

CITY OF SHORELINE

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

Monday, July 13, 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 Parks, Recreation and Cultural Services Month

Mayor Ryu read the proclamation declaring the month of July as Parks, Recreation, and Cultural Services Month. Peggy O'Toole-Weber and members of her Irish dance class accepted the proclamation and thanked the City for this recognition.

3. CITY MANAGER'S REPORT

Bob Olander, City Manager, provided reports and updates on various City meetings, projects, and events.

4. REPORTS OF BOARDS AND COMMISSIONS

Councilmember Way reported on her attendance at the Lake Ballinger Forum workshop and commented on the OTAK plan which emphasizes flood reduction, water quality, and habitat.

Councilmember Eggen reported on his attendance at the Regional Policy Committee meeting. He stated that the Howard Hansen dam, which protects against flooding in South Seattle, has been found to have a significant flaw. He noted that the flow was reduced and some flooding could be expected in the area within three years. He said the

entire infrastructure needs major work. He then commented the Suburban Cities Association (SCA) Public Issues Committee meeting and the King Conservation District proposal to change their reimbursement policies. This, he noted, would impact our ability to build water quality projects.

Councilmember Hansen discussed the King Conservation District assessment and stated that the cities should make their opinions known to the SCA because cities and WRIA are at risk. He stated that he attended the Point Wells public hearing and asked them to deny the project because it is too dense for this area. He noted that former Shoreline School District Bill Stevenson passed away July 9. He commented that the City of Lynnwood has an \$8.5 million budget deficit and is considering furloughs because much of their budget is based on sales tax revenues. He commented that a proposed solar project in Cle Elum, Washington, would locate 400,000 solar panels on 400 acres, which would produce about 7,500 megawatts or enough energy for 45,000 homes.

Mayor Ryu commented on the Snohomish County Council docket item on Point Wells. She said she heard several other Richmond Beach residents comment and there is a letter posted on their website. She noted that Snohomish County Executive Mike Cooper is proposing an amendment. She added that Kirk McKinley and the City staff presented the Aurora 2nd mile projects at the Chamber of Commerce luncheon, and everyone in the Chamber was very happy to hear that the City has the project funded up to 192nd Street. She also commented on the SeaShore Transportation Forum meeting, where they are getting closer to persuading Seattle to come to the meetings because the group has been operating without an agreement.

Mr. Olander stated that the proposed changes to the Flood Control District are disturbing and the City's Intergovernmental Manager, Scott MacColl will draft a letter to the appropriate decision-makers.

5. GENERAL PUBLIC COMMENT

(a) John Wolf, Shoreline, warned against building "mega homes" in R-4 and R-6 zoning because the character of the City's residential neighborhoods must be preserved. He noted that statements regarding preservation of the neighborhoods are located in the purpose section of the Development Code. He said areas where the homes are built to the maximum parameters on minimum lot sizes are neighborhood destroyers. He urged the Council to direct the City staff not to delay this important issue. The Council, he said, has the power to quantify, protect, and preserve the character of residential neighborhoods. He noted that there are three steps which can be implemented to curtail mega-homes: 1) change the definition of the gross floor area (GFA) to include anything with a roof; 2) add a provision for the maximum floor area ratio of 45%; and 3) decrease the maximum height limit from 35 feet to 28 feet.

(b) Judy Allen, Shoreline, read a letter from Rick Leary regarding the erosion danger caused by runoff in Storm Creek. The area is not meeting the current Code for storm water management. She said this is a City of Shoreline problem, not a King County

problem. She noted that Dennis Akers testified on June 8 about kids playing there and it is a potential danger. On June 15, the Council discussed the unstable bluffs and on June 22 the Council was informed that signs were being posted along the storm creek. She said currently the City has no policy on how to deal with storm water issues on private property. She noted that the Innis Arden Homeowners Association has been reasonable and cooperative. She urged the Council to act now.

(c) Robert Allen, Shoreline, on behalf of the Innis Arden Board, commented that many people are aware of the storm water runoff problem. He asked the Council and City staff to expedite the SEPA plan approval that was submitted on July 2. He felt the area calls for an environmental mini-grant to install weirs to help control the water. He asked the Council to waive the SEPA permit fee to allow volunteers to work on the stream during the "fish window" to help slow the water. He said they have bought signs, paid for land surveys, and there are volunteers ready to do the work, but the City is delaying the process.

Mr. Olander responded to the comments regarding mega homes. He noted that this issue has been referred to the Planning and Development Services Department and the Planning Commission. However, there are scheduling conflicts due to the number of high-priority projects going on right now. Mayor Ryu commented that the Commission is canceling many of their public meetings. Mr. Olander responded that the Commission is responding to the priorities that the Council has set for the upcoming year.

Councilmember Way said she is perplexed why the Planning Commission has cancelled several meetings. She suggested the Council add this to a future meeting. Mr. Olander communicated that he will review the schedule and try to expedite the SEPA, but it will still have to abide by the SEPA notice requirements.

Councilmember McGlashan commented about the PC meeting cancellations. Steve Cohn, Long Range Planner, replied that the Commission meetings on July 2nd and 16th have been rescheduled to July 9th and 23rd.

Councilmember Eggen urged the Council do what it can; if the surface water plan is viable to reduce the hazard, he would support trying to expedite it. Councilmember Way added that there are new storm water regulations in place now that are much more aggressive and proactive. She said hopefully the areas will be retrofitted, regardless of what kind of development goes on in the watersheds. Mr. Olander stated that the Council needs to consider a mini-watershed plan for that area to begin to identify the areas for which the City is responsible.

Councilmember Hansen asked how the weirs will help. He noted that Edmonds has Shell Creek and it has a diversion about a mile upstream from the mouth and the water is piped directly into Puget Sound.

Mayor Ryu questioned if the language for the simple changes regarding mega homes was recorded by the City staff. Mr. Olander stated that they have it recorded.

Deputy Mayor Scott inquired what Aurora improvements would help downstream entities. Mr. Olander responded that Boeing and McAleer Creeks have made remarkable progress since incorporation in reducing flooding and property damage at those locations. He added that the Aurora improvements wouldn't particularly help this issue.

Councilmember Hansen commented that Storm Creek Basin is not as big as Lyon Creek, but there are heavy flows during storm events. He said Lake Forest Park has a similar problem.

Councilmember McGlashan asked if the City inspects streams on private property to ensure they aren't adding to the problem. Mr. Olander replied that that is a part of the issue and Public Works is working to address it. He said the City needs to take the storm water utility to the next level. He added that Ronald Bog has been done, but there is still a lot of work to do on the smaller areas. Councilmember McGlashan asked if private projects are permitted. Mr. Olander responded that any improvements or projects require state and local permits. However, there may be some people that have piped streams without permits.

Councilmember Way stated that every neighborhood has a responsibility for retrofitting. She said that the stream basin comes down the hill fast because there is a lot of pavement there. She said this should be addressed in a comprehensive way and the City needs to have oversight for it.

Councilmember Eggen concurred, adding that there are a lot of small steps the City can take, such as increasing vegetation cover. He felt there will need to be some engineered solutions over the long term. Mayor Ryu also added that the PC is looking at the tree retention policy.

6. APPROVAL OF THE AGENDA

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

7. CONSENT CALENDAR

Mayor Ryu pulled item 7(h) and moved it to item 8(a). Councilmember Hansen moved approval of the Consent Calendar as amended. Councilmember McConnell seconded the motion, which carried 7-0 and the following items were approved:

- (a) **Minutes of Business Meeting of June 8, 2009**
Minutes of Study Session of June 15, 2009

- (b) **Approval of expenses and payroll as of July 1, 2009 in the amount of \$1,992,685.55**

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
5/17/09-5/30/09	6/5/2009	29438-29639	8868-8902	40424-40432	\$429,322.32
Prior period checks voided and reissued			8779/8903		\$0.00
5/31/09-6/13/09	6/19/2009	29640-29849	8904-8943	40576-40587	\$546,434.27
					<u>\$975,756.59</u>

***Wire Transfers:**

Expense Register Dated	Wire Transfer Number	Amount Paid
6/12/2009	1008	\$25,593.75
6/15/2009	1009	\$317.00
		<u>\$25,910.75</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
6/12/2009	40413	40423	\$1,266.69
6/16/2009	39848		(\$5,000.00)
6/16/2009	40433		\$5,000.00
6/16/2009	40434		\$595.00
6/16/2009	40435	40463	\$30,831.09
6/17/2009	40464		\$3,412.40
6/17/2009	40465	40498	\$74,384.83
6/18/2009	40499		\$2,024.59
6/23/2009	40500		\$15,300.00
6/23/2009	40501		\$6,566.95
6/23/2009	40502	40528	\$213,975.71
6/24/2009	40529	40544	\$445,674.49
6/24/2009	40545	40560	\$61,861.72
6/24/2009	40561	46563	\$9,962.50
6/25/2009	40359		(\$20.00)
6/25/2009	40564	40567	\$499.07
6/26/2009	40568	40575	\$2,010.89
6/26/2009	40588		\$5,056.73
6/30/2009	40589	40602	\$54,115.55
7/1/2009	40603		\$60,000.00
7/1/2009	40604	40610	\$3,500.00
			<u>\$991,018.21</u>

(c) Ordinance No. 553 Establishing a State Drug Forfeiture Fund and a Federal Drug Forfeiture Fund

(d) Ordinance No. 554 Amending the 2009 Budget for Operating Funds and Capital Projects

(e) Motion to Authorize City Manager to Execute a Purchase Order for the Purchase and Lease of New Copiers

(f) Motion to Authorize the City Manager to Execute a Contract for the Construction of Hamlin Park Improvements

(g) Motion to Authorize the City Manager to Execute a Contract for Parks Maintenance Services

(i) Motion to Authorize the City Manager to Obligate \$1 Million of Regional Mobility Grant Funds and an Additional \$115,511 in Safe, Accountable, Flexible, Efficient Transportation Equity Act (SAFETEA-LU) Grant Funds for the Aurora Corridor Project

(j) Motion to Authorize the City Manager to Amend the Design Contract with HDR Engineering for the Aurora Corridor Project

(k) Motion to Authorize City Manager to Execute Construction Management Contract with HDR Engineering, Inc. for Construction of the Aurora Corridor N 165th to N 185th Street Project

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

(a) Motion to Approve Neighborhood Mini-Grant Funding for Ballinger Neighborhood Association, Meridian Park Neighborhood Association and Richmond Beach Community Association

Mayor Ryu stated that the Richmond Beach Community Association (RBCA) will be holding its fall festival. She wanted more information on the Ballinger Neighborhood mini-grant.

Nora Smith, Neighborhoods Coordinator, provided some background on the Ballinger neighborhood and explained that this mini-grant will be used for a movie night in an effort to unify and engage neighborhood residents. She added that there are residents who are delivering flyers door-to-door. Ms. Smith noted that the event is open to all residents of the City. Mayor Ryu felt events like this should be all-inclusive. Ms. Smith pointed out that other community groups can share their information with people at the event.

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

Councilmember Eggen moved to approve the Neighborhood Mini-Grant Funding for Ballinger Neighborhood Association, Meridian Park Neighborhood Association and the Richmond Beach Community Association. Councilmember Hansen seconded the motion.

Councilmember McConnell said it is great to launch projects like this.

Mr. Olander noted that this allocation is for \$20,000 and that there was \$6,256 remaining in the environmental mini-grant program.

A vote was taken on the motion to approve the Neighborhood Mini-Grant Funding for Ballinger Neighborhood Association, Meridian Park Neighborhood Association and the Richmond Beach Community Association, which carried 7-0.

(b) Ordinance No. 552 Authorizing the 2010-2015 Capital Improvement Plan (CIP) for the City of Shoreline

Debbie Tarry, Finance Director, noted that the City staff recommends adoption of the 2010-2015 Capital Improvement Plan.

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

Deputy Mayor Scott moved to adopt Ordinance No. 552 authorizing the 2010 – 2015 Capital Improvement Plan (CIP) for the City of Shoreline. Councilmember Hansen seconded the motion.

Mayor Ryu discussed her notes from the Association of Washington Cities Conference in June concerning computer and internet use by Councilmembers. She noted that it was suggested that cities purchase their own servers and issue laptops to each Councilmember to be used for City business. She inquired if the new email policies were in place and if there was any room to purchase laptops for each Councilmember. Mr. Olander commented that this has been discussed in the past. He stated that the problem is the access to the public documentation. He noted that the City's email system is compliant and the Councilmembers are utilizing it.

Councilmember Hansen noted that there was a time when every Councilmember had a laptop issued by the City. He said the drawback to having laptops is that they are restricted to City business and there is a temptation to use them for personal business. Additionally, it is difficult for people to maintain two laptops. Ms. Tarry noted that if the Council decides to have laptops, they would be part of the operating budget, not the CIP.

Councilmember Way communicated that drainage and sidewalks are a huge issue. She noted that there is an LID option that has been discussed, but the runoff issue needs to be addressed at some point. She said she is glad the City has the Neighborhood Traffic Safety Program (NTSP) and hopes the economy improves so the City can approve additional revenues for priority sidewalk projects.

A vote was taken on the motion to adopt Ordinance No. 552 authorizing the 2010 – 2015 Capital Improvement Plan (CIP) for the City of Shoreline, which carried 7-0.

(c) **Resolution No. 288 Authorizing the 2010-2015 Transportation Improvement Plan (TIP) for the City of Shoreline**

Mark Relph, Public Works Director, provided a brief staff report. He stated that major reason for adopting the TIP is because it allows the City to apply for grants. He noted if there are other grant opportunities that become available, the City can amend the TIP through the Puget Sound Regional Council (PSRC).

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

Councilmember Eggen moved to adopt Resolution No. 288 authorizing the 2010 – 2015 Transportation Improvement Plan (TIP) for the City of Shoreline.
Councilmember Hansen seconded the motion.

Mr. Olander explained that page 73 lists the planned expenditures in the CIP every year that have been used for curb, gutter, and sidewalk programs. Councilmember Eggen wondered if there are opportunities for grants for sidewalk projects, and if so, whether more funds should be identified for them. Mr. Olander responded that in this State there are almost zero opportunities for sidewalk grants. He said most projects are funded along with the road projects adjacent to them. Mr. Relph added that federal “Enhancement Grants” which are administered by the State can fund sidewalks or pedestrian improvements, but they must be justified by accident history or other data. He added that Exhibit A lists some sidewalk opportunities. Mr. Olander highlighted that the TIP can be amended mid-year. Councilmember Eggen noted that he went to a Public Issues Committee (PIC) meeting, where the committee went through a series of recommendations to add sidewalk safety measures. He said his impression from that meeting was that grants for these types of projects were unusual.

Councilmember Way stated that these are all great placeholders and all the places identified need sidewalks or trails.

Mayor Ryu commented that roads and sidewalks are a part of the essential services that the City provides and should be expanded when there is adequate funding.

Councilmember McGlashan stated that the Ashworth/152nd project is in the unfunded list and under NTSP. He asked for an explanation of how it gets funded. Mr. Relph responded that the NTSP relates to traffic calming and circles, not sidewalk improvements. Mr. Olander pointed out that there is an entire list of unfunded Transportation Master Plan projects that the City staff brings back into the CIP and TIP when possible.

Deputy Mayor Scott said that the unfunded projects on page 75 are important and should be considered as a community when the economy turns around. He encouraged the City staff to put these projects online and have the community determine what's important.

A vote was taken on the motion to adopt Resolution No. 288 authorizing the 2010 – 2015 Transportation Improvement Plan (TIP) for the City of Shoreline, which carried 7-0.

RECESS

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

(c) Ordinance No. 555 Adoption of Development Code Amendments,
Application #301543

Steve Cohn, Long Range Planner, outlined two proposed versions of Ordinance No. 555. He noted that Alternative 2 includes the parking standards.

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

Councilmember Hansen moved to adopt Ordinance No. 555, Alternative 1. Councilmember McGlashan seconded the motion.

Mr. Olander pointed out that Alternative 1 is recommended by the Planning Commission and they didn't recommend an increase in parking for the North City Business District.

Councilmember Way moved to substitute Ordinance No. 555 Alternative 2 for Alternative 1. Mayor Ryu seconded the motion.

Councilmember Hansen stated that Alternative 2 is a short-term solution and Alternative 1 is a long-term solution. Alternative 2 probably won't make any difference in the short term and will discourage development.

Councilmember McGlashan agreed, adding that it was the vision of the North City Business District. He noted that it was Shoreline's version of Fremont and it won't happen if Alternative 2 is adopted.

Councilmember Way spoke against the motion. She felt Alternative 2 is more realistic with the way the community is functioning now. She said having too much overflow parking is not helping the community. She stated that the original vision was a good concept, but unfortunately it is not working.

Deputy Mayor Scott spoke in favor of Alternative 2. He noted that the Council isn't asking for a 1:1 parking ratio even though there have been overflow parking problems in that community. He communicated that Alternative 2 tries to "fine tune things" and time will tell how it works.

Councilmember McConnell noted that the PC recommended Alternative 1, and as an elected official she defers to the public process and the people the Council has appointed. She noted that Alternative 2 makes development less-affordable. She said the City must encourage walkability, and although this is a difficult decision for her, she hopes people see the merits of Alternative 1.

Mayor Ryu said that the neighbors of Arabella 1 have been “paying the price” of the overflow parking. She felt the short-term cost of providing adequate parking is a deterrent, but it costs neighborhoods. She felt that Alternative 2 will help the single family residents be more accepting of their high-density neighbors.

Councilmember Hansen commented that Arabella seems to be the main objection, and Alternative 2 will do nothing to change the situation for Arabella; it will only affect future development. Mayor Ryu responded that Arabella 2 is in the works. Councilmember Hansen added that this will slow the progress of Arabella 2.

Councilmember Way felt that the objective here is to help the neighborhood with its growing pains. Parking is one of the impacts the neighbors object to and the amendment helps avoid making the problem worse. She felt that this is a modest way to begin to address it.

Councilmember McGlashan moved to call for the question. Councilmember Hansen seconded the motion, which carried 5-2, with Mayor Ryu and Councilmember Way dissenting.

A vote was taken on the motion to substitute Alternative 2 for Alternative 1, which carried 4-3, with Councilmembers Hansen, McConnell, and McGlashan dissenting.

Councilmember McGlashan discussed the 1,000 gallons per minute concern from the water district. Mr. Olander said he hasn't seen anything like that in the PC record. Councilmember McGlashan explained that the Shoreline Water District discussed that information in their last meeting. Councilmember Way inquired if the Fire District approved the amendment and that the water issue was resolved. Councilmember McGlashan inquired if this can be revisited at a later date.

Councilmember Eggen asked if Councilmember McGlashan can propose an amendment to this in the future if he finds out there is strong objection in the community. Mr. Olander commented that the water issue deals with a different section of the Code.

Councilmember Way noted that the electric vehicle plug-in language isn't included in Alternative 2 and said she talked to Joe Tovar about it. She said there is plenty of documentation about electric vehicle plug-ins. She said she received a letter from the Sierra Club and will forward it to the Council.

Mr. Olander commented that the intent of this is to start the infrastructure and conduits.

Councilmember Eggen believed if there is something in the Code that the Council agrees to bring back in relatively short order, they could simplify it. However, the City staff is concerned there was no way to specify technical details for what kind of plug-ins will be used. He noted that Vancouver, BC passed an ordinance requiring infrastructure in new multi-residential developments. Mayor Ryu added that electric vehicle codes will come soon. Noting that specific standards are not yet available, Councilmember McGlashan inquired about the type of electric vehicle outlets being installed in the new City Hall.

Councilmember Hansen noted that the diagram, figure 20.90.080, is missing on page 93. He stated either that is a misprint or has been deleted. Mr. Cohn stated that the diagram is in another section of the North City Code and is not being amended so it isn't shown.

Councilmember Eggen discussed the deletion of 20.30.410 and said some event occurred that inspired the Council to delete subparagraph #4. Councilmember Way replied that it was a proposal from Innis Arden and the City staff removed the language because it was redundant. Councilmember Eggen commented that there is lots of redundancy in the Code and wondered what event prompted the removal of the language. Steve Szafran explained that it had a lot to do with trees, views, and a short plat that was appealed to the hearing examiner. He explained that a short plat cannot be evaluated based on views.

Councilmember Hansen said there are parts of the Ordinance that he objects to, but it is part of a package so he supports it.

A vote was taken to adopt Ordinance No. 555, Alternative 1, which carried 7-0.

9. ADJOURNMENT

At 9:50 p.m., Mayor Ryu declared the meeting adjourned.

Scott Passey, City Clerk

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