



MEDINA, WASHINGTON

MEDINA CITY COUNCIL
SPECIAL AND REGULAR MEETING MINUTES
Medina City Hall, Council Chambers
501 Evergreen Point Road, Medina
Monday, August 10, 2015
5:30 PM

MAYOR
PATRICK BOYD

DEPUTY MAYOR
DAVID LEE

COUNCIL MEMBERS
JAY DECKER
MICHAEL LUIS
JOHN MAFFEI
ALEX MORCOS
CURT PRYDE

CITY MANAGER
MICHAEL SAUERWEIN

CITY ATTORNEY
ROBERT F. NOE

CITY CLERK
AIMEE KELLERMAN

MINUTES

CITY COUNCIL MEETING

Mayor Boyd called the executive session to order in the Medina Council Chambers at 5:32 p.m. for an estimated time of one-hour.

Council Members Present: Decker, Lee, Luis, Maffei, Morcos, Pryde, and Mayor Boyd

Council Members Absent: None

Special Counsel: Greg Rubstello, Ogden Murphy Wallace and John Kugler

Staff Present: Sauerwein, Noe, Burns, Yourkoski, Grumbach, and Kellerman

EXECUTIVE SESSION

ES-1: RCW 42.30.110 (1)(i)

To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence of the agency.

ACTION: No action was taken upon exiting the executive session.

1. REGULAR MEETING - CALL TO ORDER / ROLL CALL

Mayor Boyd called the regular meeting to order in the Medina Council Chambers at 6:32 p.m.

Council Members Present: Decker, Lee, Luis, Maffei, Morcos, Pryde, and Mayor Boyd

Council Members Absent: None

Staff Present: Sauerwein, Noe, Adams, Burns, Osada, Crickmore, Grumbach, and Kellerman

2. APPROVAL OF MEETING AGENDA

ACTION: Motion Luis second Decker and carried by a 7:0 vote; Council approved the meeting agenda as presented.

3. PRESENTATIONS

Tai Initiative Presentation.

Carson Tavenner presented on the Tai Initiative. The Tai Initiative is a non-profit corporation that supports and encourages the development of trusting communication between the United States of America and the People's Republic of China by networking and encouraging the subnational (state/city/university/business) level of relationship. They responded to council member questions.

4. PUBLIC COMMENT PERIOD

Mayor Boyd opened the public comment period at 6:53 p.m. The following individuals addressed the Council:

- Cynthia Adkins thanked everyone for their job with Medina Days. She also commented on the Bocce Ball Court going in at Fairweather Park and expressed appreciation for the Park Board for their energy and vision that they put into their work. She also expressed concern for the North Point Community residents who were not aware of a Bocce Ball Court going in at Fairweather Park. She requested that Council postpone action on this item and make sure the community as a whole is aware and involved in the conversation prior to voting on this item.
- Miles Adam commented on the sidewalk safety issue of vegetation overgrowth. Adam suggested that the City have a communication system between the City and the person who files a complaint, so they know if and when an issue is resolved.
- Sheree Wen thanked many of the Council Members, Planning Commissioners, and citizens for the work on the revised tree code. She also thanked Council Members Morcos and Pryde and City Manager Michael Sauerwein who

attended the citizens' tree code forum last year. She commented that there are new and old concerns to be addressed in the tree code and asked Council who did not vote for passing the tree code last month to continue to foster desired changes. Wen also thanked the organizers of Medina Days: Chasm, Jessica, Miranda, and Heija.

- Doug Hutson thanked Council for their work on the tree code and commented on the \$500 permit fee, which he finds to be very excessive. He asked Council to reconsider the fee. Lastly, he commented favorably on the removal of trees and brush on the 300 block of Overlake Drive East that cleared up the view of Meydenbauer Bay.

Mayor Boyd closed the public comment period at 7:03 p.m.

5. REPORTS AND ANNOUNCEMENTS

5.1 Commissions, Boards, and Advisory Committee Reports.

Shawn Schubring reported that the Planning Commission finished the Medina Comprehensive Plan with no major changes and forwarded their recommendation to the City Council.

Emergency Preparedness Chair Kay Koelemay reported that Medina Days and the scavenger hunt were extremely successful. The Emergency Preparedness website is almost ready for rollout, which will provide information and preparedness planning resources for the community. It will also contain a map of the emergency radio communication network. Koelemay also reported that the Sunday night Medina Emergency Radio Response Team exercise is on break until September 13th. Lastly, Koelemay commented on the article about the "Big One", which caused an outcry across the nation and there was a Reddit communication thread regarding the Cascadia fault and how it affects the West Coast.

Park Board Chair Miles Adam, on behalf of the Park Board, thanked the City, the Medina Days Committee and everyone else involved for a great week. He wanted to recognize Overlake Golf and Country Club for their contributions and also thanked the Public Works department for doing a great job with the Parks all week long. Adam also commented on the Bocce Ball Court item on the Agenda and wanted Council to understand that this item has been on the Park Board agenda at least six times. He expressed disappointment in the last minute comments from residents who are against the project. He clarified the reason that they picked Fairweather Park is because it is already an area of activity with tennis courts and basketball courts.

6. CITY MANAGER'S REPORT

6.1 Department Directors: Police, Development Services, Finance, and Public Works.

Chief of Police Stephen Burns reported on the July police department monthly report. There were no major criminal activity in July.

Director of Development Services Robert Grumbach reported that the notice for the Planning Commission Public Hearing went out, regarding the revision to KGM/WSDOT's closing of construction ramps off of SR-520. The hearing will be held at Bellevue Christian School on August 25, 2015.

Council member Maffei commented on the use and cost of using another facility for these types of hearings and requested that in future, the City approach St. Thomas Church for use of their facilities.

Grumbach also reported that the City has not received any applications under the new tree code.

Council Member Pryde asked about Dr. David Yee's email regarding the newly adopted tree code about excluding the removal of nuisance trees from counting towards a property being designated under development.

Grumbach responded that the impact of the existing language is very minor and if Council wants to include changing it, he recommends that they wait until the annual review to change it. He anticipates there being other changes that can be included with this. He also noted that Dr. Yee's changes must be done by ordinance per the city attorney's advice.

Director of Finance Nancy Adams reported that the audit for the City is complete. The City will schedule the exit conference in conjunction with the Finance Committee meeting in September and an email invitation will be sent out to Council.

Director of Public Works Ryan Osada reported on the Medina Park ponds and showed before and after pictures of the clean-up progress. The Department of Ecology had a fresh water algae water monitoring program, which does water quality testing for free and the City was able to participate. On July 27, 2015 we had three locations; Medina Beach Park and the two ponds at Medina Park. The results of the one-day testing came in and the water was at acceptable limits.

Osada also reported that per the WCIA audit that Public Works did create a spreadsheet for citizen complaints that's classified by priority. Citizens can report vegetation overgrowth, tree limbs down, dead rodents in the street, etc. Issues can be called in or emailed and Public Works will log it in with a number, time and date.

Council Member Morcos asked about hiring additional seasonal workers to help out with cutting back the vegetation overgrowth.

City Manager Michael Sauerwein responded that in September when Council starts the 2016 budget discussion, staff will be recommending hiring four seasonal maintenance workers. This year we only budgeted for two and have already used up the budget for the two seasonal workers we had over the summer. He also commented that the City had difficulty finding seasonal workers and will look at possibly hiring a contractor instead of waiting until next year.

6.2 City Manager.

City Manager Michael Sauerwein reported that the issue of accessing the agenda packet on the website for the July 13 City Council meeting has been resolved and City staff going forward will put a .pdf agenda packet on the homepage of the City's website the Friday before the Council meeting.

Sauerwein also reported that Council tentatively scheduled a town hall for Wednesday, September 16, 2015 at 5:30 p.m. and asked Council to confirm the date and time and to confirm which three Council Members will be attending the town hall. Council will email the City Clerk on their availability to attend.

Lastly, Sauerwein thanked all the volunteers for their efforts on Medina Days.

7. CONSENT AGENDA

ACTION: Motion Morcos second Pryde and carried by a 7:0 vote; Council approved the Consent Agenda.

These items will be acted upon as a whole unless called upon by a council member.

- 7.1 **Subject:** Approved May 18, 2015 Park Board Meeting Minutes
Recommendation: Receive and file.
Staff Contact: Jen Newton, Deputy City Clerk
- 7.2 **Subject:** Approved June 23, 2015 Planning Commission Meeting Minutes
Recommendation: Receive and file.
Staff Contact: Kristin McKenna, Development Services Coordinator
- 7.3 **Subject:** July 13, 2015 Regular City Council Meeting Minutes
Recommendation: Adopt Minutes.
Staff Contact: Aimee Kellerman, City Clerk
- 7.4 **Subject:** July 2015, Check Register
Recommendation: Approve.
Staff Contact: Nancy Adams, Finance Director
- 7.5 **Subject:** Adoption of City Personnel Policy
Recommendation: Adoption of City Personnel Policy.
Result of Recommended Action: Action on this item will result in the implementation of the City Personnel Policy.
Staff Contact: Michael Sauerwein, City Manager

- 7.6 **Subject:** Medina Beach Park Swim Float Replacement
Recommendation: Approve.
Result of Recommended Action: Approval will replace the swim float dock at Medina Beach Park which has deteriorated and is currently a safety issue.
Staff Contact: Michael Sauerwein, City Manager

8. PUBLIC HEARING

- 8.1 **Subject:** Early Public Input for Preparation of Draft Preliminary 2016 Annual Budget
Recommendation: None. This is an opportunity for public input.
Result of Recommended Action: Council and staff will review and consider input.
Staff Contact: Nancy Adams, Finance Director

Director of Finance Nancy Adams gave a brief review of the 2015 Budget Assumptions Revenue and 2015 Budget Assumptions Expense. Discussions included Utility Tax was budgeted a 3% Utility Tax rate for 2015 compared to a 4% Utility Tax rate in 2014, Development permit revenues was budgeted lower than 2014, and the Post Office revenue was added at the end of the year when we purchased the post office property. On the 2015 Expense, Direct Labor increases were budgeted at 2.2% cost of living and the Police contract was negotiated after the budget was adopted and the cost of living increase was 3%. The City adopted an Interlocal Agreement with Kirkland IT for IT services earlier this year and a budget amendment will be submitted later this year. Medical benefits are projected to increase by a little less than 5% for 2016. The City has achieved WellCity status for 2016, which will provide a 2% discount in premiums.

Mayor Boyd opened the public hearing at 8:16 p.m. The following individuals addressed the Council:

- Kay Koelemay requested that more money be added for Emergency Preparedness activities. There are lots of activity regarding communication with the radio team and that requires maintenance of City equipment. Also, the radio antennae's will need to be relocated from its current place to a higher location within the City and the Map Your Neighborhood is also an ongoing project. The main new concern is about our City being prepared to help each other and being self-sufficient for several days if we are not able to get help from outside. Koelemay asked that there be a placeholder for additional \$20,000 in the Emergency Preparedness budget.

Council Member Pryde commented that it would be helpful to see where the committee is proposing the additional funds to go.

Koelemay responded that they will get together with the Chief of Police and identify where the additional funds will go.

- Wilma Edmonds commented on the \$100,000 request from the Boys and Girls Club and felt that it was too much. She recommended \$8,500 to \$10,000 and feels the community has other needs to be attended to first.

Mayor Boyd closed the public comment period at 8:24 p.m.

ACTION: Discussion item only; no action taken.

9. OTHER BUSINESS

- 9.1 **Subject:** Receipt and Discussion of Planning Commission Recommendations on 2015 GMA Periodic Review and Update Amendments
Recommendation: Discussion and schedule for public hearing.
Result of Recommended Action: Action on this item will schedule a public hearing for September, 14th.
Staff Contact: Robert Grumbach, Development Services Director

Director of Development Services Robert Grumbach reported that the State requires us to do updates periodically, the Planning Commission did a review and identified that we needed to update a couple of areas, such as housing population and maps were included in the Comprehensive Plan. In the Critical Areas ordinance, there were substantive changes particularly in the wetlands area. The Critical Areas is currently in Chapter 18.12 in the Medina Municipal Code and will be moved in the Unified Development Code.

ACTION: Motion Maffei second Luis and carried by a 7:0 vote; Council scheduled a public hearing for September 14, 2015 City Council meeting.

- 9.2 **Subject:** 12th Street Trees in Medina Park
Recommendation: Discussion item on the proposal put forward by Park Board.
Result of Recommended Action: Action on this item will determine next steps.
Staff Contact: Michael Sauerwein, City Manager

City Manager Michael Sauerwein reported last year Council approved a list of projects for the Park Board and one of them was to plant a row of trees along 12th Street across the street from St. Thomas Church and School. Since then Council has adopted a new tree code, which includes an opportunity for residents to do offsite mitigation for trees on their own property. The recommendation tonight is to put off this project until 2016 or later and see if residents want to do offsite mitigation and use those trees to plant along 12th Street, rather than use City funds.

Council discussed the new recommendation and Council Member Morcos asked why only putting the project on hold until 2016.

Sauerwein responded that the City already committed to spending \$30,000 to do it ourselves; however, the City wants to give residents an opportunity to apply for offsite tree mitigation and pay the City to plant trees along 12th Street where the project is already budgeted for City funds.

ACTION: Motion Decker second Maffei and carried by a 7:0 vote; Council put the project on hold until 2016.

- 9.3 **Subject:** Bocce Ball Court in Fairweather Park
Recommendation: Discussion item on the proposal put forward by Park Board for a Bocce Ball Court.
Result of Recommended Action: Action on this item will require more information on practicalities, cost and construction.
Staff Contact: Michael Sauerwein, City Manager

Director of Public Works gave a brief summary of the Park Board recommendation and provided pictures of the proposed Bocce Ball Court for discussion. Undecided at this time is the maintenance and the storage of equipment.

Council Member Pryde commented that he supports amenities and improvements in the City parks; however, he feels there are better uses for the \$20,000 such as keeping what we already have clean and up to date and hiring more seasonal workers to help with vegetation overgrowth.

Council Member Maffei recommended tabling this item to the September 14 City Council meeting to allow for the concerned residents to comment the proposed project.

Mayor Boyd expressed frustration for the Park Board because they done public process by holding an open-house, open meetings, and getting public input on their projects. The Park Board designed their projects based on public input from the public process and feels it's unfair to allow last minute comments to veto their project simply out of convenience.

ACTION: Motion Luis second Morcos and failed by a 4:3 (Decker, Maffei, Pryde, and Lee dissented) roll call vote; Council did not approve the proposed Park Board project.

ACTION: Motion Maffei to revisit this topic at the next City Council meeting after the Public Hearing, second Pryde and carried by a 7:0 vote.

- 9.4 **Subject:** City Council Agenda Calendar
Recommendation: Discussion item only; no action needed.
Result of Recommended Action: Council and staff will review upcoming meetings and make necessary changes as needed.
Staff Contact: Michael Sauerwein, City Manager

ACTION: There were no changes to the City Council Agenda Calendar.

10. PUBLIC COMMENT

Mayor Boyd opened the public comment period at 8:52 p.m. The following individuals addressed the Council:

- Cynthia Adkins thanked Council for taking another month before voting on the Bocce Ball and commented that she didn't hear that people were complaining about it, but that they hadn't heard about it.
- Wilma Edmonds commented the King County Library system and they have great resources for the community. The City should consider working with them

before donating to the Tai Initiative. She also commented that she does not agree with Cynthia Adkins comment that citizens were not aware of the Bocce Ball Court project and she has attended many meetings where the Bocce Ball project was discussed.

Mayor Boyd closed the public comment period at 8:57 p.m.

Mayor Boyd adjourned the regular meeting to Executive Session at 8:57 p.m. for an estimated time of fifteen minutes after which, the City does not anticipate taking action.

City Clerk Aimee Kellerman read the purpose of the Executive Session in the record.

The full Council reconvened at 9:04 p.m.

11. EXECUTIVE SESSION

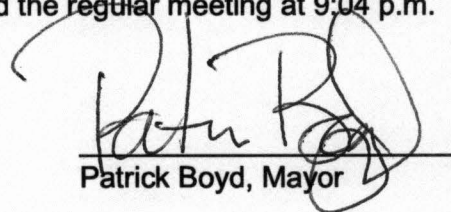
ES-2: RCW 42.30.110 (1)(g):

To evaluate the qualifications of an applicant for public employment or to review the performance of a public employee.

ACTION: No action was taken in Executive Session.

12. ADJOURNMENT

Motion Decker second Morcos; Council adjourned the regular meeting at 9:04 p.m.



Patrick Boyd, Mayor

Attest:

Aimee Kellerman, City Clerk