



## CITY COUNCIL MEETING MINUTES

August 3, 2009

SPECIAL MEETING, Miller Creek Conference Room, 3<sup>rd</sup> Floor

For the purpose of holding an Executive Session to discuss potential litigation per RCW 42.30.110(1i)

6:30 p.m.

Council Meeting, 1<sup>st</sup> Floor

7:00 p.m.

Transportation Benefit District Board Meeting

7:05 p.m.

Burien City Hall, Council Chambers

400 SW 152<sup>nd</sup> Street, 1<sup>st</sup> Floor

Burien, Washington 98166

*To hear Council's full discussion of a specific topic or the complete meeting, the following resources are available:*

- Watch the video-stream available on the City website, [www.burienwa.gov](http://www.burienwa.gov)
- Check out a DVD of the Council Meeting from the Burien Library
- Order an audio CD recording or a DVD of the meeting from the City Clerk, (206) 241-4647

### **SPECIAL MEETING**

Mayor McGilton called the Special Meeting of the Burien City Council to order at 6:30 p.m. for the purpose of holding an Executive Session to discuss potential litigation per RCW 42.30.110(1i).

Present: Mayor Joan McGilton, Deputy Mayor Sue Blazak, Councilmembers Rose Clark, Kathy Keene, Lucy Krakowiak, and Gordon Shaw. Councilmembers Sally Nelson and Gordon Shaw were excused.

Administrative staff present: Mike Martin, City Manager and Christopher Bacha, Interim City Attorney.

No action was taken.

### **CALL TO ORDER**

Mayor McGilton called the Meeting of the Burien City Council to order at 7:00 p.m.

### **EXECUTIVE SESSION**

An Executive Session was held prior to the meeting as noted above.

### **PLEDGE OF ALLEGIANCE**

Mayor McGilton led the Pledge of Allegiance.

### **ROLL CALL**

Present: Mayor Joan McGilton, Deputy Mayor Sue Blazak, Councilmembers Rose Clark, Kathy Keene, Lucy Krakowiak, and Gordon Shaw. Councilmember Sally Nelson was excused.

Administrative staff present: Mike Martin, City Manager; Richard Loman, Economic Development Manager; Scott Kimerer, Police Chief; Tabatha Miller, Finance Director; Michael Lafreniere, Parks and Recreation Director; Steve Roemer, Park Planner and Maintenance Manager; Doug Lamothe, Interim Public Works Director; Heungkook Lim, Surface Water Management Engineer; and Monica Lusk, City Clerk.

**RECESS TO TRANSPORTATION BENEFIT DISTRICT (TBD NO. 1) BOARD MEETING**

Mayor McGilton recessed the City Council meeting to the TBD No. 1 Board meeting.

**TRANSPORTATION BENEFIT DISTRICT (TBD NO. 1) BOARD MEETING**

Member McGilton called the TBD No. 1 Board meeting to order at 7:05 p.m.

**Election of the Chair.**

Board member McGilton opened the floor to nominations for Chair.

Board member Keene nominated Board member Joan McGilton.

There being no other nominations, Board member McGilton closed the nominations.

A roll call vote was taken.

Board member McGilton was elected Chair on the strength of a 6-0 vote.

**Motion to Adopt Proposed Resolution No. 1, Requesting the King County Director of Elections Hold a Special Election in Conjunction with the General Election on November 3, 2009 for the Purpose of Placing on the Ballot a \$25 Annual License Fee Measure.**

**Direction/Action**

**Motion** was made by Member Blazak, and seconded by Member Krakowiak to adopt Resolution No. 1 requesting the King County Director of Elections hold a Special Election in conjunction with the General Election on November 3, 2009 on the question of whether or not Transportation Benefit District No. 1 should impose an annual vehicle license fee in the District in the amount of twenty-five dollars to fund the transportation improvements description in City of Burien Ordinance No. 516. **Motion** carried 5-1. Opposed, Board member Shaw.

**TBD NO. 1 BOARD MEETING ADJOURNMENT TO COUNCIL MEETING**

The Transportation Benefit District (TBD No. 1) Board meeting was adjourned at 7:10 p.m. at which time the City Council meeting was reconvened.

**AGENDA CONFIRMATION**

**Direction/Action**

**Motion** was made by Deputy Mayor Blazak, seconded by Councilmember Krakowiak, and passed unanimously to affirm the August 3, 2009, Agenda as amended for Presentation Item 10 "c" to be moved to "a" and reorder subsequent items.

**PUBLIC COMMENT**

Donald Campbell, 21 SW 134<sup>th</sup> Street, Burien

Mr. Campbell suggested placing an officer with a radar gun on 4<sup>th</sup> Avenue SW due to the speeding on 134<sup>th</sup> Street. He noted a house down the street with many vehicles that may be leaking oil.

Peter Arends, 13442 1<sup>st</sup> Avenue SW, Burien

Mr. Arends spoke to the lighting needs in the alley between SW 134<sup>th</sup> and 136<sup>th</sup> Streets. He also spoke to the many vehicles as noted by the previous speaker.

Pamela Barberio, 1521 SW 160<sup>th</sup> Street, Burien

Ms. Barberio spoke to her successful court cases and the need to have responsible City codes.

Verda Johnny, Navos resident

Ms. Johnny voiced concern about her court date on August 18 in Kent related to ticket she had received.

**CORRESPONDENCE FOR THE RECORD**

- a. Email Dated July 16, 2009, from Gene H. Goodwin Regarding Statues in Burien/Interim Arts Space with Response from Michael Lafreniere, Parks and Recreation Director.
- b. Email Dated July 19, 2009, from Jim Branson Regarding Town Square with Response from Dick Loman, Economic Development Manager.
- c. Email Dated July 20, 2009, from Mary Ann Peterson Regarding Air Traffic with Response from Lisa Clausen, Government Relations Specialist.
- d. Written Comments for Public Hearing of July 20, 2009, from Bob Edgar Regarding the Agenda Bill for Proposed Resolution No. 298.
- e. Email Dated July 22, 2009, from Gene Rubbert Regarding S. 148<sup>th</sup> St. with Response from Scott Greenberg, Community Development Director.

**PRESENTATIONS**

**Presentation by David M. Johnson, CEO, on Navos Project.**

Mr. Johnson provided a status of Phases I and II of the Navos project. The airplane noises from the 3rd Runway operations were noted. He asked for Council's support for pending Navos' project funding legislative requests.

**Presentation by Melanie Wu on Highline High School Senior Project - *Burien: Past, Present and Future.***

Ms. Wu presented her senior project, which was a book written about Burien's business and economic growth in the past, present and future.

**Presentation on Siting of Future Burien Fire Station.**

**Follow-up**

Staff will schedule a discussion on the August 17 Council meeting to relay considerations for replacement parking in the general central business district.

**CONSENT AGENDA**

- a. Approval of Vouchers: Numbers 22757 - 22867 in the Amount of \$1,657,820.22.
- b. Approval of Council Meeting Minutes: July 20, 2009.

**Direction/Action**

**Motion** was made by Deputy Mayor Blazak, seconded by Councilmember Krakowiak, and passed unanimously to approve the August 3, 2009, Consent Agenda.

**BUSINESS AGENDA**

**City Manager's Report.**

**Follow-up**

Staff will update the Council on the response to public comments received from Mr. Campbell and Mr. Arends related to speeding, alley lighting, and multiple vehicles at a residence.

**Motion to Adopt Ordinance No. 519, Amending the Surface Water Management Code.**

**Direction/Action**

**Motion** was made by Deputy Mayor Blazak, seconded by Councilmember Krakowiak, to adopt Ordinance No 519 amending the provisions of Chapter 13.10 BMC ("Surface Water Management Code") relating to illicit discharge and detection and providing for adoption of the King County Stormwater Pollution Prevention Manual. **Motion** passed 5-1. Opposed, Councilmember Shaw.

**Discussion on Ordinance No. 518, relating to Monthly Remittance of Utility Taxes.**

**Direction/Action**

Councilmembers requested placing Ordinance No. 518 on the August 17, 2009, Consent Agenda for approval.

**Discussion on Resolution No. 301, Authorizing the City Manager to Execute the Proceeds Distribution and Hold Harmless Agreement with the City of Bellevue.**

**Direction/Action**

Councilmembers requested placing Resolution No. 301 on the August 17, 2009, Consent Agenda for approval.

**Discussion on New Interim Community Center CIP Project.**

**Direction/Action**

Councilmembers requested placing a contract with Washington State Energy Services Performance Contracting (ESPC) Program for Repurposing for the New interim Community Center old library Improvements on the August 17, 2009, Business Agenda for consideration.

**Follow-up**

Staff will highlight the improvement supplemental funding during future budget discussions.

**Discussion on Cost Sharing Agreement with Army Corps of Engineers for Seahurst Shoreline Restoration Feasibility Study.**

**Direction/Action**

Councilmembers requested placing the Cost-Share Agreement with Army Corps of Engineers on the August 17, 2009, Consent Agenda for approval.

**Discussion on City Contribution to a Highline Schools Foundation for Excellence "Pay for Play" Scholarship.**

**Direction/Action**

Councilmembers reached consensus to direct the City Manager to contribute \$2,000 in appreciation for the use of their facilities for City Council meetings to the Highline Schools Foundation for Excellence Pay-for-Play scholarship account.

**COUNCIL REPORTS**

Councilmember Clark reported on a WRIA 9 groundbreaking that she and Councilmember Keene attended.

Councilmember Krakowiak reported on the Suburban Cities Association meeting she attended.

**ADJOURNMENT**

**Direction/Action**

**MOTION** was made by Deputy Mayor Blazak, seconded by Councilmember Krakowiak and passed unanimously to adjourn the meeting at 9:20 p.m.

/s/ Joan McGilton, Mayor

/s/ Monica Lusk, City Clerk