RENTON CITY COUNCIL
Regular Meeting

September 13, 2010
Monday, 7 p.m.

MINUTES

Council Chambers
Renton City Hall

CALL TO ORDER

Mayor Pro tem Persson called the meeting of the Renton City Council to order and led the Pledge of Allegiance to the flag.

ROLL CALL OF COUNCILMEMBERS

DON PERSSON, Mayor Pro tem; KING PARKER; TERRI BRIERE; RICH ZWICKER; GREG TAYLOR; RANDY CORMAN; MARCIE PALMER.

CITY STAFF IN ATTENDANCE

JAY COVINGTON, Chief Administrative Officer; LAWRENCE J. WARREN, City Attorney; BONNIE WALTON, City Clerk; ALEX PIETSCH, Community and Economic Development Administrator; GREGG ZIMMERMAN, Public Works Administrator; IWEN WANG, Finance and Information Technology Administrator; MARTY WINE, Assistant CAO; CHIP VINCENT, Planning Director; SUZANNE DALE ESTEY, Economic Development Director; LESLIE BETLACH, Parks & Natural Resources Director; POLICE CHIEF KEVIN MILOSEVICH, DEPUTY CHIEF TIM TROXEL and COMMANDER PAUL CLINE, Police Department.

PROCLAMATION

A proclamation by Mayor Law was read declaring the week of September 12 to 18, 2010 to be “Tobacco-Free Teens Back to School Week” in the City of Renton, and encouraging all citizens to join in this special observance. MOVED BY TAYLOR, SECONDED BY CORMAN, COUNCIL CONCUR IN THE PROCLAMATION. CARRIED.

SPECIAL PRESENTATION

Jim Medzegian, member of the Return to Renton Car Show Steering Committee, reported on the 20th Annual Return to Renton Car Show held on 7/11/2010. He acknowledged the presence of steering committee members in the audience, and noted that a beloved member, Steve Maxwell, passed away this year. Mr. Medzegian stated that over 370 classic vehicles were on display, and approximately 4,000 spectators visited the show. He thanked all of the car show sponsors and remarked that the next event will be held on 7/10/2011.

Mr. Medzegian presented Police Chief Milosevich a check in the amount of $13,000. Accepting the check with appreciation, Chief Milosevich indicated that the proceeds from the car show will be used to enhance youth leadership and activities programs. Mayor Pro tem Persson thanked the car show steering committee members and remarked that approximately $200,000 - $250,000 has been raised for police youth programs over the last 20 years.

AUDIENCE COMMENT

David Halinen (Fircrest) shared his personal experience working with the Renton Shoreline Coalition (RSC) and the City regarding Renton’s proposed Shoreline Master Program (SMP). He explained that the RSC has been working diligently with City staff to finalize the SMP so the City can forward it to the Department of Ecology. Mr. Halinen thanked City officials and staff for the time and effort that has been afforded to the RSC and noted that both sides have made many compromises. He stated that the RSC submitted final revisions to the draft SMP primarily regarding shoreline stabilization structures, and requested that Council refer these issues to the Committee of the Whole for further review.
MOVED BY TAYLOR, SECONDED BY BRIERE, COUNCIL ALLOW THE SPEAKER ADDITIONAL TIME TO FINISH HIS COMMENTS. CARRIED.

Continuing, Mr. Halinen noted that included with the request for revisions was a letter by Jon Koloski, a noted geotechnical engineer. He stated that it was Mr. Koloski’s opinion that it would be inappropriate to advance the SMP until further consideration of the coalition’s request was given by Council. He also stated that Mr. Koloski would be available to provide any technical expertise at a future meeting.

Laurie Baker (Seattle) thanked City officials and staff for affording the RSC time, and noted that the meetings have been productive. She stated that although many important modifications have been made to the draft SMP, there are still certain issues that need to be addressed. Ms. Baker remarked that she believes the draft SMP exceeds the no-net-loss principle in regards to shoreline stabilization structures, and requested that the City accept the coalition’s proposed revisions regarding these types of structures. She stated that the draft SMP illustrates the City’s approach to this topic has been to require more from private shoreline owners than it requires of the City. Concluding, Ms. Baker stated that any regulations exceeding minimum State requirements will damage property values.

Samuel Rodabough (Sammamish), legal counsel for RAMAC, Inc., owner of the Riviera Apartments, thanked City officials and staff for affording his clients time and effort regarding the SMP. Mr. Rodabough stated that he has two remaining concerns, the first of which is in regards to the building setback for non-water-oriented development. He stated that the second concern is regarding the 25 percent impervious surface allowance within the buffer or setback for projects that provide public access. He remarked that he would like this provision to extend to developments that provide public access or community access. He noted that redevelopment of sites such as the Riviera Apartments would require public benefit in the form of either ecological restoration or public access, but not both, and that his clients would likely choose ecological restoration.

MOVED BY BRIERE, SECONDED BY CORMAN, COUNCIL ALLOW THE SPEAKER ADDITIONAL TIME TO FINISH HIS COMMENTS. CARRIED.

Continuing, Mr. Rodabough explained that many public access amenities require impervious surface and as currently drafted the SMP furnishes a disincentive to provide such amenities. He explained that if a building footprint is at 75 feet from the ordinary high water mark, the choice would be to either leave the building at that spot and not provide public amenities, or move the building back to allow additional room for the amenities. Mr. Rodabough stated that given the significant building potential for his client’s site, a developer would probably not choose to move the building. He stated that community access will still allow a number of people to enjoy the shoreline.

Anne Simpson (Renton) expressed appreciation to City officials and staff for the time that has been afforded to the Renton Shoreline Coalition. She pointed out that there is an incorrect impression that the City has one shot at approval. She explained that of the 30 Shoreline Master Programs that have been approved, 27 were approved with changes.
Citizen Comment: Dana - Proposed Shoreline Master Program

Buzz Dana (Renton) stated that he owns two properties on Lake Washington and 40 years ago built a bulkhead to protect a sewer line that serves his and adjacent properties. He stated that he has been told that he would not have difficulty obtaining permits to develop his property because that bulkhead protects the sewer line and adjacent homes. Mr. Dana pointed out, however, that as the SMP is currently written, he would have to go through the delay and expense of generating a geotechnical report when redeveloping. He requested that Council consider the coalition’s proposed revisions, and take the additional time to fully understand the long-term impacts the SMP will have on the growth of Renton.

Citizen Comment: Young - Proposed Shoreline Master Program

Gary Young (Renton) stated that he is a shoreline property owner and member of the RSC. He requested that the SMP be referred to the Committee of the Whole so the full Council could consider the legislation before it is adopted.

Citizen Comment: Riley - Proposed Shoreline Master Program

Virginia Riley (Renton) requested that the SMP be referred to the Committee of the Whole so the full Council could consider the legislation, and the concerns of the Renton Shoreline Coalition, before it is adopted.

Citizen Comment: Iden - Proposed Shoreline Master Program

Kevin Iden (King County) expressed appreciation to City officials, staff, and the citizens who spent time working on the draft SMP. He requested that Council avoid making the SMP unnecessarily restrictive because once it is approved it cannot be revised without Department of Ecology approval. Mr. Iden explained that the Shorelines Hearings Board is the ultimate review authority for shoreline-related projects. He requested that Council resolve the coalition’s final issues before approving the SMP.

Citizen Comment: Richards - Proposed Shoreline Master Program

Darius Richards (Renton) thanked all parties responsible for shaping and creating the SMP. He stated that he believes the Planning and Development Committee requires more time to review the revisions proposed by the Renton Shoreline Coalition regarding shoreline stabilization structures. Mr. Richards also stated that the requirements for existing bulkheads are more stringent than what State guidelines recommend. He requested that Council delay the vote on this issue until the proposed revisions are fully reviewed.

CONSENT AGENDA

Items listed on the consent agenda are adopted by one motion which follows the listing.

Council Meeting Minutes of 8/16/2010

Approval of Council meeting minutes of 8/16/2010. Council concur.

Appeal: Shoreline Substantial Development Permit, Nicholson, LUA-10-041

City Clerk reported receipt of an appeal to the Shorelines Hearings Board filed by Brad Nicholson, requesting a review of the approval of Shoreline Substantial Development Permit, LUA-10-041. Refer to City Attorney Department.
Court Case: Renton Neighbors for Healthy Growth, CRT-10-003

Court Case filed by Renton Neighbors for Healthy Growth, represented by Claudia M. Newman, Bricklin & Newman, Attorneys, requesting an order reversing the Wal-Mart Expansion Site Plan approval; LUA-10-009. Refer to City Attorney and Insurance Services.

Court Case: Puget Sound Energy, CRT-10-004

Court Case filed in King County District Court - East Division Issaquah (Small Claims) by Puget Sound Energy, seeking compensation in the amount of $6,100, alleging the City damaged a gas main in the vicinity of SE 17th Ct. Refer to City Attorney and Insurance Services.

CAG: 10-081, 200 Mill Building HVAC Upgrades, Performance Mechanical Group

Community Services Department submitted CAG-10-081, 200 Mill Building HVAC Upgrades, and requested approval of the project, commencement of a 60-day lien period, and release of retained amount of $33,101.65 to Performance Mechanical Group, contractor, if all required releases are obtained. Council concur.

Community Services: Parks, Recreation, Open Space & Natural Resources Plan Update, MIG

Community Services Department recommended approval of a replacement contract in the amount of $177,185 with MIG to complete the six-year update to the Parks, Recreation, Open Space, and Natural Resources Plan; and requested authorization to expend $8,000 for City related expenses as part of the public meeting process. Council concur. (This contract replaces the contract with SvR previously approved by Council via the 7/19/2010 Finance Committee Report.)

CAG: 08-156, I-405 (I-5 to SR 169) Stage 2 Widening, WSDOT

Transportation Systems Division recommended approval of Amendment #1 to CAG-08-156, with the Washington State Department of Transportation, in the amount of $19,430 to extend the Benson Rd. sewer line to provide future service to area properties. Council concur.

CAG: 08-157, I-405 (I-5 to SR 169) Stage 2 Widening, WSDOT

Transportation Systems Division recommended approval of Amendment #1 to CAG-08-157, with the Washington State Department of Transportation, revising the scope of work related to fiber optic conduit and reducing the amount of the contract by $171,914.16. Council concur.

Airport: Airport Sustainability Plan, FAA Grant

Transportation Systems Division recommended approval to accept $150,000 in grant funds from the Federal Aviation Administration (FAA) to develop an Airport Sustainability Plan. City Share: $7,500. Council concur. (See page 274 for resolution.)

CAG: 08-115, Dayton Av NE/NE 22nd St Drainage Improvement, Pivotta Brothers Construction

Utility Systems Division submitted CAG-08-115, Dayton Ave. NE/NE 22nd St. Drainage Improvement, and requested approval of the project, commencement of a 60-day lien period, and release of retained amount of $8,432.89 to Pivotta Brothers Construction, Inc., contractor, if all required releases are obtained. Council concur.

Utility: Transfer of Stormwater Drainage Facilities, King County

Utility Systems Division recommended approval of an interlocal agreement with King County for the transfer of stormwater drainage facilities and property interests within City limits. Council concur. (See page 274 for resolution.)

MOVED BY BRIERE, SECONDED BY PARKER, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.
UNFINISHED BUSINESS

Finance Committee
Finance: Vouchers
Finance Committee Chair Parker presented a report recommending approval of Claim Vouchers 295450 - 296061 and four wire transfers totaling $7,730,318.55, and 1,658 direct deposits, 307 payroll vouchers, and two wire transfers, totaling $5,443,655.81. MOVED BY PARKER, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Finance: Water Bill
Adjustments, Sons of Haiti, Sunnydale Mobile Home Partnership & Mobile Home Park
Finance Committee Chair Parker presented a report recommending concurrence in the staff recommendation to approve a water billing adjustment due to water leaks for each utility account presented in accordance with Ordinance #5210 as outlined below:

- Sons of Haiti - Account #040883-000 $2,003.55
- Sunnydale Mobile Home Partnership - Account #012227-000 $5,182.72
- Sunnydale Mobile Home Park - Account #012228-000 $7,529.19

MOVED BY PARKER, SECONDED BY TAYLOR, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Planning & Development Committee
CED: Shoreline Master Program
Planning and Development Committee Chair Briere presented a report recommending concurrence with the staff recommendation that Council adopt a resolution approving the Shoreline Master Program and forwarding the document to the Washington State Department of Ecology for formal review. After the Shoreline Master Program receives approval from the Washington State Department of Ecology, an ordinance will be presented to Council for adoption. This is expected to occur in 2011.

The Committee further recommended concurrence in the staff recommendation that minor changes are made to the Planning Commission’s recommended draft which includes:

- a variety of policy and regulatory language clarifications;
- designation of Natural and Urban Conservancy Overlays as Class I Fish Habitat Conservation areas;
- a regulatory change to allow aquaculture in natural and urban conservancy environments;
- a policy and regulatory change to require public access for new residential developments of ten or more units, and only require community access for new residential developments of five to nine units;
- a definition of community access;
- the option of a community access plan for multi-family developments;
- new language that allows the reviewing official to make findings on property rights issues;
- a regulatory change to allow docks to be up to six feet wide and be long enough to reach a depth of ten feet at ordinary low water if accessory to a single-family residence;
- a regulatory change to establish a setback of 45 feet and a buffer of 20 feet for existing single-family residences with a lot depth greater than 130 feet;
- a system of options for permanent setback reduction based on site improvements to single-family residential lots;
- new criteria for setback/buffer reductions in non single-family areas based on no net loss;
• allowance of up to 25 percent impervious surface within the setback/buffer area for projects that provide public access;
• an allowance for single-family homes that do not meet the proposed setback/buffer standards to expand without making site improvements, if the expansion is outside of the setback/buffer;
• an allowance for additional height in single-family and high-intensity zones;
• a change in lot coverage standards for single-family properties and Cedar River Reach C to be consistent with underlying zoning;
• a recognition that existing single-family homes are conforming (thus removing the status as "non-conforming" for some properties);
• provides options for expanding existing structures that do not meet the proposed development standards, while still mitigating their impacts, including a menu of different options for meeting setback requirements, bulkhead requirements, and dock standards;
• an expanded definition of water enjoyment uses, to include river walks and mixed use commercial/office/residential developments; and
• a clarification of the submittal standards for supplemental stream and lake studies.

MOVED BY BRIERE, SECONDED BY ZWICKER, COUNCIL CONCUR IN THE COMMITTEE REPORT.* (See page 274 for action.)

Councilmember Corman expressed appreciation to all who worked hard creating the draft Shoreline Master Program. He noted that he has just a few concerns with the document that he did not voice previously to the committee because of his concern for violating the Open Public Meetings Act. Mr. Corman stated that his greatest concern is in regards to the removal of bulkheads and having adequately evaluated how sediment will affect the river over the coming months and years. He explained that years ago the Army Corps of Engineers erroneously over-dredged the Cedar River by four feet and even with the over-dredging, the river rose to a level just within inches of the downtown bridges during the last storm event. He cautioned that the bridges could have been damaged and the Downtown Library could have flooded if the river had risen a few more inches.

Continuing, Mr. Corman stated that the SMP allows developments like the Stoneway site and the Riviera Apartments site to remove their bulkheads and put in natural shorelines that have natural erosion features. He remarked that a geotechnical engineer could evaluate their shorelines and report if the site is suitable for redevelopment. He questioned who would determine whether the natural erosion features will protect City infrastructure downstream. Mr. Corman also questioned whether any of the other jurisdictions that have approved Shoreline Master Programs have an equivalent requirement for bulkhead removal. He also stated that the City should not force the loss of property value if it is not absolutely required for fish and wildlife restoration.

Councilmember Briere remarked that City staff and an employee of the Department of Ecology were in attendance and available to answer any question at tonight's meeting.
Continuing, Councilmember Corman stated that Mr. Halinen submitted a letter from a noted geotechnical engineer who wrote that it was self-evident that if the Stoneway site bulkheads were removed, the Cedar River would cut a new channel from that site to I-405. Mr. Corman also stated that this may cause hundreds of tons of soil to find its way into the river, possibly affecting downstream infrastructure. He questioned whether there was an engineer in the audience who had investigated this issue.

Councilmember Parker stated that although he is not an expert on the issue, every detail has been thoroughly reviewed by the Planning Commission and the Planning and Development Committee. He stated that the City is simply requesting that a geotechnical report be provided to determine whether or not a bulkhead should be removed. He remarked that it is incumbent upon the City to have as much information available as possible when considering redevelopment on a significant site such as the Stoneway property. Mr. Parker emphasized that the SMP provides great protections for City residents and for City shorelines.

Continuing, Mr. Parker stated that the City has worked hand-in-hand with shoreline property owners and the Department of Ecology to draft the Shoreline Master Program. He noted that it is entirely within the City’s rights to request a geotechnical analysis. He also stated that as he understands the SMP, a 40 year-old bulkhead on a residential site can be replaced as long there are no changes or new development on that property.

Councilmember Corman emphasized that his concern about the geotechnical report is that since it is generated for the specific property under review for development or redevelopment, it may not specifically address natural erosion features that affect downstream infrastructure. He noted that the river’s last mile is unique because it runs through an urban area and may not be able to support the Department of Ecology’s vision of a wild native river.

Councilmember Briere remarked that if a change in a bulkhead or other improvement would negatively affect an adjacent property it would not be allowed. She deferred to City staff for further clarification.

Planning Director Chip Vincent explained that three guiding tenets were used throughout the process in regards to public input: 1) to work within the guidelines of the Washington Administrative Code (WAC); 2) if something were to apply to a class of properties it would apply to all properties; and 3) to work within the policy direction established by the Planning Commission. Mr. Vincent stated that if the City did not include one of the Renton Shoreline Coalition’s proposed revisions, it was due to the fact that it violated one of these three tenets. He also noted that the WAC essentially requires an analysis of bulkheading or armoring for a site that is being developed or redeveloped. He clarified that the expectation that all bulkheads must be removed is incorrect. Mr. Vincent pointed out that although he is not a geotechnical engineer it is evident that hard armoring is needed on the eastern portion of the Stoneway site, that soft armoring is probably appropriate for the middle of the site, and as it currently exists today the western portion of the site requires no armoring.
Continuing, Mr. Vincent explained that the benefit of a geotechnical analysis is so the City can make an informed decision as to where the armoring should occur and not to naturalize the entire system. He introduced Barbara Nightingale, Regional Shoreline Planner for the Department of Ecology.

Ms. Nightingale explained that a foundational piece to the Shoreline Master Program is the inventory characterization chart. She remarked that the Department of Ecology conducted an inventory of local jurisdictions and each jurisdiction has very different conditions. She stated that each area was also evaluated for flood risks, and that not only is the inventory unique to each jurisdiction, the restoration element for each SMP is also unique. Ms. Nightingale pointed out that a jurisdiction is not required to do restoration; they are only required to have a restoration plan. She stated that this plan can either be implemented into the SMP or be a separate document. She also noted that DOE does not require jurisdictions to restore areas to pre-urbanized levels of development and remarked that the no-net-loss requirement starts at the baseline of what is currently within each jurisdiction.

At Councilmember Corman’s request, Ms. Nightingale recited a section of the SMP regarding floodplain channel migration. She noted that the City continues to monitor annual sedimentation along the lower Cedar River to ensure that bed elevations that would necessitate maintenance dredging have not been reached. Emphasizing that the Department of Ecology does not want to remove flood protection elements within the City, Ms. Nightingale stated that there is no requirement to remove all bulkheads and that each project requires a geotechnical analysis to determine how armoring should or should not be implemented.

Councilmember Corman suggested adding stronger language to the SMP that identified sedimentation criteria that a geotechnical engineer would have to include in a report. He stated that currently the role of the geotechnical engineer is focused on the protection of upland structures, and the armoring considerations should include how much sedimentation would occur.

Mr. Vincent remarked that the expectation of the geotechnical engineer is to look at both the direct and indirect impacts of armoring on the site and the surrounding community, and that the suggested language is built into the SMP. He stated that the purpose of the report is so the City can make an informed decision regarding the development of that site.

Councilmember Palmer stated that the bottom line is that three Councilmembers (Planning and Development Committee members) have had an opportunity to extensively vet this topic and the other four have not. She stated that she believes Mr. Corman is simply asking for an additional week or two of time to be able to fully understand this issue. Ms. Palmer also questioned how the SMP affects Gene Coulon Memorial Beach Park and the Renton Airport. She inquired as to whether or not the docks at Coulon Park will have to be removed when the bathhouses are replaced.
Councilmember Parker reemphasized that over two years of work has been spent on this topic. He remarked that his goal was to achieve a 7-0 vote on this issue and that he did not believe anyone could fully digest everything this legislation encompasses in a reasonably short period of time. He also remarked that he trusts the Councilmembers with their committees.

Councilmember Corman responded that he would be satisfied if he received a letter from Public Works Administrator Zimmerman relaying confidence that the language in the SMP would not increase sedimentation risk and that City bridges are safe. He also requested that the questions about Coulon Park be answered.

Councilmember Zwicker stated that Mr. Corman had raised excellent questions yet emphasized that a lot of time and effort has already gone into drafting the legislation. He commented that delaying the SMP has been symptomatic of the entire process and that there has to be a point when the issue is completed so the City can move on to the next stage. He remarked that he would like to see if there are four votes to approve the committee report. Mr. Zwicker also stated that everyone has done a lot of work on this issue and that some of the suggestions made by Mr. Corman are actually more restrictive than what is currently being proposed. He also stated that he believes the protection Mr. Corman is seeking is already in the proposed SMP and that he would like to see consensus on this issue.

Councilmember Taylor stated that he respects the work of the Committee members, the Planning Commission, and the citizens who were involved in drafting the SMP. He remarked that although he does not share the same concerns as Mr. Corman, he believes Council should maximize every effort to make sure the SMP is correct. He stated that he is not satisfied that everything has been done to achieve this goal. Mr. Taylor also commented that he believes there is a high level of trust between councilmembers and the work that is completed in committees. He stated that the impacts of this legislation will affect the City for decades, and believes referring it to a committee for a final review and minor fine-tuning is in everyone’s best interest.

Councilmember Briere requested that every Councilmember make a commitment to read the entire document and its supplements prior to the meeting. She stated that she believes most of the answers to their questions are in the document or can be answered by City staff. She voiced frustration that many of the questions posed tonight could have been answered earlier in the process.

Council discussion ensued regarding extending time to Councilmembers for further review of the issues, limiting the scope of what will be discussed at the Committee of the Whole meeting, prioritizing and establishing what is being requested of City staff, the complexity of the legislation, identifying areas of concern, recognizing that Councilmembers can call City staff and ask questions, and recognizing that not all Councilmembers need extra time to review the legislation.

Further discussion ensued regarding whether or not to table the motion or withdraw the motion requesting concurrence in the related Planning and Development Committee committee report.
September 13, 2010

Renton City Council Minutes

Page 274

RESOLUTIONS AND ORDINANCES

RESOLUTION #4064
Airport: Airport Sustainability Plan, FAA Grant

RESOLUTION #4065
Utility: Transfer of Stormwater Drainage Facilities, King County

ORDINANCE #5551
CED: Noise Level Regulations

NEW BUSINESS
Council: Open Public Meetings Act

Council: Voter Initiatives

*Councilmember Briere called for the question to concur in the committee report. Vote taken. MOTION FAILED.

MOVED BY CORMAN, SECONDED BY PALMER, COUNCIL REFER THE TOPIC OF THE SHORELINE MASTER PROGRAM TO THE COMMITTEE OF THE WHOLE FOR DELIBERATION AND RESOLUTION.*

Discussion ensued regarding limiting the discussion to the issues presented by Mr. Corman and Ms. Palmer, and the items of concern raised by the Renton Shoreline Coalition at this evening’s meeting. City Attorney Warren added that public testimony will not be taken at the Committee of the Whole meeting.

*MOTION CARRIED.

The following resolutions were presented for reading and adoption:

RESOLUTION #4064
Airport: Airport Sustainability Plan, FAA Grant

A resolution was read authorizing the Mayor and City Clerk to execute the Federal Aviation Administration’s federal grant application and grant assurances and accept the grant in the amount of $150,000 to fund the development of the Airport Sustainability Plan. MOVED BY PALMER, SECONDED BY CORMAN, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

RESOLUTION #4065
Utility: Transfer of Stormwater Drainage Facilities, King County

A resolution was read authorizing the Mayor and City Clerk to enter into an interlocal agreement with King County regarding the transfer of drainage facilities and property interests. MOVED BY PALMER, SECONDED BY CORMAN, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

ORDINANCE #5551
CED: Noise Level Regulations

The following ordinance was presented for second and final reading:

An ordinance was read amending Sections 8-7-5, Penalties for Violation, and 8-7-8, Variances and Appeal, of Chapter 7, Noise Level Regulations, of Title VIII (Health and Sanitation) of Ordinance No. 4260 entitled “Code of General Ordinances of the City of Renton, Washington”, to decriminalize and make violations of Noise Level Regulations civil infractions, and amend the provisions relating to variances and appeals. MOVED BY TAYLOR, SECONDED BY PALMER, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL. ALL AYES. CARRIED.

Discussion ensued regarding the correct procedure for Councilmembers to communicate concerns to members of other Council committees. It was noted that such discussion had not taken place and that only a clarification of the policy was being requested. Councilmember Corman requested that the issue be revisited at a future Council retreat. City Attorney Warren stated that he would provide a written opinion on the topic.

Mayor Pro tem Persson stated that there are several initiatives on the upcoming ballot and that he has asked staff to provide information on the various issues. He remarked that Councilmembers could refer any or all of the issues to Committees for further review.
AUDIENCE COMMENT
Citizen Comment: James - Proposed Shoreline Master Program

Greg James (Sammamish) expressed appreciation to the Councilmembers who took the time to meet with him regarding the SMP. He pointed out that the Renton Shoreline Coalition had three points of concern and asked that all of their concerns be addressed at the upcoming Committee of the Whole meeting. He also remarked the coalition will bring any additional concerns to Council after reviewing the most current version of the SMP.

Councilmember Parker remarked that the most current draft was essentially the final draft and that with the exception of the 17 items that have been changed and noted in the draft committee report, it is the same document that has been available for months. He also confirmed that all of the coalitions concerns will be addressed.

Citizen Comment: Hall - Proposed Shoreline Master Program

Jackie Hall (Renton) remarked that she was unaware of the SMP and thanked everyone involved for being courageous enough to defend these issues for all citizens. She expressed dismay over comments from some Councilmembers that they had heard enough on this topic. She stated that Council was willing to take on this role and that this decision should be mulled over because citizens will suffer the environmental consequences for many years to come.

Citizen Comment: Giometti - Proposed Shoreline Master Program

Ray Giometti (Renton), Planning Commission member, stated that the evening began by talking about the budget and budget shortfalls. He remarked that it occurs to him that from the Commission and Committee levels, if Council just gets together and decides what the important issues are in January, it would save a lot of staff work and time.

ADJOURNMENT

MOVED BY TAYLOR, SECONDED BY PALMER, COUNCIL ADJOURN. CARRIED.

Time: 9:08 p.m.

Bonnie Walton, CMC, City Clerk
<table>
<thead>
<tr>
<th>COMMITTEE/CHAIRMAN</th>
<th>DATE/TIME</th>
<th>AGENDA</th>
</tr>
</thead>
<tbody>
<tr>
<td>COMMITTEE OF THE WHOLE (Persson)</td>
<td>MON., 9/20 6 p.m.</td>
<td>Regional Issues (Rail, I-405 Tolling, November Ballot Issues)</td>
</tr>
<tr>
<td>COMMUNITY SERVICES (Palmer)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>FINANCE (Parker)</td>
<td>MON., 9/20</td>
<td>CANCELED</td>
</tr>
<tr>
<td>PLANNING &amp; DEVELOPMENT (Briere)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>PUBLIC SAFETY (Taylor)</td>
<td>MON., 9/20 5:30 p.m.</td>
<td>Feeding Dangerous Wildlife</td>
</tr>
<tr>
<td>TRANSPORTATION (AVIATION) (Corman)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>UTILITIES (Zwicker)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NOTE: Committee of the Whole meetings are held in the Council Chambers unless otherwise noted. All other committee meetings are held in the Council Conference Room unless otherwise noted.