



AGENDA

SHORELINE CITY COUNCIL WORKSHOP DINNER MEETING

Monday, March 9, 2009
6:00 p.m.

Shoreline Conference Center
Highlander Room

TOPICS/GUESTS: Long-Range Financial Planning Citizen Advisory Committee

SHORELINE CITY COUNCIL BUSINESS MEETING

Monday, March 9, 2009
7:30 p.m.

Shoreline Conference Center
Mt. Rainier Room

	<u>Page</u>	<u>Est. Time</u>
1. CALL TO ORDER		7:30
2. FLAG SALUTE/ROLL CALL		
3. REPORT OF THE CITY MANAGER		
4. REPORTS OF BOARDS AND COMMISSIONS		
5. GENERAL PUBLIC COMMENT		7:40
<i>This is an opportunity for the public to address the Council on topics other than those listed on the agenda and which are not of a quasi-judicial nature. Speakers may address Council for up to three minutes, depending on the number of people wishing to speak. If more than 15 people are signed up to speak each speaker will be allocated 2 minutes. When representing the official position of a State registered non-profit organization or agency or a City-recognized organization, a speaker will be given 5 minutes and it will be recorded as the official position of that organization. Each organization shall have only one, five-minute presentation. The total public comment period under Agenda Item 5 will be no more than 30 minutes. Individuals will be required to sign up prior to the start of the Public Comment period and will be called upon to speak generally in the order in which they have signed. If time is available, the Presiding Officer may call for additional unsigned speakers.</i>		
6. APPROVAL OF THE AGENDA		7:55
7. CONSENT CALENDAR		7:55
(a) Minutes of Study Session of January 5, 2009	<u>1</u>	
Minutes of Business Meeting of January 12, 2009	<u>13</u>	
Minutes of Study Session of January 20, 2009	<u>23</u>	
Minutes of Workshop Dinner Meeting of January 26, 2009	<u>31</u>	
(b) Approval of expenses and payroll as of February 20, 2009 in the amount of \$748,902.87	<u>35</u>	
(c) Motion to Authorize the City Manager to Execute the	<u>37</u>	

Construction, Operation, and Maintenance Agreement for the
27th Avenue NW Overpass with Burlington Northern Santa Fe
Railway Company for the Richmond Beach Overcrossing
Bridge Replacement Project

- (d) Motion to Authorize the City Manager to Execute an Amendment with eCityGov Alliance to Include Aerial Ortho-Photography and Mapping Services 45

8. ACTION ITEMS: PUBLIC HEARING

Public hearings are held to receive public comment on important matters before the Council. Persons wishing to speak should sign in on the form provided. After being recognized by the Mayor, speakers should approach the lectern and provide their name and city of residence. Individuals may speak for three minutes, or five minutes when presenting the official position of a State registered non-profit organization, agency, or City-recognized organization. Public hearings should commence at approximately 8:00 p.m.

- (a) Public hearing to receive citizens' comments on Ordinance No. 534, which adopted an Interim Land Use Regulation Assigning Record Hearings for Certain Quasi-Judicial Project Permits to the Shoreline Hearing Examiner for 2009 47 8:00

9. NEW BUSINESS

- (a) Capital Improvement Plan Update 51 8:30

10. EXECUTIVE SESSION

The Council may hold Executive Sessions from which the public may be excluded, for those purposes set forth in RCW 42.30.110 and RCW 42.30.140. Before convening an Executive Session, the presiding officer shall announce the purpose of the Session and the anticipated time when the Session will be concluded. Should the Session require more time, a public announcement shall be made that the Session is being extended.

- (a) Evaluation of City Manager's Performance, RCW 42.30.110(1)(g) 9:00

11. ADJOURNMENT

9:30

The Council meeting is wheelchair accessible. Any person requiring a disability accommodation should contact the City Clerk's Office at 801-2231 in advance for more information. For TTY service, call 546-0457. For up-to-date information on future agendas, call 801-2236 or see the City Web site at www.shorelinewa.gov. Council meetings are shown on Comcast Cable Services Channel 21 Tuesdays at 8 p.m. and Wednesday through Sunday at 6 a.m., 12 noon and 8 p.m. Council meetings can also be viewed on the City's Web site at <http://www.shorelinewa.gov>.

CITY OF SHORELINE

**SHORELINE CITY COUNCIL
SUMMARY MINUTES OF STUDY SESSION**

Monday, January 5, 2009 - 6:30 p.m.
Shoreline Conference Center
Mt. Rainier Room

PRESENT: Mayor Ryu, Deputy Mayor Scott, Councilmember Eggen, Councilmember Hansen, Councilmember McConnell, Councilmember McGlashan, and Councilmember Way.

ABSENT: None.

1. CALL TO ORDER

At 6:33 p.m., the meeting was called to order by Mayor Ryu, who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Ryu led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present, with the exception of Councilmember Way, who arrived shortly thereafter.

3. CITY MANAGER'S REPORT AND FUTURE AGENDAS

Bob Olander, City Manager, provided reports and updates on the various City projects, meetings, and events. He noted that there will be six Regional Jail Planning Environmental Impact Statement meetings that anyone can attend and submit comments. The first meeting will be in Shoreline on January 7 at 6:00 p.m. at the Shoreline Community College Theater.

Councilmember Eggen questioned if the EIS can address economic and social issues, to which Mr. Olander responded affirmatively.

Mr. Olander discussed the anti-tagging/anti-graffiti work program and introduced Sergeant Katie Larson. Sgt. Larson outlined the anti-graffiti program and played the anti-graffiti video public service announcement. She highlighted that there is a paint bank at the Eastside Police Storefront for residents to remove graffiti.

Councilmember Hansen felt that the City shouldn't penalize property owners who are the victims of graffiti.

The Council then engaged in a brief discussion about the City's response to the recent snow storm. Deputy Mayor Scott commented on the snow storm. Mr. Olander noted that the Fire and

Police Departments, Parks, and Public Works all responded to the snow event and their coordination between each other went well. He added that there will be a report from Public Works at the January 20th Council meeting.

4. COUNCIL REPORTS

Councilmember McGlashan thanked the community for its support of Tent City. Councilmember McConnell said Tent City has a lot of residents concerned and she hoped the community understands it's a great thing to help people. She said the community has rallied and hopes the immediate neighbors are more comfortable.

Mayor Ryu said Ronald United Methodist Church is celebrating its 100-year anniversary this year. She congratulated them and said they published a Council photo in their brochure.

5. GENERAL PUBLIC COMMENT

a) Mary Weaver, Shoreline, stated that the Council packet talks about removal of six trees and compared it with the three tree removal limit in Seattle. She commented on the City's "rainy day fund," noting that it was never voted on by the residents. She stated that she was stuck at home for two weeks in the snow and the consensus from her neighborhoods was that the cities weren't doing anything. She said she supported using salt on the roads.

b) Janne Kaje, Shoreline, said on November 20 the Ballinger Neighborhood learned that the old Kellogg school could host a regional jail. He said there was no public discussion and the Council authorized the City Manager to proceed. He stated Councilmember Hansen is the representative on the jails consortium and wanted to know why the Council ceded all authority to the City staff. He said it will decimate property values and the Council engaged in executive session discussions out of the public eye. He felt Shoreline residents would choose to pay a higher price rather than to have a jail here.

c) George Mauer, Shoreline, said he put in a public record request for Cleanscapes and it has been two weeks without the document he needs. He wanted to amend the request to give the City staff a chance to show their commitment to public transparency. He discussed secrecy in government. He proposed to have the Council put individual links to all contracts on the website and all resolutions and agreements that generate revenues to the City.

d) Lanita Wacker, Shoreline, commented on the jail siting process. She said the NRF program existed here and property values and crime was not affected. She said it is essential that the public know the difference between a felony and misdemeanor. She said municipal court has limited jurisdiction, with the judge having only one year sentencing capability. Misdemeanants are people in our community who don't use weapons, aren't rapists and murderers, and aren't drug dealers. She said these people will be found guilty of offenses against the municipal code the City adopted.

Mr. Olander responded that the City's "rainy day fund" is not subject to voter approval. He noted that there was an initiative allowing City's to initiate a reserve fund.

Julie Underwood, Assistant City Manager, responded to Mr. Kaje's comments regarding the jail siting process. She said the City is only obligated to provide one site under the jail consortium and this is one of the six proposed sites. She discussed the open meetings question and said there was an executive session held in July last year and there was a broader list of sites reviewed at that time.

Councilmember Way questioned why citizens weren't told ahead of time about the jail so they could work on the choice of the site.

Ms. Underwood replied that the City would still need a jail even if it wasn't a part of the consortium. She added that it doesn't make sense to have multiple sites in Shoreline go through an expensive EIS process. She noted that it increases our odds of not having a site chosen in Shoreline if the City stays involved in the process. She added that the City staff has advised residents and everyone to hold back for the time being; the decision-making process will come later when everyone can get involved.

Mr. Olander added that no decisions should be made until environmental information is gathered as one of the key decision-making tools. He said the City staff will help the public focus their comments so they have good input in the process.

Councilmember Way felt it is important for people to attend these meetings and submit comments about impacts on specific sites. She said comments have to be in the record to be considered as part of the EIS. She urged residents to go to the NEC website, the neighborhood website, and the City website.

Councilmember Eggen asked about the impact of using salt on the roads once every few years. He asked the City staff to bring back information on snow removal techniques. Mr. Olander said he would have Mr. Relph address those questions later.

6. STUDY ITEMS

(a) Transit Update

Kirk McKinley, Aurora Corridor Project Manager, stated that the City needs to plan for the impacts the many transit projects will have. He added that the Transportation Master Plan (TMP) update will be done this year. He discussed each of the three high capacity transit systems that are in the works; Sound Transit (ST), Community Transit (CT), and Metro. ST includes light rail through Lynnwood with two stops in Shoreline; one at 145th and 185th.

Mr. Olander highlighted that the City staff doesn't want to speak for ST, nor do they want to try to interpret their intent.

Councilmember Way commented that she is interested in Ms. Batey's letter and the deletion of funding for BAT lanes.

Mr. Olander stated the City is advocating for stops in Shoreline as part of ST2, which are no longer in the ST2 budget when they extended to the 15-year plan. However, the City has a number of sources to pursue, such as the renewal of the Highway Transit Act, an economic stimulus package from President Obama, and state funding.

Mayor Ryu questioned if it is better to get \$20 million for the Aurora Corridor or to get two stops for the long term. She said obviously the two stops make better long-term sense, but she wanted to know if the expectation is realistic that ST2 will be done by 2020. Mr. McKinley stated that the City staff will push to ensure the corridor moves along quickly.

Mr. Olander commented that ST2 was approved by voters and there are two stops in the plan. He noted that it would be in bad faith to do otherwise.

Mr. McKinley then discussed CT Bus Rapid Transit service from Everett to the Aurora Village Transit Center in Shoreline. He said this service will start at the end of 2009 with 18 stations and a stop every mile. He noted that they also have the ability to buy tickets at the bus stop, also called SWIFT ticketing.

Councilmember Eggen said he thought SWIFT would use raised platforms and others would use surface level stops. Mr. McKinley stated that SWIFT buses have slightly raised curbs and Metros doesn't include the raised curbs. He stated that the tickets aren't going to be transferable. He added that CT is building separate stations. He added that Metro BRT won't be at every signal in Seattle.

Mayor Ryu read from page 5 and asked if there is a possibility that Shoreline taxpayers will be paying and not getting services. Mr. McKinley said she was correct and he will elaborate on this later.

Councilmember Eggen commented that Seattle doesn't have BAT lanes in north Seattle and inquired if they are trying to run it on other lanes. Mr. McKinley replied that there won't be any BAT lanes in Seattle by the time this starts.

Mr. Olander commented that during rush hour and peak flow they will probably eliminate the parking in outside lanes to increase service.

Mr. McKinley then discussed Metro budget issues and anticipated shortfalls. He noted that Metro is updating their Comprehensive Plan, Public Transportation Plan, and Strategic Plan for Public Transportation (10-year plan). He noted that Metro service changes can negatively impact Shoreline. He said that service hours are split 40-40-20, where 20% of the hours go to the Seattle/Shoreline area. Service reductions are based on where the service hours exist. However, City staff is recommending changes.

Councilmember Way said this isn't good because they are reducing our service hours despite increased ridership and need. She commented that the Aurora Corridor in Shoreline is scheduled to be the last area to get staggered routes, which is unacceptable. She said she knows King

County has huge budget problems, but Shoreline needs some assistance from them on this. Mr. McKinley replied that Metro isn't reducing service hours now, but it is pending in the future.

Mr. Olander stated that the City has had ongoing discussions with King County Councilmember Ferguson, and Metro has kept hours the same but in 2010 and 2011 they will be revisited. He said the City has contacts and Councilmember Ferguson is a strong advocate for Shoreline's service hours.

Councilmember Eggen noted that changing policies will require cooperation with lots of cities. He said the 40-40-20 split is one example because Shoreline and Seattle are in the same area. Any changes will require work and lobbying at a high level. He said there needs to be discussions on how to modify the formula.

Deputy Mayor Scott asked if Shoreline's ridership with CT is being tracked as opposed to Metro. He said it would be easy for Metro to say there is less ridership per capita if it's not being tracked. Mr. McKinley said since the routes end in Shoreline, the City needs to keep an eye on it. He also discussed Metro's Planning Projects and their Transit Oriented Development at the 192nd Street Park and Ride.

Councilmember McGlashan questioned if Metro would service north of 192nd. Mr. McKinley responded that Metro wants to continue some service to the Aurora Village Park and Ride. Councilmember Hansen said that 192nd makes a more sensible transfer point for CT to integrate with Metro.

Mayor Ryu called for public comment.

a) Dennis Lee, Shoreline, said he drives 99.99% of the time. He said he takes the bus for jury duty and feels like a second-class citizen when he does. He said when the cost of gas goes up and people take the bus, then fares go up and that doesn't make sense to him. He said giving people money back to take the bus is cheaper. He said the basic thinking has to change so when buses are needed, they work well and the entire system gets rewarded.

RECESS

At 8:20 p.m., Mayor Ryu called for 5 minute break. The Council meeting reconvened at 8:27 p.m.

(b) 2009 Planning Commission Work Program

Joe Tovar, Planning and Development Services Director, provided the staff report on the Planning Commission Work Program. He stated that this is the initial review of the major items important to Council. He noted that the scope of the RB zone is scheduled for February 2. Additionally, the PC expressed concerns about tree regulations and design review. He noted that this is a very ambitious work program and suggested that the Commission extend their meetings from 7:00 - 10:00 p.m. He said they have agreed to two meetings a month for four of the first six

months of 2010 and three meetings a month for the remaining two. The schedule, he stated, has a lot of things in the first half of the year. He noted that another town hall meeting is scheduled on Point Wells and discussed the slopes in the Woodway, Point Wells, and Richmond Beach area. He added that there is no good vehicular access and the default route into Point Wells is to through Shoreline on Richmond Beach Road.

Councilmember McGlashan inquired about using Heberline Road. Mr. Tovar replied that it is an old, washed out, overgrown road that was a through road at one time. He noted that anything over a 15% slope is going to be a critical area. He said the proposal from Snohomish County is for them to designate the area as an urban center. The Shoreline Comprehensive Plan (CP) identifies Point Wells as a potential annexation site and has a mixed use land use designation. He noted that he wanted to make the Council aware of this and determine if the Council wants to possibly consider initiating a CP amendment.

Councilmember Way asked if there was any information from Snohomish County concerning how much of the site is an environmental critical area. Mr. Tovar replied that it will be disclosed as a part of the draft EIS. Mr. Olander felt it would be useful to have a plan amendment clarifying the City's intent.

There was Council consensus to direct City staff to work on a Comprehensive Plan amendment for Point Wells.

Mr. Tovar commented that the City will need to see what the EIS looks like in order to know how to respond.

Councilmember Eggen questioned if the CP amendments had to be done by the end of January. Mr. Tovar responded that applications have to communicate what CP changes are requested; then the Council decides on what to put on the docket.

Councilmember Eggen commented that the CP amendments aren't on the Work Plan. Mr. Tovar replied that pieces of it are, such as Point Wells, Visioning Process, Town Center Subarea, and the SE Neighborhoods zoning.

Councilmember Eggen noted that this would be worked on in piecemeal fashion rather than having a major effort in September or October. Mr. Tovar commented that the visioning piece is really the kickoff because it informs everything else.

Mr. Olander noted the City has already initiated work plans that will end up in the CP. If there are suggestions from public and the Council decides to docket them, that would translate into a late fall work item.

Councilmember Eggen highlighted that there can only be one CP amendment each year and all of it has to be put into one attempt. Mr. Tovar clarified that it all has to be docketed at once so all the collective impacts are noted. However, a subarea plan like Town Center is an exception because once the visioning is done this spring, the City will know much more about what the density will be there.

Mr. Olander added that the CP amendments from the public will have to be prioritized between which ones are urgent and which ones can wait until after the major CP revision.

Councilmember Eggen asked that the Point Wells EIS be provided to the Council when it is available.

Councilmember Way questioned if the Transportation Master Plan (TMP) and Shoreline Master Program (SMP) will be postponed to later in the year. Mr. Tovar replied that this is a matter of keeping the Commission and Council informed. He stated that the SMP is due in 2011.

Councilmember Way also asked if "office zone" corresponded with the RB zone regulations. Mr. Tovar stated that the City staff is working on that question and that there are permit regulations for RB zones that won't work. The discussion needs to happen concerning alternatives for transitional zones. The February 2nd date will be important, he added, because the City staff can bring RB, trees, and design review back to the Council for discussion. He noted that the Commission doesn't think trees or design review are that important at the present time.

Councilmember McGlashan stated that when Point Wells develops, Shoreline will be heavily impacted. He wanted to know why there is no discussion about annexation in the Work Plan concerning the Snohomish County update. Mr. Olander commented that it is the policy of Council that it should be annexed by Shoreline. He said annexation is subject to voter approval or a property owner initiative. In this case, the property owner has not indicated annexation to Shoreline, but the City will talk to the property owner and Snohomish County about service delivery issues.

Councilmember Eggen commented that providing access to Point Wells, whether a part of Shoreline or not, is going to be difficult because Richmond Beach Road can't handle increased traffic. Mr. Olander concurred, noting that future residents of Point Wells will be using the Richmond Beach library, parks, and everything else. He said if the EIS is good, it will identify impacts and mitigation and the City will do detailed review of impacts as a part of our response.

Councilmember Way inquired if the City is a party of record with Snohomish County on this issue. Mr. Olander noted that this is a public process, but it is critical to initiate an outreach with our neighborhood there. He added that the City has always had a good relationship with the Richmond Beach Neighborhood Association (RBNA).

Mayor Ryu commented that she is in favor of reserving the first half of the year for tree regulations. She commented on the design review process.

Mr. Tovar commented that the discussion still needs to occur about the scope and size of homes and whether there should be other forms of housing allowed in Shoreline. This information, he noted, may benefit the vision. Mr. Olander commented that it also may depend on how much the Council and City staff get into the RB and office regulations.

Councilmember Way noted that the tree issue is listed on the Commission Work Plan for February, then back to staff in March and April, then more Commission in May and/or June. Mr. Tovar replied that he wanted to talk to the Commission about the scope, then bring it to the Council. He felt the issue is probably going to take longer than noted on the plan.

Councilmember Way said she preferred that it be addressed in a complete manner. Mr. Olander commented that other cities have tackled this issue and templates can be used.

Councilmember Eggen said there is basic land use confusion between RB and CB. He said there should be a policy determining what RB and RB/CB should be; then it should say CB land use can only go up to CB zoning. He felt there should be a clear difference between what can and cannot be done. Mr. Tovar responded that on February 2 the City staff will lay out some alternatives to fix the land use policies so they correspond.

Mr. Olander stated that relatively quick fixes will help, but over next two to three years there will be fundamental changes as part of the update. He thanked the staff and Commission and said this is an ambitious plan and appreciated all the work they do for community.

Mayor Ryu called for public comment.

a) Dennis Lee, Shoreline, said the first four items are all interconnected. He discussed how the visioning/RB zoning problem was created. He said there was some legislation that doesn't have updated documentation and the City is talking about just relabeling them; however, the visioning process drives them. He said it is easy to have transition zones in RB, and is bothered when he sees the lack of attendance by the public at Commission meetings. He felt the poor attendance is evidence that something isn't being done right.

b) LaNita Wacker, Shoreline, commended the Commission and City staff for all the work they project for the future. She said Point Wells is absolutely essential and must be annexed and the City needs to convince the developer that he wants to be in Shoreline. She said if Point Wells is adopted as a subarea plan or a master plan, some kind of waterfront area can be developed in Shoreline which would make the City more attractive. She said the City doesn't want one-time mitigation fees. Instead, she suggested the City bill Snohomish County \$5 million annually because all these services must be provided by Shoreline and it must be able to recoup those costs.

Councilmember Way said she agreed with Dennis Lee's idea about transitional zones.

Mr. Tovar confirmed that the design review would be postponed until the second half of the year and the tree discussion would take place on February 2nd.

(c) Continued Discussion of Proposed Amendments to the Development Code and the Surface Water Management Code

Mark Relph, Public Works Director, joined by Jesus Sanchez, Operations Manager and Jeff Forry, Permit Service Manager, provided the staff report.

Mr. Relph said the City staff is wrestling with the Clean Water Act and the ability to change things is a challenge while looking to others to approve our work. He noted that the staff is trying to mirror federal and state regulations and said there will be work required to develop materials that help explain the regulations through outreach, training, and public education.

Mr. Forry explained the Clean Water Act and objective 11 and 12. He also discussed public education and outreach and that the City should consider using *Currents* as a viable tool for this. He said that the proposed standards would lower the threshold for drainage review. He discussed the Stormwater Retention Plan, Stormwater Pollution Prevention Plan, sources of pollution, preserving natural drainage systems and outfall locations, and managing stormwater on-site. He discussed efforts to look at different alternatives and recommended adopting the Department of Ecology (DOE) manual as the best option.

Mr. Sanchez suggested that adopting the DOE manual will set a higher standard for the City in terms of water quality and control. He said the goal is to develop the administrative rules by March 2009.

Mr. Olander said that because the DOE manual is scientifically based, the City would have to prove its own science if the Council wanted to adopt something else. That process, he noted, would be very difficult. He said a major policy question for the Council is whether to make it optional or required. He said the more the Council implements LID techniques on site the more cost savings are realized and that is where the benefit comes in. It then becomes a matter of reviewing the stormwater impacts and possibly creating differential rates.

Councilmember Way asked for a summarized version of the decision on Phase 1 as it relates to pollution controls. Mr. Relph replied that the Phase 1 cities (NPDES population over 100,000) LID issue came up in a lawsuit and it was decided that a Phase 1 LID be required when feasible. He added that the State Pollution Control Board is considering adding Phase 2 cities in this lawsuit and it is likely that they will.

Councilmember McGlashan questioned if there was any way developers could get out of adhering to this. Mr. Sanchez responded that they would have to conduct a due diligence study to show it is not feasible. He also noted that the City will have to amend regulations to align with the state definition of "feasible."

Mr. Olander added that site features may not make a site feasible, but if so they just default to the other standards so there won't be any issues. Mr. Relph said the State Pollution Control decision says on-site detention is not protecting all streams. He said the City staff is comfortable with the DOE assessment on ways to protect resources. Mr. Olander commented that soil conditions and topography also make a big difference.

Councilmember Eggen appreciated the imperatives the City is acting under and agreed with the approach of using "best available science" and mandating LID. He expressed concerns with the clarity of the regulations and felt developers want to know the best thing to do. He also said they don't always want to hire an expert. He identified areas in the current draft that he thought were confusing. He supported this item but felt some of the language should be clarified.

Mayor Ryu called for public comment.

a) Mary Weaver, Shoreline, questioned if residents are going to be charged through Ronald Wastewater District for impervious surface calculations. She said she lives on a large piece of property and wanted to know if it will cost her more.

Mr. Forry replied that there are current stormwater charges on properties and some credits may be given on that charge if LID is employed. Mr. Relph commented that only the surface water utility has the potential of changing, either up or down. However, there is an opportunity in the rate structure to explore differential impacts.

Councilmember Hansen added that there is a per parcel charge for all residents for surface water and if a certain threshold is reached, then it increases. He noted that this doesn't involve the Ronald Wastewater District.

MEETING EXTENSION

At 9:55 p.m., Councilmember Way moved to extend the meeting until 10:25 p.m. Councilmember Eggen seconded the motion, which failed 3-3, with Councilmembers Hansen and McConnell dissenting and Deputy Mayor Scott abstaining (Councilmember McGlashan momentarily left the Council chamber).

b) Dennis Lee, Shoreline, discussed options for stormwater systems. He noted that there needs to be a discussion on how on how recharging aquifers work.

c) Boni Biery, Shoreline, agreed with Mr. Lee and encouraged the Council to support it.

Councilmember Way discussed some wording issues on pages 67 – 68. She said natural systems and drainage facilities don't connect with each other and some could be construed as natural systems. She said these are conflicting definitions. Mr. Forry noted that the terms come directly out of the DOE manual and clarified the "drainage facility."

Mayor Ryu noted that the Council needs to give staff direction.

MEETING EXTENSION

At 10:00 p.m. Councilmember Eggen moved to extend the meeting until 10:15 p.m. Councilmember Way seconded the motion, which carried 5-0, with Councilmember McGlashan and Councilmember Hansen abstaining.

Councilmember Way noted that Hidden Lake is both constructed and natural, and that conflict needs to be acknowledged. Mr. Sanchez said there are engineered and natural systems.

Mr. Olander stated that whether a system is natural or not doesn't affect its environmental value.

Mr. Relph stated that this is the definition, but the question is how it is applied in the manual itself. He said there are there are adequate protections.

Mr. Forry added that if someone is required to build some detention facility, it has to be recorded on the title which is already built into the development process.

Mr. Relph pointed out that this involves the larger picture of basin plans and the Council is going to hear lots more discussion beyond the manual.

Councilmember Way commented that page 43 discusses the removal of significant trees and asked how will the City take this piece and integrate it back into the regulations. She noted that Lake Forest Park puts all of its tree regulations in one chapter. She also questioned if the City can build incentives into the significant tree issue.

Mr. Forry replied that incentives are built into the LID techniques, which make it possible to spend less if natural systems are used. He said there have to be distinct linkages between land use and surface water.

Councilmember Way said the Planning Commissioners spoke about the need for enforcement and incentives.

Mayor Ryu questioned if the Council wants to require "best available science" or go with options. **There was Council consensus to require adherence to "best available science" and the DOE manual.**

Mayor Ryu stated that she appreciated the review and questions from Councilmembers Eggen and Way. She noted that another option to this is to adopt the King County Surface Water Manual.

Mr. Forry communicated that no other manuals have been determined to be equivalent and adopting the King County manual would require the City to undergo an extreme rewriting of the City's codes.

7. ADJOURNMENT

At 10:10 p.m., Mayor Ryu declared the meeting adjourned.

Scott Passey, City Clerk

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CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF BUSINESS MEETING

Monday, January 12, 2009 - 7:30 p.m.
Shoreline Conference Center
Mt. Rainier Room

PRESENT: Mayor Ryu, Deputy Mayor Scott, Councilmember Eggen, Councilmember Hansen, Councilmember McConnell, Councilmember McGlashan, and Councilmember Way.

ABSENT: None.

1. CALL TO ORDER

At 7:30 p.m., the meeting was called to order by Mayor Ryu, who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Ryu led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present.

(a) Proclamation of Martin Luther King, Jr. Day

Mayor Ryu read the proclamation recognizing January 19, 2009 as Martin Luther King, Jr. Day in the City of Shoreline. Sigrid Batara, Teen Program Advisor, Lynn Cheeney, Recreation Supervisor, and members of the City's Open Your Eyes (OYE) teen group accepted the proclamation and recognized the late Dr. King for his lasting legacy and positive impact on civil rights and racial equality.

3. CITY MANAGER'S REPORT

Bob Olander, City Manager, provided reports and updates on various City meetings, projects, and events. He noted that there is a contract on the consent calendar for the pump station park and a recommendation for naming the park. He introduced Parks, Recreation and Cultural Services (PRCS) Board Co-Chair, Patty Hale.

Ms. Hale gave a brief history on the naming of the Richmond Beach Pump Station Park. She noted that the public was asked to submit names, and the Board used Edith Loyer-Nelson as a resource.

Ms. Edith Loyer-Nelson stated that she is a member of the Duwamish tribe. She said the name honors her ancestors and consulted with a language expert. She said the name chosen was "Kayu Kayu Ac," which means "to gather."

Mayor Ryu thanked Ms. Hale and Ms. Loyer-Nelson for their work and the name.

Mr. Olander continued his report and provided various reminders of upcoming City-sponsored meetings and events.

Mayor Ryu noted that there is a "Skip Lunch, Feed the Hungry" event on Monday, January 19 at Food Lifeline Volunteer Action Center.

4. REPORTS OF BOARDS AND COMMISSIONS

There were no reports of Boards or Commissions.

5. GENERAL PUBLIC COMMENT

a) Richard Leary, Shoreline, on behalf of the Innis Arden Club Inc., said he has been a resident of the Innis Arden neighborhood for 16 years. He discussed Eagle Reserve and said the storm creek originates from a spring in the Hillwood neighborhood. He said the spring water flows at .3 cubic feet per second and because of the recent storm it was measured between 6 – 12 cubic feet per second which is 20 and 40 times the normal flow rate. He noted that these flows cut a channel into the creek and each foot has eroded about 300 tons of soil. Erosion has also caused a failure of a high bank. He expressed concern that five major trees may fall on homes if erosion is not stopped and the eelgrass beds would be smothered. The Innis Arden Reserve Committee has applied for a King County grant and the review committee felt that the City of Shoreline needed to address it. However, fixing the problem will require time, commitment, and a multi-disciplinary approach.

Mr. Olander asked if he had met with the Public Works Director. Mr. Leary replied that he spoke with Public Works Director Mark Relph and Public Works Operations Manager Jesus Sanchez.

b) Paul Yost, Shoreline, said the NEC jail siting issue and municipal jail siting should be the big issue in Shoreline. He expressed concern that Shoreline will become the "city with the jail." He said it makes financial sense to join with other communities in this issue and it is moving into the Environmental Impact Statement (EIS) phase. He is concerned that the Ballinger Neighborhood Association is the only group involved. He encouraged Intergovernmental Program Manager Scott MacColl to make sure resident issues get on the "short list."

Mayor Ryu confirmed that the meeting is still scheduled for January 13.

Councilmember Eggen asked Mr. Yost what he wanted the Council to do. Mr. Yost replied that he wanted Shoreline's specific issues recorded as input on the initial list, and he would welcome any assistance.

c) Dale Wright, Shoreline, on behalf of Pro Shoreline, noted that a "vision" is an ongoing, long-term proposition made up of specific values. He said updating the vision to reflect current conditions is a valid approach, but most of the values the City decided on in 1998 remain valid today. Additionally, he said Pro Shoreline advocates for the overall community.

d) Nancy Frey, Director, Shoreline-Lake Forest Park Arts Council, described many Arts Council programs. She expressed appreciation for the City's support and presented the "Community Partner Award" to Mayor Ryu. She said she is excited to be working with the City on a cultural diversity event.

e) Mark Johnson, Lake Forest Park, said he lives near 30th and 195th and has many concerns about the jail proposal regarding safety and property values. He felt the proposed jail site is in the middle of the residential area and asked about the protocol for jail breaks. He said this has a negative impact on property values and wondered about reducing the number of misdemeanants. He felt there is a need for healthy marriage classes and a school-to-work program for all students to help prevent shoplifting. He felt that an assisted living center could be developed on a part of the land, as well as a City park.

f) Vicki Stiles, Executive Director, Shoreline Historical Museum, thanked the City and Council for partnering with the Museum. She added that it enables the Museum to provide excellent exhibits, programs to citizens and visitors, and eligibility for grants for special projects. She thanked the City Council and staff for helping provide valuable services for Shoreline and helping create pride and visibility.

g) LaNita Wacker, Shoreline, noted that a jail is an essential public facility and Shoreline has an obligation to provide jail beds to support the criminal justice system. She felt that Kellogg is a good site for the institution. She felt the City should work with the Economic Development Program Manager and Finance Director to determine the capital investment that a jail will have and the resulting taxes. Additionally, she wanted the salaries and employment costs to be calculated along with 1% for arts. She felt the City needs to educate its residents because people are basing their views on half-truths, emotions, and fears. She asked for rational and logical thinking and to have the police chief educate the public on misdemeanants.

h) George Mauer, Shoreline, thanked Councilmember Hansen for pointing out the flaw in the anti-graffiti ordinance. He pointed out that the City established two sets of penalties: one for those who vandalize, and one for those whose properties are vandalized. He said it is offensive and unjust and differentiates between public and private property. He suggested Shoreline residents not support penalizing a victim of a crime because it isn't ethical. He urged creating an ordinance incentive so the public pays for the removal of graffiti.

i) Christi Hanks, Lake Forest Park, felt the jail site is an inappropriate land use in the City. She said she felt bad that the City had to put something on the table, but gambling with this property means involving a lot of innocent bystanders. She said she isn't thrilled with a 640-bed jail literally in her backyard, and it isn't something residents want near their children. She said it is a loss of property that could be used for community sports and gatherings. She said she

doesn't understand the eagerness to get the jail here when there are other sites. She urged the Council to oppose this.

j) Lori Mesher, Shoreline, said she lives a half a block from the potential jail site which is in a residential neighborhood amidst schools, churches, and homes. She noted that the North/East Cities Jail Consortium (NEC) is only giving residents until January 30 to send comments in. She said she is trying to get the word out, but it is difficult. She noted that residents who live within 500 feet of the proposed site got notice. She urged the Council to assist the residents in extending the public comment period. She said she is appealing to the Council because NEC meetings feel closed and the NEC has wasted a lot of money on a consulting group. She said there are many residents who don't know this is coming. She stated that the need for jails will continue to grow and King County will run out of bed space. She stated this isn't the time for neutrality and Ballinger Homes needs to be part of the process.

Councilmember Way questioned what the potential was for extending the NEC comment period. Mr. Olander replied that this is the beginning of a year-long process and scoping is the only thing going on right now. There will be six scoping meetings and January 30 is the deadline for them. He noted that Mr. Yost's question is valid, and City planning staff will also be looking at the scoping comments to ensure all the impacts are included.

Mayor Ryu asked if the notification radius can be increased to 1,000 feet. Mr. Olander replied the City staff can take look at it. He noted that when the EIS is completed, that is when most of the public comments will come in.

Councilmember Way said scoping is a key part of the process and it is important for people to know they have the opportunity to comment. She felt that weather was a factor in noticing and it isn't unreasonable to ask for an extension. Mr. Olander agreed that there should be at least a two week extension.

Councilmember Eggen wondered if there will be some confusion as to exactly what the EIS process is and what factors will be considered in site selection. He inquired if there is any way to make sure the community has a good idea what the scoping process is all about. Mr. Olander replied that the City can provide more information on websites.

Mayor Ryu highlighted that there is an educational component to this and it should be in the next issue of *Currents* in early February. Mr. Olander highlighted that it will include the environmental impacts.

Councilmember Way asked if English translators are needed. Mr. Olander noted that all comments are good and there are valid comments tonight which will be forwarded on. He added that this is one of six potential sites and when the draft EIS is out, that's when the real intensive comment will begin. He stated that the draft EIS is supposed to address all the public comments.

Mayor Ryu suggested checking with the schools to determine how many different languages are represented in the City.

Councilmember Eggen noted that although misdemeanants are not terribly dangerous, that doesn't mean there haven't been problems around misdemeanor jails. He requested some background information on such jails.

Mr. Olander commented that misdemeanants might also have prior felonies; the City staff can do some research and share that information with the community. He added that the Public Works Director is currently on vacation, but he has a meeting scheduled with Mr. Leary.

6. APPROVAL OF THE AGENDA

Councilmember Way asked that item 7(f) be removed from the Consent Calendar and be added as item 8(a). Deputy Mayor Scott moved approval of the agenda as amended. Councilmember McGlashan seconded the motion, which carried 7-0 and the agenda was approved.

7. CONSENT CALENDAR

Councilmember Hansen moved approval of the Consent Calendar. Deputy Mayor Scott seconded the motion, which carried 7-0 and the following items were approved:

- (a) Minutes of Study Session of October 20, 2008
Minutes of Business Meeting of October 27, 2008
Minutes of Town Hall Visioning Meeting of November 19, 2008

- (b) Approval of expenses and payroll as of December 31, 2008 in the amount of \$ 5,873,661.73 as specified in the following detail:

*Payroll and Benefits:

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
11/16/08-11/29/08	12/5/2008	26881-27067	8327-8368	38590-38599	\$400,610.18
11/30/08-12/13/08	12/19/2008	27068-27260	8369-8406	38710-38721	\$464,926.74
					<u>\$865,536.92</u>

*Wire Transfers:

Expense Register Dated	Wire Transfer Number	Amount Paid
12/15/2008	1000	\$42,330.50
		<u>\$42,330.50</u>

*Accounts Payable Claims:

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
12/1/2008	38480	38482	\$26,709.51
12/1/2008	38483	38494	\$58,607.32
12/2/2008	38495	38512	\$24,891.61
12/3/2008	38513	38528	\$63,775.01
12/3/2008	38529		\$600.00
12/3/2008	38530	38549	\$81,911.15
12/3/2008	38550	38559	\$2,848.58
12/10/2008	38560	38562	\$67,440.00
12/10/2008	38563	38589	\$757,064.45
12/11/2008	38600	38603	\$63,529.03
12/15/2008	38604	38642	\$822,015.75
12/17/2008	38643		\$3,137.49
12/17/2008	38644	38650	\$48,376.37
12/18/2008	38651	38664	\$45,627.80
12/18/2008	38665	38688	\$1,494,035.55
12/18/2008	38689	38706	\$46,085.18
12/19/2008	37431		(\$133.80)
12/19/2008	38707		\$133.80
12/19/2008	38708		\$3,459.24
12/19/2008	37440		(\$10.00)
12/19/2008	38709		\$10.00
12/23/2008	38722	38737	\$207,323.48
12/30/2008	38738	38740	\$26,709.51
12/30/2008	38741	38758	\$1,112,001.59
12/31/2008	38759		\$2,055.00
12/31/2008	38760	38771	\$7,590.69
			<u>\$4,965,794.31</u>

(c) Motion to authorize the City Manager to execute a contract with the Shoreline Historical Museum in the amount of \$66,124

(d) Motion to authorize the City Manager to execute a contract with the Shoreline Lake Forest Park Arts Council in the amount of \$66,124

(e) Motion to authorize the City Manager to execute Local Agency Agreements to obligate Grant Funds totaling \$10,724,227 for the Aurora Corridor Project

(f) Ordinance No. 532, amending Ordinance No. 527 authorizing the use of Eminent Domain for Acquisition of Certain Real Property to Construct the Aurora Corridor Project, N. 165th - N. 185th

(g) Ordinance No. 533, amending Chapter 5.10 of the Shoreline Municipal Code related to the regulation of Adult Entertainment Businesses

8. NEW BUSINESS

- (a) Motion to authorize the City Manager to Execute a Contract for the Construction of Richmond Beach Pump Station Park; and Approve "Kayu Kayu Ac Park" as the Park's Official Name

Councilmember Way moved to authorize the City Manager to execute a contract for the Construction of Richmond Beach Pump Station Park; and approve "Kayu Kayu Ac Park" as the Park's Official Name. Councilmember Hansen seconded the motion.

Councilmember Way suggested that the Council direct the Parks, Recreation and Cultural Services (PRCS) Board to review the City's park naming policy. She expressed interest in page 57(l)(5). She suggested a language revision to the policy to broaden the prerequisites regarding who a park can be named after.

Councilmember McGlashan suggested any revisions to PRCS policy be communicated to the City staff and brought to them for consideration. He applauded the name chosen for the park.

Councilmember Eggen also applauded the Shoreline citizen who came up with the name of the park.

A vote was taken on the motion to authorize the City Manager to Execute a Contract for the Construction of Richmond Beach Pump Station Park; and Approve "Kayu Kayu Ac Park" as the Park's Official Name, which carried 7-0.

- (b) Discussion of Council Travel Guidelines

Julie Underwood, Assistant City Manager, and John Norris, Management Analyst, provided the staff report. Ms. Underwood explained that during the 2009 Budget adoption process in November, the Council requested that a discussion regarding Council travel and registration be scheduled for early in 2009. Specifically, the Council has contemplated the appropriate amount to allocate for Council travel and registrations as well as how to fairly distribute those funds to each Councilmember. She noted that \$42,000 was spent in 2008. Additionally, she pointed out that Council dinner meetings get grouped into travel and it has been suggested that they are pulled out in the future. She encouraged the Council to continue funding professional development for themselves and noted that they are spending what is being budgeted. She said the Mayor is working on behalf of the residents and the Councilmembers are serving on national committees. Ms. Underwood concluded by recommending that the City Council develop an annual travel plan to help guide travel and registration allocations for the coming year.

Mr. Olander stated that Councilmember education is important. He described their service on the City Council as equivalent to serving on the board of directors for a \$100 million corporation. He commented that he is often asked how their education directly benefits Shoreline and he explains that they obtain grants and funding, Section 8 housing funds, and that transit service funds involve regional committees and the various committees the Councilmembers serve on. He concluded that these committees and education opportunities directly benefit Shoreline residents.

Mr. Norris stated he provided the Council with answers to questions posed by Councilmember Way which breaks down the 2008 travel expenditures. He outlined the options for the travel guidelines, including having a "first come, first served" policy or doing an equal division to each Councilmember.

Mr. Olander communicated that the Council has a policy to encourage involvement on national committees and it requires additional travel.

Mr. Norris added that a third alternative is to create an annual travel plan at the beginning of the year through a consensus process.

Mr. Olander commented that most major conferences are known in advance, so most of the travel schedule would be known. However, there should be a contingency for "conferences of opportunity."

Mayor Ryu called for public comment.

a) LaNita Wacker, Shoreline, emphasized the importance of travel for the Council. She said education is valued in this City and these conferences are essential for educating the Councilmembers. She noted that the information obtained from these conferences can benefit the City concerning grants, Section 8, and affordable housing issues. She felt that all of the Councilmembers should be sitting on national committees and the City should be represented in leadership positions nationally. She added that some of the best learning doesn't take place in seminars, but at the cocktail and dinner events. She said networking and meeting other people is important. She urged the Council to build incentives into the budget to accommodate this.

Councilmember McGlashan inquired if this is an action item for this meeting. Mr. Olander responded that the City staff is asking for direction on the alternatives.

Councilmember McGlashan asked if it has been an issue since this budget item was increased. Mr. Olander commented that this usually becomes an issue at end of year when the funds run out.

Councilmember McGlashan favored option 3 and to establish some kind of a travel plan. He said he doesn't want to prevent Councilmembers from going to selected conferences.

Mr. Olander commented that it also allows for the budget to be known beforehand.

Councilmember Eggen expressed concern that this is a \$45,000 process which is well under 1% of the City budget, and if an elaborate system is established it might be out of proportion. He suggested the City staff spend time putting together a self-correcting set of rules and guarantee a certain amount of travel funds to each Councilmember. He suggested the City and Council give it more thought and come up with simple policies.

Councilmember Way thanked the City staff for information. She said the charts don't really show the full picture. She said there is always a registration page and the City staff registers the

Councilmembers to attend events in advance. She suggested paying for events in one fiscal year but attending in the next. She added that she isn't sure the charts are current.

Mr. Norris added that a National League of Cities (NLC) refund is not reflected in the charts and that sometimes refunds take a while to process.

Councilmember Way noted that the Evergreen Communities Task Force work helps the City and it is important that all of the Councilmembers get an opportunity to participate, regardless of any associations. She favored option 3.

Mr. Olander commented that attendance to these conferences and events varies from year-to-year and it depends on each of the Councilmember's specific circumstances.

Deputy Mayor Scott supported option 3. He added that it is helpful for Shoreline to be represented on a national level.

Councilmember McGlashan noted that NLC is coming here in 2012 or 2013.

Ms. Underwood replied that NLC is holding their "Green Conference" in Portland. Therefore, in some years the travel expenditures are low and in some years it's high. It all depends on what the Council priorities are and what is going on.

Councilmember Hansen referred to the chart on page 102 and said the five-year average is less than what was spent in 2004. He also noted that there was a slight drop in 2007 and it was high in 2006. He felt the current program is working well.

Mayor Ryu stated that she is interested in planning ahead and it doesn't need to be made too complicated. She communicated that it is important for the Council to let the City staff know when, where, and what they are planning and it is definitely good to plan ahead.

Councilmember McConnell stated that when you are on a national committee, traveling costs just go up. She said maybe it is a good idea to cut a day off because of the concern about costs. She said she hasn't been able to add a lot of training, but it is very important too. She stated that as costs go up, the Councilmembers aren't adding any training. She said she would like to be better trained.

Councilmember McGlashan agreed and felt the Council should work together as group and maybe there should be consensus on who will go to what.

Mr. Norris replied that work can be done to see when the NLC schedule of classes is announced.

Councilmember Hansen added that the schedule is usually released with the pre-conference information.

Ms. Underwood said this item will be brought back at the next dinner meeting.

9. ADJOURNMENT

At 9:32 p.m., Mayor Ryu declared the meeting adjourned.

Scott Passey, City Clerk

CITY OF SHORELINE

**SHORELINE CITY COUNCIL
SUMMARY MINUTES OF STUDY SESSION**

Tuesday, January 20, 2009 - 6:00 p.m.
Shoreline Conference Center
Mt. Rainier Room

PRESENT: Mayor Ryu, Deputy Mayor Scott, Councilmember Eggen, Councilmember Hansen, Councilmember McConnell, Councilmember McGlashan, and Councilmember Way.

ABSENT: None.

1. CALL TO ORDER

At 6:04 p.m., the meeting was called to order by Mayor Ryu, who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Ryu led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present.

3. CITY MANAGER'S REPORT

Bob Olander, City Manager, provided reports and updates on various City meetings, projects, and events. He commented that the Holiday Tree recycling event went well and there were 1,452 trees chipped.

4. REPORTS OF BOARDS AND COMMISSIONS

Councilmember Eggen reported on the Metropolitan Solid Waste Management Advisory Committee (MSWMAC) meeting and said there was discussion on governance issues. He said there is a new interlocal agreement under preparation for the new solid waste contract. Additionally, there was discussion about mitigation that would provide Shoreline with some tax dollars for being the host city for the facility, but the entire idea is under legal challenge so this will not happen. He also discussed the Suburban Cities Association (SCA) Public Interest Committee (PIC), stating that the PIC went on record as favoring public health funding in King County and their work plan. He concluded that there was a 520 tolling report distributed at the SeaShore meeting and some of the group agreements keep changing because the City of Seattle hasn't been attending meetings.

Councilmember Way reported on her attendance at the Evergreen Communities Task Force and stated that the Governor's biennial budget will have cuts to the Task Force. She stated that she

also attended the WRIA-8 meeting and there was a flooding, habitat, and a discussion on the Lakeshore Coordination meetings.

Mayor Ryu discussed the President Barack Obama and Vice President Joe Biden swearing in ceremony and a call to service for residents.

5. GENERAL PUBLIC COMMENT

a) Bill Meyers, Shoreline, discussed the Department of Labor CPI and stated that prices were up 0.1% for all of 2008. He stated that it shows a continued drop in prices. He said his experts note that pricing will drop. The Council passed a 5.2% raise for employees and he said it isn't warranted because they are cost of living increases but the cost of living doesn't quantify the raise. He asked the Council not to raise taxes until they are justified. He noted that the snow removal effort was great despite the comments by the residents. He said he has never seen a police car on his street, though.

6. STUDY ITEMS

(a) Off Leash Dog Area Pilot Site Selection

Dick Deal, Parks, Recreation and Cultural Services (PRCS) Director, introduced Maureen Colaizzi, Parks Project Planner, and Joseph Neiford, PRCS Board member. He stated that the PRCS Board and the City staff are recommending that the Council approve two off-leash dog park test sites in the City and discussed the background of both sites and the history of this item. The PRCS Board was asked about a dog area in 2005, and a directed citizen committee was established. He stated that \$150,000 was designated out of the bond issue for the off-leash dog sites.

Mr. Neiford discussed the mission and vision of the off-leash dog areas. He highlighted the members of the committee and their backgrounds and that the group researched best practices from the Marymoor Off-Leash Park and all of the off-leash dog parks from Tacoma to Vancouver, B.C. He reviewed normal practices, policies, and site evaluation criteria, noting that there were 38 potential sites which were slimmed down to 14 that met the criteria. The list of 14 was slimmed to six that were determined to be "most promising." The six was narrowed to two because of funding and other issues regarding property ownership. These two sites were the easiest and quickest to implement, he explained.

Ms. Colaizzi discussed the public process and said even before there was a public meeting this item went to the PRCS Board 20 times. Additionally, two articles were posted, there were postcard mailings, and there were two articles published in the *Enterprise*.

Councilmember Way asked if the postcard mailings were about the two proposed sites. Ms. Colaizzi stated that they were about six potential sites, which included the two proposed sites. She stated that there were over 100 people at the first meeting which featured a thorough presentation given by the members of the study group. She noted that the neighborhood associations were also briefed and they received over 300 public comments on the subject. On

October 23rd the Off-Leash Study Group recommended two sites to the PRCS Board for approval. She discussed the Richmond Beach site.

Councilmember Way asked about containment issues.

Ms. Colaizzi described the park containment area. She stated that this is the only water site that passed the criteria and that there were environmental issues because of the critical area and sensitivity of the site. However, there was an environmental study done and the site received a SEPA environmental exemption. She added that the City will conduct water quality sampling on a monthly basis. She discussed the Shoreview Park site and said it has been used by Shoreline Community College (SCC) for parking. She noted that it can easily be modified for off-leash use because there are only two entrances. Design features, she stated, include surface improvements, natural or manmade enclosures, dog waste stations, bag stations, signs posted, and a restroom. She referred to the PowerPoint presentation and gave an overview of how the Saltwater and Shoreview parks would be established. She then introduced the ShoreDog group and stated that they started this movement and they are looking for a site to help steward. She noted that ShoreDog is committed to taking care of the site.

Mr. Deal said ShoreDog is eager to get to work on design elements and getting into the development of the site with other organizations.

Mayor Ryu called for public comment.

(a) Karen Kreutzer, Bothell, on behalf of ShoreDog, said she is a member of the original off-leash dog area and served on the Off-Leash Dog Study committee. She said ShoreDog has over 200 people on their mailing list and are committed to stewardship and maintaining the environment; they are also looking to obtain their 501(c)3 status. She noted that Marymoor is currently closed due to flooding and ShoreDog is anxious to help with this project.

(b) Ken Cottingham, Shoreline, supported an off-leash dog park and has lived in Shoreline for 44 years. He noted that an off-leash park is only the beginning of what can be done on that site. He said that the park is beautiful and the dog park would work well. He felt there should be more money spent on widening the trail and the road on Innis Arden Way.

(c) Maggie Dean, Shoreline, said she is a recent member of ShoreDog and she supports the two pilot sites. She would like more sites considered, include Hamlin Park. She said she is ready and willing to work.

(d) Alisa Brooks, Shoreline, favored parks and said the work done has been thorough and thoughtful. She added that the meetings took everyone's input into consideration. She said dogs do better when they have dog parks to go to. She pointed out that there is camaraderie at dog parks in Seattle and they bring out the best in people. She encouraged the Council to try the sites out with volunteers to help.

(e) Terri Fenn, Shoreline, noted that she has three dogs and supported the two pilot sites. She maintains the ShoreDog website, their funds, and their mailing list. She said they have

been working with the City and are destined to be successful. She hopes both sites are approved and for ShoreDog to steward them.

(f) Luann Wolfe, Shoreline, said she is a member of the group that did the studies. She has lived in Shoreline for 10 years and goes to Seattle to use their parks for her dogs. She said she has volunteered and spent time in a room and has driven around Shoreline to find a suitable site for a dog park. She commented that the community wondered what took the City so long and added that the residents can steward this.

(g) Bill Meyer, Shoreline, expressed concerns about how the dogs will be contained and how fencing will be used.

Mr. Deal replied that most of the parks don't have fencing and not all of them are totally fenced in.

Mayor Ryu expressed concerns with adopting this item before proper consideration by the public and the Council.

Mr. Olander said he would be open to bringing it back if there were concerns.

Councilmember McGlashan liked the idea and is concerned that both of the sites are on the far west side and wanted to know what happened to proposals on the east side of the City.

Councilmember Eggen wondered if fencing the SCC parking lot would be warranted. He said if any wildlife were to show up the dogs would give chase and wondered if fencing was considered.

Mr. Deal stated that these are pilot sites and if relocation or modification were to take place, it would be done at a later date. He said there would be some fencing, but anything can be added or moved because it is a pilot site and the City needs to be careful with financial resources.

Mr. Olander commented that the sites need to be used and a determination needs to be done on how well they work. He said there may be a need for some temporary fencing at certain locations.

Councilmember McConnell commented that they are great sites and they are being used as off-leash dog parks anyway. She said the stewardship at the off-leash sites is better than regular parks. She inquired about the timeline. Mr. Deal replied that the trial period would be from April until November.

Deputy Mayor Scott expressed concerns about the Richmond Beach Site because of human and animal usage. He noted that if there is no attempt to keep the area clean, there will be issues. He asked if there was any mitigation with any fecal contamination in the areas.

Mr. Deal commented that the waste is currently put into regular garbage cans and if these are turned into off-leash sites it would be put into special dog waste containers. However, this is a pilot site and if it is abused it will be shut down.

Deputy Mayor Scott wanted to see if there is anymore information available about this. Ms. Colaizzi replied that contamination in the water was studied; if there are more questions about it she can respond at a later date.

Mayor Ryu discussed page 15 and commented on the Edmonds site. She expressed concerns about possible contamination, noting that urine isn't discussed in this report. Mr. Deal responded that testing would be done every month.

Ms. Colaizzi stated that the site will only be used in the winter. She provided information on fecal coliform, noting that it can be more of an issue in saltwater areas. She said the City will also compare its results with the City of Edmonds.

Deputy Mayor Scott said there will be interaction with humans in the summer and that is a lot of use at one time. He wondered if there is an increased risk if this wasn't a dog park.

Councilmember Way thanked the City and community members who worked on this issue. She felt the Shoreview site is excellent and is set back from other uses but expressed concerned about the beach site and that based on the 14 criteria, there are 11 that the site doesn't meet. She also said there are public notice concerns because there weren't any notices posted in the area about this. She is also concerned about the number of dogs on the site and how it will impact others. There is only one entrance to Richmond Beach Saltwater Park (RBSWP) and she wondered how it will be shared. She also expressed concerns about bacteria and parasites from dog waste and how ShoreDog or other organizations would provide security. She asked how small dogs would be protected and how voice control works with dogs that don't listen. This is Tier One Chinook habitat, she pointed out, and it would be affected by this and is the most critical area in the city. She commented that she would like to see definitive information on how it will affect this and other habitats and said the fairness issue means that there isn't a realistic disabled usage there and no way for people with ADA to get to the site. She felt separating this area from the rest of the beach is impractical. She wanted to know if there are any sites on the east side to be used and that Cedarbrook should be on the list.

Councilmember Hansen commented that he visited the Edmonds Off-Leash Dog Park and said it is greatly used and he noted the different sizes of the dogs. He said he was amazed how well it worked and would like to see the City's park fenced. He was impressed that the Edmonds park was very well managed and calm. He said that they have a double entry fence. He discussed the amount of seagulls and other animals that are out there so he isn't concerned about fecal matter. He felt the RBSWP would be a great site.

Mr. Olander reminded the Council of the time and said the off-leash dog park item would be on the agenda next week.

(b) City Hall Project Artwork Components

Jesus Sanchez introduced the item. He discussed the City Hall project and noted that Ros Bird is the Public Art Coordinator for the project. He also introduced Cath Brunner from 4Culture who is the Public Art Project Manager.

Ms. Bird discussed the Public Art Ordinance and the Art Sub-committee.

Ms. Brunner discussed the Artist Selection Panel and the process utilized in selecting artists for the City Hall building. She reviewed the Art Commission budget and what the funding was spent on. She noted that \$162,000 would be spent on the projects. She passed around models of the art in the City Hall. She highlighted the 14 suspended pieces of artwork in the main lobby of the City Hall that would be done by Leo Saul Berk. She detailed the North Façade which would be done by Linda Beaumont. Ms. Beaumont is building a four-story dogwood painting for the North Façade and some photos of the on-going work by Ms. Beaumont were displayed.

Mayor Ryu opened the item to public comment.

(a) Boni Biery, Shoreline, questioned the design for the fountain on the plaza area.

Mr. Sanchez noted that the fixed object would impede the open area behind the building and that there is a fountain at another location. He asked Ms. Biery to speak to him after the meeting.

Councilmember Eggen said the art is beautiful work and wondered what needed to be done to protect the painting to make sure it lasts forever.

Ms. Brunner replied that the painting will be clear coated and it will be a robust material. She said if there is any damage it will be repaired by the artist, probably on site and that she has the specification sheets for the Council.

Mayor Ryu asked about graffiti. Ms. Brunner replied that it can also be repaired, but art deters graffiti.

Councilmember McGlashan asked about the metal panels. Ms. Brunner replied that it is metal and it is mostly made of aluminum. Councilmember McGlashan noted that the art at the library was made to rust, to which Ms. Brunner replied that the metal in this artwork will not corrode.

Mayor Ryu asked about dust accumulations on the lobby piece. Ms. Brunner replied that it just needs to be dusted. She said the piece in her lobby is low maintenance and does well.

Mayor Ryu asked about acoustics. Ms. Brunner replied that theirs improved the quality of the acoustics in their lobby.

Mr. Olander said there have been discussions about designing special attachment structures to the ceilings.

Councilmember Eggen asked if they had any experience with having a graffiti wall nearby to deter graffiti artists. Ms. Brunner replied that she is interested in a graffiti wall and wants to explore the idea in the future.

Mayor Ryu asked if there would be any dogwood trees on the site. Ms. Brunner added that there would be a row of dogwoods planted in front of the building.

Councilmember Hansen asked if they would be natural trees. Ms. Brunner stated that they would be the type that would be disease resistant.

7. ADJOURNMENT

At 7:59 p.m., Mayor Ryu declared the meeting adjourned.

Ronald F. Moore, Deputy City Clerk

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CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF WORKSHOP DINNER MEETING

Monday, January 26, 2009
6:00 p.m.

Shoreline Conference Center
Highlander Room

PRESENT: Mayor Cindy Ryu, Deputy Mayor Terry Scott, and Councilmembers Keith McGlashan, Chris Eggen, Janet Way, Doris McConnell, and Ron Hansen

ABSENT: none

STAFF: Bob Olander, City Manager; Julie Underwood, Assistant City Manager, John Norris, Management Analyst; Joë Tovar, Planning & Development Services Director; Steve Cohn, Senior Planner; David Levitan, Associate Planner; Mark Mayuga, Economic Development Programs Manager; Rob Beem, Community Services Manager; George Smith, Human Services Planner; Scott Passey, City Clerk

Mayor Ryu called the meeting to order at 6:10 p.m.

Julie Underwood, Assistant City Manager, reviewed the proposed agenda for the joint workshop of the City Council and Planning Commission regarding Shoreline's Visioning Statement draft.

Joe Tovar, Planning & Development Services Director, noted that Michael Pendleton, the facilitator for the joint meeting, will be approaching this meeting like the Council Goals retreats. He pointed out that this is not a time to keep listening, but a time to speak and deliberate on the draft Vision.

Ms. Underwood outlined the contents of the binders for the joint meeting and asked Councilmembers to let her know if anything should be added. She noted that the Planning Commission is looking for some direction from the Council, adding that the February 23 dinner meeting is reserved to discuss the Planning Commission's draft Vision.

Mr. Tovar pointed out that the actual Vision Statement and Framework Goals will be a fairly brief document, yet it is important because it sets the direction for the City. He added that the style is narrative, and the Framework Goals serve as the means to accomplishing the Vision.

Ms. Underwood advised the Council against taking ownership of the document too early. She reminded everyone that the draft will be brought to the Council following the public process and Planning Commission deliberation.

Mr. Tovar said that the Councilmembers have a lot of background and experience that hasn't necessarily been brought into the process. He suggested that this should be brought forward because it will add value to the final product.

Responding to Councilmember Way regarding the tight agenda timeline for the joint meeting, Ms. Underwood noted that it takes a lot of time to get everyone's responses. She said there will be a lot of "give and take" with the Commissioners, but there is no intention to limit anyone.

Bob Olander, City Manager, added that staff will need time to consolidate the responses and weed out the duplications.

Councilmember Way commented on the vision statements of other jurisdictions provided as examples from City staff. She expressed a preference to format the final document differently. Mr. Tovar assured her that staff will help format the document as Council directs, but the most important thing at this stage is to get the ideas out there. Mr. Olander agreed that a discussion of the content should precede the discussion about formatting.

Mr. Tovar pointed out that there is no one right way to write a Vision Statement. He added that a Vision not only describes how a community "looks," but it also describes the way it works (e.g. who lives here, jobs, transportation, etc.).

Ms. Underwood then turned the discussion to the review of the Committee/Board Vacancy Appointment Process. She said the staff recommendation for the Library Board is to consider those candidates who applied for vacant positions last spring. There is one vacancy on the Library Board, and two youth positions need to be filled on the Parks, Recreation and Cultural Services (PRCS) Board.

Mayor Ryu noted that the Council subcommittees could be reconstituted to review applications and make recommendations for these appointments. Mayor Ryu and Councilmembers Eggen and McGlashan serve on the Library Board subcommittee, and Deputy Mayor Scott and Councilmembers Eggen and Way serve of the PRCS Board subcommittee.

The discussion then turned to the Economic Development Advisory Committee. Mark Mayuga, Economic Development Programs Manager, noted that they have lost several members over the past two years. There are approximately 10 vacancies to fill on this committee. Mr. Mayuga expressed an interest in notifying the 13 applicants who were not selected last time about these vacancies.

Councilmember Eggen asked if Mr. Mayuga is satisfied with the number of members on the committee. He wondered if perhaps the committee was too large.

Mr. Mayuga responded that the quality of the committee members is the most important consideration. He expressed a need to have members who have a real sense of the community and the business climate. He also expressed a need for balance and to adhere to the charge the Council has given him. He noted that while the background of the applicant is important, many groups within the community contribute to the business climate. He said they have more than enough people, so we need to think about who we ask to apply. He estimated that staff will have a list of eligible members by February 27.

Mayor Ryu asked about the Council's role in the selection process. Mr. Olander responded that the committee provides advice and serves as an outreach tool for Mr. Mayuga, which is more of an administrative function. The deadline for appointing members is April 27.

Deputy Mayor Scott asked if staff refers back to the list if people decide not to reapply. Mr. Mayuga said that they refer to the list as well as encourage other recruits who have never applied.

Ms. Underwood noted that the Council can form a subcommittee to review applications, but staff recommends that the finalists come in the form of a staff recommendation to Council.

Responding to Councilmember Way regarding the outreach effort, staff stated that they are using a number of methods to advertise the positions, including Currents, Seattle Times, Shoreline Enterprise, cable TV, e-mail list serve, and word-of-mouth. Mr. Mayuga noted that the best recruitment tool is word-of-mouth.

Councilmember Eggen inquired if staff informed the Chamber of Commerce. Mr. Mayuga responded affirmatively, adding that he has also announced the vacancies at the Council of Neighborhoods.

Turning to the Human Services Ad Hoc Citizen Advisory Committee (CAC), Ms. Underwood said that staff prefers reviewing the applications and making a recommendation to the Council.

Rob Beem, Community Services Manager, stated that the Council directed staff to conduct outreach to groups in the community which the Council identified. In addition to this, staff is also doing individual recruiting.

Ms. Underwood pointed out that the staff tries to keep the same process for the standing committees, which include the Library Board, PRCS Board, and the Planning Commission. However, there is more flexibility with the ad hoc and special committees.

It was noted that two youth members served on the last Human Services CAC. Councilmember Way wondered if filling those positions with new youth would help in terms of youth diversion programs.

Mr. Beem explained that the CAC is charged with recommending an overall Human Services strategy and doesn't get into individual services. He did, however, emphasize the need to have balanced representation on the committee. Mr. Olander suggested that the Councilmembers ask people that they know to apply for the committee.

John Norris, Management Analyst, then reviewed the Draft Council 2009 Travel Plan. He provided a spreadsheet explaining all the travel expenditures and estimated costs for Council travel. He said there would be a budget deficit if all Councilmembers attend every training and conference opportunity. He concluded that Council should decide which members will attend the various conferences so that they can stay within their budgeted allotment.

Mr. Olander added that the costs for the Council dinners will be moved into the City Clerk's budget since these are more related to meeting expenditures as opposed to travel expenditures.

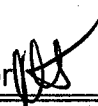
Councilmembers then shared their various calendars with staff.

The meeting adjourned at 7:25 pm.

Scott Passey, City Clerk

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Approval of Expenses and Payroll as of February 20, 2009
DEPARTMENT:	Finance
PRESENTED BY:	Debra S. Tarry, Finance Director 

EXECUTIVE / COUNCIL SUMMARY

It is necessary for the Council to formally approve expenses at the City Council meetings. The following claims/expenses have been reviewed pursuant to Chapter 42.24 RCW (Revised Code of Washington) "Payment of claims for expenses, material, purchases-advancements."

RECOMMENDATION

Motion: I move to approve Payroll and Claims in the amount of \$748,902.87 specified in the following detail:

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
1/25/09-2/7/09	2/13/2009	27833-28026	8515-8551	39301-39310	\$423,454.85
					\$423,454.85

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
2/11/2009	39224	39257	\$65,467.17
2/12/2009	36987		(\$57.99)
2/12/2009	39258		\$57.99
2/12/2009	39259		\$3,321.03
2/12/2009	39260	39262	\$36,632.61
2/12/2009	39263	39271	\$2,028.72
2/12/2009	39272	39277	\$70,306.26
2/19/2009	39278	39281	\$1,935.77
2/19/2009	39282	39299	\$48,435.76
2/19/2009	38450		(\$1,182.74)
	38505		(\$52.07)
2/19/2009	39300		\$1,234.81
2/20/2009	39311	39352	\$97,320.70
			\$325,448.02

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CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Motion to Authorize the City Manager to Execute the Construction, Operation, and Maintenance Agreement for the 27 th Avenue NW Overpass with Burlington Northern Santa Fe Railway Company for the Richmond Beach Overcrossing Bridge Replacement Project
DEPARTMENT:	Public Works
PRESENTED BY:	Mark Relph, P.E., Public Works Director Tricia Juhnke, P.E., Capital Projects Administrator Jon Jordan, P.E., Capital Projects Manager

PROBLEM/ISSUE STATEMENT: Staff is requesting that Council authorize the City Manager to execute the Construction, Operation, and Maintenance Agreement for the 27th Avenue NW Overpass with Burlington Northern Santa Fe (BNSF) Railway Company.

The agreement is required by BNSF for work within their right-of-way on the Richmond Beach Overcrossing Bridge Replacement Project. The agreement will supersede and replace the previous agreement dated September 25, 1922 and supplemental agreement dated June 13, 1955.

The agreement spells out the terms of the Temporary Construction License that allows the City to work in BNSF right-of-way, BNSF obligations including their financial contribution to the project, City obligations including conformance to plans and specifications, Joint obligations such as maintenance and inspection, and Contractor insurance requirements and responsibilities.

The agreement includes exhibits for a temporary construction license, permanent easement, contractor requirements, an agreement between contractor and BNSF, cost for railroad work, bridge requirements, and an estimated project cost.

The City will be responsible for maintenance and repair of the bridge, the approaches and appurtenances including surface drainage, fencing, paint, walkways and handrails incorporated into this project within the limits of the bridge.

BNSF will be responsible for maintenance and repair of the earth retention components, embankment slopes, erosion control, landscaping, and other improvements associated with the project outside the limits of the bridge.

FINANCIAL IMPACT: The estimated project costs and revenues are shown below. Under the terms of the agreement, BNSF will contribute 10% of the total project cost. The Preliminary Engineering (Design) phase of this project is funded 80% through the

Highways Bridge Replacement and Rehabilitation Program (HBRRP) and 20% through the Roads Capital Fund. This Project is a Federal "TEA-21" bridge project and meets the requirements to be funded at 100% for eligible construction costs.

Engineering:

Contracted Services	\$ 928,674
Direct City Costs	\$ 209,204
Subtotal Engineering	\$1,137,878

Construction:

Construction	\$ 2,570,507
Contingency (15%)	\$ 358,192
Subtotal Construction	\$2,928,699

1% for the Arts	\$25,705
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Total Project Costs	\$4,092,282
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Project Revenue:

HBRRP (Federal Grant)	\$3,354,925
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BNSF (10% of total project cost)	\$409,228
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Roads Capital Fund	\$328,129
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Total Project Revenue	\$4,092,282
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RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute the Construction, Operation, and Maintenance Agreement for the 27th Avenue NW Overpass with Burlington Northern Santa Fe Railway Company for the Richmond Beach Overcrossing Bridge Replacement Project.

Approved By: City Manager  City Attorney ____

BACKGROUND: The Richmond Beach Overcrossing Bridge was originally built in 1923 and rebuilt in 1956. The normal life span of a timber bridge is 45 to 50 years. This bridge provides sole access to 35 homes on 27th Avenue NW.

Agreement – The existing bridge was constructed under Agreement dated September 25, 1922 and reconstructed under Supplemental Agreement dated June 13, 1955 between Great Northern Railway Company (now BNSF) and King County (now City of Shoreline), with the original Agreement remaining in full force and effect between parties. Under the original agreement, the City is responsible for the maintenance of the roadway over and approaches to the bridge. The Burlington Northern Santa Fe Railway Company (BNSF) is responsible for maintenance of the bridge superstructure.

Inspection – The bridge is inspected annually by the King County Bridge Unit. An inspection in November 1997 and structural analysis conducted by King County in April 1998 determined that the bridge was at risk for accelerated weakening due to aging deterioration and extensive use by vehicles carrying heavy loads. To minimize the risk, the City adopted an ordinance in November 1999, for the purpose of specifying a weight limit on the bridge that the structure can safely carry on a routine basis. A detailed inspection and load rating analysis in September 2003 recommended further measures to preserve the bridge and improve safety. In November 2003, a median was installed as an interim solution to keep wheel loads off the weaker structural members until the bridge is replaced.

Grant – In June of 2000, the City received approval of Federal Bridge Replacement funds following a C3R field review with WSDOT, FHWA, and City representatives. The Bridge Replacement Advisory Committee (BRAC) selected the bridge to receive grant monies for replacement with a concrete structure. The Preliminary Engineering (Design) phase of this project is funded 80% through the Federal Highways Bridge Replacement and Rehabilitation Program (HBRRP) and 20% through the City's Roads Capital Fund. As a TEA-21 bridge project eligible to receive toll credits funds dedicated to the Bridge Program, this project is funded at 100% of eligible costs through HBRRP for the construction phase.

Design – On April 28, 2003, Council authorized staff to execute a professional services contract with Andersen Bjornstad, Kane, Jacobs, Inc. Consulting Civil and Structural Engineers (ABKJ) for pre-design to determine the type, size and location of the bridge and to develop the Type, Size, and Location Report.

On December 13, 2004, Council authorized staff to execute a professional services contract supplement with ABKJ to develop the Plans, Specifications, and Estimate (PS&E) for the project and to execute a Local Agency Agreement Supplement to obligate additional federal grant funds for the required design work.

On October 10, 2005 Council authorized the City Manager to execute Local Agency Agreement Supplements to obligate additional federal grant funds for the construction phase of this project.

The PS&E was completed in January 2006. Over the past three years, the City has worked with five different BNSF Managers of Public Projects to draft a new agreement to replace the bridge.

The design is based on a reinforced concrete through-girder bridge on the same alignment as the existing bridge. This is the alternative recommended in the Type Size and Location (TS&L) report prepared during pre-design. The design has been accepted by BNSF for meeting clearance requirements and the ability to construct a potential third track, at some time in the future, to accommodate increasing rail traffic. The new bridge can be built without right-of-way acquisitions or changes to the profiles of 27th Ave NW and Richmond Beach Drive. Access during construction of the new bridge will be maintained via a one-lane temporary detour bridge equipped with automated traffic control. The detour bridge will be located fifteen feet to the north of the existing bridge and have geometry similar to the existing bridge.

Cost – The estimated project cost may be considered atypical for a project of this size and is attributable to several factors, including:

1. extensive alternative analysis and coordination with BNSF to achieve a design with little or no grade changes to existing roadways to minimize public inconvenience and ineligible grant related costs;
2. the need for a specific structure type that must be cast-in-place, rather than a less expensive pre-fabricated structure, to accommodate new bridge design criteria and railroad clearance requirements on an geographically constrained site with limited available right-of-way and limited distance between existing roadways;
3. replacing a bridge that provides sole access and the need for a temporary detour bridge to maintain access to homes on 27th Ave NW;
4. the working restrictions required by BNSF over their two existing and highly active railroad tracks resulting in added time and labor costs and requirements to accommodate one future track; and
5. an industry-wide increase in material and construction cost since the project was approved for funding.

Project & Schedule – The goal of this project, as identified in the 2009 –2014 Capital Improvement Program, is to design and construct a new concrete bridge to replace the existing, deteriorating timber bridge.

Benefits of the new bridge include:

- 80-year life expectancy;
- Seismic upgrades;
- Improved bridge geometry, sight safety, and vehicle access;
- Reduced maintenance cost and frequency of inspections and repairs;
- Increased load limit – new bridge will have a highway load rating and provide safe access for emergency vehicles, garbage trucks, dump trucks, fuel trucks, cement trucks, etc;
- Meet BNSF minimum horizontal and vertical clearance requirements; and
- Ability to accommodate a potential third track for BNSF/Sound Transit.

Staff anticipates advertising for bids in June 2009, and construction taking place from January to September 2010.

COMMUNICATION PLAN: Staff will meet with the community later this year prior to construction to share the final design plans, construction sequencing and detour plan, and discuss potential impacts and solutions for local residents.

RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute the Construction, Operation and Maintenance Agreement for the 27th Avenue NW Overpass with Burlington Northern Santa Fe Railway Company for the Richmond Beach Overcrossing Bridge Replacement Project.

ATTACHMENTS

Attachment A – Existing Bridge Photo (south side – looking north)

Attachment B – Proposed Bridge (conceptual view – looking north)

Attachment C – Project Improvements (feature comparison of existing and new bridge)

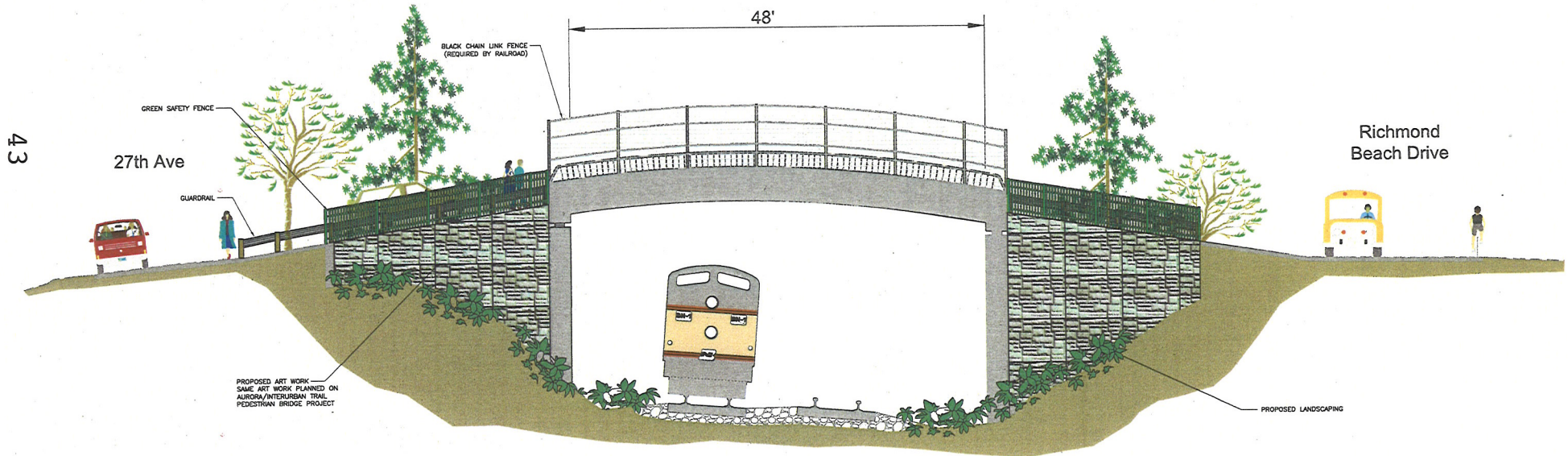


Richmond Beach Bridge

Replacement



Conceptual view of proposed bridge



Looking North

Attachment B

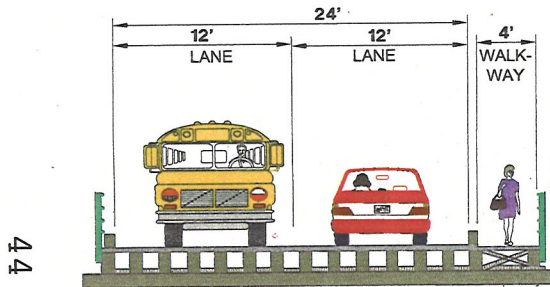


Richmond Beach Bridge

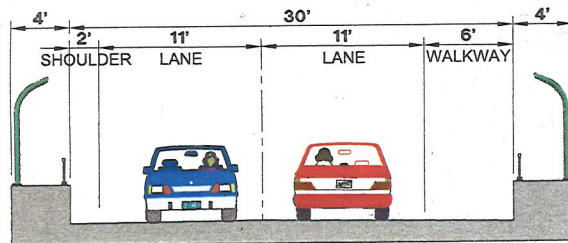
Replacement



Project improvements



Existing Bridge



Proposed Bridge

Features	Existing bridge	Proposed bridge
Lane width	12 feet	11 feet
Shoulder width	None / 4 feet	2 feet / 6 feet
Maintenance level	High	Low
Total bridge width	24 feet	30 feet
Load capacity	Restricted	Unrestricted

Attachment C

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Authorize the City Manager to Execute an Amendment with eCityGov Alliance to Include Aerial Ortho-photography and Mapping Services
DEPARTMENT:	Finance Department
PRESENTED BY:	Debbie Tarry, Finance Director Tho Dao, Information Systems Manager

PROBLEM/ISSUE STATEMENT:

In 2005, the City of Shoreline entered into an agreement with eCityGov Alliance for the regional services of NWProperty.net and NWMaps.net services. NWProperty.net and NWMaps.net are a geographic information system (GIS) based web application intended to serve a number of public and private groups. Specifically the application combines a number of public and private data sets providing the user with the ability to search for available commercial properties, community information and demographic data throughout the participating cities in the Puget Sound Region. At the time this agreement was prepared, aerial photography and mapping services were not included.

Accurate and updated aerial ortho-photography is used to support many City functions. In order for the data to be accurate aerial ortho-photography should be updated every two years. The City currently has lower resolution and lower quality aerial photography that was last obtained in 2007 through King County and our high quality aerial photography suitable for aerial mapping of ground features such as buildings, side walks and pavement were last obtained in 2004. The City has investigated the use of lower accuracy aerial imagery used by Microsoft and Google Mapping services. However, this type of aerial imagery can not be used to provide aerial mapping of sidewalks or edge of pavement and other city facilities and assets.

The City Council authorized \$75,000 to update the City's aerial photography in the 2008 budget. During the spring of 2008 it was determined that a number of the cities belonging to the eCityGov Alliance needed to complete the same updates for their cities. These cities agreed to jointly seek an update to their files through the eCityGov Alliance in early 2009. As a result, we delayed our update scheduled for 2008 to 2009 in order to take advantage of a multi-city contract.

Staff is asking the City Council to authorize the City Manager to execute an amendment with eCityGov Alliance for the services of aerial photography, orthophoto and aerial mapping services.


FINANCIAL IMPACT:

The estimated cost for this service is \$67,000. This cost might be slightly higher if the City elects to include some additional mapping services after the aerial photos are taken. There is \$75,000 for aerial photography included in the 2008 budget, but not expended as a result of delaying the project to participate with the eCityGov Alliance. The monies from the 2008 budget will be included in the 2009 carryover ordinance scheduled for Council authorization on April 13, 2009.

RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute an amendment with eCityGov Alliance for the services of aerial photography, orthophoto and aerial mapping services.

Approved By:

City Manager  City Attorney _____

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Public Hearing on Ordinance No. 534 Adopting Interim Regulations for Processing Quasi-judicial Items
DEPARTMENT:	Planning and Development Services City Attorney's Office
PRESENTED BY:	Joseph W. Tovar, FAICP, Director of Planning and Development Services Ian Sievers, City Attorney

PROBLEM/ISSUE STATEMENT:

On February 9, 2009 the Council adopted Ordinance No. 534 which adopted interim land use regulations assigning record hearings for certain quasi-Judicial project permits to the Shoreline Hearing Examiner for the remainder of 2009.

During the term of these interim regulations, Preliminary Formal Subdivisions, Site-specific Rezones (except those within the Southeast Shoreline Neighborhoods Subarea or the Town Center Subarea), and Street Vacations would have an open-record hearing before the Shoreline Hearing Examiner. The Examiner would make a recommendation to the City Council for final action.

The statutes authorizing land use moratoria and interim zoning regulations are RCW 35A.63.220 and RCW 36.70A.390. The key features are adoption of an ordinance without public hearing. The adopting ordinance must be scheduled for a public hearing within 60 days from its initial passage and adoption of findings if none are included in the original ordinance. The purpose of this agenda item is to conduct that hearing.

The interim regulation was recommended by the Planning Commission to allow the Commission to accomplish the nine substantial items shown on its 2009 work program. During the effective dates of the interim regulation, staff was directed to evaluate the effectiveness of the interim procedure as a basis for recommending permanent changes to the development code for processing quasi-judicial permits. Persons will be invited to provide written and/or oral comments to any proposed permanent development regulations at public hearings held before the Planning Commission and when placed on City Council agendas.

ALTERNATIVES ANALYZED:

The action before the Council is to conduct a public hearing on Ordinance No. 534 required by state law in order to continue this ordinance in effect for the remainder of 2009. If the Council is satisfied with the ordinance as passed, no further action need be taken. Staff recommends no further action at this time.

Alternatively, the Council may decide to amend or repeal Ordinance No. 534. In such a case, the Council would direct staff to prepare amendments to the findings in the ordinance or the provisions of the ordinance itself based on testimony at the public hearing.

FINANCIAL IMPACT:

There are no financial impacts of this council action, which is to take public testimony.

RECOMMENDATION

Staff recommends that Council hold a public hearing for Ordinance No. 534. No additional action is required to keep this interim control in effect, and the staff recommends no additional Council action.

Approved By: City Manager  City Attorney ____

Attachments:

Attachment A: Ordinance No. 534

ORIGINAL**ORDINANCE NO. 534****AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, ADOPTING AN INTERIM LAND USE REGULATION ASSIGNING RECORD HEARINGS FOR CERTAIN QUASI-JUDICIAL PROJECT PERMITS TO THE SHORELINE HEARING EXAMINER FOR 2009**

WHEREAS, under the provisions of the Growth Management Act the City has adopted development regulations implementing the City of Shoreline Comprehensive Plan; and

WHEREAS, the Planning Commission has recommended and the Council finds that a reassignment of record hearings and recommendations for certain quasi-judicial project permits to the Shoreline Hearing Examiner rather than the Planning Commission for 2009 is necessary to allow the City to meet its target processing time for project permits while accomplishing a demanding schedule of city-wide planning tasks established for 2009; and

WHEREAS, the same rules of procedure for pre-decision open record hearings apply to the Hearing Examiner and the Planning Commissioner and this procedure is used now for Critical Areas Special Use Permits; and

WHEREAS, pursuant to SEPA regulation SMC 20.30.550 adopting Washington Administrative Code Section 197-11-800, procedural land use regulations are categorically exempt from environmental review; now therefore,

THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Finding of Fact. The recitals set forth above are hereby adopted as findings of the City Council.

Section 2. Interim Regulation Adopted. During the effective dates of this ordinance the following quasi-judicial Type C land use permits listed under Table 20.30.060 of the Municipal Code shall have an open-record hearing set before the Shoreline Hearing Examiner rather than the Planning Commission:

- A. Preliminary formal subdivision.
- B. Site-specific rezone and zoning map change; provided, however, that rezones within the Southeast Shoreline Neighborhoods Subarea or the Town Center Subarea shall continue to have hearings set before the Planning Commission for review and recommendation.
- C. Street vacations.

ORIGINAL

Section 3. Public Hearing. Pursuant to RCW 35A.63.220 and 36.70A.390 the City Clerk shall notice a public hearing before the City Council to take testimony concerning this interim regulation within sixty days of passage of this ordinance.

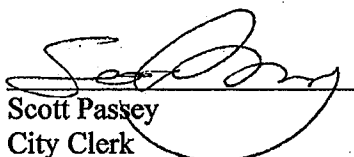
Section 4. Permanent Regulations. The City Council directs the staff to evaluate the effectiveness of procedures adopted in this interim as a basis for recommending permanent amendments to SMC 20.30.060. If this interim regulation expires without permanent amendments having been adopted, procedures of SMC 20.30.060 in effect prior to adoption of this ordinance shall be restored.

Section 5. Publication; Effective Dates. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City and the ordinance shall take effect and be in full force five (5) days after publication. The ordinance shall expire at the end of calendar year 2009 unless extended or repealed according to law.

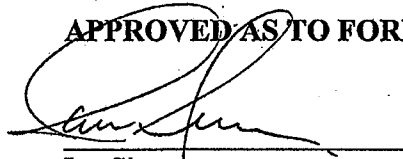
PASSED BY THE CITY COUNCIL ON FEBRUARY 9, 2009.


Mayor Cindy Ryu

ATTEST:


Scott Passey
City Clerk

APPROVED AS TO FORM:


Ian Sievers
City Attorney

Date of publication: February 12, 2009
Effective date: February 17, 2009

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Capital Improvement Program Update
DEPARTMENT:	Public Works and Parks and Cultural Services
PRESENTED BY:	Dick Deal, Director of Parks, Recreation and Cultural Services Maureen Colaizzi, Project Coordinator, PRCS Mark Relph, Director of Public Works Tricia Juhnke, Capital Projects Administrator, Public Works Jesus Sanchez, Public Works Operations Manager

PROBLEM/ISSUE STATEMENT:

The 2009-2014 Capital Improvement Plan was adopted in July 2008. The purpose of this report is to provide the City Council with a status report on the active projects identified in the CIP, including the voter-approved 2006 Bond Levy Projects.

FINANCIAL IMPACT:

No financial action or impact is proposed by this report.

RECOMMENDATION

No action is required at this time on any projects. This report is for information only.

Approved By: City Manager  City Attorney

INTRODUCTION

The purpose of this report is to provide the City Council with a brief update on the active projects contained in the Capital Improvement Program. Staff will provide maps and project photos as part of the presentation.

BACKGROUND

The Capital Program supports several of the City Council's goals, including:

- Goal 4: Complete the projects approved with the 2006 Parks Bond
- Goal 5: Construct the Civic Center/City Hall Project
- Goal 6: Construct the Aurora improvements from N 165th to 205th Streets
- Goal 10: Provide safe, efficient and effective infrastructure to support our land use, transportation and surface water plans

The following are brief summaries of key projects contained within the General Capital Fund, Roads Capital Fund and Surface Water Utility Fund.

General Capital

City Hall

Phase: Construction

Construction started in July and a move into the new City Hall is anticipated in late summer 2009. Demolition of the existing building and the construction of the parking garage will continue into late 2009.

South Woods Property Acquisition

Phase: Acquisition 15.6 acres – Complete

The acquisition was completed in March and dedicated in September 2007. A requirement of the purchase, a pedestrian walkway along NE 150th Street, will be installed. The design is complete and was advertised for bid in February. Construction is expected for March-June 2009.

SPU Hamlin Property

Phase: Acquisition 8.3 acres – Complete

The acquisition was completed in November 2007 and the property is now officially part of Hamlin Park, making the park 80 acres in size.

Kruckeberg Botanic Garden

Phase: Acquisition 4.0 acres - Complete

The acquisition of the property was completed in January 2008. The City has selected a consultant for the Master Plan to help create a business plan for the garden and plan for future improvements at the site. The Master Plan is scheduled to be completed in late 2009.

Richmond Beach Saltwater Park Improvements

Phase: Construction

Construction began in late August 2008 and is estimated to be completed at the end of February or early March 2009. Improvements include new parking areas, enhanced entrance, new viewing areas, pedestrian walkways and stairs, new entry sign and interpretive signage, a trellis at the new mid-level terrace, extensive landscaping and an integrated art component. A dedication is planned for March 21, 2009.

As goal of the Master Plan, the Vegetation Management Plan was completed in December 2008 and will be used to continue habitat restoration efforts. This year, work parties will be held to remove scotch broom from newly constructed areas of the park. Community leaders continue to be sought to spearhead the Friends of Saltwater Park.

Cromwell Park Improvements

Phase: Design

Design continues in accordance with the Master Plan. At 60% completion, the design is being reviewed by environmental regulatory agencies. This joint park and stormwater project is anticipated to be under construction between June and November 2009. Improvements include new baseball and soccer field, pedestrian pathways and trails, amphitheater and stage for performances; play area, stormwater detention and wetland areas.

Twin Ponds Soccer Field Improvements

Phase: Construction Completed

Construction of a new synthetic turf field, spectator bleachers and pathways began in April and were completed in July 2008. The project was dedicated in late July and has been open for play.

Hamlin Park Facility Upgrade Improvements

Phase: Design

Design continues in accordance with the approved Master Site Plan. Improvements include reconfiguration of the baseball area to include two new 200-foot fields with a t-ball area, ADA access to pedestrian pathways and trails, play areas and picnic shelter and improved landscaping and drainage. Construction is anticipated for summer of 2009.

City-Wide Field Improvements

Phase: Design

Design has begun for a new restroom at Richmond Highlands Field. The design is upon completion and will be bid in 2009. Additional field improvements, including covered dugouts, will be completed this summer.

Off-Leash Dog Area

Phase: Design

Council approved the Parks, Recreation and Cultural Services Board recommendation of Shoreview Park and Richmond Beach Saltwater Park for off-leash dog areas. Design and implementation will begin this winter. Shoreview Park is anticipated to open for use this spring and Saltwater Park in the fall of 2009.

Shoreline Center Tennis Courts

Phase: Complete

New lights, uprights and nets, fencing and resurfacing were completed by June 2008 and have been open for use.

Trail Corridors

Phase: Design

A new pedestrian crossing at the Interurban Trail and N 145th Street was completed in 2007. Design for soft-surface trail improvements within Boeing Creek, Shoreview, Hamlin Park and South Woods is being reviewed for permits. Construction is anticipated this summer. Planning for a hard-surface trail connector at NE 195th Street is underway and in the early planning process.

Kayu Kayu Ac Park

Phase: Construction

As mitigation for impacts from the King County's Brightwater Project, a new park is under construction at the Richmond Beach Pump Station site. Construction began in February and will continue through May. The name change was approved by City Council on January 12, 2009.

Boeing Creek Park Improvements

Phase: Construction completed

Designed as a joint project with the Storm Utility, construction started in June and was completed by December 2008. Improvements included new trails, landscaping, cascading water feature, benches and picnic tables and new frontage and parking. A dedication was held in November 2008.

Roads Capital Projects

Priority Sidewalks

2008 Program - Improvements on Fremont Ave N were constructed during the summer of 2008. Improvements on N 192nd Street (between the Interurban Trail and Ashworth Ave N) were constructed in November 2008, with minor punch list items remaining. Both these routes were constructed with concrete, largely as a result of increased asphalt prices within the region.

2009 Program - Design is underway on Ashworth Ave N, between N 185th and 192nd Streets. Construction on this route is anticipated at the end of 2009.

Annual Road Surface Maintenance Program

Phase: Planning and Design

The 2009 routes for overlay are being finalized based on the results of the recently completed pavement analysis. The City will contract with King County for the overlay program with the work being performed in June and July.

Richmond Beach Overcrossing

Phase: Design

Coordination and negotiations with Burlington Northern Santa Fe (BNSF) is progressing, and Council approval of an agreement is scheduled for March 9.

Continued delays in the BNSF agreement has pushed construction to begin in January 2010 based on advertising in June.

Aurora Ave N (165th – 205th)

Phase: Design

Right-of-way acquisition continues. The design for 165th to 185th is at 90% and advertisement of the project is anticipated in late-April or May with construction starting in July or August.

Traffic Signal at 150th/15th Ave NE

Phase: Construction Complete

This project was completed and the signal became operational in July 2008.

Traffic Signal at 170th/15th Ave NE

Phase: Design

The design of a new signal at the intersection of 170th and 15th Ave NE is at 90%. The project will be advertised for bid in the spring and construction anticipated in late summer 2009.

Transportation Master Plan

A major update to the Transportation Master Plan will include development of a non-motorized Plan, a transit plan, and a master street plan as key components. The Plan will also address a funding strategy and implementation strategies. Statements of Qualifications were submitted at the end of January and selection of a consultant is expected in the next month.

Surface Water Utility

18th Ave NW Drainage Improvement

Phase: Construction

This project was constructed and completed in March 2008.

Boeing Creek Park Storm Water Project

Phase: Construction completed

The project started construction in June 2008 and was completed in December 2008. This joint Parks project included increasing capacity of the existing stormwater detention pond, created a trail around the facility and increased landscaping. The facility has been sized to accommodate increased flows from the PanTerra Pond project.

East Boeing Creek

Phase: Design and Construction

There are two phases to this project – improved conveyance and increased flood storage at Darnell Park, and improved conveyance on Midvale Ave N from N 178th to 175th Streets.

Construction on the first phase started in fall 2008 and will be completed in spring 2009. The conveyance improvements have been completed, and the work in Darnell Park has been suspended until spring, when weather and ground conditions are more suitable to excavation and planting in the park.

The second phase is at 90% design and will be advertised in the spring, with construction anticipated in early summer 2009.

N 167th and Whitman Drainage Improvements

Phase: Design

This project is nearing 100% design and the necessary easements have been secured. The project will alleviate flooding at the intersection, including a private property. The project is scheduled for construction in late spring or summer 2009.

Pan Terra Pond and Pump

Phase: Construction

Construction started in summer 2008 and is 90% complete. Work remaining is related to providing permanent power to the pump station. The pond and pump station improvements have been completed and the pump is operational, with the generator installed as part of the project. A conveyance line through residents' backyards in Happy Valley was also replaced as part of the project.

The electrical work on the project is expected to be completed in the next few months pending coordination and timing with Seattle City Light.

Ronald Bog South

Phase: Construction Complete

Construction on this project occurred in phases, with both phases being completed except for minor punch list items. Three new box culverts were installed along Thornton Creek adjacent to Corliss Place N to improve conveyance and remove barriers in the existing system. On Corliss Ave between N 171st and 172nd Streets, the existing 18-inch storm pipe was replaced with a new 18-inch pipe. Other minor drainage modifications were also made as part of this project to improve flow of stormwater into the existing conveyance system. This project also installed an early warning detection system at the bog and installation of a pump. These two items will enable the City to monitor the elevation of the bog and reduce flood damage south of the bog.

Thornton Creek Basin Plan

A comprehensive basin study was initiated in mid-2008 to better define the extent of flooding in the Thornton Creek Basin and more specifically the area immediately South of Ronald Bog. The Basin Plan includes a detailed flood plain within the basin, alternatives to alleviate flooding and funding strategies to implement any recommendations. The basin plan is anticipated to be completed in the next couple of months to enable inclusion of any recommendations into the 2010-2015 Capital Improvement Plan.

Conclusion

As expected, 2008 was a very active year for construction. Construction occurred on approximately ten projects, investing in the City's infrastructure. This will continue through 2009, with at least ten other projects in construction, including the next mile of Aurora and City Hall.

The economic downturn has been beneficial to the bid climate, as we experienced an increase in the number of bids submitted on projects, and bids were, in most cases,

significantly under engineer's estimate in 2008. We anticipate 2009 to continue to be a very competitive market for construction. There is uncertainty on if, or how, an economic stimulus package may influence the bid results. The City also continues to be engaged in opportunities to participate and/or receive funding from an economic stimulus package.

RECOMMENDATION

No action is required at this time on any projects. This report is for information only.