

CITY OF SHORELINE

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

Monday, December 13, 2010
7:00 p.m.

Council Chamber - Shoreline City Hall
17500 Midvale Avenue N.

PRESENT: Mayor McGlashan, Deputy Mayor Hall, and Councilmembers Eggen, McConnell, Roberts, Scott, and Winstead

ABSENT: None

1. CALL TO ORDER

At 7:15 p.m., the meeting was called to order by Mayor McGlashan, who presided.

2. FLAG SALUTE/ROLL CALL

Mayor McGlashan led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present.

3. REPORT OF THE CITY MANAGER

Julie Underwood, Assistant City Manager, provided reports and updates on various City meetings, projects, and events. She stated that Deputy Mayor Hall asked the City staff for a report on how the rainfall has affected the City. She introduced Mark Relph, Public Works Director, who provided a report.

4. COUNCIL REPORTS: none

5. PUBLIC COMMENT

a) Thomas Drapac, Post Commander, American Legion Post #227, described a problem with the area outside their building related to the Green Streets Project along 17th Avenue West.

b) LaNita Wacker, Shoreline, expressed support for free speech and opposed the Council's public comment policy.

Councilmember Eggen responded to Mr. Drapac's remarks, stating that there is a need for some sort of redesign or fix, but the Green Streets project is not bad. While it is an unfortunate situation, it should be used as a learning opportunity for future projects.

Ms. Underwood added that this is a demonstration project and urged patience and understanding. She noted that feedback is appreciated and Mr. Relph will personally look at the site and address all concerns.

RECESS

At 7:42 p.m., Mayor McGlashan called for a five minute recess. The meeting reconvened at 7:47 p.m.

6. APPROVAL OF THE AGENDA

Councilmember McConnell requested that item 7(l) be removed from the Consent Calendar and made Action Item 8(a). Councilmember Winstead moved approval of the agenda as amended. Deputy Mayor Hall seconded the motion, which carried unanimously and the agenda was approved as amended.

7. CONSENT CALENDAR

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

- a. Minutes of Business Meeting of November 8, 2010
Minutes of Special Meeting of November 15, 2010
Minutes of Workshop Dinner Meeting of November 22, 2010
Minutes of Business Meeting of November 22, 2010
- b. Approval of expenses and payroll as of December 3, 2010 in the amount of \$3,033,554.42 as specified in the following detail:

*Payroll and Benefits:

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
10/31/10-11/13/10	11/19/2010	37364-37563	10362-10392	45465-45476	\$538,664.14
					<u>\$538,664.14</u>

*Wire Transfers:

Expense Register Dated	Wire Transfer Number	Amount Paid
11/30/2010	1028	\$3,871.52
		<u>\$3,871.52</u>

*Accounts Payable Claims:

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
11/16/2010	45372	45389	\$178,746.49
11/18/2010	45390	45402	\$52,168.70

11/18/2010	45403	45423	\$47,665.51
11/22/2010	45424	45425	\$102,852.43
11/22/2010	45426	45446	\$99,562.67
11/23/2010	45447	45464	\$33,679.29
11/23/2010	45360	45360	(\$569.40)
11/30/2010	45477	45477	\$65,612.00
12/2/2010	45478	45490	\$37,299.42
12/2/2010	45491	45505	\$1,735,456.36
12/2/2010	45506	45511	\$18,838.96
12/2/2010	45512	45525	\$8,243.70
12/2/2010	45526	45541	\$111,132.50
12/2/2010	45542	45542	\$330.13
12/2/2010	37816	37816	(\$8.15)
12/2/2010	39271	39271	(\$15.00)
12/2/2010	41272	41272	(\$100.00)
12/2/2010	45543	45543	\$123.15
			<u>\$2,491,018.76</u>

- c. **Motion to Authorize Approval of Public Defender Contract**
 - d. **Motion to Authorize the City Manager to Execute a Construction Contract for the Aurora Corridor Improvement Project N. 185th - N. 192nd Streets**
 - e. **Motion to Authorize the City Manager to Sign a Contract with Selected Publisher for Parks, Recreation and Cultural Services Brochure**
 - f. **Motion to Authorize the City Manager to Execute a Construction Services Contract with HDR Engineering for the Aurora Corridor Improvement Project N 185th - N 192nd Streets**
 - g. **Motion to Authorize the City Manager to Execute a Contract Amendment with DKS Associates for Development of a Transportation Impact Fee in Association with the Transportation Master Plan Update**
 - h. **Motion to Authorize the City Manager to Execute a 2011 Janitorial Services Contract with Allbright Floor Care dba Proteam Janitorial for City Facilities**
 - i. **Ordinance No. 588 Adopting the Apprenticeship Utilization Program**
 - j. **Motion to Adopt the Contract Extension of the City Prosecutor Contract**
 - k. **Motion to Authorize the Inter-fund Loan-Roads Capital for the Aurora Corridor Project**
 - m. **Ordinance No. 592 Amending the 2010-2011 Exempt Salary Schedule; waiving second reading per Council Rule 3.5(b)**
8. **ACTION ITEM: OTHER ORDINANCES, RESOLUTIONS, AND MOTIONS**

- a. Resolution No. 310 Amending the Council Rules of Procedure

Councilmember Roberts moved to adopt Resolution No. 310 amending the Council Rules of Procedure. Deputy Mayor Hall seconded the motion.

Eric Bratton, Management Analyst, provided two proposed amendments as part of the staff report. He noted that Amendment A would restore the general public comment to the beginning of study sessions and Amendment B would change study sessions to mirror what happens with public comment in business meetings.

Councilmember McConnell moved to amend Resolution No. 310 by incorporating Amendment B as presented by the City staff, thereby restoring general public comment and agenda items public comment at the beginning of study sessions and making the total public comment period at study sessions 30 minutes. Councilmember Eggen seconded the motion. Councilmember McConnell spoke to the amendment and urged the Council to support it. She felt there is a need to make both the study sessions and business meetings more consistent with each other especially since both meetings start at 7:00 p.m.

Councilmember Roberts spoke to the amendment and said he has concerns about the amendment because he felt it limits the amount of public comment heard by the Council. He stated that the amendment puts public comment at the beginning of the meeting and eliminated public comment after each agenda item, thus limiting free speech. He was opposed to the amendment.

Councilmember Winstead expressed her concerns and said it is better to have public comment after the staff report is presented. She also noted that the Council should strive for consistency in its procedures.

Councilmember Eggen supported the motion and said it is an improvement to what the Council currently does. He noted that there have been study sessions where people have come to the meeting to speak and they couldn't. He felt if people come to Shoreline Council meetings they should be able to speak about Shoreline issues as well as speak at the beginning of the meetings if they can't stay for the entire meeting.

Councilmember Scott supported Amendment B and said it speaks to what the Council is trying to address. He favored having residents discuss any topic at any meeting.

Councilmember Roberts commented that occasionally amendments are brought forth by the Council and the public hasn't been informed of them. When this occurs, the public doesn't have the opportunity to discuss them at the Council meetings.

Deputy Mayor Hall pointed out that the Council doesn't take final action at study sessions and even when public comment is heard, final action wouldn't be taken. He clarified that when a consent agenda item is pulled there used to be public comment on it and that isn't the policy now. He thought the process works fine now because the public can speak on the items before final action is taken. Nonetheless, he supported the amendment on the table.

Mayor McGlashan felt that the public should speak about any item at any time and supported the amendment.

A vote was taken on the motion to adopt Amendment B, which carried 6-1, with Councilmember Roberts dissenting. A vote was taken on Resolution No. 310 as amended, which carried 6-1, with Councilmember Roberts dissenting.

b. Ordinance No. 589 Approval of Comprehensive Plan Amendments

Councilmember Roberts moved to approve Ordinance No. 589, amending the Comprehensive Plan. Councilmember Eggen seconded the motion.

Joe Tovar, Planning & Development Services Director, highlighted the history of this item and Steve Cohn, Senior Planner, reviewed the staff report.

Councilmember Eggen moved to approve amendment Option 1A to Ordinance No. 589. Councilmember Scott seconded the motion. Councilmember Eggen stated that this amendment clarifies the basic language of the ordinance.

Deputy Mayor Hall commented that clarifying it is helpful but felt Option 1B is better. He stated that the Comprehensive Plan needs to be consistent with the rest of the cities regulations, and if anything isn't, the City can be challenged. He concluded that Option 1B is a better, more concise amendment. **A vote was taken on the motion to approve amendment Option 1A, which failed 0-7.**

Deputy Mayor Hall moved to approve amendment Option 1B to Ordinance No. 589. Councilmember Winstead seconded the motion. Councilmember Winstead concurred with Deputy Mayor Hall because it is more clear and concise. **A vote was taken on the motion to approve amendment Option 1B to Ordinance No. 589, which carried 7-0.**

Councilmember Roberts moved to add "Briarcrest" to Option 1B. Deputy Mayor Hall seconded the motion. Councilmember Roberts pointed out that there is a commercial area in Briarcrest. **A vote was taken on the motion to add "Briarcrest" to Option 1B, which carried 7-0.**

A vote was taken on the main motion to approve Ordinance No. 589 as amended, which carried 7-0 and Ordinance No. 589 was passed.

c. Ordinance No. 591 Approval of Development Code Amendments

Deputy Mayor Hall moved to approve Ordinance No. 591, amending the Development Code. Councilmember Roberts seconded the motion.

Jeff Forry, Permit Services Manager, discussed items in the staff report. Steve Cohn, Senior Planner, reviewed the proposed amendments for Council's consideration and approval.

Upon motion by Councilmember Eggen, seconded by Deputy Mayor Hall and carried 7-0, Amendment #2 to Ordinance No. 591 was approved.

Deputy Mayor Hall moved to adopt Amendment #3. Councilmember Winstead seconded the motion. Deputy Mayor Hall commented that there are an increasing number of residents getting City information through the internet instead of published notices in the Seattle Times. **A vote was taken on the motion to adopt Amendment #3 to Ordinance No. 591, which carried 7-0.**

Deputy Mayor Hall moved to amend SMC 20.30.340(B)(2) as described on page 145 of the Council packet by striking “advertised in the newspaper” and inserting “available on the City’s website, *CURRENTS*, and published through a press release.” Councilmember Winstead seconded the motion, which carried 7-0.

A vote was taken on the motion to adopt Ordinance No. 591 as amended, which carried 7-0 and Ordinance No. 591 was passed.

- d. Ordinance No. 590 Approval of Rezone and Master Development Plan Permits for the Public Health Lab

Steve Szafran, Associate Planner, presented the staff report. He highlighted that this item was introduced to the Council at last week’s Council Study Session.

Councilmember Eggen moved to adopt Ordinance No. 590 approving the Rezone and Master Development Plan Permits for the Public Health Laboratory. Councilmember Winstead seconded the motion. Councilmember Eggen stated that the rezone is reasonable because it adheres to the intent of the Master Plan process adopted a year ago.

Councilmember Roberts favored the item and felt the City should move to a hearing Examiner process instead of the Council approving master zoning plans since the Council cannot comment on concerns in their neighborhoods.

Deputy Mayor Hall supported the item and said it is impressive the work that was done by the applicant and the City staff. He said he is impressed with the accessibility improvements and structured parking. **A vote was taken on the motion to adopt Ordinance No. 590, which carried 7-0 and Ordinance No. 590 was passed.**

9. ADJOURNMENT

At 8:34 p.m. Mayor McGlashan declared the meeting adjourned.

Ronald F. Moore, Deputy City Clerk