

RENTON CITY COUNCIL
Regular Meeting

January 26, 2009
Monday, 7 p.m.

Council Chambers
Renton City Hall

MINUTES

CALL TO ORDER

Mayor Law called the meeting of the Renton City Council to order and led the Pledge of Allegiance to the flag.

**ROLL CALL OF
COUNCILMEMBERS**

RANDY CORMAN, Council President; MARCIE PALMER; DON PERSSON; KING PARKER; TERRI BRIERE; GREG TAYLOR. MOVED BY PARKER, SECONDED BY CORMAN, COUNCIL EXCUSE ABSENT COUNCILMEMBER RICH ZWICKER. CARRIED.

**CITY STAFF IN
ATTENDANCE**

DENIS LAW, Mayor; MARTY WINE, Assistant CAO; LAWRENCE J. WARREN, City Attorney; JASON SETH, Deputy City Clerk; ALEX PIETSCH, Community and Economic Development Administrator; GREGG ZIMMERMAN, Public Works Administrator; IWEN WANG, Finance and Information Services Administrator; FIRE CHIEF/EMERGENCY SERVICES ADMINISTRATOR I. DAVID DANIELS, DEPUTY CHIEF ROBERT VAN HORNE and EMERGENCY MANAGEMENT DIRECTOR DEBORAH NEEDHAM, Fire Department; CHIEF KEVIN MILOSEVICH, MANAGER PENNY BARTLEY and COMMANDER DAVID LEIBMAN, Police Department.

PROCLAMATION
Renton Hearth Month -
February 2009

A proclamation by Mayor Law was read declaring February, 2009, to be "Renton Heart Month" in the City of Renton and encouraging all citizens to participate in this important community risk reduction campaign. MOVED BY TAYLOR, SECONDED BY BRIERE, COUNCIL CONCUR IN THE PROCLAMATION. CARRIED.

Accepting the proclamation with appreciation, Fire Chief/Emergency Services Administrator Daniels reported that 3,078 blood pressure and blood sugar screenings, an increase of 73% from the previous year, were conducted in 2008. He also noted that Renton has one of the highest cardiac survival rates in the world.

**SPECIAL
PRESENTATIONS**
Fire: Citizen Recognition for
Life Saving Efforts, Kim Blake

Fire Chief/Emergency Services Administrator Daniels stated that \$10,000 for six additional defibrillators was donated to the City last year. He commented that the devices were distributed around the community with one being placed at McLendon's Hardware Store. Chief Daniels reported that Kim Blake was on duty at McLendon's when she was notified that a man had collapsed in the parking lot. He stated that Ms. Blake immediately grabbed the defibrillator and went outside to help, providing CPR until firefighters arrived. He presented Ms. Blake an Award of Excellence for her life saving efforts on 12/27/2008. Ms. Blake gratefully accepted the award.

Chief Daniels announced that Pete McLean from Cardiac Science was present in the audience and noted that Cardiac Science donated one additional defibrillator to the City.

ADDED
Council: Certificate of
Appreciation to Marcie
Palmer, 2008 Council
President

Council President Corman presented a Certificate of Appreciation to Marcie Palmer in recognition of her outstanding service as President of the City Council during 2008. Councilmember Palmer accepted the certificate with appreciation.

AUDIENCE COMMENT

Citizen Comment: Nordby -
West Hill Annexation

Gurine Nordby (King County) requested information regarding changes to public services, including library, fire, police, and utility taxes if the proposed West Hill annexation becomes effective. She also requested information regarding Renton's budget.

Mayor Law stated that Council will hold additional public meetings regarding the annexation proposal in the next few months. Council President Corman stated that library financing will be discussed at the next Committee of the Whole meeting.

Citizen Comment: Bartlett -
West Hill Annexation

Matt Bartlett (Renton) expressed concern over possible fire service reductions if the West Hill annexation becomes effective. He also voiced concern about what the affect of annexing another large area will be to current Renton residents.

Citizen Comment: Berry -
West Hill Annexation

Paul Berry (King County) stated that the West Hill annexation petition presented to Council does not represent the views of the entire West Hill community and submitted via the City Clerk a petition signed by 260 residents opposing the annexation. Mr. Berry also expressed concern regarding changes to public services, including fire, police, and the library system if the proposed West Hill annexation becomes effective.

Citizen Comment: Edwards -
Fairwood Annexation

Tom Edwards (King County) expressed opposition to the proposed Greater Fairwood Communities annexation. He explained that an attempt in 2006 to incorporate the Fairwood area was narrowly defeated at the polls and that the proponents have continued their efforts towards incorporation. He also expressed frustration with Council's acceptance of the Red Mill annexation petition, which he opined was designed to derail the broader Fairwood incorporation effort. Mr. Edwards stated that the future of Fairwood must be decided solely by its citizens.

Citizen Comment: Belenky -
Waste Management Issues

Aaron Belenky (Renton) stated that as a president of a local condominium Homeowners' Association (HOA), he is frustrated with Waste Management's new trash collection policy. He remarked that Waste Management reported no cost increases for 2009 and later declared an increase of approximately \$4,000. He stated that due to this unexpected increase, the HOA is now behind on their budget. Mr. Belenky remarked that this could have been prevented had Waste Management provided accurate information. He also reported that Waste Management delivered an inaccurate amount of new collection bins to the condominium complex. He stated that Waste Management did not know how many units were in the complex and that they will only work with the HOA, and not individual property owners, to solve the problem.

Mayor Law requested that Mr. Belenky speak with Public Works Administrator Zimmerman to mediate the issue.

Citizen Comment: Correa -
West Hill Annexation

Kevin Correa (Renton) expressed concern over the potential loss of fire service if the West Hill annexation becomes effective. He explained that an engine company was lost through the recent Benson Hill annexation and voiced concern over the livelihood of the volunteer firefighters, career staff, and administrative support personnel who serve the West Hill area.

Citizen Comment: Mathias -
Fairwood Annexation

Dick Mathias (King County) expressed support for the incorporation of Fairwood. He opined that he would have more assurance that police, fire, land zoning, road construction, planning, maintenance, and recreation services would be locally focused and administrated. Mr. Mathias stated that he would find it troubling if big box stores, high density housing, or unsavory businesses were permitted without a vote and approval of Fairwood residents.

Citizen Comment: Sidwell - West Hill Annexation	Kathleen Sidwell (King County) stated that residents have legitimate questions regarding the proposed West Hill annexation and remarked that those questions would be answered by letting the annexation process move forward. She also recommended that Renton annex to the King County Library System.
Citizen Comment: Shultz - Fairwood Annexation	Chris Shultz (King County) opined that Council was receiving only one side of the story regarding business owners in the Fairwood area. He stated that most business owners have not talked to anyone regarding the proposed Fairwood annexation. He expressed opposition to the proposed Red Mill annexation and requested that Council allow Fairwood residents the chance to make their own decision regarding local governance.
Citizen Comment: Giberson - Fairwood Annexation	Joe Giberson (King County) stated that he represents the Fairwood Municipal Initiative and explained that the group's purpose is to bring the matter of incorporation before the citizens of Fairwood again. He opined that Renton has not hired the amount of staff indicated in studies that was needed for the two most recent annexations. He further remarked that due to current budget deficits, the City could not hire the amount of staff required if the City were to double in size.
Citizen Comment: Clemens - Annexation Efforts	Gwendolyn Clemens (Seattle), Office of Strategic Planning and Performance Management, King County Executive's Office, expressed appreciation for the City's work towards achieving the County's annexation initiatives over the last five years. She noted that both the West Hill and Fairwood annexations are within Renton's Potential Annexation Area (PAA) as required by the Growth Management Act (GMA) and County-wide planning policies. Ms. Clemens remarked that if Council chooses to allow transmission of the annexation petitions to the Boundary Review Board (BRB), her office looks forward to working with City staff to provide the City, the BRB, and area residents the information they require to make informed decisions.
CONSENT AGENDA	Items on the consent agenda are adopted by one motion which follows the listing. At the request of Councilmember Persson, item 7.i. was removed for separate consideration. At the request of Council President Corman items 7.b. and 7.c. were removed for separate consideration.
Council Meeting Minutes of 1/12/2009	Approval of Council meeting minutes of 1/12/2009. Council concur.
City Clerk: Quarterly Contract List, 10/1/2008 to 12/31/2008	City Clerk submitted quarterly contract list for period of 10/1/2008 through 12/31/2008 and expiration report for agreements expiring 1/1/2009 to 6/30/2009. Information.
Streets: SE 192nd St Temporary Closure	Development Services Division recommended a 12-day temporary road closure from May 11 through May 22, 2009, of SE 192nd St. from 102nd Ave. SE to 99th Pl. S. to correct existing sight distance deficiencies and to regrade approximately 500 feet of the road. Refer to <u>Transportation (Aviation) Committee</u> .
Plat: Phung, Lynnwood Ave. NE, FP-08-054	Development Services Division recommended approval, with conditions, of the Phung Final Plat; a two lot subdivision located at 2604 Lynnwood Ave. NE. Council concur. (See page 29 for resolution.)
Fire: Injury Prevention Programs Mini-Grant, King County	Fire and Emergency Services Department recommended approval of a contract with King County to accept \$4,500 for injury prevention programs. Council concur. (See page 30 for resolution.)

- Plat: Welman, 116th Ave SE, PP-08-107 Hearing Examiner recommended approval, with conditions, of the Welman Preliminary Plat; a 25 lot subdivision located at 18417 116th Ave. SE. Council concur.
- Police: Training Officer, Washington State Criminal Justice Training Commission Police Department recommended approval of a contract with the Washington State Criminal Justice Training Commission to utilize Jailer Alford Erwin in the capacity of a Training Officer through 1/1/2011. All salary and benefits will be reimbursed by the Washington State Criminal Justice Training Commission. Council concur.
- Police: Regional Misdemeanant Jail Facility, SCORE Creation & Interlocal Agreement Police Department recommended creation by ordinance of the South Correctional Entity (SCORE) and the SCORE Public Development Authority, and approval of the interlocal agreement with six other SCORE cities. Council concur. (See page 30 for ordinances.)
- Police: Lateral Police Officer Hire at Step D Police Department requested authorization to hire a lateral police officer at Step D of the salary range, effective 1/16/2009. Council concur.
- Transportation: FlexPass Program, King County & Sound Transit & Pierce Transit Transportation Systems Division recommended approval of a contract with King County, Sound Transit, and Pierce Transit to continue the FlexPass Commute Trip Reduction Program for City employees in the amount of \$37,950 for 2009-2010. Council concur.
- Transportation: South County Transportation Board (SCATBd) Agreement Transportation Systems Division recommended approval of an agreement with the South County Transportation Board (SCATBd), a South King County forum for information sharing, coordination, and consensus building for regional transportation decisions for 2009 through 2012. Annual dues are \$100. Council concur. (See page 30 for resolution.)
- Transportation: Eastside Transportation Partnership (ETP) Agreement Transportation Systems Division recommended approval of the Eastside Transportation Partnership (ETP) agreement, an Eastside forum for information sharing, consensus building, and coordination for regional transportation decision for 2009 through 2012. Annual dues are \$200. Council concur. (See page 30 for resolution.)
- Airport: BHC Inc Lease Addendum, LAG-93-004 Transportation Systems Division recommended approval of an addendum to airport lease LAG-93-004, with BHC, Inc., to increase the total ground lease rate per appraisal by \$9,365.47 annually through 10/28/2013, and to readjust the rate thereafter using the CPI index. Council concur.
- Utility: WashWise Rebate Program, Portland Energy Conservation Utility Systems Division recommended approval of an agreement in the amount of \$30,314 with Portland Energy Conservation, Inc. for implementation of the 2009 WashWise rebate program in Renton. Council concur.
- Utility: Monitoring Wells Repair & Improvement, Pacific Groundwater Group Utility Systems Division recommended approval of a contract in the amount of \$44,018 with Pacific Groundwater Group for engineering services related to repairing and improving monitoring wells in the Cedar River Aquifer. Council concur.
- MOVED BY CORMAN, SECONDED BY PERSSON, COUNCIL APPROVE THE CONSENT AGENDA AS AMENDED TO REMOVE ITEMS 7.b., 7.c., and 7.i. FOR SEPARATE CONSIDERATION. CARRIED.**
- Separate Consideration Item**
7.i.
Legal: City Attorney Compensation Legal Services Department recommended repealing sections of Title III of City Code regarding City Attorney compensation related to the City Attorney Office transition from contract services to City employment. ~~Refer to Finance Committee.~~ Council concur.

Remarking that this matter has been heard as part of the budget process for the City Attorney Office transition to City employment, it was MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL CONCUR WITH AGENDA ITEM 7.i. CARRIED.

Separate Consideration Item 7.b.

Annexation: West Hill

~~City Clerk presented Certificate of Sufficiency and submitted for action the West Hill 10% petition for annexation, adoption of the resolution calling for an election, and transmission of the petition and resolution to King County and the Boundary Review Board. Refer to Committee of the Whole.~~

Separate Consideration Item 7.c.

Annexation: Greater Fairwood Communities

~~City Clerk presented Certificate of Sufficiency and submitted for action the Greater Fairwood Communities 10% petition for annexation, adoption of the resolution calling for an election, and transmission of the petition and resolution to King County and the Boundary Review Board. Refer to Committee of the Whole.~~

Council President Corman removed Agenda Items 7.b. and 7.c. from the agenda explaining that the Committee of the Whole prepared a report accepting both annexation petitions.

UNFINISHED BUSINESS Committee of the Whole

Annexation: West Hill & Greater Fairwood Communities

Council President Corman presented a Committee of the Whole report regarding the West Hill and Greater Fairwood Communities annexations. The Committee recommended concurrence in the staff recommendation to accept Notice of Intent to Annex petitions calling for annexation by election of the Greater Fairwood Communities Annexation and the West Hill Annexation. The Committee also recommended that provisions regarding assumption of bonded indebtedness and zoning regulations be determined by Council at a later date, after receipt of Boundary Review Board approval. The Committee further recommended that the resolutions regarding this matter be presented for reading and adoption, and that the Mayor and City Clerk be authorized to transmit the petitions and resolutions to the Clerk of the King County Council, King County Records and Elections, and the State of Washington Boundary Review Board for King County. MOVED BY CORMAN, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT.*

Council President Corman stated that after debating the issues Council has decided to accept the annexation petitions. He remarked that he would like to see the debate leave the forum of the Renton City Council and go back to those communities where it belongs. He acknowledged that Fairwood has to decide whether to incorporate or not first. He noted that although the annexation petitions are under review, Council policy is to remain neutral. Concluding, Council President Corman stated that if it is determined that a large number of residents do not wish to annex to Renton; the City could take steps to revise the Potential Annexation Areas.

*MOTION CARRIED. (See page 29 for resolutions.)

Finance Committee
Finance: Vouchers

Finance Committee Chair Persson presented a report recommending approval of Claim Vouchers 280150 - 280448 and two wire transfers totaling \$4,140,312.40; and approval of 149 Payroll Vouchers, one wire transfer, and 789 direct deposits totaling \$2,837,616.49. MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Finance: Telephone System Replacement, Qwest

Finance Committee Chair Persson presented a report recommending concurrence in the staff recommendation to delay the project at this time. Since the project will need to go through the bid process again, this matter will be closed in Committee. **MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Finance: Gambling Tax Revenues, Non-Profit Organizations

Finance Committee Chair Persson presented a report recommending concurrence in the staff recommendation to reduce the gambling tax rate by two and one half percent (2.5%) on bingo and raffles for non-profit organizations, on the gross receipts that exceed \$10,000 in a year. The Committee further recommended that the ordinance regarding this matter be presented for first reading. **MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.** (See page 30 for ordinance.)

Utilities Committee

Utility: Oversizing Compensation Request, Barbee Mill Townhouses, Conner Homes Company

Utilities Committee Vice-Chair Parker presented a report recommending concurrence in the staff recommendation to approve the request for oversizing utilizing the method of cost reimbursement developed jointly by the staff and the developer for the additional work associated with wastewater improvements at the plat of Barbee Mill by Conner Homes. The Committee further recommended that staff be authorized to reimburse Conner Homes for actual costs not to exceed the requested \$285,385.28. Costs in excess of the requested amount shall be brought back to Council for its consideration. **MOVED BY PARKER, SECONDED BY BRIERE, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

RESOLUTIONS AND ORDINANCES

ADDED

RESOLUTION #3990

Annexation: West Hill

The following resolutions were presented for reading and adoption:

A resolution was read approving the petition for the annexation, by election, of contiguous unincorporated territory to the City of Renton and referred to as the West Hill Annexation; stating the number of registered voters residing therein as nearly as may be; and authorizing the City Clerk to file with the King County Boundary Review Board a notice of intention as well as to file a certified copy of this resolution with the Board of County Commissions of King County and the King County Boundary Review Board. **MOVED BY BRIERE, SECONDED BY PARKER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.**

ADDED

RESOLUTION #3991

Annexation: Greater Fairwood Communities

A resolution was read approving the petition for the annexation, by election, of contiguous unincorporated territory to the City of Renton and referred to as the Greater Fairwood Communities Annexation; stating the number of registered voters residing therein as nearly as may be; and authorizing the City Clerk to file with the King County Boundary Review Board a notice of intention as well as to file a certified copy of this resolution with the Board of County Commissions of King County and the King County Boundary Review Board. **MOVED BY PARKER, SECONDED BY BRIERE, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.**

RESOLUTION #3992

Plat: Phung, Lynnwood Ave NE, FP-08-054

A resolution was read approving the Phung Final Plat; approximately .49 acres, located at 2604 Lynnwood Ave. NE. **MOVED BY PARKER, SECONDED BY BRIERE, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.**

RESOLUTION #3993

Fire: Injury Prevention
Programs Mini-Grant, King
County

A resolution was read authorizing the Mayor and City Clerk to enter into a grant contract with King County regarding reimbursement to Renton Fire and Emergency Management Services Department for injury prevention programs and efforts. MOVED BY TAYLOR, SECONDED BY BRIERE, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

RESOLUTION #3994

Transportation: South County
Transportation Board
(SCATBd) Agreement

A resolution was read authorizing the Mayor and City Clerk to enter into the 2009-2012 South County Transportation Board agreement. MOVED BY PALMER, SECONDED BY PERSSON, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

RESOLUTION #3995

Transportation: Eastside
Transportation Partnership
(ETP) Agreement

A resolution was read authorizing the Mayor and City Clerk to enter into the 2009-2012 Eastside Transportation Partnership agreement. MOVED BY PERSSON, SECONDED BY PALMER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

The following ordinances were presented for first reading and referred to the Council meeting of 2/2/2009 for second and final reading:

Police: Regional
Misdemeanant Jail Facility,
SCORE Interlocal Agreement

An ordinance was read authorizing the execution of an interlocal agreement relating to the South Correctional Entity Facility and the formation of the South Correctional Entity Facility Public Development Authority. MOVED BY TAYLOR, SECONDED BY CORMAN, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 2/2/2009. CARRIED.

Police: Regional
Misdemeanant Jail Facility,
SCORE Creation

An ordinance was read authorizing the creation of a public corporation to be known as the South Correctional Entity Facility Public Development Authority; approving a Charter and Bylaws; establishing a Board of Directors to govern the affairs of the authority; and approving procedures for the conduct of its affairs. MOVED BY TAYLOR, SECONDED BY CORMAN, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 2/2/2009. CARRIED.

Finance: Gambling Tax
Revenues, Non-Profit
Organizations

An ordinance was read amending Chapter 8, Gambling Tax, of Title V (Finance Regulations), of City Code, relating to the tax rate imposed on bingo and/or raffles operated by charitable or non-profit organizations. MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 2/2/2009. CARRIED.

NEW BUSINESS

Community Event: Rotary
Club Auction Fee Waiver

A letter from Al Talley, President, Rotary Club of Renton, was read into the record requesting that a \$5,000 event fee be waived for their use of the Community Center for their annual Caper Auction. MOVED BY PERSSON, SECONDED BY BRIERE, THE CITY WAIVE THE EVENT FEES (IN THE AMOUNT OF \$5,000) FOR THE ROTARY AUCTION. CARRIED.

ADJOURNMENT

MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL ADJOURN. CARRIED. Time: 8:00 p.m.

Bonnie I. Walton

Bonnie I. Walton, CMC, City Clerk

Recorder: Jason Seth
January 26, 2009

RENTON CITY COUNCIL COMMITTEE MEETING CALENDAR
Office of the City Clerk
COUNCIL COMMITTEE MEETINGS SCHEDULED AT CITY COUNCIL MEETING
January 26, 2009

COMMITTEE/CHAIRMAN	DATE/TIME	AGENDA
COMMITTEE OF THE WHOLE (Corman)	MON., 2/2 5:30 p.m.	Library Financing
COMMUNITY SERVICES (Briere)	MON., 2/2 5:00 p.m.	Urban Forestry Update (briefing only)
FINANCE (Persson)	MON., 2/2	CANCELED
PLANNING & DEVELOPMENT (Parker)		
PUBLIC SAFETY (Taylor)	MON., 2/2 4:00 p.m.	Emergency Supply Storage (briefing only); Radio Communications
TRANSPORTATION (AVIATION) (Palmer)		
UTILITIES (Zwicker)		

NOTE: Committee of the Whole meetings are held in the Council Chambers unless otherwise noted.
All other committee meetings are held in the Council Conference Room unless otherwise noted.