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CITY OF LAKE FOREST PARK
City Council
Regular Meeting
May 11, 2000

Councilmembers present: Alan Kiest, Dwight Thompson, Mary Jane Goss, Nate Herzog, Roger Olstad, Ed Sterner

Councilmember excused: Carolyn Armanini

Staff present: David R. Hutchinson, Mayor, Douglas Jacobson, City Administrator; Rosemary Larson, Assistant City Attorney, John Rogers, Police Chief; Sarah Phillips, Government and Community Relations Coordinator; Ty Peterson, City Planner; Susan Stine, City Clerk; Evelyn Jahed, Deputy City Clerk

Others present: 17 visitors

CALL TO ORDER

Mayor Hutchinson called the regular meeting to order at 7:37 p.m.

PRESENTATION OF AWARDS/POLICE DEPARTMENT
Reserve Officers

Chief Rogers introduced Nathan Vanderzee, a senior student from Shoreline Christian School who was visiting the police department as part of their Discovery Day program.

Rogers recognized Rhonda Osborne, Brian Kokesh, Matt Volpe and Andreas Kaltsounis for their past service to the department as reserve officers.

Rogers presented Officer Andreas Kaltsounis, who was at the meeting, with a plaque in recognition of his work.

Employees of the Year

Chief Rogers noted that the Employee of the Year is selected by vote of department employees. Two were selected for this award for 1999.

1 Rogers expressed his appreciation for Anne Tychsen's work as a dispatcher as well as substitute
2 records clerk and presented her a plaque honoring her as employee of the year for 1999.
3 Tychsen now works as a dispatcher for the city of Redmond.

4
5 Rogers presented Officer Curt Evans with a plaque recognizing him as employee of the year for
6 1999. Rogers expressed his appreciation of Evans' work as the department's first officer-in-
7 charge and as guild president.

8
9
10
11 **MAYOR'S REPORT**

12
13 Hutchinson noted the May 22, 2000 dinner meeting with the Shoreline City Council and asked
14 for discussion topics for this meeting.

15
16 Hutchinson discussed the interview schedule for the position of police chief. Councilmembers
17 will interview finalists on Wednesday, May 17.

18
19 Hutchinson said he has been elected to serve as secretary/treasurer of the Suburban Cities
20 Association.

21
22 He noted recent meetings with Sheridan Beach residents regarding wastewater issues, Beach
23 Drive residents regarding traffic and safety concerns, Planning Commission and Environmental
24 Quality Commission regarding the comprehensive plan update and Endangered Species Act
25 (ESA) requirements.

26
27 Hutchinson said he will participate on a panel at a Northshore Senior Center meeting on aging.

28
29 Hutchinson noted that a meeting of the selection committee for the position of prosecuting
30 attorney has been scheduled and noted its membership.

31
32
33 Discussion followed regarding the Hill property and the Stewardship Foundation's appeal of the
34 Board of Adjustment's decision.

35
36
37 **ADOPTION OF AGENDA**

38
39 **Herzog moved** to adopt the agenda as amended.

40
41 **Thompson seconded.**

42
43 There was no objection to Hutchinson's request to take the discussion item regarding the request
44 by Mr. Michael Kraft for waiver of the right-of-way permit fee out of order and Thompson's
45 request to add the local government committee report to new topics for discussion.

1 *The motion to adopt the agenda as amended carried unanimously.*
2
3
4

5 **CITIZEN COMMENTS**
6

7 Ros Bird, Executive Director of the Shoreline-Lake Forest Park Arts Council, 16061 37th Ave
8 NE, gave a brief update on the Arts Council activities and distributed flyers on the upcoming
9 events and summer programs. She noted that it is time to call together the citizens' committee
10 interested in planning for public art in the new city hall since an architect will be hired soon.
11

12 Manny Diaz, 16518 39th Avenue NE, said he represents the Lake City Elks and discussed the
13 teen dance club activities scheduled at their facility. Hutchinson thanked Diaz for his interest
14 and efforts to provide activities for teenagers in the community.
15
16

17 **New Topics for Discussion**

18 **Request for Waiver of Right of Way Permit Fee-Michael Kraft**
19

20 Brian Wilson, 2319 NE Perkins Way, said he and his wife wish to express their concern
21 regarding Kraft's assumption of his right to use Wilson's driveway when no easement exists and
22 Kraft has his own driveway in another location. Wilson stated that Kraft's sign in the right-of-
23 way marking the Wilson driveway for access to the Kraft property is not appropriate.
24

25 Assistant City Attorney Rosemary Larson noted that council must make a decision regarding the
26 request for waiver of the fee, and the issue of use of the driveway is a civil matter between
27 property owners.
28

29 In response to a question from Thompson, Jacobson said he would investigate the appeal process
30 for right of way permits.
31

32 Forrest Lemme, 2325 Perkins Way, also a neighbor, said Mr. Kraft applied for a right of way
33 permit to place a sign to mark his driveway, but he noted that Kraft placed the sign in the right of
34 way near the Wilsons' driveway.
35
36

37 *Cmbr. Sterner moved* to approve the request by Michael Kraft for waiver of the right of way
38 permit fee. *Kiest seconded.*
39

40 Thompson stated that the permit fee is intended to cover administrative costs for issuing the
41 permit for use of the right of way.
42

43 Kiest, Olstad and Herzog agreed with Director of Public Services Frank Zenk who recommended
44 that the request for waiver of the fee be denied.
45

1 **The motion to waive the right of way permit fee did not pass 0-6 (Nay—Olstad, Herzog, Kiest,**
2 **Thompson, Goss, Sterner).**

3
4
5 **CONSENT CALENDAR**

6
7 Thompson requested that council vote on each consent calendar item individually.

8
9 1. April 13, 2000 Council Regular Meeting Minutes

10
11 **Thompson moved** to amend the April 13, 2000 minutes per Cmbr. Armanini’s request as
12 follows:

13
14 Page 12, lines 2-3: “...she believes that the interpretation represents a change in policy.
15 ~~,and she will propose prohibiting all gambling.~~“

16
17 **Olstad seconded. The motion to amend carried unanimously.**

18
19
20 **Thompson moved** to amend the April 13 minutes as follows:

21
22 Page 7, lines 6-9: Strike lines 6-9 and insert Thompson’s amendment as follows:

23
24 *“In response to a question from Thompson, Williamson confirmed that his client had*
25 *submitted a letter dated November 12, 1999, regarding wetland relocation areas.*
26 *Subsequently, the council remanded the file to the Planning Commission for further*
27 *consideration at the request of the applicant.*

28
29 **Herzog seconded. The motion carried unanimously.**

30
31
32 2. April 20, 2000 Council Study Session Minutes

33
34 Goss stated that she has listened to the audio tapes of the public hearing and has distributed her
35 version of the comments.

36
37 **Goss moved** to amend the April 20, 2000 council study session minutes by striking Page 1, Line
38 44 through Page 3, Line 4; Page 3, Lines 18 through 35; Page 3, Line 38 through Page 4, Line 7;
39 and replacing those sections with her typed version of the comments.

40
41 **Herzog seconded.**

42
43 Councilmembers discussed the proposed amendment to the minutes and the process for
44 preparing minutes.

1 Goss expressed her interest in having council meetings videotaped. Until meeting videotapes are
2 available to citizens, she believes a more thorough record of the meeting should be represented in
3 the minutes. Thompson noted Cmbr. Goss's amendment represents five and one-half pages and
4 suggested that Cmbr. Goss's version could be approved as an addendum to the minutes.
5

6 There was no objection when Goss requested that approval of the April 20, 2000 minutes be
7 postponed until the May 25, 2000 council meeting agenda to allow her time to revise her
8 proposed amendment.
9

10 **The maker and seconder withdrew their motion.**

11
12
13 **Sterner moved** to amend the April 20, 2000 council minutes as follows:

14
15 Page 1, line 12: "**Councilmember ~~absent~~ excused**: Dwight Thompson.

16
17 **Olstad seconded. The motion carried unanimously.**

18
19
20
21 3. April 27, 2000 Council Regular Meeting Minutes

22
23 **Sterner moved** to amend the April 27, 2000 minutes as follows:

24
25 Page 8, line 13: "...he is disappointed to hear from ~~that~~ the neighbors that their concerns
26 regarding traffic,..."

27
28 Page 8, line 15: "...these issues need to be ~~handled~~ addressed by the council."

29
30 **Thompson seconded. The motion carried unanimously.**

31
32
33 **Goss moved** to amend the April 27, 2000 council minutes as follows:

34
35 Page 8, line 43: "...the safety of children crossing busy intersection of 522 to access the
36 park."

37
38 **Thompson seconded. The motion carried unanimously.**

39
40
41
42
43 **Kiest moved** to amend the April 27, 2000 council minutes as follows:

44
45 Page 3, line 43: "...language regarding ethics. He stated he believes Mr. Hawley will
46 serve as a sound role model of ethical performance."

1
2 **Thompson seconded. The motion carried unanimously.**
3

4
5 4. May 11, 2000 Finance Committee Report covering Warrant Nos. 37328 through 37424 in
6 the amount of \$173,373.89 drawn from the Claims Clearing Fund and Warrant Nos. 18987
7 through 19057 in the amount of \$125,833.72 drawn from the Payroll Clearing Fund.
8 Included are Payroll Warrant Nos. 19058 through 19092 totaling \$17,848.30.
9

10 In response to a question from Goss, Hutchinson discussed the warrant for Northshore Chamber
11 of Commerce dues.
12

13
14 5. Authorize Mayor to Sign/Contract Amendment/Compensation for Municipal Court
15 Judge.
16

17
18 **Thompson moved** to adopt the consent calendar as amended.
19

20 **Olstad seconded. The motion carried unanimously.**
21

22
23 A five-minute recess was taken at 9:09 p.m.
24

25 The meeting was resumed at 9:16 p.m.
26

27
28 Hutchinson requested that the draft ordinance for permitting beekeeping be taken out of order
29 and discussed prior to second reading.
30

31
32 **New topics for discussion**

33 **--Draft Ordinance/Permitting Beekeeping**
34

35 City Planner Ty Peterson said the subject of beekeeping was raised during the development of
36 the unified zoning code. He noted that the municipal code did not include provisions for
37 beekeeping at the time, and it was not included under zoning in the county code. The draft
38 ordinance has been prepared to be included in Title 6-Animals and proposed as a permitted
39 accessory use in the single-family residential zone.
40

41 Kiest questioned the need for Page 2, Lines 11-13, adding a new section LFPMC 18.50.120,
42 Keeping household pets. Peterson said this language was added to address missing language in
43 the code. There was consensus to remove this language from the ordinance.
44

45 June Aploks, 17004 26th Ave NE, said she is a member of the Puget Sound Beekeepers
46 Association. She said she had encouraged language allowing beekeeping following annexation

1 of her neighborhood. She suggested that the proposed ordinance be amended to include
2 language similar to the King County code allowing hives closer to the property line if a fence or
3 other divider is in place.

4
5 Kiest said a public hearing should be scheduled to receive input from citizens on this subject.
6

7 **Thompson moved** that Ms. Aplok's amendment be incorporated into the proposed ordinance for
8 further discussion and that a hearing be scheduled on this ordinance.
9

10 **Olstad seconded. The motion carried unanimously.**
11

12
13 **SECOND READING CALENDAR**

14 **Ordinance 810/Sign Code Amendments**
15

16 Thompson expressed his thanks to former Planning Commissioner Ron Klages for his research
17 and documentation of signage in the commercial corridor zone. In response to questions from
18 Thompson, Peterson said this analysis has been performed to compare the existing present
19 signage in the commercial corridor (CC) zone to the existing present code requirements that were
20 adopted by the council last February as part of the unified zoning code amendment. He said this
21 information does not analyze the level of compliance should the council choose to adopt
22 Thompson's recommended amendments. Peterson said a maximum of two building-mounted
23 signs, each 60 square feet, are allowed in the commercial corridor zone. Discussion followed
24 regarding building-mounted and freestanding signs.
25

26 **Kiest moved** to amend the LFPMC Chapter 18.52.020 A. as follows:
27

28 Page 1, lines 29-31: "...cubic feet. No celebration shall commence unless written notice is
29 received by the Planning Department seven (7) or more days prior to the start of the celebration.
30 The notice shall specify the first and last days of the celebration.
31

32 **Thompson seconded.**
33

34 Kiest said that Planning Commissioners indicated that it was not their intention to overlook the
35 need to establish a mechanism for tracking celebration signs.
36

37 Sterner wondered if the city received many complaints regarding celebration signs and if such
38 language is necessary.
39

40 Peterson suggested that the amendment refer to the City rather than the Planning Department.
41

42 **Sterner moved to amend** the original motion as follows:
43

44 Page 1, line 30: "...written notice is received by the ~~Planning Department~~ City ~~seven (7) or more~~
45 ~~calendar days~~ prior to the start of the celebration."
46

1 **Kiest seconded. The motion to amend carried unanimously.**

2
3
4 **The main motion to amend did not carry 3-3 (Aye--Thompson, Kiest. Olstad. Nay--Herzog,**
5 **Sterner, Goss).**

6
7 Kiest requested that further action on his proposed amendments to Ordinance 810 be postponed
8 until the June 8, 2000 council meeting.

9
10
11 **Ordinance 788/Relating to Nonconforming Signs, Providing for Amortization**

12
13 Hutchinson noted that Ordinance 788 will remain on second reading also for discussion at the
14 June 8, 2000 council meeting.

15
16
17 **Ordinance 818/Imposing Gambling Tax**

18
19 Kiest asked that copies be made and distributed to council of an article discussing off-track horse
20 race betting in the city of Shoreline.

21
22 Councilmembers agreed that tax rates and late penalties must be established in the ordinance.

23
24 **Thompson moved** to amend Ordinance 818/Imposing Gambling Tax as follows:

25
26 Page 2, line 19: "Bingo: 5%

27 Page 2, Line 21: "Raffles: 5%

28
29 **Goss seconded.**

30
31 **The motion carried unanimously.**

32
33
34 **Thompson moved** to amend Ordinance 818/Imposing Gambling Tax as follows:

35
36 Page 2, Line 23: "Amusement devices: 2%

37 Page 2, Line 25: "Punchboards or pulltabs: 10%

38 Page 2, Line 27: "Card playing: 20%

39
40 **Goss seconded. The motion carried unanimously.**

41
42
43 **Thompson moved** to amend Ordinance 818/Imposing Gambling Tax as follows:

44
45 Days delinquent

Penalty

1	Page 4, Line 26:	1-10	<u>5%</u>
2	Page 4, Line 27:	11-20	<u>10%</u>
3	Page 4, Line 28:	21-31	<u>20%</u>
4	Page 4, Line 29:	32-60	<u>50%</u>

5
6 Page 4, line 30: “...Director may charge the taxpayer interest of 18 percent per year...”
7

8 **Kiest seconded. Th motion carried 4-2 (Aye—Thompson, Kiest, Olstad, Goss; Nay--Herzog,**
9 **Sterner).**

10
11
12 **Sterner moved** to amend Ordinance 818 as follows:

13
14 Page 4, Line 29: “~~32-60~~ and over.”
15

16 **Kiest seconded. The motion carried unanimously.**
17

18
19 **Thompson moved** to place Ordinance 818 on the final action calendar.
20

21 **Kiest seconded. The motion carried unanimously.**
22

23
24 **FINAL ACTION CALENDAR**
25 **Ordinance 818/Imposing Gambling Tax**
26

27 **Thompson moved** to adopt Ordinance 818/Imposing Gambling Tax.
28

29 **Goss seconded. The motion to adopt carried unanimously.**
30

31
32 **NEW BUSINESS**
33 **Reports**
34

35 **--City Hall Project Report**
36

37 Jacobson said that his written report on the city hall project had been distributed. He noted that
38 a volunteer from the council is needed to participate in the interview process for the selection of
39 an architect for the new city hall remodel.
40

41 **Thompson moved** to excuse Cmbr. Kiest from the May 25, 2000 regular council meeting.

42 **Herzog seconded. The motion carried unanimously with five votes (Cmbr. Goss out of the**
43 **chambers).**
44
45

1 **New topics for discussion**

2 **--June 22 Meeting/AWC Conference**

3
4 *Olstad moved* to cancel the June 22, 2000 regular council meeting and to schedule a special
5 meeting on July 6, 2000 due to the Association of Washington Cities conference June 21-23,
6 2000 in Spokane.

7
8 *Thompson seconded. The motion carried unanimously.*

9
10
11 *Herzog moved* to excuse Cmbr. Thompson from the June 15, 2000 council study session.

12
13 *Kiest seconded. The motion carried unanimously.*

14
15
16 **--Primary Dispatch Billing Payment**

17
18 Jacobson noted a payment in the amount of \$31,278 will be prepared to King County for primary
19 dispatch services. This payment will be included on the May 25, 2000 finance committee report
20 for council approval.

21
22
23 **--Local Government Committee Report**

24
25 Thompson discussed the local government committee report and the timeline for the various
26 funding options. He said the council needs time to discuss the options in preparation for a public
27 hearing. He suggested that the May 25 agenda include a discussion of the committee's report.
28 The public hearing was tentatively scheduled for July 13.

29
30
31 **May 22, 2000 Meeting with Shoreline City Council/Discussion Topics**

32
33 Councilmembers identified transportation issues and joint recreation programs as possible topics
34 for discussion at the dinner meeting with the Shoreline city council.

35
36
37 **ADJOURNMENT**

38
39 There being no objection, the meeting was adjourned at 11:02 p.m.

40
41 _____
42 Susan Stine, City Clerk

43
44
45 APPROVED:

1 _____
2 David R. Hutchinson, Mayor