



MEDINA, WASHINGTON

MEDINA CITY COUNCIL SPECIAL AND REGULAR MEETING MINUTES

Medina City Hall, Council Chambers
501 Evergreen Point Road, Medina

**MONDAY, SEPTEMBER 8, 2014
6:30 PM**

MAYOR
MICHAEL LUIS

DEPUTY MAYOR
DAVID LEE

COUNCIL MEMBERS
PATRICK BOYD
JAY DECKER
JOHN MAFFEI
ALEX MORCOS
CURT PRYDE

CITY MANAGER
MICHAEL SAUERWEIN

CITY ATTORNEY
KARI SAND

CITY CLERK
AIMEE KELLERMAN

MINUTES

EXECUTIVE SESSION - CALL TO ORDER / ROLL CALL

Mayor Luis called the Executive Session to order in the Medina Council Chambers at 5:30 p.m.

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

Council Members Absent: None

Staff Present: Sauerwein, Sand, Grumbach, Burns, Bacha, and Kellerman

EXECUTIVE SESSION

RCW 42.30.110 (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 to the agency; and

RCW 42.30.140 (4) To review the progress of collective bargaining negotiations.

ACTION: No action was taken in Executive Session.

ADJOURNMENT

Mayor Luis adjourned the Executive Session to the Regular meeting in the Council Chambers at 6:26 p.m.

1. REGULAR MEETING - CALL TO ORDER / ROLL CALL

Mayor Luis called the regular meeting to order in the Medina Council Chambers at 6:30 p.m.

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

Council Members Absent: None

Staff Present: Sauerwein, Sand, Grumbach, Adams, Willis, Burns, Yourkoski, Crum, and Kellerman

2. PLEDGE OF ALLEGIANCE

The Mayor led the Pledge.

3. APPROVAL OF MEETING AGENDA

ACTION: Mayor Luis added discussion of Council leadership as 3.1 to the agenda.

ACTION: Council Member Maffei tentatively added 3.1a to the agenda, pending the results of 3.1.

ACTION: By consensus Council approved the meeting agenda as amended by Mayor Luis and Council Member Maffei.

ADDED AGENDA ITEMS

3.1 Council Leadership

ACTION: Mayor Luis stepped down from Mayor of Medina due to a new day job and passed the gavel on to Deputy Mayor David Lee.

3.1a Council Member Maffei added to "vote on the next Mayor of Medina."

ACTION: Motion by Maffei second by Pryde and carried by a 7:0 vote; Council approved the motion to nominate Deputy Mayor Lee as the new Mayor for Medina.

ACTION: Deputy Mayor Lee thanked Council Member Luis for his time as the presiding officer and declined the nomination to be the next Mayor of Medina due to recent family illnesses and obligations.

ACTION: Council Member Pryde nominated Council Member Patrick Boyd as the next Mayor of Medina. This was seconded by Maffei. Deputy Mayor Lee closed the nomination period and Council unanimously voted Patrick Boyd as the new Mayor of Medina and the gavel was passed over to him.

Mayor Boyd thanked Council Member Luis for his two-year commitment serving as Mayor of Medina.

4. PRESENTATIONS

4.1 Swearing in of New Medina Chief of Police, Stephen Burns.

ACTION: City Clerk Aimee Kellerman administered the Oath of Office to new Medina Police Chief, Stephen Burns.

5. PUBLIC COMMENT

Mayor Boyd opened the public comment period at 6:39 p.m. The following individuals addressed the Council:

- Mark Nelson regarding protecting the tree code and commented on the Seattle Times article "A fight for Urban Trees: Seattle's wealthier neighborhoods leafier.
- Bob Rudolph commented on the responses to the Medina Tree Code questionnaire, which was only 7% and asked Council to consider the other 93% of residents who did not respond to the questionnaire.
- Laurel Preston regarding the tree code and asked Council to set a goal and increase the tree canopy percentage in Medina and preserve the significant trees.
- Sheree Wen shared other resident's views on large trees falling and the potential risk to the City. She also commented on having a more rational tree code.
- Drew Blazey commented on the diminishing tree canopy in Medina and why Council would consider making it easier for resident's to remove trees. He also commented on the Town of Hunts Point tree ordinance and learning from them.
- Cynthia Adkins echoed some of the previous comments on taking a more rational approach to the tree code and approaching it like some of the neighboring cities do. She also reiterated a request made at the previous City Council meeting have a temporary moratorium on cell tower applications and asked Council to take action on imposing a temporary moratorium as soon as possible.
- Miles Adam regarding the tree code and making it more user friendly, particularly in the area of mitigation. Also, consider limiting the amount trees that can be taken down. He also urged Council to turn to staff as the professionals to draft the proposed tree code amendments; not Council and residents. Adam also asked for Council support for the Park Board budget for 2015 as projects that were scheduled for 2014 were not completed and wants to allocate extra funds for maintenance in 2015.

6. COUNCIL / BOARDS AND COMMISSIONS REPORTS

6.1 Mayor and Council Member Reports.

Council Member Luis commented that he attended the last Points Mayors meeting.

Mayor Boyd reported that he did the Port of Seattle tour of the cargo lot and encouraged Council to attend next year.

6.2 Commissions, Boards, and Advisory Committee Reports.

Emergency Preparedness Committee Chair Kay Koelemay reported on a flyer distributed to Council on National Emergency Preparedness month.

Park Board Chair Miles Adam thanked City Manager Michael Sauerwein and staff for distributing the Park Board survey through the City's GovDelivery software. The survey was on two ideas the Park Board is working on; which includes having a bocce ball court or a horse shoe pit. Adam also commented that the Park Board talked with Public Works Director Joe Willis to expand the playground at Medina Park.

7. CITY MANAGER'S REPORT

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

Police Chief Burns reported that he attended Concert in the Park in August and was impressed with the interaction of the officers and citizens. He also reported on the August Police Report and the five identity thefts that reached the felony crime level. This is 27 year-to-date, which is significant from last year. Burns commented that he will work with his department to better educate the community on cyber activity

Grumbach reported on the special meeting that the Planning Commission held on August 12, 2014 and their focus was on the continued discussions on the 2015 Comprehensive Plan Update. The Planning Commission also discussed the draft ordinance on prohibiting marijuana businesses and recommended that Council approve the ordinance. They did not hold a public hearing, which means Council will have to hold a public hearing before any action can be taken.

Grumbach also reported on the Hearing Examiner decision on Independent Towers and the decision to deny their request for special use permit. The City just received a request from Independent Towers for reconsideration by the Hearing Examiner and notices will go out tomorrow to all parties of record to make them aware of the request. Other Hearing Examiner items include an appeal hearing on the Sequoia tree and a non-administrative tree removal permit.

Finally, Grumbach reported that Jenny Ngo, our Planning Consultant with Otak got offered a job with Woodinville and is no longer with Medina. We will have a new person coming in on Thursday. He also reported that we will have a new building inspector, a consultant with BHC who will be starting tomorrow.

Finance Director Nancy Adams commented that she has a presentation for the public hearing and will be going over the 2014 Forecast with 2015 budget and IT support services. She also commented that sales tax is healthy and forecasting \$1.2 million by the end of the year. Adams also commented that the audit is coming to an end and the Exit Conference is currently scheduled for September 22, 2014.

Public Works Director Joe Willis reported on the 84th median and the discussion about weeds and overgrowth. He met with Clyde Hill's Director of Public Works and agreed that they will split into two sections, where Medina will handle one part and they will take care of the maintenance of the other section

7.2 City Manager

City Manager Michael Sauerwein reported on upcoming meetings and proposed adding an additional meeting on Monday, September 29, 2014 for a budget study session and a half day City Council retreat as a follow-up from the spring retreat; which will take place either late October or early November.

8. CONSENT AGENDA ITEMS

ACTION: Motion Maffei second by Decker 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.

- 8.1 **Subject:** June 24, 2014 Approved Planning Commission Minutes
Recommendation: Receive and file.
Staff Contact: Donna Goodman, Development Services Coordinator
- 8.2 **Subject:** August 11, 2014 Special and Regular Meeting Minutes
Recommendation: Adopt.
Staff Contact: Aimee Kellerman, City Clerk
- 8.3 **Subject:** August 2014, Check Register
Recommendation: Approve.
Staff Contact: Nancy Adams, Finance Director
- 8.4 **Subject:** Proclaim September as National Recovery Month
Recommendation: Approve.
Staff Contact: Aimee Kellerman, City Clerk
- 8.5 **Subject:** Schedule a Public Hearing on an Ordinance Prohibiting the Establishment of Medical and Recreational Marijuana Businesses
Recommendation: Approve.
Result of Recommended Action: Schedule October 13 hearing date to receive public testimony
Staff Contact: Robert Grumbach, Director Development Services

- 8.6 **Subject:** Contract with BHC Consultants for Building Inspection Services
Recommendation: Approve.
Result of Recommended Action: Approve the contract and authorizes the City Manager to sign
Staff Contact: Robert Grumbach, Director Development Services
- 8.7 **Subject:** Confirmation of Appointments to the Medina Civil Service Commission
Recommendation: Appoint John Bell and Dan Becker.
Result of Recommended Action: Action on this item will appoint John Bell to partial term position no. 1 and Dan Becker to partial term position no. 2 on the Civil Service Commission.
Staff Contact: Aimee Kellerman, City Clerk

9. PUBLIC HEARING ITEMS

- 9.1 **Subject:** Preliminary 2015 Budget
Recommendation: Discussion item only; no action needed.
Result of Recommended Action: Council and staff will review the proposed 2015 budget and 2014 year-end forecast and make suggested changes.
Staff Contact: Nancy Adams, Finance Director

Finance Director Nancy Adams gave a brief summary of the 2014 Forecast, 2014 General and Street Fund Revenue Budget, the 2014 General Fund Operations Expenditure Budget, and IT services and support. Adams also handed out 2015 Budget worksheets for Council review prior to the September 29 budget study session.

Mayor Boyd opened the public hearing period at 8:06 p.m. There were no speakers. Mayor Boyd closed the public hearing period at 8:06 p.m.

10. OTHER BUSINESS ITEMS

- 10.1 **Subject:** Phase 2 Medina Tree Code Update – Policy Direction
Recommendation: Discussion item only; no action needed.
Result of Recommended Action: Receive policy direction on developing possible code amendments to the Medina Tree Code.
Staff Contact: Robert Grumbach, Director of Development Services

Director of Development Services Robert Grumbach made a presentation summarizing the results from the tree inventory and the questionnaires. He then went over the memorandum outlining possible policy direction for the council to discuss. Councilmember Morcos gave a brief summary on the work the tree committee had performed.

There was a consensus to have a tree code and for it to continue applying to both private property and the right-of-way. The council also supported broad approach to focus on the community's urban forest and sylvan nature as whole and not just on large evergreen trees. The Mayor polled the councilmembers for individual comments on the possible policy direction.

Finally, there was discussion on adopting a moratorium to not accept tree removal

permits for larger trees until a new ordinance was in effect. However, there was not majority support among the council members to adopt a moratorium.

10.2 **Subject:** 2014 City Council Calendar

Recommendation: Discussion item only; no action needed.

Result of Recommended Action: Council and staff will review upcoming meetings and make necessary adjustments as needed.

Staff Contact: Michael Sauerwein, City Manager

Mayor Boyd commented that the joint City Council / Planning Commission meeting is a study session and reminded the public that there will be no public comment period at that meeting.

ACTION: Council and staff discussed upcoming meetings and added Monday, September 29, 2014 as a budget study session.

11. PUBLIC COMMENT

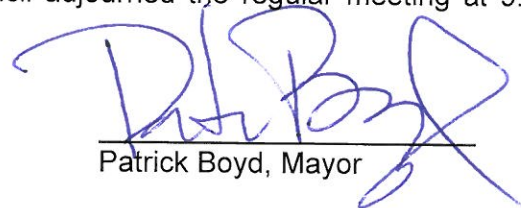
Mayor Boyd opened the public comment period at 9:33 p.m. The following individuals addressed the Council:

- Mark Nelson commented on the Watershed Company's report and the 6 gaps in the current code and asked they be included as part of the policy for review.
- Wilma Edmonds commented that the rabbit issue is no longer an issue.
- Sheree Wen commented on the tree code.
- Hao commented on the tree code and trees in the right-of-way and letting home owners decide what to do with those trees.

Mayor Boyd closed the public comment period at 9:36 p.m.


12. ADJOURNMENT

Motion by Morcos second by Maffei; Council adjourned the regular meeting at 9:37 p.m.



Patrick Boyd, Mayor

Attest:


Aimee Kellerman, City Clerk