DRAFT

CITY OF SHORELINE

SHORELINE CITY COUNCIL
SUMMARY MINUTES OF JOINT DINNER MEETING

Monday, February 8, 1999
6:00 p.m.

Shoreline Conference Center
Highlander Room

Shoreline City Council

PRESENT: Mayor Jepsen, Deputy Mayor Montgomery, Councilmembers Gustafson, Hansen, King, Lee and Ransom

ABSENT: None

STAFF: Robert Deis, City Manager; Larry Bauman, Assistant City Manager; Kristoff Bauer, Assistant to the City Manager

Shoreline School Board

PRESENT: President Grace, Vice President Parsons, Board members Bryce and Robinson

ABSENT: Board member Giboney

STAFF: Dr. Marlene Holayter, Superintendent of Schools; Ken Kanikeberg, Executive Director of Business Services; Marjorie Ledell, Director of School and Community Relations; Frank Hrnicek, Director of Support Services

The meeting convened at 6:11 p.m. All Councilmembers were present with the exception of Councilmember Hansen, who arrived shortly thereafter.

President Grace explained the purpose of the Council and the School Board reconvening for another dinner meeting. Mayor Jepsen expressed appreciation for the two entities working together.

President Grace raised the subject of general operating principles between the Council and the School District. He asserted that both entities must be concerned about staff commitment regarding new areas of mutual cooperation. He suggested that School Board members and Councilmembers review potential areas of cooperation during the next month and provide feedback through him and Mayor Jepsen.

Councilmembers and School Board members discussed the mutual accessibility of the two entities.

Vice President Parsons suggested quarterly joint meetings of the School Board and Council, with three more meetings during 1999. Once established, these meetings could possibly occur only twice a year.

Councilmember Gustafson suggested regular, ongoing communication between Council and the School Board regarding issues that affect both organizations.

President Grace recommended that he, Mayor Jepsen, City Manager Robert Deis and Superintendent Dr. Marlene Holayter meet prior to the quarterly meetings.

Board member Robinson supported regular meetings of City and School District staff.

Mayor Jepsen said Shoreline expects a collaborative working relationship between its staff and the School District's staff.

President Grace raised the topic of reporting mechanisms, in addition to quarterly and monthly meetings, for addressing issues. Councilmember Gustafson suggested that a representative of the School District attend a City Council meeting on occasion to report highlights of what is happening in the District and that a City staff member do the same for the School Board.

Councilmembers and School Board members went on to discuss the use of City and School District publications to highlight areas of mutual cooperation.

Ken Kanikeberg, Executive Director of Business Services, introduced the issue of an interlocal agreement between the School District and the City. He said the School Board approved an interim agreement in February 1997 to continue the agreements that had been in place between the District and King County. He asserted the need to implement a new agreement. He noted the meeting earlier in the day between City and District staff and Councilmember Gustafson.

Kristoff Bauer, Assistant to the City Manager, explained the purpose of the earlier meeting was to discuss a series of issues identified by the City. He said some of these issues will be easy to resolve, while agreement on others may require some time.

Mayor Jepsen suggested use of a matrix to identify issues for discussion by the City and the School Board.

Mr. Deis explained that the process is meant to identify those issues on which the City and the School Board agree and to determine how the City and the School Board will address those issues on which they do not agree and cite the pros and cons of those items.

Mr. Bauer said City and District staff could work to bring the issues back to Council and the School Board in a month. Mr. Kanikeberg commented that it may take five weeks to bring the issues back to Council and the School Board.

Councilmember Hansen arrived at 6:45 p.m.

Mr. Deis committed that City and School District staff will work together during the next five weeks to prepare a matrix for review by the Council and the School Board.

Mr. Kanikeberg introduced the discussion of the skateboard park. He reviewed the history of the Paramount Park School, including:

- Construction of the school building in 1954;
- Closure of the school in 1971;
- The sale of one acre of property at the site in 1978;
- The lease of the building to Montessori of Seattle and the senior center between 1974 and 1988; and
- The demolition of the building in 1991 after the determination that it was a maintenance and safety liability.

Mr. Kanikeberg went on to highlight points from the interlocal agreement between the School District and King County relating to the Paramount Park School play field:

- Recitals:
  - The District owns the property;
  - Athletic facilities would be built on the property;
  - The master plan for the property included a soccer field and two new baseball backstops;
  - Additional facilities were subject to the terms of the agreement; and
  - The District paid $147,000 to demolish the school.
- Terms:
  - Demolition and Design:
    - The County reimbursed the District for $100,000 of the demolition costs for all improvements;
    - The County was to prepare design and cost estimates;
    - The design and installation of structures was limited to storage and/or restroom facilities;
    - The County was to pay for all construction; and
    - The District was to approve all estimates and contracts.
  - Joint Use and Termination:
    - The District would have first priority for use;
    - The County was responsible for ongoing maintenance;
    - The District could declare the need for the property for a school and terminate the agreement upon six-months notice; and
    - The District was required to reimburse the County's construction costs, less five percent for each year after completion of construction.
  - General Terms and Purchase Option:
    - The agreement covered a 25-year period, plus annual renewal periods, unless either party cancelled it 30 days before an anniversary;
    - There would be no rent or user fees between the parties;

- If the District elected to sell the property, the County had the option to buy it during the 90 days after notice by the District; and
- The purchase price was established as "fair market value" less the remaining, undepreciated value of the County's improvements.

Mr. Deis highlighted key points in the City's efforts to site a skate park in the community:

- The establishment of the skate park as a Council priority in spring 1996;
- The City's attempt to establish a temporary skate park at the site of the former U&I store in the summer of 1996;
- The transfer of Shoreline parks from King County to the City in June 1997;
- The skate park feasibility study the City conducted in July 1997, which identified Shoreline Center as the preferred alternative;
- Opposition to the Shoreline Center site by the School District in July and August 1997;
- Neighborhood opposition to the Richmond Highlands site in the fall of 1997;
- The proposal by the Church of the Nazarene in the spring of 1998 to develop a skate park in partnership with the City and the subsequent failure of the proposal during the summer of 1998;
- The reconsideration of site alternatives by City staff and Council in September 1998, which identified Paramount Park and Twin Ponds Park as preferred alternatives; and
- Neighborhood opposition to the Twin Ponds Park site and relatively less opposition to the Paramount Park site at meetings with the Ridgecrest and Parkwood Neighborhood Associations during the fall of 1998.

Mr. Deis noted citizen comments during the town hall meetings about the Parks, Recreation and Open Space Plan that the east side of Shoreline is receiving less attention than the west side in terms of park improvements.

In response to President Grace, Mr. Bauer said the capital costs for a skate park range from $135,000 to $170,000, depending on the site and amenities.

Board member Robinson said his experience as a police officer at the University of Washington is that the skateboarders attracted to the university are the same ones who the police arrest for vandalism, graffiti and other crimes.

Councilmember Ransom mentioned a survey at Einstein Middle School that showed that 95 percent of students want a skate park. He asserted that skate parks at the middle schools would be highly used.

Vice President Parsons pointed out that Twin Ponds Park has less residential property surrounding it than Paramount Park.

Mayor Jepsen asserted that a skate park will be located somewhere in Shoreline. He said there is no question that it is needed. He noted the poor condition of Paramount Park, and he asked about its future use.

DRAFT

President Grace said the School Board needs to discuss the future use of Paramount Park.

Mr. Deis volunteered City staff to assist the School Board if needed.

Noting the decrease in the school-aged population, Councilmember Ransom said it is unlikely that enrollment will require the development of a school at Paramount Park.

President Grace summarized the intent of the School District and the City to: hold quarterly meetings of the School Board and Council; hold monthly meetings between the School Board President, the District Superintendent, the Mayor and the City Manager; to communicate formally and informally on emerging issues at the earliest available opportunities; work together during the next five weeks to prepare a matrix for consideration by Council and the School Board on outstanding issues.

The meeting adjourned at 7:25 p.m.

_____

Larry Bauman
Assistant City Manager

DRAFT

CITY OF SHORELINE

SHORELINE CITY COUNCIL
SUMMARY MINUTES OF WORKSHOP MEETING

Tuesday, February 16, 1999 — Shoreline Conference Center
6:30 p.m. — Mt. Rainier Room

PRESENT: Mayor Jepsen, Deputy Mayor Montgomery, Councilmembers King, Lee, and Ransom

ABSENT: Councilmembers Gustafson and Hansen

1. CALL TO ORDER

The meeting was called to order at 6:30 p.m. by Mayor Jepsen, who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Jepsen led the flag salute. Upon roll by the City Clerk, all Councilmembers were present with the exception of Councilmembers Gustafson, Hansen, Lee and Ransom.

There was consensus of the Councilmembers present to excuse Councilmembers Gustafson and Hansen.

3. CITY MANAGER'S REPORT

Robert Deis, City Manager, reported that the Shoreview Park Final Environmental Impact Statement has been distributed.

4. COUNCIL REPORTS

Councilmember King mentioned a Suburban Cities Association board meeting on Wednesday night, and Mayor Jepsen noted the next meeting with mayors and managers of the cities of Bellevue, Redmond, and Kirkland to discuss legislative cooperation. Councilmember King noted that the Bellevue City Council will consider tonight whether to withdraw from the Suburban Cities Association.

5. PUBLIC COMMENTS

(a) Gretchen Atkinson, North City Business Association, thanked the City and Council for help with the North City Holiday Festival.

6. WORKSHOP ITEMS

(a) North City Business District Guidelines for Future Development

Anna Kolousek, Assistant Director of the Planning and Development Services Department, provided background on the development of the "Guidelines." She said the City will support the projects in the "Guidelines" through complementary development requirements and through the development of a specific subarea plan or overlay zoning district. She noted the volunteer participation in beautification projects and the coordination function that the North City Business Association will serve for certain projects. She also explained how public/private partnerships will have a role in North City development, emphasizing the importance of the business community in bringing the North City projects to fruition.

Councilmember Ransom arrived at 6:41 p.m.

Dr. Cheri Markos provided a brief history of the organization of North City into the North City Business Association, with its seven-member board and a steering committee of 12, and the North City Neighborhood Association, which has received financial grants for improvements in the North City area.

Ms. Atkinson reviewed the projects completed to date, including the hanging flower baskets and banners. She also described long-term projects: 1) street tree planting (flowering pear trees have been planted in front of the new Walgreen's, and one suggestion has been to have the pear tree as the official tree of the area); 2) painting the utility poles to make a more attractive visual presentation; 3) decorative street lighting; 4) gateway projects; 5) parking and channelization; 6) mid-block pedestrian crossings and decorative crosswalks; and 7) widened sidewalks and increased use of benches. Ms. Atkinson concluded that the business association intends to become involved in recruiting businesses to the area.

Councilmember Lee arrived at 6:56 p.m.

Mayor Jepsen called for public comment.

(1) Tom Wilson, 17535 15th Avenue NE, commended the efforts of those involved in the redevelopment of North City and said he would support future efforts.

(2) Charlotte Haines, North City Neighborhood Association, praised the consultant group on the North City project, noting they found good things in the area to build upon, which was a real morale builder.

Mayor Jepsen commended North City citizens for their willingness to dream and expressed excitement about the group's efforts.

Councilmember Ransom highlighted the need for office space. Ms. Atkinson explained that an aggregation of pieces of property may currently be taking place to build a

combination business/residential development. She noted that many lots in North City are small and will only be developed when parcels are combined. The City's Economic Development Specialist is assisting in this process.

Councilmember King recommended the installation of bricked crosswalks, which are used successfully in Burien to calm traffic. She also noted the need for public parking in North City.

Councilmember Lee was pleased with the momentum this project has created but asked participants to recognize that some projects will take time.

Thanking the North City groups for their efforts, Mayor Jepsen encouraged staff and the business district to identify some short-term, low-cost projects that could be achieved now to signify a change in North City. He mentioned a meeting with postal officials about changes to the North City Post Office as an example. He supported crosswalk improvements as an important step.

Mr. Deis commented that one of Council's 1999 goals is the development of the North City subarea plan, which will take the "Guidelines" to the next level.

(b) Options for Celebrate Shoreline and the City's Fourth of July Event

Mr. Deis introduced Mary Ann Kelly, the City's Recreation Coordinator. He outlined the issues involved in choosing a direction for the City's summer activities, mainly whether there should be changes to Celebrate Shoreline, what to do about a Fourth of July event and when to hold it. He mentioned that the Shoreline Arts Festival is the week prior to the Fourth of July and that Swingin' Summer Eve in Cromwell Park is another large summer event. He reviewed the three options presented in the Council packet, noting that Councilmember Gustafson had indicated a preference for Option #3, which would eliminate the Celebrate Shoreline Parade.

Speaking to the parade issue, Ms. Kelly said the Seafair Office does not control the floats in the Seafair and other summer parades. Each organization would have to be contacted individually.

Councilmember Ransom commented that he talked to two Seafair floats last year and was told the float organizations would be happy to attend the Shoreline Parade, but their offices would have to be contacted well in advance.

Mayor Jepsen called for public comment.

(1) Kathy Halliburton, 18315 Wallingford Avenue N, felt it would be a mistake to eliminate the parade. She noted one advantage to keeping the parade on Aurora Avenue is the publicity generated when the street is closed.

(2) Robert Lamb, 18310 15th Avenue NE, suggested having the parade along 15th Avenue NE because there are good starting and ending points—the large parking lot at the Catholic Church and Hamlin Park. He noted it would be a short parade but would concentrate the number of people who turn out. He said he has contacts with music organizations, which would be interested in a Shoreline parade.

(3) Richard Johnsen, 16730 Meridian Avenue N, expressed the view that public comment should be called for after the Council and staff has discussed the issue. He supported keeping Celebrate Shoreline as it has been. He felt it is short-sighted to eliminate the parade before it has had time to build. He recalled the time when the Shoreline Arts Festival was small.

(4) Dr. Cheri Markos, 1624 NE 179th Street, commented that she had a business booth at the first Celebrate Shoreline, and that since then business booths have not been allowed. She suggested that business booths provide a great opportunity for local businesses to advertise.

(5) Ken Boisse, 17354 12th Avenue NE, provided background on the group called Pirates of Treasure Island. He described what happened last year when his group put on a "family-oriented activity." He supported a Celebrate Shoreline event and said his group would like to participate and work with the City on it.

(6) Gretchen Atkinson, North City Business Association, did not want to eliminate the parade but said her group would like to have it in the North City area and would like to work with the City to make this happen.

(7) Ros Bird, Shoreline Arts Council, commented on the success of the Arts Festival and Swingin' Summer Eve, and encouraged the Council to think of spacing summer events.

Mr. Deis pointed out that staff could consider changing the venue of the parade; however, if the Pacific Fiber Link franchise is approved, there may be construction activity on 15th Avenue NE this summer. He liked the idea of using the Hamlin Park facility because it is enclosed and would focus public activity. With regard to the Pirates of Treasure Island, he commented that it is always a challenge to co-sponsor an event with another organization.

Councilmember Ransom felt the Celebrate Shoreline event should include a carnival and business booths as well as a dance and food vendors. He liked the idea of a festival and recommended continuation of the parade. With regard to the Fourth of July event, he did not support moving it to July 3 because the intent was to provide a family-oriented alternative for people who would otherwise be out shooting fireworks in Shoreline.

Councilmember King felt it is important to have the event in the same place. She noted that bands have been missing from the parade and suggested contacting musical groups. Finally, she said the "ham" operators assisted with security at the parade. She expressed

support for the parade and for doing well whatever is done. If a Fourth of July event were to occur, she preferred holding it on July 3.

Councilmember Lee did not wish to pursue a Fourth of July celebration because it would not serve the purpose of deterring evening fireworks if it involves a picnic during the day. She preferred focusing efforts on the parade. She felt that a parade on Aurora Avenue could let people know that it is a walkable street, and she agreed with a speaker that blocking off the street attracts attention. She felt that the parade has started to build a tradition.

Deputy Mayor Montgomery concurred with Councilmember Lee about the Fourth of July event, noting it would usually be rained upon anyway. She was ambivalent about the parade but thought an all-day event with carnival activities and booths would make sense.

Responding to Councilmember Lee, Ms. Kelly said food vendors are limited by the availability of electricity (e.g., in a park facility). Additionally, most food vendors do not wish to set up for a one-day or short event.

Mayor Jepsen said these events are community building events and, although a July 3rd event would be good, it takes a lot of work, and the first priority is to celebrate the City's anniversary. Furthermore, there are other major events occurring at about the same time. He had mixed emotions about the parade on Aurora Avenue. He suggested that Council refer this matter to the Council of Neighborhoods and, perhaps, to the Parks, Recreation and Cultural Services Committee for feedback on how citizens feel about the parade. He commented that he did not have "a sense of the pulse of the community" about these events. He said the idea of using 15th Avenue NE for the parade warrants further consideration.

Mr. Deis confirmed the consensus not to pursue the Fourth of July event but to focus on Celebrate Shoreline, continuing with the parade.

Councilmember Ransom suggested contacting the Sears North businesses and using the vacant parking lots for a festival.

Councilmember Lee suggested an October Fest, and Councilmember Ransom confirmed that the end of the August date is a real problem for high school bands. He continued to question the wisdom of not providing a Fourth of July event this year as an offset to the fireworks ban.

(c) City Participation in the Year 2000 Census

Lenora Blauman, Planning and Development Services Department, provided information about the year 2000 census and how the City of Shoreline will participate in Census 2000 planning activities. She explained that Shoreline is included in the King County/Snohomish County Metropolitan Statistical Area. She emphasized the importance of having an accurate census in order to learn about the City's demographics, to be assigned a fair

number of legislators at the State and federal level, and because the count serves as a basis for eligibility for State and federal grants and other monies. The Department of Commerce (DOC) is responsible for conducting and staffing the census, as well as for providing the count when a census tract crosses boundaries.

Continuing, Ms. Blauman said Shoreline will participate in a two-stage process for community outreach. This is particularly important in counting hard-to-find populations. The first step is for staff to work together to define some of the census issues and to begin to plan a community outreach program. The second stage is to put together a group of community volunteers representing various under-counted populations, as well as schools, churches, neighborhood groups, etc. A goal of this group is to generate enthusiasm and trust of the census.

Mr. Deis suggested there is a small chance that population figures may decrease if a good census is not taken. He said if Shoreline's official population decreased as little as five percent, the City's population would be fewer than 50,000, affecting many funding sources tied to population. He acknowledged the expertise of the DOC, but he wished to ensure that populations such as new immigrants and those who speak English as a second language are counted. He said after staff has seen what is provided by the DOC, he may come back and ask for authorization to hire individuals to reach these populations.

Responding to Councilmember Ransom, Ms. Blauman said the DOC will ensure that the cross-jurisdictional census tracts accurately assign the populations to the cities. There are only two such census tracts.

Ms. Blauman said the DOC seems very committed to providing a good count for Shoreline.

Councilmember Ransom reiterated the importance of getting accurate counts of the Korean and other immigrant populations. Ms. Blauman concurred and explained that staff has begun the process of brainstorming about outreach techniques.

(d) Discussion regarding Pacific Fiber Link Franchise

Kristoff Bauer, Assistant to the City Manager, explained the proposal of Pacific Fiber Link (PFL) to install conduits (pipes) through Seattle and Shoreline and around Lake Washington. The conduits will then be leased to telecommunication companies. Mr. Bauer outlined the installation route, which will use City of Shoreline right-of-way, which in turn might impact future projects. One of the key issues in this negotiation is whether PFL is a telecommunications company. Staff has drawn the conclusion that it is not because it will only install the conduits. Some cities have agreed with this analysis, which is supported by the Association of Washington Cities, and others have not. This determination has important ramifications because State law exempts telecommunications companies from franchise fees. Mr. Bauer concluded that staff's recommended compromise is to not recognize PFL as a telecommunications business in the franchise, but to exchange the right to charge a franchise fee for a specific list of capital

improvements to be constructed by PFL along the proposed installation route. The improvements would be guided by the North City Guidelines and would be consistent with the Capital Improvement Program.

Turning to Shoreline's undergrounding ordinance, Mr. Bauer said it presents a challenge because it requires the undergrounding of other utility lines when any utility proposes to trench more than 500 feet. Seattle City Light (SCL) has said its infrastructure along the PFL installation route is more complicated than the City expected, and no funding for undergrounding is currently included in its adopted capital improvement program. The problem with the City's current approach is that it forces other utilities to respond quickly to opportunities. This may be difficult for public utilities that establish their capital improvement programs through significant public processes. He suggested Council may wish to reconsider the current undergrounding approach.

Mayor Jepsen asked why the installation could not occur on the west side of 15th Avenue NE where there would be more benefit from sidewalks, street trees, etc. Mr. Bauer said there are fewer facilities in the way on the east side, and this is where the largest gaps in sidewalks are. Furthermore, there are curb ramps that are not compliant with the Americans with Disabilities Act, and these could be improved.

Responding to Mayor Jepsen's suggestion about crossing from one side of the street to the other, Mr. Bauer said this would increase costs for PFL. He said the issue arose of crossing potential, and PFL was asked to add conduits for the City's future use for signalization, etc. He emphasized that Shoreline will be receiving the benefit of pulling together many telecommunication facilities in one trench, although future users cannot be forced to use these trenches.

Mayor Jepsen asked if it makes sense to identify branches of the system that will access Shoreline in the future, since the PFL system does not serve Shoreline residents. Mr. Bauer said staff has not received a lot of information about the actual services to be provided. Mayor Jepsen said the approach staff is taking makes sense if it will assist in completing some of the long-term projects in the North City Guidelines. However, he felt these are really short-term because they can be completed quite quickly. He asked if PFL has any commitment to the long-term maintenance needs of digging up their conduit over time when it fails. He recommended focusing on the long-term partnership and developing a maintenance agreement of some sort.

Responding to Councilmember Lee, Mr. Bauer said the franchise would probably be for ten years. He explained that the City of Tukwila took another approach by granting a temporary license. He reiterated that PFL will not have Shoreline customers and, therefore, assessing a traditional franchise fee based upon gross revenue derived by the activities of the utility within the City would be problematic.

Mayor Jepsen said this is an opportunity, but it also has a cost to the City because Shoreline is giving up the ability to do long-range planning in the right-of-way. He expressed some reluctance based on past experience with telecommunications providers.

Councilmember Lee was enthusiastic about this public/private partnership and supported the negotiations.

Mayor Jepsen said the speed at which this is moving forward will encourage staff to move forward quickly on street standards. He wished to ensure that the sidewalks are not poured around the utility poles.

Mr. Deis clarified that SCL did not say "no" to undergrounding; it said it would be very complex. He said the methodology for undergrounding needs to be developed. Mayor Jepsen noted that even if SCL cannot go underground, other providers such as cable television could do so while the trench is open.

Mr. Bauer explained how the installation will be done working section by section, with each section disturbed for about five days.

Councilmember King was concerned about digging up the streets in the future for maintenance, but Mr. Bauer said the conduit will be installed to the east side of the current road surface and will be accessible through manholes. If the trenching is done in the roadway, the City would require the road to be overlayed. He said the only reason the trenches would need to be reopened is if the conduits were damaged or the City requested their removal.

8. CONTINUED PUBLIC COMMENT

(a) Richard Johnsen, 16730 Meridian Avenue N, supported the Council's decision to retain Celebrate Shoreline as it is has been. He explained his involvement with the Pirates of the Caribbean last year and recommended talking with Mr. Boisse about cooperation this year. He concluded by saying that the City needs more events, including City-sponsored fireworks and an October Fest.

9. ADJOURNMENT

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

Sharon Mattioli, CMC
City Clerk

DRAFT

CITY OF SHORELINE

SHORELINE CITY COUNCIL
SUMMARY MINUTES OF DINNER MEETING

Monday, February 22, 1999 — Shoreline Conference Center
6:00 p.m. — Highlander Room

PRESENT: Mayor Jepsen, Deputy Mayor Montgomery, Councilmembers Gustafson, Hansen, King, Lee and Ransom

ABSENT: None

STAFF: Robert Deis, City Manager; Larry Bauman, Assistant City Manager

The meeting convened at 6:20 p.m. All Councilmembers were present with the exception of Councilmembers Hansen and Ransom, who arrived shortly thereafter.

Mayor Jepsen said he had been considering Councilmember King's comments about the Council's position on the wastewater treatment facility. He noted that King County Councilmember Maggi Fimia was seeking meeting minutes to determine what action Council had taken. Robert Deis, City Manager, said staff reviewed the Council meeting minutes of June and November of 1998 to determine what had occurred.

Councilmember King asserted that the question is whether the Council supports the County Executive's preferred option for regional wastewater treatment.

Responding to Mayor Jepsen, Councilmembers discussed plans to attend the Shoreline Schools Foundation breakfast.

Councilmember Ransom arrived at 6:30 p.m.

Mayor Jepsen reported that he met with the mayors of Bellevue, Kirkland and Redmond and that the next meeting will be hosted by Kirkland in April. He said the other cities support the Referendum 49 coalition, and the cities agreed to support each other's projects on the list of potential projects.

Councilmember Hansen arrived at 6:35 p.m.

Continuing, Mayor Jepsen said the mayors discussed problems in the Sound Transit plans, which do not include funding for projects or services for eastside communities or Shoreline. The mayors also discussed the distribution of court fees and the revised Growth Management Act targets for growth. The top issues for the group included transportation, neighborhood preservation, water allocation and the Endangered Species Act.

Mayor Jepsen reported that the cities also discussed Regional Finance and Governance to determine how to pursue resolution of the issue. He said he suggested that human services should be the first issue for discussion; however, most of the other cities would prefer to address annexation issues (e.g., Potential Annexation Areas) first. He mentioned that the eastside communities are also discussing the creation of a regional jail for the eastside. The cities also discussed legislation regarding gambling under consideration in Olympia.

Mr. Deis said King County is disinclined to deal holistically with the Regional Finance and Governance problem.

Councilmember King returned to the issue of the northend treatment plant.

Mr. Deis responded that Council authorized staff to hire a consultant to bring more information to the Council on this issue. He suggested one option to clarify the City's role is to vote on whether there should be a third treatment plant.

Council discussed several alternatives for providing cities with more control over water resources.

Mr. Deis asked which Councilmembers plan to attend the National League of Cities Conference in Washington, D.C. All Councilmembers, except Councilmembers Hansen and Lee, expressed their intentions to attend.

The meeting adjourned at 7:25 p.m.

_____

Larry Bauman
Assistant City Manager

DRAFT

CITY OF SHORELINE

SHORELINE CITY COUNCIL
SUMMARY MINUTES OF REGULAR MEETING

Monday, February 22, 1999
7:30 p.m.

Shoreline Conference Center
Mt. Rainier Room

PRESENT: Mayor Jepsen, Deputy Mayor Montgomery, Councilmembers Gustafson, Hansen, King, Lee and Ransom

ABSENT: None

1. CALL TO ORDER

The meeting was called to order at 7:30 p.m. by Mayor Jepsen, who presided.

2. FLAG SALUTE/ROLL CALL

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

3. REPORT OF CITY MANAGER

Robert Deis, City Manager, asked Police Chief Sue Rahr to update the Council on a proposed police "tip line" which will encourage students and adults to report criminal and other activities. She explained how the tip line will be advertised.

Councilmember Ransom wished to ensure that the tip line would not replace having the officers known in the community and available to take cellular phone calls. Chief Rahr said the tip line will work well with other community outreach efforts. Councilmember Ransom asked for information on how much the cellular phones are being used for citizen contacts.

Joyce Nichols, Community and Government Relations Manager, reported on the Buildable Lands Bill, SB 5914. She explained that the proposal would break the current 20-year cycle for housing targets under the Growth Management Act (GMA) into five-year increments. She listed the "measures" that could be required if a city fell short of its targets. The bill requires cities to demonstrate that land is zoned at densities "more likely than not" to be achieved by the market. All cities whose comprehensive plans are not in compliance would be subject to sanctions, including withholding of grants.

Continuing, Ms. Nichols explained that from the City's perspective the bill has several flaws, including: 1) it could require amendment of Shoreline's Comprehensive Plan; 2) no credit is given for current affordability or location of public services; 3) no consideration is given for existing infrastructure capacity or the ability to fund improvements to aging infrastructure; 4) penalties include withholding the very funds needed to repair/improve infrastructure to accommodate increased housing units; and 5) the bill does not address the fact that market forces drive development.

Responding to Councilmember Lee, Ms. Nichols read the list of the bill's sponsors. She said that a unique combination of groups is supporting the bill, including realtors, the building industry, affordable housing groups and some major counties and cities.

Mayor Jepsen believed that the legislation has a lofty goal and he supported having five year targets for a 20-year plan. His concern was that the bill is moving forward without recognition of the impacts of the Endangered Species Act (ESA) on the region.

Councilmember Ransom asked how the goals can be implemented when certain areas, such as The Highlands, are covered by covenants. He pointed out that the issue of covenants has never been addressed in State requirements for planning for affordable housing.

Councilmember Lee agreed with the intent of growth targets. She said there should be penalty clauses for noncompliance with GMA. Mayor Jepsen said the current system has "teeth" because funding can be withheld. Woodway exemplifies how the GMA Hearing Board can force a city to reconsider its planning actions.

Moving on, Ms. Nichols distributed a packet regarding priority issues for the 1999 legislative session and for discussion with legislators in Olympia. The issues included: 1) transportation funding issues; 2) the Puget Sound Learning Center; 3) SB 5914 as discussed previously; 4) utility and telecommunication issues, including the Rights-of-Way Management Bill; 5) water/sewer district assumption legislation; 6) gambling tax issues; 7) ESA; and 8) court funding improvement bills.

Mr. Deis emphasized that Shoreline opposes bills that would reduce gambling tax revenue to cities. He pointed out that bills are introduced every session to attempt to control these revenues, indicating that such taxes are not dependable funding sources.

On another topic, Doug Mattoon, Public Works Director, briefly explained the impacts of the ESA on Shoreline. He described the effort at the Tri-County level to respond to the listing of the Chinook Salmon as a threatened species, which will be official on March 15, 1999. This listing will prohibit the "take" of Chinook Salmon and degradation of its essential habitat. The Tri-County group is trying to ensure that cities can respond and carry on with day-to-day business until the National Marine Fisheries Service (NMFS) develops the final ESA rules. He explained that NMFS will be drafting an interim 4(d) rule (named for the section and paragraph of the ESA where the rule is found). It is hoped that the 4(d) rule will allow the City to continue normal work as long as best

management practices are followed in the process. The Tri-County group wants to influence the writing of the 4(d) rule, since NMFS has never written species protection rules for an urbanized area. Mr. Mattoon asked for Council concurrence to submit a letter to Bruce Laing, Tri-County ESA Coordinator, saying that Shoreline supports the Tri-County planning process and listing all the things being done in Shoreline to address habitat issues for Chinook Salmon.

Councilmember Hansen noted that Shoreline is not directly tied to a Chinook Salmon producing stream. Mr. Mattoon noted that the "near shore habitat," saltwater frontage, is critical Chinook habitat and actions in the City can affect that. Additionally, Coho Salmon and Cutthroat will be proposed for listing in the near future, which will have a definite direct impact on Shoreline.

Councilmember Hansen recommended that Shoreline become involved in a fish hatchery project, similar to the Deer Creek project in Edmonds. He felt private clubs and organizations would support such an effort.

Responding to Councilmember King, Mr. Mattoon said any project that requires a federal permit or accesses federal funding must go to a consultation with all federal agencies.

There was Council consensus to send the letter to Mr. Laing.

On another topic, Deputy Mayor Montgomery noted an upcoming hearing of the Sound Transit Board on Phase I projects. She noted that Shoreline based its support of the Sound Transit plan on promises to extend light rail to Northgate, to have a Richmond Beach commuter rail station and to receive express bus service. She pointed out that there is no representation on the Board for the northern-tier cities and that none of these promises are being kept.

Mayor Jepsen expressed his concern that the public will be disinclined to support Phase II if the initial promises are not kept. Mr. Deis agreed that if there are no tangible benefits from Phase I, it will be harder to garner community support for Phase II.

4. REPORTS OF BOARDS AND COMMISSIONS: None

5. PUBLIC COMMENTS

(a) Betsey Zeifman, 1732 NW 193rd Street, spoke in support of siting the Richmond Beach Library in the park, noting the need for a larger library in Richmond Beach. She urged Shoreline to issue the permits necessary to move forward on the project.

(b) Ann Schulz, 2606 NW 196th Street, said the Richmond Beach Community Park was the heart of the community with first a school and then a community center. She described previous uses of the park and community center. She felt that the library is a good community use at this site.

Mr. Deis said the Final Environmental Impact Statement on the Richmond Beach library should be published in March.

6. APPROVAL OF THE AGENDA

Upon motion by Councilmember Hansen, seconded by Councilmember King and unanimously carried, the agenda was approved.

7. CONSENT CALENDAR

Deputy Mayor Montgomery moved approval of the consent calendar. Councilmember Lee seconded the motion, which carried 7-0, and the following items were approved:

Dinner Meeting minutes of January 25, 1999
Workshop minutes of February 1, 1999
Regular Meeting minutes of February 8, 1999

Approval of expenses and payroll as of February 10, 1999 in the amount of $ 770,989.32

Motion to approve amendments to Sections 4 and 8 of the City Manager's Employment Agreement

8. OTHER ACTION ITEMS: ORDINANCES, RESOLUTIONS AND MOTIONS

(a) Ordinance No. 191, amending Ordinance No. 184, as amended, by increasing the revenue to the General Fund and appropriation from the Street Fund, authorizing expenditures for development of the Public Works Operations Programs, and the hiring of additional employees

Mr. Deis noted a typographical error in Ordinance No. 191, Section 8, where he said the "Capital Project Manager" should read "Project Engineer." He also noted that tonight is Mr. Mattoon's last City Council meeting, and he commended him for his efforts as the first Public Works Director.

Mr. Mattoon noted that Council was briefed earlier in the year on the changes necessary in the Public Works Department to transition public works activities to more direct City control. This budget amendment of $502,000 will start this process. He noted that projected staff costs have increased slightly since the earlier report but that the Hamlin Park Shop Construction costs have decreased substantially. Now, rather than doing repairs to the shop, the recommendation is to have a consultant analyze the needs and do some cost estimates. The consultant will also tie this into the discussion of a future City Hall and coordination with the other special service districts in the City as to where to provide the services.

Deputy Mayor Montgomery moved passage of Ordinance No. 191. Councilmember Hansen seconded the motion.

Mayor Jepsen noted the difference between the $500,000 the City will receive from Seattle City Light in 1999 and the $434,289 of these funds that staff proposes to transfer to the Street Fund. He questioned where the balance will appear in the City budget. Mr. Deis said the balance will go to Fund Balance. He went on to explain that from now on City budget ordinances will include a section stating that the difference between revenues and expenditures will go into the Fund Balance. Mr. Deis advised that State law does not require this but that staff will include it for clarity.

Mayor Jepsen questioned the derivation of the $78,654 authorized under Section 8 of Ordinance No. 191 to hire a Project Engineer. Mr. Deis said each of the project budgets in the Capital Improvement Program that Council adopted included a component for project administration. He explained that Section 8 dedicates the sum of these project administration funds to hire a Project Engineer. He noted that only Council can authorize new staff positions.

A vote was taken on the motion, which carried unanimously and Ordinance No. 191 was adopted.

(b) City Council support for King County Transportation Coalition List of projects to be funded under Referendum 49

Ms. Nichols explained that Referendum 49, approved in November, will allow the State of Washington to sell about $1.9 billion in bonds to fund transportation projects. It also dedicates more of the automobile license tab fees to pay for needed transportation projects. The combination provides about $2.4 billion over the next six years to fund highway/transportation improvements across the state. However, because no list of specific projects was identified, a coalition of groups in King County convened to lobby for a fair share of transportation dollars by agreeing on a single list of projects to be recommended for funding. The Aurora Corridor project is on the list for $10 million. Ms. Nichols asked that Council endorse a letter of support for the project list and direct staff to lobby for it.

Mr. Deis said the Aurora Corridor project is on the list due to the leadership showed by Ms. Nichols in advocating for Shoreline's interests.

Deputy Mayor Montgomery moved to authorize the Mayor to sign a letter of support to the King County Transportation Coalition and to direct staff to contact 32nd District Legislators to urge their support for projects on the coalition's list. Councilmember Ransom seconded the motion.

Councilmember Lee raised the issue of congestion along I-5 between 145th Street and 205th Street. Deputy Mayor Montgomery agreed that traffic in that area is a "nightmare,"

but she said Shoreline probably needs the Aurora Corridor money more. Ms. Nichols added that this is not as a high a priority as some of the projects on I-405 and other parts of I-5. She said that the Aurora project will provide important regional linkages, which was one of the goals of the projects on the list.

A vote was taken on the motion, which carried unanimously.

(c) Motion to adopt the Citizen Advisory Committee's recommendation to allocate 1999 Human Services General Funds to the YMCA Klub Kellogg program in the amount of $10,000 and authorize the City Manager to enter into agreements to implement this project

Larry Bauman, Assistant City Manager, explained the funding situation of Klub Kellogg, noting that the King County grant from Councilmember Fimia's office only allocated $3,000 to Klub Kellogg. He outlined the Klub Kellogg budget in the Council packet. He concluded that the goal of the program is to provide after-school recreation and tutoring between 3:00 p.m. and 5:00 p.m. for middle school students with no parent at home after school.

Councilmember Gustafson moved to adopt the Citizen Advisory Committee's recommendation to allocate 1999 Human Services General Funds to the YMCA Klub Kellogg program in the amount of $10,000 and authorize the City Manager to enter into agreements to implement this project. Councilmember Hansen seconded the motion.

Councilmember Gustafson emphasized his support of activities for youth in Shoreline. However, he wished to discuss further with the School Board the appropriateness of the City participating in funding programs for homework support and tutoring. He felt these programs are essential, but there must be some delineation as to which organizations should be responsible for which activities. He believed the School District should perhaps have more responsibility for this type of program. He also asked for a follow-up study after this year (indicating items such as the number of students involved and whether grades, disciplinary issues and attendance improved) in order to determine whether this is a viable program.

Mr. Deis noted that one item on the Council's work plan is to define the City's role in dealing with human services. He said it has been made clear to all recipients that funding in 1999 does not imply a long-term commitment.

Mayor Jepsen emphasized his hope that the City goes to a biennial competition for human services funding and to performance-based contracts with measurable outcomes.

Responding to Deputy Mayor Mongtomery, Mr. Bauman noted that the School District's contribution is in-kind use of the facility.

A vote was taken on the motion, which carried unanimously, and $10,000 in 1999 Human Services General Funds was allocated to the YMCA Klub Kellogg program and the City Manager was authorized to enter into agreements to implement this project.

9. CONTINUED PUBLIC COMMENT: None

10. EXECUTIVE SESSION

At 8:58 p.m., Mayor Jepsen announced that the Council would recess into executive session for 30 minutes to an hour to discuss one item of potential litigation. At 10:05 p.m., the executive session concluded and the regular session reconvened.

11. ADJOURNMENT

Mayor Jepsen declared the meeting adjourned at 10:07 p.m.

_____
Sharon Mattioli, CMC
City Clerk

DRAFT

CITY OF SHORELINE

SHORELINE CITY COUNCIL
SUMMARY MINUTES OF WORKSHOP MEETING

Monday, March 1, 1999
6:30 p.m.

Shoreline Conference Center
Mt. Rainier Room

PRESENT: Mayor Jepsen, Deputy Mayor Montgomery, Councilmembers Gustafson, Hansen, King, Lee and Ransom

ABSENT: None

1. CALL TO ORDER

The meeting was called to order at 6:34 p.m. by Mayor Jepsen, who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Jepsen led the flag salute. Upon roll by the City Clerk, all Councilmembers were present, with the exception of Councilmember Lee who arrived later in the meeting.

Noting the students from North City Elementary School in attendance, Mayor Jepsen suggested that Council consider agenda item 6 (a) next. There was Council consensus to do so.

6. WORKSHOP ITEMS

(a) Shoreline Community Video Presentation by North City Elementary School

Four students introduced the video presentation that they and their classmates created especially for students and families new to the Shoreline area. The video was a joint project of the combined second/third grade class of teacher Kristi Gustafson and the third grade class of teacher Lori Scovie at North City Elementary School.

After the video presentation played, Mayor Jepsen congratulated and thanked the students for producing it and for presenting it to Council.

In response to Councilmembers Gustafson and Ransom, the students discussed the production of the video and their thoughts about Shoreline.

3. CITY MANAGER'S REPORT

Robert Deis, City Manager, noted the death of Shoreline Police Officer Mark Brown from injuries he suffered in a traffic accident while on duty. He mentioned that Officer Brown was one of the original officers in the Shoreline Police Department and that he served in the School Resource Officer (SRO) Program at Briarcrest School.

Councilmember Lee arrived at 7:04 p.m.

Mayor Jepsen called for a moment of silence in honor of Officer Brown.

Kirk McKinley, Transportation Manager, provided an overview of the committee structure of the Aurora Corridor Pre-Design Study and of past, current and future work on the project.

In response to Mayor Jepsen, Mr. McKinley said the primary role of the Planning Commission with regard to the Aurora Corridor Pre-Design Study is to insure that the recommended option supports the Comprehensive Plan.

Mr. McKinley explained that staff and consultants will assist the Citizens Advisory Task Force to prepare three options for the Aurora Corridor. In response to Mayor Jepsen, he said the consultants should provide sufficient information to allow the City to understand the cost impacts of "mixing and matching" components of the three options.

Mr. Deis and Tim Stewart, Planning and Development Services Director, discussed the process for appointing participants in the Planning Academy.

Deputy Mayor Montgomery and Councilmember Gustafson expressed support for the proposal for staff and the Mayor to review the applicants remaining after the Council of Neighborhoods and the Planning Commission submit their nominations and to provide a list of nominees for Council review.

Councilmember Ransom expressed his concern that Aurora Corridor business owners are underrepresented, or are not represented, in the list of applicants for the Planning Academy.

Mr. Deis noted that the Shoreline Chamber of Commerce has said it needed more time to encourage its members to apply. He asked Council whether the City should extend the application deadline.

Councilmember Ransom said he had not understood that Council would be limited to appointing Planning Academy participants from the list of people who had applied to participate.

Councilmember Hansen suggested that Council increase participation in the Planning Academy from 34 to 36 people and, thereby, allow all of the applicants to participate.

Councilmember Lee said she, too, had not understood that Council would be limited to appointing participants from the list of people who had applied. She mentioned that the detailed application process discouraged some people from participating.

Mr. Deis explained that staff developed a three-page application to gather enough information to enable Council to nominate applicants without having to conduct interviews.

Councilmember Ransom supported the proposal to appoint a Council subcommittee to review the applicants and provide a list of nominees for Council consideration.

Councilmember King expressed her concern that the list of applicants is insufficiently balanced in representing the interests in Shoreline. She noted her understanding that the Mayor and the City Manager would not be limited to the list of applicants in nominating participants.

Deputy Mayor Montgomery believed that the opinions of those who have applied and of those the Council of Neighborhoods nominated to participate in the Planning Academy are more than sufficiently diverse to insure a lively debate.

Councilmembers Ransom, Lee and King supported the extension of the deadline for submission of applications. Councilmember Hansen asserted that an extension will not change the situation. Councilmember Gustafson, Deputy Mayor Montgomery and Mayor Jepsen supported Councilmember Hansen's earlier suggestion to allow all of those who have submitted applications to participate in the Planning Academy.

Council determined not to extend the deadline and to allow all of those who submitted applications to participate in the Planning Academy.

4. COUNCIL REPORTS

Mayor Jepsen noted that he had contacted King County Councilmember Maggi Fimia to ask why the County Council had not responded to the Suburban Cities Association (SCA) Regional Finance and Governance (RF&G) proposal. In her response, County Councilmember Fimia referred to the SCA proposal as having been drafted outside the process to which the SCA, King County and Seattle had previously agreed and as reversing positions to which the SCA had previously agreed. She advised that the County RFG Oversight Committee has indicated that there can be no Countywide package at this time.

In response to Councilmember King, Mr. Deis explained that the County misunderstood the SCA representatives on the Growth Management Planning Council (GMPC) to be negotiators for SCA on RF&G. He advised that those representatives reported to the SCA on the discussions, that the SCA opposed the direction of the discussions and that the association formed a committee which developed, drafted and submitted an RF&G proposal.

Mayor Jepsen reported that he and Mr. Deis met earlier in the day with the Shoreline School District Superintendent and the President of the Shoreline School Board. He said they discussed options regarding Paramount Park as well as the priorities the School Board intends to review to follow up its joint dinner meeting with Council on February 8. He mentioned that the School Board is waiting to review City proposals for a skateboard park or other improvements at Paramount Park. He noted that the School Board plans to make school buildings more available for community use after school hours.

Councilmember Lee pointed out the paradox of the School District position on Paramount Park: the District wants to review a City proposal for the park, but the City cannot reasonably develop a proposal until the School District discloses its plans for the site.

Mayor Jepsen asserted his impression that the School District wants to retain Paramount Park as a land bank for a future school and that the District does not know whether it will need the site. He said the City has agreed to work with the District to forecast demographics in Shoreline based on the Comprehensive Plan.

Councilmember Gustafson advocated cooperation between City and District staff in developing a proposal for improvements at Paramount Park.

Mr. Deis said he, Mayor Jepsen, School Board President Paul Grace and Superintendent of Schools Dr. Marlene Holayter discussed how to design improvements at Paramount Park so as to minimize the impact if it became necessary to site a school at the property. He reiterated that the District requested City assistance on the demographic forecasting necessary to assess the future need for a school at Paramount Park. He explained that the need will, in turn, inform the District's commitment to the City about the property. He noted that under its interlocal agreement with the City the School District will reimburse the City for the unamortized improvements at Paramount Park in the event it needs to site a school at the property.

Councilmember Ransom said he met recently with School Board Vice President Judy Parsons to discuss her opposition to siting a skateboard park at Paramount Park. He explained that programming changes (e.g., the additional classrooms needed to accommodate smaller average class sizes), as well as demographic shifts, could require another elementary school in the District. He noted that the central location of Paramount Park makes it an attractive site.

There was Council consensus to add a new agenda item, 6 (c), to discuss the skateboard park further.

Deputy Mayor Montgomery reported that the Sound Transit Board met Thursday, February 25, to make its preliminary decision on the light-rail portion of the regional transit plan. She said she and representatives of other cities in North King County spoke to their lack of direct representation on the Sound Transit Board and the lack of services

(light rail, commuter rail and express bus) for them under the developing plan. She noted that Shoreline residents alone will contribute $30 million to the regional transit plan over the next ten years.

Councilmember Ransom reported on the Puget Sound Regional Council meeting on Sunday, February 28.

Councilmember King mentioned that she and other Councilmembers attended the recent Association of Washington Cities Legislative Conference in Olympia and that Council held a dinner meeting with State Senator Darlene Fairley and State Representative Ruth Kagi.

5. PUBLIC COMMENT: None

6. WORKSHOP ITEMS

(b) Police Services Study regarding Contract and Service Delivery Improvements

Joe Meneghini, Finance Director, reviewed the staff report.

Mr. Deis reiterated the staff recommendation that the City continue to contract with King County for police services. He went on to discuss the issues the contract cities should negotiate with the County to improve police services. For Shoreline, these include:

- the establishment of the Shoreline Police Chief as a City department head;
- the implementation of a system, specific to Shoreline, for handling and monitoring complaints;
- the creation of a role for the City in the review and approval of service delivery;
- the establishment of performance reporting;
- the improvement of officer longevity;
- the implementation of cost containment measures;
- the refinement of the contract transition clause to clarify the separation policy and procedures;
- the collaboration of the King County Sheriff's Office with the contract cities in strategic planning;
- the amendment of the preamble to the contract to reflect the line of accountability; and
- changes to the way in which contract cities accommodate personnel vacancies related to turnover and long-term disabilities.

Mayor Jepsen noted the opinion of the contract cities, referenced on page 8 of the Council packet, that the County should take responsibility for the full costs of regional services. He recommended the inclusion of this issue in the contract negotiations. He noted that police officers assigned to Shoreline use Shoreline police vehicles when serving overtime in other jurisdictions. He said the County should charge the other contract city for that portion of the overhead for those vehicles.

Councilmember Lee attested to the potential value of a police service contract coordinator.

Councilmember Ransom commented that King County police salary surveys include only the high salaries of police in large West Coast cities. He asserted that the surveys should include police in smaller cities because the County contracts to provide police services in smaller cities. Mr. Deis explained that State law requires binding arbitration in unresolved police salary negotiations and that the arbitrator then considers salaries in like-sized police agencies. Mr. Deis noted the finding in the police services study that a stand-alone City police department, able to survey salaries in comparably small regional cities, could save up to five percent of salaries. He added that the City would run the risk of losing all of its current contract police officers, their experience and expertise. Pointing out that much of the King County police force serves contract cities, Mayor Jepsen asserted that the County must be conscious of not pricing its services beyond what the contract cities can afford.

Councilmember Ransom questioned whether King County can reduce the travel-to-jail time for Shoreline officers. Noting that Shoreline officers also spend a lot of time waiting while prisoners are booked, he questioned whether officers could preprocess prisoners in Shoreline before transporting them to the County facility. Finally, he questioned the number of back-up support officers necessary to respond to small incidents.

Mr. Deis suggested that Police Chief Sue Rahr could make a presentation to Council about police protocols concerning back-up support. He advised that the City purchased a used van to transport multiple inmates simultaneously and that this has reduced costs.

Councilmember King questioned County handling of turnover and vacancies. Mr. Meneghini commented that the City's original police services contract with the County identified the objective of stabilizing the work force and that this remains a goal. He said the contract cities may request that the County offset some of the costs related to turnover and vacancies.

In response to Councilmember King, Mr. Deis said the laptop computers included in the City's original contract with the County are now obsolete. He explained that the City leases laptop computers for Shoreline police officers.

In response to Councilmember Gustafson's question about the consultants' recommendation to shift from four proactive patrol officers to two proactive officers and two community service officers, Mr. Deis indicated that the City intends to change its officer configuration.

Councilmember Lee recalled that the Shoreline police administration previously chose not to fill two positions that were open while officers were on long-term disability. Mr. Deis confirmed that the new contract negotiations will address this issue.

(c) Options for Siting the Skateboard Park

Councilmember Ransom expressed the concern that the City will not complete a skateboard park this year unless it undertakes construction at the YMCA site. He reiterated the information from his recent meeting with School Board Vice President Parsons. He noted that the development of a skateboard park has been a Council objective for four years. He advocated that Council direct staff to begin working with the YMCA to develop a skateboard park there this year.

Councilmember King said School Board member Herb Bryce told her that the District needs to "land bank" Paramount Park in case of apartment development at Firerest.

Councilmember Gustafson noted that the YMCA supports development of a skateboard park at its property. He said the site is desirable. He acknowledged the issues and concerns the City must resolve. He advocated that the City undertake the analysis of developing a skateboard park at the site. Councilmember Lee agreed, noting that the YMCA met most of the criteria in the City's previous analysis of skateboard park sites.

Mayor Jepsen advocated that the City continue to study the option of the Paramount Park site as well as the YMCA site. Councilmember Gustafson agreed, asserting that the City should pursue both options as aggressively as possible.

Deputy Mayor Montgomery questioned how the skateboard park fits into the City's economic development plans.

7. CONTINUED PUBLIC COMMENT: None

8. ADJOURNMENT

At 9:30 p.m., Mayor Jepsen declared the meeting adjourned.

_____

Sharon Mattioli, CMC
City Clerk

Council Meeting Date: March 15, 1999 **Agenda Item: 7(b)**

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Approval of Expenses and Payroll as March 11, 1999
DEPARTMENT:	Finance
PRESENTED BY:	Al Juarez, Financial Operations Supervisor

EXECUTIVE / COUNCIL SUMMARY

It is necessary for the Council to approve expenses formally at the meeting. The following claims expenses have been reviewed by C. Robert Morseburg, Auditor on contract to review all payment vouchers.

RECOMMENDATION

Motion: I move to approve Payroll and Claims in the amount of $933,175.17 specified in the following detail:

Payroll and benefits for January 24, 1999 through February 6, 1999 in the amount of $209,046.59 paid with ADP checks 2497-2551, vouchers 60001-60095, benefit checks 70206-70211, and

Payroll and benefits for February 7, 1999 through February 20, 1999 in the amount of $198,716.30 paid with ADP checks 2552-2600, vouchers 80001-80097, benefit checks 70212-70219, and

the following claims examined by C. Robert Morseburg paid on February 16, 1999:

Expenses in the amount of $16,053.01 paid on Expense Register dated 2-10-99 with the following claims checks: 10386-10402 and

Expenses in the amount of $17,202.94 paid on Expense Register dated 2-16-99 with the following claims checks: 10403-10426 and

Expenses in the amount of $8,006.77 paid on Expense Register dated 2-17-99 with the following claims checks: 10427-10439 and

Expenses in the amount of $13,908.40 paid on Expense Register dated 2-17-99 with the following claims checks: 10440-10446 and

Expenses in the amount of $1,138.75 paid on Expense Register dated 2-17-99 with the following claims checks: 10447-10454 and

Expenses in the amount of $54,367.49 paid on Expense Register dated 2-17-99 with the following claims checks: 10455-10477 and

Expenses in the amount of $967.17 paid on Expense Register dated 2-19-99 with the following claims checks: 10478 and

Expenses in the amount of $12,037.42 paid on Expense Register dated 2-19-99 with the following claims checks: 10479-10485 and

the following claims examined by C. Robert Morseburg paid on February 24, 1999:

Expenses in the amount of $34,091.88 paid on Expense Register dated 2-24-99 with the following claims checks: 10486-10516 and

Expenses in the amount of $8,243.83 paid on Expense Register dated 2-24-99 with the following claims checks: 10517-10528 and

Expenses in the amount of $258,787.50 paid on Expense Register dated 2-24-99 with the following claims checks: 10529-10533 and

Expenses in the amount of $2,595.29 paid on Expense Register dated 2-24-99 with the following claims checks: 10534-10535 and

Expenses in the amount of $31,049.14 paid on Expense Register dated 2-24-99 with the following claims checks: 10536-10540 and

the following claims examined by C. Robert Morseburg paid on March 3, 1999:

Expenses in the amount of $13,416.49 paid on Expense Register dated 3-3-99 with the following claims checks: 10541-10551 and

Expenses in the amount of $17,327.29 paid on Expense Register dated 3-3-99 with the following claims checks: 10552-10569 and

Expenses in the amount of $3,561.95 paid on Expense Register dated 3-3-99 with the following claims checks: 10570 and

Expenses in the amount of $8,688.84 paid on Expense Register dated 3-3-99 with the following claims checks: 10571-10587 and

Expenses in the amount of $23,968.12 paid on Expense Register dated 3-3-99 with the following claims checks: 10588-10607.

Approved By: City Manager ____ City Attorney ___

Council Meeting Date: March 22, 1999 **Agenda Item: 7(c)**

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Approval of Parkwood Neighborhood Mini-Grant
DEPARTMENT:	Community/Government Relations
PRESENTED BY:	Ellen Broeske, Neighborhoods Coordinator Joyce Nichols, C/GR Manager

EXECUTIVE / COUNCIL SUMMARY

The Parkwood Neighborhood is requesting $1,200 to purchase trees and shrubs for Twin Ponds Park. The Parkwood neighborhood has been actively working and planting at Twin Ponds since 1994. A professional horticulturist and other volunteers from the neighborhood have donated plants and labor working closely with King County and now with the City of Shoreline Parks Recreation and Cultural Services Department. The proposed project will beautify the area south and west of the tennis courts. The Parkwood neighborhood's proposed plan has been reviewed and approved by the Park Superintendent and Acting Director of the Shoreline Department of Parks Recreation & Cultural Services.

A small portion of the grant will be used to dispose of asphalt and concrete chunks that were dumped in an overgrown area west of the tennis courts. Volunteers cleared the overgrowth and separated and stacked the materials in piles. Although some concrete was used to construct a bench, there is still a large quantity of concrete and asphalt at the site. Waste Management Northwest has agreed to donate a dumpster and haul the waste materials as a contribution to the community charging only the disposal fee for the service. Volunteers will plant approximately 32 shrubs and trees west of the tennis courts and maintain them as necessary.

The Parkwood Neighborhood Association is requesting $1,200 in 1999 Mini-Grant funds for this project. The Neighborhood Association has established matching funds in the amount of $1,870 in donated labor and hauling fees for a total project cost of approximately $3,070.

The Parkwood Neighborhood Association received $1,300 in 1998 Mini-Grant funds to install neighborhood identification signs. That project has been successfully completed.

RECOMMENDATION

Staff recommends authorization of $1,200 in 1999 Mini-Grant funds for the Parkwood Neighborhood Association to dispose of waste materials and purchase trees and shrubs for Twin Ponds Park.

Approved By: City Manager LB City Attorney

BACKGROUND / ANALYSIS

Resolution No. 54 established the Neighborhoods Mini-Grant Program, with the process and administration of the funds to be handled by the Office of Neighborhoods. The allocation of the total funds available is determined from year to year by appropriation of the City Council. All such grants to individual neighborhood associations are governed by rules approved by the City Council on October 7, 1996 and amended on November 23, 1998. Grants must be approved by your Council prior to their implementation.

The revised guidelines require that Mini-Grant funds be applied for and expended within the same budget year and establish an application deadline of June 30th. The Shoreline Council of Neighborhoods reviewed these guidelines prior to City Council approval.

Mini-Grants provide equal grants of up to $5,000 to each of the active, organized, qualifying neighborhood associations in the City of Shoreline. Neighborhood associations are required to match Mini-Grant funds. A match may be generated from co-sponsoring groups, businesses, organizations, schools, media, in-kind donations and/or "sweat equity."

Mini-Grant project categories include the following:

- Projects that create or enhance a tangible improvement in the neighborhood;
- Projects that disseminate information and increase awareness of the goals and mission of the neighborhood association to the neighborhood community;
- Projects that directly benefit a public agency or organization and its immediate neighborhood, and that require the active involvement of both the public agency and members of the neighborhood in planning and carrying out the program.

Current Proposal:

The Parkwood Neighborhood Association proposal qualifies as a Neighborhood Improvement Project in that it beautifies Twin Ponds Park and increases its value for passive recreational uses.

Parkwood Neighborhood volunteers, including the Project Coordinator, met with Parks Superintendent Kirk Peterson, to review the list of trees and shrubs proposed for the site, and they are in agreement that each of the selected plantings is appropriate. Although Twin Ponds Park is scheduled for development of a Master Plan in 1999, Parks staff do not believe the plantings will conflict with future plans for the Park.

Project Budget:		**Project Match:**	
*Plants & shrubs	$949.53	Horiculturist $25/hr. x 40 hours	$1,000
Waste disposal fee	$100.00	Donated labor $10/hr x 76 hrs.	760
		Waste Management N.W.dumpster	110
TOTAL	**$1,049.53**	**TOTAL**	**$1,870**

* Minor changes in choice of plant and tree species may occur depending on availability at time of purchase. A total of $1,200 is requested to allow for variations in cost that may result.

RECOMMENDATION

Staff recommends authorization of $1,200 in 1999 Mini-Grant funds for the Parkwood Neighborhood Association to dispose of waste materials and purchase trees and shrubs for Twin Ponds Park.

ATTACHMENTS

Attachment A: List of trees and shrubs to be purchased
Attachment B: List of volunteers and hours committed

PLANTS FOR TWIN PONDS PARK/CITY OF SHORELINE

Quantity	Plant	Price
1	Rhododendron occidentale	24.95
1	Rhododendron mucronulatum	34.95
1	Rhododendron macrophylum	47.50
1	Hamamelis X intermedia "Sunburst"	47.50
1	Enkianthus perulatus	69.95
1	Garrya elliptica "James Roof"	39.95
5	Mahonia aquifolium	149.95
1	Fothergilla major	29.95(?)
1	Cercis occidentalis "Alba"	29.95 (?)
1	Stewartia pseudocamellia (tree)	49.95
5	Ribes sanguimeum (red)	149.75
1	Viburnum trilobum	29.95
1	Cercocarpus ledifolium	29.95
1	Vaccinium parvifolium	29.95
3	Mahonia repens	29.85
5	Gaultheria shallon	49.75
2	Lysichitum americanum	15.90
Subtotal		875.60
Tax		73.93
TOTAL		**949.53**

Parkwood Neighborhood Association

Twin Ponds Volunteers

For the next 12 months
(January '99-December '99)

Name	Address	Phone	Hours Committed
David Bannister	20217 23rd Place NW	542-4053	20
John Dixon (Horticulturist)	14027 Stone Ave. N	363-2987	40 x $25/hr.
Dick Decker	16037 Burke Ave. North	542-1552	20
Jamie Dulfer	14703 Meridian Ave. North	365-6873	8
Garth Ferber			4
Kellie Swenson	2308 North 149th	367-1396	8
Krista Milhofer			4
Noriko Riggleman			4
Linda Condit	2352 North 147th	364-5980	4
Marietta Oswald	2338 North 147th	363-0461	4
		Total	116
		Total Value	$1,760

Four work parties per year:	Work to be completed:
October	Cleanup
January	Cleanup
April	Planting
July	Cleanup

Council Meeting Date: March 22, 1999 **Agenda Item: 7(d)**

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Authorize the City Manager to Execute a Second Amendment to the Final Environmental Impact Statement (FEIS) to Increase the Compensation Amount to Pay for Additional Work Performed to Complete the Final Environmental Impact Statement
DEPARTMENT:	Planning and Development Services
PRESENTED BY:	Tim Stewart, Director Sarah Bohlen, Planner II

EXECUTIVE / COUNCIL SUMMARY

Attached for your approval is a proposed amendment to the Final Environmental Impact Statement (FEIS) contract with KCM, Inc. (Contract No. 535). The proposed contract amendment would compensate KCM, Inc. for additional work needed to complete Task 4 of the contract: Response to Draft Environmental Impact Statement (DEIS) Comments.

Your Council approved the original $50,000 FEIS contract with KCM, Inc. on February 2, 1998. On August 10, 1998, this contract was amended to a new total of $55,000 to include environmental analysis on the Parks Plan. Due to the large scope of the project, the estimated budget amounts were high for some work tasks and low for others. The estimated budget included work for KCM, Inc. to respond to 40 comment letters when, in fact, close to 200 comment letters were received. We were able to use extra funds from over-budgeted tasks to accommodate for some of these overruns, but not all. As a result, KCM, Inc. has requested an additional $4,213.91 in compensation. This amendment increases the total amount of the contract to $59,213.91 to compensate KCM, Inc. for work completed.

Staff believes that KCM, Inc. is justified in their request and that the right and fair thing to do is to compensate them for the unexpected extra work they performed on the FEIS.

RECOMMENDATION

Authorize the City Manager to execute the Second Amendment to Contract for Services No. 535 to increase the dollar amount of the contract from $55,000 to $59,213.91.

ATTACHMENTS

Attachment A: Amendment to Contract for Services (Contract No. 535)

Approved By: City Manager LB City Attorney

CITY OF SHORELINE

SECOND AMENDMENT TO CONTRACT FOR SERVICES (CONTRACT NO. S980001)

Whereas an agreement was entered into by and between the City of Shoreline, Washington, and KCM, Inc. on February 2, 1998 and said agreement was later amended on August 19, 1998; and

Whereas the parties desire to amend said agreement once again in order to reflect a change of circumstances, to wit: **the completion of additional work necessary to respond to more comment letters than were anticipated in order to complete the Response to Comments section of the Final Environmental Impact Statement on the Shoreline Comprehensive plan; and, to increase the dollar amount of the contract from $55,000 to $59,213.91.**

Now, therefore, in consideration of the mutual covenants contained herein, the parties agree as follows:

1. **Existing Agreement Amended:** The City and KCM, Inc. entered into the agreement which is attached hereto and identified as: Contract No. S980001. The City and KCM, Inc. entered into an amendment to said agreement which is attached hereto and identified as Contract No. S980001. The parties hereby amend the original agreement as amended.

2. **Amendment to Existing Agreement:** The agreement is amended in the following respect(s):

   a. Section 2.A.
      A. Services will be paid upon receipt of City accepted deliverables in the schedule shown in Exhibit A, not to exceed a maximum of $59,213.91.

   b. Exhibit A
      Task 4: Response to DEIS Comments
      Cost: $9,845.91

3. **Terms and Conditions of Existing Agreement Remain the Same:** The parties agree that, except as specifically provided in this amendment, the terms and conditions of the existing agreement as amended continue in full force and effect.

EXECUTED, this the _____ day of _____, 19_____.

CITY OF SHORELINE

_____
Robert E. Deis
City Manager

CONSULTANT

~~Steve Wagner~~ JAN Rosholt
VICE President, KCM, Inc.

APPROVED AS TO FORM:

_____
Bruce Disend
City Attorney

Council Meeting Date: March 22, 1999 **Agenda Item: 7(e)**

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Final Appointment of Planning Academy Members
DEPARTMENT:	Planning and Development Services
PRESENTED BY:	Tim Stewart, Director LB (for)

EXECUTIVE / COUNCIL SUMMARY

At your Council's January 19th meeting, staff presented an overview of the Development Code review process and a strategy for recruiting and making appointments to the Shoreline Planning Academy. The original appointment process, as directed by your Council, was to appoint a total of 21 members. Nine appointments were to be made by the Planning Commission, seven by the City Council, and five by the City Manager. Your Council also directed staff to recruit 13 members from the Council of Neighborhoods.

A total of 25 applications for the Planning Academy were received from citizens at large; and, 12 nominations were received from the Council of Neighborhoods. This list was reviewed by your Council on March 1st, and it was your consensus at that time to accept all applicants into the Academy. At its March 4th meeting, the Planning Commission agreed and unanimously voted to recommend to your Council that all 25 applicants be appointed to the Shoreline Planning Academy. Attachment A is the Planning Commission Recommendation to your Council.

At the March 3rd meeting of the Council of Neighborhoods, the 12 nominees to the Planning Academy were confirmed. Attachment B is a list of Council of Neighborhoods nominees.

RECOMMENDATION

Staff recommends that your Council confirm all nominations to the Planning Academy.

ATTACHMENTS

A. Planning Commission Recommendation to Council
B. Council of Neighborhoods Planning Academy Nominees

Approved By: City Manager LB City Attorney NJA

CITY OF SHORELINE

PLANNING COMMISSION RECOMMENDATION TO THE SHORELINE CITY COUNCIL

APPOINTMENTS TO THE SHORELINE PLANNING ACADEMY

WHEREAS, the Shoreline Planning Academy will include representatives from the Shoreline Council of Neighborhoods, the Planning Commission, City Council and the City Manager; and

WHEREAS, the original process was to appoint a total of 21 members from the Planning Commission (9), the City Council (7), and the City Manager (5); and

WHEREAS, a total of 25 applications have been received for these 21 positions; and

WHEREAS, the City of Shoreline encourages active citizen participation in all of its planning activities;

NOW, THEREFORE, the Planning Commission recommends to the City Council that all 25 applicants be appointed to the Shoreline Planning Academy, as shown on the attached list.

DATED this 4th day of March, 1999 at Shoreline, Washington.

Attachment: Shoreline Planning Academy Applicants

Motion made by Commissioner Monroe that the Planning Commission recommends to City Council that all 25 applicants, as shown on the attached list, be appointed to the Shoreline Planning Academy. Motion carried unanimously by a vote of 9 in favor, 0 against.

Suzanne M. Kurnik
Planning Commission Clerk

SHORELINE PLANNING ACADEMY APPLICANTS

FIRSTNAME	LASTNAME	ORGANIZATION	HOME ADDRESS	CITY	ST	ZIP	ZIP4
1. Lucille	Baldwin	Citizen At Large	17765 25th AVE NE	SHORELINE	WA	98155	0716
2. Gary	Batch	Citizen At Large	2027 NE 177th ST	SHORELINE	WA	98155	
3. Boni	Biery	Citizen At Large	903 N 188th ST	SHORELINE	WA	98133	
4. Ginger	Botham	Citizen At Large	16334 LINDEN AVE N	SHORELINE	WA	98133	
5. Alan	Carey	Citizen At Large	17541 FREMONT AVE N	SHORELINE	WA	98133	
6. Gary	Cooper	Lynscot A Corporation	20351 GREENWOOD AVE N	SHORELINE	WA	98133	
7. Frank "Jim"	Granger	Olympic Capital Group	13308 SE 57th ST	BELLEVUE	WA	98006	
8. Ronald	Gregory	Olympic Capital Group	16707 16th AVE NW	SHORELINE	WA	98177	
9. Ted	Roe	Olympic Capital Group	1441 NE 202nd LANE	SHORELINE	WA	98177	
10. David	Hart	Citizen At Large	2123 NE 177th ST	SHORELINE	WA	98155	
11. Kenneth	Howe	Citizen At Large	745 N 184th ST	SHORELINE	WA	98133	
12. Alverna May	Jackson	Citizen At Large	1702 NE 179th ST #102A	SHORELINE	WA	98155	
13. Dennis	Lee	Citizen At Large	14547 26th AVE NE	SHORELINE	WA	98155	
14. A.R. "Bob"	Mascott	Citizen At Large	1651 NE 169th ST	SHORELINE	WA	98155	6015
15. Russell	McCurdy	Citizen At Large	17532 AURORA AVE N	SHORELINE	WA	98133	
16. Frank	Meyer	Citizen At Large	358 NW 189th ST	SHORELINE	WA	98177	
17. Peter	Neuschwander	Citizen At Large	1821 NW 195th ST #6	SHORELINE	WA	98177	2838
18. Patricia	Peckol	Citizen At Large	19144 8th AVE NW	SHORELINE	WA	98177	
19. Robert	Shields	Citizen At Large	17535 25th AVE NE	SHORELINE	WA	98155	
20. Gail Diane	Steele	Citizen At Large	543 N 167th ST	SHORELINE	WA	98133	
21. Kristina	Stimson	Citizen At Large	2155 NW 201st ST	SHORELINE	WA	98177	
22. Kathi	Urie	Citizen At Large	16505 9th PL NW	SHORELINE	WA	98177	
23. Elizabeth	Welsh PhD.	Citizen At Large	2129 NW 201st ST	SHORELINE	WA	98177	
24. Dennis	Chivers	**App rec'd on 2/25/99**	710 N 193rd ST	SHORELINE	WA	98133	
25. Dave	Buchan	**App postmarked 2/22**	19844 10th AVE NW	SHORELINE	WA	98177	

SHORELINE PLANNING ACADEMY

ATTACHMENT B

COUNCIL OF NEIGHBORHOODS NOMINEES
(CONFIRMED BY C of N MARCH 3, 1999)

FIRSTNAME	LASTNAME	NEIGHBORHOOD	HOME ADDRESS	CITY	ST	ZIP	ZIP4
Darlene	Feikema	Briarcrest Neighborhood Assoc.	16310 25th PL NE	SHORELINE	WA	98155	
Barbara	Guthrie	Echo Lake Neighborhood Assoc.	18531 ASHWORTH AVE N	SHORELINE	WA	98133	
No Appointee		Highland Terrace N'hood Assoc.					
Bonnie	Mackey	The Highlands	The Highlands	SHORELINE	WA	98177	
Walt	Hagen	Hillwood Neighborhood Assoc.	711 N 193rd ST	SHORELINE	WA	98133	
Al	Wagar **(tentative)**	Innis Arden Club, Inc.	17076 10th AVE NW	SHORELINE	WA	98177	
Kathy	Halliburton	Meridian Park Neighborhood Assoc.	18315 WALLINGFORD AVE N	SHORELINE	WA	98133	
Peter	Schwindt	North City Neighborhood Assoc.	2209 NE 177th ST	SHORELINE	WA	98155	
Kellie	Swenson	Parkwood Neighborhood Assoc.	2308 N 149th ST	SHORELINE	WA	98133	
George	Mauer	Richmond Beach Comm. Council	1430 NW 191st ST	SHORELINE	WA	98177	
Naomi	Hardy	Richmond Highlands N'hood Assoc.	17256 GREENWOOD PL N	SHORELINE	WA	98133	
Dick	Nicholson	Ridgecrest Neighborhood Assoc.	15812 11th AVE NE	SHORELINE	WA	98155	
Paulette	Gust	Westminster Triangle Network	14805 WHITMAN AVE N #10	SHORELINE	WA	98133	

Council Meeting Date: March 22, 1999 **Agenda Item: 8(a)**

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	A Public Hearing Approving A Moratorium on the Filing of Applications for Business Licenses and Building Permits for The Expansion of Existing and/or Addition of New Food or Drink Establishments Conducting Social Card Games, Punch Boards, or Pull Tabs, And Declaring An Emergency (Approval of an Ordinance No. 190)
DEPARTMENT:	City Attorney/Planning and Development Services
PRESENTED BY:	Bruce Disend, City Attorney; Lenora Blauman, Senior Planner

EXECUTIVE / COUNCIL SUMMARY

At your February 8, 1999, regular meeting, Council adopted Ordinance No. 190, a moratorium for new or expanded gambling establishments in Shoreline. Council directed staff to return within 60 days to conduct a public hearing for this Ordinance. This agenda item provides for the public hearing for Ordinance No. 190.

At incorporation of the City of Shoreline, your Council adopted King County Ordinances to guide growth in our community. The purpose of adopting King County standards was to regulate new development, pending the adoption of Shoreline's Comprehensive Plan and the adoption of local development regulations to support the Plan. King County regulations, as adopted by Shoreline, permit a variety of gaming establishments in the City. At this time, Shoreline has a number of existing gaming establishments, defined herein as food and drink establishments conducting social card games, punch boards, or pull tabs.

In the region and in the City, there appears to be a trend toward the addition of new gaming operations and/or the expansion of existing gaming operations. For example, mini-casinos, which have been historically limited to 5 game tables, are now permitted to have 15 tables. Other changes in gambling regulations have encouraged expansion as well. Specifically, "house bank" games are now permitted by law. Additionally, the maximum bet per game has been increased from $25.00 to $100.00. This increase also provides opportunities for greater profits, which encourages expansion of operations. The Drift On Inn has recently received permission to allow increased betting limits.

At this time, three existing establishments (Goldie's, Hollywood Pizza, and The Hideaway) have applied to the State Gambling Commission for permission to add new operations; these applications are slated for review by the State in June, 1999.

Prior to Council's adoption of the moratorium on February 8, 1999, the City received one application, from Hollywood Pizza, for a tenant improvement to remodel existing restrooms and to remove and relocate existing windows. The plans also show some restaurant seating areas being converted to gaming areas. As the complete application submittal was received on February 8th, prior to Council action on the moratorium, the City has determined that Hollywood

Pizza's project application is vested under the Shoreline Municipal Code. Therefore, the City will process Hollywood Pizza's request for a tenant improvement that will include gaming tables.

Although no other applications have been received by the City, there has been a small number of inquiries from existing gaming establishments wishing to expand operations (e.g., Parker's, Drift On Inn) and from new gaming establishments potentially interested in locating in Shoreline.

The City is just beginning to create regulations to implement the Comprehensive Plan. Therefore, your Council has not yet been provided with development standards (e.g., locational criteria, design standards) for gaming establishments. Shoreline is in a similar position to several other local jurisdictions that also are beginning to contemplate options for allowing and regulating gaming operations. Some jurisdictions have, in fact, prohibited all gaming establishments (e.g., Enumclaw, Maple Valley, Normandy Park). (See Exhibit A – Cities Prohibiting Gambling Activities.) Some jurisdictions prohibit selected gaming operations. For example, Renton has established restrictions on gaming operations (See Exhibit B – City of Renton Ordinance No. 4691).

Other jurisdictions (e.g., Auburn, Burien) have recently instituted moratoria on new gaming establishments in order to undertake studies of these businesses. The purposes of the studies are to determine whether: (1) existing businesses create harmful secondary effects; and (2) whether new gaming establishments would be consistent with the jurisdiction's comprehensive plans and/or development regulations. These studies are not yet completed.

Your Council may wish to consider the several options for regulating gaming operations that have been considered by other cities in the region. For example, the City may: 1) take action to prohibit gaming operations within City limits; 2) take action to allow this type of use only in certain zoning districts; or 3) take no action, allowing gambling as a permitted use in commercial zones. A sample ordinance is found in Exhibit B – City of Renton Ordinance No. 4691. A discussion of the issues related to gambling operations is provided in Exhibit C – City of Redmond Memorandum.

In considering the various options, your Council should be aware that the State of Washington Gambling Commission has recently issued a letter to the City of Renton questioning the authority of the cities to regulate gaming operations. (See Exhibit D – Letter from the State of Washington Gambling Commission to the City of Renton.)

In order to determine which option for regulating gaming operations is most appropriate for Shoreline, staff believes that it is important to establish a temporary moratorium to provide the City with an opportunity to undertake a study of gaming establishments in our community (Exhibit E – Ordinance 190). Some of the key issues to be identified and addressed in the City's studies would include:

- the land use benefits/costs related to the continuation, expansion and/or limitation of gaming establishments in Shoreline (e.g., how gaming operations match economic development policies -- do these policies permit gaming, encourage gaming, or prohibit gaming).
- the land use options that are created/constrained as related to the continuation, expansion and/or limitation of gaming establishments in Shoreline (e.g., clustering vs. dispersing of gaming establishments).
- the development standards options related to the continuation, expansion and/or limitation of gaming establishments in Shoreline (e.g., design/location to ensure neighborhood compatibility, public safety improvements).
- the establishment/enforcement of land use and operations standards for gaming operations.

- the fiscal benefits/costs and options related to the continuation, expansion and/or limitation of gaming operations in Shoreline (e.g., maintaining revenue, adjustment of tax rates).

A 180-day moratorium (until August 8, 1999) is recommended in order to provide sufficient opportunity for the City Attorney and staff to complete a study and assessment of the secondary effects of gaming operations in Shoreline. This moratorium would not prohibit existing establishments from submitting applications to: (1) make improvements (e.g., structural improvements, remodeling or redecoration) that do not expand gaming; and (2) change from gaming to other uses permitted in the underlying zone. If appropriate, staff would draft regulations address identified effects.

The findings contained in this report, and the attached ordinance, demonstrate that an emergency exists and that, unless the moratorium is provided, gaming establishments with potentially harmful secondary effects may seek to gain licensing or building permit approval before constitutionally sufficient permanent Comprehensive Plan guidelines and regulatory ordinances are enacted. The moratorium is necessary for the immediate preservation of public peace, health, or safety, and for the support of City government.

RECOMMENDATION

Staff recommends that the City Council hold a public hearing to consider maintaining in effect Ordinance No. 190, a 180-day moratorium on the acceptance of applications for and issuance of land use, building and development permits, and businesses licenses for expansions to existing and/or the addition of new gaming establishments, defined herein as food and drink establishments conducting social card games, punch boards, or pull tabs. The moratorium would be effective until August 8, 1999.

Approved By: City Manager JB City Attorney MD

BACKGROUND / ANALYSIS

At incorporation of the City of Shoreline, your Council adopted King County Ordinances to guide growth in our community. The purpose of adopting King County standards was to regulate new development, pending the adoption of Shoreline's Comprehensive Plan and the adoption of local development regulations to support the Plan.

King County regulations, as adopted by Shoreline, permit a variety of gaming establishments in the City. At this time, Shoreline has 17 existing gaming establishments (i.e., food and drink establishments conducting social card games, punch boards, or pull tabs). These establishments include:

Establishment	Location	Current Gambling Games
Cascade Booster Club	16325 5th Avenue NE	Bingo, Pull tabs
Parker's	17001 Aurora Avenue	*Mini – casino
China Clipper	20221 Aurora Avenue	Pull tabs
Cliffs Tavern	910 N 145th Street	Pull tabs,Cardroom
Drift on INN	16708 Aurora Avenue	*Mini – casino
Eagles, FOE 4122	17724 15th Avenue NE	Pull tabs
Echo Lake Tavern	19508 Aurora Avenue	Pull tabs
Gateway Inn	18380 Midvale N	Pull tabs
Goldies	15030 Aurora Ave	Pull tabs
Hideaway Tavern	14525 Aurora Avenue	Pull tabs; Cardroom
Highland Skating Bingo	18005 Aurora Avenue	Bingo, Pull tabs
Italo Bella	14622 15th Avenue NE	Pull tabs, Cardroom
Name of the Game	17529 15th Avenue NE	Out of Business
North City Tavern	17554 15th Avenue NE	Pull tabs
Palace of China	14810 15th Avenue NE	Pull tabs
Shays	15744 Aurora Avenue	Pull tabs
Sparkey's Bar & Grill	20109 Aurora Avenue	Pull tabs
Wild Horse Bar	2001 NW 195th Street	Pull tabs
*Mini casino includes card rooms and pull tabs		

In the region and in the City, there appears to be a trend toward the addition of new gaming operations and/or the expansion of existing gaming operations. For example, mini-casinos, which have been historically limited to 5 game tables, are now permitted to have 15 tables. Other changes in gambling regulations have encouraged expansion as well. Specifically, "house bank" games are now permitted by law. In this situation, the business operates its own games (e.g., black jack, pai gow poker, Caribbean stud) rather than contracting with outside vendors to conduct games; this allows the business to realize greater profits. Additionally, the maximum bet per game has been increased from $25.00 to $100.00. This increase also provides opportunities for greater profits, which encourages expansion of operations. The Drift On Inn has recently received permission to allow increased betting limits.

At this time, three existing establishments (Goldie's, Hollywood Pizza, and The Hideaway) have applied to the State Gambling Commission for permission to add new operations; these applications are slated for review by the State in June, 1999.

Prior to Council's adoption of the moratorium on February 8, 1999, the City received one application, from Hollywood Pizza, for a tenant improvement to remodel existing restrooms and to remove and relocate existing windows. The plans also show some restaurant seating areas

being converted to gaming areas (i.e., 4 tables with 7 seats each and 3 tables with 7 fixed seats each). Three (4-seat) and two (2-seat) fixed booths will be maintained in remainder of restaurant area. As the complete application submittal was received on February 8th, prior to Council action on the moratorium, the City has determined that Hollywood Pizza's project application is vested under the Shoreline Municipal Code. Therefore, the City will process Hollywood Pizza's request for a tenant improvement that will include gaming tables.

Although no other applications have been received by the City, there has been a small number of inquiries from existing gaming establishments wishing to expand operations (e.g., Parker's, Drift On Inn) and from new gaming establishments potentially interested in locating in Shoreline.

The City is just beginning to create regulations to implement the Comprehensive Plan. Therefore, your Council has not yet been provided with development standards (e.g., locational criteria, design standards) for gaming establishments. Shoreline is in a similar position to several other local jurisdictions that also are beginning to contemplate options for allowing and regulating gaming operations. Some jurisdictions have, in fact, prohibited all gaming establishments (e.g., Enumclaw, Maple Valley, Normandy Park). (See Exhibit A – Cities Prohibiting Gambling Activities.) Some jurisdictions prohibit selected gaming operations. For example, Renton has established restrictions on gaming operations (See Exhibit B – City of Renton Ordinance No. 4691).

Other jurisdictions (e.g., Auburn, Burien) have recently instituted moratoria on new gaming establishments in order to undertake studies of these businesses. The purposes of the studies are to determine whether: (1) existing businesses create harmful secondary effects; and (2) whether new gaming establishments would be consistent with the jurisdiction's comprehensive plans and/or development regulations. These studies are not yet completed.

Your Council may wish to consider the several options for regulating gaming operations that have been considered by other cities in the region. For example, the City may: 1) take action to prohibit gaming operations within City limits; 2) take action to allow this type of use only in certain zoning districts; or 3) take no action, allowing gambling as a permitted use in commercial zones. A sample ordinance is found in Exhibit B – City of Renton Ordinance No. 4691. A discussion of the issues related to gambling operations is provided in Exhibit C – City of Redmond Memorandum.

In considering the various options, your Council should be aware that the State of Washington Gambling Commission has recently issued a letter to the City of Renton concerning regulation of gaming operations. This letter was written in response to Renton's recent enactment of an ordinance regulating land use aspects of gaming activities (e.g., gaming operations must be an ancillary use to a principally permitted use; gaming operations are allowed only in certain zones/areas of the City). The Gambling Commission letter addresses those circumstances under which the Commission believes a community may or may not regulate gambling (e.g., zoning restrictions, authority to license, limitations on permitted gambling activities, limiting the number of licenses to be issued). The Commission indicates that there is no clear law permitting a local jurisdiction's ability to zone a particular type of gambling business out of some areas, but not all areas. The Commission states that the Gambling Act "constitutes the exclusive legislative authority for the licensing and regulation of gambling..." (RCW 9.46.285).

According to the Gambling Commission, local jurisdictions may absolutely prohibit gambling, but cannot limit gambling activities which have been licensed by the Commission. The Commission believes that it may not "deny a license to an otherwise qualified applicant in an effort to limit the number of licenses to be issued." The Commission indicates it has taken no formal position on these issues, but has requested an opinion from the Attorney General. According to the

Commission, further clarification of regulations may also come from anticipated litigation by licensees and local jurisdictions (See Exhibit D – Letter from the State of Washington Gambling Commission to the City of Renton). The Association of Washington Cities is in the process of reviewing the Gambling Commission's interpretation of local and state gaming authorities and responsibilities. A regional group, with representatives from approximately 15 cities, is also considering whether local jurisdictions retain any authorities to limit gaming. It is the general opinion of the counsel for these jurisdictions (including the City of Shoreline) that cities do possess legal authority to control gaming operations through zoning and land use restrictions.

There are several options for policies to guide gaming operations in Shoreline – ranging from encouraging these uses, to allowing these uses with conditions, to prohibiting gaming uses. In order to determine which option for regulating gaming operations is most appropriate for Shoreline, staff believes that it is appropriate to establish a temporary moratorium to provide the City with an opportunity to undertake a study of gaming establishments in our community (Exhibit E – Ordinance 190). This study could determine whether existing businesses are an asset to the community or are creating harmful secondary effects in Shoreline. The study would also determine whether expanded existing/new gaming establishments would be consistent with the intent of our adopted Comprehensive Plan and with development regulations now being prepared for review by your Council.

Some of the key issues to be identified and addressed in studies would include:

- the land use benefits/costs related to the continuation, expansion and/or limitation of gaming establishments in Shoreline (e.g., how gaming operations match economic development policies -- should these policies permit gaming, encourage gaming, or prohibit gaming)
- the land use options that are created/constrained as related to the continuation, expansion and/or limitation of gaming establishments in Shoreline (e.g., clustering vs. dispersing of gaming establishments)
- the development standards options related to the continuation, expansion and/or limitation of gaming establishments in Shoreline (e.g., design/location to ensure neighborhood compatibility, public safety improvements)
- the establishment/enforcement of land use and operations standards for gaming operations
- the fiscal benefits/costs and options related to the continuation, expansion and/or limitation of gaming operations in Shoreline (e.g., maintenance of revenue, adjustment of tax rates)

Time will be needed to conduct the study and, if necessary, to create suitable regulations for gaming establishments in the City of Shoreline. With a moratorium in place, Shoreline will have an opportunity to learn about findings and approaches of communities within the region, and may elect to participate with other communities in development of regional standards. This approach is consistent with the approach being used by other jurisdictions.

To obtain adequate time to conduct studies and provide appropriate regulations, staff is recommending that a moratorium be adopted on expansion of existing gaming establishments and on the development of new gaming establishments (Exhibit E – Ordinance 190). Allowing expansion of existing uses or the addition of new uses at this time would be premature because the City has not yet had sufficient opportunity to determine: (1) whether gaming establishments are consistent with the Comprehensive Plan, (2) whether there are secondary impacts from gaming establishments, and/or (3) whether it is appropriate/necessary to develop specific standards to limit any identified impacts from these establishments.

This moratorium would not prohibit existing establishments from submitting applications to: (1) make improvements (e.g., structural improvements, remodeling or redecoration) that do not

expand the gaming establishment; and (2) change from gaming establishments to other uses permitted in the underlying zone.

A 180-day moratorium (until August 8, 1999) is recommended to be maintained in effect in order to provide sufficient opportunity for the City Attorney and staff to complete a study and assessment of the secondary effects of gaming operations in Shoreline, and, if appropriate, to create regulations to address identified effects. Specifically, during this moratorium, staff would:

- Assess the potential impacts of gaming operations on the community, including:
  - Identification of any negative secondary effects associated with such businesses.
  - Establishment of ways to mitigate any identified secondary effects.
- Study how these businesses should be treated in our Comprehensive Plan and Development Code
- Establish and implement a public process to consider regulation of gaming operations.

The findings contained in this report, and the attached ordinance, demonstrate that an emergency exists and that, unless the moratorium is provided, gaming establishments with potentially harmful secondary effects may seek to gain licensing or building permit approval before constitutionally sufficient permanent Comprehensive Plan guidelines and regulatory ordinances are enacted. The moratorium is necessary for the immediate preservation of public peace, health, or safety, and for the support of City government.

State law authorizes cities to adopt moratoriums on land use activities in order to determine the effects of a particular type of land use. The moratorium is permitted by RCW 35A.63.220 and RCW 36.70A.390. In accordance with state law (RCW 35A.63.220), City Council is required to conduct a public hearing on this moratorium within 60 days from the adoption of the moratorium (on or before April 8, 1999). The March 22nd hearing on the moratorium will constitute the required public hearing.

RECOMMENDATION

Staff recommends that the City Council hold a public hearing to consider maintaining in effect Ordinance No. 190, a 180-day moratorium on the acceptance of applications for and issuance of land use, building and development permits, and businesses licenses for expansions to existing and/or the addition of new gaming establishments, defined herein as food and drink establishments conducting social card games, punch boards, or pull tabs. The moratorium would be effective until August 8, 1999.

ATTACHMENTS

Exhibit A: Cities Prohibiting Gambling Activities
Listing from the State Gambling Commission (Revised September, 1998)
Newspaper Articles Addressing Bans

Exhibits B – D: Background Information Concerning Issues and Options Related to Gaming Operations

Exhibit B: City of Renton Washington , Ordinance 4691, Defining, Permitting, Restricting and Prohibiting Gambling Operations (December, 1997)

Exhibit C: City of Redmond Memorandum on New Gambling Casinos in Redmond (January 1999) – Discussion Paper

Exhibit D: Letter from State of Washington Gambling Commission to the City of Renton (February, 1999)

Exhibit E: Ordinance No. 190 Establishing A Moratorium on the Filing of Applications for Business Licenses and Building Permits for The Expansion of Existing and/or Addition of New Food or Drink Establishments Conducting Social Card Games, Punch Boards, or Pull Tabs, And Declaring An Emergency

Exhibit A:

Cities Prohibiting Gambling Activities

Listing from the State Gambling Commission (Revised September, 1998)

Newspaper Articles Addressing Bans

A

CITIES PROHIBITING GAMBLING ACTIVITIES
Revised September 15. 1998

City	Prohibited Gambling Activities
Algona	Public Card Rooms
Battle Ground	Public Card Rooms
Bellevue	Public Card Rooms
Bothell	Public and Social Card Rooms
Brier	Punchboards and Pull Tabs; Public and Social Card Rooms
Camas	Public Card Rooms
Clyde Hill	Punchboards and Pull Tabs; Public and Social Card Rooms
Dupont	Profit Seeking Amusement Games
Issaquah	Public Card Rooms
Lake Forest Park	Punchboards and Pull Tabs; Public and Social Card Rooms; FRE's; Bingo for which a gambling license is required.
Lynden	Punchboards and Pull Tabs; Public and Social Card Rooms; Profit Seeking Amusement Games
Lynnwood	Public Card Rooms; Profit Seeking Amusement Games
Mercer Island	Punchboards and Pull Tabs; Public Card Rooms
Mill Creek	Public Card Rooms; Profit Seeking Amusement Games (Punchboards/Pull Tabs allowed thru 12/31/97)
Normandy Park	All Gambling Activities
Redmond	Punchboards
Renton	Punchboards
Seattle	Public Card Rooms
Snohomish	Profit Seeking Amusement Games

Snoqualmie	Public Card Rooms
Tukwila	Punchboards; FREs (except bingo and raffles)
Vancouver	Public Card Rooms
Washougal	Public Card Rooms
Woodland	Public and Social Card Rooms (Class "R" Card Rooms Allowed)
Woodinville	Public and Social Card Rooms
Yacolt	Public and Social Card Rooms; FREs

COUNTIES PROHIBITING GAMBLING ACTIVITIES
Revised September 15, 1998

County	Prohibited Gambling Activities
Clark	Public Card Rooms NOTE: The following cities are incorporated and are not affected by CLARK COUNTY prohibition. See table of cities for individual prohibitions of gambling activities. Battleground Camas LaCenter Ridgefield Vancouver Washougal Yacolt

Sims: No new card rooms

Even a weekday afternoon brings a crowd to the Skyway Park Bowl Casino, the only card room in unincorporated King County. Gary Ekstel/Seattle

Operators object to proposed county moratorium

By Mike Archbold
Journal Reporter

SKYWAY — Card room owner Dave Pardey said King County Executive Ron Sims' proposal announced yesterday to ban new card rooms would help him.

As the owner of the only card room casino in King County outside of a city, he said the ban wouldn't close him down, but it would keep out the competition.

As one who supports free enterprise, however, he objects.

"No one should be able to do this," he said yesterday, adding that his 20-year-old Skyway Park Bowl is a community entertainment center that offers everything from bowling to miniature golf.

> "Drinking is worse than gambling, but I don't see them banning drinking."
> Dave Pardey, card room owner

Last January, a year after the Legislature allowed casino card rooms, he added house-backed casino-style blackjack and other card games on 14 tables. He said the mini-casino has meant he won't go broke.

"Drinking is worse than gambling, but I don't see them banning drinking," Pardey said.

At a press conference, Sims said it's time to put the brakes on the growing number of card room casinos, and he urged other cities to follow the county example. His proposal would also ban new regular card rooms.

Calling a halt

Sims wants to stop the proliferation of the new enhanced card rooms that allow up to 15 tables of house-banked social card games with professional dealers and bets up to $100. There are currently 10 card room casinos licensed in King County, and 27 have applied for licenses with the state Gambling Commission, according to county officials.

Statewide, there are 29 operating mini-casinos.

"Card rooms in other areas have led to crime, reduced property values and businesses leaving the neighborhoods," Sims said. "This is not the type of environment we want to encourage in King County."

The county executive said current applicants to cities for card rooms in King County include three more in Renton, two more in Auburn, two in Kent, three more in Tukwila, one in Bothell and one in Redmond.

Cites hidden costs

He said there are hidden costs in crime and neighborhood degradation that outweigh any tax revenues.

"The hidden costs amount to

See CARD ROOMS, A2

Auburn agrees to speed gambling study

Developer awaits word on casino site by Supermall

By Mike Archbold
Journal Reporter

AUBURN — A six-month ban on new card room casinos will continue, but the Auburn City Council vowed yesterday to speed up its study of the impacts of gambling on city services.

The developer of a proposed $7 million entertainment facility and casino to be located next to the Supermall made the case for a quick decision on whether or not to permanently ban card room casinos in the city.

Gerry Kingen, well-known entrepreneur of such restaurants as the Red Robin and Sally's, told the council that the option on land for his Funsters complex will expire in less than six months and he needs to know as soon as possible to avoid spending $400,000 just for necessary permits.

Good-paying jobs at stake

Funsters, he said, would offer food and drink, electronic games and a 15-table casino with blackjack and other social card games allowed by state law. Employing 300 people in good-paying jobs, he said, the facility would be aimed at family and youth entertainment.

The casino, he said, is needed to provide the kind of income that would help defray the high overhead of such a project.

"We are asking for fairness," said Funsters manager Scott Switzer, adding that the complex has been under development for months, while the moratorium was approved Dec. 21 without any notice to them.

Concerned that Auburn was become a gambling mecca because of the presence of the Muckleshoot Indian Casino, Emerald Downs Race Track and Freddie's Casino card room, the council decided it needed time to evaluate gambling impacts on the city. Besides Funsters, another casino card room is also planned in the city.

More time needed

Councilman Rich Wagoner said it isn't right to let the two businesses go ahead with their planning without knowing where the Auburn officials stand, but he said the city needs to work

See AUBURN GAMBLING, A2

TOMORROW: 1999 Bellevue Home Show

Have an opinion on card rooms?

Journal Staff

King County Executive Ron Sims wants to hear from the public before he sends his proposed ordinance banning new card rooms to the County Council.

He has scheduled a public meeting for Feb. 3 at Highline High School, 225 S. 152nd St., from 7 p.m. to 9 p.m.

Citizens also can send e-mail comments to the county at Cardrooms@metrokc.gov until Feb. 5. Information on the proposed ban is posted on the county's web site at www.metrokc.gov.

Letters can be sent to Lori Grant, King County Courthouse, 516 Third Ave., Seattle, WA 98104.

Auburn gambling

Continued from A1

through the gambling issue. He suggested it should be done as quickly as possible to avoid costing anyone more money.

Also appearing at the public hearing on the moratorium was Frank Miller, the former director of the state Gambling Commission and now an attorney in Tacoma specializing in gaming law. He said he represents the Recreational Gaming Association, a group of card room owners.

He said there is a serious legal question whether the council can stop new card rooms in the city without banning all existing card rooms, including Freddie's Club. The law does not allow limiting a form of gambling to one group of owners, he said.

He noted that Vancouver, Wash., banned card rooms in the mid-1980s but told existing card rooms operators they had two years to shut down. The move was challenged, he said, but now there are no card rooms in Vancouver.

Miller, however, defended card rooms today, saying that the card room casinos are the best regulated in North America.

Battery link blamed for FAA radar outage

Associated Press

[redacted] — A battery failure during a routine check of a back-

Card rooms

Continued from A1

$3 or $4 for every dollar made (in tax revenues)," Sims added.

Pardey disagrees. He said his casino hasn't damaged his Skyway neighborhood and currently generates $45,000 a month for the county. He said there is no way his operation is costing the county $120,000 or more per month.

While the proposed ban wouldn't close Skyway Park Bowl Casino, Sims said it would prevent any new ones from opening up.

"We need to move as quickly as possible," he said, adding that county officials do not want to see mini-casinos popping up in areas like Fairwood, the West Hill above Auburn and Kent, White Center and Boulevard Park.

"It's time to say, 'No more,'" Sims said. "It's not that I am a do-gooder. People can gamble. It's not my thing. We think casinos damage communities, and it's time to say enough and no more."

Leaders in many communities agree. Covington has banned them. Auburn has placed a six-month moratorium on new card room licenses while it studies their impact on local services. Federal Way has raised the tax on gambling revenues to 20 percent, which card room operators contend is prohibitive. Renton has restricted them to one area of town, and yesterday Mayor Jesse Tanner proposed raising the card room tax from 10 percent to 20 percent.

Seattle and Bellevue have banned card rooms for many years.

Fred Steiner, who operates Freddie's Club casinos in Renton and Auburn, has said he thinks it's a myth that the casinos and card rooms draw crime.

"It's the same old thing. They assume it brings crime," he said. "The statistics don't agree with that. How do you convince them of that? I don't know what to say." He said his Renton casino has been running for more than a year and there has been no crime wave.

Sims acknowledged there isn't much local information on the impacts, but said studies elsewhere in the country do show negative impacts such as crime, diversion of dollars from existing business and disincentives for new business investment in casino neighborhoods.

"Based on impacts documented throughout the country, I don't think the public wants to wait to find out," he said.

Mike Archbold covers gambling issues. He can be reached at 253-872-6647 or mike.archbold@southcountyjournal.com

02/02/99 TUE 16:04 [TX/RX NO 6330]

Auburn council talks of keeping new casino ban

Prospective operators seek to allay fears over city's growing reputation as gambling haven

By Aimee Green
The News Tribune

TNT 1-20-99

The Auburn City Council hinted Tuesday night it might completely phase gambling out of the city – an expression of the council's discomfort with the image and controversial effects of a growing gambling scene.

That riled present and prospective minicasino owners, who came to the council meeting to protest a six-month moratorium on new gambling operations that could be made permanent.

"We might possibly ban gambling in Auburn," said Councilwoman Trish Borden.

Dave Bemis, general manager of 3-month-old Freddie's Club in Auburn, a $2-million venture, stood up in shock. "Trish, are you suggesting Emerald Downs might be

Please see **Gambling, B2**

1999 SKC

Gambling

Continued from B1

closing?"

Neither Borden nor her colleagues responded.

Although Freddie's Club already is established, Bemis and owner Fred Steiner came to fight the general erosion of gambling freedoms. They didn't suspect their business could be threatened.

Also, developers of one of the two proposed minicasinos in Auburn came to persuade City Council members that they're sitting on a huge jackpot that they don't want to miss.

Co-developers of Funsters, a proposed minicasino at the SuperMall, said the business would create 300 jobs, provide entertainment for thousands and pay the city at least $1 million in gambling taxes alone. Gambling, said developer Scott Switzer, can be a good, clean business.

"We're good citizens," Switzer said. "We get tired of being painted as bad people because we're associated with gambling. We go to church. We care about the community."

Although they didn't talk much Tuesday night, City Council members say they don't want to see Auburn turn into a little Las Vegas. The Auburn area is already home to the Emerald Downs racetrack and the Muckleshoot Casino. Freddie's Club opened in October, and two more similar operations are on tap.

Council members are especially worried that with this new breed of card room – the minicasino – crime and social problems will increase in the city of 38,000.

Minicasinos – or "enhanced card rooms" – have boomed across the state. The first one – with 15 tables, $100 betting limits and house-banked card games – opened in Renton in November 1997. Now there are more than 30, and the state licenses several more each month.

In December, Auburn City Council members passed a six-month ban on *new* minicasinos, card rooms or businesses selling pull tabs and punch boards [illegible]

PENDING SOUTH KING COUNTY MINICASINO LICENSES:

- Players Casino Sports Bar and Grill, Federal Way, 32703 Pacific Highway S.
- No Bull Saloon and Casino, Auburn, 2041 Auburn Way N.
- Funsters, Auburn, 1300 SuperMall Way
- Ruby's Casino, Kent,19611 East Valley Highway
- C.W. Casino World Ltd., Kent, 18230 East Valley Highway

continue the temporary ban, make it permanent or pass a new law banning new and existing gambling operations as well.

The cities of Seattle, Covington and Vancouver already ban card rooms.

Tuesday, King County Executive Ron Sims proposed a similar measure for unincorporated areas of the county. He contests the common arguments of minicasino owners, blaming card rooms in other parts of the country for increased crime, sliding property values and the flight of legitimate businesses.

Although there are 10 minicasinos in King County, 27 prospective operations are waiting to be licensed. In unincorporated parts of the county, there is only one minicasino and one waiting for a license, but Sims says he wants to cut off the ill effects before they can take hold.

"I don't think the public wants to wait to find out," Sims said in a press release.

Sims will introduce a draft ordinance to the County Council, but first he'll hear comments from the public at a Feb. 8 meeting at Highline High School, 225 S. 152nd St. in Burien at 7 p.m.

Letters should be sent to Lori Grant, King County Courthouse, 516 Third Ave., Seattle 98104. E-mail comments should be sent to cardrooms@metroke.gov

✔ Staff writer Aimee Green covers South King County. Reach her at 253-941-9631 or by e-mail at axg@p.trib.

Exhibit B:

City of Renton Washington , Ordinance 4691, Defining, Permitting, Restricting and Prohibiting Gambling Operations (December, 1997)

CITY OF RENTON, WASHINGTON

ORDINANCE NO. 4691

AN ORDINANCE OF THE CITY OF RENTON, WASHINGTON, AMENDING SECTIONS 4-31-2, 4-31-10.1.C, 4-31-10.2.C, 4-31-10.4.B.2, 4-31-10.5.C, 4-31-11.1.B.2, 4-31-11.2.B.2, 4-31-12.B.2 AND 4-31-16.C.6 OF CHAPTER 31, ZONING CODE, OF TITLE IV (BUILDING REGULATIONS), OF ORDINANCE NO. 4260 ENTITLED "CODE OF GENERAL ORDINANCES OF THE CITY OF RENTON, WASHINGTON" BY ADDING CARD ROOMS AS A DEFINITION, ADDING CARD ROOMS AS A PROHIBITED USE IN THE MIXED COMMERCIAL (CM), COMMUNITY COMMERCIAL (CB), CONVENIENCE COMMERCIAL (CC), AND COMMERCIAL OFFICE (CO) ZONES, AND ADDING CARD ROOMS AS A PERMITTED SECONDARY USE IN THE ARTERIAL COMMERCIAL (CA), LIGHT INDUSTRIAL (IL), MEDIUM INDUSTRIAL (IM), AND HEAVY INDUSTRIAL (IH) ZONES.

THE CITY COUNCIL OF THE CITY OF RENTON, WASHINGTON, DO ORDAIN AS FOLLOWS:

SECTION I. Section 4-31-2, Definitions, of Chapter 31, Zoning Code, of Title IV (Building Regulations), of Ordinance No. 4260 entitled "Code of General Ordinances of the City of Renton, Washington" is hereby amended by adding the following definition which reads as follows:

CARD ROOMS: A use governed pursuant to the provisions of RCW 9.46, 1973 Gaming Act and licensing by the Washington State Gambling Commission that is ancillary to a permitted use where food and beverages are served on the premises and whose purpose is to serve as a commercial stimulant to the principal activities associated with the primary use.

SECTION II. Sections 4-31-10.1.C, 4-31-10.4.B.2, 4-31-11.1.B.2, 4-31-11.2.B.2, 4-31-12.B.2 and 4-31-16.C.6 of Chapter

02/03/99 WED 09:30 [TX/RX NO 6336]

31, Zoning Code, of Title IV (Building Regulations), of Ordinance No. 4260 entitled "Code of General Ordinances of the City of Renton, Washington" are hereby amended by adding the following subsections which read as follows:

4-31-10.1.C.6: The operation and conduct of any licensed premises or facility used to play social card games as governed by RCW 9.46, the Gaming Act, as amended.

4-31-10.4.B.2.o: Card Rooms: Card rooms when ancillary to a permitted primary use where food and beverages are served on the premises and located in an area with an Employment Area - Valley land use designation as shown on the City's Comprehensive Plan Land Use Map, and located south of I-405.

4-31-11.1.B.2.m: Card Rooms: Card rooms when ancillary to a permitted primary use where food and beverages are served on the premises and located in an area with an Employment Area - Valley land use designation as shown on the City's Comprehensive Plan Land Use Map, and located south of I-405.

4-31-11.2.B.2.n: Card Rooms: Card rooms when ancillary to a permitted primary use where food and beverages are served on the premises and located in an area with an Employment Area - Valley land use designation as shown on the City's Comprehensive Plan Land Use Map, and located south of I-405.

4-31-12.B.2.j: Card Rooms: Card rooms when ancillary to a permitted primary use where food and beverages are served on the premises and located in an area with an Employment Area - Valley

02/03/99 WED 09:30 [TX/RX NO 6336]

land use designation as shown on the City's Comprehensive Plan Land Use Map, and located south of I-405.

4-31-16.C.6: The operation and conduct of any licensed premises or facility used to play social card games as governed by RCW 9.46, the Gaming Act, as amended.

SECTION III. Sections 4-31-10.2.C and 4-31-10.5.C of Chapter 31, Zoning Code, of Title IV (Building Regulations), of Ordinance No. 4260 entitled "Code of General Ordinances of the City of Renton, Washington" are hereby amended to read as follows:

4-31-10.2.C: Prohibited Uses and Unclassified Uses: Any uses not specifically listed as primary, secondary, accessory or conditional uses shall be prohibited; except those uses determined by the Zoning Administrator to be: 1) in keeping with the purpose and intent of the zone; and 2) similar in nature to a specifically listed primary, secondary, accessory or conditional use. In addition, the operation and conduct of any licensed premises or facility used to play social card games as governed by RCW 9.36, the Gaming Act, as amended, shall also be prohibited.

4-31-10.5.C: Prohibited Uses and Unclassified Uses: Any uses not specifically listed as primary, secondary, accessory or conditional uses shall be prohibited; except those uses determined by the Zoning Administrator to be: 1) in keeping with the purpose and intent of the zone; and 2) similar in nature to a specifically listed primary, secondary, accessory or conditional

02/03/99 WED 09:30 [TX/RX NO 6336]

use. In addition, the operation and conduct of any licensed premises or facility used to play social card games as governed by RCW 9.36, the Gaming Act, as amended, shall also be prohibited.

SECTION IV. This Ordinance shall be effective upon its passage, approval, and five days after publication.

PASSED BY THE CITY COUNCIL this 1st day of December, 1997.

Marilyn J. Petersen, City Clerk

APPROVED BY THE MAYOR THIS 1st day of December 1997.

Jesse Tanner, Mayor

Approved as to form:

Lawrence J. Warren, City Attorney

Date of Publication: 12/5/97 (Summary)

ORD.670:11/20/97:as.

TOTAL P.05
02/03/99 WED 09:30 [TX/RX NO 6336]

Exhibit C:

City of Redmond Memorandum on New Gambling Casinos in Redmond (January 1999) – Discussion Paper

THE CITY OF REDMOND
PLANNING DEPARTMENT

MEMO TO: Redmond City Council

FROM: Jim Roberts, Assistant Planning Director
Judd Black, Planning Manager
Steven Fischer, Planner

DATE: January 15, 1999

SUBJECT: NEW GAMBLING CASINOS IN REDMOND

An application has been filed with the State Gambling Commission to operate a gambling casino in the former Redmond Brew Pub restaurant in downtown Redmond. As you are aware, card rooms and casinos are permitted in Redmond's downtown commercial zones under the category of a General Retail Use. In addition, the owner of this proposed establishment has also applied for a building permit and business license from the City of Redmond.

The City Council may: 1) take action to prohibit card rooms and casinos within the City limits; 2) take action to allow this type of use only in certain zoning districts; or 3) take no action, allowing gambling as a permitted use in the commercial zones.

Background:
On December 29, 1998, an application was filed with the City of Redmond Building Department for a tenant improvement to the former Redmond Brew Pub under the name of Players Card Room. Approval of this permit, number B980536, would allow the removal of the existing brewery equipment, the addition of interior partition walls and the replacement of the existing carpet. The valuation of this work is stated on the building application as $20,000. To date, the Building Department has not issued this permit.

Application has also been made for a business license for Players Card Room. In reviewing this application, the Planning, Building and Fire Departments have granted approval for this license. Presently, the application is being reviewed by the Police Department and awaiting their approval. Once the Police Department has granted approval the City will be ready to issue the business license.

Gambling Commission:
Card rooms are allowed to have punch board, pull tabs and card games. The state regulations currently allow up to five card tables per establishment; however, the state is currently running several test sites that have been allowed to expand their operations up

02/03/99 WED 12:25 [TX/RX NO 6340]

to fifteen card tables. The State Gambling Commission is examining changes to the regulations that would allow all card rooms to expand up to fifteen card tables and allow larger bets to be placed. Such a change, should it happen, could take place as early as July 1, 1999

The State Gambling Commission has received an application for Players Card Room in Redmond. It is currently application number 63 under review.

The State Gambling Commission establishes the rules and regulates all non-tribal card rooms and casinos. These rules include the type of games that are allowed to be played, number of tables per establishment, size of bets and how the operator is to handle all monies. Hours of operation are regulated in that all card rooms are to be closed between the hours of 2:00 a.m. and 6:00 a.m. The rules allow the Director of the State Gambling Commission to extend the hours of operation beyond the 2:00 a.m. closing time if:

1) The local law enforcement agency with jurisdiction concurs;
2) Other state agencies involved in regulation of the business do not object; and
3) A licensee must observe a four-hour period of closure at the end of each business day before beginning the next period of operation.

There are no rules that would regulate a prescribed distance that a card room must maintain from a school or church.

City of Renton

In December 1997, the City of Renton placed restrictions on card rooms and casinos within the city limits. This ordinance created a definition of "card rooms" and established the zones that this use would be permitted – generally in the industrial zones located in the southern portion of the city.

Under the state gambling rules card rooms are separated in two separate levels:

Level One: Five Tables	Level Two: Fifteen Tables
Phase 1: $3 bets	Phase 1: $25 bets
Phase 2: $5 bets	Phase 2: $100 bets (may apply for this phase after six months operation)

The ordinance adopted in Renton does not discern between the two different levels of card room operation. In the past, the City of Renton has had as many as six card rooms and casinos; however, four small card rooms, located in taverns or sports bars, have closed recently. Currently, the City of Renton has two gambling establishments, both of which are located in the downtown area and existed prior to the adoption of the city's ordinance.

The larger of the two casinos in Renton is Freddie's Club, which has 15 mixed game card tables with up to ten players per table. The issue of card rooms and casinos will come up at the February 11th meeting of the Renton Planning and Development Committee. In the draft staff report prepared for this committee meeting, it is noted that "according to the Renton Police Department, Freddie's Club, had 38 recorded police reports between

02/03/99 WED 12:25 [TX/RX NO 6340]

January 1st and October 31st of last year. This exceeds the number of police reports filed for other restaurants/pubs in the downtown area having pull-tabs." A copy of this draft report is enclosed.

OPTIONS

The City Council can take action to ban all card rooms and casinos within the city limits. Several cities, including Seattle who has banned card rooms since 1969, have established ordinances preventing this type of use from operating within their communities. It is less clear if Redmond could prevent only the larger operations such as casinos while still allowing the smaller, five table "social card rooms". A small card room has existed at the Hotel Café for several years. Such a ban could result in the closing of this existing business.

A second option would be to create a zone or zones where card rooms and casinos would be allowed in the City of Redmond. Presently, the downtown commercial zones allow this type of use. The City Council could explore establishing this use in zoning districts other than those located in the downtown area.

The final option is to take no action of this issue and allow card rooms and casinos to remain a permitted use in the downtown commercial zones as currently allowed. It is important to note that while an application for a gambling license has been filed for one establishment in the Redmond downtown, there is nothing to prevent other establishments from also applying.

02/03/99 WED 12:25 [TX/RX NO 6340]

Exhibit D:

Letter from State of Washington Gambling Commission to the City of Renton (February, 1999)

sent via fax 1/9/99

STATE OF WASHINGTON

GAMBLING COMMISSION

P.O. Box 42400 • Olympia, Washington 98504-2400 • (360) 438-7654 • TDD (360) 438-7638 • FAX (360) 438-8652

February 9, 1999

RECEIVED
FEB 17 1999
ECONOMIC DEVELOPMENT

Michael Katterman
City of Renton
1055 South Grady Way
Renton, Washington 98055

RE: PENDING REQUESTS FOR MINI CASINOS IN RENTON

Dear Mr. Katterman:

We spoke a few weeks ago about the City of Renton's request that the Gambling Commission not grant pending "applications" to offer house banked games to Diamond Lil's and Schumsky's All City Diner. The law allowing card rooms to bank their games was passed in 1997 and the Gambling Commission has been approving businesses for this under a "pilot study." Under the pilot study, which will end June 30, businesses, which are already licensed to operate card rooms, enter into contracts with the Commission to offer house banked games. There is not an "application" and the business does not receive another "license." After July 1, when the study is complete, any business operating house banked games will receive a new Class F license.

As we discussed, a local jurisdiction's ability to "zone" a particular type of gambling business out of some areas, but not all areas, is not clear. It also is not clear whether local jurisdictions can allow gambling non-conforming uses or whether moratoriums on new gambling, which a few jurisdictions have adopted, are permissible. Although we cannot give legal advice, a few statutes in the Gambling Act address local jurisdictions' authority in these areas. For example, RCW 9.46.285 states that the Gambling Act "constitutes the exclusive legislative authority for the licensing and regulation of any gambling activity and the state preempts such licensing and regulatory functions, except to the power and duties of any city, town, city-county, or county which are specifically set forth in this chapter." In addition, RCW 9.46.295 states that local jurisdictions "may absolutely prohibit gambling activities, but may not change the scope of license, any or all of the gambling activities for which the license was issued."

Furthermore, RCW 9.46.070(2) provides that the Gambling Commission cannot "deny a license to an otherwise qualified applicant in an effort to limit the number of licenses to be issued." The Gambling Commission has not taken a formal position on these issues, but we expect that they will likely be litigated by licensees and local jurisdictions

in the coming months. We have also requested an opinion from our Assistant Attorney General on these issues. In the meantime, we are happy to work with the local jurisdictions and let them know which card rooms are scheduled for approval for house banking. Diamond Lil's is scheduled for approval to offer house banked card games at the Commission meeting this week, on Thursday, February 11. The meeting will be at Cavanaugh's at Capitol Lake (formerly Holiday Inn Select and the Westwater Inn), 2300 Evergreen Park Drive in Olympia, phone number (360) 943-4000. The meeting will begin at 1:30 p.m. If Diamond Lil's is approved, they would be able to begin offering house banked games as soon as the contract is signed, which usually occurs the same day. Schumsky's All City Diner has also requested to offer house banked games, but probably will not be approved until after July 1, assuming that they meet all of the requirements for such games.

I hope this information is helpful. If you have any questions, please contact me at (360) 438-7654, extension 307.

Sincerely,

Ed Fleisher

Ed Fleisher
Deputy Director of Policy and Government Affairs

Cc: The Honorable Jesse Tanner, Mayor

Exhibit E:

Ordinance No. 190 Establishing A Moratorium on the Filing of Applications for Business Licenses and Building Permits for The Expansion of Existing and/or Addition of New Food or Drink Establishments Conducting Social Card Games, Punch Boards, or Pull Tabs, And Declaring An Emergency

RECEIVED
FEB 12 1999
P & DS

ORDINANCE NO. 190

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON ESTABLISHING A MORATORIUM ON THE FILING OF APPLICATIONS FOR BUSINESS LICENSES AND BUILDING PERMITS FOR THE EXPANSION OF EXISTING OR THE ADDITION OF NEW FOOD OR DRINK ESTABLISHMENTS CONDUCTING SOCIAL CARD GAMES, PUNCH BOARDS, OR PULL TABS, AND DECLARING AN EMERGENCY

WHEREAS, the City of Shoreline is currently in the process of revising its zoning and land use code; and

WHEREAS, as part of this process, the City is evaluating whether it will permit gambling activities in the future; and

WHEREAS, the City desires to preserve the status quo by establishing a moratorium on the filing of applications for business licenses for food or drink establishments conducting social card games, punch boards, or pull tabs; and

WHEREAS, the City desires to preserve the status quo by also requiring that any existing food or drink establishment expanding its operation to conduct social card games, punch boards, or pull tabs must first apply to the City for a business license for such activity; and

WHEREAS, absent a declaration of emergency, property owners could obtain vested rights to develop their property contrary to the City's planning process; and

WHEREAS, an emergency is declared to exist in order to protect public health, safety and welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Findings of Fact. The "WHEREAS" clauses, above, constitute findings of fact and are incorporated by reference as if fully set forth herein.

Section 2. Moratorium Established. A moratorium is hereby established upon the filing of applications for business licenses, building permits, or any other permits or approvals required for expanding existing or adding new food or drink establishments conducting social card games, punch boards, or pull tabs. No such applications shall be accepted during the effective period of this moratorium.

Section 3. Business License Required. Any existing food or drink establishment that has been issued a business license shall be required to apply for an additional business license to conduct social card games, punch boards, or pull tabs on the premises.

Section 4. Effective Date. This Ordinance, as a public emergency ordinance necessary for the protection of public health, public safety, public property, or public peace, shall take effect and be in full force immediately upon its adoption.

Section 5. Effective Period of the Moratorium. The moratorium established by this Ordinance shall continue in effect for six months unless repealed, renewed or modified by the City Council after a subsequent public hearing and entry of findings of fact.

Section 6. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstances, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

PASSED BY THE CITY COUNCIL ON FEBRUARY 8, 1999.

Mayor Scott Jepsen

ATTEST:

Sharon Mattioli, CMC
City Clerk

APPROVED AS TO FORM:

Bruce L. Disend
City Attorney

Date of Publication: February 11, 1999
Effective Date: February 8, 1999

Council Meeting Date: March 22, 1999 **Agenda Item: 9(a)**

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Adoption of Proposed Resolution No. 152 Supporting the Shoreline Community College $7.2 Million Capital Budget Request to Renovate its Library/Media Center
DEPARTMENT:	Shoreline Community College
PRESENTED BY:	Kae Peterson, Executive Director of the Shoreline Community College Foundation LB (for)

EXECUTIVE / COUNCIL SUMMARY

Shoreline Community College has approached the City with a request for your Council to adopt a resolution in support of reinstating its $7.2 million capital request in the state budget to renovate its Library/Media Center. The Community College's Foundation staff has drafted the language of the attached resolution (see Attachment A) and will be orally presenting this item to your Council. Essentially, the resolution seeks Council support for the budget item, which would pay for a $6.5 million renovation as well as $240,000 in equipment and furnishings and $500,000 in design consultant, permits, performance bonds and similar services. The legislature's current budget proposal is to spread the project over two biennia, which would mean a four-year wait for funding to complete the project. The College has argued that the serious maintenance problems require that action be taken now to forestall additional damage and prevent money being spent unnecessarily on maintaining a decaying facility.

The College is seeking to renovate this Library/Media Center in order to avoid rising maintenance costs and to improve the facility's support of its academic programs. According to the College staff, the current maintenance costs have now reached $100,000 a year. The attached information from the College explains to a greater degree the need for immediate renovations for the facility (see Attachment B for a Fact Sheet prepared by the College regarding the Library Project).

The resolution proposed by the College would not require any specific action on part of the City. It is a statement of support for the project that the College would want to use in its efforts to persuade legislators that this project should be funded entirely in the 2000-2001 biennium.

RECOMMENDATION

Adoption of Resolution No. 152 in support of funding requested for the Shoreline Community College Library/Media Center.

Approved By: City Manager LB City Attorney N/A

ATTACHMENTS

A: Proposed Resolution No. 152
B: Shoreline Community College Library Project Fact Sheet

RESOLUTION NO. 152

A RESOLUTION OF THE CITY OF SHORELINE, WASHINGTON, SUPPORTING THE SHORELINE COMMUNITY COLLEGE $7.2 MILLION CAPITAL BUDGET REQUEST TO RENOVATE ITS LIBRARY/MEDIA CENTER

Whereas, the City of Shoreline supports the efforts of Shoreline Community College to educate students to be successful in today's workforce, and

Whereas, the infrastructure of the Shoreline Community College Library/Media Center is in need of renovation to effectively support the high-tech needs of the 10,000 students who use the facility, and

Whereas, delaying the renovation will add to the total tax payer cost by $100,000 per year, and

Whereas, the renovation money for the Library/Media Center was removed from the state capital budget after a long arduous budget development process involving college presidents, trustees and the State Board for Community and Technical Colleges, and

Whereas, the library funding will allow the college to begin to immediately address the local computer industry's need for high-end computer training, and

Whereas, the Library/Media Center and the Puget Sound Center will be able to work together to provide Shoreline Community College students and local businesses with additional training, and

Whereas, the renovated library computer labs will be open 18 hours a day providing 100 new computer workstations with the latest software and hardware to enhance the training and retraining of students and workers, and

Whereas, if the money is made available this year, the Morgridge Foundation will allow a portion of the renovation funding to be used as a match to a private foundation grant, and

Whereas, the renovation will position the college to address the shortage of information technology graduates that is so critical to our local, county and state economy, NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON AS FOLLOWS:

Section 1. Support for Funding. The City of Shoreline requests that the State of Washington reinstate the $7.2 million for renovation of the Library/Media Center in the 1999 capital budget.

ADOPTED BY THE CITY COUNCIL ON MARCH _____, 1999.

_____
Mayor Scott Jepsen

ATTEST:

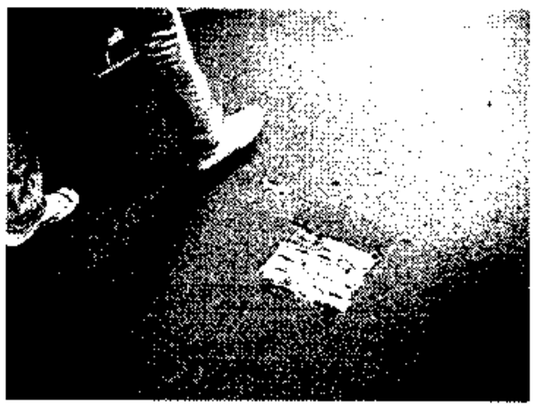
_____
Sharon Mattioli, CMC
City Clerk

Shoreline Community College

Library Project Fact Sheet

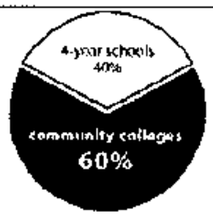
Shoreline Community College In Need of Assistance

Emergency CPR* Required *(Capital Priority Renovation)



The Library/Media Center at Shoreline Community College functions as the heart of the college's technology programs. The building is in desperate need of renovation.

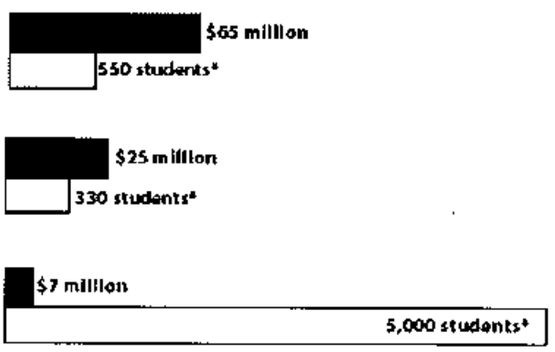
Community and technical colleges represent one of the best values in education today, giving a generous return on a comparatively small investment - a benefit that affects far more students than are served by the four-year colleges and universities. Consider the following:



Where Washington's students get their education

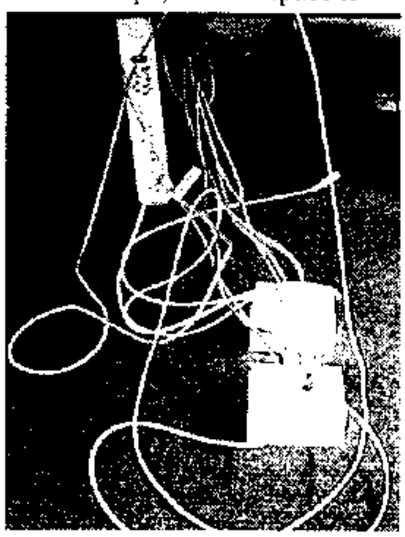
How the state's capital budget is divided

A cost-benefit analysis - Capital projects (in black) versus the number of full-time students they will benefit (in white):



* students = full-time

- The carpeting is a patchwork of duct tape, and the space is poorly utilized, with students cramped and complaining.
- The roof is leaking and the building does not have a sprinkler system - putting students and valuable property at risk.
- The wiring, cabling, ventilation, heating, and air conditioning systems are outdated and cannot meet the current or future needs of the college.



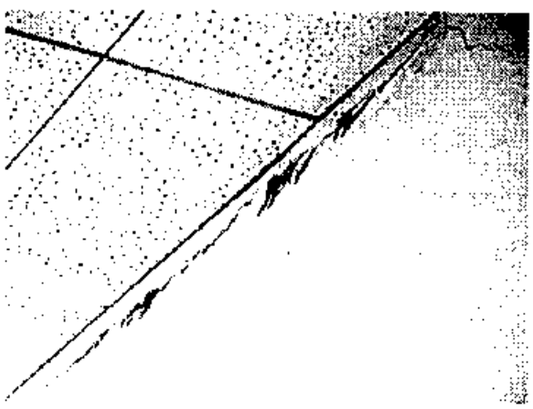
In short, the Library/Media Center has become a major limiting factor in the college's growing technology training initiatives.

To address this critical issue, the college sought and received approval to include a library renovation in the community college capital budget proposal.

- The library renovation project was ranked by presidents and trustees from across the state as the third highest among the renovations and the ninth highest of all proposed capital projects.
- The State Board for Community and Technical Colleges and

the Higher Education Coordinating Board subsequently approved the capital budget proposal with the ranking unchanged.
- But for the first time ever, changes were made to the priority ranking of the community college capital budget proposal after the process was completed.

As a result, the library was moved from the renovation category to the major project category.



RENOVATION OR MAJOR PROJECT:

Does It Really Make A Difference?

As a renovation, the Shoreline Community College library project would be funded in July 1999. As a major project, it would receive funding gradually over the next three biennia. Typically, when funding is spread over three biennia, the first two years are used to conduct a pre-design study.

But in this case, the college has already spent $30,000 of its own reserves to complete a pre-design study. Initial plans are in place and the college is ready to begin the project now.

On the face of it, changing the library project from a renovation to a major project may not seem significant. In reality the change in funding would add years to the project and have serious consequences:

- It will cost over $100,000 a year just to keep the building safe and operational. In six years, we will spend more than half a million dollars just in repairs.
- Makeshift computer labs are taxing the power supply to its limit. The temporary labs are cramped and the lack of an adequate power supply and cabling is creating problems with daily operations.
- Students are complaining about the library and the computer labs. They rank the library renovation as their No. 1 priority and see improved computer labs as critical to their success both at school and in the workplace.
- Shoreline Community College serves more than 10,000 students each year, and virtually all of these students use the Library/Media Center as part of their educational experience.
- 3,000 to 4,000 students use the library each week. Students will walk through the doors of the library at least three-quarters of a million times in the next six years.
- The college has secured a $10 million challenge grant to create a high-tech training center to serve South Snohomish and King counties. Without improving its own technology infrastructure,

the college will be not equipped to prepare students for advanced training at the Puget Sound Center.
- Shoreline Community College is seen as a leader in the community college system. However, expanded capacity for new technologies is needed for the college to continue to take a strong leadership role in technology training, welfare reform, worker retraining and other important statewide initiatives.

The Library/Media Center needs new:

- Heating, ventilation and air conditioning systems;
- Fire and safety improvements (including sprinkler heads located in the ceiling and side walls);
- Power systems to handle new computer rooms and labs; new lighting system; cabling infrastructure, fiber optics, etc.

Total construction costs: $ 7,240,000

Renovation of building $ 6,500,000

Equipment/furnishings: $ 240,000

Other $ 500,000

(e.g. design consultant services, permits, performance bonds, etc.)

If the college receives funding this year:

- Advanced technology programming would be made available immediately addressing the high-end computer training that the information technology industry so needs.
- Once the Puget Sound Center is in place, the college will be positioned to develop complementary classes and programs that will prepare our students to succeed in "post-graduate" programs at the Center.
- The college will be positioned to provide workshops for the business community on topics such as e-commerce, customized computer training with businesses, and vendor certification.
- Meeting the students' greatest need, the renovated library will house a computer lab, available 18 hours a day and equipped with more than 100 PCs featuring the latest hardware and

software.

- Enlarged labs and increased power supply will position the college to address the shortage of information technology graduates so critical to the state's economy.
- The new computer labs will also serve as an ideal setting for faculty development and training in how to use technology to enhance classroom teaching, as well as best practices for distance learning and just-in-time training programs - both promising ways to expand training opportunities for the local work force.

For more information on Shoreline Community College and the library renovation project,

please contact:
Sarah Nicholson
Director of Public Information
(206) 546-4634
e-mail: **snichols@ctc.edu**

Shoreline Community College provides equal opportunity in education and employment and does not discriminate on the basis of race, color, religion, national origin, age, marital status, gender, sexual preference or disability.

Home Contents Feedback

Council Meeting Date: March 22, 1999 **Agenda Item: 9(b)**

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Adoption of an Emergency Ordinance Extending the Moratorium on the Creation of Lots Less than 7200 Square Feet in the R-4 and R-6 Residential Zones
DEPARTMENT:	Planning and Development Services
PRESENTED BY:	Tim Stewart, Director James Holland, Senior Planner

EXECUTIVE / COUNCIL SUMMARY

The present moratorium on the creation of building lots smaller than 7,200 square feet in area was adopted by your Council on September 28, 1998, in order to address a serious potential threat to the orderly development of land within the City. This moratorium expires on March 27, 1999. The requested action before your Council is adoption of City Ordinance No. 192. If adopted, this ordinance will extend for six months the moratorium established by City Ordinance No. 170 on the creation of building lots smaller than 7,200 square feet in the R-4 and R-6 residential zones. This additional six month period will extend the moratorium until September 23, 1999 and allow time for staff to complete new development regulations for residential zones.

At the time the present moratorium was adopted, the Shoreline Comprehensive Plan review and adoption process was nearing completion. An important element in the draft plan was policy language recommending use of a 7,200 square foot lot size standard for future residential development. This policy recommendation had led to the Planning and Development Services Department receiving a sizable number of inquiries from both developers and citizens about when the new lot size standard would be adopted. Previous experience with amending lot size requirements in the R-4 and R-6 zones indicated that if the City was to follow the usual ordinance development process, a large number of subdivision applications would avoid the new standards by rushing to vest under the existing 5,000 square foot requirement. Adoption of a moratorium was therefore seen by the City as the most effective means by which a vesting rush could be avoided, the effectiveness of the draft comprehensive plan preserved and development land retained for potential use under regulations specifically produced by the City.

While the adoption of Ordinance No. 170 prevented key policies of the draft Comprehensive Plan from being undermined through the creation of additional 5,000 square foot lots, state law required that subdivision applications vested under this standard should continue to be processed. In the six month period running from September 1998 to March 1999, the Planning Commission reviewed three formal

preliminary subdivision applications proposing the creation of a total of 34 lots under the 5,000 square foot minimum lot size in the R-6 residential zone. The Planning Commission recommendations to your Council for approval of two of these applications were appealed by neighbors. Both these appeals cited the degrading impact that lots of this size would have on the existing character of the surrounding area and negative impacts of the proposed development density on the natural environment. The experience of both the Planning Commission and the Planning and Development Services Department in reviewing these applications indicates that substantial concerns exist within the community about the potential negative land use and environmental impacts of allowing continued development in the R-4 and R-6 zones at the 5,000 square foot minimum lot size. No applications for formal (long) subdivisions have been submitted since the present moratorium went into effect.

The Planning and Development Services Department is currently working on new development regulations to implement the goals and policies of the Comprehensive Plan. New standards governing the development of land in the R-4 and R-6 zones will be proposed as part of the revised development code. By extending the present moratorium to cover this period of code development, your Council would effectively preserve the City's planning options and allow the production of permanent regulations that directly address the issues of allowable lot size and preservation of neighborhood quality.

In keeping with the provisions of City Ordinance No. 170 that established the present moratorium, the ordinance to extend the moratorium regulates only the minimum lot size in the R-4 and R-6 zones. Applications for short and long subdivisions that meet the 7,200 square feet standard will be reviewed under existing City regulations governing building size, height, setbacks and the like.

Based upon the above factors, staff request that your Council adopt City Ordinance No. 192, declaring an emergency and extending the moratorium on the creation of lots smaller than 7,200 square feet in the R-4 and R-6 zones for an additional six months. In keeping with the requirements of state law, a public hearing on the moratorium established by this ordinance shall be scheduled before your Council within 60 days.

RECOMMENDATION

Adoption of City Ordinance No. 192, declaring an emergency and extending the present moratorium on the creation of lots smaller than 7,200 square feet in the R-4 and R-6 zones for a period of six months.

Approved By: City Manager LB City Attorney BD

ORDINANCE NO. 192

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, DECLARING AN EMERGENCY AND EXTENDING A MORATORIUM FOR SIX MONTHS ON THE FILING, ACCEPTANCE OR APPROVAL OF ANY APPLICATIONS FOR THE SUBDIVISION OF LAND WITHIN THE R-4 AND R-6 RESIDENTIAL ZONES WHICH WOULD RESULT IN THE CREATION OF ANY LOT CONTAINING LESS THAN 7,200 SQUARE FEET IN AREA

WHEREAS, On September 28, 1998, the City Council adopted City Ordinance No. 170, which established a six month moratorium on the creation of building lots less than 7,200 square feet in area in the R-4 and R-6 residential zones; and

WHEREAS, in accordance with the requirements of the Growth Management Act (RCW 36.70A), the City Council adopted the City of Shoreline Comprehensive Plan on November 23, 1998; and

WHEREAS, under the provisions of the Growth Management Act the City is required to adopt development regulations implementing the City of Shoreline Comprehensive Plan by no later than November 23, 1999; and

WHEREAS, the City has initiated a public outreach and planning process for the production of new land development regulations; and,

WHEREAS, new regulations governing the submission and review of land use applications are scheduled to be submitted to the Shoreline Planning Commission for public review in June of this year; and,

WHEREAS, new regulations providing revised standards for the development of land in all zoning districts within the City of Shoreline will be submitted to the Planning Commission for public review no later than October 1999; and

WHEREAS, the above schedule for production of new development regulations requires the City to continue regulating land use applications under the provisions of the interim zoning code (Title 21A of the King County Code, adopted on June 26, 1995 by City Ordinance No.11) until the review and adoption process is completed; and

WHEREAS, since the adoption of City Ordinance No. 170, the continued review of subdivision applications vested under previous regulations and proposing the creation of residential building lots smaller than 7200 square feet in area in the R-6 residential zone has led to additional concerns being expressed by citizens about their impact on established neighborhoods; and

WHEREAS, policy provisions of the City of Shoreline Comprehensive Plan support new residential development that is compatible with existing neighborhoods; and

WHEREAS, existing land use regulations do not provide development standards that require the integration of new residential development with existing neighborhoods; and

WHEREAS, the acceptance of development applications proposing the creation of residential building lots of less than 7200 square feet in area will potentially impose significant harm on the City by allowing land that is available for new residential development to be subdivided and developed in a manner that is incompatible with existing neighborhoods; and

WHEREAS, a six month extension of the present moratorium on certain subdivision activities will allow the City to preserve planning options and prevent a substantial change in the character of the City pending the final adoption of new development regulations; and

WHEREAS, the density level resulting from the creation of lots smaller than 7200 square feet in the R-4 and R-6 zones potentially conflicts with the Shoreline Comprehensive Plan Goals for public safety and public services (e.g. schools, emergency services, roadways, utilities); and

WHEREAS, the continued development of lots smaller than 7200 square feet in the R-4 and R-6 zones may make the effective protection of environmentally sensitive areas more difficult under both existing and future land development regulations; and

WHEREAS, the continued creation of such lots may be inconsistent with the City of Shoreline Comprehensive Plan goals for orderly growth and harmonious development; and,

WHEREAS, the City Council has determined that the integrity of existing land uses, the Comprehensive Plan, and the State Growth Management Act planning process will suffer significant harm unless the moratorium preventing the creation of residential building lots smaller than 7200 square feet in area in the R-4 and R-6 zones is extended; and

WHEREAS, the potential adverse impacts upon the public health, safety, and welfare, as outlined herein, justify the declaration of an emergency;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Finding of Fact. Based upon the testimony received at the public hearing held on November 23, 1998 on the adoption of City Ordinance No. 170, which

are incorporated herein as if fully set forth, the Findings of Fact in Ordinance No. 170 and the Findings of Fact set forth in this Ordinance, the City Council now makes the following Findings of Fact. The continued imposition of a moratorium on the creation of residential building lots smaller than 7200 square feet in area in the R-4 and R-6 residential zones will allow the City Council to proceed with the review and adoption of permanent development regulations that promote the creation of new residential development that is consistent with the character of established residential neighborhoods, is supported by adequate infrastructure, and protects key elements of the natural environment.

Section 2. Moratorium Extended. The moratorium adopted in Ordinance No. 170 upon the filing, acceptance, or approval of any application for the subdivision of land in the R-4 and R-6 zones which would result in the creation of any building lot of less than 7200 square feet in area, is hereby extended for a period of 180 days

Section 3. Public Hearing. Pursuant to RCW 35A.63.220 and RCW 36.70A.390, a public hearing upon the moratorium extension established by this Ordinance shall be held within 60 days of the adoption of this Ordinance.

Section 4. Effective Period of Moratorium. This moratorium shall be effective immediately upon the expiration of the moratorium established by Ordinance No. 170, March 27, 1999, and shall thereafter continue in effect for 180 days, expiring on September 23, 1999.

Section 5. SEPA Exemption. Pursuant to Ordinance No. 52, Adopting King County SEPA regulations, and Washington Administrative Code Section 197-11-880, the City Council finds that an exemption under SEPA for this action is necessary to prevent an imminent threat to public health and safety and to prevent an imminent threat of serious environmental degradation through continued development under existing regulations. The City shall conduct SEPA review of any permanent regulations proposed to replace this moratorium.

Section 6. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 7. Effective Date. This Ordinance, as an emergency ordinance necessary for the protection of the public health, safety and welfare, shall take effect and be in full force immediately upon its adoption.

Section 8. Publication. This ordinance, or a summary thereof, shall be published in the official newspaper of the City.

PASSED BY THE CITY COUNCIL ON MARCH 22, 1999.

_____
Mayor Scott Jepsen

ATTEST:

_____
Sharon Mattioli, CMC
City Clerk

APPROVED AS TO FORM:

_____
Bruce L. Disend
City Attorney

Date of Publication: March 29, 1999
Effective Date: March 22, 1999

Council Meeting Date: March 22, 1999 **Agenda Item: 9(c)**

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Resolution No. 151 amending the Council's Rules of Procedure with regard to Public Comment
DEPARTMENT:	CMO/City Clerk
PRESENTED BY:	Larry Bauman, Assistant City Manager/Sharon Mattioli, City Clerk

EXECUTIVE / COUNCIL SUMMARY

At the annual Council Retreat, your Council discussed how it may continue to encourage public comment without allowing the public comment at the start of the meeting to dominate the agenda and prevent Council from getting to its scheduled business in a timely way. The concept discussed by Council was to limit the total time allowed under the first public comment section and to limit the number of speakers concerning any particular topic in that first public comment section.

During your retreat, Council reviewed results of a survey of ten other cities and public agencies (see Attachment C). That survey showed that none of the comparable cities and agencies provide opportunities for public comment--both before, during and at the end of meetings--as extensive as those your Council provides. Seen within the context of these other cities and agencies, the modifications proposed for Council's Rules of Procedure would continue to meet your objective of allowing ample opportunities for public comment.

The attached resolution implements your direction to amend the Council's Rules of Procedure as they apply to public comment during workshops and regular meetings. Section 8 of Resolution No. 129 has been amended to limit the time period for public comment at the beginning of workshops and regular meetings to 20 minutes. Individual speakers will continue to be given two minutes to speak, or three minutes when representing the official position of a recognized organization. The other change is to limit to three the number of speakers on each side of any one topic during the initial public comment section. The comment period at the end of the meeting will continue to allow an unlimited number of speakers, each of whom will be allowed to comment for up to five minutes.

The amendments to Resolution No. 129 are as follows:

Section 8. Public Testimony

A.1 Workshops

The Council will take general public comments at Workshops in the beginning (Section No. ~~3~~ 5). Section 5 will be limited to a maximum period of twenty minutes. Additional presentations may be heard during Public Comment at the end of the meeting. Each speaker will be allowed to speak for two minutes. A maximum of three persons will be permitted to speak to each side of any one topic. Speakers will also be allowed to speak at the end of the meeting (Section No. ~~5~~ 7) for five minutes, with no other limitations. Speakers are also invited to speak ~~and~~ during scheduled workshop items for two minutes. During ~~actual~~ workshop items, the public will be invited to comment after staff provides a report to the Council.

A.2 City Council Regular Meetings

The Council will take public testimony at the Regular Meeting only during the Public Comments sections (Nos. 5 and 11) and the Action Item Sections (Nos. 8 and 9). Individuals speaking under the initial Public Comments Section (No. 5) shall speak for no more than two minutes, or no more than three minutes when presenting the official position of a recognized organization. Section 5 will be limited to a maximum period of twenty minutes. Additional presentations may be heard during Public Comment at the end of the meeting. A maximum of three speakers will be permitted to speak to each side of any one topic. The later Public Comments Section ~~(No. 11)~~ will provide for five minutes of testimony, with no other limitations. All action items on the agenda will begin with a staff report followed by a public comment period of two minutes per person.

The attached resolution makes these changes, as well as incorporating the changes to the starting time of the workshop and the workshop agenda made by Resolution Nos. 137 and 148.

RECOMMENDATION

Staff recommends that Council move to adopt Resolution No. 151 establishing Rules of Procedure for the City Council and Repealing Resolution Nos. 129, 137 and 148.

Approved By: City Manager LB City Attorney N/A

ATTACHMENTS

Attachment A: Proposed Resolution No. 151
Attachment B: Mock-ups of Workshop and Regular Meeting agendas
Attchment C: Survey Results from Other Public Agencies

RESOLUTION NO. 151

A RESOLUTION OF THE CITY OF SHORELINE, WASHINGTON, ESTABLISHING RULES OF PROCEDURE FOR THE CITY COUNCIL AND REPEALING RESOLUTION NOS. 129, 137 AND 148

WHEREAS, Chapter 35A.11.020 RCW gives the City Council of each code city the power to organize and regulate its internal affairs within the provisions of Title 35A RCW; and

WHEREAS, a comprehensive procedure for Council Meetings combining all applicable statutes will provide the most expedient means of conducting Council Meetings; and

WHEREAS, the City Council wishes to amend certain provisions of Section 8(A) 1 and 2 of Resolution No. 129, its Rules of Procedure;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, AS FOLLOWS:

Section 1. **General.** These rules constitute the official rules of procedure for the Shoreline City Council. In all decisions arising from points of order, the Council shall be governed by Robert's Rules of Order (newly revised 1990 edition), a copy of which is maintained in the office of the Shoreline City Clerk.

Section 2. **Organization.**

A. Swearing in of New Councilmembers. New Councilmembers shall be sworn in by the City Clerk.

B. Election of Mayor. The Council shall elect a Mayor and Deputy Mayor for a term of two years. The motion to elect the Mayor and Deputy Mayor will be placed on the agenda of the first Regular Meeting of even-numbered years. In the temporary absence of the Mayor, the Deputy Mayor shall perform the duties and responsibilities of the Mayor with regard to conduct of meetings and emergency business. In the event the Mayor is unable to serve the remainder of the term, a new mayor shall be elected at the next regular meeting. In the event the Deputy Mayor is unable to serve the remainder of the term, a new Deputy Mayor shall be elected at the next regular meeting.

1. No one Councilmember may nominate more than one person for a given office until every member wishing to nominate a candidate has an opportunity to do so. Nominations do not require a second. The Chair

will repeat each nomination until all nominations have been made. When it appears that no one else wishes to make any further nominations, the Chair will ask again for further nominations and if there are none, the Chair will declare the nominations closed. A motion to close the nominations is not necessary. After nominations have been closed, voting for Mayor takes place in the order nominations were made. Councilmembers will be asked for a voice vote and a raise of hands. As soon as one of the nominees receives a majority vote (four votes), then the Chair will declare him/her elected. No votes will be taken on the remaining nominees. If none of the nominees receives a majority vote, the Chair will call for nominations again and repeat the process until a single candidate receives a majority vote before the Office of Deputy Mayor is opened for nominations. A tie vote results in a failed nomination.

2. A super majority vote (5) shall be required to approve a motion to remove the Mayor or Deputy Mayor from office for cause.

C. Quorum. At all Council Meetings, a majority of the Council (four members) shall constitute a quorum for the transaction of business, but in the absence of a quorum, the members present may adjourn the meeting to a later date.

D. Voting. The votes during all Council Meetings shall be conducted as follows:

1. Unless otherwise provided for by statute, ordinance, or resolution, all votes shall be taken by voice, except that at the request of any Councilmember, a random roll call vote shall be taken by the Clerk (Robert's Rules of Order, Newly Revised, 1990 edition).

2. In case of a tie vote on any motion, the motion shall be considered lost.

3. Each Councilmember shall vote on all questions put to the Council, unless a conflict of interest or an appearance of fairness question under state law is present. Unless a member of the Council states that he or she is abstaining, his or her silence shall be recorded as an affirmative vote.

4. Motions to Reconsider. A motion to reconsider must be made by a person who voted with the majority on the principal question and must be made at the same or next succeeding Regular Meeting.

E. Attendance, Excused Absences. Members of the Council may be excused from attending a City Council meeting by contacting the Mayor prior to the

meeting and stating the reason for his or her inability to attend. If the member is unable to contact the Mayor, the member shall contact the City Manager or Clerk, who shall convey the message to the Mayor. Following roll call, the Presiding Officer shall inform the Council of the member's absence, state the reason for such absence, and inquire if there is a motion to excuse the member. This motion shall be nondebatable. Upon passage of such motion by a majority of members present, the absent member shall be considered excused and the Clerk will make an appropriate notation in the minutes. Councilmembers who do not follow the above process will be considered unexcused and it shall be so noted in the minutes.

F. General Decorum.

1. While the Council is in session, the members must preserve order and decorum, and a member shall neither, by conversation or otherwise, delay or interrupt the proceedings or the peace of the Council, nor disrupt any member while speaking nor refuse to obey the orders of the Council or the Mayor, except as otherwise provided in these Rules.

2. Any person making disruptive, impertinent, or slanderous remarks or who becomes boisterous while addressing the Council shall be asked to leave by the Presiding Officer and barred from further audience before the Council for that meeting.

G. Confidentiality.

1. Councilmembers should keep confidential all written materials and verbal information provided to them during Executive Sessions, to ensure that the City's position is not compromised. Confidentiality also includes information provided to Councilmembers outside of Executive Sessions when the information is considered to be exempt from disclosure under the Revised Code of Washington.

H. Adjournment. Council Meetings shall adjourn no later than 10:00 p.m. The adjournment time established thereunder may be extended to a later time certain upon approval of a motion by a majority of the Council. Any Councilmember may call for a "Point of Order" to review agenda priorities.

I. City Clerk. The Clerk or an authorized Deputy Clerk shall attend all Council Meetings. If the Clerk and the Deputy Clerk are absent from any Council Meeting, the Mayor or Deputy Mayor shall appoint a Clerk Pro Tempore.

J. Attendance of Officers or Employees. Any City officer or employee shall have the duty when requested by the Council to attend Council Meetings and shall remain for such time as the Council may direct.

Section 3. Officers.

A. Presiding Officers. The Mayor, or in his or her absence, the Deputy Mayor, shall be the Presiding Officer of the Council. In the absence of both the Mayor and the Deputy Mayor, the Council shall appoint one of the members to the Council to act as a temporary Presiding Officer.

B. Presiding Officer's Duties. It shall be the duty of the Presiding Officer to:

1. Call the meeting to order.

2. Keep the meeting to its order of business.

3. Control discussion in an orderly manner.

   a. Give every Councilmember who wishes an opportunity to speak when recognized by the chair.

   b. Permit audience participation at the appropriate times.

   c. Require all speakers to speak to the question and to observe the rules of order.

4. State each motion before it is discussed and before it is voted upon.

5. Put motions to a vote and announce the outcome.

C. Presiding Officer, Question of Order. The Presiding Officer shall decide all questions of order, subject to the right of appeal to the Council by any member.

D. Presiding Officer, Participation. The Presiding officer may at his or her discretion call the Deputy Mayor or any member to take the chair so the Presiding Officer may make a motion or for other good cause yield the Chair.

E. Request for Written Motions. Motions shall be reduced to writing when required by the Presiding Officer of the Council or any member of the Council. All resolutions and ordinances shall be in writing.

Section 4. Duties and Privileges of Councilmembers.

A. Forms of Address. The Mayor shall be addressed as "Mayor (surname)" or "Your Honor." The Deputy Mayor shall be addressed as "Deputy Mayor (surname)." Members of the Council shall be addressed as "Councilmember (surname)."

B. Seating Arrangement. The Mayor shall sit at the center of the Council, and the Deputy Mayor shall sit at the right hand of the Mayor. Other Councilmembers are to be seated in a manner acceptable to Council. If there is a dispute, seating shall be in position order.

C. Dissents and Protests. Any Councilmember shall have the right to express dissent from or protest against any ordinance or resolution of the Council and have the reason therefore entered in the minutes.

Section 5. Meetings. All Council Meetings shall comply with the requirements of the Open Meetings Act (RCW Section 42.30). All Regular Meetings, Special Meetings and Workshops of the Council shall be open to the public. Any Regular Meeting or Workshop may be canceled by a majority vote of the Council taken at least one week before said meeting.

A. Regular Meetings. The Council shall hold Regular Meetings on the second and fourth Monday of each month at 7:30 p.m. in the Shoreline Conference Center, located at 18560 First Ave. NE, Shoreline, Washington. Should any meeting occur on a legal holiday, the meeting shall be held at the same hour and place on the following day. Only the first Regular Meeting will be held in the months of August and December.

B. Workshops. The Council shall hold Workshops on the first and third Monday of each month at 6:30 p.m. in the Shoreline Conference Center, located at 18560 First Ave. NE., Shoreline, Washington. Should any meeting date occur on a legal holiday, the meeting may be canceled or postponed to the same hour and place on the following day at the discretion of the Mayor in consultation with the City Manager. Workshops will be informal meetings for the purpose of reviewing upcoming agenda items,-current and future programs or projects or other information the City Manager or Council feels is appropriate. Only the first Workshop will be held in the months of August and December.

C. Special Meetings. Special Meetings may be held by the Council subject to notice requirements prescribed by State law. Special Meetings may be called by the Mayor, Deputy Mayor, or any four members of the City Council by written notice delivered to each member of the Council at least twenty-four hours before the time specified for the proposed meeting. The notice of such Special Meetings shall state the subjects to be considered, and no subject other than those specified in the notice shall be considered.

D. Executive Sessions. The Council may hold Executive Sessions from which the public may be excluded, for those purposes set forth in Chapter 42.30.110 RCW. Before convening an Executive Session, the Presiding Officer shall announce the purpose of the Session and the anticipated time when the Session will be concluded. Should the Session require more time, a public announcement shall be made that the Session is being extended.

E. Meeting Place. Council Meetings will be at a time and place as Council directs.

F. Public Notice. The City shall comply with the provisions of RCW 35A.12.160. The public shall receive notice of upcoming public hearings through publication of such notice in the City's official newspaper at least ten (10) days prior to the hearing.

Section 6. Council Order of Business.

A. Order of Business for Regular Meetings. The order of business for each Regular Meeting shall be as follows:

Regular Session (7:30 p.m.)

1. Call to Order
2. Flag Salute, Roll Call
3. Report of the City Manager
4. Reports of Boards and Commissions
5. Public Comments
6. Approval of the Agenda
7. Consent Calendar
8. Action Item: Public Hearings
9. Other Action Items: Ordinances, Resolutions and Motions
10. Unfinished Business
11. Continued Public Comments
12. New Business
13. Executive Session
14. Adjournment

B. Order of Business for Workshops. The order of business for each Workshop shall be as follows:

Workshop (6:30 p.m.)

1. Call to Order
2. Flag Salute/Roll Call
3. City Manager's Report and Future Agendas
4. Council Reports
5. Public Comments
6. Workshop Items
7. Continued Public Comments
8. Executive Session
9. Adjournment

C. Council Agenda. No legislative item not on the agenda shall be voted upon.

Section 7. Consent Calendar.

A. The City Manager in consultation with the Presiding Officer, shall place matters on the Consent Calendar which: (a) have been previously discussed by the Council, or (b) based on the information delivered to members of the Council, by the administration, can be reviewed by a Councilmember without further explanation, or (c) are so routine or technical in nature that passage is likely.

B. The motion to adopt the Consent Calendar shall be non-debatable and have the effect of moving to adopt all items on the Consent Calendar. Since adoption of any item on the Consent Calendar implies unanimous consent, any member of the Council shall have the right to remove any item from the Consent Calendar. Councilmembers are given an opportunity to remove items from the Consent Calendar after the motion is made and seconded to approve the agenda. If any matter is withdrawn, the Presiding Officer shall place the item at an appropriate place on the agenda for deliberation at the current or future Council Meeting.

Section 8. Public Testimony.

A.1 Workshops

The Council will take general public comments at Workshops in the beginning (Section No. ~~3~~ 5). Section 5 will be limited to a maximum period of twenty minutes. Additional presenations may be heard during Public Comment at the end of the meeting. Each speaker will be allowed to speak for two minutes. A maximum of three persons will be permitted to speak to each side of any one topic. Speakers will be allowed to speak at the end of the meeting (Section No. ~~5~~ 7) for five minutes, with no other limitations. Speakers are also invited to speak ~~and~~ during scheduled workshop items for two minutes. During ~~actual~~ workshop items, the public will be invited to comment after staff provides a report to the Council.

A.2 City Council Regular Meetings

The Council will take public testimony at the Regular Meeting only during the Public Comments sections (Nos. 5 and 11) and the Action Item Sections (Nos. 8 and 9). Individuals speaking under the initial Public Comments Section (No. 5) shall speak for no more than two minutes, or no more than three when presenting the official position of a recognized organization. Section 5 will be limited to a maximum period of twenty minutes. Additional presentations may be heard during Public Comment at the end of the meeting. A maximum of three

speakers will be permitted to speak to each side of any one topic. The later Public Comments Section ~~(No. 11)~~ will provide for five minutes of testimony, with no other limitations. All action items on the agenda will begin with a staff report followed by a public comment period of two minutes per person.

Suspension of this rule will require four votes. The Presiding Officer shall ask the rest of the Councilmembers if they have any comments or questions before the citizen is excused. Public oral testimony shall not be given on quasi-judicial matters outside of a public hearing except on matters of procedure.

The City Attorney shall advise as to what state law permits as to public comment on quasi-judicial matters. If comments on quasi-judicial matters are provided in writing, they will be reviewed by the City Attorney for appropriateness before being presented to the Council. Such written comments must be filed with the City Clerk by 1:00 p.m. of the Wednesday preceding the Regular or Special Meeting.

B. Identification of Speakers. Persons testifying shall identify themselves for the record as to name, address and organization.

C. Instructions for Speakers. An instruction notice for speakers will be available at the meeting. Speakers will be advised by the Presiding Officer that their testimony is being recorded.

D. Rules for Public Testimony. The following rules shall be observed during any Public Hearing:

1. Individuals will be allowed three minutes to speak or five-minutes when presenting the official position of a recognized organization, and each organization shall have only one five (5) minute presentation. If a speaker purports to speak for an organization, club or others so as to lead Council to believe that a number of persons support a position, then such person shall state how that position was developed by the group.

2. The Presiding Officer may allow additional time for receipt of written testimony when needed.

3. The Clerk shall be the timekeeper.

E. Addressing Council Outside of a Public Hearing or Public Comments. No person shall be allowed to address the Council while it is in session without the recognition of the Presiding Officer.

Section 9. Agenda Preparation.

A. The Clerk will prepare an agenda for each Council Meeting specifying the time and place of the meeting and setting forth a brief general description of each item to be considered by the Council. The agenda is subject to review by the Presiding Officer.

B. An item for a Regular Council meeting may be placed on the agenda by any of the following methods:

1. A majority vote of the Council for a Regular Council Meeting.

2. Council consensus.

3. By any two Councilmembers, in writing or with phone confirmation, with signatures by fax allowed for confirmation of support, no later than 12:00 (noon) five days prior to the meeting. The names of the requesting Councilmembers shall be set forth on the agenda.

4. By the City Manager.

5. By the Mayor or Deputy Mayor when acting in the absence of the Mayor.

C. An item may be placed on the agenda for a Regular Council Meeting at the time the Council approves the agenda only if a Councilmember or the City Manager explains the necessity for placing the item on the agenda and receives a majority vote of the Council to do so.

D. Agenda bills in City Council packets shall be in a standard format agreed upon by the City Council with the City Clerk.

E. Legally required advertised public hearings will have a higher priority over other agenda items scheduled for convenience rather than for statutory or other reasons.

F. Agenda items that are continued from one meeting to another will have preference on the agenda to the extent possible.

G. It is the intent of the City Council that council procedures be periodically reviewed as needed, but no less than every two years. Accordingly, Council procedures shall be considered in the month of January of every even-numbered year, and may be considered at any other time that Council shall choose to review them.

Section 10. **Correspondence.** All correspondence from the City Administration to the City Council shall be signed or initialed by the individual

responsible for the correspondence and shall contain the name and title of that individual in the address block.

Section 11. **Effect/Waiver or Rules**. These rules of procedure are adopted for the sole benefit of the members of the City Council to assist in the orderly conduct of Council business. These rules of procedure do not grant rights or privileges to members of the public or third parties. Failure of the City Council to adhere to these rules shall not result in any liability to the City, its officers, agents, and employees, nor shall failure to adhere to these rules result in invalidation of any Council act. The City Council may, by a majority vote, determine to temporarily waive any of the provisions herein.

Section 12. **Repealer**. Resolution No. 129 establishing rules of procedure for the City Council and Resolution Nos. 137 and 148 amending the time and agenda for workshop meetings are hereby repealed.

ADOPTED BY THE CITY COUNCIL ON , 1999.

_____
Mayor Scott Jepsen

ATTEST:

_____
Sharon Mattioli, CMC
City Clerk

AGENDA

SHORELINE CITY COUNCIL
WORKSHOP

date
6:30 p.m.

Shoreline Conference Center
Mt. Rainier Room

A Workshop is an informal meeting for the purpose of reviewing upcoming agenda items, current and future programs, or projects or other information the City Manager or Council feels is appropriate. There are many opportunities for the public to address the Council. If you wish to speak on a subject that is not on the agenda, you can comment up to two minutes at the beginning of the meeting (#5). This portion of the meeting will be limited to twenty minutes. A maximum of three persons will be permitted to speak to each side of any one topic. You can also speak for up to five minutes near the end of the meeting (#7) with no other limitations. The public will also be invited to comment on workshop items after the staff report. At all times, speakers are asked to come to the front of the room and state clearly your name and address. Your comments will be recorded.

1. CALL TO ORDER
2. FLAG SALUTE/ROLL CALL
3. CITY MANAGER'S REPORT
4. COUNCIL REPORTS
5. PUBLIC COMMENT
6. WORKSHOP ITEMS
7. CONTINUED PUBLIC COMMENT
8. ADJOURNMENT

The Council meeting is wheelchair accessible. Any person requiring a disability accommodation should contact the City Clerk's Office at 546-8919 in advance for more information. For TTY service, call 546-0457. For up-to-date information on meeting agendas, call 546-2190 or see the City's web page at www.cityofshoreline.com

AGENDA

SHORELINE CITY COUNCIL
REGULAR MEETING

date
7:30 p.m.

Shoreline Conference Center
Mt. Rainier Room

1. CALL TO ORDER

2. FLAG SALUTE / ROLL CALL

3. REPORT OF CITY MANAGER

4. REPORTS OF BOARDS AND COMMISSIONS

5. PUBLIC COMMENTS

> This is an opportunity for the public to address the Council on any subject which is not of a quasi-judicial nature or specifically scheduled for today's agenda (see items below). The public may comment for up to two minutes. However, Section 5 will be limited to a maximum period of twenty minutes. A maximum of three persons will be permitted to speak to each side of any one topic. The public may also comment for two minutes on action items after the staff report has been presented to the Council. In all cases, speakers are asked to come to the front of the room to have your comments recorded. Please state clearly your name and address.

6. APPROVAL OF THE AGENDA

7. CONSENT CALENDAR

8. ACTION ITEMS: OTHER ORDINANCES, RESOLUTIONS AND MOTIONS

9. CONTINUED PUBLIC COMMENTS

> The public can speak for up to five minutes per person, with no other limitations. Please follow the rules outlined above.

10. ADJOURNMENT

Survey Results From Other Public Agencies
Rules of Procedure

	Edmonds	Lynnwood	Mountlake Terrace	Kirkland	Bellevue	Mercer Island
Meeting Schedule						
How often do you have regular meetings?	2x a month	2x a month	2x a month	2x a month	2x a month	2x a month
How often do you have workshop/study meetings?	2x a month	2x a month	Before Regular Meetings	Before Regular Meetings	2x a month	Before Regular Meetings
Public Comment Opportunities						
At the beginning regular meetings?	Yes 3 min. limit	Yes No time limit	Yes 5 min. limit (not timed)	Yes 3 min. limit 3 speakers/side	Yes 3 min./speaker 3 speakers/topic	Yes Items not on agenda 3 min. limit
At the end of regular meetings?	No	No	Not Usually (Mayor's Discretion)	No	Yes Regular Meetings Only	Usually Not (Mayor's discretion)
At the end of each regular meeting agenda item?	No	Yes	Yes	No	No	Usually After Council Discussion
During Workshop/Study meetings ?	Not Usually	No	Usually (Mayor's Discretion)	Yes (Council Discretion)	Yes	No (Time is limited)
Television Coverage						
Are meetings televised?	Yes	Yes	No	Yes	Yes	No (by choice - no interaction)

	Shoreline Water District	Wastewater Mgmt. Dist.	Shoreline Fire Dist.	Shoreline School Dist.
Meeting Schedule				
How often do you have regular meetings?	2 x a month	4 x a month	2 x a month	2 x a month
How often do you have workshop/study meetings?	No distinction. All their meetings may contain action.	No distinction. All their meetings may contain action.	Special meetings are held as needed to address specific issues.	~ 1 x per month.
Public Comment Opportunities				
At the beginning regular meetings?	Yes, No specific time limit, but try to keep under 20 minutes total.	Yes, If someone is present, then they ask why they have attended and try to address their concerns at the beginning of the meeting.	Yes, Adopted policy limits an individual to 2 minutes and a group representative to 4 minutes, but it is not enforced do to rare public attendance.	Yes, 2-3 min. limit. Speaker can arrange in advance for a 5 minute time slot.
At the end of regular meetings?	No	No	No	No
At the end of each regular meeting agenda item?	No, meetings are informal. Public, when present, is allowed to interject and can speak prior to the staff presentation.	No	No	Yes, at the end of staff presentation and board discussion, but before vote.
During Workshop/Study meetings ?	NA	NA	No	No
Television Coverage				
Are meetings televised?	No	No	No	No