

CITY OF SHORELINE

**SHORELINE CITY COUNCIL
SUMMARY MINUTES OF BUSINESS MEETING**

Monday, November 24, 2008 - 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 "Diabetes Awareness Month"

Councilmember Eggen read the proclamation declaring the month of November 2008 as "Diabetes Awareness Month" in the City of Shoreline. Bob Lohmeyer, Executive Director of the Shoreline-Lake Forest Park Senior Center, accepted to proclamation and thanked the City for this acknowledgment. Councilmember Eggen commented that Type 2 diabetes is very treatable condition, but if untreated has very serious consequences. He outlined the symptoms.

(b) Proclamation of "Buy and Celebrate Local Day"

Mayor Ryu read the proclamation declaring November 28, 2008 as "Buy and Celebrate Local Day" in the City of Shoreline. Mark Mayuga, Economic Development Program Manager, accepted the proclamation and encouraged everyone to shop locally this holiday season.

3. CITY MANAGER'S REPORT

Bob Olander, City Manager, discussed the NE Cities Consortium, which is a group made up of 23 cities which includes the cities of Shoreline, Bellevue, Kirkland, Redmond and Seattle. This group initiated a search for a municipal jail site, he said, because King County will no longer be able to house the misdemeanor population in King County. He noted that a study was conducted over the past year and a half, which determined that the most cost effective solution would be to

build a municipal jail of 640 beds for the 23 cities. He highlighted where the six proposed sites were and said there will be a series of meetings over the next year for the public to weigh in and discuss them. He highlighted that there are a few websites for the public to review the information and comment. The first is at the NEC Municipal Jail website, www.necmunicipaljail.org. There is also a link on the City new website www.shorelinewa.gov, he said. He also noted that these meetings are scheduled on December 11 January 7 at Shoreline Community College (SCC). He stated that the Washington State Transportation Improvement Board (TIB) has awarded Shoreline \$5.5 Million for the Aurora Corridor Project from 185th to 192nd. He also stated that the City's Bond rating has been upgraded from A- to AA+ and noted that City Hall offices will be closed November 27 – 28 in observance of Thanksgiving.

4. REPORTS OF BOARDS AND COMMISSIONS

Councilmember Hansen stated that last Wednesday he attended the local hazardous waste committee meeting. He said they are looking for a new location for a hazardous waste collection site. He stated that they are delaying the decision and upgrading a temporary site at the Auburn SuperMall. He noted that there is a site in Shoreline. He said the good news is that the cuts from the King County budget don't affect them. He also added that the northend health clinic will not be cut this year. He announced that the City of Edmonds is proposing a fee schedule for EMS services and it is expected to rise by \$700,000 annually.

Councilmember Way said she attended the WRIA-8 meeting and there was discussion on surface water standards and salmon recovery.

Councilmember Eggen said there is some talk in the Municipal Solid Waste Advisory Committee for host city mitigation for cities with recycling centers. He said this is something the City should monitor and advocate.

5. GENERAL PUBLIC COMMENT

a) Ellen Sullivan, Shoreline, volunteer at the Senior Center, thanked the Council for its support of the Senior Center. She said they provide Senior Health Insurance Benefits Assistance (SHIBA), Senior Rights in the System, and consumer issues referrals on the first and third Thursdays every month.

b) Betty Evans, Senior Center volunteer, commented that there are several events and services available to seniors, including a distribution center for Meals on Wheels. She urged residents who wanted to assist the Senior Center to call for more information.

c) Dwight Gibb, Shoreline, Shoreline Citizens Coalition, said citizens should be invited to write community concepts and he is happy the Council has accepted this, along with the proposed schedule for drafts. He said the concepts should be perspectives and not individual pieces of information. He said it's time to shift from listening to synthesizing. He noted that the City staff will process the information, but these should be independent perspectives set along side the ideas of the City staff for comparisons. He urged that the citizen concepts go directly to the Council, not the City staff. He said the suggestion of a second town hall is good idea, but

something different should be done. He wanted to have the format moved to a real town hall meeting when citizens talk with each other.

d) John Chang, on behalf of the Shoreline Sister Cities Association (SSCA), stated that on October 18 they went to Shoreline's Sister City, Boryeong, Korea. He said they visited the high school, college, auto manufacturing companies, seaweed factories, and a number of different sites. He added that this is his sixth trip. He stated that at one time Korea was one of the ten poorest nations; now it is one of the ten richest. He said Korea has witnessed tremendous local and national change. He said Shoreline needs to be proactive and take advantage of economic opportunities to enhance the City's position. He hoped the Council and City staff can develop a proactive economic development plan. He said the SSCA feels they are serving the community, education, civic, and cultural needs so the City can benefit.

e) George Piano, Lake Forest Park, Chairman of the Coalition for the Preservation of Cedarbrook, stated that the Shoreline School Board has surplused the Cedarbrook School and has given the residents until August 2010 to come up with a plan to see what can be done to preserve it as a neighborhood park. He said the organization wants to work with Shoreline and Lake Forest Park to purchase or acquire the property. He gave a description of the property and said his organization has over 700 signatures of concerned citizens. He requested that the City allocate a small allowance towards a \$3,000 feasibility study for the acquisition of Cedarbrook.

Councilmember Eggen inquired if Mr. Piano has spoken to Lake Forest Park in a similar way. Mr. Piano replied that he did and he was asked by Don Fiene to wait until their budget discussions are over. He added that they heard there is growing, quiet support for some kind of joint action, and they are looking to conduct a community survey in Lake Forest Park.

6. APPROVAL OF THE AGENDA

Deputy Mayor Scott moved approval of the agenda. Councilmember Way seconded the motion, which carried 7-0 and the agenda was approved.

7. CONSENT CALENDAR

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

- (a) **Minutes of Study Session of September 15, 2008**
Minutes of Business Meeting of September 22, 2008
Minutes of Study Session of October 6, 2008

- (b) **Approval of expenses and payroll as of November 6, 2008 in the amount of \$2,853,364.98 as specified in the following detail:**

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
10/5/08-10/18/08	10/24/2008	26328- 26511	8190-8234	38193-38204	\$507,710.71
					<u>\$507,710.71</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
10/17/2008	37985	38007	\$428,138.56
10/17/2008	38008		\$2,432.75
10/20/2008	38009	38012	\$10,804.36
10/20/2008	38013		\$37,933.97
10/20/2008	38014	38038	\$60,243.80
10/21/2008	38039	38072	\$101,863.55
10/23/2008	38073	38092	\$335,622.46
10/23/2008	38093		\$200.00
10/23/2008	38094	38126	\$47,882.04
10/24/2008	38127		\$817.35
10/28/2008	38128	38129	\$2,057.72
10/28/2008	38130	38150	\$28,776.58
10/29/2008	38151	38178	\$893,534.80
10/30/2008	37621		(\$1,050.00)
10/30/2008	38179		\$1,050.00
10/30/2008	38180	38189	\$7,273.18
10/30/2008	38190	38192	\$26,709.51
11/6/2008	38205	38208	\$181,398.23
11/6/2008	37402		(\$3,106.50)
11/6/2008	38209	38233	\$183,071.91
			<u>\$2,345,654.27</u>

(c) **Ordinance No. 519, Amending the Solid Waste Regulations in the Shoreline Municipal Code Chapter 13.14**

(d) **Motion to Authorize the City Manager to Execute an Interlocal Joint Purchasing Agreement with the City of Vancouver**

(e) **Ordinance No. 530 Amending the 2008 Budget for Operating Funds**

(f) **Motion to Adopt the Comprehensive Garbage, Recyclables and Yard Debris Collection Contract Amendments with CleanScapes**

8. ACTION ITEM: PUBLIC HEARING

(a) **Continued public hearing to receive citizens' comments on the 2009 Property Tax Levy and Other Revenues**

There was no staff presentation given for this item.

Mayor Ryu called for public comment. There was no one wishing to provide public comment on this item.

Councilmember Hansen moved close the public hearing. Deputy Mayor Scott seconded the motion, which carried 7-0 and the public hearing was closed.

9. ACTION ITEMS: OTHER ORDINANCES, RESOLUTIONS, AND MOTIONS

(a) Ordinance No. 529, Adopting the 2009 Property Tax Levy

Debbie Tarry, Finance Director, provided a brief staff report.

Councilmember Hansen moved to adopt Ordinance No. 529, adopting the 2009 Property Tax Levy. Councilmember McGlashan seconded the motion.

Councilmember Eggen inquired if this would adopt an additional \$.21 per \$1,000 levy.

Ms. Tarry replied that it would not; it was a part of the bonds that were passed by voters in 2006. The residents said they would pass a special levy each year, and 2009 will be the third year in this fifteen year levy period.

Councilmember Hansen commented that state law allows the City to increase the levy amount by the implicit price inflator (IPI), or 1%, so the IPI is around 3.5 to 4%. Therefore, the City is raising the property tax by 1%. He noted, however, that that 1% increase doesn't cover the inflationary cost of running the City.

A vote was taken on Ordinance No. 529 adopting the 2009 Property Tax Levy, which carried 7-0.

(b) Ordinance No. 528, Adopting the Annual Budget for the City of Shoreline for the Year 2009

Ms. Tarry noted that the 2009 budget is over \$104 Million with 62% in capital and the rest is in the surface water utility or operations budgets.

Mayor Ryu called for public comment. There was no one wishing to provide public comment on this item.

Councilmember McGlashan moved to adopt of Ordinance No. 528, adopting the Annual Budget for the City of Shoreline for the Year 2009. Councilmember Hansen seconded the motion.

Councilmember McGlashan felt that the City staff and policies have kept the City in line. He noted that the budget is balanced.

Councilmember Hansen stated that he has seen these cycles before. He said he is concerned about the size of the budget and the current economic condition. He believed the condition is going to change and that the City has recovered from every bear market in the past. He said even though some items concern him, he fully supports the ordinance.

Councilmember Eggen said he made a point of speaking to people at the National League of Cities (NLC) conference about budgets. He said this is a project-oriented budget and there are goals and achievements associated with the numbers. He noted that there are some items that concern him and the City has some issues coming up, but thinks the budget is good for this year. He added that a lot of citizens have made comments to him about Cedarbrook and he would be interested in identifying options for Cedarbrook School.

Councilmember McGlashan asked how the Aurora funds that have been awarded relate to this budget. Ms. Tarry replied that it would become part of the capital budget and the City is still looking for several million in grants as the project is still \$35-40 million short on funds.

Councilmember Way said she has been considering where a small budgetary adjustment could be made in the Council travel budget. She said the Council increased this item by \$4,700, plus \$500 for registrations to a total of \$36,500. She added that she calculated the City staff travel to be at \$152,789. She said King County and the State are slashing their travel budgets. Additionally, she said she is interested in the Cedarbrook issue and a feasibility study that looks at our facilities revenues. She added that another area to look at is landmarks. She stated that she drafted a motion regarding the creation of a cultural and historic landmark commission.

Mr. Olander stated it may be the time to form our own landmark commission because the City currently contracts with King County. However, he suggested the City not rush to any conclusion, but it is worthwhile to consider. He suggested there be a voluntary board, but to schedule this for the 1st quarter of 2009.

Councilmember Eggen inquired if \$5,000 would be required to form a cultural and historic landmark commission. Mr. Olander replied that potential workload, the reallocation of City staff from existing work, and priority shifting would have to be researched. He said he felt there wouldn't be a need to hire anymore City staff. He added that this is something that can be looked at during a Council study session.

There was Council consensus to consider the creation of a Cultural and Historic Landmark Commission on a future agenda.

Mr. Olander commented that he was impressed by the Sunset model that rewards those kinds of efforts with matching funds. He noted that \$10,000, which could go part to Sunset and part to Cedarbrook, would go a long way. He added that there is some flexibility and the City is expecting police costs and health benefit costs to be lower. He added that it is important to encourage and reward citizen efforts.

Councilmember Eggen stated that anything the City does with Cedarbrook should be done through a cooperative effort with Lake Forest Park. Mr. Olander added that the City needs a more definitive proposal from Cedarbrook.

Councilmember Way said this is very encouraging. However, she still wanted to suggest decreasing the \$5,000 increase in Council travel budget as a sign of the Council's willingness to make a sacrifice.

Mr. Olander commented that the Council had reduced their budget in previous years and the City staff proposed this increase. He noted that as Councilmembers of the City of Shoreline, they serve as the board of directors for a \$104 million organization, and training opportunities are needed. He considered Council education a worthwhile investment.

Councilmember McGlashan commented that he doesn't charge the City for regional meetings he attends. He noted that the Council as a whole should decide who will volunteer for committee work.

Mayor Ryu commented that as long as Councilmembers have their own guidelines they can find less expensive ways to attend meetings. She said the Council should be willing to strategize on how to get the best investment on the taxpayer's money. She said it isn't fair for some to use up a lot of the travel budget. She noted that it is imperative to determine the investment return to the City.

Deputy Mayor Scott suggested adding this as a study item at an upcoming Council meeting.

Councilmember Way moved to allocate \$10,000 for Cedarbrook and Sunset in the 2009 budget. Councilmember Eggen seconded the motion.

Ms. Tarry commented that health costs are lower and \$10,000 can be shifted for those studies. She said once the total amount that the health and police expenses are known the funds can be moved to contingencies and the department can track the revenue streams.

Mr. Olander highlighted that \$10,000 is a minor amount that can be absorbed, but if other costs go down significantly, that money needs to be saved.

Councilmember McGlashan suggested allocating \$5,000 to Cedarbrook and contacting Lake Forest Park for the other \$5,000.

Mr. Olander said his expectation is that that Lake Forest Park would match the City's \$5,000. He said there should be a proviso that Lake Forest Park participates.

Councilmember Way highlighted that Sunset is not talking about buying the property.

Councilmember Hansen said he doesn't feel comfortable adding in \$10,000 and moving funds around in the General Fund. He felt this should be handled by a budget amendment when we

have more information on the topic. He said there hasn't been any study on this. He recommended that the Council waits. He said he has no objections to City staff allocating money from contingency funds if it is important enough. However, this is something that the Council would normally take up later on. The Council can handle this with a budget amendment in due course.

Councilmember Way said she felt it is timely because the Council is deciding on the budget.

Councilmember McGlashan agreed with Councilmember Hansen and said the budget can be amended at any time. He added that Cedarbrook has been given until 2010 and this can be amended later. He felt this item should be postponed for a study session.

Councilmember Eggen commented that the Cedarbrook School is identified as surplus, but Sunset is not. He said there is some difference between the facilities and if there is any opportunity to have some say in the future of Cedarbrook, the City needs to be willing to commit a small amount of funds early in the process.

Mr. Olander said the Sunset group is coming in December to ask for a \$5,000 mini-grant; Cedarbrook could also come and ask for some funds for their proposal. He noted that the \$5,000 would come out of the mini-grant allocations for 2008, and Cedarbrook could apply for the 2009 mini-grant.

Mayor Ryu appreciated the overall concern for Cedarbrook and Sunset. She highlighted that the City isn't funding all of this. She said she would appreciate increasing the mini-grant funding by \$5,000 for next year. Mr. Olander suggested the Council wait and see what happens in 2009.

Councilmember Way supported raising the neighborhood mini-grants by \$5,000 each. Councilmember McGlashan highlighted that they could go after environmental mini-grants too. Councilmember Way noted that Cedarbrook will be a long-term feasibility study. Mr. Olander suggested Councilmember Way withdraw her motion and the City staff can handle it through the mini-grant program. Councilmember Way stated that this is dependent on groups applying for grants. **Councilmember Way withdrew her motion.**

A vote was taken on the motion to adopt Ordinance No. 528, adopting the Annual Budget for the City of Shoreline for the Year 2009, which carried 7-0.

RECESS

At 9:10 p.m., Mayor Ryu called for a five minute recess. The Council meeting reconvened at 9:15 p.m.

10. NEW BUSINESS

- (a) Ordinance No. 524, Approving a Site-Specific Rezone from R-12 to Community Business (CB) for property located at 753 N 185th Street

Joe Tovar, Planning and Development Services Director introduced Steve Szafran, Project Planner.

Mr. Szafran presented the Planning Commission recommendation for this proposal and described the proposal. He reviewed the Planning Commission findings and zoning criteria.

Councilmember Hansen moved to adopt Ordinance No. 524 approving a site-specific rezone from R-12 to Community Business (CB) for property located at 753 N 185th Street. Councilmember Eggen seconded the motion.

Councilmember Hansen stated that Fred Meyer is RB and RB surrounds it. He felt these people applied for the wrong zoning and that they should have applied for RB. He thought that the five criteria standards for CB were met, and there may be a future opportunity to revisit that. He supported the ordinance as written.

Mayor Ryu inquired if the size of the lot is any smaller or bigger than other rezones the Council has done. Mr. Szafran replied that they are about the same. Mayor Ryu agreed with Councilmember Hansen and also felt it should be zoned RB.

Councilmember Eggen commented that RB may make more sense, but it is designated as CB land use and happens to think RB zoning in CB land use short-circuits the comprehensive planning process. He added that he is not happy that the Council is in the position of bypassing the Comprehensive Plan (CP) again. He added that CB land use can translate into RB zoning which means the CP zone designation is circumvented. He looks forward to regularizing this in the future and asked what is CB and RB land use.

Mr. Szafran confirmed for Mayor Ryu that the map on page 144 was up-to-date.

Councilmember McGlashan agreed with Mayor Ryu and Councilmember Hansen. He said RB is reasonable at this location. He supported the motion on the table.

Councilmember Way inquired if there is any documentation as to why this is R-12 now. She said it is an odd situation and is wondering why it was zoned R-12 in King County. She guessed that when it was built it probably wasn't R-12. She noted that the record talks about it being a historic landmark and she is confused about how to handle buildings that are threatened. She said there is testimony on page 161 about preserving the building. She added that it is nice to know that there will be a review. Mr. Szafran highlighted that if it is found to be historic, King County will designate it.

Councilmember Way asked if they have to submit a historic review or report prior to moving forward with this proposal. Mr. Szafran replied that when an applicant submits an application, the City contacts King County Historic Preservation and informs them of the property being in the rezone stage. Mr. Szafran confirmed that the public could comment on SEPA at that time.

Mr. Olander added that mitigation or conditions could be added. He pointed out that the record states that the King County historic officer might recommend a range of options to photograph and document the building, including putting the building up for auction or to be relocated.

Councilmember Way stated there is a lot of mention in the record about historical issues. Mr. Olander pointed out that under the current zoning they could build R-12 then move through the SEPA process anyway.

Councilmember Way commented that oftentimes the Planning Commission and City staff discuss rezones on a particular site, but none is relevant to the decision.

Mr. Tovar commented that people can say anything, but the Planning Commission has to base their conclusions on findings that are relevant.

Councilmember Way said there are CP issues in the findings. She highlighted page 136, numbers 16 through 21. She said there are six policies highlighted on this page which are inconsistent with the CP. Councilmember McGlashan pointed out that the language says it may be inconsistent with the CP.

Mayor Ryu commented that multiple projects will impact this corner. She wanted to know if there is a way to ensure that most traffic goes onto 185th and not onto Linden. Mr. Szafran replied that Linden south is a collector and is anticipated to handle more traffic. Mr. Olander highlighted that once the City reviews what's going on there, it might trigger a traffic study.

Councilmember Way wanted to know if there was any information about sidewalks. Mr. Szafran explained that they will have to install sidewalks on their frontage. Councilmember Way discussed the total number of trips per day on this site. She said it would be 266 generated by the office there. Mr. Szafran communicated that more infrastructure brings more density.

Councilmember McConnell stated that the City has a lot of improvements coming concerning traffic and infrastructure. She supported this ordinance because of all the things other Councilmembers have addressed.

Deputy Mayor Scott supported this request and said it is consistent with the CP. He noted it is currently zoned R-12. He said someone could knock down the building and build something else. Concerning historic landmark status, he said, even if it was a historic landmark any property owner can redevelop it and preserve the structure or portions thereof. He added that it was nice to see the Commission pointed out possible inconsistencies. He said on page 135, there were 13 items they said are consistent with the CP. He pointed out that traffic is always a concern and the hope is with the Aurora Avenue improvements the City can get people out of their cars and walk or ride transit.

Councilmember Eggen agreed with Deputy Mayor Scott that the zoning and land use are consistent with the CP. He supported the request. He noted that both the neighborhood meetings were on Sunday at 9:00 a.m. and it may discriminate against church-goers. He asked if the City had any policy concerning meeting times.

Mr. Tovar replied there are no requirements, but if there needs to be the City should put them in the code.

Mayor Ryu referred to a comment from an applicant that was on page 161. She said there was spirited discussion about saving the building. She asked if the City staff knew whether the effort is still going on. Mr. Szafran commented that the City is aware of an ongoing effort.

Mayor Ryu stated that there have been other properties that were approved for RB upzoning. She felt that RB was appropriate, but it isn't on the table at this time. She asked if there is a possibility for them to come back and apply for RB. Mr. Szafran replied that they asked for CB.

Mr. Tovar commented that the Commission is aware that Town Center is on the work plan and there are all kinds of things the Commission, Council, and community will look at again and it will very likely include this property.

Councilmember McGlashan pointed out that there is a lower class street to the north, but what was rezoned there is next to telephone switching system and a bank. He felt this isn't going up to RB at this point and felt that CB is adequate.

Deputy Mayor Scott said that as the City looks to the Aurora improvements, this corner is making the appropriate changes and hopefully it will become a place for people to shop and use transit. He supported the motion.

Councilmember Way said she cannot support it. She said she has too many reservations. She felt that the location is unsettled. She added that there are ever-changing options, including the Town Center, and the other problems she has outlined.

Councilmember McConnell moved the previous question. Councilmember Hansen seconded the motion, which failed 4-3, with Mayor Ryu and Councilmembers Eggen and Way dissenting.

A vote was taken on the motion to adopt Ordinance No. 524, approving a site-specific rezone from R-12 to Community Business (CB) for property located at 753 N 185th Street, which carried 5-1, with Councilmember Way dissenting and Mayor Ryu abstaining.

11. ADJOURNMENT

At 9:54 p.m. Mayor Ryu declared the meeting adjourned.

Scott Passey, City Clerk

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