

**CITY OF SHORELINE**

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

Monday, November 2, 2009 - 7:00 p.m.  
Shoreline Conference Center  
Mt. Rainier Room

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

**ABSENT:** None

**1. CALL TO ORDER**

At 7:00 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 Veterans Appreciation Day**

Mayor Ryu and Councilmember Eggen read the proclamation declaring Wednesday, November 11, 2009 as "Veterans Appreciation Day" in the City of Shoreline. Tom Drapac and Jerry Shogren, of the American Legion Post #227, accepted the proclamation and thanked the City Council for this recognition.

At Deputy Mayor Scott's request, there was a moment of silence to recognize the sacrifice of Seattle Police Officer Tim Brenton in the line of duty.

**3. CITY MANAGER'S REPORT**

Bob Olander, City Manager, provided reports and updates on various City meetings, projects, and events. Mr. Olander highlighted that Election Day was November 3 and that it is being entirely done by mail. Mr. Olander concluded that the City Council meeting of November 9 is cancelled and the next meeting would be held on November 16.

**4. COUNCIL REPORTS**

Councilmember Eggen reported that the Council received a request from the King Conservation District for support. He said that he submitted public comment as a private citizen, requesting that the KCD budget not be unduly reduced.

5. GENERAL PUBLIC COMMENT

a) Dee Pinkerton, Shoreline, communicated that the Shoreline/Lake Forest Park Senior Center plays an important role in many senior people's lives and it enhances mental and physical health. He urged people to check out the classes, services, and activities. He noted that thousands of hours were spent by volunteers helping the Senior Center.

b) Jerry Carriveau, Shoreline, thanked the City for its past support of the Shoreline/Lake Forest Park Senior Center. He stated that aging is good but there are some frightening and confusing things that happen. He said it is important to support people in need and keep people's minds and bodies working. He urged the Council to provide funding for the Senior Center, not only to give service, but to help people in their last years to be productive.

c) Merlita Sansano thanked the City on behalf of the Shoreline/Lake Forest Park Senior Center. She said she has volunteered there for nine years as a receptionist and in the outreach program. She described some of the services offered, including meals on wheels, transportation, and visiting nurses. She announced the upcoming holiday bazaar and urged the Council to continue to support the Center.

d) David Chow, Lake Forest Park, urged continued support for the Shoreline/Lake Forest Park Senior Center. He said he is thankful the City provides a place for numerous programs. He noted that the Center provides a good variety of activities which makes life better and more enjoyable. He added that the City is well known for its Asian community and there is more senior housing springing up. He noted that they form a tax base and are a very worthy cause to support.

e) Dennis Lee, Shoreline, expressed support for the Senior Center and felt the City should too. He distributed the Briarcrest newsletter and discussed campaigning at the podium. He noted that he was upset that something wasn't done about this by people who were not up for election. He said public comment is for things on the agenda and issues. He said he would like to see some discussion about how to deal with it when it occurs during the next election cycle.

f) Dom Amor, Shoreline, representing the Center for Human Services (CHS), thanked the City for its support throughout the years. He commented that Shoreline residents participate in all of their programs, including family counseling, substance abuse treatment, and family support. CHS, he highlighted, tries to ensure affordability, accessibility, immediacy of services, and cultural competency to meet the needs of Shoreline's most vulnerable residents. He invited everyone to see their community work and what CHS has accomplished in recent months.

g) Wendy DiPeso, Shoreline, commented that Ridgecrest was not zoned RB and it is appropriate to get "buy in" from the residents and businesses in the area. She noted that it was unfortunate that the property owners weren't able to afford the expense of upgrading the water pressure. Now, she explained, there is policy in place so something can happen there. This process has informed the City Council on similar standards for the City and staff. She highlighted "firsts" for the City to include the RB/MUZ zone, the sustainability strategy, solar panels, and the new City Hall. She said these "firsts" started four years ago. She noted that the City needs to get similar support from the residents regarding Town Center. She thanked Mayor Ryu, Janet Way, Chris Eggen, and Deputy Mayor Scott.

h) LaNita Wacker, Shoreline, thanked all the candidates who chose to run for Council and those citizens who were passionate and donated money to help this democracy. She hoped everyone has cast their ballot and said there are good people on the ballot who have tried to put their best foot forward. The end result, she commented, occurs when these citizens and politicians become one body called the City Council and are unified for the good of Shoreline.

i) Laethan Wene, Shoreline, invited everyone to the Legislation Forum at the Doubletree Hotel in SeaTac.

j) David Matthews, Shoreline, introduced himself as Chair of the Firlands Good Neighbor League. He noted that the mission of the organization is to enhance communications between the City of Shoreline, Crista Ministries, and the neighbors of Crista itself.

Mr. Olander responded to public comments. He noted that the proposed budget maintains funding for the senior center, despite other cutbacks.

## 6. APPROVAL OF THE AGENDA

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

## 7. ACTION ITEMS: OTHER ORDINANCES, RESOLUTIONS, AND MOTIONS

- (a) Motion to Approve the Art Contract for Aurora Avenue in the amount of \$60,274 as recommended by the Parks, Recreation and Cultural Services (PRCS) Board on July 23, 2009

Dick Deal, Parks, Recreation and Cultural Services Director, and Ros Bird, Public Art Coordinator, provided a brief staff report. Ms. Bird discussed the 1% set-aside for public art and that it has accomplished several projects since the ordinance was approved. The City is currently working with an artist for the second mile of Aurora, she stated.

Ms. Bird introduced Ms. Ellen Sollod as the artist for this project. She noted that Ms. Sollod has been approved by the PRCS Board and this item asks for the approval of her contract. This art creates a unique portrait of Shoreline, she said, that will engage the pedestrians as they walk.

Councilmember Way said this sounds intriguing and is interested in seeing the design. Ms. Bird noted that the Council delegated the selection of the art to the PRCS Board and felt they have done an excellent job selecting art.

Mayor Ryu asked if it was staff's intent not to show the Council the artwork. Ms. Bird replied that it was more of an oversight. Councilmember McGlashan asked if some preliminary drawings could be viewed. Councilmember Way noted that sometimes the public asks her about the design or public art they see. She noted that the Council delegated approval to the PRCS Board, but even so the Council is asked to approve the budget. Therefore, she felt it is proper for the Council to review the design. She felt any artist should expect to have to come to City Council to show their work prior to receiving approval. She concluded that she will not vote for this.

Mr. Deal said he accepts the responsibility for the oversight and it was not his intent to withhold information from the Council. Mayor Ryu stated that the natural conclusion people come to is that it was a political decision. Responding to Mayor Ryu, Mr. Deal said the PRCS Board minutes are in the process of being put on the City's website. He also noted that the item should be adopted tonight because the artist is eager to begin fabrication.

Councilmember McConnell noted that she would have been satisfied to see the PowerPoint presentation in an email. The PRCS Board is a large committee, she said, and this amount is close to what would have been approved by the City Manager. She said she would like to approve this contract and knows the Parks Director and City Manager are professionals.

Councilmember Hansen noted that there should be public input on this item.

Mayor Ryu called for public comment.

a) Evelyn Nickerson stated that the local government should start saving instead of spending. She said the proposed art is interfering with drivers, and she felt some drivers are looking at art instead of driving. She felt the art is better used at the Senior Center. She said that art doesn't help in any way whatsoever. She thought art should be done privately and the government shouldn't be involved. She urged the Council to put money in other places.

b) Wendy DiPeso, Shoreline, said this is really a discussion about values and setting priorities. Public art builds pride and sets a standard for what we expect. It also helps by building pride and reduces incidences of graffiti. However, she noted that the

City has to balance it with economic factors. She also wondered if the inlaid metal will create slippery conditions on the asphalt, and she asked if this is a local artist.

Mr. Olander explained that the Council established the 1% for arts for capital projects and it doesn't affect operational funds. However, he added that these funds could be used for other capital purposes and the program can be done away with by the Council.

**Councilmember Hansen moved to approve the Art Contract for Aurora Avenue in the amount of \$60,274 as recommended by the Parks, Recreation and Cultural Services (PRCS) Board on July 23, 2009. Councilmember McConnell seconded the motion.**

Councilmember McGlashan expressed support for the motion and said the Council is considering the contract, not the art. He noted that this process was established by the Council in the past.

Councilmember Eggen stated that it would be nice to see a representation of the art. He assumed there are other art pieces that haven't crossed the \$50,000 threshold and need to be voted on by the Council. Mr. Deal replied that this is the only project for the second mile of Aurora Avenue at this time. Mr. Olander added that the 1% does not apply to things like property acquisition. Councilmember Eggen stated that he will support the motion.

Councilmember Hansen noted that the construction contract is approximately \$20 million, so the 1% for the art program will be funded at around \$200,000. He noted that obviously there will be other fund expenditures for art somewhere down the line.

Responding to Councilmember Way, Ms. Bird replied that the artist is from Seattle. Councilmember Way said she approved of the concept and has an art background. She said she believes in public art. However, she expressed disappointment that the Council is not able to view a representation of the art at this time. She said she will oppose the motion because the public deserves to see the art before the Council adopts the contract.

Councilmember McConnell commented that public art can be enjoyed by the entire community. She stated that the City is attempting to make the Aurora Corridor a centerpiece. She said she would support the motion.

Mayor Ryu asked about the life expectancy of this artwork, to which Ms. Bird replied that she has worked with the engineers on the materials to ensure they are durable. Mayor Ryu expressed support for the project, adding that not seeing what the Council is voting on is a huge disappointment.

Councilmember McGlashan noted that the Council was never asked to approve the art, and since there is no Council meeting next week the art can be put on the government access channel for citizens to see. Ms. Bird replied that the conceptual design can be put on the television and website.

**A vote was taken on the motion to approve the art contract, which carried 6-1, with Councilmember Way dissenting.**

8. ACTION ITEM: PUBLIC HEARING

- (a) Public hearing to receive citizens' comments on the 2010 Proposed Budget, including the Proposed Property Tax Levy and Other Budget Resources; and Continued discussion of the Proposed 2010 Budget, including the 2010 Property Tax Levy and Other Revenue Sources

Debbie Tarry, Finance Director, noted that this is a continuation of the public hearing and will focus on the revenue sources. She communicated that the total 2010 budget is \$84.1 million and 51% is for capital and 41% for operating. She provided an explanation of the property tax and noted that the implicit price deflator (IPD) is in the negative. It takes two ordinances to adopt this item, she explained; the first one establishes substantial need and the other exceeds the IPD. She noted that the City staff is proposing that the Council adopt a 0% property tax increase and that will require adoption of both ordinances. The City staff is projecting the 2010 levy rate to be \$1.11 and estimated revenues to be the same as 2009. She noted that the City is anticipating sales tax revenues to grow at a rate less than inflation. She reviewed utility tax revenues, franchise fees, and other revenues and stated the City will receive about \$200,000 less in 2010. Ms. Tarry then discussed the fee schedule for 2010 and highlighted that there are no recommended changes in development and surface water management fees. She also noted that the garbage rates are projected to decrease. She concluded that there is one more budget review session on November 16 with budget and property tax levy adoption scheduled on November 23.

Mayor Ryu opened the public hearing, noting that it is a continued public hearing on the 2010 budget.

- a) Dennis Lee, Shoreline, noted that the budget presentations over the past years have been excellent and they are very understandable.

Mayor Ryu inquired whether to close the public hearing. Ms. Tarry stated that there has been a public hearing that included the property tax levy. Mr. Olander noted that there is no requirement to close the hearing tonight.

Councilmember Eggen noted that there could be an initiative passed that would impact the City's budget and alter the final budget proposal. He felt things should be kept open until the results of Initiative 1033 are tabulated.

Ms. Tarry replied that Initiative 1033 really won't have any budgetary impact until 2012. Councilmember Eggen added that if there are trying times ahead, it may influence what the Council does now.

Mayor Ryu suggested leaving the public hearing open until November 16 and making it a special meeting with the continuance of the public hearing on the agenda.

Mayor Ryu discussed limits on property taxes and noted that the IPD is negative. She inquired if the City can choose a number or if it has to stay at -0.848%. Ms. Tarry explained that the Council can adopt up to a 1% increase with a finding of substantial need, which is what the City staff recommends. She also noted that the City has costs that are growing at a much greater rate than 1%. Councilmember Hansen said he is questioning the decision made at the retreat to make this rate 0%. He stated if the City has substantial need, it should approve 101%, since the difference between 100% is only \$50,000 more than no declaration at all. He wondered why \$50,000 creates a substantial financial need when the budget is \$84 million. He suggested that if the City passes the substantial need legislation it should adopt a 101% increase or not pass the ordinance and just use the IPD.

Mr. Olander explained that the economy is in a current state of recession and it would be appropriate to go with a 0% increase. Ms. Tarry highlighted that 1% is bankable for future years. Councilmember Hansen questioned if the City's bank was taken when the IPD was adopted. Ms. Tarry replied that if cities adopted a level less than 1% then they could bank the difference. However, since Initiative 747 was passed the City adopted the 1% levy increase. Councilmember Hansen questioned if there was anything that is a part of Initiative 1033 that would affect this provision and Ms. Tarry responded that there probably was, but the City Attorney's office needs to review the initiative. In most cases, the property tax will go down and \$70,000 represents the difference between 0% and 1%. He also questioned why the collection rate was 99%, to which Ms. Tarry replied that the rate is based on the City's estimates. Councilmember Hansen continued and asked a question relating to the surface water utility and whether there are more parcels, and hence, more revenue. Mr. Olander responded that he would like to audit the King County accounts to ensure they are keeping up with new additions on the rolls. Ms. Tarry added that the increase in rates related to development really hit in 2009. Councilmember Hansen also discussed the 2010 projected utility tax revenues and said the fees look okay but there needs to be some minor adjustments. He discussed the salary survey and said it looks like a 10% jump in one salary category. Ms. Tarry noted that it is really a 5% adjustment and explained the salary schedule, compensation policy, and comparables. She said there were positions that were outside the market average and they were the assistant planner, associate planner, and senior planner. Mr. Olander noted that any instance where a position is 3-4% under the median would not trigger a classification change, only those differences that are 5% or more. She added that the Teen Program and Recreation assistant is closer to 10%. Additionally, she said there is a recommendation that the Administrative Assistant II position in the City Attorney's Office be reclassified as a legal assistant. Councilmember Hansen stated that it appears that the overall impacts on budget are relatively minor.

Councilmember Way wondered about the overall job market and had some questions about salary ranges. Mr. Olander replied that the Council should notice a moderation of comparative salaries because the market is soft. Shoreline has a fair, equitable, and predictable compensation system that keeps morale and productivity high. He added that the City is efficient and operates with fewer operating costs.

Mayor Ryu asked where Rob Beem is in the salary schedule and Mr. Olander said he is in Range 59. Councilmember Way noted that the Public Works staff went above and beyond the call of duty during the storms last year. Marci Wright, Human Resources Director, commented that most of the staff that worked during the rain storms were Public Works Maintenance Workers and they were included in the salary survey this year and showed their current salaries are at market.

Councilmember Way inquired about the City's special recreation program. She said there are special recreation program users from Lake Forest Park (LFP) that are using the same reduced rate that Shoreline citizens get. Now, LFP has decided not to pay the City for allowing them to use the facility at that rate. She noted that those people depend on those programs.

Dick Deal, Parks, Recreation and Cultural Services (PRCS) Director, summarized what happened and said the agreement in 2006 allowed LFP residents to sign up at the resident rate and LFP paid the difference. In May 2009, LFP contacted the City and said they were going to terminate the agreement. He noted that the City is presently trying to recreate the agreement with modifications. However, in the next agreement the City will ask that they do their own scholarships and the City will put a 20% administrative charge in place to do their billing. He noted that the City will also start tracking the cost of administration and registration to reflect the actual costs of the program. Additionally, he noted that LFP has virtually no recreation program, and Shoreline has a resident-first policy to give Shoreline residents priority. Councilmember Way replied that the access problem is the crux of the issue. She feels Shoreline has a bond with LFP and share the same school district. She appreciated Mr. Deal working on this. She said this is a small amount of money but it would mean a lot to these individuals. Mr. Olander said the major issue was once they lost the contract, they would have to go through the waiting period. However, an easy solution is to reinstate the contract. It's more than a few dollars, he commented. The specialized recreation program is heavily subsidized and Shoreline taxpayers subsidize that program over and above the 20% administrative fee. LFP residents are getting the benefit of the subsidies that Shoreline taxpayers are paying for. There aren't many reciprocal programs in LFP and financially Shoreline taxpayers need to be considered in the equation.

Councilmember Eggen asked if the classes fill up with Shoreline residents, to which Mr. Deal replied that there is usually room for non-residents in most cases. Councilmember Eggen added that he agreed that Shoreline residents should get preference and maybe LFP should have some priority over other cities. Mr. Deal replied that doing that would take a lot of manipulation in the registration system and hopefully LFP will one day have a specialized recreation program that Shoreline residents could sign up for.

Deputy Mayor Scott stated that the LFP City Council makes decisions that impact their citizens and their citizens need to be at their council meetings to advocate for their needs. He added that the Council's responsibility is to the citizens of Shoreline and Shoreline has helped them. Mr. Deal said that the City has minimum requirements for all class



offerings and allowing other people to participate from other communities helps classes be successful, but offering to Shoreline residents first is fair.

Councilmember Way discussed the budget worksheet on page 407 and inquired about merchandise sales and vending machines. Ms. Tarry replied that they are a part of General Fund revenues and are utilized to offset the cost of recreation programs. Councilmember Way added that LFP takes a lot of Shoreline's storm water runoff.

RECESS

**At 8:57 p.m., Mayor Ryu called for a five minute break. The meeting reconvened at 9:01 p.m.**

- (b) Public hearing to receive citizens' comments on Ordinance No. 558 adopting a One Year Moratorium on the Filing or Acceptance of Applications for Right-of-Way Vacations; and Motion to Adopt Ordinance No. 558, waiving Second Reading per Council Rule 3.5(b)

Alicia McIntire, Transportation Senior Planner, provided the staff report. She explained that staff is in the midst of revising the Transportation Master Plan (TMP) and because of the uncertainty with respect to street vacations, the City staff recommends that Council approve a one year moratorium on street vacations. She also noted that there have only been five street vacations considered in the City since incorporation in 1995. Mr. Olander noted that street vacations are expensive because usually an appraisal, a hearing, and a lot of technical work has to be done early in the process.

Mayor Ryu opened the public hearing. There was no one wishing to provide public comment on this item.

**Councilmember Hansen moved to close the public hearing. Councilmember Eggen seconded the motion, which carried 7-0.**

**Deputy Mayor Scott moved to adopt Ordinance No. 558 adopting a one-year moratorium on the filing or acceptance of applications for right-of-way vacations, waiving the second reading per Council Rule 3.5(b). Councilmember Way seconded the motion.**

Councilmember McGlashan asked why the moratorium has to be twelve months long. Ms. McIntire replied that the State law allows it and it would fit in well with the Transportation Master Plan (TMP) update time frame. Councilmember Way expressed support for the motion because she likes the idea of having a plan to address transportation issues.

Councilmember Hansen stated that an emergency has to be declared to adopt a moratorium. Ms. McIntire replied that, based on some recent inquiries to the City, the City needs to act soon. Councilmember Hansen added that the City has the right to reject

the application anyway. He said he isn't against it but is trying to understand all the rationale. Mr. Olander noted that the City has been interested in "complete streets," which might include additional pathways. He noted that not having a plan in place makes it difficult to deny applications, and that the City would like to adopt a moratorium so the City isn't arbitrary in its actions.

Deputy Mayor Scott inquired if any requests have been denied. Ms. McIntire replied that there weren't any applications turned in, but when the inquiries came in the staff explained that there is a \$10,000 application fee and there is no completed TMP. Mr. Olander clarified that the TMP will provide more clarity in the future.

Councilmember McConnell said she is uncomfortable giving property away because it puts the City in difficult situations. She felt a moratorium is a very proactive and wise thing to do.

Mayor Ryu said this is an attempt to reduce risk for the City. She discussed connecting eventually to the Burke-Gilman Trail in the future and suggested that the right thing to do is to plan for it before applications are accepted. She noted that there was a comment concerning the City having better east-west access to the Interurban Trail which led to the idea of giving a larger parcel an incentive in the Town Center Plan to allow an area of public access.

**A vote was taken on the motion to adopt Ordinance No. 558, which carried 7-0.**

9. UNFINISHED BUSINESS

(a) Update on the City's Hazardous Weather Plan

Mark Relph, Public Works Director, Jesus Sanchez, Public Works Operations Manager, and Brian Breeden, Roads Maintenance Supervisor, provided an update of the City's Hazardous Weather Plan. Mr. Sanchez reminded everyone that last year's winter storm event was big and the City's equipment functioned properly. He stated this report provides information on how the City reacts to snow and ice storm events. He noted that the City's efforts are coordinated regionally and locally in an effort to provide the safest possible routes to vehicles on Shoreline roadways.

Councilmember Way discussed the storm situation last year and questioned the process of snow removal. Mr. Sanchez replied that it normally takes twelve hours to do the City's primary routes during a normal storm. If it is a sustained event and the primary routes are completed, the teams begin working on the secondary routes, but only if the snow stops.

Mr. Sanchez displayed maps of the City's snow routes. He discussed coordinated responses and how the City works with King County, King County Metro, police, fire, and other agencies during storm events. He also discussed notification procedures for the Emergency Operations Center (EOC). Mark Relph commented that the City was really close to opening the EOC last year.

Councilmember Way stated that she agreed with City staff that people should stay home, but weather is unpredictable.

Councilmember Eggen commented that people were snowed in for two weeks, and having a 72-hour emergency preparedness kit is not enough. Mr. Sanchez responded that 72-hours is the standard for emergency management. Mr. Olander added that the City urges residents to build, at a minimum, a three-day kit. Additionally, property owners are responsible for clearing walkways. Mr. Sanchez noted that pushing snow from private driveways into the right-of-way is a hazard and causes drainage problems.

Councilmember Way wondered if there are any private plow operators and if there is any way the City can work with them. Mr. Sanchez replied that the biggest issue in snow plowing is liability, and it is difficult to operate a snowplow in inclement weather. He noted that the drivers need to be well-trained and familiar with the equipment being utilized.

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

#### 10. ADJOURNMENT

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

---

Scott Passey, City Clerk

**This page intentionally left blank**