Confirmation at the September 13, 2011 Regular Council Meeting [RCM])

Mayor T. Anderson announced her selection of Mr. Feinstein and Ms. Forbes to be re-appointed to the Library Advisory Committee at the September 13, 2011 RCM.

Council consensus: Referred to the 09/13/11 RCM for Confirmation of Appointment

DISCUSSION ITEMS:

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

City Manager Cutts reviewed the requests:

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Civil Service Promotional Exam	Fire / HR	\$6,500	\$6,500	\$6,800
		\$1,381	\$1,381	\$2,000
		\$63,000	\$63,000	\$4,800

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

•Summary of \$5,000 - \$35,000 Grant Acceptance Requests for the period ended August 5, 2011

City Manager Cutts reviewed the requests:

<u>Item Description</u>	<u>Department</u>	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Estimate</u>
Coordination Prevention Grant	PW	\$29,219	\$29,219	\$29,219
Local Hazardous Waste Management Program Grant	PW	\$10,991	\$10,991	\$10,991

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

AGENDA BILL PRESENTATIONS:

Agenda Bill #3347 – A Resolution calling for an election on the proposition of whether the City’s present Council-Manager plan of government should be abandoned and the Mayor-Council plan of government be adopted

Summary: A petition to abandon the existing Council-Manager form of government and adopt a Mayor-Council form of government was submitted to KC Department of Elections on June 15, 2011. Pursuant to State law, the petition must be signed by registered voters in a number equal to not less than ten percent of the votes cast at the last general municipal election. The number of votes cast at the last general election was 4,459. Therefore, there must be at least 446 signatures to file a sufficient petition. On June 28, 2011 the Elections Director determined the petition to be sufficient. Pursuant to Revised Code of Washington (RCW) 35A.06.050, the proposal for a change of the plan of government must be voted upon at the next general municipal election. The next general municipal election is scheduled for November 8, 2011. This Resolution includes the language of the ballot proposition, as certified by the City Attorney, pursuant to law, which is limited to no more than 75 words.

Following adoption of the Resolution, a certified copy shall be transmitted by the City Clerk to the KC Department of Elections for review as to legality by the Office of the Prosecuting Attorney, and for placement upon the ballot of the general election.

In the event the voters approve the change of plan of government, all incumbent CMs will retain their seats for the balance of their terms of office and the Council will be required to call for a special election of the Mayor.

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3347 (Continued): Since Council positions will be on the general election ballot, the addition of the subject proposition will not add any election costs.

City Attorney Mirante Bartolo reviewed the agenda bill summary.

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

Agenda Bill #3358 – A Motion authorizing the City Manager to sign an Interlocal Cooperation Agreement for the Regional Affordable Housing Program (RAHP)

Summary: This Motion allows the City of SeaTac to participate in an Interlocal Agreement (ILA) in which KC would administer a regional fund to support the affordable housing initiative in KC. The agreement and administrative guidelines of the RAHP Interlocal spell out how funds from document recording surcharge are to be used to support affordable housing throughout KC. The agreement between the City and the County must be reviewed and authorized by Council and Administration for the years 2012-2014. SeaTac is already participating in the current agreement.

In 2002, the State Legislature created a surcharge on the document recording fee to support affordable housing projects at the state and local level. The County is allowed to keep 5% of this surcharge to cover the cost of collection and administration. Of the remainder, 40% is remitted to the State and 60% is retained by the County for use in the Housing Opportunity fund. These dollars are allocated to affordable income housing projects pursuant to the ILA between KC and suburban cities.

The Joint Recommendations Committee (JRC) is an inter-jurisdictional body that provides specific funding recommendations and advice on guidelines and procedures for KC and its consortia city partners on a wide range of housing and community development issues. The JRC was created through the interlocal cooperation agreements that formed the KC Community Development Block Grant (CDBG) Consortium, the KC HOME Investment Partnerships (HOME) Consortium and the KC RAHP Consortium, and is now codified in the KC Code in Title 24, Chapter 24.13.

SeaTac's participation in the planning process for the RAHP dollars, through the ILA, allows SeaTac to appoint a staff person to participate in the Interjurisdictional Advisory Group (IAG) and gives the opportunity to influence the use of county, state and federal dollars for affordable housing and community development purposes. HS Manager Colleen Brandt-Schluter has served in this capacity reviewing projects from the South KC (SKC) subregion and working with the County Housing and Community Development staff to make funding recommendations to the Interjurisdictional JRC. The IAG reviews not only RAHP dollars, but the federal CDBG Funds. It is those CDBG funds which SeaTac applies to annually to run the Minor Home Repair program.

HS Manager Brandt-Schluter reviewed the agenda bill summary.

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

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

Agenda Bill #3351 – An Ordinance adopting a new Section 13.150.270 related to enhanced 911 systems

Summary: An Enhanced 911 system provides the location, call back number and selective routing features for someone who has called 9-1-1. Private telephone systems may not always interface with the Enhanced 9-1-1 system. Private telephone systems that are not compliant with the Enhanced 9-1-1 system will cause a delay to emergency responders and prevent the dispatch center from calling back in the case of a hang-up.

RCW 38.52.505 provides that the State establishes rules on minimum information requirements of automatic location identification for the purpose of enhanced 911 emergency service. If the City wants to enforce these rules, they need to be adopted into the SeaTac Municipal Code (SMC).

This Ordinance creates a new Section 13.150.270 that adopts relevant sections of the Washington Administrative Code (WAC) pertaining to enhanced 911 systems. This Ordinance was also presented to the H/M Tax Advisory Committee for feedback. The committee wanted to ensure that the Ordinance ensured that the City and the property owners would work collaboratively to find a solution should a violation occur. This Ordinance was modified to reflect the committee's feedback to allow for the use of a correction agreement to address any needed corrections/modifications of the system.

Fire Marshall Napier reviewed the agenda bill summary.

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3351 (Continued): CM A. Anderson stated that the Public Safety & Justice (PS&J) Committee recommended this item for approval.

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

Agenda Bill #3360 – An Interim Ordinance adopting a Moratorium on the establishment of Medical Dispensaries and Collective Gardens; defining “Medical Cannabis Dispensaries” and Collective Gardens;” providing for a public hearing (PH), declaring an emergency; and establishing an effective date

Summary: State Law regarding medical cannabis is in conflict with Federal Law. The partially vetoed version of Engrossed Second Substitute Senate Bill 5073 (E2SSB 5073) transfers many of the Governor’s concerns to cities.

E2SSB 5073 passed the State Legislature on April 22, 2011 and was partially approved by the Governor on April 29, 2011. The Governor vetoed all of the sections dealing with the state licensing of production and licensed dispensaries of medical marijuana. The portions of the bill not vetoed by the Governor amend the original Initiative 692 passed by voters in 1998. The sections of E2SSB 5073 that were approved by the Governor became effective on July 22, 2011 and will be incorporated into RCW 69.51A, the chapter dealing with medical use of marijuana. These provisions include Protection for Health Care Professionals, Protection for Qualifying Patients and Designated Providers, and Collective Gardens.

The Governor’s rationale for vetoing a majority of E2SSB 5073 was based upon an advisory letter she received from the U.S Department of Justice. This letter was solicited by the Governor wherein she sought guidance concerning the practical effect of legislation being considered by the State Legislature concerning medical marijuana. The U.S. Attorney’s letter advised the Governor that substantial portions of the medical marijuana bill was in direct conflict with the Federal Controlled Substances Act (CSA) and that State employees who conducted activities mandated by the Washington legislative proposals would not be immune from liability under the CSA.

E2SSB 5073 provides that cities may adopt and enforce zoning regulations, business license requirements and business taxes for collective gardens. This puts cities and their staff in direct conflict with Federal Law. Essentially, City staff is put in the same position that State employees would have been in, had the Governor not vetoed significant portions of the legislation.

This Interim Ordinance establishes a moratorium that gives the City time to review how other jurisdictions are dealing with this issue and determine what, if any, specific zoning and/or development regulations should apply to collective gardens. Even though the Governor vetoed the sections of E2SSB 5073 that pertained to medical cannabis dispensaries, this Interim Ordinance also establishes a moratorium for medical cannabis dispensaries. Although staff believes that medical cannabis dispensaries are illegal as a result of the Governor’s veto, there is enough confusion on this issue that it is prudent to include dispensaries in the moratorium. Adopting a moratorium pertaining to dispensaries allows thorough review to determine if any regulation is appropriate.

RCW 36.70A.390 authorizes cities to impose moratoria to maintain the status quo while considering impending zoning, land use or similar regulations. The moratorium may be adopted without holding a PH. However, a PH on the moratorium shall be held within 60 days of its adoption. The Council may maintain, modify or terminate the moratorium after the PH. Such action shall include findings of fact justifying the Council’s action if findings were not adopted before the PH. A moratorium cannot be in effect for longer than six months unless it is renewed. A PH is held and findings of fact are made prior to each renewal. This Interim Ordinance would be in effect until February 1, 2012, which is just shy of the six-month limit.

Finally, the Interim Ordinance contains findings and a declaration of an emergency to allow the Ordinance to take effect immediately upon passage. Without such a declaration of an emergency, the Ordinance would not become effective until five days after passage and publication (which is approximately 10 days after Council action).

Alternatives include the following:

(1) Do not adopt a moratorium. Because there are no current specific zoning regulations in place, it is possible that these uses may be allowed under the City’s current code. Any code determination by the City could be appealed and possibly overturned by the Hearing Examiner and potentially the Courts through a Land Use Petition Appeal (LUPA). Any permit applications and uses could be vested, and thus subsequent adherence to regulations would be difficult to achieve. In addition, if the City does not adopt a moratorium and the City receives land use or license applications pertaining to dispensaries or collective gardens, Staff decisions could conflict with Federal law.

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3360 (Continued): If the City Council desires certainty as to the zoning of medical cannabis dispensaries and collective gardens, a moratorium would allow in-depth review of the issue so that these uses can be properly zoned. In addition, a moratorium would allow the City Council to adopt any development regulations that would be appropriate for these uses.

(2) Postpone adoption of a moratorium until a later date. This would allow time for applications to be submitted that could vest prior to the adoption of a moratorium at a later date. Similar to alternative #1 above, subsequent regulation of these uses would be difficult to achieve.

(3) Adopt interim regulations until permanent regulations can be adopted. This is not recommended at this time because more analysis needs to be done in order to provide the City Council with the necessary information so that an informed decision can be made. However, the Council can provide direction to the City Manager to bring forward Interim Regulations in September, and the Council can consider those regulations in conjunction with the PH on the moratorium.

(4) Adopting permanent regulations at this time. This is not an option as there has not been the required public process under the Growth Management Act (GMA).

City Attorney Mirante Bartolo and CED Director Baker reviewed the agenda bill summary.

CM Forschler and DM Fisher spoke in favor of the moratorium.

CM A. Anderson stated that the PS&J Committee recommended this item for approval.

PUBLIC COMMENT (related to Agenda Bill #3360): Michael Kovacs spoke in favor of Agenda Bill #3360.

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3353 – An Ordinance adopting a City Council Reimbursement Policy

Summary: The State Auditor provided the City with a Management Letter as part of the 2009 audit. This Management Letter stated that the City did not have adequate policies and procedures over certain expenditures to ensure that they are for valid public purposes. The State Auditor specifically addressed three separate areas pertaining to City Council expenses. These areas included cellular phones, internet service charges, and meals expenses when a Councilmember is not in travel status.

At the June 14, 2011 Administration & Finance (A&F) committee meeting, staff was requested to provide a draft reimbursement policy in the June 24 Council mail. The Committee requested a proposed policy that minimized the need for CMs to submit reimbursement requests by providing for an allowance in lieu of reimbursement. Additionally, the Committee requested that staff propose a suggested amount for an allowance that could be justified if questioned. Staff provided this information to Council. Staff was also directed to bring the draft policy to the July 12, 2011 A&F committee meeting for final review prior to placing the item on the Council agenda.

The proposed policy provides for either a City provided cellular phone or an allowance equal to the amount paid for a City provided cell phone. Staff is aware that some CMs do not want a City-issued phone as this would require them to carry multiple phones. Thus, the proposed policy provides the most flexibility while ensuring that the City does not overpay for cellular service by capping the allowance to the cost of a City-provided phone, which is currently \$55.53 per month.

Second, the policy provides for an allowance of up to \$75 to cover CM expenses including internet access. Currently, the City pays for five CMs internet access. The cost for these five CMs averages approximately \$54 per month. Some CMs also expressed interest in receiving reimbursement for miscellaneous expenses incurred while serving as a CM. Taking into account the cost of high speed internet, it appears that a total allowance of up to \$75 is reasonable.

This Ordinance will be effective September 1, 2011.

If all seven CMs receive the maximum reimbursement amount, the fiscal impact will be \$913.71 per month based upon the City's current cost for a City-provided cellular phone. This amount can be absorbed in existing budget through the remainder of 2011. Reimbursements in future years would require the Council to appropriate funds for these expenditures.

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3353 (Continued): Senior Assistant City Attorney Johnsen reviewed the agenda bill summary.

Council discussion ensued regarding this item.

CM Shape requested this item be discussed under Unfinished Business.

Council consensus: Referred to the 08/09/11 RCM Unfinished Business

Agenda Bill #3359 – A Resolution modifying the meeting times of Council Committees and repealing Resolution #10-005

Summary: By Resolution #10-005, the City Council established the schedule and start times for the meetings of Council Committees. The new schedule changes the time of LUP and Transportation & Public Works (T&PW) Committees pursuant to direction from the two committees. Under the new schedule, the T&PW Committee will meet on the fourth Tuesday of each month at 2:30 p.m. The LUP Committee will meet on the fourth Tuesday of each month at 3:30 p.m. The times for A&F and PS&J will remain the same.

Senior Assistant City Attorney Johnsen reviewed the agenda bill summary.

CM Shape stated that the T&PW and LUP Committees recommended this item for approval.

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

Agenda Bill #3356 – A Motion authorizing the City Manager to accept grant funding from Washington State Department of Transportation (WSDOT) to support Commute Trip Reduction (CTR) and authorizing the City Manager to execute an agreement with King County Metro Transit (Metro) to implement the City's CTR program

Summary: The City of SeaTac is eligible to receive \$56,494 in grant funding through WSDOT, to continue implementation of the City's CTR program for a two-year period from July 1, 2011 to June 30, 2013. In addition, the City will enter into a \$47,474 agreement with Metro to implement the City's CTR plan with affected employers in the City.

The grant provides \$28,247 per year to the City or \$56,494 for the two-year period to continue plans and programs to reduce Vehicle Miles Traveled (VMT) and Single Occupancy Vehicle (SOV) commute trips and thereby reduce vehicle-related air pollution, traffic congestion and energy use. Further, the City must oversee the CTR programs of 16 area employer sites, and can achieve cost efficiencies and administrative consistency by contracting with Metro to implement the citywide program. The City and Metro have entered into similar agreements since 1993.

PW Director Gut reviewed the agenda bill summary.

CM Shape stated that the T&PW Committee recommended this item for approval.

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

Agenda Bill #3357 – A Motion Authorizing the City Manager to execute a contract amendment with Allied Waste Services

Summary: The City and Rabanco Limited d/b/a Allied Waste Services of Kent entered into a contract for Comprehensive Garbage, Recyclables and Yard Debris Collection in March 2004, effective June 1, 2004. The contract is in effect until May 31, 2014.

Food scraps were added to the residential organics curbside collection in October, 2009. The curbside collection of food scraps is limited to hauler provided 96-gallon yard debris collection containers. This amendment provides two additional yard debris container sizes for residential curbside service, 32-gallon and 64-gallon totes. In addition, the amendment provides for commercial curbside food scraps collection in the 96-gallon yard debris tote. This will allow for increased opportunity and options for organics collection in SeaTac.

Second, recyclable material options have been revised since the 2004 contract. This amendment modifies the Recyclable Collection Materials accepted in SeaTac to include such items as clamshell containers, plastic bags and stretch wrap, clean plastic plant pots and plastic trays, currently not acceptable for residential curbside recycling.

This amendment has no fiscal impact. The additional service would not change the rates charged to customers.

PW Director Gut reviewed the agenda bill summary.

Council consensus: Referred to the 08/09/11 RCM Consent Agenda

CONSENT AGENDA:

- **Approval of claims vouchers** (check nos. 94914 – 95094) in the amount of \$1,970,806.44 for the period ended August 5, 2011.
- **Approval of payroll vouchers** (check nos. 49943 – 49991) in the amount of \$433,451.10 for the period ended July 31, 2011.
- **Approval of payroll electronic fund transfers** (check nos. 69192 - 69380) in the amount of \$415,628.32 for the period ended July 31, 2011.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$84,335.14 for the period ended July 31, 2011.
- **Summary of \$5,000 - \$35,000 Purchase Requests** for the period ended August 5, 2011.
- **Summary of \$5,000 - \$35,000 Grant Acceptance Requests** for the period ended August 5, 2011.

Approval of Council Meeting Minutes:

- **Council Workshop** held May 10, 2011.
- **Land Use and Parks Committee Meeting** held June 28, 2011.
- **Council Workshop** held June 28, 2011.
- **Joint City Council Planning Commission Workshop** held July 12, 2011.
- **Land Use and Parks Committee Meeting** held July 26, 2011.
- **Regular Council Meeting** held July 26, 2011.

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

Agenda Bill #3347; Resolution #11-005 calling for an election on the proposition of whether the City's present Council-Manager plan of government should be abandoned and the Mayor-Council plan of government be adopted

Agenda Bill #3358; Motion authorizing the City Manager to sign an Interlocal Cooperation Agreement for the Regional Affordable Housing Program (RAHP)

Agenda Bill #3351; Ordinance #11-1014 adopting a new Section 13.150.270 related to enhanced 911 systems

Agenda Bill #3360; Interim Ordinance #11-1015 adopting a Moratorium on the establishment of Medical Dispensaries and Collective Gardens; defining "Medical Cannabis Dispensaries" and Collective Gardens;" providing for a public hearing, declaring an emergency; and establishing an effective date

Agenda Bill #3359; Resolution #11-006 modifying the meeting times of Council Committees and repealing Resolution #10-005

Agenda Bill #3356; Motion authorizing the City Manager to accept grant funding from Washington State Department of Transportation (WSDOT) to support Commute Trip Reduction (CTR) and authorizing the City Manager to execute an agreement with King County Metro Transit (Metro) to implement the City's CTR program

Agenda Bill #3357; Motion Authorizing the City Manager to execute a contract amendment with Allied Waste Services

MOVED BY SHAPE, SECONDED BY GREGERSON TO ACCEPT THE CONSENT AGENDA AS PRESENTED.*

PUBLIC COMMENTS (related to the Consent Agenda): Earl Gipson requested Council consider having an open debate on the change of form of government. City Attorney Mirante Bartolo stated her concern with using the Council Chambers for that type of debate.

DM Fisher left at this point in the meeting.

*MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS:

Agenda Bill #3353; Ordinance adopting a City Council Reimbursement Policy

MOVED BY A. ANDERSON, SECONDED BY FORSCHLER TO PASS AGENDA BILL #3353.*

CM Shape stated his opposition to Agenda Bill #3353.

CM Forschler stated that this is a policy to be in compliance with the auditors request.

UNFINISHED BUSINESS (Continued):

Agenda Bill #3353 (Continued): CM A. Anderson stated this is not a pay increase, just another way of handling certain bills.

CM A. Anderson stated that the A&F Committee recommended this item for approval as is.

CM Shape requested this agenda bill be delayed to the next RCM.

CM Gregerson requested this item also be presented at the next A&F Committee meeting to be separated and discussed before going back to Council.

Agenda Bill #3353 was postponed to the September 13, 2011 A&F Committee Meeting and RCM.

NEW BUSINESS: There was no New Business.

CITY MANAGER'S COMMENTS: City Manager Cutts commented on the following: (1) attending the Washington City Manager's Association Conference during the week of August 15 and City Attorney Mary Mirante Bartolo will be Acting City Manager; (2) August 12, 12 – 12:30 p.m., Regional Animal Services of KC one year celebration; (3) August 14, 1 – 3:30 p.m., Highline Botanical Gardens ice Cream Social; (4) August 14, 5 – 6:30 p.m., Music in the Park at Angle Lake Park; (5) August 16 - Senior Citizen Advisory Committee and PC meetings have been cancelled; (6) August 22, 5:30 – 7:30 p.m., South 164th Street Sidewalk Project Open House; (7) August 23 - LUP and T&PW Committee Meetings, and the RCM have been cancelled; and (8) September 5 – Labor Day, City Hall will be closed.

COUNCIL COMMENTS: CM A. Anderson stated that the Police Explorers Program is a great program.

CM Fernald stated that the National Night Out (NNO) was good. She was with Mayor T. Anderson and Police Chief Graddon at Windsor Heights.

ADJOURNED:

MAYOR T. ANDERSON ADJOURNED THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 8:56 PM.

MOTION CARRIED UNANIMOUSLY.


Terry Anderson, Mayor


Kristina Gregg, City Clerk