

TOWN COUNCIL MINUTES

July 20, 2009

CALL TO ORDER, FLAG SALUTE, ROLL CALL

The second Council meeting for the month of July was called to order by Mayor Carla Nichols at 7:00 p.m. at Woodway Town Hall. Councilmembers present were Bill Anderson, Kent Saltonstall, Elizabeth Mitchell, and Tom Whitson. Councilmember Mike Quinn had an excused absence. Public Works Director Terry Bryant, Public Works Crew Mike Sears, Building Inspector Scott Dorrance, and Clerk-Treasurer Joyce Bielefeld were also present.

Mayor Nichols asked to reorder the agenda by moving the Second Quarter Financial Report to follow Resolution No. 09-337.

ACTION: *Councilmember Anderson* moved to reorder the agenda to move Second Quarter Financial Report to follow Resolution No. 09-337, Six-Year Street Plan. *Councilmember Saltonstall* seconded the motion. The motion carried unanimously.

APPROVAL OF MINUTES: Following minor amendments, *Councilmember Saltonstall* moved to approve the minutes of July 6, 2009 as amended. *Councilmember Mitchell* seconded the motion. The motion carried unanimously.

OLYMPIC VIEW BOARD OF COMMISSIONERS

The Council met with Olympic View Commissioners John Elsasser and Lora Petso. In response to several specific questions, Commissioners agreed to:

- Confer with the District's Cross Connection Control Specialist regarding the criteria he uses in determining when a backflow prevention device is required. The Council requested the Specialist also provide 4-5 examples of when a backflow prevention device would/would not be required with regard to ponds, wetland and streams.
- Research the statement in the resolution that non-residential facilities had the option to install a backflow prevention device at the point-of-use rather than the premises isolation that is required for single family residences.

Discussion followed regarding the ability for residents to speak with the Cross Connection Control Specialist, concern with the officious way Olympic View treats residents, the need for coordination between the Town and Olympic View and State law that requires Olympic View to coordinate their cross connection policy with municipalities. Mayor Nichols offered Building Official Tom Phillips and Building Inspector Scott Dorrance as contacts for Olympic View staff. It was suggested Commissioners provide Olympic View staff additional policy direction regarding interpretation of the hazards in Table 19.

Charlie Fontaine, Dogwood Lane, described a well on his property that was not interconnected. Observing that it appeared Olympic View was operating under authority of the Washington Administrative Code (WAC) with regard to isolating hazards, he suggested Olympic View begin upgrading/replacing meters and place premise isolation devices on all the meters. He referred to a statement in Olympic View's resolution that they have the right to access property for inspection; expressing concern Olympic View was overstepping its statutory authority. He suggest Olympic View suspend enforcement until these issues were resolved.

APPROVAL OF VOUCHERS: *Councilmember Anderson* moved to approve Claims Warrants #6958 through #6976 for the total amount of \$18,396.23. *Councilmember Saltonstall* seconded the motion. The motion carried unanimously.

AUDIENCE COMMENTS: Bob & Marilee Brown, 108th Avenue West, Edmonds, expressed concern with trees inside the Deer Creek watershed that are leaning on the chain link fence and threatening nearby wires. Mayor Nichols suggested the Town send Olympic View a letter requesting they trim the trees inside watershed. Public Works Director Terry Bryant offered to confer with PUD whether they could trim the trees due to their potential to damage wires.

COUNCIL REPORTS: **Councilmember Whitson** commented on the letter from Shoreline to Snohomish County Council expressing their concerns with the proposed change in the Comprehensive Plan designation of the Pt. Wells site and the additional municipal services that will be required when developed.

Councilmember Anderson reported on the Edmonds City Council meeting where Edmonds Fire Chief Tom Tomberg made a presentation regarding Fire District 1's proposal to provide fire and emergency medical service (EMS) to Edmonds. Obtaining fire and EMS via Fire District 1 would save Edmonds approximately \$1 million and Fire District 1 would pay Edmonds' approximately \$10 million for their fire stations and equipment. He described the current charge to Fire District 1 residents and the proposed charge to Edmonds via a negotiated service contract between the City and the District. Edmonds Mayor Haakenson and an appointed committee will now review the agreement and present it to Council. Following a brief discussion, the Council agreed to add this as a discussion item to a future agenda.

MAYOR REPORT: **Mayor Nichols** referred to information in the Council packet regarding representation on the Solid Waste Advisory Committee. As a Council representative was not required, it was suggested Councilmember Schillberg be invited to continue representing the Town at their quarterly meetings.

Mayor Nichols referred to articles in the Council packet regarding negotiations between Fire District 1 and Edmonds. She reported the Town received a SEPA checklist from Edmonds regarding their proposal to prohibit businesses in Edmonds from using plastic bags.

It was agreed to delay committee assignments until all Councilmembers were present. Mayor Nichols suggested Councilmember Whitson attend the South Snohomish Cities meeting, previously attended by Councilmember Schillberg.

Mayor Nichols reported at the Snohomish County public hearing she presented a letter from the Town with the two proposed policy amendments to the County's planning policies; Snohomish County Councilmember Cooper said he would propose them as amendments. Snohomish County Council will have a second hearing on the amendments August 12. She reported several Richmond Beach residents contacted her about the Town's request for a maximum of 800 units and a maximum 65 foot height; she plans to meet with one of their representatives in the near future. She reported Shoreline's testimony discussed impacts to their infrastructure from Pt. Wells. Shoreline City Council recently passed a resolution stating they would not support development at Pt. Wells unless they were able to annex the property.

Mayor Nichols reported the State's audit of the Town begins August 3. At Mayor Nichols request, the Council authorized purchase of a gift certificate for John Bush in recognition of his construction of the playground.

TOWN ADMINISTRATOR'S REPORT – None

PUBLIC HEARING – SIX-YEAR STREET PLAN

Mayor Nichols opened the public hearing at 8:34 p.m. There were no members of the public present who wished to provide comment and Mayor Nichols closed the public hearing at 8:35 p.m. A brief discussion regarding the Plan followed.

RESOLUTION NO. 09-337 – SIX-YEAR STREET PLAN

ACTION: *Councilmember Mitchell* moved for approval of Resolution No. 09-337, Adopting the Six-Year Transportation Improvement Plan for the Town of Woodway during the 2010-2015 period. *Councilmember Whitson* seconded the motion. The motion carried unanimously.

SECOND QUARTER FINANCIAL REPORT

Councilmember Anderson commented the ability for cities to purchase only collateralized CDs was negatively impacting interest revenue for all municipalities. He suggested a change to this requirement be considered by the legislature. It was agreed that this would be an issues all cities could endorse and work on cooperatively with the legislature.

Mayor Nichols reviewed budget versus actual for revenues and expenditures for General Government, Public Safety, Public Works & Lands, Land Use & Planning, Building & Municipal Services, and described variances. She summarized actual overall revenues were 54% of budget and expenditures were 53% of budget.

RESOLUTION NO. 09-338 – SURPLUS PROPERTY

ACTION: *Councilmember Anderson* moved for approval of Resolution No. 09-338, Providing for the Surplus and Sale of Certain Property. *Councilmember Saltonstall* seconded the motion. The motion carried unanimously.

RESOLUTION NO. 09-339 – SNOHOMISH CONSERVATION DISTRICT

Mayor Nichols explained the Council passed a similar resolution in 2007. She briefly described the proposed special assessment of \$5/parcel that would provide funds for the Snohomish County Conservation District. Snohomish Conservation District gives advice on managing natural resources for farmland, backyard gardens and more. The district has no regulatory power.

ACTION: *Councilmember Mitchell* moved for approval of Resolution No. 09-339, in Support of the Snohomish Conservation District Assessment. *Councilmember Anderson* seconded the motion. The motion carried unanimously.

AUDIENCE COMMENTS: None

GENERAL COUNCIL DISCUSSION – CHOICE OF SUBJECTS

ADJOURNMENT OF PUBLIC MEETING: *Councilmember Saltonstall* moved to adjourn the meeting. *Councilmember Mitchell* seconded the motion. The motion carried unanimously. The meeting was adjourned at 8:51 p.m.

Respectfully Submitted,

APPROVED BY THE TOWN COUNCIL

Joyce Bielefeld, Clerk-Treasurer

Carla A. Nichols, Mayor

(These minutes accurately reflect what was said at the Council Meeting. Publication does not vouch for the veracity of these statements.)