

**MEDINA CITY COUNCIL  
REGULAR MEETING MINUTES**  
*Medina City Hall Council Chambers  
August 11, 2008; 6:00 pm*

**CALL TO ORDER**

The August 11, 2008, Regular Meeting of the Medina City Council was called to order by Mayor Nelson at 6:07 pm.

**ROLL CALL**

Council Members Present: Lucius Biglow, Drew Blazey, Bret Jordan, Jim Lawrence, Mark Nelson, Bob Rudolph, and Shawn Whitney

City Staff Present: Mike Caldwell, Interim City Manager; Wayne Tanaka, City Attorney, Ogden Murphy Wallace; Jeff Chen, Chief of Police; Robert Grumbach, Director of Development Services; Joe Willis, Director of Public Works; and Rachel Baker, City Clerk

**EXECUTIVE SESSION**

The City Council recessed into Executive Session at 6:07 pm for an estimated time of thirty minutes to:

1. discuss with legal counsel litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, pursuant to RCW 42.30.110 (1)(i), and
2. for discussions regarding labor negotiations, pursuant to RCW 42.30.110 (1)(g).

City Council Members Biglow, Blazey, Jordan, Lawrence, Nelson, Rudolph, and Whitney; Interim City Manager; City Attorney; Director of Development Services; and City Clerk were present. Executive Session adjourned at 6:50 pm. No action was taken.

Following a recess, the Regular Meeting was called to order at 6:54 pm.

Mayor Nelson led Council, staff and audience members in the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Council approved meeting agenda as presented at 6:56 pm.

## **PRESENTATION**

Puget Sound Regional Council Transportation Planner Director Charlie Howard presented information regarding State Route 520 bridge tolling. An abbreviated version of presentation was distributed in agenda packet.

## **PUBLIC COMMENT**

Mayor opened floor to public comment at 7:20 pm.

Resident Dawson Yee recounted an incident that occurred to him about a month ago on southbound 84<sup>th</sup> Avenue Northeast between St. Thomas Church and Overlake Golf and Country Club near the gravel driveway around 10:00 pm. Mr. Yee said that after someone threw an object at the roof of his car he called 9-1-1 and was told Medina officers were on another call and would not be able to respond. Resident expressed that, based on his experiences as a past resident of Clyde Hill, there seems to be a response contrast between cities of Clyde Hill and Medina.

Caldwell remarked he was aware of the situation and noted both Clyde Hill and Medina officers were unable to respond when the call came in. Police chief defined mutual aid agreement between cities.

Resident Matt Kochel thanked public works and police department staff, and the contributions from Medina citizens which all worked together to make Medina Days a success. Mr. Kochel said the beach park is an asset to the community and it would be a mistake to reduce the amount of park land the city has. Mr. Kochel commented that during the fireworks display and barbeque dinner, the area staked off designating a city hall building expansion was being used. He conveyed he would like to see land purchased for city hall and police purposes rather than taking away from the park. Resident mentioned that the rain on Saturday prevented some people from attending Medina Days and that represents a perfect example of why a community center is needed.

Council thanked Mr. Kochel for his work co-chairing Medina Days.

Resident Kristen Edelhertz inquired if Council made decisions to lease space or to separate city hall and police functions. She also asked if more information is available regarding Medina Park grant and the ability to relocate city hall to the park. Ms. Edelhertz questioned if additional comments came in after open houses and if they would be taken into consideration, the process for moving forward, if research has been conducted regarding alternative city hall locations, and if short term temporary plans would be devised to allow for long term planning.

Mayor responded that Council has not had an opportunity to discuss matter since open houses were conducted.

Resident Tim O'Brien commented that Clyde Hill should be considered as a parallel city for city hall space considerations and suggested someone look into how satisfactory its space is.

Mayor responded he spoke to the Clyde Hill mayor already.

Resident Heija Nunn asked if council members received an email she sent to them today and if a decision regarding facilities would be made tonight.

Mayor responded that the email was received and a decision would not be made, but direction may be given. He said public hearings would be held before decisions could be made.

Mayor closed floor to public comment at 7:38 pm.

## **REMARKS AND ANNOUNCEMENTS**

Mayor announced a tolling open house would be held at the Mercer Island Community Center on Wednesday August 16, and thanked Matt Kochel and all volunteers that contributed to Medina Days.

Council member Rudolph reported he saw a deer on his road and asked council members if they would consider providing direction to the city manager to relocate deer away from the community. Mayor suggested Chen address concern during city manager reports.

Caldwell reported finance officer received recognition by Washington Finance Officers Association.

## **CONSENT AGENDA**

**MOTION JORDAN AND SECOND LAWRENCE TO APPROVE CONSENT AGENDA AND MOTION CARRIED 7-0 AT 7:43 PM.**

- *July 14, 2008 City Council Regular Meeting Minutes*
- *July 15, 2008 City Council Special Meeting Minutes*
- *July 16, 2008 City Council Special Meeting Minutes*
- *July 28, 2008 City Council Special Meeting Minutes*
- *August 5, 2008 City Council Special Meeting Minutes*

### Approval of July 2008 Checks/Finance Officer's Report (7:44 pm)

Whitney remarked she reviewed all vouchers, except payroll, and recommended the checks and finance officer's report be approved as presented.

**MOTION LAWRENCE AND SECOND BIGLOW TO APPROVE THE JULY 2008 CHECKS/FINANCE OFFICER'S REPORT: *Claim Checks 74252 through 74253, 74255 through 74312, 74315 through 74317, 74319 through 74365 in the amount of \$238,533.23; and Payroll Check Numbers 24655 through 24732 in the amount of \$197,097.02 (Claim Checks 74254, 74313-74314, and 74318 have been voided).***  
**MOTION CARRIED 7-0 AT 7:44 PM.**

## **PUBLIC HEARING**

### Lot Coverage for Undersized Lots (7:45 pm)

Grumbach summarized recommendation to increase maximum lot coverage of undersized lots in the R-16, R-20, and R-30 zoning districts. Grumbach recommended use of term "shoreline" in place of "ordinary high water mark" in ordinance and that additional comments received as a part of this matter be incorporated into staff and planning commission review of future zoning code updates. Grumbach responded to council inquiries.

Mayor opened floor to public comment at 8:12 pm.

Resident Harry Matthews said he owns a substandard lot in Medina, supports the planning commission recommendation and hopes council supports it, too. He questioned the scope of the regulation and urged council to limit it to lot coverage zoning in R-16.

Resident Jim McMillan requested council immediately consider a situation regarding a problem with lot coverage in the R-16 zone and suggested council incorporate a minor revision to the ordinance. Resident said adding a step outside his front door as a result of the grading of his driveway caused an over allowance in lot coverage because the calculation of solid surface under eaves counts against lot coverage in R-16. Mr. McMillan commented that an exemption is included for zones R-20 and R-30 for ingress/egress under eaves. He continued to say that this is a prime opportunity to address an unfair, significant component already addressed for other zones in Medina.

Mercer Island resident Keith Pleas said he has a home for sale in Medina. Mr. Pleas said zoning code updates are needed and a subsequent update to the code could address additional concerns regarding zoning issues.

Judie O'Brien reported to be speaking as a resident of Medina and not as planning commission chair. She said the ordinance is a good proposal and the council should consider approving it. Ms. O'Brien suggested council and planning commission continue to review and modify zoning code.

Resident Vance Mylroie commented that he gave a letter to the city clerk for distribution to the council and that he supports the proposal.

Resident Mike Nikolic voiced he was speaking for himself and on behalf of his neighbor, Ms. Irene Hildonen. Mr. Nikolic said he reconstructed his home, but was unable to add both a two car garage and a family room. He stated he intends to expand his home an additional 280 feet if the ordinance is approved tonight and expressed that approving it is a positive thing to do for smaller lots in Medina. Mr. Nikolic said Ms. Hildonen needs to expand her 1200 square foot home and the proposed ordinance would allow her to do that.

Mayor closed comment period at 8:25 pm.

## **OTHER BUSINESS**

### Lot Coverage for Undersized Lots (8:26 pm)

Council members discussed proposal.

MOTION BLAZEY AND SECOND WHITNEY TO APPROVE ORDINANCE AMENDING CHAPTERS 17.12, 17.20, 17.24 AND 17.28 OF THE MEDINA MUNICIPAL CODE TO INCREASE THE MAXIMUM LOT COVERAGE FOR UNDERSIZED LOTS IN THE R-16, R-20 AND R-30 ZONING DISTRICTS AND TO AMEND LANGUAGE FROM ORDINARY HIGH WATER MARK TO SHORELINE. MOTION CARRIED 4-3 (BIGLOW, LAWRENCE AND RUDOLPH OPPOSED) AT 8:55 PM.

### City Manager Appointment and Authorization for Mayor to Approve City Manager Employment Contract (8:56 pm)

Caldwell and Tanaka summarized steps taken to finalize proposed contract. Discussion followed.

MOTION BIGLOW AND SECOND BLAZEY TO APPROVE CITY MANAGER EMPLOYMENT AGREEMENT FOR MICHAEL J. SCOTT, AND MOTION CARRIED 7-0 AT 9:04 PM.

### Financial Software Purchase Agreement (9:04 pm)

Caldwell summarized decision process and contract proposal. Discussion followed.

MOTION WHITNEY AND SECOND JORDAN TO APPROVE PURCHASE OF NEW FINANCE SOFTWARE WITH VISION MUNICIPAL SERVICES IN THE AMOUNT OF \$24,781, AND MOTION CARRIED 7-0 AT 9:11 PM.

### Introduction of National Pollution Discharge Elimination System, Phase 2 (NPDES) (9:11 pm)

Willis introduced item and answered council inquiries.

### Discussion of City Hall Facility Options and Public Feedback (9:13 pm)

Whitney tallied public comments into categories. Council discussion followed.

Council conveyed its interest in investigating city-owned properties, including limitations and restrictions. Council briefly discussed possibility of purchasing property. Jordan proposed the development of a facilities subcommittee to assemble and organize data. Nelson and Whitney volunteered to join Jordan on committee. Caldwell said staff would be available to assist committee.

## **COUNCIL INITIATIVE**

### 2008 Study Session Calendar

Jordan postponed topic to September Regular Meeting.

## **OTHER BUSINESS**

### City Manager's Monthly Activity Report (10:03 pm)

- A. Police Department
- B. Development Services
- C. Public Works
- D. City Manager

Chen conveyed he would provide a report addressing Mr. Yee's concerns at the next meeting.

### Agenda Calendar (10:04 pm)

Facilities committee will report at September meeting. Jordan and Whitney conveyed they would each email agenda item proposals to Mayor.

## **ADJOURNMENT**

MOTION LAWRENCE AND SECOND JORDAN TO ADJOURN THE AUGUST 11, 2008 CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY AT 10:05 PM.

The August 11, 2008, Regular Meeting of the Medina City Council adjourned at 10:05 pm.

The next Regular Meeting of the Medina City Council is scheduled to be held on Monday, September 8, 2008, at 6:30 pm.

  
Mark L. Nelson, Mayor

Attest:   
Rachel Baker, City Clerk