

RENTON CITY COUNCIL
Regular Meeting

May 18, 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; TERRI BRIERE; RICH ZWICKER; GREG TAYLOR. MOVED BY TAYLOR, SECONDED BY ZWICKER, COUNCIL EXCUSE ABSENT COUNCILMEMBER KING PARKER. CARRIED.

**CITY STAFF IN
ATTENDANCE**

DENIS LAW, Mayor; MARTY WINE, Assistant CAO; LAWRENCE J. WARREN, City Attorney; JASON SETH, Deputy City Clerk; GREGG ZIMMERMAN, Public Works Administrator; SUZANNE DALE ESTEY, Economic Development Director; PREETI SHRIDHAR, Communications Director; ANGIE MATHIAS, Associate Planner; FIRE CHIEF/EMERGENCY SERVICES ADMINISTRATOR I. DAVID DANIELS and DEPUTY CHIEF ROBERT VAN HORNE, Fire Department; COMMANDER CLARK WILCOX, Police Department.

SPECIAL PRESENTATION
Community Event: 2009
Renton FilmFrenzy

Economic Development Director Suzanne Dale Estey announced the second annual Renton FilmFrenzy, sponsored by the Renton Community Marketing Campaign (RCMC), a joint effort including the City of Renton, the Renton Chamber of Commerce, the Renton Visitor's Connection, Renton Technical College, the Renton School District, Valley Medical Center, and in partnership with the Renton Municipal Arts Commission. Remarking that the 2008 Renton FilmFrenzy was a great success that garnered a tremendous amount of publicity, she also stated that the hope is for the program to eventually grow into a film festival while retaining its unique filmmaking competition. Ms. Dale Estey announced that the 2009 Renton FilmFrenzy will be a 50-hour film making competition that runs from Friday, October 16 through Sunday, October 18. She stated that filmmakers must write, shoot, edit and turn in a film within the time period that is shot in Renton and is up to four minutes in length. She noted that filmmakers will be given curveball challenges when the competition starts, such as incorporating certain dialogue or locations into the films.

Ms. Dale Estey reported that the registration deadline is October 9, 2009, and that top films will be presented "Curvee" awards and cash prizes. She invited the public to attend the awards ceremony on October 27, 2009, at 7 p.m. at the IKEA Performing Arts Center. She concluded by presenting a short video promoting the event prepared by the winners of last year's Renton FilmFrenzy.

PUBLIC HEARING
Annexation: Shamrock,
NE 10th St & Jericho Pl NE

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Law opened the public hearing to consider the Petition to Annex and R-4 zoning for the proposed Shamrock Annexation; 123.69 acres, located generally south of NE 10th St. and east of Jericho Pl. NE.

Associate Planner Angie Mathias reported that a closing letter approving final action for the Shamrock Annexation has been received from the Boundary Review Board. She explained that a public hearing was held on 2/9/2009 and that tonight's hearing is a second hearing regarding zoning and is required prior to effectuating the annexation.

Ms. Mathias reported that the annexation site contains 142 single-family homes, approximately 35 acres containing vested projects, steep slopes, and wetlands.

Reviewing the site's zoning, Ms. Mathias stated that the existing King County zoning is R-4 (four dwelling units per gross acre). She stated that the City's Comprehensive Plan designates the site as eligible for three possible low density residential zones: Resource Conservation (one dwelling unit per net 10 acres), R-1 (one dwelling unit per net acre), or R-4 (four dwelling units per net acre). She noted that the proposed zoning for the area is R-4.

Responding to Councilmember Persson's inquiries, Ms. Mathias confirmed that the vested projects are set at King County R-4 zoning and could result in higher densities than the City would allow. She explained that King County does not remove critical areas from their zoning calculations and allows the transfer of development rights to buildable areas. She noted that there are three separate projects vested to King County standards that must be honored within the annexation area.

Public comment was invited.

Rosemary Rashell (King County) inquired as to whether her address and garbage hauling service would change if annexed. Mayor Law suggested that Ms. Rashell speak to Ms. Mathias at the conclusion of the hearing.

There being no further public comment, it was **MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL CLOSE THE PUBLIC HEARING. CARRIED.** (See page 149 for ordinances.)

ADMINISTRATIVE REPORT

Assistant Chief Administrative Officer Wine reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 2009 and beyond. Item noted included:

- * City Hall and most City offices will be closed Friday, May 22, to observe a furlough day to help balance the City's budget. With the exception of essential police, fire, and maintenance staff, Renton employees will be taking the day off without pay.

AUDIENCE COMMENT Citizen Comment: Johnson - Annexation to King County Library System

Arland "Buzz" Johnson (Renton) expressed concern regarding the proposed annexation to the King County Library System.

Council President Corman stated that the issue of annexing to the King County Library System ultimately lies within the hands of Renton voters. He remarked that Council is not voting to annex, rather they are voting to put the issue of annexation on the ballot. He noted that the issue will probably come up in Spring of next year, giving citizens on both sides of the issue the opportunity to promote their opinions.

Assistant Chief Administrative Officer Wine remarked that the Committee of the Whole will take up the issue in June and will have to weigh the options of remaining independent and making capital investments to the existing system, or asking Renton voters if they would be interested in annexing to the King County Library System.

Citizen Comment: Hauschildt - Eagle Scout Blood Drive Project

Joshua Hauschildt (Kent), Eagle Scout candidate, reported that he is planning a blood drive and requested permission to conduct the blood drive within Renton. He also requested help locating a suitable facility to host the blood drive.

Mayor Law granted permission to conduct the blood drive. **MOVED BY CORMAN, SECONDED BY BRIERE, COUNCIL REFER THE ISSUE OF LOCATING A SUITABLE FACILITY FOR MR. HAUSCHILDT TO HOST A BLOOD DRIVE TO THE ADMINISTRATION. CARRIED.**

Citizen Comment: Wolk -
Waste Management Rates for
Multi-Family Units

Ray Wolk (Renton), Tall Firs Townhomes, requested an update regarding the recent hike in waste hauling fees impacting his community. He reported that the Tall Firs homeowners' association recently took a \$5,000 loan to cover the increased fees.

Public Works Administrator Zimmerman confirmed that commercial multi-family solid waste customers saw a significant rate increase at the beginning of the year. He reported that this increase affected approximately 800 customers. Mr. Zimmerman explained that rate scenarios and service approaches are currently under review in an effort to reduce the fee increase for this customer class. He stated that these alternative scenarios will be reviewed by the Utilities Committee for approval and then presented to affected homeowners' associations within a few weeks.

Mr. Zimmerman stated that a rate rebate approach for 2009 and a reduction of the rate for 2010 and beyond is the probable approach that will be recommended to Council. He emphasized that the administration is being overly cautious so as not to impact any other customer rates. He surmised that the goal of reducing the rate for commercial multi-family customers while not impacting other customer rates is achievable. Mr. Zimmerman also reported that all organizations affected by the rate increase have been notified that the City is working to alleviate the issue.

Discussion ensued regarding the difficulty of allowing retroactive rate adjustments without impacting other rate payers, cash flow issues, speeding-up the process, residential rates compared to commercial rates, reasons why condominium owners retained weekly garbage service, notification requirements when changing garbage rates, complaints from citizens, and policy decisions regarding retroactive rate adjustments.

Further discussion ensued regarding changing customer classifications, whether solid waste fees are pass-through fees, and Waste Management's authority to make rate offers to City of Renton solid waste customers.

MOVED BY ZWICKER, SECONDED BY BRIERE, COUNCIL REFER THE ISSUE OF WASTE MANAGEMENT RATES FOR MULTI-FAMILY UNITS FROM THE UTILITIES COMMITTEE TO THE COMMITTEE OF THE WHOLE. CARRIED.

Citizen Comment: Cook -
Waste Management Rates for
Multi-Family Units

Jeanette Cook (Renton), Tall Firs Townhomes, submitted a petition signed by condominium homeowners requesting their status of commercial multi-family be changed to residential. She stated that the solid waste rate increase has jeopardized their budget and expressed appreciation for Council's concern regarding the situation.

Citizen Comment: Orr -
Waste Management Rates for
Multi-Family Units

Brian Orr (Renton), Tall Firs Townhomes, expressed concern over the amount of bureaucracy involved with something as simple as a garbage bill. He emphasized that townhomes are no different than other homes in the area and should be classified at residential rates. He also spoke in support of annexing to the King County Library System.

Citizen Comment: McOmber -
Community Blood Drive &
Townhall Style Meeting Event
in Renton Highlands

Howard McOmber (Renton) stated that a community blood drive will be held at the LDS church at 816 Field Ave. NE from 10 a.m. to 2 p.m. on Saturday, May 30. He also requested that a townhall style meeting be conducted in the Highlands to afford citizens the opportunity to speak to City officials and staff.

CONSENT AGENDA

Items listed on the consent agenda are adopted by one motion which follows the listing.

Council Meeting Minutes of 5/11/2009

Approval of Council Meeting minutes of 5/11/2009. Council concur.

Appointment: Parks Commission

Mayor Law reappointed Ronald J. Regis and Timothy J. Searing to the Parks Commission, each for a four-year term expiring 6/1/2013. Council concur.

Appointment: Library Board

Mayor Law reappointed John DuBois to the Library Board for a five-year term expiring 6/1/2014. Council concur.

Latecomer Agreement: Gill, NE 7th Pl, LA-09-001

City Clerk submitted request from Daljit and Hardip Singh Gill, 278 Harrington Ave. SE, 98056, for a latecomer agreement for a sanitary sewer extension along NE 7th Pl. between Field Ave. NE and Hoquiam Ave. NE. Refer to Utilities Committee.

Fire: Structural Collapse Rescue Planning, Bellevue Fire Department MOU

Fire and Emergency Services Department recommended approval of a Memorandum of Understanding with the Bellevue Fire Department for joint Structural Collapse Rescue planning. Council concur.

Airport: T-Hangar Lease Rate Increase

Transportation Systems Division requested approval of a rent increase for all City-owned T-Hangar units at the airport from \$301.31 to \$372.21 per month plus leasehold excise tax. Council concur.

Transportation: Shattuck Ave S Stormwater Bypass System, WSDOT Grant

Transportation Systems Division recommended approval of an agreement with the Washington State Department of Transportation for a \$2 million grant for the Rainier Ave. S. Improvement Project - Phase I Shattuck Ave. S. Stormwater Bypass System. Council concur.

Utility: West Hill Reservoir Recoat, RH2 Engineering

Utility Systems Division recommended approval of a contract in the amount of \$59,829 with RH2 Engineering, Inc. to provide engineering services for the West Hill Reservoir Recoat 2009 project. Council concur.

Public Works: Cedar River Section 205 Flood Damage Reduction 2009 Monitoring Plan, Integrated Aquatics

Utility Systems Division recommended approval of a contract in the amount of \$50,977.12 with Integrated Aquatics to implement the 2009 Monitoring Plan for the Cedar River Section 205 Flood Damage Reduction project. Council concur.

CAG: 08-089, Renton Highlands 565 Zone Water Main Improvements, Buno Construction

Utility Systems Division submitted CAG-08-089, Renton Highlands 565 Zone Water Main Improvements; and requested approval of the project, authorization for final pay estimate in the amount of \$5,475, commencement of a 60-day lien period, and release of retainage bond, to Buno Construction, LLC, contractor, if all required releases are obtained. Council concur.

SAD: Highlands Water Main Improvements

Utility Systems Division requested authorization to establish the Highlands Water Main Improvement Project Special Assessment District in the amount of \$1,193,240 to ensure that project costs are equitably distributed to those who benefit. Refer to Utilities Committee.

MOVED BY CORMAN, SECONDED BY PALMER, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

UNFINISHED BUSINESS
Transportation (Aviation)
Committee

Lease: Addendum #2, AirO Inc, LAG-03-002

Transportation (Aviation) Committee Chair Palmer presented a report recommending concurrence in the staff recommendation to approve the addendum to AirO, Inc.'s lease that defers rent payments and late fees to 8/15/2009, in exchange for a significant penalty and collateral. The Committee further recommended that the Mayor and City Clerk be authorized to sign the addendum to the AirO, Inc's lease, LAG-03-002. MOVED BY PALMER, SECONDED BY ZWICKER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Finance Committee

Finance: Vouchers

Finance Committee Chair Persson presented a report recommending approval of Claim Vouchers 283005 - 283352 and two wire transfers totaling \$5,468,126.47; and approval of 110 Payroll Vouchers, one wire transfer, and 819 direct deposits totaling \$2,701,169.94. **MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

Community Services: Museum
Master Plan, Gyroscope Inc

Finance Committee Chair Persson presented a report recommending concurrence in the staff recommendation to approve the agreement with Gyroscope, Inc. in the amount of \$90,000 to provide consulting services for development of a Museum Master Plan. The Committee further recommended that the Mayor and City Clerk be authorized to execute the contract. **MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.**

**Community Services
Committee**

CED: 2009 Neighborhood
Program Grants

Community Services Committee Chair Briere presented a report regarding 2009 Neighborhood Program Grants (first round). The Committee recommended concurrence in the staff recommendation to approve the following grant awards:

1. Aster Park Homeowners Association - Take an area within the neighborhood and beautify it into a user-friendly park. (\$8,942)
2. Downtown/South Renton Neighborhood Association - Assist downtown businesses to host a variety of events and invite the community to visit downtown. (\$3,275)
3. Earlington Hill Neighborhood Association - Place a neighborhood entrance sign on Hardie Ave. & SE Langston Ave. (\$4,701)
4. Heritage Gardens Estates Neighborhood Association - Install lighting to an existing neighborhood entry sign. (\$10,028)
5. Honey Creek Homeowners Association - Dig out a path located in the common area and filling it with gravel. (\$1,490)
6. Laurelwood/Glencoe Neighborhood Association - Install two neighborhood entrance signs with lighting. (\$2,998)
7. May Creek Homeowners Association - Add bark in the HOA playground, traffic circles, and stain the existing fence. (\$565)
8. Rolling Hills Condominium Association - Plant shrubs and trees within the neighborhood. (\$2,672)
9. Rolling Hills Homeowners Association - Build a new play system in the neighborhood children's park. (\$5,218)
10. Summit Park Homeowners Association - Renovate an entrance sign, plant drought resistant plants and add low voltage lighting to illuminate the sign, which is located on a main arterial. (\$1,786)
11. The Orchards Homeowners Association - Landscape a highly visible location at the intersection of NE 6th St. and Bremerton Ave., which is one of the gateways into the neighborhood. (\$958)
12. Tiffany Park Homeowners Association - Install a neighborhood identity sign in the neighborhood park and landscape with drought-resistant plants. (\$1,280)
13. Victoria Homeowners Association - Install two new spring toys and remove an existing monkey-bar structure. (\$2,836)
14. Windwood Homeowners Association - Improve landscaping at the front entrance and place signs within the neighborhood to identify areas where children play as well as signs to encourage residents to clean up after their pets. (\$2,280)

The Committee further recommended approval of funding for the following administrative newsletter applications:

1. Earlington Neighborhood Association - Annual costs for a newsletter printed quarterly and distributed door-to-door and by United States Postal Service (USPS.) (\$440)
2. Rolling Hills Homeowners Association - Annual costs for a newsletter printed monthly and distributed door-to-door and by USPS (\$300)
3. Summit Park Homeowners Association - Annual costs for a newsletter printed and distributed door-to-door twice a year. (\$48)
4. Tiffany Park Homeowners Association - Annual costs for a newsletter printed and distributed once a year by USPS. (\$89)
5. Tiffany Park Neighborhood Association - Annual costs for a newsletter printed and distributed door-to-door quarterly (\$506)
6. Victoria Park Homeowners Association - Annual costs for a newsletter printed quarterly and distributed by USPS. (\$248)

The first round of applications totals \$50,660, leaving a balance of \$31,340. A second round will follow, with a deadline for applications of 10/9/2009.

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

Utilities Committee

Utility: Release of Drainage Easement Request, Jim Hanson

Utilities Committee Chair Zwicker presented a report recommending concurrence in the staff recommendation to classify the subject easement as a Class “B” easement and grant a Release of Easement of the drainage easement shown on the Stollenmayer Addition Plat recorded 3/5/1969 (King County Recording No. 6903056478697). The Committee recommended that the Mayor and City Clerk be authorized to execute the necessary release of easement documents. The Committee further recommended that the collection of the processing fee for the applicant be waived since the main purpose of this request is to clear up the applicant’s title. MOVED BY ZWICKER, SECONDED BY BRIERE, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

RESOLUTIONS AND ORDINANCES

Annexation: Shamrock, NE 10th St & Jericho Pl NE

The following ordinances were presented for first reading and referred to the Council meeting of 6/1/2009 for second and final reading:

An ordinance was read annexing approximately 124 acres of property generally located south of NE 10th St. and east of Jericho Pl. NE; Shamrock Annexation. MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 6/1/2009. CARRIED.

Annexation: Shamrock, R-4 Zoning

An ordinance was read establishing the zoning classification for approximately 124 acres, south of NE 10th St. and east of Jericho Pl. NE, annexed within the City of Renton from R-4 (Urban Residential - four dwelling units per acre, King County zoning) to R-4 (Residential - four dwelling units per acre, Renton zoning); Shamrock Annexation. MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL REFER THE ORDINANCE FOR SECOND AND FINAL READING ON 6/1/2009. CARRIED.

The following ordinance was presented for second and final reading and adoption:

ORDINANCE #5457

Development Services: Contractor Liability for Street Repairs/Maintenance

An ordinance was read amending Chapter 6, Street Utility Standards, of Title IV (Development Regulations) and Chapter 10, Street Excavations, of Title IX (Public Ways and Property) of City Code, changing references regarding permits from the Public Works Department to the Department of Community and Economic Development; to specify the requirement for liability insurance as a

permit condition; and to extend the duration of maintenance bonds from one year to two years. MOVED BY BRIERE, SECONDED BY PALMER, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL. ALL AYES. CARRIED.

NEW BUSINESS

Police: Annual Report

Councilmember Taylor announced that the Police Department published their annual report. He remarked that people may not be aware of the many different services the department provides and stated that the report succeeds in providing valuable information with clarity and brevity.

AUDIENCE COMMENTCitizen Comment: Mitchell -
Noise Ordinance Clarification,
Center Village Zoning

Diane Mitchell (Renton) shared her experiences as owner of the old "Joe's Tavern" in the Renton Highlands and acknowledged that the bar used to have a rough reputation. She remarked that she and her husband have been working hard to clean up the bar and that most nights it is a very quiet place. Ms. Mitchell stated that in an attempt to be a good neighbor and to mitigate noise, pads are added to walls and windows when bands are playing. She requested clarification of the noise ordinance as it relates to the zoning of her property, noting that when confronted by the police, each officer has a different opinion as to what the regulations mean. Ms. Mitchell also requested information regarding a police task force that is investigating noise complaints received by the Mayor's office.

Mayor Law stated that numerous complaints about the business have been received in the past and expressed appreciation for Ms. Mitchell's willingness to work with the City to alleviate the issues. He stated that the police and planning departments will work with her to help make sure the laws and ordinances are clarified. He also stated that all complaints are handled in the same way and that unless there is illegal activity occurring at the business, it would not receive any special focus or attention.

ADJOURNMENT

MOVED BY PERSSON, SECONDED BY TAYLOR, COUNCIL ADJOURN. CARRIED. Time: 8:15 p.m.

Jason Seth, Deputy City Clerk

Jason Seth, Recorder
May 18, 2009