

**MEDINA CITY COUNCIL
REGULAR MEETING MINUTES**
*Medina City Hall Council Chambers
June 14, 2010; 6:30 pm*

CALL TO ORDER

Bret Jordan called the June 14, 2010 Regular Meeting of the Medina City Council to order at 6:31 pm.

ROLL CALL

Council Members Present: Patrick Boyd, Doug Dicharry, Bret Jordan, Katie Phelps, and Shawn Whitney

Council Members Absent: Janie Lee (*excused*) and Mark Nelson (*excused*)

City Staff Present: Donna Hanson, City Manager; Bruce Disend, City Attorney, Kenyon Disend; Jeffrey Chen, Police Chief; Pat Crickmore, Public Works Supervisor Robert Grumbach, Development Services Director; Steve Wilcox, Building Official; and Rachel Baker, City Clerk

Mayor led council, staff and audience members in the Pledge of Allegiance.

Motion Phelps and second Dicharry to excuse absences of Janie Lee and Mark Nelson. Motion carried 5-0 at 6:33 pm.

APPROVAL OF MEETING AGENDA

MOTION DICHARRY AND SECOND BOYD TO ACCEPT MEETING AGENDA, MOTION CARRIED 5-0 AT 6:34 PM.

PRESENTATIONS

Part 150 consultant to the city, Allyson Jackson, delivered presentation to council. Ms. Jackson defined study and entities and officials involved and reported on Study status and goals. Ms. Jackson conveyed she continues to work with the Port to include a determination in Study whether departure flights over Medina are in compliance with regulations and continues to pressure Port to include Duwamish departure corridor into Study.

Ms. Jackson urged citizens to attend and be vocal at Part 150 Study meetings. She expressed Study officials have offered to brief the city council if there is interest and suggested scheduling it for late summer.

Matt Kochel, Medina Days Committee Co-Chair, reported on the events schedule and confirmed event dates (August 10 through 14). Mr. Kochel stated that to promote Medina Days, postcards have been mailed to residents and posters are ready to go up. He announced donations will be accepted online at www.medinadays.org, as well as at city hall.

PUBLIC COMMENT

Mayor opened public comment period at 6:52 pm.

City resident Jim Arata requested city council order public works department to remove wall in city right of way at 8420 Northeast Tenth Street. Mr. Arata distributed handout to council identifying structure and communication concerning matter. Resident reasoned wall is located in an unsafe location and is illegal.

Laura Altschul spoke on behalf of American Tower Corporation regarding proposed DAS franchisee relationship, adding that its intention is to provide a network open to all carriers. Ms. Altschul thanked staff and council for developing a reasonable and forward-thinking way to allow for improved wireless services in Medina and said she looks forward to a resolution to DAS franchise and revised wireless ordinance.

Medina resident Daniel Lipkie spoke in favor of requiring a special permit to install wireless facilities in city rights of way as a way to provide notification to citizens and allow them an opportunity to express opinions on matter.

Resident Connie Gerlitz stated her disappointment in the re-growth of ivy and blackberries at Fairweather and suggested city consider using a weed control product in city rights of way.

Mayor closed public comment period at 7:02 pm.

REPORTS AND ANNOUNCEMENTS

Mayor reported on consent agenda item, an interlocal project services agreement between the Washington State Department of Transportation and the city of Medina. He added the Points mayors recently agreed to a position in a yet to come lid maintenance agreement requiring WSDOT to reimburse cities one-hundred percent for maintenance costs. He stated he met with King County executive about issues concerning county budget and programs.

Planning commission chair Judie O'Brien reported on development envelope item and inquired if council would consider a joint study session with the planning commission. Mayor conveyed commission should submit proposed agenda and date for council's consideration.

City manager voiced updates provided in her report concerning swim dock and finance software and answered questions concerning city hall project.

Grumbach responded to inquiries regarding St. Thomas School special use permit application.

Crickmore confirmed blackberries and ivy have returned explaining a limited budget has prevented continued eradication of invasives. Phelps suggested the city consider a community work day to control overgrowth. Crickmore relayed lack of irrigation and insufficient staff hours prevent efforts to successfully maintain 24th Avenue Northeast right of way and voiced it is a homeowner's responsibility to maintain adjacent rights of way.

Crickmore responded to questions concerning shoreline sewer pipe. Chen answered questions about exit driveway for temporary city hall location, department monthly report, and staffing.

CONSENT AGENDA

MOTION BOYD AND SECOND DICHARRY TO ADOPT CONSENT AGENDA.

MOTION CARRIED 5-0 AT 7:25 PM.

- Approval of May 10, 2010 City Council Regular Meeting Minutes
- Approval of May 2010 Check Register
Claim check numbers 50337 through 50446 in the amount of \$590,127.22 and payroll checks numbers 3051 through 3063 in the amount of \$212,482.78. Voided AP check number(s) include 50424. There were no voided payroll checks.
- Set July 12, 2010 Public Hearing Date: *A code amendment relating to administrative review procedures for project permits, text amendments to development regulations, area-wide zoning map amendments, and comprehensive plan amendments.*
- Set July 12, 2010 Public Hearing Date: *A code amendment relating to divisions of land and lot line adjustments.*
- Set July 12, 2010 Public Hearing Date: *A code amendment relating to permit fees.*
- Set Study Session Dates and Times: *July 12, 2010, 5:00 pm; August 9, 2010, 5:00 pm.*
- Approval of Interlocal Project Services Agreement Between the City of Medina and the Washington State Department of Transportation
- Confirmation of Personnel Committee's Appointment Recommendation to Planning Commission Position Number 7
- Memorandum of Understanding Between the City of Medina and Public, Professional and Office-Clerical Employees and Drivers Local Union No. 763 Establishing a Voluntary Employee's Beneficiary Association Trust (VEBA)
- Acceptance of Proclamation Recognizing Camp Fire USA Central Puget Sound Council
- Resolution Approving Centralized Contracting for A Regional Coalition for Housing (ARCH)
- Acceptance of April 19, 2010 Park Board Minutes
- Acceptance of April 21, 2010 Emergency Committee Minutes
- Acceptance of April 27, 2010 Planning Commission Minutes
- Acceptance of Civil Service Commission 2009 Annual Report

PUBLIC HEARINGS

Six-Year Construction Improvement Plan /Transportation Improvement Plan (Years 2011 to 2016) (7:25 pm)

Mayor opened public hearing at 7:25 pm. No public comments were presented and hearing was subsequently closed.

Proposed Ordinance to Amend MMC Chapter 15.04 Adopting 2009 Washington State Building Codes (7:26 pm)

Wilcox provided summary of state building code requirements. Wilcox reported the 2009 Washington State Energy Code has been placed on hold by the State Building Code Council and will be reviewed again in October. Grumbach referred council to revised ordinance placed at dais.

Mayor opened public hearing at 7:31 pm. No public comments were presented and hearing was subsequently closed.

OTHER BUSINESS

Proposed Ordinance to Amend MMC Chapter 15.04 Adopting 2009 Washington State Building Codes (7:31 pm)

MOTION DICHARRY AND SECOND BOYD TO APPROVE ORDINANCE REPEALING CHAPTERS 15.04, 15.08, 15.12, 15.16 OF MEDINA MUNICIPAL CODE AND ADOPTING NEW CHAPTERS RELATED TO THE 2009 UPDATES TO THE STATE BUILDING CODES AND RE-ADOPTING THE 2006 WASHINGTON STATE ENERGY CODE AND AMENDING RELATED PROVISIONS OF THE MEDINA MUNICIPAL CODE. MOTION CARRIED 5-0 AT 7:32 PM.

Draft Code Amendment Regarding Wireless Communication Facilities (7:32 pm)

Grumbach provided summary and intended goals of draft ordinance and answered questions from council members. Consultant Jeff Langdon was present and also responded to council.

Council expressed interest in: 1. Consultant socializing draft code to cross-section of industry and receiving a summary of results, 2. Use of special use permit, and 3. Receiving additional detail about undergrounding. Mayor requested continued discussion during July council meeting and a placeholder on planning commission August agenda.

Solid Waste Services, Rates, and Options (8:00 pm)

Hanson summarized current agreement and proposed consultant services to negotiate contract. Council conveyed desire for improved services, including recycling and yard waste and to receive updated information for July council meeting.

Council Agenda Calendar (8:14 pm)

Agenda calendar discussed, continued discussion concerning wireless facilities, and additional information regarding solid waste contract were added to July, and a Part 150 Study presentation by Port and FAA officials was added to August or September.

Mayor recessed meeting for a break at 8:19 pm and called the meeting back to order at 8:22 pm.

Executive Session

The city council recessed into executive session at 8:22 pm, for an estimated time of twenty minutes pursuant to RCW 42.30.110 (1)(i) 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. City council members Boyd, Dicharry, Jordan, Phelps, and Whitney; city attorney and city manager were present. No action was anticipated.

Executive session adjourned and council resumed its regular meeting at 8:42 pm. No action was taken.

ADJOURNMENT

MOTION PHELPS AND SECOND WHITNEY TO ADJOURN THE JUNE 14, 2010 REGULAR MEETING AND MOTION CARRIED AT 8:42 PM.

The June 14, 2010 Regular Meeting of the Medina City Council adjourned at 8:42 pm.

The Medina City Council will hold a study session Monday, July 12, 2010, at 5:00 pm and will hold its next regular meeting Monday, July 12, 2010, at 6:30 pm.

Bret Jordan, Mayor

Attest:

Rachel Baker, City Clerk

Minutes approved 07/12/2010.