

RENTON CITY COUNCIL
Regular Meeting

September 24, 2007
Monday, 7:05 p.m.

Council Chambers
Renton City Hall

MINUTES

CALL TO ORDER

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

**ROLL CALL OF
COUNCILMEMBERS**

TONI NELSON, Council President; DAN CLAWSON; DENIS LAW; MARCIE PALMER; DON PERSSON; RANDY CORMAN. MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL EXCUSE ABSENT COUNCILMEMBER TERRI BRIERE. CARRIED.

**CITY STAFF IN
ATTENDANCE**

KATHY KEOLKER, Mayor; JAY COVINGTON, Chief Administrative Officer; LAWRENCE J. WARREN, City Attorney; BONNIE WALTON, City Clerk; GREGG ZIMMERMAN, Planning/Building/Public Works Administrator; NEIL WATTS, Development Services Director; MICHAEL BAILEY, Finance and Information Services Administrator; MARTY WINE, Assistant CAO; DEPUTY CHIEF CHUCK DUFFY, Fire Department; DEBORAH NEEDHAM, Emergency Management Director; CHIEF KEVIN MILOSEVICH, DEPUTY CHIEF TIM TROXEL and COMMANDER KENT CURRY, Police Department.

**ADMINISTRATIVE
REPORT**

Chief Administrative Officer Covington reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 2007 and beyond. Items noted included:

- * Renton will hold a ribbon cutting ceremony on September 26 to open Logan Ave., the culmination of the largest public works project in the City's history and the next step in the realization of The Landing, a 46-acre retail and residential development scheduled to open in October.
- * The unveiling of the new activity building at Tiffany Park will occur on September 29.
- * Over 100 prospective employees attended the first "Ahead of the Curve" Landing Job Fair on September 20 at Renton Technical College.
- * Washington State Department of Transportation will kick-off the I-405 Renton Stage 1 Project with a "Construction Brown Bag" event on October 4 at Liberty Park.

AUDIENCE COMMENT
Citizen Comment: Lindo -
Eastside Baby Corner Non-
Profit Organization

Teresa Lindo (Sammamish) introduced herself as a volunteer and officer of Eastside Baby Corner, a non-profit organization that provides goods and services to low income children in east King County, including Renton, which has been operating for 14 years. Noting that the organization has grown substantially resulting in the need for paid staff, Ms. Lindo requested that the City contribute \$15,000 to Eastside Baby Corner. MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL REFER THIS MATTER TO THE HUMAN SERVICES ADVISORY COMMITTEE. CARRIED.

Citizen Comment: Pergamo -
Touchdowns Sports Bar &
Grill Noise Problems, Airport
Way

Anna Pergamo (Renton), who lives on S. Tobin St., expressed concerns about the noise and unruly behavior of patrons of Touchdowns Sports Bar and Grill (423 Airport Way) that disturbs residents in the area and negatively affects their quality of life. Although the Police Department is regularly contacted, she

reported that the noise has not decreased and suggested a fence be built in the

alley between the business and S. Tobin St., or having the business owner pay a fine each time the police are called.

Citizen Comment: Green - Touchdowns Sports Bar & Grill Noise Problems, Airport Way

Kenneth Green (Renton), stating that he lives next door to the previous speaker, stressed that he does not want Touchdowns Sports Bar and Grill to shut down, but to be responsible for the actions of its patrons. He indicated that despite numerous conversations with the business's management, the problems persist. Mr. Green expressed his desire for a resolution to the problems.

Citizen Comment: Smith - Touchdowns Sports Bar & Grill Noise Problems, Airport Way

Catherine Pluue Smith (Renton), stating that she lives on S. Tobin St., expressed concerns about the noise problems and disturbances caused by patrons of Touchdowns Sports Bar and Grill, which negatively affects area residents. Saying that she does not want the business to close down, Ms. Smith asked that the City address this matter. She suggested a greater police presence on the weekends.

Mayor Keolker assured that the Police Chief will investigate the matter and provide a report back to Council.

Plat: Langley Ridge, NE 26th St, FP-07-059

Mayor Keolker announced that the rest of the speakers signed up to comment on the topic of the Langley Ridge Final Plat, which is listed on the consent agenda. She invited Development Services Director Watts to provide a briefing on the matter.

Mr. Watts reported that the issue in question is emergency access. He explained that the driveway from SE May Valley Rd. goes across an old bridge that would not adequately support a fire truck, so the developer either had to replace the bridge or find another way for emergency access. The developer chose an access point that comes through the Stonegate neighborhood across Tract C, and which would only be used for emergency access, drainage facilities maintenance purposes, and access to two existing single-family homes. He noted that two easements go across both Tract C and another property now known as the Holmes property.

Continuing, Mr. Watts indicated that the easement types are in dispute. The easements are an older 22-foot-wide private access easement that existed prior to the Stonegate plat, and a 20-foot easement that was created when the plat was recorded. He stated that the City Attorney reviewed the unclear plat language and determined that the easement created in the Stonegate plat is a public access easement. Mr. Watts reported the following: the Langley Ridge plat property owner was unsuccessful in securing clear easement rights from the Stonegate Homeowners Association; the construction vehicles have been using the easement primarily to build the utility facilities, which has caused concern to the neighboring residents; the access is secondary and will be gated off; and the access will serve as secondary for emergency and maintenance purposes, not as primary (residential), to the two lots created as part of this particular plat.

City Attorney Warren noted the discord that has developed between the Stonegate residents and the Langley Ridge developer. Mr. Warren reviewed how he arrived at his determination that the easement shown on Tract C of the Stonegate plat is public and therefore allows a secondary means of emergency access to the Langley Ridge plat.

Mr. Warren and Mr. Watts responded to questions from Councilmembers on the following issues: the 20-foot easement that provides access to the Holmes property; the placement of the locked gate; the use of the easement by construction vehicles and the related private property trespass issue; the Langley Ridge plat owner's responsibility to erect the gate and pave the road prior to recording the plat; and confirmation that the secondary access will incur only limited use.

Citizen Comment: Navarro -
Langley Ridge Final Plat, NE
26th St, FP-07-059

Phillip Navarro (Lynnwood), who represents the Stonegate Homeowners Association (HOA), provided a procedural history of the easement under dispute related to the Langley Ridge Final Plat. Mr. Navarro reviewed three legal points as to why the easement should not be considered a public easement, the first concerning certain findings by the Hearing Examiner.

MOVED BY CORMAN, SECONDED BY PALMER, COUNCIL ALLOW THE SPEAKER FIVE ADDITIONAL MINUTES. CARRIED.

Mr. Navarro continued with the review of his legal points. His second and third points concerned the intent of the dedicator and the issue of inverse condemnation. He recommended that the matter be sent back to the Hearing Examiner for a closer review.

In response to Council inquiry, Mr. Navarro stated that originally, Stonegate HOA just wanted the developer to have asked them for permission to use the property. The issue has now become contentious. He noted that compensation has been discussed, and pointed out that the HOA is willing to work with the developer if the developer is willing to work with the HOA.

Citizen Comment: Reamy -
Langley Ridge Final Plat, NE
26th St, FP-07-059

Betsy Reamy (Renton), Stonegate neighborhood resident, voiced concerns regarding the emergency access to the Langley Ridge plat. She expressed her unhappiness with the construction truck traffic, saying that the access is on Stonegate's private property and other options are available. Ms. Reamy requested that Council deny the final plat, and require the developer to submit an emergency access that uses Langley Ridge plat property.

Citizen Comment: Longfellow
- Langley Ridge Final Plat, NE
26th St, FP-07-059

Happy Longfellow (Renton), Stonegate neighborhood resident, disagreed with the Langley Ridge developer's proposal to use Stonegate property for additional uses that were not included in the original Stonegate plat. He said the access should be developed on Langley Ridge plat property.

Citizen Comment: Brain -
Langley Ridge Final Plat, NE
26th St, FP-07-059

Paul Brain (Tacoma), attorney representing Langley Development, reviewed the dedication provisions on the Stonegate plat map and concluded that public access exists across Tract C. He noted the minimal amount of usage the secondary emergency vehicle access would incur.

Discussion ensued regarding the dedication of open space tracts to the public, the pavement maintenance of the emergency access road by Langley Ridge Homeowners Association, and the question of compensation for the property.

Citizen Comment: Rogers -
Langley Ridge Final Plat, NE
26th St, FP-07-059

Debra Rogers (Renton), Stonegate neighborhood resident, expressed her belief that the easement on the Stonegate plat is private and has not been abandoned. Referring to documents related to the Langley Ridge Preliminary Plat process, she detailed how she came to this conclusion. Ms. Rogers stated that if there is public access on the easement, then it is for City use and not for construction vehicles. She submitted documents and 47 signatures showing support for the Stonegate Homeowners Association.

- Citizen Comment: Christopherson - Langley Ridge Final Plat, NE 26th St, FP-07-059
Siri Christopherson (Renton), child of Stonegate neighborhood residents, indicated her dislike of Langley Development's construction trucks using the easement on Stonegate plat.
- Citizen Comment: Christopherson - Langley Ridge Final Plat, NE 26th St, FP-07-059
Tyra Christopherson (Renton), child of Stonegate neighborhood residents, expressed concern regarding the increase in traffic in her neighborhood as a result of the building of the access road by Langley Development.
- Citizen Comment: Christopherson - Langley Ridge Final Plat, NE 26th St, FP-07-059
Bruce Christopherson (Renton), Stonegate neighborhood resident and parent, disagreed that the easement on the Stonegate plat is owned by the public. Stating that he does not want Langley Ridge plat to use Stonegate's property as access, he pointed out that other options are available for Langley Ridge. Mr. Christopherson expressed concern regarding tactics used by the Langley Ridge developer, pointing out that the issue is not about money, it is about recognition of private property rights. He voiced hope for resolution of the legal issues prior to approval of the Langley Ridge Final Plat.
- Discussion occurred pertaining to concern that the access road will be used for more than emergency and maintenance purposes, and regarding the ownership of the easement area.
- Citizen Comment: Foster - Langley Ridge Final Plat, NE 26th St, FP-07-059
Thomas Foster (Seattle) introduced himself as the president of Langley Development and commented on the secondary access to and the placement of the houses on Langley Ridge plat. He noted that the access as proposed is for emergency and maintenance use only and not for ingress or egress to the plat. He further noted his effort to limit the construction vehicle traffic and to be considerate of the residents. Mr. Foster stated his belief that the easement is for public use.
- Discussion ensued regarding the attempts to resolve the matter, the threats of lawsuits, the suggestion to employ a mediator, and the high emotions surrounding the issue.
- RECESS**
MOVED BY NELSON, SECONDED BY CLAWSON, COUNCIL RECESS FOR FIVE MINUTES. CARRIED. Time: 8:54 p.m.
- The meeting was reconvened at 9 p.m.; roll was called; all Councilmembers present except Briere, previously excused.
- Citizen Comment: Holmes - Langley Ridge Final Plat, NE 26th St, FP-07-059
Robert Holmes (Renton), stating that he owns property that is part of the Langley Ridge plat, pointed out that Tract C in the Stonegate plat is currently being used by the City eight to twelve times per year for ingress and egress to the retention pond. He opined that it will not be used for emergency access to the Langley Ridge plat more than once every five years. Mr. Holmes further pointed out that the property will not be used by the general public, except for those coming to the homes on his property.
- Citizen Comment: Ice - Langley Ridge Final Plat, NE 26th St, FP-07-059
Larry Ice (Renton), Stonegate neighborhood resident, noted that with the emergency access as proposed to the Langley Ridge plat, even with the anticipated limited use, the safety of the children in the Stonegate neighborhood is at risk. He recommended that the bridge over May Creek on the Langley Ridge plat be improved, resulting in the provision of immediate emergency access to the homes. Mr. Ice concluded that the Stonegate plat map language indicates that Stonegate Homeowners Association owns the easement.

Citizen Comment: Todderud -
Langley Ridge Final Plat, NE
26th St, FP-07-059

John Todderud (Renton), Stonegate neighborhood resident, stated that the easement on the Stonegate plat is not public. He recommended that the Langley Ridge developer spend the additional money to make the emergency access from SE May Valley Rd. Mr. Todderud expressed support for an emergency access that does not disturb the Stonegate neighborhood.

Citizen Comment: Blayden -
Langley Ridge Final Plat, NE
26th St, FP-07-059

Bob Blayden (Renton), who owns property on the Langley Ridge plat, indicated that Langley Development purchased property from him and has been very accommodating to him during the construction. He encouraged the Council to move forward with the approval of the final plat, as the longer the matter is held up, the more money he loses.

Mayor Keolker recommended that the matter be held for at least a week in order for the issues to be resolved.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing. Item 5.e. was removed for separate consideration.

Council Meeting Minutes of
9/17/2007

Approval of Council meeting minutes of 9/17/2007. Council concur.

CAG: 07-160, Duvall Ave NE
Water & Sanitary Sewer Main
Installation, Shoreline
Construction

City Clerk reported bid opening on 9/19/2007 for CAG-07-160, Duvall Ave. NE Water and Sanitary Sewer Main Installation; 16 bids; engineer's estimate \$1,095,087.23; and submitted staff recommendation to award the contract to the low bidder, Shoreline Construction Co., in the amount of \$775,296.13. Council concur.

Community Services:
Community Center HVAC
System Emergency Repairs,
Hermanson Mechanical

Community Services Department recommended approval of a service repair order with Hermanson Mechanical for emergency repairs to the HVAC system at the Renton Community Center in the amount of \$32,000. Council concur.

Development Services: Benner
Short Plat, ROW Dedication,
Jericho Ave NE, SHP-05-113

Development Services Division recommended acceptance of a deed of dedication for additional right-of-way to widen Jericho Ave. NE and NE 5th Pl. to fulfill a requirement of the Benner Short Plat. Council concur.

Police: Renton Transit Center
VIDA Program, Securitas
Security Services USA

Police Department recommended approval of a contract with Securitas Security Services USA, Inc. in the amount of \$28,957.39 (three months) to provide Visitor Information, Downtown Assistance (VIDA) program security and ambassador services at the Renton Transit Center. Council concur.

SAD: Earlington Sewer
Interceptor

Utility Systems Division requested authorization to establish the Earlington Sewer Interceptor Special Assessment District in the estimated amount of \$341,410.04 to ensure that project costs are equitably distributed to those who benefit. Refer to Utilities Committee.

CAG: 05-195, Central Plateau
Interceptor Phase II, Roth Hill
Engineering Partners

Utility Systems Division recommended approval of Addendum No. 1 to CAG-05-195, agreement with Roth Hill Engineering Partners, LLC, for additional work on the Central Plateau Interceptor Section II project in the amount of \$20,501. Council concur.

CAG: 05-147, Hazen 565-
Zone Reservoir Design, RH2
Engineering

Utility Systems Division requested approval of Addendum No. 1 to CAG-05-147, agreement with RH2 Engineering, Inc., for additional work related to the Hazen 565-Zone Reservoir project in the amount of \$29,900. Council concur.

MOVED BY NELSON, SECONDED BY CLAWSON, COUNCIL APPROVE THE CONSENT AGENDA AS AMENDED TO REMOVE ITEM 5.e. FOR SEPARATE CONSIDERATION. CARRIED.

Separate Consideration**Item 5.e.**

Plat: Langley Ridge, NE 26th St, FP-07-059

Development Services Division recommended approval, with conditions, of the Langley Ridge Final Plat; 34 single-family lots on 34.05 acres located in the vicinity of SE May Valley Rd., Coal Creek Parkway SE, and NE 26th St.

MOVED BY NELSON, SECONDED BY CORMAN, COUNCIL TABLE CONSENT AGENDA ITEM 5.e. UNTIL 10/1/2007. CARRIED.

UNFINISHED BUSINESS**Committee of the Whole**

Utility: Utility Rates & System Development Charges

Council President Nelson presented a Committee of the Whole report regarding the 2008 piped utility rates and System Development Charges. The Committee recommended concurrence in the staff recommendation to approve the proposed 2008 revenue increases of 6 percent for water, 6 percent for wastewater, and 6.5 percent for surface water and the proposed 2008 System Development Charges. The Committee further directed staff to prepare an ordinance reflecting the 2008 utility rates and System Development Charges to be processed with the budget ordinance. MOVED BY NELSON, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Council President Nelson noted that staff will explore options to better inform low-income seniors and disabled persons of the available lower rates.

Planning & Development**Committee**

EDNSP: Multi-Family Housing Property Tax Exemption, Harrington Square

Planning and Development Committee Vice Chair Clawson presented a report recommending concurrence with the staff recommendation to approve a multi-family housing property tax exemption agreement that addresses the terms and conditions for a partial property tax exemption upon completion of the Harrington Square project in the Highlands designated residential targeted area. The Committee further recommended that the Mayor and City Clerk be authorized to execute said agreement in substantially the same form. MOVED BY CLAWSON, SECONDED BY PALMER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Vacation: Whitworth Ave S, TEAM Properties, VAC-07-002

Planning and Development Committee Vice Chair Clawson presented a report recommending concurrence in the staff recommendation to approve the request to vacate a portion of Whitworth Ave. S. right-of-way subject to the following four conditions:

- An easement for the City's water, wastewater and surface water utilities be retained over the entire right-of-way;
- Sufficient area be provided in the requested vacation area for a boring pit;
- Vehicular turnaround access be provided to the Transportation Division's satisfaction; and
- Right-of-way revert back to the City should the adjacent BNSF Railway Company right-of-way be abandoned at some point in the future.

MOVED BY CLAWSON, SECONDED BY PALMER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Utilities Committee

CAG: 07-141, Hazen 565-Zone Reservoir Construction, T Bailey

Utilities Committee Chair Clawson presented a report regarding the Hazen 565-Zone Reservoir Construction project. The Committee recommended concurrence in the staff recommendation to approve the additional budget appropriation in 2008 to cover project costs, with a total project budget (2007 and 2008) not exceeding \$6,500,000. The Committee further recommended concurrence in the staff recommendation to award the construction contract for Hazen 565-Zone Reservoir Construction project to the low bidder, T. Bailey, Inc., in the amount of \$5,404,265.96. MOVED BY CLAWSON, SECONDED BY LAW, COUNCIL CONCUR IN THE COMMITTEE REPORT.

CARRIED.

Utility: Hazen 565-Zone
Reservoir Construction
Services, RH2 Engineering

Utilities Committee Chair Clawson presented a report recommending concurrence in the staff recommendation to approve the consultant agreement with RH2 Engineering, Inc. to provide services during construction of the Hazen 565-Zone Reservoir project in the amount of \$220,602. The Committee further recommended that the Mayor and City Clerk be authorized to execute

the agreement. MOVED BY CLAWSON, SECONDED BY LAW, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Public Safety Committee
Police: Mercer Island Harbor
Patrol Contract, Log Removal
Policy

Public Safety Committee Chair Law presented a report regarding the Mercer Island marine patrol contract. The Committee met to discuss the contract with Mercer Island for marine patrol services and is satisfied with the level of service currently being received. MOVED BY LAW, SECONDED BY CLAWSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Public Works: Graffiti on
Private Property

Public Safety Committee Chair Law presented a report on graffiti. The Committee was advised that City regulations declare graffiti to be a nuisance violation and also require the removal of graffiti. The City's role and responsibility in removing graffiti on public and private properties was discussed. City staff, representing the Police, Community Services, and Planning/Building/Public Works departments, have recently developed a coordinated approach for responding to reports of graffiti.

The Committee concurred in the staff recommendation that Code Compliance function as the clearinghouse for graffiti reports, to allow for tracking, referral and enforcement. The Code Compliance Reporting phone line, 425-430-7373, and e-mail, www.codecompliance@ci.renton.wa.us, will be used to report graffiti. If graffiti is reported on public property, City staff will remove it. When graffiti is reported on private property, owners will be notified via a letter that requests removal and provides helpful suggestions in removing the graffiti. MOVED BY LAW, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

**Transportation (Aviation)
Committee**
CAG: 06-130, Airport
Maintenance Dredging &
Shoreline Mitigation,
Parametrix, Budget Amend

Transportation (Aviation) Committee Chair Palmer presented a report regarding the amendment to the contract with Parametrix, Inc. concerning the seaplane base dredging project. The Committee recommended concurrence in the staff recommendation to:

1. Present the ordinance for first and second reading to approve a budget transfer of \$75,000 from the Airport Office Rehabilitation Project, and \$25,000 from the Precision Approach Project, for a total of \$100,000, to the Maintenance Dredging and Shoreline Mitigation Project.
2. Approve the contract amendment with Parametrix, Inc. in the amount of \$89,300 for design and engineering services to dredge the seaplane base.
3. Authorize the Mayor and City Clerk to sign the contract amendment.

MOVED BY PALMER, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See page 329 for ordinance.)

Finance Committee
Finance: Vouchers

Finance Committee Chair Persson presented a report recommending approval of Claim Vouchers 264081 - 264577 and two wire transfers totaling \$2,613,293.42; and approval of 202 Payroll Vouchers, one wire transfer, and 684 direct deposits totaling \$2,190,037.07. MOVED BY PERSSON,

	SECONDED BY LAW, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.
Finance: Temporary Interfund Loan to S Lake Washington Infrastructure Project Fund 318	Finance Committee Chair Persson presented a report recommending concurrence in the staff recommendation to approve the resolution authorizing an interfund loan to Fund 318, South Lake Washington Infrastructure Project. The Committee further recommended that the resolution regarding this matter be presented for reading and adoption. MOVED BY PERSSON, SECONDED BY LAW, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See page 329 for resolution.)
Community Services: City Hall Lease (5th Floor), Communities in Schools of Renton	Finance Committee Chair Persson presented a report recommending concurrence in the staff recommendation to approve a five-year lease with Communities in Schools of Renton for space on the fifth floor of City Hall. The Committee further recommended that the <u>Mayor and City Clerk</u> be authorized to sign the lease. MOVED BY PERSSON, SECONDED BY LAW, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.
Development Services: Fees Waiver, The Chelsea & Blakey Townhomes	Finance Committee Chair Persson presented a report recommending concurrence in the staff recommendation to approve the waiver of building, development, and impact fees as provided by City Code 4-1-210B, Owner-Occupied Housing Incentive, at the request of proponents of The Chelsea (condominiums) and the Blakey Townhomes projects. MOVED BY PERSSON, SECONDED BY LAW, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.
RESOLUTIONS AND ORDINANCES	The following resolution was presented for reading and adoption:
<u>Resolution #3905</u> Finance: Temporary Interfund Loan to S Lake Washington Infrastructure Project Fund 318	A resolution was read granting authority for an interfund loan to Fund 318, South Lake Washington Infrastructure Project. MOVED BY LAW, SECONDED BY PERSSON, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.
	The following ordinance was presented for first reading and advanced for second and final reading:
CAG: 06-130, Airport Maintenance Dredging & Shoreline Mitigation, Parametrix, Budget Amend	An ordinance was read amending the 2007 Budget by transferring \$75,000 from the Airport Office Rehabilitation Project and \$25,000 from the 2007 Precision Approach Project to the Maintenance Dredging and Shoreline Mitigation Project to pay for the change of scope in the contract with Parametrix, Inc. MOVED BY PALMER, SECONDED BY CORMAN, COUNCIL ADVANCE THE ORDINANCE FOR SECOND AND FINAL READING. CARRIED.
<u>Ordinance #5307</u> CAG: 06-130, Airport Maintenance Dredging & Shoreline Mitigation, Parametrix, Budget Amend	Following second and final reading of the above-referenced ordinance, it was MOVED BY PALMER, SECONDED BY CORMAN, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.
	The following ordinance was presented for second and final reading and adoption:
<u>Ordinance #5308</u> Development Services: Private Stormwater Utilities in Geologically Hazardous Areas	An ordinance was read adding a Subsection 4-3-050C5D.iv to the table entitled "Exempt Activities Permitted within Critical Areas and Associated Buffers" to Chapter 3, Environmental Regulations and Overlay Districts, of Title IV (Development Regulations) of City Code to add an exception for stormwater

pipng in a geologic hazard area. MOVED BY CLAWSON, SECONDED BY NELSON, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

NEW BUSINESS

Annexation: Benson Hill
Communities, S 200th St &
128th Ave SE

Councilman Clawson reported that Council held a workshop last Friday regarding the Benson Hill Communities Annexation transition plan. He stated that the Fire Chief presented his plan that entails moving around and redeploying fire trucks and aid cars, which may be accomplished without increasing the budget. Mr. Clawson further stated that the response times will be even better.

ADJOURNMENT

MOVED BY NELSON, SECONDED BY PERSSON, COUNCIL ADJOURN. CARRIED. Time: 9:43 p.m.

Bonnie I. Walton, CMC, City Clerk

Recorder: Michele Neumann
September 24, 2007