

CITY OF SHORELINE

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

Monday, January 26, 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.

At 7:32 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 encouraged residents to get their comments on jail site scoping in. He said the City is looking for candidates for appointment to a Human Services Task Force and applications are on the City's website.

4. REPORTS OF BOARDS AND COMMISSIONS

Councilmember McGlashan said he attended the Lake Forest Park Hearing Examiner Critical Use Permit appeal hearing for the Burke Gilman Trail. He said it never goes to Council for the permit and the examiner issues the permit with all conditions. He expressed interest in Shoreline having a connection between the Burke Gilman and Interurban trails.

5. GENERAL PUBLIC COMMENT

a) Mark Davenhall, Mountlake Terrace, said he is a realtor and resides five blocks from the proposed jail site. He said it will impact Mountlake Terrace and he setup a website, www.jail98155.com. He said his main concern is the safety of families in the neighborhood because of its proximity to the residential district. He said there was no effort to inform the residents of Mountlake Terrace and is wondering if there are plans to mitigate the impact on his

neighborhood, such as traffic on 244th, the tax burden, and police services. He said he is concerned about a loss in the tax base.

b) Shari Tracey, Shoreline, encouraged the Council to approve the off-leash dog area sites. As a member of the Parks, Recreation and Cultural Services (PRCS) Board and Shoredog, she said the Off-Leash Dog Advisory Committee presented detailed presentations, information, research, and is dedicated to cause and process in the best interest of Shoreline citizens. She said the presentations were given in June and October to standing room only crowds with a lack of Councilmembers in the audiences. The Council has been provided answers by Dick Deal and consultants and has been approved by the PRCS Board, she said. She urged the Council to trust the recommendations of the Citizen Advisory Committee and the PRCS Board.

Mr. Olander stated that the City staff will look at the traffic impacts in the Environmental Impact Statement (EIS) for all jail sites and the EIS process will identify and answer those concerns.

Councilmember Way asked Mr. Olander to respond to the question about Mountlake Terrace bearing impacts. Mr. Olander replied that all surrounding cities were notified as soon as the site was identified. He noted that the City also sent all additional information to Lake Forest Park, Edmonds, and Lynnwood. He noted that they have concerns and issues, but this is the beginning of the process and the analysis is just beginning.

Mayor Ryu asked if people in other cities are allowed to be parties of record. Mr. Olander commented that they are encouraged to do so as long as the EIS objectively identifies them.

Councilmember Hansen questioned if Brier was notified. Mr. Olander replied that they weren't.

Councilmember McGlashan said he has heard from residents in Richmond Beach and Westminster Triangle and they feel it is the Ballinger Neighborhood's problem to deal with. He noted that everyone in the City should be expressing their feelings and comments about this.

Mr. Olander explained that right now the comments will be used to determine what should be studied in the EIS, then six to eight months later the draft EIS will be published so people can address its adequacy. He noted that technical comments shouldn't be submitted at this stage.

Councilmember Way suggested that residents ensure they get every issue they think is important into the scoping process.

Mr. Olander said five cities entered into the interlocal agreement and there is an obligation to be fair and objective. He warned the Council not to prejudge the process, and that fairness to the other communities is critical because they can appeal if they feel the process is unfair.

Mayor Ryu confirmed with Mr. Olander that Mountlake Terrace and Lynnwood aren't bound by this agreement.

6. APPROVAL OF THE AGENDA

Councilmember McGlashan moved approval of the agenda. Councilmember Hansen seconded the motion, which carried 7-0 and the agenda was approved.

7. CONSENT CALENDAR

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

- (a) Minutes of Special Meeting of November 3, 2008
Minutes of Town Hall Visioning Meeting #2, January 8, 2009**
- (b) Approval of expenses and payroll as of January 8, 2009 in the amount of \$2,559,669.90 as specified in the following detail:**

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
		27261-			
1214/08-12/27/08	1/2/2009	27443	8407-8440	38867-38879	\$463,535.86
					<u>\$463,535.86</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
1/5/2009	38772		\$744.00
1/5/2009	38773	38782	\$535,979.00
1/5/2009	38783	38800	\$64,616.58
1/6/2009	38801	38816	\$1,352,621.64
1/6/2009	38817	38837	\$21,251.04
1/7/2009	38838	38855	\$118,101.30
1/8/2009	38856	38866	\$2,820.48
			<u>\$2,096,134.04</u>

- (c) Ordinance No. 531, Replacing the Surface Water Management Code and amending Property Development Standards for Surface Water in the Development Code; and amending Chapters 13.10, 20.60 and 20.70 and Sections 20.20.010-.060, 20.30.040-.290, 20.30.740, 20.40.140, 20.50.020-.340 and 20.90.040 of the Shoreline Municipal Code.**

- (d) Motion to Authorize the City Manager to Execute the Purchase and Sale Agreement for property located at 18427 Aurora Avenue North**

8. NEW BUSINESS

(a) 2008 December Snow Storm Review

Mark Relph, Public Works Director, and Jesus Sanchez, Public Works Operations Manager, provided a staff report on the December 2008 snow storm and its impact on the City of Shoreline. He noted the difference between snow removal and ice removal, clarifying that the City doesn't have the equipment to deal with ice removal.

Mr. Sanchez described the scope and of the snow storm and commented on its unusual characteristics. He noted that on December 14 between two and three inches fell which was a typical storm. However, then it froze and there was consistent freezing weather for 14 straight days and then even more snowfall. He noted that the plows have rubber tips so they don't remove the ice. He commented on the many equipment failures and the fact that the weather prevented the repairmen from fixing the equipment. He highlighted the fact that there weren't any vehicle accidents or injuries with the City's drivers. He said this storm event taxed the skills and abilities of the City and there were lots of calls. However, the overall response was well-coordinated. He pointed out that the trucks followed the City's priority, primary, and secondary routes and it takes about 12 hours to clear the roads during a normal event. Additionally, doing all residential routes takes 13 hours; the entire City can be done in 26 hours.

Mr. Relph added that the residential areas got plowed twice because primary routes were the first responsibility. He said the City plowed the routes almost every day for a total of 28 times and King County wasn't an option for help. Additionally, the Washington Department of Transportation (WSDOT) was busy. He said the City's resources became scarce and employees were exhausted. He reviewed lessons learned and concluded that salt and de-icing solutions help melt ice. He felt the City should consider de-icers and pre-wetting the salt, as salt is useless at very low temperatures. However, he advised that salt be used sparingly. The City has limited trucks and storage, but there are opportunities for partnering with others. He also said the City can spray de-icers on pavement in advance, but we don't have the equipment. He said the biggest challenge is trying to predict when the ground will freeze.

Mr. Relph responded to Council questions. He explained that magnesium chloride is effective, but calcium chloride is less caustic. He said there are some alternatives to provide a limited level of service. As far as replacing equipment, Mr. Relph highlighted that all trucks should be equipped with hydraulics so they can be fitted with plows. He said private contracting can work, but it can be problematic and present a liability. He suggested that the City formally update the snow and ice removal policy. He noted that setting up the responsibilities between Public Works, Customer Response Team, and the PRCS departments should be done. He felt the priority routes should be reviewed and updated. He also felt there should be some detailed responsibilities of private property owners communicated throughout the City.

Mr. Olander noted that the City doesn't have dedicated snow plows, just two large dump trucks that are set up for plowing during the winter. He said the City isn't advocating buying lots more

equipment, but to use the equipment better by adding a de-icing capability. Advanced planning and coordination will also help the City meet the challenge, he said.

Mayor Ryu called for public comment.

a) Mary Weaver, Shoreline, commented on the daily temperatures in December. She said salt is very effective. Metro 358 was cut down to one bus, she said. She noted that the City was down to two plows due to equipment failures and felt that sand use is worse than salt.

b) Richard Johnson, Shoreline, commented on the efforts of City employee, Kim Lehmberg, who he saw drive the five-ton truck. He said he has never seen a person so exhausted and strained, yet she did her job in very professional manner. He said he read the *Seattle-Times* article, but is confused that the City deals with more ice than snow. He said he saw the opposite.

c) Rich Gustafson, Shoreline, thanked the City staff who performed with a limited amount of equipment. He said the Public Works Operations Manager, Mr. Sanchez did a great job driving the snow plows too. He complimented the entire City staff.

Councilmember McGlashan communicated that this was a regional problem and thanked the City staff for all their work.

Councilmember Way asked about the financial impact and what would the normal expenditure be compared to what the City spent. Mr. Sanchez replied that the department usually spends about \$9,000 to \$10,000 a year for overtime, but in this case the City spent over three times this amount.

Councilmember Way asked that they consider a contingency and possibly utilizing the PRCS Department for some areas. Mr. Relph communicated that PRCS maintained a couple of parking lots and their crews did work on snow removal. Mr. Olander responded that cross training and the need for commercial driver's license holders has been identified, too.

Councilmember Way asked if there was any cross training planned with other agencies like the school district. Mr. Sanchez commented that the Ronald Wastewater District has a plow and Shoreline Community College (SCC) called on the City to plow Innis Arden Way. He added that CRISTA Ministries does its own contracting.

Councilmember Way asked if the wastewater district could help the City. Mr. Relph replied that he would rather have the City manage plowing internally due to liability issues.

Councilmember Way asked if there is a possibly to get private contractors when needed. Mr. Sanchez replied that if our crews damage anything it has to be documented and private companies don't go through that rigor. Mr. Olander added that the private sector needs to utilize those private contractors during such storm events.

Councilmember Hansen thanked the City staff for the great work. He noted that the video cameras at St. Luke's and CRISTA showed several families clearing Meridian Avenue, and they

worked to exhaustion. He added that the snow removal equipment at Aurora Rents was all booked and the event impacted everyone. He recalled other storm events and cold snaps, but said this one was unusual. He said there have been winters where there hardly was a freeze, so he warned against gearing up too much. He commended the City staff for the job they did and added that ice damages roads.

Councilmember Eggen thanked the City staff. He expressed concern about the fact that there are many older citizens who found themselves trapped by this storm and can't take care of their own property. He felt the City should advertise the possibility of storms in *Currents* to help people prepare. He noted that the Fire Department does disaster preparedness plans and said they should include snowed-in scenarios. He urged residents to help each other in times like this.

Deputy Mayor Scott concurred with Councilmembers Hansen and Eggen. He communicated that the City should learn from this event, but urged the Council not to spend a whole lot of resources in a tight fiscal situation. At times like this, he explained, it is good to get to know neighbors and help one another. He urged the Council to be careful how funds are spent for 30-year storms.

Mayor Ryu felt the City should update the snow and ice removal plans to be prepared. She said everyone can't call 911 and expect the Fire Department to respond. She said she has a chlorides concern and wonders about the cost/benefit of using de-icers. She suggested having a balance between economic impacts of stranded people and businesses with the cost of clearing all of the City streets. She favored having a study done concerning the proposals made.

Councilmember Hansen announced that this district had the best on-time and accident record of any of the Metro districts.

Mayor Ryu stated that President Obama will be sharing his serve list with cities. She said she would like to have a volunteer coordinator.

RECESS

At 9:04 p.m., Mayor Ryu called for a five minute break. The meeting reconvened at 9:09 p.m.

- (b) Motion to Approve Areas within Shoreview Park and Richmond Beach Saltwater Park as Pilot Sites for Off-Leash Dog Area Use

Dick Deal, Parks, Recreation and Cultural Services (PRCS) Director, and Maureen Colaizzi, PRCS Planner, provided the staff report and the recommendation to approve two sites in Shoreline as off-leash dog pilot areas. They presented a slideshow of the proposed sites and provided an overview of the characteristics of each site. The slide show featured a discussion and highlighted the location of temporary fencing, signage, and the dog waste stations.

Mr. Olander said he hoped the Council had a chance to review staff responses sent over the weekend.

Mayor Ryu called for public comment.

a) Bill Meyers, Shoreline, supported the concept of off-leash dog parks and felt Shoreview would be a great area. However, he has concerns about Richmond Beach Saltwater Park (RBSWP) because the dog park would take up 20% of the beach. Additionally, he said there is no fence between the off-leash area and regular use and the site should be rejected. He urged the Council to consider a barrier. He stated that a Center for Disease Control (CDC) study showed that 25 dog breeds have been involved in dog-bite related fatalities. He said that Washington's dog bite rate is higher than California and New York. He said Edmonds and Mercer Island have beachfront parks and both have fences and/or natural barriers. He urged the Council not to take a Shoreline Park away from its residents.

b) Mina Williams, Shoreline, said there is a need for off-leash areas in Shoreline because there are 12,000 licensed dogs in the City, and having a dog park is a part of the City's vision. She said that dog owners are a substantial group of parks users. She felt the Council should apply a strategic approach to this rather than an incremental approach. She urged the Council to test these sites under actual usage.

c) Erika Seather, Co-Chair, Off-Leash Dog Area Study Group (OLDA) commented that the dog park in Edmonds gets many visitors per day, but it is very clean there. She said the park in Edmonds is mostly fenced, but the beach is not separated from the people's beach. She communicated that Marymoor gets 700,000 users per year and no one besides the users clean up. She encouraged the Council to experiment with the "timed usage" strategy.

d) LaNita Wacker, Shoreline, commented that she was a member of the Parks Bond committee and one of the items listed was an off-leash dog park. She noted that Shoreview Park doesn't impact anyone else. The Richmond Beach site fascinates her and said it is "where a dog and a boy can play together." She said the barricade is the least of the problems and this is a magical opportunity to provide a water-based off-leash park for the residents of Shoreline. She said the dog owners will be responsible for cleanliness, and she encouraged the Council to adopt these two parks. She said the committee worked very hard on this and the voters requested it.

e) Boni Biery, Shoreline, commented that Shoreview Park is a great place for an off-leash park. She said it is connected to Boeing Creek Park, where the off-leash laws are heavily ignored by dog owners and dogs play in the salmon stream and harass the water fowl. She urged the Council to make sure the dog park is not the backdoor entrance to Boeing Creek. She added that RBSWP is more problematic, as worm larvae left behind by dogs can come in contact to those barefoot walkers on the beach. She commended ShoreDog, but said it only takes a small percentage to spoil the opportunity for many. She said it is important to make the distinction between real and perceived safety and would hate to see people avoid the park.

Councilmember McGlashan moved to approve areas within Shoreview Park and Richmond Beach Saltwater Park as Pilot Sites for Off-Leash Dog Area use.
Councilmember Hansen seconded the motion.

Councilmember McGlashan said it is a great idea to have both areas used as off-leash areas. He asked why the Richmond Beach site didn't span from the southern border to the end. Ms. Colaizzi said the northern and southern border of the park is private property owned by BNSF.

Councilmember McGlashan said he is disappointed that the City didn't obtain any property on the east side of the City for the pilot program. He said it would be nice to temporarily close a park if it gets worn down so it has time to heal. He said he would like to see two to three parks being used. He said the area north of Boeing Creek Park at 6th and 170th could be used for a dog park, as could the site under the power lines on 180th. He felt that there is still work to be done and he hoped ShoreDog volunteers at the sites.

Councilmember Hansen supported the motion. He said Mr. Meyers made good comments and that there is no barricade between the dog beach and public beach at the Edmonds dog park. He said Mr. Meyers' question of dog attacks is well taken and said he can relate to it. However, he said he took his dog to the Edmonds park a week ago and was very protective, but he said he was amazed at how well-behaved the dogs were. The stewardship, he said, is the reason why the dog parks are kept in such great shape. He felt he is less likely to run into a bad dog incident at a dog park.

Councilmember Eggen stated that he supported both the parks bond and dog park proposal when it originally was voted on. He said he has a couple of questions and clarifications. He noted that Boni Biery submitted a letter about signage in Boeing Creek Park to minimize off leash dogs there, and an e-mail from Mr. Meyers concerning bites and liability. He noted that the City Attorney put his concerns at ease about liability and concluded that having a dog park where the dogs aren't confined doesn't place the City in any special liability. He asked if there would be a survey and report of the Richmond Beach site at the end of the first season.

Mr. Deal replied that the City's goal is to monitor the sites closely and work with ShoreDog. He added that anyone is welcome to help out and maintain the site. He noted that the City staff will keep the PRCS Board and Council apprised of the progress.

Councilmember Eggen commented that he also was surprised at how clean other dog parks were and how well-behaved the dogs were.

Mayor Ryu mentioned the surveys and asked if there were any possibilities of parasites in dog waste and if bacteria could be found with testing.

Mr. Olander noted that if it was present it would be hard to differentiate the origin, as most infections come from home sites and backyards. Public sites have much less incidence of this. He said it would be very difficult to differentiate where it was picked up and transmitted.

Mayor Ryu discussed an e-mail she received on Friday and asked if this is something the consultant and the City staff will stand behind. Ms. Colaizzi replied that there could be a space of time between dog park use and public use, if the need arose to allow any bacteria to dissipate.

Mr. Olander added that the City could fence it off and conduct a thorough beach cleanup if necessary.

Councilmember Eggen said it would be tough to check the sand for pathogens. Mr. Deal also added that it would be tough to single out the dogs when birds are there too.

Deputy Mayor Scott supported the off-leash dog park. He added that the off-leash dog park promise can be met without having a dog park at RBSWP. He said there are other solutions, but this is a trial and it may be worth the trial. He said he wants to see some tight and rigorous evaluations and wanted to see more investigation done on this.

Councilmember McConnell supported both sites as pilot sites. She said the Richmond Beach site would be used during a period of very limited use, but was concerned about the tides in the north fenced area. She said the tides go in and out rapidly there. She added that she looks forward to hearing more about an eastside park. She stated that over 300 people offered comments and an off-leash dog park creates a more natural environment for dogs. She added that the aggression people fear is unfounded. Additionally, she said animal waste in RBSWP is not an issue in that report. She noted that the waste breakdown is thorough and quick. She added that the size of the dogs doesn't matter; the real issue is the temperament of the dog. She felt that off-leash sites in Shoreline are way overdue, and they will likely reduce the number of off-leash violations in the City.

Councilmember Eggen said he still has some limited concerns about the sandy site, but this is a pilot program. He said there are some other successful off-leash areas and this seems worth testing for a year.

MEETING EXTENSION

At 10:00 p.m., Councilmember Hansen moved to extend the meeting until 10:30 p.m. Councilmember McConnell seconded the motion, which carried 7-0.

Councilmember Way moved to divide the question on the dog park motion. Mayor Ryu seconded the motion, which carried 4-3, with Councilmember Hansen, Councilmember McGlashan, and Councilmember McConnell dissenting.

Councilmember Way moved to approve areas within Shoreview Park as a Pilot Site for Off-Leash Dog Area use. Mayor Ryu seconded the motion. Councilmember Way commented that Shoreview Park is an excellent site for the west side of town and has good access from both two sides. She agreed that fencing is a good idea.

Councilmember Hansen called the question. Councilmember McGlashan seconded the motion, which carried 7-0. A vote was taken on the motion to approve areas within Shoreview Park as a Pilot Site for Off-Leash Dog Area use, which carried 7-0.

Councilmember Way moved to approve areas within Richmond Beach Saltwater Park as a Pilot Site for Off-Leash Dog Area use. Mayor Ryu seconded the motion.

Councilmember McGlashan provided work experience and information on breeding and kennels. He stated that there is more of a chance of spreading disease from mouse droppings or bird feeders. He noted that dogs love to swim, however, many of them can't handle salt water so there will be only a limited number of them that will be in the water. He added that there is almost no breed that decides to bite people. He suggested having the timeframe for the park from November to April. He discussed the dog waste stations and said there are many more arguments in favor of this site than against it.

Mayor Ryu appreciated the Bond Advisory Committee. She said there is a tremendous amount of volunteer work going on and is hopeful that there are funds left over for a site on the east side. She appreciated Councilmember McGlashan's comments and said the study shows that a parasite risk is low, but she said there will be a much higher concentration on this beach than that of a normal recreational beach. She said it looks like the City isn't monitoring any parasitic levels at this beach. She said she wants this to succeed for all the reasons people have argued. She said she has some environmental concerns. She urged dog owners to have their pets relieve themselves before they get on the sandy beach or on the north end of the site.

Councilmember Way said she spoke to four people while visiting the beach and all of them thought it would be a terrible idea. She noted that people use that beach for all different kinds of reasons. There is an access and fairness issue, she noted. She said she read about parasite problems years ago and found lots of websites that discuss the issue. She made reference to the CDC report.

Ms. Colaizzi commented that those have been considered and the City isn't recommending children under 14 to be in off-leash areas and are already incorporating other suggestions, such as the "shy dogs" issue. There will be signs with rules posted, which will include the issues Councilmember Way addressed.

Mayor Ryu asked for signage that highlights that the area is being used as an off-leash dog park test site. Mr. Deal stated that there are dogs that are off-leash at RBSWP now and they can put signage at the site now because it occurs in every park in the community. Mayor Ryu asked how the rules will be enforced. Mr. Deal replied that they can't really be enforced, but he will try his best to make it succeed.

Mayor Ryu commented that she has been a licensed insurance agent for 25 years and if there is occasional dog bite the liability goes to the dog owner and their personal liability covers them. She encouraged dog owners to make sure they are current on their homeowners insurance.

Ms. Colaizzi communicated that the only requirement in the City is that the dog be licensed with King County and that they be de-wormed.

Councilmember Way respected everyone who has worked on this and the passionate pet owners. She said she has lingering concerns about using Richmond Beach as an off-leash dog park. She said she has had family members bitten by dogs and this is putting people at risk. She felt that there is a fairness issue.

Councilmember Hansen called the question. Councilmember McGlashan seconded the motion, which failed 3-3, with Mayor Ryu, Councilmember Way, and Deputy Mayor Scott dissenting and Councilmember Eggen abstaining.

A vote was taken on the motion to approve areas within Richmond Beach Saltwater Park as a Pilot Site for Off-Leash Dog Area use, which carried 5-2, with Mayor Ryu and Councilmember Way dissenting.

9. ADJOURNMENT

At 10:28 p.m., Mayor Ryu declared the meeting adjourned.

Scott Passey, City Clerk

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