

CITY OF SHORELINE

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

Monday, May 10, 2010
7:30 p.m.

Council Chamber – Shoreline City Hall
17500 Midvale Avenue N.

PRESENT: Mayor McGlashan, Deputy Mayor Hall, Councilmember Eggen, Councilmember McConnell, Councilmember Tracey, Councilmember Scott, and Councilmember Roberts.

ABSENT: None

1. CALL TO ORDER

At 7:30 p.m., the meeting was called to order by Mayor McGlashan, who presided.

2. FLAG SALUTE/ROLL CALL

The Mayor 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.

4. REPORTS OF BOARDS AND COMMISSIONS

Councilmember Eggen reported on the SeaShore meeting.

Mayor McGlashan reported on the reception with the cities of Lake Forest Park, Mountlake Terrace, Woodway, and Edmonds, hosted by the Shoreline City Council.

5. GENERAL PUBLIC COMMENT: none

6. APPROVAL OF THE AGENDA

Councilmember Scott moved approval of the agenda. Councilmember Eggen seconded the motion, which carried unanimously and the agenda was approved.

7. CONSENT CALENDAR

Councilmember Eggen moved approval of the Consent Calendar. Councilmember Roberts seconded the motion, which carried unanimously and the following items were approved:

- (a) **Minutes of Study Session of April 19, 2010
Minutes of Workshop Dinner Meeting of April 26, 2010**

- (b) **Approval of expenses and payroll as of May 7, 2010 in the amount of \$2,034,131.25 as specified in the following detail:**

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
4/4/10-4/17/10	4/23/2010	34169-34378	9764-9792	43475-43486	\$531,155.19
					<u>\$531,155.19</u>

***Wire Transfers:**

Expense Register Dated	Wire Transfer Number	Amount Paid
4/27/2010	1020	\$1,365.98
		<u>\$1,365.98</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
4/21/2010	43358	43382	\$83,100.68
4/22/2010	43383	43384	\$22,465.85
4/22/2010	43385	43404	\$55,113.89
4/22/2010	43405*		
4/23/2010	43406	43417	\$70,220.84
4/26/2010	43418	43418	\$46,715.00
4/27/2010	43419	43447	\$109,379.90
4/28/2010	43448	43448	\$28,203.26
4/28/2010	43449	43470	\$117,563.18
4/28/2010	43471	43474	\$924,236.51
4/29/2010	43487	43497	\$35,987.72
4/30/2010	43498	43498	\$8,623.25
			<u>\$1,501,610.08</u>

- (c) **Resolution No. 297 Approving the Final Formal Plat for Briarcrest Townhomes at 14539 32nd Avenue NE**

- (d) **Resolution No. 300 Revising Personnel Policies of the Employee Handbook**

(e) Motion to Authorize the City Manager to Obligate \$5,528,189 of Congestion Mitigation/Air Quality (CMAQ) Grant Funds for the Aurora Corridor Project

8. NEW BUSINESS

(a) Update of Clearing, Grading, and Tree Code Amendments

Paul Cohen, Senior Planner, provided a report of the City's efforts to review existing tree regulations and the potential for amending the code. He also reviewed the nine "Decision-Modules" (DM) which were approved by the Council to address the scope of the amendments.

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

Responding to Council, Mr. Cohen clarified that the revisions will apply to newly-developed sites, sites to be developed, and sites where people want to make modifications. Councilmember Eggen commented on DM3 and expressed concerns about DM4 and the possibility of the City being unwieldy concerning procedures if trees are damaging property. Mr. Cohen responded.

Responding to Deputy Mayor Hall, Mr. Cohen noted that a significant tree is an 8-inch conifer or a 12-inch deciduous tree according to current code. Councilmember Eggen discussed DM6 and inquired if most critical areas have a significant buffer. Mr. Cohen replied that trees alone are not considered critical habitat, but those on steep slopes or in a wetland are. Mayor McGlashan discussed DM5 and tree replacement ratios. Mayor McGlashan stated that he agreed with the concept of trees being replaced off-site.

Joe Tovar, Planning and Development Services (PADS) Director, noted that a tree canopy brings up question of how the City might plant trees whether it be on private or public lands, etc. and how tree credits are balanced.

Councilmember Eggen referred to DM5 and verified that putting trees on other sites means that there is insufficient area on the subject site.

Councilmember McConnell highlighted a Town of Woodway example of tree replacement ratios and expressed concerned that if ratios don't stay close to the property it could wipe out the value of the subject property. Mr. Tovar pointed out that many of the replacement ratios in the past are predicated on the assumption that not all replacements will survive.

9. UNFINISHED BUSINESS

(a) Resolution No. 301 Adoption of the CRISTA Master Development Plan

Mayor McGlashan announced that because Resolution No. 301 is a quasi-judicial matter, no public comment would be taken on this item.

Steve Szafran, Associate Planner, provided a brief staff report outlining the primary discussions and issues associated with the recommendation for approving the CRISTA Master Development Plan (MDP). He pointed out that the answers to Council questions were provided on page 40 of the packet.

RECESS

At 8:07 p.m., Mayor McGlashan called for five minute break. The meeting reconvened at 8:12 p.m.

Steve Cohn, Senior Planner, displayed the traffic modeling video. Councilmember Eggen inquired if the model is representative of the standard conditions on the site and Mr. Szafran replied that it reflects the implemented traffic improvements.

Councilmember McConnell moved adoption of Resolution No. 301, the CRISTA Master Development Plan. Councilmember Eggen seconded the motion.

Councilmember Roberts requested clarification regarding the sidewalks on 1st Avenue adjacent to the practice field, significant trees on 190th Avenue to the entrance, and underground parking. Mr. Szafran replied that the engineer moved the sidewalk improvements adjacent to the water tower to provide connection to the campus; the Planning Commission recommended retention of the significant trees within 60 feet of the Fremont Avenue right-of-way with no discussion about the trees on 190th. He stated that there was no discussion of underground parking at the elementary school site.

Councilmember Eggen noted that recommendation #4 is for tree retention within the 60 foot buffer. Mr. Szafran confirmed that the stipulation for tree removal is only for those removed within the buffer.

Deputy Mayor Hall moved to amend Resolution No. 301 by striking condition #23. Councilmember Tracey seconded the motion. Deputy Mayor Hall explained his rationale stating that the City has erosion control standards already and the WSDOT standards are not necessary. Additionally, there was no public comment expressing concerns about it. **A vote was taken on the motion to strike condition #23, which carried 7-0.**

Deputy Mayor Hall moved to amend Resolution No. 301 by striking condition #22. Councilmember McConnell seconded the motion. Deputy Mayor Hall highlighted that the low impact development requirement is already in the Shoreline Municipal Code (SMC) and there is no need to make it redundant. Councilmember McConnell supported the motion. Mr. Cohn responded to Mayor McGlashan and noted that the City staff

prefers not to have redundancies. **A vote was taken on the motion to strike condition #22, which carried 7-0.**

Deputy Mayor Hall moved to amend Resolution No. 301 by striking condition #7. Councilmember McConnell seconded the motion. Deputy Mayor Hall explained his rationale for this motion, noting that design is important and it is included in the Council Goals, but there is no proven administrative design review (ADR) process in existence. Therefore, this condition applies unnecessary limitations and should not be applied to all future development at CRISTA. Councilmember Eggen agreed with Deputy Mayor Hall and that an ADR should only apply to buildings clearly visible to surrounding neighborhoods. Also if permits are ready prior to the ADR being completed, the City shouldn't have to force them to wait. After further discussion, **Deputy Mayor Hall withdrew the motion on the table.**

Councilmember Eggen moved to amend the first sentence in condition #7 to read "Administrative design review, when approved by the City shall be required for all new and remodeled buildings that are within 100 feet of the right-of-way located within the CRISTA campus." Deputy Mayor Hall seconded the motion.

Councilmember Roberts wondered why "within 100 feet of right-of-way" was added and Councilmember Eggen responded that only the exterior buildings would affect the surrounding neighborhoods. Councilmember McConnell and Councilmember Scott confirmed with Mr. Cohn that this language would be less restrictive than condition #7 that was originally proposed. Mr. Tovar replied that the recommendation came from the City staff and he was confident it would be reasonable for CRISTA.

Councilmember Roberts moved to strike "that are within 100 feet of the right-of-way." Councilmember Eggen seconded the motion. Councilmember Roberts said the intent is to make sure the surrounding neighborhood is comfortable with the development and if ADR is a worthy goal, every building should go through the ADR process.

Deputy Mayor Hall noted that he is concerned that the City hasn't successfully done an ADR and because of that there is the potential of slowing down and harming development.

Councilmember Roberts explained that his intent was that 100 feet seems very arbitrary when the Council isn't clear what the goals for the ADR are. He added that he would withdraw his motion if the Council agrees with the City Manager's suggestion to strike condition #7 altogether. After brief discussion, **a vote was taken on the motion to strike "that are within 100 feet of the right-of-way" which failed 2-4, with Councilmember Roberts and Councilmember Scott voting in the affirmative and Councilmember Eggen abstaining.** Deputy Mayor Hall confirmed that CRISTA would be subject to the MDP until the ADR was adopted by the Council.

At the suggestion of Mr. Tovar, **Councilmember Eggen moved to amend condition #7 as follows: "If the City codifies the design review process prior to the application for**

a building permit, an administrative design review shall be processed currently with associated building permits to ensure consistency with master development plan. Administrative design review shall be required for all new or remodeled buildings that are located within the CRISTA campus. Administrative design review will address building design (design must be compatible with existing architecture), building bulk, building placement (both consistent with the approved MDP), and greed building methods. New buildings must meet King County Built Green 3-Star, or equivalent, standards.” Councilmember McConnell seconded the motion, which carried 7-0.

Councilmember Eggen moved to amend condition #8 as follows: “Each year in which a project is initiated after the first, CRISTA will review the management plan for effectiveness with the neighbors and if significant problems are found will amend the plan to address the problems. Documentation for review will be submitted to the City.” Councilmember Roberts seconded the motion.

Councilmember Eggen expressed concerns about the level of off campus parking which he noted is a part of the record for this item. Councilmember Roberts shared Councilmember Eggen's interest in this condition but expressed concern about the proposed language.

After further discussion, **Councilmember Eggen withdrew his motion.**

Deputy Mayor Hall moved to amend condition #8 as follows: “CRISTA shall submit a parking management plan for City review and approval before the first project is completed and every five years thereafter while development is proceeding under the MDP. The parking management plan shall analyze redistributing parking at high demand areas to where capacity is available, additional pedestrian connections on-campus, sharing of parking areas, additional wayfinding and directional parking signs, and enforcement. The parking management plan shall analyze offsite parking impacts and shall include mitigations.” Councilmember McConnell seconded the motion, which carried 7-0.

A vote was taken on the motion to adopt Resolution No. 301, adoption of the CRISTA Master Development Plan as amended, which carried 7-0.

10. ADJOURNMENT

At 9:32 p.m. Mayor McGlashan declared the meeting adjourned.

Scott Passey, City Clerk