

**MEDINA CITY COUNCIL
REGULAR MEETING MINUTES**
St. Thomas School, Commons Room
8300 Northeast 12 Street, Medina
Monday, June 13, 2011; 6:30 pm

CALL TO ORDER

Mayor Bret Jordan called the June 13, 2011 Regular Meeting of the Medina City Council to order at 6:34 pm.

ROLL CALL

Council Members Present: Patrick Boyd, Doug Dicharry, Bret Jordan, Janie Lee, Mark Nelson, and Shawn Whitney

Council Members Absent: Katie Phelps (*excused*)

City Staff Present: Donna Hanson, City Manager; Bruce Disend, City Attorney, Kenyon Disend; Dan Yourkoski, Acting Police Chief; Robert Grumbach, Development Services Director; Joe Willis, Public Works Director; Nancy, Adams, Finance Director; and Rachel Baker, City Clerk

Motion Nelson and second Whitney to excuse council member Phelps' absence and motion carried 6-0 at 6:35 pm.

APPROVAL OF MEETING AGENDA

Motion Whitney and second Lee to add discussion item concerning employment matter regarding former police chief Jeffrey Chen. Motion failed 2-4 (Lee and Whitney in favor, Phelps absent) at 6:37 pm.

MOTION NELSON AND SECOND TO ADOPT AGENDA AS WRITTEN AND MOTION CARRIED 5-1 (LEE OPPOSED, PHELPS ABSENT) AT 6:38 PM.
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AWARDS & PRESENTATIONS

Recognition of Volunteer Service (6:38 pm)

Mayor Jordan recognized volunteer service provided by Molly Goudy to the Medina Planning Commission in position number two from July 2007 through June 2011.

Washington Association of Sheriffs and Police Chiefs (6:39 pm)

Garry Anderson, Management Services Coordinator, provided a summary of the current recruitment process for police chief.

PUBLIC COMMENT

Mayor read guidelines for public comment and said comment period may be divided into two sections with the second section picking up following public hearings. Mayor opened public comment period at 6:46 pm.

Seattle resident Jeffrey Chen addressed audience and council members concerning police chief employment matter.

The following Medina residents provided public comment in regard to matter concerning former police chief: Doug Epstein, Laura Weingaertner, Tim O'Brien, Chuck Lyford, Steve Brustkern, Miriam Naini, Paul Major, Jim Gerardo, Scott Hannah, Curtis Wong, Ching Pi-Wang, Cy Humphries, Diana Murray, Doug Hutson, Ally Svenson, Marnix Bosch (represented by Heija Nunn), David Lee, Todd Nunn, Heija Nunn, and (first name inaudible) Ewing.

Bellevue resident Jim McGraw provided comment related to police chief employment matter.

The following Hunts Point residents provided public comment in regard to matter concerning former police chief: Edward Furia, Doug (last name inaudible), Janet Dailey, and Peter Henning.

Mayor closed public period at 7:47 pm and added another comment period between items Proposed Ordinance for Minimum Maintenance Standards for Vacant Residential and Abandoned Construction Sites and Council Agenda Calendar.

Motion Lee and second Whitney to continue public comment. Dicharry offered amendment to limit comment period to ten minutes and Lee rejected amendment. Motion failed 2-4 (Lee and Whitney in favor, Phelps absent) at 7:49 pm.

REPORTS AND ANNOUNCEMENTS

Council members Lee and Whitney commented on public records requests made by Whitney for expense reports for police department gasoline receipts and three other public records requests submitted by Whitney the night after Jeff Chen's termination.

Planning commission chair Judie O'Brien reported the shoreline report presented to council was an inaccurate reflection of the work of the shoreline committee, suggested hiring a company to help the shoreline committee, and expressed her disappointment in not being present during volunteer applicant interviews for planning commission.

Park board chair Matt Kochel vocalized concerns regarding reconstruction of Fairweather Park and relayed the park board has received requests for a field turf and field lighting. He encouraged the public to attend a discussion before the park board in coming months and summarized the park board's open house held April 18. Kochel called for Medina Days volunteers and donations and pointed supporters to go to www.medinadays.org.

Emergency committee chair Kay Koelema summarized May 18 Map Your Neighborhood orientation and announced a second opportunity to hear about the program will be held June 17 during the Train the Trainer program.

Grumbach briefly reported about the engineering services request for qualifications process.

CONSENT AGENDA

MOTION DICHARRY AND SECOND NELSON TO ADOPT CONSENT AGENDA AS PRESENTED AND MOTION CARRIED 6-0 (PHELPS ABSENT) AT 8:17 PM.

- Approval of May 9, 2011 City Council Regular Meeting Minutes
- Approval of May 23, 2011 City Council Special Meeting Minutes
- Approval of May, 2011 Check Register
- Claim check numbers 51646 through 51736 in the amount of \$568,748.86; payroll check numbers 3252 through 3264 in the amount of \$208,688.11, there were no voided AP , cancelled AP, or voided payroll checks.
- Receipt of Approved March 21, 2011 Park Board Meeting Minutes
- Receipt of Approved April 18, 2011 Park Board Meeting Minutes
- Receipt of Approved April 26, 2011 Planning Commission Meeting Minutes
- Confirmation of Appointments to Planning Commission, Positions 2 and 4
- Confirmation of Appointments to Park Board, Positions 2 and 5
- Approval of Appointment to Civil Service Commission, Position 1
- Approval of Snohomish County Jail Services Contract
- Approval of King County I-Net Services Contract Amendment No. 1
- Resolution Authorizing Sale of 2,718 Square Feet of Fairweather Park
- Authorization to Sign 2012-2014 CDBG and HOME Combined Interlocal Agreement

PUBLIC HEARINGS / OTHER BUSINESS

Public Hearing Concerning WSDOT/FHWA's Proposed *de minimis* Section 4(f) Determination for Fairweather Park (8:18 pm)

Willis provided summary of de minimus and responded to questions concerning lighting and field construction.

Mayor opened public hearing at 8:24 pm.

Medina resident Diana Murray expressed concerns about impacts of construction and her preference for a park and ride, excluding use by construction workers there and along Evergreen Point Road.

Medina resident Tobey Bryant spoke about shortage of athletic fields in Bellevue area and encouraged installation of a turf field in Medina.

Medina resident John Maffei supported Ms. Bryant for field in Medina. He commented most park and ride users reside outside Medina and such a facility increases crime in surrounding area.

Medina resident Cindy Adkins expressed desire to keep park as a park and strongly opposed park and ride.

Medina resident Matt Kochel said Medina, not WSDOT, desires park and ride in Medina. Mr. Kochel said the park board is in favor of a turf field and does not support lights at Fairweather at this time, and as a citizen prefers the park to remain a park during construction and not a park and ride.

Speaker (name not disclosed) commented about park use and did not support staging area.

Medina resident Heija Nunn suggested Bellevue Christian may be an option for a turf field and suggested openness to all creative possibilities, especially if on WSDOT's dime.

Medina resident M3 Sweatt recommended council seek out more commentary on issue before taking action since agenda did not clearly describe matter.

Mayor closed public comment period at 8:36 pm.

Concurrence with Determination of WSDOT/FHWA's Proposed *de minimis* Section 4(f) Determination for Fairweather Park (8:36 pm)

Willis further defined proposal and council discussed matter. Eastside Corridor Constructors representatives were present and responded to questions regarding park and ride and construction storage and staging area.

MOTION WHITNEY AND SECOND LEE TO TABLE MATTER UNTIL NEXT MONTH, SCHEDULE AND PUBLICISE AN ADDITIONAL PUBLIC HEARING, AND DIRECT STAFF TO PRESENT FINDINGS OF AVAILABLE OPTIONS AT NEXT MEETING. MOTION CARRIED 6-0 (PHELPS ABSENT) AT 9:01 PM.
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Council member Boyd offered amendment to motion to find out what options are available and direct staff to present findings at next meeting. Whitney accepted amendment to motion.

Motion Lee and second Whitney to recess into executive session pursuant to RCW 42.30.110 (1)(g) to discuss performance of a public employee. Motion carried 4-2 (Boyd and Nelson opposed, Phelps absent) at 9:05 pm.

Mayor called for a break at 9:07 pm in order to clear the meeting space for executive session.

EXECUTIVE SESSION

Mayor Jordan recessed regular meeting into executive session at 9:25 pm pursuant to RCW 42.30.110 (1)(g) to discuss performance of a public employee for an estimated time of thirty minutes and announced action may be taken following executive session. Present were city council members Patrick Boyd, Doug Dicharry, Bret Jordan, Janie Lee, Mark Nelson, and Shawn Whitney; city manager Donna Hanson; and city attorney Bruce Disend.

Executive session was extended twenty minutes at 9:55 pm. Executive session adjourned at 10:15 pm and the regular meeting was called back to order. No action was taken.

PUBLIC HEARINGS / OTHER BUSINESS

Public Hearing Concerning Proposed Ordinance for Code Amendment Relating to Off-Site Accessory Buildings and Uses (10:17 pm)

Grumbach summarized proposed ordinance.

Mayor opened public hearing at 10:19 pm. No public comment was presented and the hearing was subsequently closed.

Consideration of Proposed Ordinance for Code Amendment Relating to Off Site Accessory Buildings and Uses (10:19 pm)

MOTION WHITNEY AND SECOND DICHARRY TO APPROVE ADOPTING AN ORDINANCE AMENDING CHAPTER 17.48 OF THE MEDINA MUNICIPAL CODE TO ALLOW OFF-SITE ACCESSORY USES AND BUILDINGS. MOTION CARRIED 6-0 (PHELPS ABSENT) AT 10:22 PM.

PUBLIC HEARING

Public Hearing Concerning Draft Six-Year Capital Improvement and Transportation Improvement Plans, 2012-2017 (10:23 pm)

Willis summarized proposed plan and responded to questions about planned projects from council members.

Mayor opened public hearing at 10:29 pm. No public comment was presented and the hearing was subsequently closed.

MOTION DICHARRY AND SECOND BOYD TO SCHEDULE APPROVAL OF THE 2012 THROUGH 2017 CAPITAL IMPROVEMENT/TRANSPORTATION IMPROVEMENT PLAN FOR THE JULY 11, 2011 CITY COUNCIL MEETING. MOTION CARRIED 6-0 (PHELPS ABSENT) AT 10:30 PM.

OTHER BUSINESS

Design Selection for Independent Towers' Wireless Communication Support Structure at Fairweather Park (10:30 pm)

Grumbach provided summary regarding installation of a wireless communication facility at Fairweather Park and answered questions related to project. Council members discussed public comment received to date.

MOTION DICHARRY AND SECOND LEE TO SELECT DESIGN OPTION FIVE, LIGHT POLE, FOR THE WIRELESS COMMUNICATION TOWER AT FAIRWEATHER PARK. MOTION CARRIED 5-1 (NELSON OPPOSED, PHELPS ABSENT) AT 10:42 PM.

Proposed Ordinance for Minimum Maintenance Standards for Vacant Residential and Abandoned Construction Sites (10:42 pm)

Grumbach summarized proposed ordinance and council discussed viability of ordinance. Dicharry invited planning commission chair O'Brien to speak on matter and she summarized commission's position on proposal.

MOTION WHITNEY AND SECOND DICHARRY TO APPROVE ADOPTING AN ORDINANCE ADDING A NEW CHAPTER 20.44 TO THE MEDINA MUNICIPAL CODE RELATING TO MINIMUM MAINTENANCE STANDARDS FOR VACANT RESIDENCES AND ABANDONED CONSTRUCTION SITES. MOTION CARRIED 6-0 (PHELPS ABSENT) AT 11:03 PM.

PUBLIC COMMENT

Mayor Jordan reopened public comment period at 11:03 pm.

The following Medina residents provided public comment in regard to matter concerning former police chief: Jeff Price, M3 Sweatt, Miranda Lee, Joe Meisenheimer, Jim Gerardo, Anne Rudden, and Haleh Clapp

The following Hunts Point residents provided public comment in regard to matter concerning former police chief: Jeanne Claypool, Annie Otteson, and Jon Rudolf.

Council Agenda Calendar

Agenda calendar was not discussed.

ADJOURNMENT

MOTION BOYD AND SECOND NELSON TO ADJOURN JUNE 13, 2011 REGULAR MEETING OF THE MEDINA CITY COUNCIL. A QUORUM WAS ABSENT FOLLOWING MOTION AND THE MEETING ADJOURNED AT 11:42 PM.

The June 13, 2011, Regular Meeting of the Medina City Council adjourned at 11:42 pm.

The Medina City Council will hold its next Regular Monday, July 11, 2011, at 6:30 pm in the Commons Room at St. Thomas School, 8300 Northeast 12 Street, Medina.

/s/

Bret Jordan, Mayor

Attest:

/s/

Rachel Baker, City Clerk

Minutes approved 07/11/2011.