

**CITY OF ISSAQUAH
City Council Regular Meeting**

7:00 PM
June 2, 2014

MINUTES

Council Chambers
135 E. Sunset Way

COUNCIL AND ADMINISTRATIVE PERSONNEL PRESENT

Councilmembers:

Eileen Barber
Stacy Goodman
Tola Marts
Nina Milligan
Mary Lou Pauly
Joshua Schaer
Paul Winterstein

Administration/Staff:

Fred Butler, Mayor
Bob Harrison, City Administrator
Wayne Tanaka, City Attorney
Christine Eggers, City Clerk

CALL TO ORDER

Mayor Butler called the meeting to order at 7:00 PM.

PLEDGE OF ALLEGIANCE

Mayor Butler led the Pledge of Allegiance.

AUDIENCE COMMENTS

Mayor Butler prefaced that if audience members wish to speak to items regarding Talus, they will need to refrain from including comments related to AB 6818 - Talus - Parcels 7,8,9, due to its quasi-judicial nature.

- Karen Abel, 95 Front St. N, Executive Director of ArtEAST, informed Council about ArtEAST's second series of community art programs titled Crow/Raven: Magic & Mystery.
- Pat Castillo, 2940 259th Pl. SE, Issaquah Drug Free Community Coalition, thanked Council for its recent decision to make Issaquah a safe and drug free neighborhood and spoke about the mission of the Coalition.
- David Waggoner, 360 NW Dogwood St. Apt. K204, spoke about the history of "D-Day."
- Claus Mueller, 5343 232nd Ave. SE, voiced his concerns regarding legalizing the sale of marijuana within the City limits.
- Karen Porterfield, Talus resident, requested consistent application of all rules and regulations within all departments of the City.

COMMITTEE / REGIONAL REPORTS

Councilmember Nina Milligan:
None.

Councilmember Mary Lou Pauly:

King Conservation District Advisory Committee -- Reported on the previous meeting. The next meeting is scheduled for June 18, 2014.

Councilmember Tola Marts:

Land & Shore Committee -- The June meeting has been cancelled.

SCA Public Issues Committee (PIC) -- The next meeting is scheduled for June 11, 2014.

Councilmember Joshua Schaer:

Council Infrastructure Committee -- The next meeting is scheduled for June 19, 2014 at 5:30 PM in the Pickering Room at City Hall Northwest.

Councilmember Eileen Barber:

Council Services & Safety Committee -- The next meeting is scheduled for June 5, 2014.

Deputy Council President Stacy Goodman:

None.

Council President Paul Winterstein:

Council Work Session -- The next meeting is scheduled for June 9, 2014 at 6:30 PM in the Council Chambers.

MAYOR'S REPORT

- a) Mayor Butler Met with Cleanscapes drivers on Wednesday May 28, 2014 and was impressed with their service and enthusiasm.
- b) There will not be an Executive Session Meeting held this evening.
- c) Starting tomorrow, June 3, 2014, the City will relocate its passport services to City Hall Northwest and offer appointment-only service.
- d) Applications for the Issaquah Library Board will be accepted until August 15, 2014. Those interested in learning more are invited to an open house on June 25, 2014 from 6:30-7:30 PM at the Issaquah Library.
- e) The Issaquah Community Network is seeking youth representatives. The deadline to apply is June 20, 2014.
- f) Family Fridays at Julius Boehm Pool starts on June 6, 2014 from 6:30-9:30 PM on the first Friday of the month, and continue until August 1, 2014.
- g) Issaquah Job Fair was held on May 28, 2014.

CONSENT CALENDAR

Items listed below were distributed to Councilmembers in advance for study and were enacted with one motion.

IT WAS MOVED BY WINTERSTEIN, SECONDED BY GOODMAN, MOTION CARRIED, (7-0), TO APPROVE THE CONSENT AGENDA, AS PRESENTED.

- a) Accounts: Payables and Payroll, June 2, 2014; **Approved.**
 - i. Accounts Payable Checks 150655 thru 150865 in the amount of \$772,590.13
 - ii. Payroll Checks 75863 thru 75900 in the amount of \$19,285.85
 - iii. Payroll Benefit Checks 75901 thru 75911 in the amount of \$70,696.82
 - iv. Direct Deposits 64169 thru 64447 in the amount of \$528,521.05
 - v. Payroll Wire Transfer Checks 1053 thru 1057 in the amount of \$466,250.39
- b) Minutes: Council Committee Work Session, May 12, 2014; **Approved.**
- c) Minutes: City Council Regular Meeting, May 19, 2014; **Approved.**
- d) AB 6707 - Dept. of Commerce Agreement, North Issaquah Roadway Network Improvements; **Authorized the Mayor to enter into and execute the Department of Commerce Grant Agreement in its substantive form when it is finalized after property negotiations are completed.**
- e) AB 6774 - Use/Consumption of Marijuana in Public & DUI; **Referred AB 6774 to the June 5, 2014 Council Services & Safety Committee for review and recommendation, returning to the full Council on July 7, 2014.**
- f) AB 6790 - AT & T Lease Agreement Amendment; **Authorized the Mayor to enter into and execute the Third Amendment to Facilities Lease for Telecommunications Facilities.**
- g) AB 6817 - Bid Award, Rainier Blvd LID Phase II Street Improvement Project; **Awarded the construction contract to R.W. Scott Construction; and, increase the project's expenditure authority to \$2,043,191.**
- h) AB 6827 - Out of Cycle 2014 ARCH Trust Fund Recommendation; **Referred AB 6827 to the June 5, 2014 Council Services & Safety Committee for review and recommendation, returning to the full Council on June 16, 2014.**
- i) AB 6828 - King County CDBG Interlocal Agreement; **Referred AB 6828 to the June 5, 2014 Council Services & Safety Committee meeting for review and recommendation, returning to the full Council on June 16, 2014.**
- j) AB 6831 - Amending Comprehensive Plan to Remove Klahanie Potential Annexation Area from Issaquah's Potential Annexation Area; **Adopted Ordinance No. 2714 adopting by reference several amendments to the comprehensive plan for the City of Issaquah to remove the Klahanie Potential Annexation Area from Issaquah's potential annexation areas by updating the land use element, the utilities and public services element, the transportation element and related maps.**
- k) AB 6832 - King County Youth Sports Facilities Grant Application Submission; **Authorized the submission of a \$75,000 King County Youth Sports Facilities Grant application for a project to develop Central Park Pad #1.**

REGULAR BUSINESS

- a) AB 6705 - I-502 Recreational Marijuana Regulations

Presented by Associate Planner Jason Rogers. Councilmember Marts provided a summary. Following Council discussion,

IT WAS MOVED BY MARTS, SECONDED BY GOODMAN, TO:

Adopt Ordinance No. 2715, regulating Recreational Marijuana Facilities; adding new definitions to Chapter 18.02, adding a new section 18.07.512 providing for the regulation of Recreational Marijuana Facilities, requiring separation and security; amending the Table of Uses in section 18.06.130 to restrict the location of Recreational Marijuana Facilities; revising a footnote to the table in section 18.04.100-3 to contain a reference to Recreational Marijuana Facilities; adding a new subsection K to section 18.04.400 to require a Level 2 Review of Recreational Marijuana Facilities; amending section 18.07.470 to prohibit Recreational Marijuana Facilities as home occupations; amending Chapter 18.19A Central Issaquah Development and Design Standards to restrict the location of Recreational Marijuana Facilities in the Central Issaquah Area; repealing the moratorium established by Ordinances 2686 and 2708.

MOTION CARRIED, 5-2. (Councilmembers Milligan and Barber dissenting.)

- b) AB 6818 - Talus - Parcels 7,8,9 Preliminary Plat (Quasi-Judicial Matter)

Mayor Butler introduced the item.

The Council was instructed that this agenda bill refers to the application for approval of the preliminary plat of Talus Parcels 7,8,9 and that it is a quasi-judicial matter and thus the Appearance of Fairness Doctrine applies.

Each Councilmember was asked whether he or she had any disclosures related to the Appearance of Fairness Doctrine. Councilmembers Marts and Goodman disclosed that they appropriately shared or deleted any emails received.

Councilmember Schaer recused himself from considering the issue before us due to being a resident of Talus and a member of the Talus HOA.

The applicant and members of the public were asked if they wished to challenge any member of the Council based on the Appearance of Fairness Doctrine. There were no challenges reported.

Mayor Butler directed that the Council must consider the application based on the record submitted to the Urban Village Development Commission (UVDC), and that the criteria the Council should use in its decision are set forth in the staff report and the UVDC recommendation.

Councilmember Marts then provided a brief summary. Land Development Manager, Lucy Sloman provided a brief presentation. Following Council discussion,

IT WAS MOVED BY MARTS, SECONDED BY PAULY, TO:

Approve the Talus Preliminary Plat of Parcels 7, 8 and 9 based on the UVDC Findings of Fact, Conclusions and Conditions dated April 24, 2014 and May 13, 2014, as provided in Exhibit A-1 (regarding Parcels 8 and 9) and Exhibit A-2 (regarding Parcel 7); and, with modified conditions provided in the Memorandum to City Council dated May 20, 2014, as provided in Exhibit R.

MOTION CARRIED, 6-0. (Councilmember Schaer Recused.)

c) AB 6814 - Consideration to Establish Salary Commission

Presented by City Clerk Tina Eggers. Councilmember Barber provided a summary. Following Council discussion,

IT WAS MOVED BY BARBER, SECONDED BY SCHAER, TO:

Direct Administration to prepare a draft ordinance for Council Services & Safety Committee review and recommendation, returning to the full Council prior to year end.

MOTION CARRIED, 5-2. (Councilmembers Winterstein and Goodman dissenting.)

GOOD OF THE ORDER

There was none.

EXECUTIVE SESSION

There was none.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 9:03 PM.

Christine Eggers, City Clerk

Fred Butler, Mayor