

CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF BUSINESS MEETING

Monday, January 6, 2014
7:00 p.m.

Council Chambers - Shoreline City Hall
17500 Midvale Avenue North

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

ABSENT: None

1. CALL TO ORDER

The meeting was called to order at 7:02 p.m. by Ms. Simulcik Smith, City Clerk.

(a) Oath of Office Ceremony for Newly Elected City Councilmembers, performed by Superior Court Judge Richard Eadie

- Council Position No. 1 Keith McGlashan
- Council Position No. 3 Will Hall
- Council Position No. 5 Shari Winstead
- Council Position No. 7 Christopher Roberts

King County Superior Court Judge Richard Eadie shared his thoughts on the importance of public service and thanked those who dedicate their time to serve in local government. He then administered the oath of office to the newly elected Councilmembers in the order listed above.

At 7:10 p.m., the Council recessed for a period of 5 minutes. The meeting reconvened at 7:15 p.m.

2. FLAG SALUTE/ROLL CALL

Ms. Simulcik Smith led the flag salute and called the roll. All Councilmembers were present.

(a) Clarification of Council Rules, Section 2.2, regarding Election of the Mayor and Deputy Mayor

Debbie Tarry, Interim City Manager, provided introductory comments, explaining that the proposed change to Section 2.2 of the Council Rules clarifies the process for electing a Mayor and Deputy Mayor.

Councilmember McGlashan moved to clarify Council Rules Section 2.2, Election of Mayor and Deputy Mayor, to have the City Clerk only call for affirmative votes. Councilmember McConnell seconded the motion, which carried unanimously.

(b) Election of Mayor and Deputy Mayor

Ms. Simulcik Smith summarized the rules and procedures for electing City Council officers and opened the floor for nominations.

Councilmember Hall nominated Councilmember Winstead for Mayor.

As there were no other nominations, Ms. Simulcik Smith declared nominations closed. The nomination of Councilmember Winstead for Mayor for a period of two years ending December 31, 2015 was unanimously approved.

Mayor Winstead then conducted the election for Deputy Mayor, and opened the floor for nominations.

Councilmember Roberts nominated Councilmember Eggen for Deputy Mayor.

Councilmember Hall nominated Councilmember McGlashan for Deputy Mayor.

As there were no other nominations, Mayor Winstead declared the nominations closed. The nomination of Councilmember Eggen for Deputy Mayor for a period of two years ending December 31, 2015 was unanimously approved.

At 7:21 p.m. Mayor Winstead called for recess, and the meeting reconvened at 7:28 p.m.

Councilmember McGlashan thanked his colleagues, staff and the community for supporting him as he served as Mayor of Shoreline for the past four years.

3. REPORT OF THE CITY MANAGER

Debbie Tarry, Interim City Manager, provided reports and updates on various City meetings, project and events.

4. COUNCIL REPORTS

There were no Council reports.

5. PUBLIC COMMENT

Timothy Ramsey, Shoreline, expressed concern about what he viewed as the Council's lack of transparency and openness when they passed Ordinance 681, Authorizing Assumption of the Ronald Wastewater District (RWD). He questioned the need to rush the ordinance forward without allowing the public an opportunity to share their comments.

Ginny Scantlebury, Shoreline, said she was also disappointed that the public was not notified that Ordinance 681 would be on the Council's agenda. She questioned how the City could prove that taking over the district would save rate payers money, how the sewer budget would be handled, if the sewer tax would be increased, and why the City's projected debt in 2017 was reduced. She asked the Council to allow the public to vote on assumption of RWD.

Joe Levin, Shoreline, said he owns an apartment complex in North City and supports the comments provided by the previous speakers. A number of apartment owners, residents and developers have serious concerns about how assumption of RWD would impact future utility rates. He encouraged the Council to allow residents to vote on the issue.

Boni Biery, Shoreline, agreed that the public should be allowed to vote on the City's proposal to assume RWD. She said she was present to express concern that the Urban Forest Strategic Planning Open House on January 23rd would be limited to just 60 minutes. She submitted her written comments, which included a list of information she would like staff to provide at the open house. She expressed her hope that input from the open house would be made public and that there would be future opportunities for public participation.

Robin McClelland, Shoreline, referred to Ordinance Number 682 – Transition Area Amendments (Item 8a) and asked that the Council restore the 15-foot setback in all transition areas, which is consistent with what the citizens of Shoreline want and what the Planning Commission has recommended.

Karen Gilbertson, Shoreline, provided a brief history of RWD, which has been and is currently solvent. She noted that the City will not be solvent in two years. She expressed concern that if the City owns the RWD system, taxes could skyrocket as they have done in other cities in the State. She asked that citizens be allowed to vote on the proposal.

Arne Lind, Shoreline, encouraged the Council to abide by the State law that was passed in 1899 giving citizens the right to vote on propositions like the assumption of the RWD. Rather than bypassing the vote, the Council should work on presenting reasons that are honest and forthright for the citizens of Shoreline to vote yes.

Easton Craft, Shoreline, said he is a member of the Planning Commission and was present to speak in favor of Ordinance Number 682, Transition Area Amendments (Item 8a). He provided a brief history of the Planning Commission's exploration of transition area standards and reviewed concerns raised by citizens. He encouraged the Council to adopt Ordinance 682, which would reinstate the 15-foot setback requirement. The Council could then create an action plan for staff to do more research on the impacts associated with the alternative proposal, which would reduce the setbacks to 0 for properties adjacent to arterial streets and open space. He pointed out that the City will face a number of issues as it further discusses light rail station area planning, and it will be important to have the full commitment of the citizens to be part of the process and feel that their voices are heard.

Shaun Kerins, Shoreline, expressed concern that the City Council voted to reduce the setback in transition zones from 15 feet to zero without any input from citizens. He noted that this is the

fifth time that the Planning Commission and citizens have voiced support for the 15-foot setback, and he hopes the Council will take this into consideration when voting on Ordinance 682.

Fredrico Acosta, Shoreline, voiced concern that the City is allowing marijuana distribution businesses along Aurora Avenue North to locate within close proximity of each other. He expressed his opinion that it would make the street more dangerous and increase car accidents and crime. He suggested the City require ¼ mile between each of the businesses.

Ms. Tarry clarified that Ordinance 681, Authorizing Assumption of the RWD, would neither prohibit a future vote nor provide that there will be one. The ordinance simply provides for assumption as outlined in the 2002 agreement that was mutually executed between the City Council and the RWD Commission. The ordinance was necessitated by the City of Woodway's indication that it would proceed with eminent domain on the property underlying Lift Station 13 on December 9th. The Council felt it was important to take steps to keep the system whole and to protect the assets that belong to the rate payers of the RWD and Shoreline as per the 2002 agreement. Ms. Tarry agreed there is no utility tax limit for sewer, wastewater and surface water. The Council has the ability to raise the surface water utility rate beyond 6%, but it has chosen not to do so.

Ms. Tarry said staff intends to make materials regarding the upcoming Tree Board meeting and Urban Forest Strategic Planning Session on January 23rd available to the public on January 13th.

Ms. Tarry said that when considering codes related to retail marijuana establishments, staff reviewed public safety concerns associated with the six existing marijuana collective gardens in Shoreline and found very few incidents.

6. APPROVAL OF THE AGENDA

Councilmember Hall moved for approval of the agenda. Councilmember McConnell seconded the motion, which carried unanimously.

7. CONSENT CALENDAR

Upon motion by Councilmember McGlashan, seconded by Councilmember Roberts and unanimously carried, the following Consent Calendar items were approved:

- (a) Minutes of Business Meeting of November 18, 2013**
- Minutes of Workshop Dinner Meeting of December 2, 2013**
- Minutes of Special Meeting of December 7, 2013**
- Minutes of Workshop Dinner Meeting of December 9, 2013**

- (b) Adoption of Resolution Number 354 in Support of Shoreline School District's Proposition 1 and Proposition 2**

- (c) Approval of the Employment Contract for the City Manager**

(d) Adoption of Ordinance Number 683 – Correction of the 2014 Salary Schedule

8. ACTION ITEMS

(a) Adoption of Ordinance Number 682 – Transition Area Amendments

Ms. Tarry provided introductory comments and Paul Cohen, Planning Manager, presented the Staff Report. He reviewed that at the conclusion of their December 2nd discussion, the Council requested staff bring back an ordinance that would provide a 15-foot setback in transition areas located in commercial zones that are directly across the rights-of-way from single-family residential zones. At the request of Councilmember Roberts, the Council also directed staff to evaluate the merits of reducing the setback requirement for commercial properties located on principle arterial streets or where the single-family zoned properties are designated in the Comprehensive Plan as public open space. He provided maps and photographs to illustrate the properties that would be impacted by the alternative proposal. He recommended that the Council adopt Ordinance 682, with the alternative language in “Exhibit A – Alternative”.

Councilmember Roberts moved that the Council adopt Ordinance Number 682, with the alternative language in “Exhibit A – Alternative”. Councilmember McGlashan seconded the motion.

It was pointed out that the Planning Commission voted unanimously to recommend reinstating the 15-foot setback requirement for all transition zones. Supporting the Planning Commission’s recommendation would provide predictability to citizens, which they have been banking on for over a year as they have gone through the public process.

Councilmember McConnell moved to amend the motion to adopt Ordinance Number 682 without the alternative language in “Exhibit A – Alternative”. Deputy Mayor Eggen seconded the motion.

Questions were raised about what the original setback was in the other commercial zones, excluding Town Center. Mr. Cohen answered that there was potential for a zero setback. It was pointed out that the amended motion would not only restore the 15-foot setback requirement for transition zones in the Town Center Subarea; it would also impose a 15-foot setback in other commercial zones where there was previously the potential for zero setback.

Some Councilmembers expressed concern about making a decision that is contrary to the recommendation the Planning Commission made after studying the issue in detail. While some felt the alternative had some merit, caution was voiced about making decisions on the fly without sufficiently studying the impacts. On the other hand, it was noted that requiring a 15-foot setback for all transition areas within commercial zones would minimize the City’s ability to promote and stimulate economic development, particularly around the Community Renewal Area.

A Councilmember requested clarification about the Planning Commission’s original recommendation, and Mr. Cohen said their original recommendation was that the 15-foot setback

requirement should apply to transition areas in all commercial zones. When the issue was remanded back to the Commission, they reaffirmed their original recommendation.

The motion to amend the main motion to strike “Exhibit A – Alternative” and revert back to Exhibit A (15-foot setback in all transition areas) failed by a vote of 3-4, with Deputy Mayor Eggen, and Councilmembers McConnell and Salomon voting in favor and Mayor Winstead and Councilmembers McGlashan, Roberts and Hall voting in opposition.

It was discussed that approval of the main motion would result in a 15-foot setback in the areas that are of most concern to the citizens. The regulations in Exhibit A – Alternative would provide sufficient setbacks to protect the single-family neighborhood in the Town Center area, but allow less restrictive setbacks off arterials and open spaces.

The main motion was unanimously approved as presented.

9. STUDY ITEMS

(a) Discussion and Update of 185th Light Rail Station Design

Ms. Tarry provided introductory comments and Miranda Redinger, Senior Planner, provided a brief summary of the items that were discussed at the November 5th and 6th Community Design Dialogue Workshops and outlined the timeline and next steps in the process. She announced that two additional Community Design Dialogue Workshops are scheduled for February 19th and 20th, at which the consultant will present computer models to illustrate the ideas generated at the previous meetings.

Ms. Redinger invited Councilmembers to set up individual appointments with staff during the month of January to discuss preferences for zoning alternatives to be analyzed through the Draft Environmental Impact Statement (DEIS). Staff will present working options at the February 8th Council Workshop that identify areas of consensus among Councilmembers and other areas that require further discussion. A draft recommendation of zoning alternatives would be presented at the Community Design Dialogue Workshops.

Ms. Redinger advised that in addition to the 185th Station Area planning effort, staff is currently preparing a Request for Proposals (RFP) for a consultant for the 145th Station Area Plan. Staff will continue to assist the 185th Station Citizens Committee (185SCC) and the newly formed 145th Station Citizens Committee (145SCC). Both groups will hold monthly meetings as the planning processes move forward. In addition, staff met with the Shoreline School District Board to update them on the subarea planning process. The School Board indicated they would hire their own consultant to analyze what would be in the District’s long-term best interest with regard to their properties within the 185th Station Subarea.

Dale Lydin, Co-Chair of the 185SCC, thanked the Councilmembers and City staff for their support and encouragement of grassroots citizen involvement in City Government. He provided a brief summary of how the committee will continue to support the subarea and transportation planning and design processes and encourage public participation.

Robin Lombard, Co-Chair of the 145SCC, provided a brief update of the 145SCC activities. She said that at their next meeting, the discussion will focus on reaching out to the community and spreading awareness. She also thanked the City Council and City staff for their help and support.

The Council expressed appreciation to City Staff and the two committees for providing information to the citizens and encouraging public involvement in the station area planning processes.

10. ADJOURNMENT

At 8:49 p.m., Mayor Winstead declared the meeting adjourned.

Jessica Simulcik Smith, City Clerk