



City of SeaTac

Regular Council Meeting Agenda

October 11, 2011
6:00 PM

City Hall
Council Chambers

CALL TO ORDER:

ROLL CALL:

FLAG SALUTE:

PUBLIC COMMENTS (at the beginning of the meeting): (Speakers must sign up prior to the meeting. Individual comments shall be limited to three minutes. A representative speaking for a group of four or more persons in attendance shall be limited to ten minutes. When recognized by the Mayor or his designee, walk to the podium, state and spell your name, and give your address [optional] for the record.)

1. PRESENTATIONS:

- **Council consideration of re-appointments of Jon Ancell and Fred Geraldson to the Senior Citizen Advisory Committee (5 minutes) (scheduled for confirmation at the 10/25/11 RCM)**

By: Mayor Terry Anderson

- **Literacy Source - A Community Learning Center (5 minutes)**

By: Community Literacy Coordinator Jane Arbogast

- **Website Demonstration (10 minutes)**

By: Systems Administrator Bart Perman

2. SUSPENSION OF THE RULES:

- **Motion to suspend the rules to bring forward Public Comments and Council Action related to Agenda Bill #3372.**

NEW BUSINESS:

Agenda Bill #3372 – A Resolution regarding the City Council’s collective position on Initiative 1183, to be presented to the electorate on November 8, 2011 (20 minutes)

By: Senior Assistant City Attorney Mark Johnsen

PUBLIC COMMENTS (related to Agenda Bill #3372): (Individual comments shall be limited to three minutes and group comments shall be limited to five minutes.)

3. DISCUSSION ITEMS:

- **Summary of \$5,000 - \$35,000 Purchase Requests for the period ended October 5, 2011 (5 minutes)**

By: City Manager Todd Cutts

AGENDA BILL PRESENTATIONS:

- 4. Agenda Bill #3369 – A Motion authorizing the City Manager to execute a Contract with Grindline Skateparks, Inc. for design of a skate park at the SeaTac Community Center (10 minutes)**

By: Assistant Parks and Recreation Director Lawrence Ellis

- 5. Agenda Bill #3366 – A Motion authorizing the City Manager to enter into an agreement between the Highline School District and the City of SeaTac for a School Resource Officer at Tyee High School and Chinook Middle School (10 minutes)**

By: Police Chief Jim Graddon

- 6. Agenda Bill #3373 – An Ordinance establishing a Community Building Committee as an advisory committee to the City Council (10 minutes)**

By: City Manager Todd Cutts

7. CONSENT AGENDA:

- **Approval of claims vouchers (check nos. 95602 – 95837) in the amount of \$1,365,434.60 for the period ended October 5, 2011.**

7. CONSENT AGENDA (Continued):

- **Approval of payroll vouchers** (check nos. 50116 – 50154) in the amount of \$498,635.24 for the period ended September 30, 2011.
- **Approval of payroll electronic fund transfers** (check nos. 69925 - 70105) in the amount of \$344,667.94 for the period ended September 30, 2011.
- **Approval of payroll wire transfer** (Medicare and Federal Withholding Tax) in the amount of \$70,247.04 for the period ended September 30, 2011.
- **Summary of \$5,000 - \$35,000 Purchase Requests** for the period ended October 5, 2011.

Approval of Council Meeting Minutes:

- **Transportation and Public Works Committee Meeting** held September 27, 2011.
- **Council Workshop** held September 27, 2011.
- **Regular Council Meeting** held September 27, 2011.

Agenda Items reviewed under Agenda Bill Presentations will be considered for placement on this Consent Agenda. Please refer to the items in the Council packet, if necessary.

PUBLIC COMMENTS (related to the Consent Agenda): (Individual comments shall be limited to one minute and group comments shall be limited to three minutes.)

PUBLIC COMMENTS (related to the following Unfinished Business): (Individual comments shall be limited to two minutes. Group comments shall be limited to five minutes.)

UNFINISHED BUSINESS:

NEW BUSINESS:

CITY MANAGER'S COMMENTS:

COUNCIL COMMENTS:

EXECUTIVE SESSION:

ADJOURN:

City of SeaTac

Regular Council Meeting Minutes

October 11, 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 6:01 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.

STAFF PRESENT: City Manager Todd Cutts, City Attorney Mary Mirante Bartolo, Assistant City Attorney Mark Johnsen, Deputy City Clerk Marcia Rugg, Economic Development (ED) Manager Jeff Robinson, Systems Administrator Bart Perman, Assistant Parks and Recreation (P&R) Director Lawrence Ellis, Human Services (HS) Manager Colleen Brandt-Schluter, Facilities Manager Pat Patterson, Executive Assistant Lesa Ellis, Interim Finance Director Joyce Papke, Community & Economic Development (CED) Director Cindy Baker, Planning Manager Barbara Nelson, Police Chief Jim Graddon, Fire Chief Jim Schneider and Police Captain Annette Louie.

FLAG SALUTE: City Manager Cutts led the Council, audience and staff in the Pledge of Allegiance.

PUBLIC COMMENTS: Leonard Luna, representing citizens of McMicken Heights, stated he has only once submitted a Public Disclosure Request (PDR). It was for a list of the HS funding sources. He reiterated previous comments regarding an email incident that occurred in 2010. It appears that CM Gregerson as well as some City staff have violated the Revised Code of Washington (RCW) and Washington Administrative Code (WAC). He requested the involved staff be reprimanded and provide an apology and that the involved CM resign.

Othman Heibe requested the City to be put back to the sense of responsibility for those who serve in behalf of the citizens. He stated his support of Agenda Bill #3373.

Doris Cassan questioned whether the current form of government is accountable to the citizens. She detailed an eminent domain situation that occurred regarding her property.

Karen Baker, reminded the Council of RCW 42.30.010 which states the people of this state do not yield their sovereignty to agencies which serve them. She stated that the results of the PDR made last year are available at www.seataccoverup.com.

Wendy Morgan spoke in support of Agenda Bill #3373. This type of committee has been useful in the City of Tukwila and its community. Tukwila's CM Joan Hernandez stated she would be glad to speak to the SeaTac City Council regarding this topic.

PRESENTATIONS:

•Council consideration of re-appointments of Jon Ancell and Fred Geraldson to the Senior Citizen Advisory Committee (Scheduled for Council confirmation at the October 25, 2011 RCM)

Mayor T. Anderson announced her selection of Mr. Ancell and Mr. Geraldson to be re-appointed to the Senior Citizen Advisory Committee.

Council consensus: Referred to the 10/25/11 RCM for confirmation

•Literacy Source - A Community Learning Center

Community Literacy Coordinator Janet Arbogast detailed the background of this non-profit organization that provides adult literacy to students. They also provide citizenship classes, tutoring, computer services, job finding, and English language classes. They also have a partnership with the Village at Angle Lake Family Resource Center.

The main element that makes the classes unique is that they provide child care. The classes are offered in three quarters from September to June.

•Website Demonstration

Systems Administrator Perman overviewed the City's Website by demonstrating several features such as Code Red, the citizen contact form, latest news, City calendar, and how the video library displays council meetings.

He described how CityWorks, a recent asset management software will eventually tie into maintenance work orders.

SUSPENSION OF THE RULES:

MOVED BY SHAPE, SECONDED BY FISHER TO SUSPEND THE RULES TO BRING FORWARD PUBLIC COMMENTS AND COUNCIL ACTION RELATED TO AGENDA BILL #3372.

MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS:

Agenda Bill #3372 – A Resolution regarding the City Council’s collective position on Initiative 1183, to be presented to the electorate on November 8, 2011

Summary: Initiative 1183 will be presented to the electorate on November 8, 2011. Staff was requested to place this item on the Council agenda for Council consideration of passing a Resolution either supporting or opposing Initiative 1183. Should the Council wish to take a collective position related to the Initiative, Resolutions in support of and in opposition to Initiative 1183 have been prepared. Initiative 1183 concerns liquor: beer, wine, and spirits (hard liquor). The official ballot summary states: “This measure would close state liquor stores and sell their assets; license private parties to sell and distribute spirits; set license fees based on sales; regulate licensees; and change regulation of wine distribution.”

In sum, it appears that the Initiative will do the following:

- Close state liquor stores and require the sale of their assets including the liquor distribution center.
- The state would license private parties to distribute spirits and to sell spirits in retail stores meeting certain criteria (generally stores of more than 10,000 square feet), subject to specified training and compliance requirements. In addition, local communities will have input before a liquor license can be issued to a retailer, and 1183 specifically maintains all local zoning requirements and authority related to the location of liquor stores.
- The measure establishes licensing fees for sale and distribution of spirits based on the licensee’s sales revenues. The Initiative specifies that local governments are to continue to receive, in the aggregate, no less liquor revenue than comparable periods plus an additional \$10 million per year for public safety.
- It would change some wine distribution laws and allow non-uniform wholesale pricing for wine and spirits.

According to the State Office of Financial Management (OFM) the fiscal impact cannot be precisely estimated because the private market will determine bottle cost and mark-up for spirits. Using a range of assumptions, total State General Fund are estimated to increase in a range of \$216 million to \$253 million and total local revenues are estimated to increase in a range of \$186 million to \$227 million, after Liquor Control Board one-time and ongoing expenses, over six fiscal years. In addition, the OFM estimates a one-time net state revenue gain of \$28.4 million from the sale of the state liquor distribution center and one-time debt service costs are \$5.3 million. Ongoing new state costs are estimated at \$158,600 over six fiscal years.

RCW 42.17.130 prohibits the use of city facilities to assist in promotion of or opposition to any ballot proposition. However, RCW 42.17.130(1) allows the Council to adopt a Resolution in support of or opposition to a ballot proposition if certain mandatory procedural steps are taken, including providing notice that the Council will discuss taking a collective position regarding the ballot measure, and providing an opportunity for public comment prior to Council action. Therefore, public comments have been solicited for this Council Meeting, by notice published on the City Council Agenda.

Senior Assistant City Attorney Johnsen reviewed the agenda bill.

Council discussion ensued regarding this agenda bill.

PUBLIC COMMENTS: Bruce Beckett spoke in support of, and Derek Baker spoke against, Initiative 1183.

COUNCIL CONCURRED NOT TO TAKE ANY ACTION ON THIS MOTION.

DISCUSSION ITEM:

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

City Manager Cutts reviewed the request:

<u>Item Description</u>	<u>Department</u>	<u>Amended Budget</u>	<u>Estimate</u>
Outside Legal Services- Surface Water Fee	Legal	\$78,750	\$20,000

Council consensus: Referred to the 10/11/11 RCM Consent Agenda

AGENDA BILL PRESENTATIONS:

Agenda Bill #3369 – A Motion authorizing the City Manager to execute a Contract with Grindline Skateparks, Inc. for design of a skate park at the SeaTac Community Center (STCC)

Summary: Assistant P&R Director Ellis introduced Grandline Skateparks, Inc. Principal Michael Shapiro. The City was awarded \$278,900 from King County (KC) Community Development Block Grant (CDBG) to design and construct a Skate Park at STCC. The project will enhance the existing park by adding another free recreational activity. The design and engineering fees will not exceed \$27,890 which is 10% of the project budget.

Seven firms submitted proposals in response to the Request for Proposal (RFP) and the top three firms were chosen for interviews. P&R staff interviewed the top three firms on Wednesday, September 14 to select the most qualified firm for the project and Grindline Skateparks, Inc. was chosen. The design and construction plans are anticipated to go out to bid for construction in 2012 and the City Council will be asked to approve the construction contract at that time. The target date for completion of the project will be May 2012.

The amount will be reimbursed through the KC CDBG program that was accepted by the City on May 11, 2010.

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

Council consensus: Referred to the 10/25/11 RCM

Agenda Bill #3366 – A Motion authorizing the City Manager to enter into an agreement between the Highline School District (HSD) and the City of SeaTac for a School Resource Officer (SRO) at Tyee High School and Chinook Middle School

Summary: The proposed Agreement would continue the HSD annual contribution of \$50,000 to offset a portion of the cost for a SRO at the Tyee Educational Complex and Chinook Middle School for the 2011-2012 school year. The District has provided partial funding at this level for the 2006-2007, 2007-2008, 2008-2009, 2009-2010 and 2010-2011 school years.

The Agreement documents cost sharing, indemnification, the employment status of the officer, how a replacement would be selected, the work schedule and duties of the SRO and the facilities to be provided by the School District. It requires the District to pay to the City the full \$50,000 within 60 days of invoice. It is consistent with and documents our current practices regarding our SRO at Tyee Educational Complex and Chinook Middle School. This Agreement does not commit the City to any additional staffing or enhancement of services at the schools. The term of the Agreement is through June 30, 2012 and allows for early termination of the contract with 60 days written notice. In the event of early termination, the City must return to the School District \$5,000 (1/10 of \$50,000) for each full month remaining in the 2011-2012 school year.

This Agreement would result in \$50,000 from the HSD to the City's general fund. The City's 2012 annual budget is being prepared with the City bearing the full cost of a SRO for the remainder of the 2011-2012 fiscal year.

Police Chief Graddon reviewed the agenda bill summary.

Council consensus: Referred to the 10/11/11 RCM Consent Agenda

Agenda Bill #3373 – An Ordinance establishing a Community Building Committee as an advisory committee to the City Council

Summary: The mission of this Committee would be to engender a feeling of belonging and shared community, where there is equal opportunity and access to information and resources for all.

At the September 13th joint Administration & Finance (A&F) and Public Safety & Justice (PS&J) Committee meeting, CM Gregerson introduced the idea of a new committee to the CMs present. The joint committee provided direction to the City Administration to research this committee and return to Council with alternatives. Since that time, staff has worked with CM Gregerson to understand and refine the proposed objectives, mission, and structure of the committee. As such, the concept has evolved into a Community Building Committee.

Since incorporation in 1990, the City of SeaTac has experienced growth on many fronts. The population has grown, the number of visitors to the City has increased, the number of jobs in the City has increased, vehicular traffic has increased, and the diversity of cultures and languages has also grown. Much of this growth has benefitted the City through new jobs, improved roads, parks, and transit and a rich cultural tapestry. As communities grow, it can be a challenge to retain a shared sense of community. Increased transiency within the population can lead to lack of familiarity with neighbors, which can contribute to the challenge of retaining a sense

AGENDA BILL PRESENTATIONS (Continued):

Agenda Bill #3373 (Continued): of community. Community outreach is one technique used to strengthen the community. The byproduct of this outreach is often a community where citizens have a feeling of belonging and shared community and where there is equal opportunity and access for all.

The purpose of this Committee is to make recommendations to City Council to ensure that decisions are made to support community building. Recommendations will be developed through the Committee's workplan. The workplan will include tasks such as:

- Researching best practices of other jurisdictions and vetting those ideas within the community.
- Fostering communication and building trust with all City departments and within the community.
- Acting as a sounding board for projects and programs under development by the City.
- Seeking innovative, community-based ideas through sustainable, two-way communication within the community.
- Participating in existing city, school and community meetings and events to bridge communication gaps and promote active participation and community engagement.

The Committee will consist of seven members representing a wide range of ages, neighborhoods, schools, cultures, religions, socio-economics, special needs and skills relevant to the workplan. Members will be appointed by the Mayor and confirmed by the City Council to serve staggered two year terms. The Committee will elect a Chair and Vice Chair to provide leadership. The Committee will meet monthly and provide progress reports to the community twice annually and to the City Council on an as-needed basis.

Staff support for this committee exceeds current staffing levels. It is estimated that a 0.25 Full Time Employee (FTE) would be needed to provide on-going support to the Committee's workplan implementation activities, including: conducting research, facilitating meetings and events, reviewing projects and programs, and supporting on-going community engagement. This staff support could be provided through continued funding of the currently vacant Assistant City Manager (ACM) position or funding of a comparable position.

Alternately, the Committee could be staffed at a lower level, such as 0.1 FTE. Staff involvement in workplan implementation would be significantly reduced. Staff would be available to provide administrative functions such as distributing meeting agendas and taking meeting minutes, with minimal additional time available to support the Committee's research, facilitation, review and engagement functions. Greater reliance would be put on Committee members for workplan implementation.

City Manager Cutts reviewed the agenda bill summary.

Council discussion ensued regarding this agenda bill.

Council consensus: Referred to the 10/25/11 RCM

CONSENT AGENDA:

- **Approval of claims vouchers** (check nos. 95602 – 95837) in the amount of \$1,365,434.60 for the period ended October 5, 2011.
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CONSENT AGENDA (Continued):

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

Agenda Bill #3366; A Motion authorizing the City Manager to enter into an agreement between the Highline School District and the City of SeaTac for a School Resource Officer at Tyee High School and Chinook Middle School

MOVED BY A. ANDERSON TO ACCEPT THE CONSENT AGENDA AS PRESENTED. *(No second was made; however, the absence of a second does not affect the validity of the motion's adoption.)**

PUBLIC COMMENTS (related to the Consent Agenda): There were no comments.

*MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENTS: Earl Gipson stated that due to the economic times, this was not the time to create another City committee.

UNFINISHED BUSINESS:

Agenda Bill #3373; Ordinance establishing a Community Building Committee as an advisory committee to the City Council

MOVED BY A. ANDERSON, SECONDED BY GREGERSON TO PASS AGENDA BILL #3373.*

Council discussion ensued regarding the purpose and costs of this committee.

CM A. Anderson requested this item be postponed to the October 25, 2011 Land Use & Parks (LUP) and Regular Council Meetings for further discussion.

NEW BUSINESS: There was no New Business.

CITY MANAGER'S COMMENTS: City Manager Cutts commented on the following: (1) October 14, 2011- 9 a.m. Budget Workshop; (2) October 14 - 12 noon ribbon cutting for the new electric car charging station; (3) October 15 - 9 a.m. Budget Workshop 3; (4) October 29 - 10 a.m. National Prescription Drug Take Back Program at City Hall; (5) clarified from an earlier comment that he does encourage staff to have conversations with CMs on key issues; and (6) issued a Request for Proposal (RFP) to further refine the planning efforts on the Riverton Heights project and the City has received four proposals.

COUNCIL COMMENTS: CM Gregerson stated on January 19, 2012 - 6:30 p.m. the Puget Sound Skills Center will hold a Cities and Schools Coalition annual summit inviting all the elected officials from the cities in the Highline School District (HSD).

CM Fernald commented on the following: (1) attended the South 138th Street sidewalk ribbon cutting attended by staff, neighbors and members of the Faith Deliverance Church; and (2) reiterated the timeline of the events that occurred from the May 2010 RCM to present regarding an email incident, discussions, events and the PDR for emails between the Human Services Coordinator and a CM.

CM Fisher stated he has never requested a PDR.

CM A. Anderson stated that it is important to move forward as a Council. PDRs submitted with the intent of digging up dirt on a CM is a waste of City time and money.

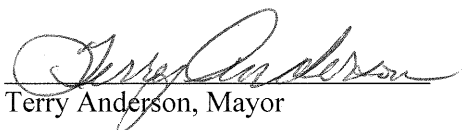
CM Shape commended staff for the South 138th Street sidewalk improvement project.

EXECUTIVE SESSION: There was no Executive Session.

ADJOURNED:

MOVED BY FISHER, SECONDED BY SHAPE TO ADJOURN THE REGULAR MEETING OF THE SEATAC CITY COUNCIL AT 8:47 P.M.

MOTION CARRIED UNANIMOUSLY.


Terry Anderson, Mayor


Marcia Rugg, Deputy City Clerk