



City Resolutions Archive

Note: To find a particular resolution, click on the Bookmarks tab on the left side of this screen

RESOLUTION NO. 00-001

A RESOLUTION of the City Council of the City of SeaTac, Washington expressing its gratitude and appreciation for the invaluable assistance and service rendered by the outstanding officers of the SeaTac Police Department and King County Sheriff's Office during the World Trade Organization (WTO) Conference held in Seattle, Washington.

WHEREAS, the City of SeaTac, its Councilmembers, residents and businesses express their combined appreciation for the professional service performed by Police Officers of the SeaTac Police Department and the King County Sheriff's Office during of the WTO Conference held November 30 through December 3, 1999, in Seattle, Washington; and

WHEREAS, the civil unrest of the World Trade Organization Conference put tremendous strain on our SeaTac Police Officers, King County Sheriff's Office, and other law enforcement agencies; and

WHEREAS, our law enforcement officers served for days with little rest or sustenance, both in Seattle and SeaTac; and

WHEREAS, our Police Officers supported the cities of Seattle and Tukwila, along with King County, to control riots and other activities intended to disrupt the World Trade Organization Conference; and

WHEREAS, our law enforcement officers demonstrated tremendous restraint and professionalism under difficult and often dangerous conditions; and

WHEREAS, our SeaTac and Sheriff's Office Police Officers not only participated in this extraordinary endeavor but continued to maintain the usual high level of service to the City of SeaTac and its residents and businesses during this disturbing time;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY recognizes, appreciates, and honors the Officers of the

SEATAC POLICE SERVICES, KING COUNTY SHERIFF'S OFFICE, AND ALL OTHER LAW ENFORCEMENT AGENCIES

FOR THEIR MERITORIOUS SERVICE DURING THE CIVIL UNREST, RIOTING, AND ADVERSITIES WHICH ATTENDED THE WORLD TRADE ORGANIZATION CONFERENCE HELD IN SEATTLE, WASHINGTON, FROM NOVEMBER 30 THROUGH DECEMBER 3, 1999.

PASSED this 11th day of January, 2000 and signed in authentication thereof on this 11th day of January, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-002

A RESOLUTION of the City Council of the City of SeaTac, Washington, adopting findings of fact pursuant to [RCW 36.70A.330](#) and [RCW 36.70A.390](#) in support of Interim Design Standards for Multi-family Housing.

WHEREAS, in order to permit time to research issues related to multi-family development, the City imposed a moratorium on acceptance of development permits for new multiple family developments, held public hearings, entered findings of fact, and extended the moratorium to allow formulation of special standards; and

WHEREAS, the City Council has determined that existing development regulations and design standards are not sufficient to ensure that multifamily housing projects will be consistent with, and implement, the City's Comprehensive Plan, and may not be sufficient to ensure compatibility with surrounding neighborhoods over the years; and

WHEREAS, in order to protect the public health, safety and welfare, and to ensure compatibility with adjacent neighborhoods, design standards should be established to augment existing multifamily development regulations; and

WHEREAS, the Comprehensive Plan supports implementing standards to ensure quality multifamily development (Policy 6.4D); and

WHEREAS, proposed standards for Multi-family housing were developed but were unable to be considered by the City Council due to an outstanding appeal of the environmental determination, which appeal was found by the hearing examiner of the City of SeaTac to be without merit, but which was further appealed to King County Superior Court and is still outstanding; and

WHEREAS, the City Council of the City of SeaTac does not favor a further extension of the moratorium on multi-family development; and

WHEREAS, [RCW 36.70A.390](#) allows adoption of an interim zoning ordinance for a period of up to six months,

WHEREAS, [RCW 36.70A.390](#) requires a public hearing within 60 days of the adoption of such an interim zoning ordinance making findings of fact in justification of the interim zoning ordinance; and

WHEREAS, Council approved Ordinance 00-1002 on January 11, 2000 adopting Interim Design Standards for Multi-family Housing;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. Findings of Fact. The City Council hereby makes the following findings of fact in justification of the Interim Design Standards for Multi-family Housing:

A. In 1994 the City of SeaTac adopted a Comprehensive Plan, including a Land Use Plan Map that resulted in the rezone of some residential properties to higher density residential zoning in order to accommodate projected population growth and the designation of SeaTac as an urban center under the Washington State Growth Management Act.

B. The adopted Comprehensive Plan includes policies and strategies for amending the zoning code's multi-family development regulations to ensure that new developments are compatible with existing neighborhoods.

C. Such policies and strategies include:

Policy 1.2 C: "Ensure that residential development in the Urban Center is designed and scaled in a manner that is compatible with single-family neighborhoods abutting the urban center's boundary."

Strategy 1.2C: "The design, scale and massing of multi-family development will be compatible or complimentary to abutting single-family residences."

D. Further, the Comprehensive Plan adopted Community Image Goals, Policies and Strategies to help effect a positive image in the City, encouraging economic growth. These include:

Goal 6.4: "Enhance the character of residential areas and promote a range of well designed housing types."

Policy 6.4B **Elements of Transition to Detached Single-Family.** Ensure a compatible transition between attached single-family housing and less dense types of housing.

Policy 6.4C: **Design Standards.** Ensure high quality design standards in the construction and layout of attached single-family housing.

Policy 6.4D **Elements of Transition to Detached Houses.** Ensure that multiple-family housing is designed to high quality standards, so that it contributes to the neighborhood character and is compatible with single-family developments.

J. The Comprehensive Plan also recognizes the need for adequate recreational facilities and proposes strategies to ensure that these are developed with increased population growth:

Strategy 9.2B: Develop mitigation options for new development based on the development's impacts and implement such options through development regulations and the review/approval process. Such options may include but not be limited to: Dedication of Land; Monetary contribution; on-site development of facilities; Contract to construct needed facilities in an existing park; any combination of the above.

Strategy 9.3C: Open Space Concepts in New Development: Revise City development regulations to have specific requirements for square footage per residential unit, or typical facilities for developments of different sizes.

K. The Comprehensive Plan Transportation Element supports the consolidation of access along major streets, promotes the use of traffic control in neighborhood areas, and encourages the development of safe pedestrian and bicycle facilities in appropriate locations.

L. Economic Vitality Policy 7.7C promotes the enhancement of residential livability within the City, noting that this will help to attract quality businesses and housing and will have long term economic benefits to the City.

M. The Interim multi-family design standards are supported by the above referenced sections of the Comprehensive Plan.

N. Crime Prevention Through Environmental Design (CPTED) is recognized as a valuable tool in site planning that can decrease opportunities for crime and add to a perception of

safety, allowing for increased usage of outdoor areas, contributing to resident satisfaction in multi-family complexes, and leading to increased stability and higher occupancy rates in multi-family areas. Crime Prevention Through Environmental Design can lead to a reduction in calls for police service, reducing the costs of city services.

O. On January 12, 1999, the City Council of the City of SeaTac adopted Resolution No. 99-001 recognizing the benefit of "Crime Prevention Through Environmental Design" and directing the Department of Planning and Community Development to work towards implementing these principles into the Zoning Code.

P. The Interim Design Standards for Multi-family Housing promote CPTED principles in site design.

2. The Interim Design Standards for Multi-family Housing adopted by Ordinance 00-1002 shall continue in effect for the period of six months from the effective date of said Ordinance.

PASSED this 7th day of March, 2000 and signed in authentication thereof on this 7th day of March, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-003

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing entry into a Letter of Understanding with the owners of the Colacurcio property, located generally at 18501 36th Avenue South, within the City of SeaTac establishing conditions of site development and investments on the part of the City.

WHEREAS, [RCW 36.70B.170](#) through 36.70B.200 authorizes the City to enter into Development Agreements with persons or entities having ownership or control of real property within the City for the purpose of setting forth development standards and other provisions that shall apply to and govern and vest the development, use, mitigation, permitting, design and construction of development projects; and

WHEREAS, SMC 15.05.057 implements the aforesaid statutory authority where appropriate to obtain particular and demonstrable public benefits to the City, and SMC 15.22.055 sets forth the procedure for approval by the City Council of Development Agreements; and

WHEREAS, members of the Colacurcio family, as owners of record of certain real property within the boundaries of the City Center consisting of approximately 17 acres, commonly located at 18501 36th Avenue South, are desirous of entering into a Letter of Understanding with the City to establish and vest development regulations, set parameters for a multi-family development, and to improve marketability; and

WHEREAS, the City desires to enter into a Letter of Understanding, as detailed above, for the same purposes and also to provide for dedication of certain rights-of-way which will benefit public interests; and

WHEREAS, the proposed Letter of Understanding is equivalent to a statutory development agreement requiring public notice, public hearing, and recordation, and, pursuant thereto, advance notification and a public hearing was held before the City Council ;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. The City Manager is authorized to execute, on behalf of the City, a Letter of Understanding establishing development regulations and conditions to vest and govern site development and to provide for infrastructure and wetlands improvements, at City cost, to be entered into by and between the City and current or subsequent owner/developer of the Colacurcio property located generally at 18501 36th Avenue South, SeaTac, Washington, generally in the form attached hereto as Exhibit A.
2. The City Clerk shall cause the fully executed Letter of Understanding to be filed with the King County Recorder.

PASSED this 7th day of March, 2000 and signed in authentication thereof on this 7th day of March, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-004

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of certain streets, alleys, and rights-of-way abutting on both sides by Port of Seattle property.

WHEREAS, the Port of Seattle has previously requested vacation of certain City rights-of-way within territory which has been acquired by the Port for Sea-Tac International Airport purposes; and

WHEREAS, Article 9 of Exhibit C to the Interlocal Agreement between the City and the Port, entered into on September 4, 1997, provides for vacation of certain enumerated rights-of-way; and

WHEREAS, SMC 11.05.090 adopts the street vacation procedures of [Chapter 35.79 RCW](#) and

WHEREAS, [RCW 35.79.010](#) authorizes the City Council to initiate such street vacation procedures by resolution and further requires that a public hearing and date for Council action must be fixed not less than twenty (20) days nor more than sixty (60) days after the date of passage of such a resolution; and

WHEREAS, no apparent municipal use of the said rights-of-way continues to exist, but the Port has reason to convert the rights-of-way to airport related purposes; and

WHEREAS, the City will be entitled to monetary consideration for the vacation pursuant to the aforesaid Interlocal Agreement; and

WHEREAS, the Port is the sole owner of all lands abutting on both sides of the rights-of-way requested to be vacated, and because access to these rights-of-way has been restricted by the Port, the requirement to post a notice of the pending vacation in a conspicuous place on the rights-of-way to be vacated may be waived; and

WHEREAS, the Council finds that a public hearing and consideration of final action should be placed on the agenda of the Regular Council Meeting of April 25, 2000;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. A public hearing on the City Council's Resolution to initiate the procedure for vacation of those certain rights-of-way legally described on Exhibit A attached hereto and depicted on the maps attached hereto as Exhibit B, which are located within geographic territory now owned by the Port of Seattle which is the sole owner abutting on both sides of the rights-of-way sought to be vacated, is hereby fixed to commence at 6:00 p.m. on Tuesday, April 25, 2000, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 17900 International Boulevard, Suite 401, SeaTac, WA 98188.

2. Notice of the public hearing shall be posted in three public places within the City and the sole abutting owner shall be given notice by mail at least fifteen days before the date fixed for the hearing, and notice of the hearing shall be published in the official newspaper of the City at least twenty days prior to the date of the hearing.

3. Inasmuch as the Port of Seattle is the sole owner of lands abutting both sides of the rights-of-way sought to be vacated, and because access thereto has been restricted by the Port of Seattle, the requirement to post a notice on the said rights-of-way is hereby waived.

4. Following the public hearing, the City Council shall consider public comments and shall then take such final action in regard to the requested vacation of the rights-of-way as may be deemed appropriate. The Council reserves the right to grant the vacation by Ordinance subject

to such reserved or new easements as may be deemed appropriate and/or monetary compensation, or to deny the requested vacations.

PASSED this 7th day of March, 2000 and signed in authentication thereof on this 7th day of March, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-005

A RESOLUTION of the City Council of the City of SeaTac, Washington accepting the Hearing Examiner's recommendation and granting Public Agency Exceptions for the Des Moines Creek Basin Improvements Phase I.

WHEREAS, the parties to the Des Moines Creek Basin Planning Committee have been working cooperatively since 1995 to develop a mutually acceptable plan to offset impacts of past and future urbanization within the 5.8 square-mile watershed; and

WHEREAS, it has become apparent that a regional retention/detention facility should be constructed within the Class I wetlands of the Northwest Pond and through reconstruction of approximately 1,600 lineal feet of the West Branch of Des Moines Creek, a Class II salmonid stream; and

WHEREAS, to complete such construction it is required that a Public Agency Utility Exception from the City's sensitive areas regulations be granted, pursuant to Chapter 15.30 of the SeaTac Municipal Code;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

A Public Agency Utility Exception to the City's sensitive areas regulations is hereby granted for the Des Moines Creek Basin Improvements Phase I and the recommendation of the City Hearing Examiner is hereby accepted.

PASSED this 28th day of March, 2000 and signed in authentication thereof on this 28th day of March, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-006

A RESOLUTION of the City Council of the City of SeaTac, Washington amending City Council Administrative Procedures in regard to Standing Council Committees, a monthly Council Workshop and making technical amendments and corrections.

WHEREAS, [RCW 35A.13.170](#) and 35A.12.120 require that the Council shall determine its own rules and order of business, and may also establish rules for the conduct of meetings and the maintenance of order; and

WHEREAS, in conformance with those statutes, the Council has previously adopted Administrative Procedures; and

WHEREAS, Section 3 of the Administrative Procedures established, and assigned responsibilities to, four Standing Committees of the City Council; and

WHEREAS, the Council desires to rename two of the said committees, to amend responsibilities, and to create a new Standing Council Committee to deal with economic and regional issues; and

WHEREAS, the Council further desires to provide for a regular, monthly Council Workshop; and

WHEREAS, the Council finds that various, minor technical amendments and corrections should be made;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The City Council Administrative Procedures, a copy of which is attached hereto as Exhibit "A" and which is incorporated herein by this reference, is adopted as the Administrative Procedures of the City Council for the orderly conduct of its meetings and business, and Resolutions No. 99-018 and No. 98-009 are hereby repealed.

PASSED this 11th day of April, 2000 and signed in authentication thereof on this 11th day of April, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-007

A RESOLUTION REGARDING ACCESS TO ELECTRONIC INFORMATION CONTAINED IN THE CITY OF SEATAC'S GEOGRAPHIC INFORMATION SYSTEM (GIS) IN COMPLIANCE WITH THE PUBLIC DISCLOSURE ACT, CHAPTER 42.17 RCW

WHEREAS, the City of SeaTac has undertaken an effort to build and maintain a Geographic Information System (GIS) to promote efficiency in accomplishing City operations and in providing services to its residents; and

WHEREAS, the Public Disclosure Act, at RCW 42.17.250 through .348, requires the City to make all public records available for public inspection and copying with limited exceptions; and

WHEREAS, no other state legislation provides guidance to providing access to GIS data; and

WHEREAS, the Public Disclosure Act applies to existing records at the time of the request, and as such does not constitute a mandate to create new records or create custom products to fulfill such requests; and

WHEREAS, it is the intent of the City Council to make available all existing GIS data that is subject to disclosure under Chapter 42.17 RCW actual reproduction cost;

NOW, THEREFORE, BE IT RESOLVED, that the following sections shall be the policy of the City of SeaTac regarding access to GIS products and services and establishing costs associated with the production of requested information.

Section 1. Purpose

The intent of this resolution is to provide full access to non-exempt GIS information that constitutes public records to establish guidelines for access to such data and to establish a rate structure for providing GIS data.

Section 2. Compliance with Requests for GIS Data

- A. The City shall notify the requestor within five (5) working days as to whether the request can be fulfilled, and if so, when. The five-day period begins when the City's Finance Director or his/her designee receives a completed Public Records Disclosure Request form and a completed GIS Request form. If the City determines that the description of requested records is insufficient to begin processing, the requestor shall be promptly notified that the request cannot be processed without additional information. This notice shall satisfy the five-day reply requirement. Receipt of additional request description shall commence another five-day reply window.**
- B. The City shall respond promptly in fulfilling such requests. The nature of the request, the content and location of the records, as well as the staff size and current and anticipated workload, shall bear on the reasonable expeditiousness of the response.**

Section 3. Eligible Records

- A. All GIS data existing at the time of receipt of a public records disclosure request shall be deemed available for fulfilling such public disclosure request. Data that must be created or otherwise manipulated is considered a custom product and as such is not an existing public record subject to the Public Disclosure Act.**
- B. The City may, at its option, enter into a mutual agreement to comply with a custom product request at the discretion of the Finance Director or his/her designee. Written agreements shall be required for and fees shall apply to all custom GIS products and services. An estimated payment fee, or a signed written agreement specifying the estimated fee, must be received by the City before work will be performed for a custom product. Fees will be charged at the staff hourly rate set forth in the**

City's Schedule of Fees. Fees received for custom GIS products and services shall be reinvested by the City into the GIS program. The City of SeaTac shall comply with the terms of all software license agreements with vendors. Custom products for external entities shall be given lower priority than internal City requests.

Section 4. Rate Structure

The City shall provide GIS public records at reproduction cost. Fees shall be based on the actual hourly labor cost for staff (including employee benefits) directly incident to preparing and transmitting the data, as well as the cost of the media on which the GIS data is supplied. Additional costs for documentation and any necessary postage costs shall be borne by the requestor. Media may be supplied by the requestor if desired. Payment is due prior to fulfillment of any requests and shall be based on the City's cost estimate. Costs to be charged shall be as specified in the City's Schedule of Fees in effect on the date the request is submitted. For public record requests, a minimum labor charge of ¼ hour shall apply. For custom products, a minimum labor charge of one hour shall apply.

Section 5. Media and File Formats

Because GIS data commonly involves very large amounts of data, the City shall provide such data in the following formats: floppy disk, CD, 4 mm and 8 mm DAT tapes, digital linear tape, and 100 mb Zip disk.

Section 6. Exceptions

- A. The City, at the discretion of the Finance Director or his/her designee, may waive the above fee structure in the event the City wishes to enter into an agreement with another entity requesting GIS data. Such waiver shall be to facilitate the sharing of geographic data that is deemed mutually beneficial to each GIS data provider so as to minimize public expense in creating and maintaining Geographic Information Systems.**
- B. No fee shall be charged for data or analysis provided as a result of an agreement between the City and a contracted consultant.**

Section 7. Public Disclosure Act

- A. Nothing in this resolution shall be construed to be in conflict with the Public Disclosure Act.**

Section 8. Immunity from Liability

- A. In making GIS data accessible, the City makes no warranty of accuracy. The information contained in the fulfillment of any GIS data or map request has been compiled for use solely by the City of SeaTac, its employees, and consultants. The City does not warrant the accuracy of any data or map. Any person or entity requesting GIS data should conduct an independent inquiry regarding the accuracy of all information provided. Neither the City nor its employees or representatives shall be liable for the accuracy of the information provided, nor for any representation based on or relating to the said data.**

PASSED by the City Council of the City of SeaTac this 25th day of April, 2000, and signed into authentication of its passage this 25th day of April, 2000.

City of SeaTac

Mayor Shirley Thompson

ATTEST:

Judith Cary, City Clerk

Approved as to Form:

Robert McAdams, City Attorney

RESOLUTION NO. 00-008

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of certain streets, alleys, and rights-of-way abutted on both sides by Port of Seattle property.

WHEREAS, the Port of Seattle has previously requested vacation of certain City rights-of-way within territory which has been acquired by the Port for Sea-Tac International Airport purposes; and

WHEREAS, Resolution No. 00-004 was adopted by the City Council on March 7, 2000, setting a public hearing date, pursuant to statutory requirements, on April 25, 2000; and **WHEREAS**, notice of said public hearing date was not published in the City's official newspaper as required by statute; and

WHEREAS, the Council finds that a public hearing and consideration of final action should be placed on the agenda of the Regular Council Meeting of May 23, 2000;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. A public hearing on the City Council's Resolution to initiate the procedure for vacation of those certain rights-of-way legally described on Exhibit A attached hereto and depicted on the maps attached hereto as Exhibit B, which are located within geographic territory now owned by the Port of Seattle which is the sole owner abutting on both sides of the rights-of-way sought to be vacated, is hereby fixed to commence at 6:00 p.m. on Tuesday, May 23, 2000, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 17900 International Boulevard, Suite 401, SeaTac, WA 98188.
2. Notice of the public hearing shall be posted in three public places within the City and the sole abutting owner shall be given notice by mail at least fifteen days before the date fixed for the hearing, and notice of the hearing shall be published in the official newspaper of the City at least twenty days prior to the date of the hearing.
3. Inasmuch as the Port of Seattle is the sole owner of lands abutting both sides of the rights-of-way sought to be vacated, and because access thereto has been restricted by the Port of Seattle, the requirement to post a notice on the said rights-of-way is hereby waived.
4. Following the public hearing, the City Council shall consider public comments and shall then take such final action in regard to the requested vacation of the rights-of-way as may be deemed appropriate. The Council reserves the right to grant the vacation by Ordinance subject to such reserved or new easements as may be deemed appropriate and/or monetary compensation, or to deny the requested vacations.

PASSED this 25th day of April, 2000 and signed in authentication thereof on this 25th day of April, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-009

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing entry into a Development Agreement with SunReal, Inc.

WHEREAS, [RCW 36.70B.170](#) through .210 authorizes the City to enter into Development Agreements with persons or entities having ownership or control of real property within the City; and

WHEREAS, SunReal, Inc., is the entity having control of certain real property located at 16253 International Boulevard, and a parcel located at 16219, 16221, and 16223 International Boulevard, within the City of SeaTac and which desires to undertake development of a parking structure project on the site, subject to a Development Agreement; and

WHEREAS, Development Review Committee meetings have been held in regard to the project and Development Agreement, and public hearings were duly held before the City Council; and

WHEREAS, the Council finds that such a Development Agreement is appropriate and is in the best interests of the developer and of the public;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. The City Manager is authorized to execute, on behalf of the City, a Development Agreement with SunReal, Inc., generally in the form attached to this Resolution as Exhibit A, as amended by the Council's resolution of alternative terms set forth within the said Exhibit A.
2. The City Manager is authorized to agree to procedural, ministerial, and minor substantive changes to the Development Agreement, provided that all such changes shall be provided to all Councilmembers prior to the effective date of the Development Agreement.
3. The City Clerk shall cause the fully executed Development Agreement to be filed with the King County Recorder.

PASSED this 25th day of April, 2000 and signed in authentication thereof on this 25th day of April, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-010

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing a time and date for a hearing on the final assessment roll for properties in Local Improvement District No. 1 owned by Alaska Airlines, Inc., Budget Rent-A-Car Systems, Inc., and Highline School District No. 401.

WHEREAS, the City Council adopted Resolution No. 97-025 on September 23, 1997, declaring its intention to order certain local improvements within the City and to create a Local Improvement District; and

WHEREAS, a hearing was held and after due consideration the City Council adopted Ordinance No. 97-1017 on October 14, 1997, ordering the improvements and creating Local Improvement District No. 1 ("LID No. 1"); and

WHEREAS, a public hearing on the assessment roll was held by the City Hearing Examiner on December 6, 1999; and

WHEREAS, on December 14, 1999, the Council adopted Ordinance No. 99-1048, confirming the final assessment roll for LID No. 1; and

WHEREAS, three separate lawsuits were filed challenging the validity of certain Local Improvement District assessments by Alaska Airlines, Inc. ("Alaska"), Budget Rent-A-Car Systems, Inc. ("Budget"), and Highline School District No. 401 ("Highline"); and

WHEREAS, the assessment roll for the properties owned by Alaska, Budget and Highline in LID No. 1 has been filed with the City Clerk;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

A hearing on the final assessment roll for the parcels in LID No. 1 owned by Alaska, Budget and Highline shall be held at 4:00 p.m. on June 20, 2000, in the Council Chambers in City Hall, 17900 International Boulevard, Suite 401, SeaTac, Washington 98188. All persons who may desire to object to such assessments are hereby notified to appear and present such objections at the hearing. The City Clerk is hereby directed to publish notice of the hearing once a week for two consecutive weeks, with the date of the last publication to be at least fifteen days prior to the date of such hearing, and to mail a notice of the hearing at least fifteen days before the date thereof, to the owner or reputed owner of the property in LID No. 1 owned by Alaska, Budget and Highline, at the address shown on the tax rolls of the King County Treasury Division.

PASSED this 9TH day of May, 2000 and signed in authentication thereof on this 9th day of May, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-011

A RESOLUTION of the City Council of the City of SeaTac, setting an interim interest rate for the assessments in LID No. 1:

WHEREAS, the City Council adopted Resolution No. 97-025 on September 23, 1997, declaring its intention to order certain local improvements within the City and to create a Local Improvement District; and

WHEREAS, a hearing was held and after due consideration the City Council adopted Ordinance No. 97-1017 on October 14, 1997, ordering the improvements and creating Local Improvement District No. 1 ("LID No. 1"); and

WHEREAS, a public hearing on the assessment roll was held by the City Hearing Examiner on December 6, 1999; and

WHEREAS, on December 14, 1999, the Council adopted Ordinance No. 99-1048, confirming the final assessment roll for LID No. 1; and

WHEREAS, because certain litigation has caused the City to delay issuing bonds for LID No. 1, it is necessary for the Council to set an interim interest rate for assessments;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

Any assessments in LID No. 1 that are prepaid after the end of the prepayment period and before the LID No. 1 bonds are sold shall bear interest at 7.00% per annum.

PASSED this 9th day of May, 2000 and signed in authentication thereof on this 9th day of May, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-012

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of certain streets, alleys, and rights-of-way abutted on both sides by Port of Seattle property.

WHEREAS, the Port of Seattle has previously requested vacation of certain City rights-of-way within territory which has been acquired by the Port for Sea-Tac International Airport purposes; and

WHEREAS, Resolution No. 00-004 and 00-008 were adopted by the City Council on March 7 and April 25, 2000 respectively, setting public hearing dates, pursuant to statutory requirements, on April 25 and May 23, 2000 respectively; and

WHEREAS, notice of said public hearing dates was not published in the City's official newspaper as required by statute; and

WHEREAS, the Council finds that a public hearing and consideration of final action should be placed on the agenda of the Regular Council Meeting of June 13, 2000;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. A public hearing on the City Council's Resolution to initiate the procedure for vacation of those certain rights-of-way legally described on Exhibit A attached hereto and depicted on the maps attached hereto as Exhibit B, which are located within geographic territory now owned by the Port of Seattle which is the sole owner abutting on both sides of the rights-of-way sought to be vacated, is hereby fixed to commence at 6:00 p.m. on Tuesday, June 13, 2000, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 17900 International Boulevard, Suite 401, SeaTac, WA 98188.
2. Notice of the public hearing shall be posted in three public places within the City and the sole abutting owner shall be given notice by mail at least fifteen days before the date fixed for the hearing, and notice of the hearing shall be published in the official newspaper of the City at least twenty days prior to the date of the hearing.
3. Inasmuch as the Port of Seattle is the sole owner of lands abutting both sides of the rights-of-way sought to be vacated, and because access thereto has been restricted by the Port of Seattle, the requirement to post a notice on the said rights-of-way is hereby waived.
4. Following the public hearing, the City Council shall consider public comments and shall then take such final action in regard to the requested vacation of the rights-of-way as may be deemed appropriate. The Council reserves the right to grant the vacation by Ordinance subject to such reserved or new easements as may be deemed appropriate and/or monetary compensation, or to deny the requested vacations.

PASSED this 9th day of May, 2000 and signed in authentication thereof on this 9th day of May, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-013

A RESOLUTION of the City Council of the City of SeaTac, Washington authorizing the City Manager to enter into a Police Services Contract with King County for continued police services.

WHEREAS, the City has previously contracted with King County for police services; and

WHEREAS, negotiations for a renewed contract have been conducted jointly by a number of cities and an appropriate Police Services Contract has been prepared; and

WHEREAS, a study was completed by the Public Administration Service which reviewed issues of equity, accounting methodology, costing models, pricing and comparison to stand-alone police department organizations, which was highly complementary of the King County/Cities Contract Model;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The City Manager is hereby authorized to enter into an Interlocal Agreement for continued police services, generally in the form attached hereto as Exhibit "A".

PASSED this 23rd day of May, 2000 and signed in authentication thereof on this 23rd day of May, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-014

A RESOLUTION of the City Council of the City of SeaTac,
Washington, adopting a Ten-Year Transportation Improvement Program
for the years 2001-2010

WHEREAS, pursuant to [RCW 35.77.010](#), cities are required to adopt a six-year comprehensive street program including a program for arterial street construction; and

WHEREAS, the Growth Management Act, [Chapter 36.70A RCW](#) similarly requires adoption by the City of a Ten-Year Transportation Improvement Plan (TIP) including planned arterial street construction; and

WHEREAS, the City Council conducted a public hearing pursuant to state law, to hear and receive public comment on the City's Transportation Improvement Program; and

WHEREAS, the City Council finds that prioritized and up-dated road and street capital improvement projects are essential to proper planning and the improvement of transportation within the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, HEREBY RESOLVES as follows:

The Ten-Year Transportation Improvement Program (TIP) for the
years 2001-2010, a copy of which is attached hereto, marked as
Exhibit "A", and incorporated by this reference, is hereby adopted.

PASSED this 27th day of June, 2000 and signed in authentication

Thereof this 27th day of June, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-015

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of certain streets, alleys, and rights-of-way abutted on both sides by Port of Seattle property.

WHEREAS, the Port of Seattle has previously requested vacation of certain City rights-of-way within territory which has been acquired by the Port for Sea-Tac International Airport purposes; and

WHEREAS, Article 9 of Exhibit C to the Interlocal Agreement between the City and the Port, entered into on September 4, 1997, provides for vacation of certain enumerated rights-of-way; and

WHEREAS, SMC 11.05.090 adopts the street vacation procedures of [Chapter 35.79 RCW](#) and

WHEREAS, [RCW 35.79.010](#) authorizes the City Council to initiate such street vacation procedures by resolution and further requires that a public hearing and date for Council action must be fixed not less than twenty (20) days nor more than sixty (60) days after the date of passage of such a resolution; and

WHEREAS, no apparent municipal use of the said rights-of-way continues to exist, but the Port has reason to convert the rights-of-way to airport related purposes; and

WHEREAS, the City will be entitled to monetary consideration for the vacation pursuant to the aforesaid Interlocal Agreement; and

WHEREAS, the Council finds that a public hearing and consideration of final action should be placed on the agenda of the Regular Council Meeting of August 8, 2000;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. A public hearing on the City Council's Resolution to initiate the procedure for vacation of those certain rights-of-way legally described on Exhibit A attached hereto and depicted on the maps attached hereto as Exhibit B, which are located within geographic territory now owned by the Port of Seattle which is the sole owner abutting on both sides of the rights-of-way sought to be vacated, is hereby fixed to commence at 6:00 p.m. on Tuesday, August 8, 2000, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 17900 International Boulevard, Suite 401, SeaTac, WA 98188.
2. Notice of the public hearing shall be posted in three public places within the City and the sole abutting owner shall be given notice by mail at least fifteen days before the date fixed for the hearing, and notice of the hearing shall be published in the official newspaper of the City at least twenty days prior to the date of the hearing.
3. The Port of Seattle shall post a notice of the proposed vacation and hearing at the intersection of 12th Avenue South and Parcel No. 43.
4. Following the public hearing, the City Council shall consider public comments and shall then take such final action in regard to the requested vacation of the rights-of-way as may be deemed appropriate. The Council reserves the right to grant the vacation by Ordinance subject to such reserved or new easements as may be deemed appropriate and/or monetary compensation, or to deny the requested vacations.

PASSED this 27th day of June, 2000 and signed in authentication thereof on this 27th day of June, 2000.

CITY OF SEATAC

Kathy Gehring, Deputy Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-016

A RESOLUTION of the City Council of the City of SeaTac, Washington authorizing entry into an Interlocal Agreement establishing the Washington City and County Pipeline Safety Consortium.

WHEREAS, on June 10, 1999, the Olympic Pipeline ruptured in Whatcom Creek Park, within the City of Bellingham, resulting in ignition which devastated the park and caused the death of one young man and two children; and

WHEREAS, over 270 anomalies were found in the line by internal tests in 1996 through 1997; and

WHEREAS, investigation of this event caused the City of SeaTac concern that the same could happen in the pipeline corridor within the City; and

WHEREAS, the City has been working with other cities and counties in the Olympic Pipeline corridor to share information and address concerns; and

WHEREAS, the cities and counties involved now seek to formalize their joint efforts through creation of a City and County Pipeline Safety Consortium pursuant to the Interlocal Cooperation Act;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The City Manager is hereby authorized and directed to enter into the Interlocal Agreement, substantially in the form attached hereto as Exhibit "A", so as to join in the creation of, and to establish membership in, the Washington City and County Pipeline Safety Consortium.

PASSED this 27th day of June, 2000 and signed in authentication thereof on this 27th day of June, 2000.

CITY OF SEATAC

Kathy Gehring, Deputy Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-017

A RESOLUTION of the City Council of the City of SeaTac, Washington, extending the Interim Design Standards for Multi-family Housing.

WHEREAS, pursuant to the authority of [RCW 35A.63.220](#) and [RCW 36.70A.390](#), the City Council adopted Ordinance No. 00-1002 establishing Interim Design Standards for Multi-family Housing for a period of six months; and

WHEREAS, a public hearing was held and findings of fact adopted by Resolution No. 00-002 supporting the Interim Standards and continuing the standards for the six month period ending August 10, 2000; and

WHEREAS, standards for Multi-family housing are unable to be considered by the City Council on a permanent basis due to an outstanding appeal of the environmental determination, which appeal was found by the hearing examiner of the City of SeaTac to be without merit, but which was further appealed to King County Superior Court and is still outstanding; and

WHEREAS, the above cited statutes permit interim zoning controls to be extended for successive periods of six months pursuant to a public hearing and findings of fact supporting the need for the extension of the standards; and

WHEREAS, a public hearing was held on August 8, 2000 to consider the public benefit of continuing such standards for an additional 6 months; and

WHEREAS, the City Council hereby adopts by this reference, as findings of fact, each and every recital of Ordinance No. 00-1002 and of Resolution No. 00-002, and;

WHEREAS, adoption of permanent standards is precluded by the pending SEPA appeal being prosecuted by Terry R. Johnson;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The Interim Design Standards for Multi-family Housing adopted by Ordinance 00-1002 shall continue in effect for the period of six months from the date of passage of this Resolution to permit time for resolution of the outstanding appeal of the SEPA determination on said standards, and for formal consideration of the standards, with any necessary additions or revisions, as permanent standards.

PASSED this 8th day of August, 2000 and signed in authentication thereof on this 8th day of August, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

G:\group\planning\multifamily design standards\resolution extending Interim MF Design Standards

RESOLUTION NO. 00-018

A RESOLUTION of the City Council of the City of SeaTac, Washington confirming the appointment by the City Manager of the City Hearing Examiner for an additional term.

WHEREAS, Section 1.20.030 of the SeaTac Municipal Code provides for appointment of the Hearing Examiner by the City Manager, subject to confirmation by the Council, to serve for a term of two years; and

WHEREAS, Mr. Irv Berteig was originally appointed and confirmed as City Hearing Examiner on June 5, 1990 and has continued to serve in that office to the present time; and

WHEREAS, Mr. Berteig's appointment was last extended for an additional two year period by Resolution No. 98-022, which expired August 13, 2000;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The appointment by the City Manager of Mr. Irv Berteig to the position of City Hearing Examiner is hereby confirmed for an additional term from August 13, 2000 to August 13, 2002, and the jurisdiction of Mr. Berteig to perform all previous official acts, hearings, and decisions are confirmed and ratified in all respects.

PASSED this 26th day of September, 2000, and signed in authentication thereof on this 26th day of September, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-019

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing surface water management fees to be assessed against Port of Seattle property, relinquishing, as to Port projects, the City's jurisdiction to administer and implement the State Building Code and electrical installations and construction statutes, and City codes adopting the same, and to issue permits, and perform inspections thereunder, and approving the Interlocal Agreement incorporated herein by reference.

WHEREAS, the Interlocal Agreement ("ILA") entered into by and between the City and the Port of Seattle on September 4, 1997 made provision for surface water management ("SWM") and for a rate study; and

WHEREAS, the City caused a rate study to be completed and, as advised therein, the City Council adopted Ordinance No. 99-1042 establishing a new rate structure to replace that of Ordinance No. 93-1045; and

WHEREAS, pursuant to a reservation set forth in the aforesaid ILA, the Port appealed to the City Hearing Examiner from the amount of SWM fees assessed in the years 1995, 1996, and 1997 and then filed a petition for review of the Hearing Examiner's Decision in favor of the City to the King County Superior Court; and

WHEREAS, the Port filed a separate lawsuit with the Superior Court challenging the validity of SWM fees imposed by the City; and

WHEREAS, the City Council desires to settle the said litigation; and

WHEREAS, the Port has offered an ILA pursuant to which the Port will dismiss its lawsuits; and

WHEREAS, the Council deems it advantageous to the City to eliminate administration of, and permitting and inspections under, the uniform construction codes and the statutes governing electrical installations and construction, in regard to Port projects as specified in the ILA; and

WHEREAS, the City Council accepts and incorporates herein the recitals of the said proposed ILA and desires that the same be executed so that the litigation may be terminated;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. Commencing retroactively as of January 1, 2000 and continuing during the term of the Interlocal Agreement ("ILA") approved by Section 4, below, the City shall assess against all Port-owned real property an annual surface water management ("SWM") fee in the amount of \$443,000.00, subject to a maximum increase of 2%, under conditions specified in the said ILA. The said SWM fee is reduced from the rate specified by City Ordinance No. 99-1042 to account for construction, ownership, and maintenance of the Port's industrial wastewater system and regional retention/detention facilities.
2. As to specified Port projects, the City's jurisdiction to administer and implement the State Building Code and provisions of [Chapter 19.27 RCW](#) and specifically [RCW 19.27.050](#), and the electrical installations and construction regulations of Chapters [19 and 19.29 RCW](#) and City codes adopted pursuant thereto, and to issue permits and perform inspections thereunder, is hereby relinquished in favor of the provisions of the ILA approved at Section 4, below.
3. The Council shall adopt an ordinance amending Chapters 13.06 Building Code, 13.07 Airport Life Safety Code, 13.08 Mechanical Code, 13.09 Plumbing Code, and 13.10 Electrical Code, of the SeaTac

Municipal Code to remove from application thereof Port projects governed by the ILA, and shall amend the existing adoption by reference of [RCW 19.28.070](#) (at SMC 13.10.020) to relinquish enforcement and inspection authority over Port electrical projects in favor of the State Department of Labor & Industries.

4. The Interlocal Agreement, attached hereto as Exhibit "A", and incorporated herein by this reference as though set forth in full, is hereby approved and the City Manager is directed to execute the same on behalf of the City.

5. This Resolution shall be in full force and effect immediately upon approval of the subject ILA by the Board of Port Commissioners.

PASSED this October day of 3rd, 2000 and signed in authentication thereof on this 3rd day of October, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-020

A RESOLUTION of the City Council of the City of SeaTac, Washington establishing a small works roster process for award of Public Works contracts.

WHEREAS, [RCW 39.04.155](#) authorizes cities to award certain public works contracts through a small works roster process so as to avoid unnecessary costs and time delays incident to competitive bidding; and

WHEREAS, the Optional Municipal Code, at 35A.40.200, specifically authorizes this City to employ the said process; and

WHEREAS, the Council previously adopted Resolution No. 93-019 approving use of a small works roster for public works projects of value up to \$100,000; and

WHEREAS, the 2000 State Legislature amended [RCW 39.04.155](#) to raise the maximum value of contracts awarded through the small works roster process to \$200,000 and made further amendments to the statutory process; and

WHEREAS, the Council deems it appropriate to adopt a small works roster process for public works projects consonant with the amended statute;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

Section 1. The following small works roster procedures are hereby established for use by the City and the Public Works Department.

1. Small Works Roster Procedures Authorized. The City and its Department of Public Works need not comply with formal sealed bidding procedures for the construction, building, renovation, remodeling, alteration, repair, or improvement of real property where the estimated cost is Two Hundred Thousand Dollars (\$200,000.00) or less which includes the costs of labor, material, equipment and sales and/or use taxes as applicable. Instead, the small works roster procedures for public works projects may be used as set forth herein. The breaking of any project into units or accomplishing any projects by phases is prohibited if it is done for the purpose of avoiding the maximum dollar amount of a contract that may be let using the small works roster process.

2. General and Specialty Rosters. The Department of Public Works may create a single general small works roster, or may create a small works roster for different specialties or categories of anticipated work. Said small works rosters may make distinctions between contractors based upon different geographic areas served by the contractor.

3. Joint Small Works Rosters. The City Manager, with advice of the Director of the Department of Public Works, may enter into one or more interlocal agreements with other local governments establishing a small works roster or rosters to be mutually used by the parties to the agreement. Any such interlocal agreement shall, however, clearly identify the lead entity responsible for implementing the small works roster provisions.

4. Contractors Eligible for Small Works Rosters. A small works roster shall consist of all responsible contractors who have filed an application, in the form approved by the Department of Public Works, for placement on the roster, and who are properly licensed or registered to perform public works in this State. Contractors desiring to be placed, or retained, on a roster or rosters must provide a copy of their contractors' registrations, contractors' bonds and statutory contractors' insurance to the Department of

Public Works. Responsible contractors may be added to an appropriate roster or rosters at any time upon submission of a completed application and required records.

5. Application Forms. The Department of Public Works shall develop and maintain a form of application for use by contractors in requesting placement upon a small works roster. The form may require such information as may be determined appropriate by the Department and shall require submission of current records as indicated at Section 4, above.

6. Notice to Contractors. At least once a year, the Department of Public Works shall publish in the City's official newspaper and such other newspapers of general circulation deemed appropriate by the Director, a notice of the existence of the roster or rosters and solicit the names of contractors for such roster or rosters.

7. Request for Quotations. The Department of Public Works shall obtain telephone, written or electronic quotations for public works contracts from contractors on the appropriate small works roster to assure that a competitive price is established and to award contracts to the lowest responsible bidder, pursuant to the following procedures:

(a) The Department of Public Works may require master contracts to be signed in advance and to become effective at the time a specific award is made using a small works roster.

(b) Invitations for quotations shall include an estimate of the scope and nature of the work to be performed as well as materials and equipment to be furnished. However, detailed plans and specifications need not be included in the invitation. This paragraph does not eliminate other requirements for architectural or engineering approvals as to quality and compliance with building codes.

(c) Quotations may be invited from all appropriate contractors on the appropriate small works roster. As an alternative, quotations may be invited from at least five contractors on the appropriate small works roster who have indicated the capability of performing the kind of work being contracted, in a manner that will equitably distribute the opportunity among the contractors on the appropriate roster.

If the estimated cost of the work is from one hundred thousand dollars (\$100,000.00) to two hundred thousand dollars (\$200,000.00), the Department of Public Works may choose to solicit bids from less than all of the appropriate contractors on the appropriate small works roster but, in such case, shall also notify the remaining contractors on the appropriate small works roster that quotations on the work are being sought. The Department of Public Works has the sole option of determining whether this notice to the remaining contractors is made by:

(i) Publishing notice in the City's official newspaper and any other newspapers deemed appropriate by the Director;

(ii) Mailing a notice to these contractors; or

(iii) Sending a notice to these contractors by facsimile or other electronic means.

At the time bids are solicited, the Department's representative shall not inform a contractor of the terms or amount of any other contractor's bid for the same project.

(d) For purposes of Subsection (c) above, the term "equitably distribute" means that the Department may not favor certain contractors on the appropriate small works roster over other contractors on the small works roster who perform similar services.

(e) Contracts shall be awarded only to the lowest responsible bidder provided that, whenever there is reason to believe that the lowest responsible bid is not the best price obtainable, or for other good cause, all bids may be rejected and the Council may call for new bids.

(f) A written record shall be made of each contractor's bid on the project and of any conditions imposed on the bid. Immediately after an award is made, the bid quotations obtained shall be recorded, open to public inspection, and available by telephone inquiry.

(g) At least once every year, a list of the contracts awarded under the small works roster process shall be furnished to the City Council and be made available to the general public. The list shall contain the name of the contractor awarded the contract, the amount of the contract, a brief description of the type of work performed under the contract, and the date it was awarded. The list shall also state the location where the bid quotations for these contracts is available for public inspection.

8. **"Responsible" Status.** For purposes of inclusion upon a small works roster, responsible contractors are those registered and bonded pursuant to State law, as indicated at Section 4, above. Determination of whether a contractor is a "responsible" bidder, the Department of Public Works shall take into account the following:

- (a) The ability, capacity, and skill of the bidder to perform the type of public works contemplated by the roster or to perform a specific contract;
- (b) Whether the bidder can perform contracts within the time specified;
- (c) The quality of the bidder's performance of previous contracts or services for the City or other municipalities or landowners;
- (d) Previous and existing compliance by the bidder with laws relating to public works, contracts, and services.

9. **Award of Contracts.** The City Manager, or designee, with advice of the Director of the Department of Public Works, shall present all quotations or bids, received by telephone or in written or electronic form, with recommendation for award of the contract to the lowest responsible bidder to the City Council. However, where funds are fully appropriated by the City Budget, the City Manager shall have the authority to award public works contracts of value \$100,000 or less without Council approval, providing that the Council shall ratify such approval at the next regular Council meeting by means of the consent agenda. The contract shall require that the successful bidder apply for and receive a City business license prior to notice to proceed.

Section 2. Resolution No. 93-019 is hereby repealed.

PASSED this 24th day of October, 2000 and signed in authentication thereof on this 24th day of October, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-021

A RESOLUTION of the City Council of the City of SeaTac, Washington repealing Resolution No. 00-019 adopted by the Council on October 3, 2000.

WHEREAS, the Council adopted Resolution No. 00-019 to approve an Interlocal Agreement proposed by the Port of Seattle, but with certain changes; and

WHEREAS, it has now been indicated that the Interlocal Agreement, in the form approved and authorized by the Council, is not satisfactory without further negotiation;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

Resolution No. 00-019, adopted on October 3, 2000, is hereby repealed in its entirety, subject to reconsideration when present concerns of the Council and Port Commissioners are mutually resolved.

PASSED this 24th day of October, 2000 and signed in authentication thereof on this 24th day of October, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-022

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing surface water management fees to be assessed against Port of Seattle property, relinquishing, as to Port projects, the City's jurisdiction to administer and implement the State Building Code and electrical installations and construction statutes, and City codes adopting the same, and to issue permits, and perform inspections thereunder, and approving the Interlocal Agreement incorporated herein by reference.

WHEREAS, the Interlocal Agreement ("ILA") entered into by and between the City and the Port of Seattle on September 4, 1997 made provision for surface water management ("SWM") and for a rate study; and

WHEREAS, the City caused a rate study to be completed and, as advised therein, the City Council adopted Ordinance No. 99-1042 establishing a new rate structure to replace that of Ordinance No. 93-1045; and

WHEREAS, pursuant to a reservation set forth in the aforesaid ILA, the Port appealed to the City Hearing Examiner from the amount of SWM fees assessed in the years 1995, 1996, and 1997 and then filed a petition for review of the Hearing Examiner's Decision in favor of the City to the King County Superior Court; and

WHEREAS, the Port filed a separate lawsuit with the Superior Court challenging the legal authority of the City to impose SWM fees against the Port; and

WHEREAS, the City Council desires to settle the said litigation; and

WHEREAS, the Port has offered an ILA pursuant to which the Port will dismiss its lawsuits; and

WHEREAS, the Council deems it advantageous to the City to eliminate administration of, and permitting and inspections under, the uniform construction codes and the statutes governing electrical installations and construction, in regard to Port projects as specified in the ILA; and

WHEREAS, the City Council accepts and incorporates herein the recitals of the said proposed ILA and desires that the same be executed;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

1. Commencing retroactively as of January 1, 2000 and continuing during the term of the Interlocal Agreement ("ILA") approved by Section 4, below, the City shall assess against all Port-owned real property an annual surface water management ("SWM") fee in the amount of \$443,000.00, subject to a maximum annual increase of 2%, under conditions specified in the said ILA. The said SWM fee is reduced from the rate specified by City Ordinance No. 99-1042 to account for construction, ownership, and maintenance of the Port's industrial wastewater system and regional retention/detention facilities.
2. As to specified Port projects, the City's jurisdiction to administer and implement the State Building Code and provisions of [Chapter 19.27 RCW](#) and specifically [RCW 19.27.050](#), and the electrical installations and construction regulations of Chapters [19 and 19.29 RCW](#) and City codes adopted pursuant thereto, and to issue permits and perform inspections thereunder, is hereby relinquished in favor of the provisions of the ILA approved at Section 4, below.
3. The Council shall adopt an ordinance amending Chapters 13.06 Building Code, 13.07 Airport Life Safety Code, 13.08 Mechanical Code, 13.09 Plumbing Code, and 13.10 Electrical Code, of the SeaTac

Municipal Code to remove from application thereof Port projects governed by the ILA, and shall amend the existing adoption by reference of [RCW 19.28.070](#) (at SMC 13.10.020) to relinquish enforcement and inspection authority over Port electrical projects in favor of the State Department of Labor & Industries.

4. The Interlocal Agreement, attached hereto as Exhibit "A", and incorporated herein by this reference as though set forth in full, is hereby approved and the City Manager is directed to execute the same on behalf of the City.

5. This Resolution shall be in full force and effect immediately upon approval of the subject ILA by the Board of Port Commissioners.

PASSED this 14th day of November, 2000 and signed in authentication thereof on this 14th day of November, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-023

A RESOLUTION of the City Council of the City of SeaTac, Washington, designating an alternate official newspaper of the City.

WHEREAS, the City Council, by Resolution No. 98-002 designated the Seattle Times as the official newspaper for the City as required by [RCW 35A.21.230](#); and

WHEREAS, the possibility of labor difficulties, strike, or other impossibility or difficulty of publication by the Seattle Times may occur; and

WHEREAS, the Highline Times holds the qualifications for a legal newspaper pursuant to [RCW 65.16.020](#); and

WHEREAS, the City Council deems it appropriate to designate the Highline Times as the City's alternate official newspaper until further action of the Council;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The Highline Times is hereby designated as the alternate official newspaper for the City, in event of labor difficulties, strike, or other impossibility or difficulty of publication by the Seattle Times.

PASSED this 14th day of November, 2000 and signed in authentication thereof on this 14th day of November, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney

RESOLUTION NO. 00-024

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing the City Manager to enter into an amendment of the Official Zoning Map included in the Interlocal Agreement (ILA) between the Port of Seattle and the City of SeaTac

WHEREAS, the City of SeaTac and the Port of Seattle signed an Interlocal Agreement (ILA) on September 4, 1997; and

WHEREAS, the ILA contains a "Zoning Map," at Attachment A-2 to Exhibit A, that identifies zoning categories for land both currently owned, and to be acquired in the future, by the Port and requires the City and the Port to similarly amend their respective official zoning maps ; and

WHEREAS, since the signing of the ILA, the Port of Seattle has determined that a number of properties on the Westside are no longer needed by the Port as part of the third runway improvements and therefore, being offered "voluntary acquisition" status by the Port are not planned to be acquired; and

WHEREAS, the "Zoning Map" included in the ILA is intended to designate zoning only for those properties either currently owned, or to be acquired in the future, by the Port.

WHEREAS, the Port of Seattle is in agreement with the need to amend the ILA "Zoning Map" to exclude those properties not needed by the Port, and intends to take action to officially authorize amendment of said map on or before December 14, 1999/2000.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN RESOLVE as follows:

Section 1. The City Manager is authorized to enter into an addendum or amendment to the Interlocal Agreement (ILA) between the Port of Seattle and the City of SeaTac to modify the zoning map of Attachment A-2 to Exhibit A, as set forth on Exhibit A to this Resolution. The exact location of the eastern zoning line on the McBreen/Port of Seattle properties shall be consistent with the final lot line adjustment approved by the City of SeaTac.

Section 2. A copy of this Resolution shall be transmitted to the Washington Office/Department of Community, Trade and Economic Development, pursuant to [RCW 36.70A.106\(3\)](#).

Section 3. A copy of this Resolution shall be transmitted to the Port of Seattle.

Section 4. A copy of the amendment to the ILA shall be transmitted to the King County Recorder for filing.

Section 5. This Resolution shall be in full force and effect at time of passage.

ADOPTED this 28th day of November, 1999/2000 and signed in authentication thereof this 28th day of November, 1999/2000.

CITY OF SEATAC

Terry Anderson/Shirley Thompson, Deputy Mayor,
Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to form:

Robert L. McAdams, City Attorney

\\COOPER\DATA\GROUP\PLANNING\Comp Plan\Compplan Amendments\2000\ILA Amendment\ILA Map Amendment#3
resolution.docG:\GROUP\PLANNING\STEVE\AGDABILL\ILA Map resolution#3.doc

RESOLUTION NO. 00-025

A RESOLUTION of the City Council of the City of SeaTac, Washington rendering the Council's decision affirming the Hearing Examiner's Decision on Case No. SUB 00-00003.

WHEREAS, on December 12, 2000 the Council considered an appeal brought by Allan Paulson of the Hearing Examiner's Decision approving an application by Rick Williams for a preliminary plat to subdivide one lot into ten lots; and

WHEREAS, after reviewing the record and hearing arguments of the parties the Council reached a decision;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:

The Hearing Examiner's Decision dated August 6, 2000 under Cause No. SUB 00-00003 is affirmed and the Council hereby makes and enters its findings of fact and conclusion of law as set forth in the attached decision incorporated by reference.

PASSED this 19th day of December, 2000 and signed in authentication thereof on this 19th day of December, 2000.

CITY OF SEATAC

Shirley Thompson, Mayor

ATTEST:

Judith L. Cary, City Clerk

Approved as to Form:

Robert L. McAdams, City Attorney