

**CITY OF SHORELINE**

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

Monday, September 14, 2009 - 7:30 p.m.  
Shoreline Conference Center  
Mt. Rainier Room

**PRESENT:** Mayor Ryu, Deputy Mayor Scott, and Councilmembers Hansen, McConnell, McGlashan, and Way

**ABSENT:** Councilmember Eggen

**1. CALL TO ORDER**

At 7:33 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 Eggen.

**Councilmember Way moved to excuse Councilmember Eggen. Councilmember McGlashan seconded the motion, which carried 6-0.**

**(a) Proclamation of Mayor's Day of Concern for the Hungry**

Mayor Ryu read the proclamation declaring September 24, 2009 as "Mayor's Day of Concern for the Hungry" and encouraged citizens to donate to local food banks and the Emergency Feeding Program. Mr. Arthur Lee, Executive Director of the Emergency Feeding Program for Seattle/King County accepted the proclamation and thanked the City for this recognition and for its support of the program.

**3. CITY MANAGER'S REPORT**

Julie Underwood, Acting City Manager, provided reports and updates on various City meetings, projects, and events. She congratulated the Finance Department for receiving a clean audit report and congratulated Scott Passey, City Clerk for being selected as the 2009 City of Shoreline Employee of the Year. She also congratulated the Team of the Year, the Web Redesign Team. She noted that CERT Training begins on September 22 and occurs every Tuesday and Thursday through October 1. She concluded her report with public meeting reminders.

**4. REPORTS OF BOARDS AND COMMISSIONS**

Councilmember McGlashan thanked the Finance Department for having a few, tiny recommendations from the audit and stated that he realizes how scrutinized they are.

Councilmember Way personally thanked City Clerk Scott Passey for his help over the years. She also said she attended the WRIA-8 salmon tour with several legislators and legislative staff, Congressman McDermott, Congressman Reichert, and Congressman Inslee's staff. She said they visited six different locations around the County and there has been documented success on these sites. She thanked the taxpayers who helped fund these projects.

Mayor Ryu commented that King County Executive Triplett called another Transportation Board meeting, where he went through his proposals for his budget. There is a \$500 million shortfall on revenues for next 5 years, she said. She added that she favored his transportation proposal because it reduces service hours minimally. She urged residents to view the transmittal to the King County Council and voice their opinions to Councilmember Ferguson and Dow Constantine, Regional Transit Committee Chair.

#### 5. GENERAL PUBLIC COMMENT

a) Laethan Wene, Shoreline, on behalf of Bridge Ministries, said they are having their annual celebration at the Calvin Presbyterian Church on September 20 from 4 - 7 p.m.

b) Mary Weaver, Shoreline, wondered why they can place rocks on driveways as part of the Pan Terra drainage project but residents cannot do it. She said the rocks violate the City's green commitment. She also stated that every two weeks is too long for the Cleanscapes food scraps collection period because residents have smelly garbage with fruit flies and rats.

c) John Wolfe, Shoreline, stated that there is a need to change the Development Code regarding R-4 and R-6 zoning. He felt that now is the time to give the purpose clauses some "teeth" in order to protect neighborhoods from "mega-homes" He suggested: 1) defining gross floor area; 2) legislating a maximum floor area ratio (FAR) of 45%; and 3) legislating a maximum height of 28 feet. He said the City needs a FAR, not more meetings. He said there is a Palo Alto study which concluded that there is no evidence that FARs decrease property values.

d) Peter Henry, Edmonds, stated that Patty Hale is running for a seat on the Council. He read a letter received from the Shoreline Public School District in response to a public records request. The letter discussed Ms. Hale's engaging in political activity on school grounds regarding her candidacy for the Shoreline City Council while acting as substitute teacher. He stated that he wouldn't dream of raising his own personal issues as a teacher.

e) Bill Meyers, Shoreline, said he reviewed the American Humane Association study dog bite statistics in February with the Council. He noted that kids are ten times more likely to be bitten than adults. He also noted that the City's *Currents* magazine didn't mention any dog safety sign for children and that he doesn't think a sign should be a budget problem since there are funds in the parks bond. He stated that people take their dogs off leash at Richmond Beach and he felt there is a risk.

Ms. Underwood urged Ms. Weaver to talk to the Public Works Department concerning the Pan Terra project and the problem of green waste. She stated that there is more the City can do to help residents find solutions to these pests. Councilmember Hansen noted that he witnessed that the Luxemburg garbage department washes out the inside of cans, and maybe Cleanscapes can do something similar. Ms. Underwood urged Mr. Meyers to talk to the Parks, Recreation and Cultural Services Director concerning the dog park.

Councilmember Way said she remembers the meeting when the Council had the discussion about a posted signage at the dog park. She felt that there should be a sign posted.

Deputy Mayor Scott discussed Mr. Meyers' comments concerning safety from the CDC and inquired if there is any plan to include that information in the *Currents* article. Ms. Underwood replied that she can look into including it. Mayor Ryu wondered if the Parks Board minutes were online and if they were the City could be more informed on this issue. Councilmember Hansen added that Saltwater Park has been a dog park for a long time and each time he goes down there he sees from five to seven dogs running off leash. However, he said he would like to see it fenced off to improve safety. Deputy Mayor Scott commented that the Council just discussed the Planning Commission work plan and mega-homes issues. He said it is on the work plan, but the work plan is full so it may not come up until later in 2010.

## 6. APPROVAL OF THE AGENDA

**Councilmember Hansen moved approval of the agenda. Councilmember McGlashan seconded the motion, which carried unanimously and the agenda was approved.**

## 7. CONSENT CALENDAR

**Deputy Mayor Scott moved approval of the Consent Calendar. Councilmember McConnell seconded the motion, which carried unanimously and the following items were approved:**

- (a) Minutes of Business Meeting of July 27, 2009  
Minutes of Special Meeting of July 29, 2009  
Minutes of Business Meeting of August 10, 2009
- (b) Approval of expenses and payroll as of September 3, 2009 in the

**amount of \$3,814,496.60****\*Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
Prior period check voided and reissued			8645/9062		\$0.00
Prior period check voided and reissued			8908/9063		\$0.00
7/12/09-7/25/09	7/31/2009	30288-30517	9064-9115	40988-40995	\$551,054.43
7/26/09-8/8/09	8/14/2009	30518-30745	9116-9171	41126-41134	\$460,324.67
Prior period check voided and reissued			8707/9172		\$0.00
8/9/09-8/22/09	8/28/2009	30746-30962	9173-9222	41249-41260	\$549,128.49
					<u>\$1,560,507.59</u>

**\*Wire Transfers:**

Expense Register Dated	Wire Transfer Number	Amount Paid
8/4/2009	1010	\$162,197.96
8/25/2009	1011	\$2,210.17
		<u>\$164,408.13</u>

**\*Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
8/5/2009	40954	40974	\$241,453.80
8/5/2009	40975	40976	\$11,900.00
8/5/2009	40977	40984	\$4,789.28
8/6/2009	40985	40987	\$10,712.08
8/11/2009	40996	41005	\$143,983.48
8/11/2009	41006	41026	\$59,067.59
8/11/2009	41027	41041	\$99,760.95
8/12/2009	41042		\$262.00
8/12/2009	41043		\$30,268.00
8/12/2009	41044	41054	\$12,642.25
8/14/2009	41055		\$725.00
8/18/2009	41056	41072	\$40,324.36
8/20/2009	41073	41088	\$61,494.19
8/20/2009	41089	41113	\$86,187.15
8/21/2009	40606		(\$500.00)
8/21/2009	41114	41125	\$1,934.36
8/21/2009	41135		\$4,327.90
8/24/2009	41136	41137	\$5,455.37
8/25/2009	41138	41160	\$147,529.07
8/26/2009	41161	41186	\$27,097.70
8/26/2009	41187	41188	\$2,950.00
8/27/2009	41189	41202	\$32,148.64

9/1/2009	41203	41217	\$256,377.95
9/1/2009	41218	41242	\$29,865.72
9/2/2009	38298		(\$24.00)
9/2/2009	41243	41247	\$4,487.69
9/2/2009	41248		\$2,350.77
9/3/2009	41261	41267	\$43,019.58
9/3/2009	41268	41278	\$728,990.00
			<u>\$2,089,580.88</u>

**(c) Motion to Authorize the City Manager to Execute a Contract with Bravo Environmental for On-Call Drainage System Maintenance, Vactoring, Video Inspection, and Emergency Spill Response**

**(d) Resolution No. 289 Transferring the Verizon Cable Television Franchise to Frontier Communications Corporation**

## 8. NEW BUSINESS

**(a) Ordinance No. 557 Amending the Shoreline Municipal Code Chapter 9.10, Criminal Code, and Chapter 10.05, Model Traffic Ordinance; waiving second reading per Council Rule 3.5(b)**

Ian Sievers, City Attorney, provided the staff report and explained that the Police Department and the prosecutor have requested changes to the Criminal Code, Chapter 9.10 SMC, and the Model Traffic Ordinance, Chapter 10.05 SMC, in order to more effectively enforce certain traffic and criminal violations. With the addition of new infractions and misdemeanors, the City may see a minor increase in revenue. However, any increase in revenue will be used to offset the District Court service costs. In 2008, there was a \$127,840 gap in covering the District Court service costs which was covered by the general fund. Any new revenue going forward from infractions will help alleviate this burden on the general fund. The addition of a \$100 administrative fee for Driving Under the Influence ("DUI") and Driving With License Suspended ("DWLS") in Section 2 has been approved by other cities. He noted that the most dangerous drivers tend to be unlicensed and uninsured. This legislation will be paid in order for them to get their vehicle out of impound and cover the cost of paperwork, etc. He summarized that the City staff recommends that Council adopt Ordinance No. 557 to amend Shoreline Municipal Code, Chapter 9.10, Criminal Code, and Chapter 10.05, Model Traffic Ordinance. Mr. Sievers continued and stated that municipal courts are courts of limited jurisdictions and that the County is set up to cover more. He also stated that this ordinance includes a change for gross misdemeanor crimes to misdemeanor for unclassified crimes.

Mayor Ryu inquired if the City was reluctant to prosecute unclassified gross misdemeanors. Dan Pingrey, Police Chief, replied that all misdemeanors were prosecuted in the past, but this revision makes it more consistent with the lesser misdemeanor violations.

Mr. Sievers stated that there is a new State law for making a false statement to a public servant, which is a gross misdemeanor. Additionally, he said there is an offense for making or possessing vehicle theft tools which would be adopted in Section 6. Section 7, he noted, adopts some King County laws concerning transit properties; a total of 17 new infractions and 12 misdemeanors.

Deputy Mayor Scott questioned item number 17 concerning conducting driver training on transit property and inquired how someone would know where the transit property begins and ends. Chief Pingrey replied that the majority of transit properties have signs and are marked off. Mayor Ryu inquired if this also applies to church parking lots and if it can be enforced. Chief Pingrey replied that the police can enforce it, but these ordinances can be used for additional enforcement once it is designated as a Metro lot.

Councilmember Way said on the weekends the Metro lot is being used by kids skating and riding bikes, not really for transit. Chief Pingrey replied that he believes that Metro has designated when the lot is only for transit use.

Mr. Sievers continued with the final section of the ordinance. Chief Pingrey explained that it involves negligent driving versus driving too fast for conditions. He said it involves accident situations with inattentive driving, such as people texting, talking on cell phones, reaching for CDs, putting on makeup, reading, etc. Councilmember McGlashan asked if this would be a secondary or primary offense. Mr. Pingrey replied that it is a secondary offense and it is normally used in an accident situation. Councilmember Way commented that she felt it would be great to add this to driver education in public schools.

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

**Councilmember McGlashan moved to adopt Ordinance No. 557 amending the Shoreline Municipal Code Chapter 9.10, Criminal Code, and Chapter 10.05, Model Traffic Ordinance, including amendments outlined by the City Attorney in Section 1 and 2, waiving Second Reading per Council Rule 3.5(b). Councilmember Hansen seconded the motion, which carried 6-0.**

## 9. ADJOURNMENT

At 8:44 p.m., Mayor Ryu declared the meeting adjourned.

---

Scott Passey, City Clerk