

CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF BUSINESS MEETING

Monday, January 25, 2016
7:00 p.m.

Council Chambers - Shoreline City Hall
17500 Midvale Avenue North

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

ABSENT: None

1. CALL TO ORDER

At 7:00 p.m., the meeting was called to order by Mayor Roberts who presided.

2. FLAG SALUTE/ROLL CALL

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

3. REPORT OF CITY MANAGER

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

4. COUNCIL REPORTS

Councilmember Hall reported attending the Puget Sound Partnership Policy Board Meeting. He reported that the Board is supporting continued funding for the Stormwater Master Assistance program, a \$50 Million State funded program to assist local governments to do innovative stormwater treatment programs, and the Department of Ecology's goal to make the Puget Sound a Zero Discharge Zone.

Mayor Roberts announced that a few Councilmembers will be attending the Association of Washington Cities City Action Days Legislative Conference on January 27 and 28, 2016. He said they have meetings scheduled with Senator Maralyn Chase and Representatives Cindy Ryu and Ruth Kagi.

5. PUBLIC COMMENT

Brad Lancaster, Shoreline resident, spoke about homelessness and asked if the homeless deserve our help. He talked about the nation's poor history of inclusion and said homeless people need to be treated with respect and provided homes. He submitted written comments for the record.

Tad Seaton, Mukilteo resident, asked the Council to amend Ordinance 735 to eliminate the 1,000 foot buffer requirement for retail marijuana stores.

6. APPROVAL OF THE AGENDA

The agenda was approved by unanimous consent.

7. CONSENT CALENDAR

Upon motion by Deputy Mayor Winstead and seconded by Councilmember McConnell and unanimously carried, 7-0, the following Consent Calendar items were approved:

(a) Minutes of Business Meeting of November 30, 2015, Business Meeting of December 7, 2015, and Special Meeting of December 14, 2015

(b) Approval of expenses and payroll as of January 8, 2016 in the amount of \$1,815,927.18

***Wire Transfers:**

Expense Register Dated	Wire Transfer Number	Amount Paid
12/29/2015	1103	\$3,587.88
		<u>\$3,587.88</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
12/29/2015	62099	62099	\$3,162.36
12/29/2015	62100	62125	\$145,861.39
12/30/2015	62126	62141	\$121,160.55
12/30/2015	62142	62164	\$125,178.66
1/5/2016	62165	62166	\$2,059.00
1/5/2016	62167	62167	\$8,289.59
1/7/2016	62168	62196	\$8,003.53
1/7/2016	62197	62208	\$18,969.81
1/7/2016	62209	62227	\$17,852.63
1/7/2016	62228	62258	\$209,019.52
1/7/2016	62259	62280	\$522,782.26
			<u>\$1,182,339.30</u>

(c) Motion to Authorize the City Manager to Execute an Agreement with MIG (Moore Iacofano Goltsman Inc.) in the Amount of \$186,227 for the Parks, Recreation and Open Space (PROS) Planning and Analysis Project

8. STUDY ITEMS

(a) Discussion and Update of King County Solid Waste Comprehensive Plan

Rika Cecil, Environmental Services Analyst, introduced King County Solid Waste Division Director Pat McLaughlin and Solid Waste Division Recycling and Environmental Services Manager Jeff Gaisford. Ms. Cecil recalled that the City Council approved the King County Solid Waste Interlocal Agreement in 1995 and the King County Solid Waste Management Comprehensive Plan in 2002. She shared that the population has grown to the point where the Cedar Hills Regional Landfill is reaching capacity. She explained that the County has been working with cities to develop strategies and options to slow the rate and amount of solid waste going into the landfill. She asked Councilmembers for their preferred strategy to increase recycling in Shoreline.

Mr. McLaughlin commented that King County achieved a 53% recycle rate and pointed out that the City of Shoreline achieved a rate of 59%. He said the goal is to achieve a recycle rate of 70% by 2020. He said the collaborative work of collective action, private sector partner support, and outreach and financial incentives helped achieved the 53% rate. He shared that the Cedar Hills Landfill capacity is finite, provided examples of what goes to the landfill, and said 78% of what is received each day could be recycled. He revealed that food waste is the largest commodity disposed and explained that true energy is being lost by burying that much waste. He advised Council that food waste is the largest recycling opportunity. He said King County's 5 Core Principals to lead to a 70% recycle rate are:

- Adopt a common set of policies and practices for managing wastes and resources
- Separation of garbage, recyclables, and organics is mandatory
- Materials added to recycling collection programs are supported by adequate processing capacity, capability and markets
- A robust enforcement program is in place to support separation of materials in curbside programs
- The Solid Waste Division has adequate recovery and processing capability to harvest resources present at its facilities

Mr. Gaisford said the "Roadmap to reach a 70% Recycling Rate" include the following three Options: A) Collective Action of Cities and Counties with mandatory separation and the collection of garbage to every other week; B) Jurisdictional Self-Determination; and C) A Regional Push Forward with the County Leading. He pointed out that the Shoreline Station is a showcase station and serves as a model for other stations. He explained the strategy implemented to separate wood, metal and cardboard at the Station, and said the recycle rate improved by 250% with this effort. He shared that this will be a permanent strategy in Shoreline. He recalled that the Station piloted separating Styrofoam, and plastic film and bags in December 2015, and noted that the Landfill would have closed in 2012 without the implementation of recycling strategies. He said the goal is to extend the life of Cedar Hills for as long as possible, keep rates low, provide the region more time to evaluate alternative disposal options, and explore building a processing facility.

Councilmember Hall asked if they have considered that converting waste to energy might prove to be economic in the long term, and asked if these options can be looked at sooner. Mr. McLaughlin responded that those technologies will work, said they are currently being studied, but added that they are capital intensive. He shared that the importance of recycling does not

change with technology and said we need to prevent waste from being created. He explained that it is more expensive to address the problem the further you get down the waste stream.

Councilmember Salomon asked clarifying questions about the 53% overall recycling rate. Mr. Gaisford explained that 53% of waste does not come to the landfill; out of the waste that does go to the landfill, 78% of it is recyclable.

Councilmember McGlashan asked what the current life span of Cedar Hill is and if processing takes place there. He commented on Shoreline's high self-hauler rate and said it should be considered in the next waste contract. He asked what is being done about packaging on local and national levels. Mr. McLaughlin responded that the capacity of Area 8 life span is 2027 -2030 and explained that they are looking to develop more areas of the landfill. He said they do have employees separating garbage. He noted that 57% of tonnage from Shoreline comes from self-haulers. Mr. Gaisford commented that there has been a growth in plastic and mixed material packaging and said there are national efforts being used to address it.

Ms. Tarry added that the self-hauler rate for Shoreline is smaller than initially estimated. Ms. Cecil pointed out that Cedar Hills is not exclusive to Shoreline residents and shared that Shoreline's self-haul rate is about 14-16%.

Deputy Mayor Winstead said she is interested in addressing what can be done about packaging on a local and national level, and recommended that more education be provided to residents on what is recyclable. Mr. Gaisford responded that an app is being developed for smartphones to identify what is recyclable.

Councilmember McConnell agreed that packaging needs to be addressed. She asked if multi-family housing units have food waste recycle bins. She recommended that the disposal of the School District's food scraps be included in waste contract discussions. Mr. Gaisford responded that schools participate in the Green School Program and shared that recycling for them is up. He said cafeterias have focused on food scraps for the past three years and shared that the schools have seen a lot of growth in this area. Mr. McLaughlin added that King County Solid Waste are active leaders in the Northwest Stewardship Council, which has addressed other commodities issues, and said packaging concerns can be addressed in this forum.

Mayor Roberts asked what Renton's recycle rate is and what the next steps are for the County. Mr. Gaisford responded that Renton's recycle rate is approaching 60% and said he will confirm that number and report back to staff. He shared that Renton has one of the lowest per pound household of garbage in the county. Mr. McLaughlin commented that Shoreline has a great opportunity to take action as negotiations for a new solid waste contract begin. He said the County will continue to engage in policy discussions and that an update to the King County Solid Waste Comprehensive Plan will be provided in 2017.

Councilmember Salomon expressed concern about the landfill filling to capacity and the prospect of Shoreline shipping its garbage elsewhere. He said he is encouraged that huge strides can be achieved by taking bold steps to reduce recycling. He said Option A is not too much to ask, and shared it is the Community's responsibility to care for its waste.

Councilmember McGlashan asked if there is a limitation on the types of food scraps accepted by the Transfer Station. Mr. Gaisford responded that they accept any food scraps.

Deputy Mayor Winstead asked what happens to something that is incorrectly placed in the recycle bin for plastic. Mr. Gaisford responded that the package could be rejected.

- (b) Discussion of Ordinance Nos. 737 and 738 - Amending Fee Table, Chapter 3.01 of the Shoreline Municipal Code to Correct Errors and Add an Additional Fee

At 8:08 p.m. Mayor Roberts called for a recess, and at 8:12 p.m. he reconvened the meeting.

Sara Lane, Administrative Services Director, explained that Ordinance 737 contains the following amendments to correct errors in Ordinance 728 for the 2016 Annual Budget Adoption:

1. Amendment to SMC 3.01.015(B) for Administrative Fees
 - a. Rates reflecting use of proper methodology
 - b. Footnotes to the rate table related to administration of fees
2. Amendment to SMC 3.01.010(A)(1) and (A)(2) for Building Permit Fee
 - a. Ensures the minimum hourly rate is consistent at \$161.25
3. Amendment to SMC 3.01.400(B) for SWM Fee
 - a. Rates reflecting full credit in 2016
 - b. Eliminating formula in 3.01.400(B)(2)(c)

Ms. Lane explained that Ordinance 738 amends SMC 3.01.220 to recoup actual costs for other storage media not specifically listed on the adopted fee schedule allowed by the Public Records Act (RCW 42.56). She said that the Ordinances are proposed for adoption on February 1, 2016.

There was no Council discussion.

- (c) Discussion of Proposed Ordinances Nos. 734 and 735 Regarding Collective Garden Regulations and Cannabis Regulations

Alex Herzog, Management Analyst, reviewed that the State passed comprehensive legislation regarding marijuana regulations and recalled the Council's November 9, 2015 discussion regarding marijuana matters. He stated that there was consensus among Councilmembers that residents should have access to medical marijuana and that a 1,000 foot buffer be required between retail stores. He shared that the Planning Commission recommended adoption of Ordinances 734 and 735 at the December 17, 2015 Planning Commission meeting. He reported that the Liquor and Cannabis Board (LCB) has allocated two additional retail licenses in Shoreline, bringing the total number of retail marijuana stores in Shoreline to four (4). He said Americana Weed Company has been issued a license and said the owner is proposing to open a

store on 15th Avenue. He presented a map identifying the locations of recreational marijuana retailers. He then reviewed the provisions contained in Ordinances 734 and 735.

Deputy Mayor Winstead asked about the proposed location of the Americana Weed Company. Mr. Herzog said the proposed location is within the 1,000 foot buffer of another retail store. He explained that the adoption of Ordinance 735 as proposed will deny a retailer the ability to locate within a 1,000 foot buffer of another retail store. He explained that the Council could propose an amendment to the Ordinance allowing a Non-conforming Use, with the following criteria: LCB and City of Shoreline licenses have been granted; they already own or have a valid lease for the proposed location; and the business would have to open within 30 days of the enactment of Ordinance. He also pointed out a typographical error on page 8c-10, referencing an index that does not exist, and said it will be removed.

Councilmembers, Hall, McGlashan, Scully, and Deputy Mayor Winstead expressed that since State regulations limits Shoreline to four (4) retail stores, that there is no compelling reason to maintain the 1,000 foot buffer. Councilmember Hall recommended that staff delete Section 3 and remove the ii's on Page 8c.

Deputy Mayor Winstead asked if the State will review the allocations and possibly change them, and said if they do that she would like to revisit policy at that time. Councilmember McGlashan asked about the status of Collective Gardens and about a retailer being forced by the Feds to shut down because they were too close to a trail. Mr. Herzog responded that Collective Gardens will be abolished by State law on June 30, 2016, and said all retailers can apply to sell medical marijuana. He responded that he will need to research the store that was force to close and report back to Council.

Councilmember Scully asked about the status of Cooperatives and confirmed that they will also be regulated by the State. Mr. Herzog responded that Cooperatives exist as allowed by the State, and shared that there was not a Council discussion about restricting Cooperatives. Mayor Roberts asked how often retailers need to apply for a license and if a medical cooperative is a non-residential use. Mr. Herzog responded they have to apply annually, and said State law requires that medical cooperatives must be in the domicile of one of the participants. Julie Ainsworth-Taylor, Assistant City Attorney, added that a medical cooperative is treated as a non-residential use that occurs in a residence, and it is permitted in all zones.

Councilmember McConnell expressed concern that the 365 Cannabis store is currently operating, asked why we have not heard from them, and said it troubles her that the retail stores will be so close together. She said she is not in favor of removing the 1,000 foot buffer and issuing a non-conforming use, only to have to change it again in the future.

9. ADJOURNMENT

At 8:50p.m., Mayor Roberts declared the meeting adjourned.

Bonita Roznos, Deputy City Clerk