



*Burien*  
WASHINGTON

## CITY COUNCIL MEETING AGENDA

February 22, 2010

SPECIAL MEETING, Miller Creek Conference Room, 3<sup>rd</sup> Floor

For the purpose of holding an Executive Session to discuss real estate

6:15 p.m.

and

COUNCIL MEETING, 1<sup>st</sup> Floor

7:00 p.m.

Burien City Hall

400 SW 152<sup>nd</sup> Street

Burien, Washington 98166

PAGE NO.

- |   |   |                     |     |
|---|---|---------------------|-----|
| <b>1. CALL TO ORDER</b>                 | <b>2. PLEDGE OF ALLEGIANCE</b>  | <b>3. ROLL CALL</b> |     |
| <b>4. AGENDA CONFIRMATION</b>           |   |                     |     |
| <b>5. PUBLIC COMMENT</b>                | To receive comments on <i>topics other than public hearing topics</i> . Individual will please limit their comments to three minutes, and groups to five minutes. |                     |     |
| <b>6. CORRESPONDENCE FOR THE RECORD</b> | a. Letter Dated February 1, 2010, from Steve Lemons Regarding Modifying Section 20.35.045.  |                     | 3.  |
|   | b. Letter Dated February 6, 2010, from Chestine Edgar Regarding Shoreline Master Plan Document.   |                     | 5.  |
|   | c. Letter Dated February 8, 2010, from Carol Jacobson Regarding Shoreline Management Plan.  |                     | 11. |
|   | d. Email Dated February 9, 2010, from Julie Dow Regarding Planning Commission Meeting Tonight Regarding Shoreline Management Program, 9 February 2009.            |                     | 23. |
|   | e. Email Dated February 9, 2010, from Robbie Howell Regarding City of Burien Shoreline Master Program.  |                     | 27. |
|   | f. Email Dated February 9, 2010, from Andrew Ryan Regarding Shoreline Management Plan Comments.   |                     | 47. |
|   | g. Email Dated February 10, 2010, from Robert Howell Regarding Comments Made at the Planning Commission Meeting 2-9-10.   |                     | 51. |

### COUNCILMEMBERS

Joan McGilton, Mayor  
Jack Block, Jr.

Kathy Keene

Rose Clark, Deputy Mayor  
Lucy Krakowiak

Brian Bennett  
Gordon Shaw

# CITY COUNCIL MEETING AGENDA

February 22, 2010

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<b>6. CORRESPONDENCE FOR THE RECORD (cont'd.)</b>	h. Email Dated February 9, 2010, from Carl Buss Regarding Lawn Care Ordinance – See What Lynnwood Did.	55.
	i. Email Dated February 12, 2010, from Gregory Duff, President, North Highline Unincorporated Area Council, Regarding Seattle City Government Annexation Proposal of 2010.	57.
	j. Response from Scott Greenberg, Community Development Director, to Email Dated February 14, 2010, from Marv Jahnke Regarding Ordinance No. 533.	63.
	k. Letter Dated February 12, 2010, from City of Des Moines Mayor Robert F. Sheckler to Mark Reis, Port of Seattle Managing Director of Aviation Division, Regarding Response to Letter Regarding Part 150 Study.	65.
<b>7. CONSENT AGENDA</b>	a. Approval of Vouchers: Numbers 24239 - 24364 in the Amount of \$800,859.56.	67.
	b. Approval of Minutes: Council Meeting, February 8, 2010.	85.
<b>8. BUSINESS AGENDA</b>	a. City Manager's Report.	89.
	b. Presentation on the King County Library System's Process for Siting Libraries by Bill Ptacek, Director, and Denise Siers, Director of Public Services.	
	c. Review of Council Proposed Agenda Schedule.	113.
	d. Adopt Ordinance No. 536, Amending the 2009-2010 Biennial Budget for Annexation Expenditures and Revenues.	117.
	e. Motion to Adopt Ordinance No. 535, Establishing that Projected Annexation Costs Exceed Projected Revenue Pursuant to RCW 82.14.415 Establishing the .1% State Sales Tax Credit.	137.
	f. Discussion on Public Safety Contract.	151.
	g. Discussion on Street Overlay Program.	155.
<b>9. COUNCIL REPORTS</b>		
<b>10. ADJOURNMENT</b>		

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FEB 09 2010

CITY OF BURIEN

February 1, 2010

To Whom It May Concern,

Modifying section 20.35.045 to allow existing nonconforming houses to be rebuilt due to fire or deterioration is an extremely important function to enable financing and property insurance. Home Lenders will disallow mortgage financing if security for the loan (the house) can not be rebuilt due to fire damage. Also, the inability to obtain property insurance will eliminate the ability to finance.

Steve Lemons  
16215 Maplewild Ave SW  
Burien WA 98166  
26-241-9075

CFTR: 02/22/10

CC: Community Development 02/09/10

PC: 02/09/10



RECEIVED

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CITY OF BURIEN

To- The Burien City Council  
To-The Burien Planning Commission  
Re-Shoreline Master Plan Document  
From-Chestine Edgar  
February 6, 2010

This letter is in response to the January 26, 2010 meeting of the Planning Commission and to the topics identified on the "Public Comment Summary Chart" dated 2/4/2010.

Topic #3 In addition to Commercial and Office being added back into the table matrix, Commercial and Office needs to also be added back into Chapter IV, 20.30.075 (per the Sept. 1, 2009 draft) as Commercial, Institutional and Office and it needs to be noted that all of these uses were prohibited by the Shoreline Advisory Committee (SAC).

Topic #15 Again I am requesting the term Critical Freshwater Habitats be added to 20.30.025(2.c). Also I am attaching the page from the WAC173-26-221 which states under (A) Applicability that this section on Critical Freshwater Habitats applies to "*portions of streams, rivers, wetlands and lakes, their associated channel mitigation zones and flood plains designated as such.*" Also, under (C) (i) Standards it states, "*Provide for the protection of ecological functions associated with critical freshwater habitat as necessary to assure no net loss.*" As these are noted in the WAC, it is a term recognized by the scientific community and the Department of Ecology.

Topics #15, 16, 17 These refer to problems with the wetland rating system being used by Burien. This rating system *does not use the current, best science for wetland protection.* I am requesting that **Washington State Wetland Rating System for Western Washington-Revised** be used in the Burien SMP. This would provide small wetlands and Lake Burien with the correction classifications and protections needed to result in no net loss to these environments. For some reason, Burien has put Lake Burien into a Category 4 wetland with no explanation or scientific parameters of what indicators, point scoring items, and habitat features a scientist used to reach the conclusion of Wetland Category 4. This is the reason that there were numerous errors in the Shoreline Inventory, Shoreline Analysis and Characterization, and Cumulative Impacts Analysis that refer to Lake Burien as a Category 2 Wetland. Other scientists and wetland specialists in the state, using the Department of Ecology's recommended classification system, score Lake Burien differently than the City of Burien does using its scoring guide from the CAO document. Futurewise submitted comments to the Planning Commission that Burien needed to change its rating system and I concur with Futurewise.

To not make this change in rating system in the SMP would be to act in opposition to Pol. CON. 9 Page II-12 of the SMP draft 11/17/2009 which states, "*The City requires the use of Best Available Science for protecting critical areas within the community pursuant to the Growth Management Act RCW 36.70.172(1).*" Because Burien has used a different, less scientific system in the past is not a sufficient enough argument by the City to hold on to this system rather than adopting the one I and Futurewise are requesting and that is recognized by Washington State.

CFTR: 02/22/10

Topics # 20, 21, 22 These refer to a request that a "Plan For Public Access" be included as part of the SMP. A *plan* according to Webster's New World Dictionary is an "outline, map, diagram, structure, a scheme for making things work, a series of steps to follow." The City's response on the chart to these requests is that there are Policies 3, 4 and 9 in the policies on Public Access. A *policy* is defined "as a governing principle." Policies do not provide the structure and detail that plans attend to. The city essentially is refusing to create a plan by saying that a policy is the same as a plan. I am requesting that a Plan For Public Access be added to the SMP as an Appendix. Other cities have added these to their SMP. It is a pro-active element that addresses public concerns about what steps will be followed by the city when Public Access comes up as a topic for consideration.

Topic #25 The concern is about the aggressive actions of the city and the SMP to immediately open unrestricted, physical, public access to Lake Burien without a plan/process in place to thoroughly examine the issue, adequately secure baseline data on the lake and the possible impact to Miller Creek-to guarantee no net loss. The draft response from the city is "No public access is being proposed."-dated 2/4/10. However in the same time period that this statement was being put out to the public, the City Manager was directed by a city council member to contact the Ruth Dykeman Children's Center (RDCC) about possibly buying a part of the RDCC property for city use. This is not an honest and ethic way to deal with the public about the SMP and the concerns that they have. It erodes away any confidence that the public has about the processes that the city claims it is going to follow. Changing items on the charts, inserting or removing language, providing incomplete inventories and analysis which may have been perceived by the public as innocent oversights all appear as much more premeditated, anti-citizen attitudes by the city. In light of the above mentioned, there appears to be an attempted end run at the RDCC property. *In good government this should not happen. It destroys public trust.* Additionally, Visual Access is available to Lake Burien from several street points. No effort has been made by the city or the SAC to examine how these could easily be enhanced. This could very easily be discussed in a Plan For Public Access and Analysis of Current Public Access Areas.

Topic #42 I believe came from me as I expressed a concern that Critical Freshwater areas (Lake Burien) were being treated differently in the SMP than Critical saltwater areas. This concern is with regard to the differences in setbacks and the lack of critical analysis data that is missing for Lake Burien in the Cumulative Impact Analysis regarding impervious surfaces and non-point pollution. This data is missing because the Cumulative Impact Analysis draws the wrong conclusions based on the category of Lake Burien's wetlands. I am requesting that the Cumulative Impact Analysis (CIA), the Shoreline Analysis and Characterization, and the Shoreline Inventory be corrected with regard to Lake Burien and that the discussion item #3 in the CIA (Foreseeable Future Development of the Shoreline) be reanalyze to address the impacts of sub-dividing the current lots to 7,200 sq. ft. on Lake Burien. *If it is impossible to correct these above mentioned baseline documents for Lake Burien, then I am requesting that an Environmental Impact Statement be done on Lake Burien before any decision is made on setbacks for Lake Burien.*

Topic #57 Technical Documents. All decisions about the use of critical areas are *required* to be based on the Best Available Science. There are three documents that are the keystone documents

on which this SMP is based. They are the Shoreline Inventory, the Cumulative Impacts Analysis and the Shoreline Analysis and Characterization. All three of these documents have incorrect, incomplete and missing information about Lake Burien.

- 1) There are three different parameters given for Lake Burien. *The wetland specialist needs to decide on the correct one and put it into all three of the documents.*
- 2) The lake is classified as low density residential in some areas of the documents and moderate density residential in other areas. *The wetland specialist needs to make up his/her mind about what it is or explain why these differences keep being repeated in the three documents.*
- 3) In some parts there is a statement that Lake Burien is developed to its full potential, in other parts it states it could have a little more development than the critical areas on the Sound. In reality it can increase the number of homes that are currently on it by three times the current number. *The wetland specialist needs to address what is the correct scenario for the future on Lake Burien and put that into all three of the documents and it must be based on the Best Available Science.*
- 4) The Ruth Dykeman Children's Center is listed as a school. It is not a school. It is a residential treatment center for children. *The wetland specialist needs to make this correction in the tables.*
- 5) The Wetland Category and buffers are correct or incorrect in all three documents depending on whose rating scale is being used. As a result the wrong conclusions are drawn in all three of the documents about the Foreseeable Future and in the Opportunities for Conservation and Restoration. *the wetland specialist needs to correct these so that they reflect reality and the correct conclusions are based on the Best Available Science.*
- 6) No interview of the Lake Steward was mentioned in the Methodology Section or Bibliography Sections of the three documents. *If it was done, this needs to be appropriately documented by the wetland specialist.*
- 7) No Priority Species and Habitats are listed for Lake Burien. However, the lake has been private for the last 100 years. So it probably would be a good idea to confirm the accuracy of the species and habitats with a Lake Burien resident. Priority Species do use the lake for perching, hunting and as a migratory stop over. *The wetland specialist needs to verify and correct this in these documents.*
- 8) There are fish in Lake Burien. This information could have been obtained from a Lake Burien resident. Additionally data on reptiles, mammals, plants, crustaceans and amphibians are missing in the documents. *I suggest that this data be gathered by the wetland specialist and noted.*
- 9) If these documents were well vetted during the Committee process as is stated in the Draft Response section of the Public Comment Summary Chart, I am surprised that the City Planner and the Technical Staff did not catch many of these errors.

*In the meeting summary notes of March 12, 2008, it is noted that the public can bring in new information and that it is welcome. I am bringing in new information and I am requesting that it be added, completed, corrected or redone so that it reflects the quality of the Best Available Science.*

Topics #59, 60, 61, 62, 63,64 The Methodology section of The Shoreline Inventory states that a desk and online review of a number of documents and sources was done. There was "one person" who was interviewed about archeological data and history. The City's draft response is that there were actual site visits done to the area by researchers and scientists. If this is true, it is

not correctly documented and needs to be added to both the Methodology and Bibliography. The City's response also states that information about Lake Burien was obtained from an online inventory. *The Lake Burien Shore Club had no online newsletters or shoreline inventories at the time this document was drafted.* So I am not sure how they could have been used to support the Shoreline Inventory. Additionally, if these items were used in the documents, the source of the information should be properly referenced in the Bibliography. Currently, the source information is not documented and, therefore, cannot be located or verified. While the Lake Steward was present at all of the meeting of the SAC, he was not interviewed for his knowledge about the lake. *If he had been interviewed, it would be reflected in the meeting notes, corrections to the three documents and would have been noted in the meeting summary minutes.* None of that information is noted in the meeting summaries. In Topic# 56, the draft response states that the minutes of what occurred at the SAC meetings were taken, compiled and approved by the Committee (see the summary minutes for March 12, 2008). Lastly, it was never noted in any of the summary meeting minutes that the Department of Ecology gave the seal of approval for the baseline data in the Shoreline Inventory. That review does not even occur until the complete SMP document is submitted to the Department of Ecology.

Topic #71 Definition is requested for "joint-use activities". None is provided in the draft response.

Topic #74 The Cumulative Impact Analysis does not correctly address the Foreseeable Future issues for Lake Burien because information is incorrect or missing. This document and the Shoreline Analysis and Characterization were never reviewed or revised by the SAC. These documents were never vetted by the SAC. The baseline information needs to be corrected before the Best Available Science conclusions can be drawn. *Both the Cumulative Impact Analysis and Shoreline Analysis and Characterization need to be corrected and revised.*

Topic # 78 The standard of "no net loss" cannot be measured if the Shoreline Inventory Document is incorrect or missing data. *Fix these things in the document and then redraw the conclusions based on the corrected information and the Best Available Science.*

There items that were presented to the City Staff failed to place the "Public Comment Summary Chart" dated 2/4/2010 that need some kind response:

1. Kathi Skarbo's concern about changes in the document regarding public access and how many newly developed houses generate a public access,
2. John Uptegrove's question about how the SAC could reset the priorities for the Burien SMP above those of Washington State,
3. The request that a disk of the SMP be made available for free use at the library as the SMP has been difficult to view and costly to purchase privately.
4. The concern about private property liability when public access points are opened to unregulated public access.

Additionally, I would like to request that these revisions be added to the SMP Nov. 2010 Draft:

1. Chapter I. User's Guide 20.10.001, Overview. The first Pointer should be changed to read, *"Protect the quality of the water and result in no net loss to the natural environment."*
2. Chapter I. User's Guide 20.10.001 Overview. The third Pointer should be changed to read, *"Preserve and enhance public access or increase recreational opportunities for the public along publicly owned shorelines."*
3. Chapter I. User's Guide 20.10.001 Overview. I strongly suggest that the Figure 1 be removed. It makes no sense to the average reader. Additionally, since there seems to be an ongoing discussion in the courts about the controls between the GMA and the SMA, overtime it may be inaccurate.
4. Chapter I. User's Guide 20.10.010, Components, Figure 2 makes no sense to the reader. The four boxes on the right (which are in the Appendices) appear to have no direct relationship to the document. However, they are the cornerstones to the document as they provide the scientific background/data for the development of the document. Connect them correctly to the figure or eliminate the figure.
5. Chapter V. Administration and Shoreline Permit Procedures. Throughout areas of the SMP document there are references to a "Director" and "Shoreline Administrator" but there is no description of these persons, their specific roles and responsibilities and what skill sets they are required to possess. So that it is clear who these persons are, who appointed them, what skills and authority they have, I am requesting that the following definition and description of the Shoreline Administrator be added to Chapter V:

*"20.35.007 Shoreline Administrator*

*The City Manager shall designate a responsible official to administer the Shoreline Program who shall perform all the duties ascribed to the responsible official in this regulation. The responsible official shall administer the shoreline permit and notification systems, and shall be responsible for coordinating the administration of shoreline regulations with zoning enforcement, building permits, and all other regulation governing land use and development in the City.*

*The responsible official shall be familiar with regulatory procedures pertaining to shorelines and their use, and, within the limits of his/her authority, shall cooperate with other jurisdictions and agencies in the administration of these procedures. Permits issued under the provisions of this Shoreline Program shall be coordinated with other land use and development regulatory procedures of the City. The responsible official shall establish means to advise all persons applying for any development authorization of the need to consider possible impacts to the shoreline. It is the intent of the City, consistent with its regulatory obligations, to simplify and facilitate the processing of shoreline permits and exemptions."*

This was directly taken from the City of Medina's Shoreline Master Program Document.

6. Chapter IV. Shorelines Uses, Regulations, 20.30.070 Bulkheads and 20.30.075 Docks. I am requesting that these two statements be added:

"A. Normal maintenance or repair of existing shoreline components (including damage by accident, fire, or elements) shall be permitted.

B. Shoreline structures shall be designed to minimize the transmission of wave energy."

Both of these statements are taken directly from the City of Medina's SMP. Burien's document does not adequately speak to these issues as it is currently written.

7. Public Access is discussed throughout the SMP document but there is never a clear analysis of what Burien has, what are the current uses and how those have been analyzed for public access. Also, I have not been able to find a City of Burien document or policy that clearly explains the steps, studies, checklists to be completed, considerations for the best use of the land with no net loss and a Department or Commission that will put a plan for Public Access together. There should be reference to how ongoing monitoring is going to take place so no net loss occurs and who is responsible for it. Lastly, there needs to be a figure or flow chart of how the final decision is reached to add or decrease public access in a publicly owned shoreline area. I suggest that an Appendix be created titled "Plan For Public Access" that provides this type of information and it be added to the SMP. This will help to reduce citizen anxiety on this topic and provide a clear direction for Public Access planning. Other cities in Washington have included such a plan in their SMP.

Example of Table for Plan For Public Access - Table 1

Table 1: Existing, Planned and Opportunities for Public Access For Burien, WA

Shoreline	Existing Public Access	Planned Public Access	Other Opportunities
Lakes			
Lake Burien	None - but there is visual access from several street surrounding Lake Burien's	Along Streets # and #, there is sufficient space to a roadside turn out viewing space to accommodate 3 cars and foot traffic. Plan to develop these with signage, parking + picnic table are being worked on -	Pol # speaks to steps the city will follow to consider further Public Access to the lake. Part B of the Plan For Public Access details the process to be followed + checklist to use.

This should be done for Marine, Rivers + Streams also

February 8, 2010

To: Burien Planning Commission  
Burien City Council

From: Carol Jacobson  
3324 SW 172<sup>nd</sup> St.

Re: Shoreline Management Plan

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FEB 08 2010

CITY OF BURIEN

To Whom it May Concern:

As you know, this plan has generated a lot of discussion and concern among citizens who live in the areas most directly impacted by a shoreline management plan, specifically those on Lake Burien and along the saltwater shoreline within the City of Burien. Because we are limited to 3 minutes of time in which to speak at the Planning Commission meeting on Tuesday, February 9, 2010, and we have so much to say, I am attaching written suggestions for rewording sections of the document for your consideration. These are a compilation of comments and suggestions from citizens in the affected areas and we would like them to be included in the public record and incorporated into the shoreline management plan.

Surely you realize that we live here for a reason: we love the area, the peace and quiet and beauty of our communities. We must get this process right so as not to destroy what we have in this area by putting in to place a document that could potentially result in the ruination of the shoreline, an increase in property damage and other crime, and a decrease in safety of residents living in the areas most affected by this plan.

Thank you for your consideration of these suggestions.

  
Carol Jacobson

CFTR: 02/22/10  
PC: 02/09/10

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General observations regarding inconsistencies between the state master program and the wording in Burien's master program:

**According to WAC 173-26-191: Master program contents:** (1) (b) Master program elements;  
(b) A public access element making provision for public access to publicly owned areas;

**According to WAC 173-26-221: General master program provisions:** (4) Public access:  
(c) Planning Process to address public access: "The planning process shall also comply with all relevant constitutional and other legal limitations that protect private property rights."  
(d) (i): **The master program shall address public access on public lands.**

Neither Lake Burien nor saltwater shorelines in Burien are on public lands (except for existing public access points identified in Burien's document: Seahurst Park, Eagle Landing Park, accesses on TTP.) Any reference to public access in Burien's master program needs to be limited to these public access areas. It should be made clear in the City's document that public access relates to access on public lands, either in a general statement at the beginning of the Public Access sections or in each statement as done in the suggested rewording below.

In order to make Burien's SMP consistent with the state plan these changes should be made. Existing wording is in black, suggested rewording is in red:

## **Chapter II: General Goals and Policies**

### **20.20.015: Shoreline Public Access Element (Chapter II page 2)**

#### **Goal PA**

Increase and enhance public access to shoreline areas, consistent with the natural shoreline character, private property rights, and public safety.

Goal PA: reword to say:

Promote and enhance public access to shoreline areas on public lands consistent with the natural shoreline character while protecting private property rights and public safety.

Pol. PA 1 Developments, uses, and activities on or near the shoreline should not impair or detract from the public's access to the water.

Pol PA 1: New developments, uses, and activities on or near the shoreline should not impair or detract from existing public access to the water.

Pol. PA 2 Publicly owned shorelines should be limited to water dependent or public recreational uses, otherwise such shorelines should remain protected open space.

**Pol. PA 3 Public access to the City's shorelines should be designed to provide for public safety and to minimize potential impacts to private property and individual privacy.**

Pol PA 3: Public access to shoreline areas on public lands within the City must protect private property rights, public safety, and individual privacy.

**Pol. PA 4 Public access should be provided as close as possible to the water's edge without adversely affecting a sensitive environment and should be designed for handicapped and physically impaired persons.**

Pol PA 4: Public access on public lands should be provided as close as possible to the water's edge with no net loss of shoreline ecological function and should be designed for handicapped and physically impaired persons.

**Pol. PA 5 The City should seek opportunities to develop new public access areas in locations dispersed throughout the shoreline. Highest priority should be placed on reaches without existing public access. Mechanisms to obtain access to the shoreline include:**

- a. Tax-title properties;**
- b. Donations of land and waterfront areas; and**
- c. Acquisition using grants and bonds.**

Pol PA 5: The City should seek opportunities to develop new public access areas on public lands throughout the shoreline. Mechanisms to obtain access include: (keep a, b, and c as is)

Note that there is no reference to "unused right of way" as a method of obtaining new public access.

**Pol. PA 6 The vacation or sale of street ends, other public right of ways and tax title properties that abut shoreline areas shall be prohibited. The City should protect these areas for public access and public viewpoints.**

Pol PA 6: The vacation or sale of street ends must comply with RCW 35.79.035. Vacation or sale of publicly owned tax title properties that abut shoreline areas shall be prohibited.

**Pol. PA 7 Waterfront street ends should be recognized as:**

- a. An important community resource that provides visual and physical access to the Puget Sound;**
- b. Special use parks which serve the community, yet fit and support the character of the surrounding neighborhoods;**
- c. A destination resource, where limited facilities and enhancements are provided.**

Pol PA 7: Publicly owned shoreline street ends should be recognized as: (keep items as they are).

**Pol. PA 8 The City should manage and develop waterfront street ends by:**

- a. Supporting their use by residents city-wide, yet ensuring that the street ends and their supporting facilities are developed at a level or capacity which are appropriate to the neighborhood character, promotes safety, and is consistent with City risk management practices;**
- b. Ensuring that public parking is available, and that any new parking that is developed would be harmonious with the surrounding neighborhood;**

- c. Ensuring that the waterfront street ends are preserved and maintained with limited enhancements, such as places to sit or rest which fit in with the natural environment of the area;
- d. Installing signs that indicate the public's right of access and encourage appropriate use;
- e. Installing limited trail improvements and enhancements to allow access to the water;
- f. Minimizing the potential impacts associated with their use on adjacent private property; and
- g. Developing a street ends plan that promotes waterfront access.

Pol PA 8: The City should manage and develop publicly owned shoreline street ends by:

- a. Supporting their use by residents city-wide, yet assuring that the street ends and their supporting facilities are developed at a level or capacity which are appropriate to the neighborhood character, promotes public safety, protects private property rights and individual privacy, and is consistent with City risk management practices.
- b. Ensuring that public parking is available and limited to a level appropriate to the capacity of the public access site that it supports when used in a manner that results in no net loss of shoreline ecological function, and is harmonious with the surrounding neighborhood.
- c. Keep as is
- d. Installing signs that indicate the public's right of access, the rules of use, and penalties for misuse.
- e. Installing limited trail improvements and enhancements in the street ends to allow access to the water.
- f. Protecting adjacent private property, individual privacy, and public safety; and
- g. Developing a street ends plan that promotes public shoreline access and public safety.

Pol. PA 9 Waterfront street ends or other shoreline access should be planned in conjunction with the affected neighborhoods. However, the broader community should be notified during the public notification process.

Pol PA 9: Shoreline street ends or other public shoreline access should be planned - - - (keep rest as is).

Pol PA 10: Keep as is

Pol. PA 11 The public's visual access to the City's shorelines from streets, paths, trails and designated viewing areas should be conserved and enhanced.

Pol PA 11: Existing visual access to the shorelines from streets, paths, trails, and designated viewing areas should be preserved.

Pol. PA 12 Public views from the shoreline upland areas should be enhanced and conserved, while recognizing that enhancement of views should not be necessarily construed to mean removal of vegetation.

Pol PA 12: Public views from the shoreline upland areas should be preserved while recognizing that preservation of views should not be necessarily construed to mean removal of vegetation or existing structures. The state document is about preservation of shorelines and not making

things worse, while wording in the City document appears to be aimed at “increasing” or “enhancing” public access, both physical and visual.

Pol. PA 13 Promote a coordinated system of connected pathways, sidewalks, passageways between buildings, beach walks, and shoreline access points that increase the amount and diversity of opportunities for walking and chances for personal discoveries.

Pol PA 13: On publicly owned lands, promote a coordinated system of connected pathways, sidewalks, passageways between buildings, beach walks, and shoreline access points that increase the amount and diversity of opportunities for walking and chances for personal discoveries while protecting private property rights, individual privacy, and public safety.

## **Section 20.30.035 Public Access (Chapter IV page 7)**

### **1. Policies**

- a. **Public access to shoreline areas should be designed to provide for public safety and to minimize potential impacts to private property and individual privacy.** Reword: Public access to shoreline areas on public lands must protect private property rights, public safety, and individual privacy.
- b. **Public access should be provided as close as possible to the water's edge without adversely affecting a critical area such as a wetland.** Reword: Public access on public lands should be provided as close as possible to the water's edge with no net loss of shoreline ecological function.
- c. **Private views of the shoreline, although considered during the review process, are not expressly protected. Property owners concerned with the protection of views from private property are encouraged to obtain view easements, purchase intervening property or seek other similar private means of minimizing view obstruction.** Reword: Impacts to existing views from public property or substantial numbers of residences should be minimized by provisions such as maximum height limits, setbacks, and view corridors. **(Page 67, item (iv) of WA State Shoreline Master Program Guidelines)**

### **2. Regulations**

- a. **Public access provided by shoreline street ends, rights-of-way, and other public lands shall provide, maintain, enhance and preserve visual access to the water and shoreline in accordance with RCW 35.79.035.** Reword: Vacation of streets or street ends abutting bodies of water must be in compliance with RCW 35.79.035. **(The only mention of right of way in the state document relates to railroad ROW, ROW related to commercial or industrial use, and location of utilities in ROW)**
- b. **Visual access to outstanding scenic areas shall be provided with the provision of roadside pullovers or broadening of road shoulders.** Reword: Existing visual access to scenic vistas shall be preserved.

- c. If a public road is located within shoreline jurisdiction, any unused right of way shall be dedicated as open space and public access. Remove this item. There is no mention of unused right of way in the state plan. Once again, wording suggesting the take-over of private property for public use – NOT the intent of the state shoreline management program.
- d. Public access shall be required for all new shoreline development and uses, except for: water dependent uses, individual single family residences and subdivisions of less than four parcels. Change last line to “less than five parcels” to be consistent with state guidelines. Another example of wording suggesting the take-over of private property for public use – NOT the intent of the state shoreline management program.
- e. Same
- f. Same
- g. Same
- h. Required public access sites shall be fully developed and available for public use at the time of occupancy or use of the development or activity. Reword: Public access sites on public lands shall be fully developed and available for public use at the time of occupancy or use of the development or activity.
- i. Same
- j. Same

## 20.20.020 Recreation Element

### Goal REC

Develop a well-maintained, interconnected system of multi-functional parks, recreation facilities, and open spaces that: is attractive, safe, and accessible for all geographic regions and population segments within the City; supports the community’s well established neighborhoods and small town atmosphere; and does not adversely impact shoreline ecological functions and processes.

Reword: Develop a well-maintained, interconnected system of multi-functional parks, recreation facilities, and open spaces that: is attractive, safe, and accessible for all geographic regions and population segments within the City; supports the community’s well established neighborhoods and small town atmosphere; protects private property rights; and results in no net loss of shoreline ecological functions and processes.

Pol. REC 1 Recreation facilities in the shoreline area should be restricted to those dependent upon a shoreline location, or those benefiting from a shoreline or in-water location that are in the public interest.

Pol. REC 2 Recreational developments should be located, designed and operated to be compatible with, and minimize adverse impacts on, environmental quality and valuable natural features as well as on adjacent surrounding land and water uses. Favorable consideration should be given to proposals which complement their environment and surrounding land and water uses, and which leave natural areas undisturbed and protected.

Reword: Recreational developments should be designed and operated in a manner consistent with the purpose of the environment designation in which they are located; and result in no net loss of environmental quality, valuable natural features, or adjacent surrounding land and water uses. Favorable consideration should be given to proposals which complement their environment and surrounding land and water uses, and which leave natural areas undisturbed and protected.

Pol. REC 3 Public information and education programs should be developed and implemented to help ensure that the public is aware of park regulations and private property rights, and to prevent the abuse of the shoreline and its natural ecological system.

Pol. REC 4 The City shall plan to provide, in coordination with other agencies, a range of park facilities on public land that serve a variety of recreational and open space purposes. Such planning should use the following designations and guidelines to provide such diversity:

### **1. Mini or Pocket Park**

Shoreline Advisory Committee Draft II-5 11/30/2009

*Use Description:* Passive recreation or specialized facilities that *may* serve a concentrated or limited population such as children or senior citizens.

*Service area:* Approximately 1/3 of a mile radius.

*Size:* No minimum to approximately one acre.

*Desirable Characteristics:* These parks should be in close proximity to dwellings and or other centers of activity. Mini parks should be designed for intensive use and should be accessible and visible from surrounding area.

*Examples:* In Burien these types of parks are primarily private parks consisting of beach access for adjacent subdivisions, view appreciation areas (bench or platform), picnic tables and trees in a small area, children's play area, game tables, or planted areas.

*Other Considerations:* Since maintenance costs of these smaller parks are high relative to their service areas, few jurisdictions are able to meet the desired quantity. This type of park is most suitable to provide unique local needs, such as public shoreline access, or as a consideration in the design of new development. The City should seek a variety of means for financing and maintaining mini-parks, including considering opportunities for community stewardship and grant or private funding.

### **2. Regional Parks**

*Use Description:* Areas of natural or ornamental quality on public property for outdoor recreation such as picnicking, boating, beach activities, swimming, and trails. Such parks may contain special amenities, facilities or features that attract people from throughout the surrounding region. Such facilities require extensive on-site parking and good access by automobile.

*Service area:* Approximately 1/2 to 1 hour driving time.

*Size:* Approximately 90 acres.

*Desirable Characteristics:* Contiguous to or encompassing significant natural resources.

*Examples:* Seahurst Park.  
Shoreline Advisory Committee Draft II-6 11/30/2009

### **3. Special Use Park**

*Use Description:* Specialized or single-purpose recreational activities such as walking and bicycle trails, street ends, or areas that preserve buildings, sites or features of historical significance.

*Service area:* Variable.

*Size:* Depends on nature of facility.

*Desirable Characteristics:* Compatibility with adjacent facilities and uses.

*Examples:* Examples within Burien shoreline consist primarily of designated view points and historical markers, and publicly owned shoreline street ends (including those at SW 170th Pl., SW 163rd Pl., and at the intersection of Maplewild Ave. SW and SW 172nd St.).

### **4. Conservancy Park**

*Use Description:* Conservancy parks are formally designated public resource areas. In such parks the primary management objectives are protection and management of historical, cultural and natural resources, including fish and wildlife habitat areas and may include appropriate passive recreational activities.

*Service area:* None.

*Size:* As appropriate for the resource.

*Desirable Characteristics:* As appropriate for the resource.

*Examples:* Currently Salmon Creek Ravine is most appropriately classified in this category although its feasibility for including other types of park activities consistent with its character should be evaluated. This category would also apply to any significant formally designated land, protected wetlands or steep slope areas by private or public means.

Pol. REC 5 Access for motorized vessels should be discouraged at Seahurst Park. Access for non-motorized craft should be considered if access for such craft can be provided in an environmentally-sensitive manner.

Pol. REC 6 Where appropriate, recreational developments should make adequate provisions for:

- a. Vehicular and pedestrian access, both on-site and off-site;
- b. Proper water supply and sewage waste disposal methods;
- c. Security and fire protection;

Shoreline Advisory Committee Draft II-7 11/30/2009

- d. The prevention of overflow and trespass onto adjacent properties, including but not limited to landscaping, fencing and posting of property; and
- e. Buffering of such development from adjacent private property or natural area.

Pol. REC 7 Trails and pathways on steep shoreline bluffs should be located, designed and maintained to protect bank stability without the need for shoreline armoring.

Pol. REC 8 Mooring buoys, in general, are beneficial in enabling increased recreational opportunities. However, the City should ensure that their possible negative effects on physical and visual environments are avoided.

Pol. REC 9 Artificial marine life habitats should be encouraged in order to provide increased aquatic life for recreation. Such habitats should be constructed in areas of low habitat diversity and in consultation with the Department of Fisheries.

Pol. REC 10 The linkage of shoreline parks, recreation areas and public access points with linear systems, such as hiking paths, bicycle paths, easements and /or scenic drives, should be encouraged and must protect private property rights and individual privacy.

Pol. REC 11 Development of recreational facilities along publicly owned City shorelines should implement Low Impact Development techniques whenever feasible.

### **20.20.025 Circulation Element**

#### **Goal CI**

Provide safe, reasonable, and adequate circulation systems in the shoreline area that will have the least possible adverse effect on unique or fragile shoreline features and existing ecological systems, while contributing to the functional and visual enhancement of the shoreline and protecting private property rights and individual privacy.

Pol. CI 1 Minimize impacts to the topography and other natural characteristics of the shoreline by appropriately locating transportation routes. New roadways for vehicle circulation should be located outside of or minimized within the shoreline area.

Pol. CI 2 Cross Puget Sound bridges should be prohibited within the Burien shoreline jurisdiction.

Pol. CI 3 Provide and/or enhance physical and visual public access along shoreline public roads and trails when appropriate given topography, views, natural features, and surrounding land uses.

Shoreline Advisory Committee Draft II-8 11/30/2009

Reword: Preserve or enhance existing physical and visual public access along shoreline public roads and trails when appropriate given topography, views, natural features, and surrounding land uses, while protecting private property rights and individual privacy.

Pol. CI 4 Public transit systems should provide service to designated shoreline public access points.

Reword: Public transit systems should provide service to designated public parks within the City. (The designated public access points on the saltwater shoreline [other than Seahurst Park] are so small that any public transit of people to these areas would overwhelm the capacity of the access points and result in harm to the shoreline. This is in direct opposition to the purpose of "no net loss" in the state program.)

Pol. CI 5 Wherever practicable, safe pedestrian and bicycle movement on and off

roadways in the shoreline area should be encouraged as a means of personal transportation and recreation.

**Pol. CI 6 Parking in shoreline areas should directly serve a permitted shoreline use.**

Reword: Parking in shoreline areas should directly serve private property owners within the shoreline area, and existing public access points. Parking developed for public access points should be limited to the number of spaces consistent with the capacity of those public access points and should be designed to protect private property rights and individual privacy.

Yet another example of wording aimed at depriving private property owners of their rights - in this case parking. This shoreline management program should not be used as a weapon of the City against its citizens!

**Pol. CI 7 Parking facilities should be located and designed to minimize adverse impacts, including those related to: stormwater runoff; water quality; visual qualities; public access; and vegetation and habitat maintenance.**

Reword: Parking facilities should be located and designed to protect private property rights and individual privacy; and to minimize adverse impacts related to: storm water runoff; water quality; visual qualities; public access; and vegetation and habitat maintenance.

**Pol. CI 8 Parking should be planned to achieve optimum use. Where possible, parking should serve more than one use.**

This item should be deleted as it is covered in the reworded item # 6.

If not deleted then it should be reworded: Public parking facilities located on public land should be planned to achieve optimum use, result in no net loss of shoreline ecological function, and protect private property rights, individual privacy, and public safety.

**Pol. CI 9 Utilities are necessary to serve shoreline uses and shall be properly installed so as to protect the shoreline and water from contamination and degradation.**

**Pol. CI 10 Utility facilities and right-of-ways should be located outside of the shoreline area to the maximum extent possible. When utility lines require a shoreline location, they should be placed underground.**

**Pol. CI 11 Utility facilities should be designed and located in a manner which preserves the natural landscape and shoreline ecology and minimizes conflicts with present and planned land uses.**

Reword: Utility facilities should be designed and located in a manner which preserves the natural landscape and shoreline ecology, protects private property rights and individual privacy, and minimizes conflicts with present and planned land uses.

**Pol. CI 12 Parking for non water dependent uses should be located as far away as feasible from shorelines.**

**Section 20.35.045 Alteration or Reconstruction of nonconforming Structures or Uses**

**Item #4. Reconstruction.** A nonconforming structure which is destroyed, deteriorated, or damaged more than 50% of the assessed value of the nonconforming structure as established by the most current county assessor's tax roll at present or at the time of its destruction by fire, explosion, or other casualty or act of God, may be reconstructed only insofar as it is consistent with existing regulations and the following:

**Reword: An existing nonconforming structure which is destroyed, deteriorated, or damaged by fire, explosion, or other casualty or act of God, may be reconstructed within the original footprint of the destroyed structure.**

**Delete items a, b, c, d, e in this section.**

**This issue is CRITICAL because it will affect the ability to finance a loan to rebuild and the ability to obtain insurance on the house/property. Home Lenders will disallow mortgage financing if security for the loan (the house) cannot be rebuilt; and the inability to obtain property insurance will eliminate the ability to refinance. In effect, the City is potentially displacing homeowners if this is allowed to stand.**

**Lisa Clausen**

---

**From:** Council  
**Sent:** Tuesday, February 09, 2010 1:30 PM  
**To:** 'Julie Dow'  
**Subject:** RE: Planning Commission Meeting tonight regarding Shoreline Management Program, 9 February 2009

Thank you for cc'ing the Council on your message. It will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen  
City Manager's Office

---

**From:** Julie Dow [mailto:jbd@dowhotelco.com]  
**Sent:** Tuesday, February 09, 2010 9:24 AM  
**To:** Susan Coles  
**Cc:** David Johanson; Council; editor@b-townblog.com; kenr@robinsonnews.com; ericm@robinsonnews.com  
**Subject:** Planning Commission Meeting tonight regarding Shoreline Management Program, 9 February 2009

Good morning Susan. We are unable to attend the Planning Commission Meeting tonight. Please submit our written comments on the Shoreline Management Plan to the commission (they are attached as a Word file). If the attachment does not come through, or if there is any reason that these comments can not be submitted, please contact me at 206-431-9293. Also please advise if you need a signed copy as I can deliver one to you today at your office if needed. Thank you, Julie Dow 9 Three Tree Point Lane 98166

CFTR: 02/22/10

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Murray and Julie Dow  
9 SW Three Tree Point Lane  
Burien, WA 98166  
206-431-9293

7 February 2010

The Burien Planning Commission  
c/o Susan Coles, Community Development Department Assistant  
The City of Burien  
400 SW 152<sup>nd</sup> Street  
Burien, WA 98166

To the Burien Planning Commission,

Thank you for your time in representing our community and care in crafting a Shoreline Management Program ("SMP") which reflects the values of our citizens and an informed viewpoint.

As taxpayers in Burien, we are very concerned as to the cost of implementing and enforcing this complex plan. Unfunded mandates will only plunge our city further into red-ink.

We have reviewed the proposed plan and offer the following comments:

Are existing laws being enforced before we add more? Does Burien have the funding to "increase recreation elements"? Currently there is not enforcement of public beach access: especially the dawn-to-dusk rules and unleashed pets. While most people are respectful, some are not. It would be irresponsible for the city to increase/promote beach access without a funded plan to enforce the existing laws. Our understanding is that there is not funding to increase patrol/enforcement services.

A basic premise of law enforcement is lighting, if public access to The Three Tree Point area is to enhanced or promoted, the city should also assume full responsibility for the street lighting in the area, a portion of which residents currently pay as the city will not. (We have to ask, if the city can't/won't pay to even keep the street lights on now, how would the city responsibly propose to increase and promote beach access including parking etc?).

Preservation of Views/Public Utilities/Passageways: We are generally supportive of the idea to improve the "pathways, sidewalks, passageways" and bike access in our neighborhood, (and throughout the city, for all citizens) as an appropriate function of government and the greater good, assuming that the city has the means to pay for it and can do so in way which respects private property. In addition to planning how to protect & regulate private property, the city should also plan for relocating utility lines which currently obscure many of the bluff and waterfront views as part of the plan, it would increase enjoyment of the shorefront views for all.

Shoreline "conservation elements" and "recreation elements" a conflict?: **Access** is a concept that should be approached carefully, if an area is to remain as a natural ecosystem, then paving over parking areas and enhancing services (for, as the plan states "community values"), environmental conservation can/does conflict. For example, a baby sea lion was placed on our land by her mother while she hunted. We shoed away the off leash dogs and people screaming "oh how cute, take a picture", if we had allowed the people to approach the animal, it likely would have been abandoned by its mother.

As residents of the beach nearby an existing public access "street end", we have experience to comment on the feasibility of increasing such access as proposed by the plan. We believe that private landowners are incented to take care of their natural surroundings and take an active role in preservation more than anyone who can just walk on the beach, perhaps unknowingly, disturb wildlife and plant life, leave their garbage etc and walk away without any responsibility. Rather than chop up areas of well cared for coast to add "pocket parks" and "street ends" (and they really need services if we are going to do so) we think it would be much more responsible to use the city's limited resources to enhance current parks of Seahurst and Eagle Landing.

-continued-

Page Two

Murray and Julie Dow to City of Burien Planning Commission regarding Shoreline Management Program  
7 February 2010

To gain acceptance to pass the SMP, The Commission needs to grandfather existing homes: We submit that all current legal existing structures should be grandfathered into the plan, using that exact language. We think this will go a long way toward gaining support of the citizens, and assist the city in maintaining the tax base it currently has.

Catastrophic Rebuilding Regulations: Most importantly, without the express and written right to completely restore their property in a disaster, many homeowners will not be able to insure their property, and therefore will not be able to re-finance and/or sell to anyone who needs a mortgage, sending property values and the tax base into a tailspin. If true rebuilding is the intent of the regulation, it seems simple enough to state it.

Without public support and a tax base to fund the plan, the SMP it is just not workable, even if mandated by the state, which also has no money. We need to balance ideals with practical budgetary realities.

In particular the phrases in 20.35.005" "the plan shall be liberally construed...exemptions shall be narrowly construed" is troubling. This could become overbearing and opens the city and its citizens to the possible abuse of government authority. It exposes the city to litigation as written. That there will be some sort of "trade offs" made in the regulation and permitting process, with value judgments on the part of the city employees is scary. This must be corrected and clarified.

For many of us at "Three Tree Point", our homes are our biggest investment and represent our lives work. We take our environmental and community stewardship responsibilities seriously. We are very willing to work together on a board that provides representation of shoreline homeowners for the greater good of our city and our environment.

We thank you for your efforts in representing the entire community in this complex issue. We are very concerned with the expense of these regulations without a plan to pay for them, and the erosion of the entire area's property values. Yet we are optimistic that public sentiment will be considered.

Please enter our comments into the applicable public records.

Most sincerely,

Murray and Julie Dow

cc: David Johnson, AICP – Senior Planner, The City of Burien –  
Burien City Council  
The Highline Times  
The B-Town Blog

**Lisa Clausen**

---

**From:** Council  
**Sent:** Tuesday, February 09, 2010 1:33 PM  
**To:** 'Robbie Howell'  
**Subject:** RE: City of Burien Shoreline Master Program

Thank you for writing to the City Council. Your letter will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen  
City Manager's Office

-----Original Message-----

**From:** Robbie Howell [mailto:robbieh@windermere.com]  
**Sent:** Tuesday, February 09, 2010 11:37 AM  
**To:** Council  
**Subject:** City of Burien Shoreline Master Program

Please use the attached letter as a replacement for the letter I hand carried which contains a document reference error and make sure this letter is in the public record. Thanking you,  
Robbie Howell

Robbie Howell  
Your Real Estate Consultant for Life  
Windermere Real Estate/South Inc.

Cell~ 206 948 8227  
Pager~ 206 244 5925 ext.154  
FAX~ 206 241 6837  
Web~ [www.homesbyrobbie.com](http://www.homesbyrobbie.com)

CFTR: 02/22/10

1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is crucial for ensuring the integrity of the financial statements and for providing a clear audit trail.

2. The second part of the document outlines the various methods used to collect and analyze data. It includes a detailed description of the sampling techniques employed and the statistical tests used to evaluate the results.

3. The third part of the document provides a comprehensive overview of the findings of the study. It discusses the implications of the results and offers recommendations for future research and practice.

4. The fourth part of the document contains a detailed appendix of the data used in the study. This includes a list of all the variables measured and the specific values recorded for each observation.

5. The fifth part of the document provides a summary of the key findings and conclusions. It highlights the most significant results and discusses their potential impact on the field of study.

1. No invasive species ever be introduced to the lake
2. Patrols, paid by the city, monitor the lake assuring no vandalism or trespass of lands or property

Introduction of millfoil and elodea would destroy the ecology of the lake. Millfoil and elodea are carried on boats from lake to lake.

Private property on the lake is threatened by people arriving by boats.

**At the Planning Commission meeting the representative for the City of Burien was not willing to commit to any protections, data collection plans or personnel to protect the lake from no net loss. I am recommending that these items be added to the SMP protections.**

Thank you for your consideration. Robbie Howell

If you lived on Lake Burien you would quickly see that the lake is a body of water that carries any accidentally spilled waste or refuse directly to the neighbor's shoreline somewhere across the lake where the wind and currents take it. You would also see that we dispose of our neighbor's refuse if it lands on our shore. Who would pick up the public's garbage? How would it be done and who would pay for its disposal?

Another consideration that has not been addressed is how public access can be achieved with no net loss to the lake environment. Currently the city does not have **Best Science** baseline data on the lake and no plan for public access.

**I am recommending that there be a higher quality of scientific study/data collections in the Cumulative Impact Analysis, plus Shoreline Inventory that looks at the circulation patterns in the lake, as well as the impact of the increased population and increased impervious surfaces that will happen on the lake. This area of unknown documentation that is not adequately addressed is consideration for the foreseeable future for Lake Burien.**

**It grieves me that the Burien SMP designates many policies towards development and citizenry and hardly any priority on the quality of water and the natural environment.**

**On page IV-8, 2 Regulations e. Public access to shoreline areas shall not be required where it is demonstrated to be infeasible because of incompatible uses, safety, security, or other legal limitations that may be applicable.**

With reference to 20.30.085 Recreational Development, 2. Regulations, section line item "h." "Should public access occur on Lake Burien, only hand-carried watercraft shall be allowed to be launched from the public access areas." **should be changed to protect the quality of the lake.** Property owners on the lake have a vested interest in maintaining the lake quality, but the general public does not have the same concern.

Since there are no good answers for preserving and keeping the lake clean for the only fresh water bird habitat in Burien, or for protecting and making the environment safe, clean and healthy for the residents and general public I propose line item "h." on page IV-23 be deleted. and replaced with:

Public boating shall be prohibited on the lake until such time as the city has designed and implemented a series of controls to assure

I am wondering why the eagles on Lake Burien as well as the eagles at "Eagles Landing" are not mentioned in the Burien SMP. **I'm also wondering why Burien is not working with King County to identify and protect habitat networks at jurisdictional and property boundaries. I am recommending a thorough inventory of the species and "Species and Habitats of Local Importance" be done for Burien as well as a cross-reference to the King County Growth Management 2008 be listed as protected species in the Burien SMP.**

### **Private Property Owners Concerns**

The Planning Commission and City Council should work with the Lake Burien Community because it has been the keeper of the lake's water quality for many years. Lake Burien is one of the cleanest lakes around because we have taken measures to see that it is. This is why many species of birds live or migrate to this clean lake. If you have questions about our inventory ask me. If the public is admitted to the lake, this quality of life for the birds and the humans would end forever.

The members of Lake Burien Shore Club have agreed to a standard of conduct for residents of the lake that promotes good lake conditions. This includes using environmentally safe products in our yards and lawns. We all agree that gasoline powered motor boats must not be used and that owners wash their boats before they put them into the lake if they have been in another lake. This is why we do not have milfoil or many of the invasive species that lakes with public access have. (We notice that every lake that has public access has millfoil problems and other infestations.)

If boaters and swimmers are allowed on the lake, who will make sure the boats are washed at a place located away from the lake shore line, so the lake will be the viable habitat that it is now? ...And at the end of the day who will secure the safety of the boaters, swimmers and property owners by making sure the park guests have returned to the park?

Good swimmers can swim around the lake. Who will police them to see that they don't vandalize our property? Who will be responsible for the swimmers if they try to swim around the lake when they do not have the strength and training? Who will rescue them if they are drowning? Many young people tend to overestimate their swimming skills.

To: City of Burien Planning Commission  
cc. Burien City Council and City Manager

From: Robbie Howell  
15240 20<sup>th</sup> Ave SW  
Burien, WA 98166

Subject: City of Burien Shoreline Master Program, Shoreline Advisory Committee Draft of November 2009; concerning section 20.20.035 Conservation Element, paragraphs Pol. CON 9 and Pol. CON 27 (pg. II-12 & II-14)

Paragraph Pol. CON 9 states "The City requires the use of **Best Available Science** for protecting critical areas within the community pursuant to the Growth Management Act **RCW 36.70A.172(I)**." Conversely, Pol. CON 27, item "b" refers to the priority species and habitats in the **Adopted King County Comprehensive Plan, November 1994**.

Therefore I am requesting that changes be made to Pol. CON 27 that reflect the **most current science and concerns for fish and wildlife habitat protection rather than material from 1994**. It should read "**b. Priority species and habitats, Candidate species and habitats, and King County Species of Local Importance and habitats as noted and adopted in the King County Comprehensive Plan, October 2008, Chapter-4, section E-487, Page 4-58.**" (pages 4-55 through 4-62 of the King County Comprehensive Plan 2008, IV. Land and Water Resources are attached for your convenience.)

Concerning the above referenced King County document, I would call your attention specifically to page 4-58 and subsection 4., Species and Habitats of Local Importance, and point out that ten of the birds listed in E-487, the Western Grebe, Great Blue Heron, Hooded Merganser, Barrow's Goldeneye, Common Goldeneye, Osprey, Belted Kingfisher, Purple Finch, Band Tailed Pigeon and Hairy Woodpecker are commonly found visiting Lake Burien. There they find a source of clean quality and quantity water to feed, mate, play and wash themselves.

**The King County Comprehensive Plan 2008 promotes the protection of the above native species.**

## Lisa Clausen

---

**From:** Robbie Howell [robbieh@windermere.com]  
**Sent:** Tuesday, February 09, 2010 3:47 PM  
**To:** Council  
**Subject:** RE: City of Burien Shoreline Master Program  
**Attachments:** TableOfContents\_adopted08[1].pdf; Chap4-p 55-62\_Environment\_adopted08.pdf

Please include these excerpts from the King County Comp. Plan with my letter.  
Thank You,  
Robbie

At 01:32 PM 2/9/2010, you wrote:

>Thank you for writing to the City Council. Your letter will be included  
>in the Correspondence for the Record for an upcoming Council meeting.

>L. Clausen

>City Manager's Office

>

>-----Original Message-----

>From: Robbie Howell [mailto:robbieh@windermere.com]

>Sent: Tuesday, February 09, 2010 11:37 AM

>To: Council

>Subject: City of Burien Shoreline Master Program

>

>Please use the attached letter as a replacement for the letter I hand  
>carried which contains a document reference error and make sure this  
>letter is in the public record. Thanking you, Robbie Howell

>

>Robbie Howell

>Your Real Estate Consultant for Life

>Windermere Real Estate/South Inc.

>

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>Web~ [www.homesbyrobbie.com](http://www.homesbyrobbie.com)

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1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is crucial for ensuring the integrity of the financial statements and for providing a clear audit trail. The text notes that any discrepancies or errors in the records can lead to significant complications during an audit and may result in the disallowance of certain expenses.

2. The second part of the document outlines the specific requirements for record-keeping. It states that all receipts, invoices, and other supporting documents must be retained for a minimum of three years. Additionally, it is required that these records be organized in a systematic and accessible manner, such as by date or by category, to facilitate the audit process.

3. The third part of the document provides guidance on the proper handling of cash and other assets. It advises that all cash receipts should be deposited into a designated bank account immediately and that the corresponding entries should be recorded in the accounting system. Furthermore, it stresses the importance of safeguarding all assets and ensuring that they are properly inventoried and accounted for at all times.

4. The final part of the document concludes by reiterating the overall goal of maintaining accurate and complete records. It encourages the reader to adhere strictly to the outlined requirements to ensure the reliability of the financial information and to avoid any potential issues during an audit.

**E-479 King County should work with landowners, the state Department of Health, sewer districts, and the Puget Sound Partnership to develop more effective strategies and additional resources for addressing failing septic systems in constrained shoreline environments.**

#### **D. Fish and Wildlife**

It is King County's goal to conserve fish and wildlife resources in the county and to maintain countywide biodiversity. This goal may be achieved through implementation of several broad policy directions that form an integrated vision for the future. Each of the pieces is necessary for the whole to be successful. The policy objectives are to (1) identify and protect fish and wildlife habitat conservation areas, (2) link those habitat areas and other important conservation areas, and protected lands through a network system, (3) integrate fish and wildlife habitat and conservation goals into new and existing developments, and (4) initiate multi-species, biodiversity management approaches. Conservation of biodiversity is necessary if wildlife benefits currently enjoyed by residents of the county are to be enjoyed by future generations.

Federal and state laws have been enacted over the past century to protect a wide range of species. In addition to the Endangered Species Act (ESA), other federal laws include the Marine Mammal Protection Act, and the Migratory Bird Treaty Act. Marine mammals and migratory birds in King County are protected under the provisions of these laws. Additionally, King County maintains policies regarding specific species.

King County's current fish and wildlife policies and regulations have been shaped by federal and state fish and wildlife protections, which include requirements for protection of specific species and habitats. However, both the federal and state governments have recognized the need for a comprehensive approach to addressing biodiversity conservation. In December 2007 the Washington Biodiversity Council released the Washington Biodiversity Conservation Strategy. The three primary goals set forth in the strategy are to protect quality of life for people, conserve species diversity, and restore and care for ecosystems. The three core initiatives set forth by the strategy propose (1) a landscape approach to guide investments and actions, (2) incentives and markets for landowners, and (3) citizens working together with scientists to inventory and monitor the state's biodiversity. The Washington State Department of Fish and Wildlife (WDFW) is also working to integrate landscape-level approaches to promoting the conservation and sustainability of biodiversity, and is in the process of updating its Priority Habitats and Species recommendations to reflect a more integrated, landscape approach. In order to integrate a more landscape-level approach to fish and wildlife protection at the county level, the county will need a methodical approach to mapping the county's biodiversity and identifying areas that support

rare species and the greatest diversity of native wildlife. The current policy amendments are intended to fulfill federal and state requirements for protection of specific species and habitats while making a transition to more landscape-based approaches to fish and wildlife conservation.

## **1. General Policies**

**E-480**        **The county shall strive to conserve the native diversity of species and habitats in the county.**

**E-481**        **In the Urban Growth Area, King County should strive to maintain a quality environment that includes fish and wildlife habitats that support the greatest diversity of native species consistent with GMA-mandated population density objectives. In areas outside the Urban Growth Area, the county should strive to maintain and recover native landscapes, ecosystems, and habitats that can support viable populations of native species. This should be accomplished through coordinated conservation planning and collaborative implementation.**

**E-482**        **Terrestrial and aquatic habitats should be conserved and enhanced to protect and improve conditions for fish and wildlife.**

## **2. Fish and Wildlife Habitat Conservation Areas**

The Growth Management Act requires jurisdictions to designate Fish and Wildlife Habitat Conservation Areas for protection. The Washington Administrative Code (WAC 365-190-080) sets out guidelines that jurisdictions must consider when designating these areas.

King County has reviewed these guidelines and has developed policies E-483 through E-499a, which address the various species included in the Washington Administrative Code (WAC) guidelines. These policies recognize the tiered listing of these species and their habitats as defined by the United States Fish and Wildlife Service, National Marine Fisheries Service, and the WDFW (i.e., endangered, threatened, sensitive, and candidate). These policies also recognize the need to regularly review the information developed on species and habitats and amend the tiered listing as appropriate. The WAC guidelines also suggest that aquatic areas and wetlands be considered when designating fish and wildlife habitat conservation areas. Aquatic areas and wetlands and their associated buffers are highly valuable wildlife habitat, and protections for these areas are addressed in other provisions of this chapter.

**E-483** King County shall designate and protect, through measures such as regulations, incentives, capital projects or purchase, the following Fish and Wildlife Habitat Conservation Areas found in King County:

- a. Habitat for federal or state listed endangered, threatened or sensitive species;
- b. Habitats of Local Importance and Habitats for Species of Local Importance
- c. Commercial and recreational shellfish areas;
- d. Kelp and eelgrass beds;
- e. Herring and smelt spawning areas;
- f. Wildlife habitat networks designated by the county, and
- g. Riparian corridors.

Protections for other Fish and Wildlife Habitat Conservation Areas, including waters of the state and lakes, are addressed in other sections of this chapter.

### **3. Federal and State Listed and Candidate Species**

**E-484** Habitats for species that have been identified as endangered, threatened, or sensitive by the state or federal government shall not be reduced and should be conserved.

Federal and state listings of species as endangered or threatened generally encompass relatively large geographic areas. More localized declines of species within King County may not be captured by state and federal listings. For example, local monitoring data indicates significant declines in the Middle and Late Lake Sammamish Kokanee salmon runs, and the extinction of the Early Lake Sammamish Kokanee run. However, this species has not been listed by the state or federal government as threatened or endangered.

The federal and state governments also designate "candidate" species. In the context of the ESA, candidate means any species being considered for listing as an endangered or a threatened species but not yet the subject of a proposed rule. Lists of federal candidate species are updated annually. Review of these lists and the supporting assessments can provide valuable information about threats to species found within King County and can help the county to be proactive in preparing for potential future listings.

**E-485** King County should review fish and wildlife surveys and assessments with local application to King County and consider additional habitat protections where warranted. Habitat protection should be accomplished through incentives,

cooperative planning, education, habitat acquisition, habitat restoration, or other appropriate actions based on best available science.

- E-486** King County should review federal and state candidate listings for information about candidate species found in King County. King County shall protect habitat for candidate species, as listed by the WDFW or a federal agency. Information regarding candidate species should be used to inform King County's long-term wildlife conservation and planning efforts.

#### **4. Species and Habitats of Local Importance**

The state defines species of local importance as those species that are of local concern due to their population status or their sensitivity to habitat manipulation or that are game species. King County refines the definition to include native species listed as priority species by WDFW, bird species whose populations in King County are known to have declined significantly over the past 150 years, anadromous salmonids, and aquatic species whose populations are particularly vulnerable to changes in water quality and quantity. King County policy-makers have also provided additional local protection to specific species, including red-tailed hawk, in response to concerns of community groups and schools.

- E-487** King County should protect the following native Species of Local Importance, or their habitats, as appropriate. Protection should be accomplished through regulations, incentives or habitat purchase.

**Species of Local Importance are:**

- a. **Salmonids – kokanee salmon, sockeye/red salmon, chum salmon, coho/silver salmon, pink salmon, coastal resident/searun cutthroat, rainbow trout, Dolly Varden, and pygmy whitefish, including juvenile feeding and migration corridors in marine waters;**
- b. **Native Freshwater Mussels – Western pearlshell mussel, Oregon floater, and western ridge mussel;**
- c. **Shellfish – Red Urchin, Dungeness crab, Pandalid shrimp, Geoduck clam, and Pacific oyster;**
- d. **Marine Fish – White sturgeon, Green Sturgeon, Pacific herring, longfin smelt, surfsmelt, lingcod, Pacific sand lance, English sole, and rock sole;**
- e. **Birds – Western grebe, American bittern, great blue heron, Brant, Harlequin duck, Wood duck, Hooded merganser, Barrow's Goldeneye, Common Goldeneye, Cinnamon teal, Blue-winged teal, Surf scoter, White-winged scoter, Black scoter, osprey, Red-tailed hawk, Sooty grouse, Ruffed grouse, Band-tailed pigeon,**

Belted kingfisher, Hairy Woodpecker, American three-toed woodpecker, Olive-sided Flycatcher, Mountain chickadee, Western Meadowlark, Cassin's Finch, and Purple Finch;

- f. Mammals – Marten, mink, Columbian black-tailed deer, elk in their historic range, mountain goat, Douglas Squirrel, and Townsend Chipmunk;
- g. Amphibians – Red-legged frog; and
- h. Reptiles – Alligator lizard and western fence lizard.

It should be noted that under the Migratory Bird Treaty Act, with few exceptions, no migratory bird or its nest may be harmed.

Wildlife habitats such as caves, cliffs, and talus occupy a very small percent of the total land area, yet they are disproportionately important as wildlife habitats. Each of these habitats concentrates and supports a unique animal community, and adjacent plant associations provide food sources, help stabilize light and wind patterns, and provide perches for raptors. Caves, cliffs, and talus are fragile environments that can be easily destroyed, but not restored. Additionally, some of these special wildlife habitats have unique or significant value to a diverse assemblage of species, not just one particular species.

**E-488 King County should protect the following priority habitats listed by the WDFW that are not otherwise protected by policies and codes. Protection should be accomplished through regulations, incentives or purchase. These areas include: caves, cliffs, consolidated marine/estuarine shorelines, estuary, old growth/mature forest, unconsolidated marine/estuarine shorelines, snag-rich areas, and talus slopes.**

Protections of other priority habitats, including riparian habitat, instream habitat, and freshwater wetlands can be found in other policies in this chapter.

**E-489 King County should regularly review the WDFW's list of Priority Species and other scientific information on species of local importance, and evaluate whether any species should be added to or deleted from the lists in E-487 and E-488. Any additions or deletions should be made through the annual amendment process for the comprehensive plan.**

**E-490 Development proposals should be assessed for the presence of species of local importance. A comprehensive assessment should follow a standard procedure or guidelines and shall occur one time during the development review process.**

Salmon are particularly important because of their significance to local and regional character, tribes, salt and freshwater ecosystems, and recreational and commercial fisheries. A growing number of salmon stocks within King County and other areas of Puget Sound are in a serious state of decline. Three salmonid species present within King County have been listed under the ESA, several others have significant potential for listing, and the salmon-dependent Orca whale has been listed as endangered.

The protection and restoration of river and stream channels, riparian corridors, lakes, wetlands, headwaters and watersheds that provide or impact spawning and rearing habitat, food resources and fish passage is essential to the conservation of native fish populations. Intermittent streams also can be critical to native fish populations.

Hatcheries and other artificial propagation facilities that are properly managed to protect the abundance, productivity, genetic diversity, and spatial distribution of native salmon may contribute in the near term to both maintaining sustainable salmon stocks and harvest opportunities while habitat protection and restoration measures for salmon are implemented.

**E-491 King County should conserve salmonid habitats by ensuring that land use and facility plans (transportation, water, sewer, electricity, gas) include riparian and stream habitat conservation measures developed by the county, cities, tribes, service providers, and state and federal agencies. Project review of development proposals within basins that contain hatcheries and other artificial propagation facilities that are managed to protect the abundance, productivity, genetic diversity, and spatial distribution of native salmon and provide harvest opportunities should consider significant adverse impacts to those facilities.**

## **5. Landscape Approaches to Fish and Wildlife Habitat Conservation**

Fish and wildlife habitat conservation means land management for maintaining species in suitable habitats within their natural geographic distribution so that isolated subpopulations are not created. Fish and Wildlife Habitat Conservation Areas are intended to ensure the conservation of individual species recognized as declining or imperiled; however, this approach of protecting individual animals is only one aspect of protecting the county's biodiversity. Because biodiversity encompasses a variety of levels, from genes to ecosystems, and occurs at multiple spatial scales, a wider approach beyond single-species management is necessary to conserve biodiversity in King County. Additionally, most fish and wildlife species are not confined to small portions of the landscape; rather, they move about for feeding,

breeding, rearing young, and interacting with other members of their species to insure adequate genetic exchange and population viability.

**E-492 King County should collaborate with other governments, private and non-profit organizations to establish a bioinventory, an assessment and monitoring program, and a database of species currently using King County to provide baseline and continuing information on wildlife population trends in the county.**

**E-493 Distribution, spatial structure, and diversity of native wildlife and plant populations should be taken into account when planning restoration activities, acquiring land, and designing and managing parks.**

Standard buffers for streams and wetlands will not always adequately protect wildlife resources that utilize those sensitive areas. Areas with critical wildlife resources may need larger buffers to protect the resource.

**E-494 Stream and wetland buffer requirements may be increased to protect species of local importance, as listed in this chapter, and their habitats, as appropriate. Whenever possible, density transfers and/or buffer averaging should be allowed.**

Protection of isolated blocks of habitat will not always adequately protect wildlife in King County. Critical wildlife habitats and refuges also need to be connected across the landscape through a system of habitat corridors, or networks. Some areas may be important more because they connect other important areas together rather than because of any particular species present.

Network width is related to requirements of desired wildlife species, length of network segment and other important characteristics within the network. Wider corridors will be required for larger species if the distance between refuges is great or if multiple uses, such as public access and trails, are desired. Because it may not be possible to protect wide corridors in the Urban Growth Area, it may not be possible to accommodate larger wildlife species in all areas. Networks will address some of the problems of habitat fragmentation for smaller species within the Urban Growth Area.

Potential linkages are identified on the Wildlife Network and Public Ownership Map. Open spaces set aside during subdivision of land should be located to make connections with larger offsite systems. This approach will also benefit other open space goals.

**E-495** Dedicated open spaces and designated critical areas help provide wildlife habitat. Habitat networks for threatened, endangered and priority Species of Local Importance, as listed in this chapter, shall be designated and mapped. Habitat networks for other priority species in the Rural Area should be designated and mapped. These mapping efforts should proceed from a landscape perspective using eco-regional information about the county and its resources, and should be coordinated with state and federal ecosystem mapping efforts as appropriate.

**E-496** King County should work with adjacent jurisdictions, state and federal governments, tribes, and landowners during development of land use plans, WRIA plans, and site development reviews to identify and protect habitat networks at jurisdictional and property boundaries.

A key element in local wildlife conservation is the integration of wildlife and habitats into developments of all types. Wildlife protection does not have to be at odds with many types of development. Urban multifamily projects, industrial developments, new school facilities and rural open space projects all provide opportunities to enhance wildlife amenities. Residential developers and businesses have been able to use wildlife in marketing strategies to attract more potential homeowners, renters and quality employees.

Techniques such as minimizing clearing during site preparation, using native plant species in required buffers, landscaping, using bridges rather than culverts to cross streams and innovative site design can be used to promote wildlife and minimize problems with nuisance wildlife. Other plan elements, such as open space, road system design and housing density, also have related impacts on the remaining wildlife values that must be considered.

Benefits to wildlife are enhanced if screening and landscaping is composed of native vegetation. Retention of natural vegetation can provide the same wildlife and aesthetic benefits at a lower cost.

**E-497** New development should, where possible, incorporate native plant communities into the site plan, through both through preservation of existing native plants and addition of new native plants.

**E-498** The county should be a good steward of public lands and should integrate fish and wildlife habitat considerations into capital improvement projects whenever feasible. Fish and Wildlife Habitat Conservation Areas should be protected and, where possible, enhanced as part of capital improvement projects.

**Lisa Clausen**

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**From:** Council  
**Sent:** Tuesday, February 09, 2010 1:33 PM  
**To:** 'Andrew Ryan'  
**Subject:** RE: Shoreline Mgmt Plan comments.

Thank you for cc'ing the City Council on your email. Your message will be included in the Correspondence for the Record for an upcoming Council meeting.

L. Clausen  
Burien City Manager's Office

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**From:** Andrew Ryan [mailto:Andrew.Ryan@insitu.com]  
**Sent:** Tuesday, February 09, 2010 12:33 PM  
**To:** Susan Coles  
**Cc:** Council  
**Subject:** Shoreline Mgmt Plan comments.

Hello Susan, been a while since we've chatted. The new SMP is stirring things up a bit and I'm unable to attend tonight due to business travel so thought I'd better send some comments. Could you please submit these to the commission.

Thank you  
Andy Ryan  
253-653-3379

CFTR: 02/28/10

Andrew and Diane Ryan  
16525 Maplewild Ave SW  
Burien, WA 98166  
206-248-1822

8 February 2010

The Burien Planning Commission  
c/o Susan Coles, Community Development Department Assistant  
The City of Burien  
400 SW 152<sup>nd</sup> Street  
Burien, WA 98166

To the Burien Planning Commission,

We appreciate the time and effort you have spent in developing the Shoreline Management Program ("SMP") and the goals it represents.

However, as waterfront property owners and taxpayers in Burien, we are very concerned regarding implementation of some of the requirements and the cost associated with implementation and enforcement. Additionally we're concerned that there appears to be limited input to the creation of this document by anyone that actually is a waterfront property owner.

We have the following high level comments regarding aspects of the plan.:

Section 20.30.035 Public Access: Relative to the two street ends on Three Tree Point, the City currently does not comply with elements of this paragraph, such as access, enforcement of restrictions, or "fully developed for public use". Does City have funding to comply with the requirements identified in this plan? The City does little presently to protect neighboring property owners rights from issues associated with these public areas.

Section 20.30.040 Shoreline Vegetation Conservation: Alterations is not well defined. Inference is that we as affected property owners need to create (fund) a vegetation management plan to be able trim brush or to plant annual flowers in our yard (except that flowers don't comply w/ goal of all native plants). Likewise, consultation w/ the "Shoreline Administrator" is required (daily, weekly, annually?) should we want to remove (only if by hand) any of the invasive weeds (i.e. the English Ivy so prevalent in our area). It also states "lawn is prohibited" which creates a bit of a problem for those that have lawn abutting the beachfront. Besides being highly impractical, it creates additional bureaucracy, and is totally subjective, unmanageable and creates significant expense for both the City and property owners.

Section 20.30.070 Bulkheads and Other Shoreline Stabilization Structures: This section needs to definitively state that existing structures and locations are grandfathered in such that damaged bulkheads may be rebuilt. Such language needs also include non-primary structures such as boat sheds, gazebos, etc. Additionally, many of the current bulkheads are waterwards of the Ordinary High Water Mark (OHWM) and should be able to rebuilt in the same location in the event of a catastrophic failure. Limitations such as prior to January 1, 1992, etc, do nothing to protect the property owner. Also curious as to who is taking responsibility for item (2) h regarding sizing of structures and how that, and the 4 foot maximum height restriction above OHWM discussed elsewhere in the plan, relate to recent FEMA Basic Flood Elevation determinations.

Section 20.30.075 Docks, Piers, and Floats: Regulations indicate new floats shall be limited to permitted use and require certain light refraction, board spacing, and other requirements. These are identified as Regulations, not recommendations. This sounds like additional expense to the city and poor use of our tax dollars. Additionally the definitions don't address temporary floats such as inflatable's. For someone desiring to build a pier, there is a highly involved process already required, and a 150 sq ft limitation on such a structure is unrealistic.

Section 20.30.080 Habitat Restoration and Enhancement: Our entire property fits w/i the Vegetation Conservation boundaries. Between this section and 20.30.040 our rights as property owners are ridiculously restrictive. It is extremely difficult to believe that the uphill area between our residence and Maplewild Ave SW has such an impact on the shoreline that it justifies the limits identified in the restrictions in these paragraphs.

Section 20.30.090 Recreational Mooring Buoys: Who is paying for our new buoy location and configuration enforcement? Is this really a problem that City Government needs to concern themselves with?

Section 20.30.095 Residential Development/ 20/35/025 Exemptions from Shoreline Substantial Development: These need to be written in such a way that property owners are allowed to protect, rebuild, remodel, expand if desired, their existing properties. Three Tree Point is a unique area where many of the existing structures, both primary and secondary, do not comply w/ existing codes and requirements, including already extending beyond OHWM. Additionally, w/ lot sizes ranging from 30 – 60' wide, and in critical ordinance areas, this language has the appearance that certain property owners are in danger of losing everything should there be a catastrophic event. The \$5,718 and 50% limits are ludicrous. **These, and related regulations, needs to revised such that all existing properties are grandfathered in w/ the capability to be rebuilt as is.**

Section 20.35.045 Alterations or Reconstruction of Non-Conforming Structures or Uses: Why should non-conforming structures be limited from uphill, non-waterwards, expansions. More significantly however, the proposed regulations could force a property owner bound by the vegetation conservation area and OHWM restrictions to lose everything.. **Property owners must have the rights to completely restore their properties in case of a disaster. These rights need to be expressly written, not in subjective terms, and not subject to arbitrary criteria (i.e. < 50% damaged)**

The above represents just an overview of our concerns as the plan and our subsequent document are both too voluminous to discuss in the context of this letter. We would be more than willing to entertain a dialogue on more discrete points if an opportunity exists. Unfortunately, three minute speaking limitations at the public meetings do not lend themselves to detailed discussions either.

While being highly critical of numerous sections of the SMP, we strongly support the long term goal of improving public access, and especially the health and welfare of Puget Sound. Those of us who are fortunate enough to have waterfront property are highly incentivized to protect that resource. Unfortunately, in our opinion, many of the items in this plan do little to benefit that goal, and instead are just additional bureaucratic and financial impositions aimed in our direction. An educational process starting with the status quo working towards common practical goals rather than authoritative regulations that threaten the properties that we have worked a lifetime to acquire would be a more desired approach.

Please enter our comments into the applicable public records.

Sincerely,

**Andrew & Diane Ryan**

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures that the financial statements are reliable and can be used for tax purposes. The document also mentions that the records should be kept for a minimum of seven years.

In addition, the document highlights the need for regular reconciliation of bank statements with the company's ledger. This helps to identify any discrepancies early on and prevents them from becoming larger issues. It also stresses the importance of having a clear understanding of the company's cash flow at all times.

The document further explains that the records should be organized in a way that makes it easy to find specific information. This can be done by using a consistent numbering system for all documents and by keeping them in chronological order. It also suggests that the records should be backed up regularly to prevent data loss.

Finally, the document concludes by stating that maintaining accurate records is essential for the long-term success of any business. It provides a clear and concise summary of the key points discussed in the document and offers some final thoughts on the importance of financial record-keeping.

The document also includes a section on the importance of having a clear understanding of the company's financial position. This involves regularly reviewing the financial statements and comparing them to the budget. It also suggests that the company should have a contingency plan in place in case of unexpected financial difficulties.

In conclusion, the document provides a comprehensive overview of the importance of financial record-keeping and offers practical advice on how to do it effectively. It is a valuable resource for any business owner or manager who wants to ensure the financial health and success of their organization.

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In conclusion, the document provides a comprehensive overview of the importance of financial record-keeping and offers practical advice on how to do it effectively. It is a valuable resource for any business owner or manager who wants to ensure the financial health and success of their organization.

**Lisa Clausen**

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**From:** Council  
**Sent:** Friday, February 12, 2010 10:58 AM  
**To:** 'roberth2@comcast.net'  
**Subject:** RE: Comments made at the Planning Commission meeting 2-9-10

Thank you for your message to the Burien City Council. It will be included in the Correspondence for the Record for an upcoming City Council meeting.

L. Clausen  
City Manager's Office

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**From:** roberth2@comcast.net [mailto:roberth2@comcast.net]  
**Sent:** Wednesday, February 10, 2010 11:09 AM  
**To:** Council  
**Subject:** Comments made at the Planning Commission meeting 2-9-10

Please provide a copy of the attached comments to the members of the City Council correspondence for the record.

Thank you

CFTR: 02/22/10

1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is crucial for the company's financial health and for providing reliable information to stakeholders.

2. The second part of the document outlines the specific procedures for recording transactions. It details the steps from initial entry to final review, ensuring that all necessary information is captured and verified.

3. The third part of the document addresses the role of the accounting department in this process. It highlights the need for clear communication and collaboration between different departments to ensure that all transactions are properly recorded.

4. The fourth part of the document discusses the importance of regular audits and reviews. It explains how these activities help to identify any discrepancies or errors in the records and ensure that the information remains accurate and up-to-date.

5. The fifth part of the document provides a summary of the key points discussed and offers some final thoughts on the importance of maintaining accurate records. It concludes by stating that this is a fundamental aspect of good business practice.

Honorable Members of the Planning Commission

My Name is: Robert Howell  
15240 20<sup>th</sup> Ave SW  
Burien, WA

I would like to highlight the key points of my wife Robbie's letter to the commission, regarding the City of Burien Shoreline Master Program, Shoreline Advisory Committee Draft of November 2009, concerning section 20.20.035 Conservation Element.

Paragraph Pol. CON 9 states "The City requires the use of **Best Available Science** for protecting critical areas within the community pursuant to the Growth Management Act **RCW 36.70A.172(I)**."

Please note that, Pol. CON 27, item "b" refers to the priority species and habitats in the **Adopted King County Comprehensive Plan, November 1994**.

**The data in this document is 16 years old!**

Therefore I requesting that this item be changed to read, " **b. Priority species and habitats, Candidate species and habitats, and King County Species of Local Importance and habitats as noted and adopted in the King County Comprehensive Plan, October 2008, Chapter-4. Section E-487, Page 4-58.**"

Concerning the above referenced King County document, I would call to your attention that ten of the birds listed in section E-487, are commonly found visiting Lake Burien, to feed, court, mate, play and rest.

As a resident of Burien, with property bordering Lake Burien, I am particularly concerned with possible contamination by of Eurasian Watermillfoil and Brazilian Elodea, which would destroy the ecology of the lake. All of the lakes in King County with public access are infested with one or both of these noxious weeds. These weeds are introduced by bringing boats or other water toys from an infected source to the lake.

**I would like to point out section, 20.30.035 Public Access, part 2 Regulations, line "e." "Public access to shoreline areas shall not be required where it is demonstrated to be infeasible because of incompatible uses, safety, security, or other legal limitations that may be applicable."**

And then to Section 20.30.085 Recreational Development, part 2, Regulations, line "h." "Should public access occur on Lake Burien, only hand-carried watercraft shall be allowed to be launched from the public access areas."

I propose line item "h." on page IV-23 be deleted and replaced with:

"Public boating and swimming shall be prohibited on Lake Burien until such time as the city has defined and implemented a series of controls to assure

1. No invasive species will ever be introduced to the lake.
2. Patrols, funded by the city, monitor the lake assuring no trespass of lands or vandalism of property.

In conclusion, I would like to direct your attention to Robbie's letter and the attached sections of the King County Comprehensive Plan 2008, E-479 through E-498, of Chapter 4 Environment.

I specifically request you read the last paragraph on page 4-55 Which addresses the Washington Biodiversity Conservation Strategy Plan that reads in part, and I quote.

"The three primary goals set forth in the strategy are to protect quality of life for people, conserve species diversity, and restore and care for ecosystems."

I would recommend the Burien Shoreline Management Plan also follow these goals in conserving our shorelines and water resources.

Thank you.

## **Lisa Clausen**

---

**From:** Council  
**Sent:** Tuesday, February 09, 2010 6:09 PM  
**To:** 'Carl Buss'  
**Subject:** RE: Lawn care ordinance-see what Lynnwood did.

Thank you for your message to the Burien City Council. It will be forwarded to the appropriate staff and included in the Correspondence for the Record for an upcoming Council meeting.

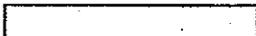
L. Clausen  
City Manager's Office

**From:** Carl Buss [mailto:cbmopar@hotmail.com]  
**Sent:** Tuesday, February 09, 2010 4:39 PM  
**To:** Council  
**Subject:** Lawn care ordinance-see what Lynnwood did.

**Can we adopt something like this to our city?**

Carl Buss

# **City council passes ordinance for trim lawns, tidy yards**

  
Submitted by KOMO Staff on Monday, February 8th, 11:02pm  
Don't get lazy in Lynnwood. Sloppy property could cost you.

In a 5-to-2 vote on Monday night, the Lynnwood City Council passed an ordinance that urges residents to tidy up their yards and lawns.

Under the ordinance, residents must keep the lawn on their grass under 8 inches. And oversized oversized trucks must be only parked on driveways and not on city streets.

Violators of the ordinance will be notified. And if they fail to comply still, a judge can fine them, with the amount determined on a case-by-case basis.

The idea isn't sitting so well with some residents, who think the council has crossed the line.

"I don't think they should tell you how to dress, tell you what to eat, that your lawn is an inch too high, 'I don't like the looks of your truck,'" said resident John Peterson.

But council president Ted Hikel said the measure isn't aiming to crack down on residents who are a few days late mowing their lawns.

"No, that's not at all that is not what this is about," he said.

Hikel said the majority of the residents wants the council to help keep up their community. He said people are sick of neighbors who don't take care of their properties.

"I think that may be a good idea to have somebody make sure you can take care of your property. I mean, that's part of home ownership," said Lynnwood resident Rebecca Herivel.

And Hikel said the issue reaches beyond aesthetics.

"If you have a house where you have overgrown shrubbery all over the house, and it's not watered, this becomes a fire hazard. So it's not just about looks; it's about safety for the community," said Hikel.

**Lisa Clausen**

---

**From:** Council  
**Sent:** Tuesday, February 16, 2010 11:27 AM  
**To:** 'GregDuff@aol.com'  
**Subject:** RE: Seattle City Government Annexation Proposal of 2010

Thank you for cc'ing the Burien City Council on your correspondence to the Seattle City Council. Your message will be included in the Correspondence for the Record for the next City Council meeting.

Lisa Clausen  
Burien City Manager's Office

---

**From:** GregDuff@aol.com [mailto:GregDuff@aol.com]  
**Sent:** Friday, February 12, 2010 3:28 PM  
**To:** tom.rasmussen@seattle.gov; mike.obrien@seattle.gov; nick.licata@seattle.gov; bruce.harrell@seattle.gov; jean.godden@seattle.gov; sally.clark@seattle.gov; tim.burgess@seattle.gov; sally.bagshaw@seattle.gov; richard.conlin@seattle.gov; dow.constantine@kingcounty.gov; mike.mcginn@seattle.gov; jan.drago@kingcounty.gov; reagan.dunn@kingcounty.gov; bob.ferguson@kingcounty.gov; jane.hague@kingcounty.gov; kathy.lambert@kingcounty.gov; julia.patterson@kingcounty.gov; larry.gossett@kingcounty.gov; pete.vonreichbauer@kingcounty.gov; larry.phillips@kingcounty.gov; Council; Mike Martin  
**Subject:** Seattle City Government Annexation Proposal of 2010

North Highline Unincorporated Area Council  
P.O. Box 66900  
Burien, WA 98166  
[www.northhighlineuac.org](http://www.northhighlineuac.org)

February 12<sup>th</sup>, 2010

RE: Seattle City Government Annexation Proposal of 2010

Dear Seattle City Council Members,

In 2006 and 2007 several letters were sent to the City of Seattle Government pertaining to our Governance Study in North Highline conducted by the Nesbitt Planning & Management Incorporation in conjunction with North West Small Cities Services, and the Connections Group.

Upon the final analysis of the completed studies, and surveys completed of community residents by the above groups, a decision was made to recommend annexation of North Highline to the City of Burien. This was based on the analysis of those studies and surveys which showed that a broad majority of 61.7% survey respondents agreed with the preliminary NHUAC recommendation to consider annexing to the City of Burien.

On December 1<sup>st</sup> 2005 the North Highline Unincorporated Area Council voted as follows with the majority vote declaring that recommendation:

- 9 - Yes for recommending a Burien City annexation
- 2 - No for recommending a Burien City annexation
- 1 - Abstain
- 1 - Absent

CFTR: 02/22/10

As Burien began and continued the processes to proceed with an annexation, information was readily available in writing posted on Burien City web site with updated information on a continuous basis to date with comparisons of all aspects of annexation to their city. Additionally, Burien City Government attended many community meetings over the years through out our community.

A partial annexation of North Highline by majority vote by the people in the proposed annexation area was successful. The Southern half of North Highline will become a part of the City of Burien on April 1<sup>st</sup>, 2010.

It has been six years without engaged conversation in our community with the City of Seattle pertaining to annexation of our Northern half. We were first notified and learned of the City of Seattle's intent to proceed with an annexation vote by a letter that was sent to the City of Burien and read into the public record at a Burien City Council Meeting.

No information regarding annexation by the City of Seattle has been in writing to NHUAC since July 6<sup>th</sup> 2006, and has not been currently updated through out the years under City of Seattle's annexation committee on your web site. The last document received was dated July 6<sup>th</sup>, 2006 from the City of Seattle Office of Policy and Management regarding Financial Impacts of North Highline annexation to Seattle and Proposed Financial Plan from Kenny Pittman, OPM (684-8364) and Greg Doss, DOF. (615-1759). The attachments in this document include; North Highline Area Study Map & 2006 North Highline Annexation Estimates Department Studies as stated on page 3 of the document.

It gives an over view of estimates on; SDOT, Police Staffing Models, Fire Services, Seattle Municipal Court, Law Department, Criminal Justice Contract Services, Department of Parks & Recreation, Seattle Public Libraries, and the Human Services Department.

Have these estimates changed in this four year span due to our economy? How will this effect our services with updated estimates to date while the City of Seattle is facing an almost \$50 million dollar deficit? We look forward to working with the City of Seattle to see how your projections have changed with updated information pertaining to your proposal of annexation.

Sincerely

Gregory Duff  
President  
North Highline Unincorporated Area Council

CC, Governor Christine Gregoire, King County Council, King County Exec, Burien City Council, City of Burien Manager, City of Seattle Mayors Office.

## **Lisa Clausen**

---

**From:** Conlin, Richard [Richard.Conlin@seattle.gov]  
**Sent:** Tuesday, February 16, 2010 3:37 PM  
**To:** 'GregDuff@aol.com'; Rasmussen, Tom; O'Brien, Mike; Licata, Nick; Harrell, Bruce; Godden, Jean; Clark, Sally; Burgess, Tim; Bagshaw, Sally; Constantine, Dow; McGinn, Mike; jan.drago@kingcounty.gov; reagan.dunn@kingcounty.gov; Ferguson, Bob; Hague, Jane; Lambert, Kathy; julia.patterson@kingcounty.gov; larry.gossett@kingcounty.gov; VonReichbauer, Peter; Phillips, Larry; Council; Mike Martin  
**Cc:** Valles, Christa  
**Subject:** RE: Seattle City Government Annexation Proposal of 2010

Thank you for the message. We look forward to further communication with you during the year. I will ask Christa Valles of our Central Staff to add you to the notice list for the Council's work, and I look forward to meeting with you as we move forward in our deliberations. I would welcome an invitation to meet with the NHUAC.

Council President Richard Conlin  
Seattle City Hall  
600 Fourth Avenue, Floor 2  
PO Box 34025  
Seattle, WA 98124-4025

(206) 684-8805

My email newsletter is a great way to keep informed about issues and join me in making things work for a better Seattle.

To subscribe to Making It Work, please go to [www.mailermailer.com/x?oid=33062p](http://www.mailermailer.com/x?oid=33062p) and follow the prompts

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**From:** GregDuff@aol.com [mailto:GregDuff@aol.com]  
**Sent:** Friday, February 12, 2010 3:28 PM  
**To:** Rasmussen, Tom; O'Brien, Mike; Licata, Nick; Harrell, Bruce; Godden, Jean; Clark, Sally; Burgess, Tim; Bagshaw, Sally; Conlin, Richard; Constantine, Dow; McGinn, Mike; jan.drago@kingcounty.gov; reagan.dunn@kingcounty.gov; Ferguson, Bob; Hague, Jane; Lambert, Kathy; julia.patterson@kingcounty.gov; larry.gossett@kingcounty.gov; VonReichbauer, Peter; Phillips, Larry; council@burienwa.gov; mikem@burienwa.gov  
**Subject:** Seattle City Government Annexation Proposal of 2010

North Highline Unincorporated Area Council  
P.O. Box 66900  
Burien, WA 98166  
[www.northhighlineuac.org](http://www.northhighlineuac.org)

February 12<sup>th</sup>, 2010

RE: Seattle City Government Annexation Proposal of 2010

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It gives an over view of estimates on; SDOT, Police Staffing Models, Fire Services, Seattle Municipal Court, Law Department, Criminal Justice Contract Services, Department of Parks & Recreation, Seattle Public Libraries, and the Human Services Department.

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Sincerely

Gregory Duff  
President  
North Highline Unincorporated Area Council

CC, Governor Christine Gregoire, King County Council, King County Exec, Burien City Council, City of  
Burien Manager, City of Seattle Mayors Office

1944

[Faint, illegible text covering the majority of the page]

## Lisa Clausen

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**From:** Scott Greenberg  
**Sent:** Tuesday, February 16, 2010 11:47 AM  
**To:** 'marvjahnke@comcast.net'  
**Cc:** Lisa Clausen; Jenn Ramirez Robson  
**Subject:** FW: Ordinance no. 533

Marv: Thank you for your e-mail. Yes, the Highline Times is in error. Ordinance 533 has many zoning-related provisions related to North Highline. One was the prohibition of adult entertainment in the area. Please let me know if you have any further questions.

Thanks,  
Scott Greenberg, AICP  
City of Burien  
Community Development Director  
400 SW 152nd St. (Suite 300)  
Burien, WA 98166  
(206) 248-5510 Department Phone  
(206) 248-5519 Direct Phone  
[www.burienwa.gov](http://www.burienwa.gov)

In Burien? Find us on Cable Channel 21 or 540 AM radio  
Online? Follow us on Twitter

*OUR VISION: We Are Innovative Stewards of Public Trust"*  
♻️ Before you print think about the environment

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**From:** Council  
**Sent:** Tuesday, February 16, 2010 11:29 AM  
**To:** 'Marv Jahnke'  
**Subject:** RE: Ordinance no. 533

Thank you for writing to the Burien City Council. Your message will be forwarded to the appropriate staff for response and included in the Correspondence for the Record for an upcoming Council meeting.

Lisa Clausen  
City Manager's Office

---

**From:** Marv Jahnke [mailto:marvjahnke@comcast.net]  
**Sent:** Sunday, February 14, 2010 5:14 PM  
**To:** Council  
**Subject:** Ordinance no. 533

Dear Council,

After watching the council meeting of Feb 1, 2010, my wife and I were both surprised to read the headlines in a recent Highline Times article announcing that Adult Entertainment had been approved in North Highline along 16th SW. We had a very different impression from watching that meeting.

Today I spent considerable time rerunning the video of the meeting and reading the agenda bill. I am pretty sure the Times has it wrong and wonder if council will take steps to have them correct the report? Or do I still not understand the ordinance? My read is that Adult Entertainment is **excluded** from CC-2 along 16th SW.

Mr. Keith Daigle in his report in the Feb 12 issue of the Times makes two erroneous statements in my opinion. First he says "The new zoning code will **restrict** adult entertainment to between SW 112th Street and SW 116th Street along

CFTR: 02/22/10

either side of 16th Ave. SW." and secondly, " The council expressed concern about zoning allowing adult entertainment, agreeing to the **compromise of keeping it contained to a small area along 16th Ave.**" Admittedly the ordinance language uses the words "with the exception" that I read as an exclusion not a compromised inclusion. (The bolding above is mine.)

I have spoken to many neighbors about this and there is grave concern because of the Highline Times article and front page headline. Please let us know if we are in error or the paper is.

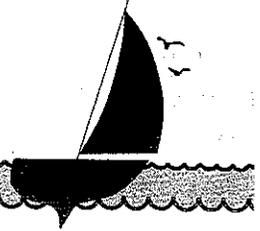
Thank You,

Marv Jahnke  
12112-26th Ave. SW



# City of Des Moines

ADMINISTRATION  
21630 11TH AVENUE SOUTH, SUITE A  
DES MOINES, WASHINGTON 98198-6398  
(206) 878-4595 T.D.D.: (206) 824-6024 FAX: (206) 870-6540



RECEIVED

FEB 17 2010

February 12, 2010

CITY OF BURIEN

Mr. Mark Reis, Managing Director, Aviation Division  
Port of Seattle  
PO Box 68272  
Seattle, WA 98168-0727

Dear Mr. Reis,

Thank you for your response to my January 5, 2010, letter regarding the Part 150 Study the Port is conducting at Seattle-Tacoma International Airport and for taking the time to meet with me and City Manager Tony Piasecki on February 1<sup>st</sup> to discuss the Study. We appreciate your willingness to listen to our concerns and the additional information you provided regarding the Study. Having gone through a previous Part 150 Study with you several years ago, we know what a daunting process it can be.

As we discussed, our major concerns were in regards to the public part of the process and in particular participation by elected officials from the cities that surround the airport. I am very happy to hear you agree that we have a significant role in this study and want to make sure we have an opportunity to play it. As we discussed at our meeting two weeks ago, we will have an update on the Part 150 Study as a standing agenda item at all Highline Forum meetings until the Study is complete. That will give us an opportunity to hear the latest on the Study and allow us to ask questions and provide input. I also am pleased to hear that you and your staff are more than happy to provide briefings to our Councilmembers, either individually or at a Council meeting. I plan on scheduling a briefing at a meeting in the near future. We will work with your office to find a date that works for you.

As you know, City Manager Piasecki has assigned Denise Lathrop, our Planning Manager, to serve on the Technical Review Committee. She has spoken to Stan Shepherd, Manager of the Airports Noise Programs, and is ready to actively participate on behalf of the City of Des Moines.

Again, thank you for your letter and for meeting with me. I appreciate the fact that we can speak candidly to each other, both in writing and face-to-face, and look forward to a successful Part 150 Study.

Sincerely,

Robert F. Sheckler  
Mayor

CFTR: 02/22/10

Mark Reis

February 12, 2010

Page Two

c: Des Moines City Council  
Port of Seattle Commission  
Tay Yoshitani, Chief Executive Officer, Port of Seattle  
Diane Summerhays, Director of Community Development, Port of Seattle  
Hon. J. Randolph Babbitt, Administrator, Federal Aviation Administration  
Catherine Lang, Acting Associate Administrator for Airports, FAA  
Donna Taylor, Airports Division manager, NW Mountain Regional Office, FAA  
Burien City Council  
Federal Way City Council  
Normandy Park City Council  
SeaTac City Council  
Tukwila City Council

## COMPUTER CHECK REGISTER

### CHECK REGISTER APPROVAL

WE, THE MEMBERS OF THE CITY COUNCIL OF BURIEN, WASHINGTON, HAVING RECEIVED DEPARTMENT  
CERTIFICATION THAT MERCHANDISE AND/OR SERVICES HAVE BEEN RECEIVED OR RENDERED, DO HEREBY  
APPROVE FOR PAYMENT ON This 22<sup>nd</sup> day of February, 2010 the FOLLOWING:

CHECK NOS. 24239-24364

IN THE AMOUNTS OF \$800,859.56

WITH VOIDED CHECK NOS. \_\_\_\_\_

Accounts Payable  
Checks for Approval



**Burien**  
Washington, USA

User: liliac  
Printed: 02/17/2010 - 3:02 PM

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24239	02/10/2010	General Fund	Instructors Prof Srvs	Charles Lambert		350.00
					Check Total:	350.00
24240	02/15/2010	General Fund	Professional Services	3DiWest		1,845.00
					Check Total:	1,845.00
24241	02/15/2010	General Fund	Professional Services	ABC Legal Messengers, Inc.		50.00
24241	02/15/2010	General Fund	Miscellaneous	ABC Legal Messengers, Inc.		19.00
					Check Total:	69.00
24242	02/15/2010	General Fund	Operating Rentals And Leases	AIRGAS-NORPAC, INC.		16.43
					Check Total:	16.43
24243	02/15/2010	General Fund	Office and Operating Supplies	Alpine Kiln & Equipment LLC		29.36
					Check Total:	29.36
24244	02/15/2010	General Fund	Dues/memberships	American Planning Association		303.00
					Check Total:	303.00
24245	02/15/2010	General Fund	Telephone	A T & T		35.23
					Check Total:	35.23
24246	02/15/2010	General Fund	Professional Services	Stephen Botkin		1,030.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	1,030.00
24247	02/15/2010	General Fund	Utility Tax low income refund	Norman Braxton		23.76
					Check Total:	23.76
24248	02/15/2010	General Fund	Printing/binding/copying	Philip Hwang Kwang Nam		27.38
					Check Total:	27.38
24249	02/15/2010	Street Fund	Repairs And Maintenance	Burien Bark L.L.C.		37.93
					Check Total:	37.93
24250	02/15/2010	General Fund	Prof. Svcs-instructors	Jared Buck		150.00
					Check Total:	150.00
24251	02/15/2010	General Fund	Computer Related Supplies	CDW-G		-89.79
24251	02/15/2010	General Fund	Mis Plan Implementation	CDW-G		1,420.03
					Check Total:	1,330.24
24252	02/15/2010	General Fund	Retreat & other Misc.	Center for Ethical Leadership		4,551.00
					Check Total:	4,551.00
24253	02/15/2010	General Fund	Publications	Ceramics Monthly		24.95
					Check Total:	24.95
24254	02/15/2010	General Fund	Office and Operating Supplies	Clay Art Center, Inc.		260.26
					Check Total:	260.26
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24255	02/15/2010	General Fund	Office/operating Supplies	Complete Office		302.99
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		235.56
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		235.56
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		302.99
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		33.57
24255	02/15/2010	General Fund	Office/Operating Supplies	Complete Office		33.57

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		33.57
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		27.77
24255	02/15/2010	General Fund	Office and Operating Supplies	Complete Office		27.80
24255	02/15/2010	General Fund	Office and Operating Supplies	Complete Office		27.80
24255	02/15/2010	General Fund	Office And Operating Supplies	Complete Office		27.80
24255	02/15/2010	General Fund	Office and Operating Supplies	Complete Office		27.80
Check Total:						1,585.91
24256	02/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS		283.92
24256	02/15/2010	General Fund	Citizens Patrol/ Crime Prevent	CONOCOPHILIPS		7.51
24256	02/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS		65.25
24256	02/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS		28.13
24256	02/15/2010	General Fund	Fuel/Gas Consumption	CONOCOPHILIPS		44.99
24256	02/15/2010	General Fund	Fuel/Gas Consumption	CONOCOPHILIPS		126.37
24256	02/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS		330.53
Check Total:						886.70
24257	02/15/2010	General Fund	Instructors Prof Svcs	Janet S. Crawley		308.00
Check Total:						308.00
24258	02/15/2010	General Fund	Utilities	City of Seattle		547.79
24258	02/15/2010	General Fund	Utilities	City of Seattle		149.59
24258	02/15/2010	General Fund	Utilities	City of Seattle		831.72
24258	02/15/2010	General Fund	Utilities	City of Seattle		1,176.48
24258	02/15/2010	Street Fund	Utilities - Traffic Signals	City of Seattle		1,823.68
24258	02/15/2010	General Fund	Utilities	City of Seattle		93.98
24258	02/15/2010	General Fund	Utilities	City of Seattle		70.03
24258	02/15/2010	Surface Water Management Fund	Util - Pump 28: Hermes Deprssn	City of Seattle		746.48
Check Total:						5,439.75
24259	02/15/2010	General Fund	State Lobbying Services	Michael D. Doubleday		4,000.00
Check Total:						4,000.00
24260	02/15/2010	Surface Water Management Fund	Regional Watershed (wria9)	Department of Ecology		3,934.50
Check Total:						3,934.50
24261	02/15/2010	General Fund	Professional Services	Dorchester Consulting		2,062.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	2,062.50
24262	02/15/2010	General Fund	Mis Plan Implementation	Susanne Dubois, Inc.		332.50
					Check Total:	332.50
24263	02/15/2010	General Fund	Operating Rentals And Leases	Emerald City Water, LLC		147.83
					Check Total:	147.83
24264	02/15/2010	General Fund	Utility Tax low income refund	Judith Evans		34.94
					Check Total:	34.94
24265	02/15/2010	General Fund	Instructors Prof Svcs	Sandra Farmer		187.50
					Check Total:	187.50
24266	02/15/2010	General Fund	Professional Services	FedEx		11.38
					Check Total:	11.38
24267	02/15/2010	General Fund	Instructors Prof Svcs	Pam Fredback		84.00
					Check Total:	84.00
24268	02/15/2010	Transportation CIP	right of way acqusition	G. B. McCaughan & Associates		2,962.50
					Check Total:	2,962.50
24269	02/15/2010	General Fund	Bldg Security	Guardian Security		295.65
					Check Total:	295.65
24270	02/15/2010	General Fund	Instructors Prof Svcs	Victoria E. Hamilton		198.00
24270	02/15/2010	General Fund	Instructors Prof Svcs	Victoria E. Hamilton		303.75
					Check Total:	501.75
24271	02/15/2010	General Fund	Instructors Prof Svcs	Susanne Denise Henrikson		80.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	80.00
24272	02/15/2010	General Fund	Jail Contract	Homebound Services, Inc.		266.00
					Check Total:	266.00
24273	02/15/2010	General Fund	Operating Rentals and Leases	Head-quarters		81.50
					Check Total:	81.50
24274	02/15/2010	General Fund	Dues & Memberships	International Association of		120.00
					Check Total:	120.00
24275	02/15/2010	General Fund	Dues/memberships	International Code Council, Inc		100.00
					Check Total:	100.00
24276	02/15/2010	General Fund	Operating Rentals And Leases	IKON Office Solutions		27.12
24276	02/15/2010	General Fund	Operating Rentals And Leases	IKON Office Solutions		455.54
24276	02/15/2010	General Fund	Operating Rentals And Leases	IKON Office Solutions		321.93
					Check Total:	804.59
24277	02/15/2010	General Fund	Operating Rentals And Leases	Ikon Office Solutions		23.09
24277	02/15/2010	General Fund	Operating Rentals And Leases	Ikon Office Solutions		340.98
					Check Total:	364.07
24278	02/15/2010	General Fund	Miscellaneous	Iron Mountain Rec. Management		38.18
24278	02/15/2010	General Fund	Miscellaneous	Iron Mountain Rec. Management		242.26
					Check Total:	280.44
24279	02/15/2010	General Fund	Repair/maint-vehicle	Interstate Tire & Automotive		54.26
					Check Total:	54.26
24280	02/15/2010	General Fund	Misc. EOC	Information Station Specialist		919.80

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	919.80
24281	02/15/2010	General Fund	Drug seizure proceeds KCSO	Internet Video & Imaging, Inc.		200.00
					Check Total:	200.00
24282	02/15/2010	General Fund	Substance Abuses	King County Finance		1,297.81
					Check Total:	1,297.81
24283	02/15/2010	General Fund	Police Contract - King Co	King County Sheriff's Office		76,121.00
					Check Total:	76,121.00
24284	02/15/2010	Street Fund	Street Maint. Contract-kc	KING COUNTY FINANCE		15,024.79
24284	02/15/2010	Surface Water Management Fund	Swm Billed By King Co Roads	KING COUNTY FINANCE		7,956.20
24284	02/15/2010	Surface Water Mgmt CIP	Construction	KING COUNTY FINANCE		23,438.70
24284	02/15/2010	Surface Water Mgmt CIP	Construction	KING COUNTY FINANCE		74,081.15
24284	02/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE		837.10
24284	02/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE		6,789.51
24284	02/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE		1,563.55
24284	02/15/2010	Transportation CIP	Construction	KING COUNTY FINANCE		48,601.40
24284	02/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE		10.34
24284	02/15/2010	Town Square CIP	Construction	KING COUNTY FINANCE		257.56
24284	02/15/2010	Transportation CIP	Construction-engineering	KING COUNTY FINANCE		681.97
24284	02/15/2010	General Fund	Jail Contract	KING COUNTY FINANCE		21,860.60
					Check Total:	201,102.87
24285	02/15/2010	General Fund	City Hall Custodial	King County Library System		5,000.00
					Check Total:	5,000.00
24286	02/15/2010	General Fund	City Hall Custodial	King County Library Sytem & Ci		31,226.00
					Check Total:	31,226.00
24287	02/15/2010	General Fund	Drug seizure proceeds KCSO	King County Sheriff, Pent. #4		1,535.00
					Check Total:	1,535.00
24288	02/15/2010	General Fund	Attorney Srvc - Litigation	Kenyon Disend, PLLC		2,132.31

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24288	02/15/2010	General Fund	Att Svcs - Litigation - 1st So	Kenyon Disend, PLLC		172.00
24288	02/15/2010	General Fund	Attorney Svcs - Gen'l Matters	Kenyon Disend, PLLC		12,823.55
24288	02/15/2010	General Fund	Prosecution - City Atty	Kenyon Disend, PLLC		10,211.73
24288	02/15/2010	Surface Water Management Fund	Endangered Species Act Study	Kenyon Disend, PLLC		850.00
					Check Total:	26,189.59
24289	02/15/2010	General Fund	Public Defender	Kirshenbaum & Goss, Inc., P.S		5,000.00
					Check Total:	5,000.00
24290	02/15/2010	General Fund	Prof. Svcs-instructors	Kim Klose		194.20
					Check Total:	194.20
24291	02/15/2010	Transportation CIP	Construction-engineering	KPG, Inc.		3,131.37
24291	02/15/2010	Parks & Gen Gov't CIP	Construction-Inspection	KPG, Inc.		499.72
					Check Total:	3,631.09
24292	02/15/2010	General Fund	Cops Technology Grant Exps	Latitude Geographics Group Ltd		16,500.00
					Check Total:	16,500.00
24293	02/15/2010	General Fund	Instructors Prof Svcs	Lauren Laughlin		252.00
					Check Total:	252.00
24294	02/15/2010	General Fund	Prof. Svcs-instructors	Lori Leberer		112.50
24294	02/15/2010	General Fund	Instructors Prof Svcs	Lori Leberer		75.00
					Check Total:	187.50
24295	02/15/2010	General Fund	Prof. Svcs-instructors	Alexander Lewis		550.00
					Check Total:	550.00
24296	02/15/2010	General Fund	Machinery/eqpt - Noncapitalize	Light Doctor, LLC		21,807.57
					Check Total:	21,807.57
24297	02/15/2010	Parks & Gen Gov't CIP	Construction	L. W. Sundstrom, Inc.		39,663.36
24297	02/15/2010	Parks & Gen Gov't CIP	Retainage Payable	L. W. Sundstrom, Inc.		-1,811.11

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	37,852.25
24298	02/15/2010	General Fund	Instructors Prof Svcs	Kelda J. Martensen		60.00
					Check Total:	60.00
24299	02/15/2010	General Fund	Auto Allowance	MIKE MARTIN		400.00
					Check Total:	400.00
24300	02/15/2010	General Fund	Prof. Svcs-instructors	Susy McAleer		112.50
					Check Total:	112.50
24301	02/15/2010	General Fund	Instructors Prof Svcs	Hunter McGee		210.00
					Check Total:	210.00
24302	02/15/2010	Parks & Gen Gov't CIP	Project Development	McKinstry Essention Inc.		227,400.06
					Check Total:	227,400.06
24303	02/15/2010	General Fund	Burien Marketing Strategy	Marketing Innovations		658.02
					Check Total:	658.02
24304	02/15/2010	General Fund	Subscriptions/publications	Microflex, Inc.		966.61
					Check Total:	966.61
24305	02/15/2010	General Fund	Office And Operating Supplies	Miller Paint Co.		20.81
24305	02/15/2010	General Fund	Office And Operating Supplies	Miller Paint Co.		30.17
24305	02/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.		45.77
24305	02/15/2010	General Fund	Nuisance Abatement Costs	Miller Paint Co.		18.19
					Check Total:	114.94
24306	02/15/2010	General Fund	Instructors Prof Svcs	Shariana Mundi		528.00
					Check Total:	528.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24307	02/15/2010	General Fund	Office and Operating Supplies	National Entertainment Technol		240.00
Check Total:						240.00
24308	02/15/2010	General Fund	Telephone	SPRINT		-1.35
24308	02/15/2010	General Fund	Telephone	SPRINT		1,251.87
24308	02/15/2010	General Fund	Telephone	SPRINT		136.81
24308	02/15/2010	Street Fund	Telephone	SPRINT		136.82
24308	02/15/2010	Surface Water Management Fund	Telephone	SPRINT		136.82
24308	02/15/2010	General Fund	Telephone	SPRINT		8.69
24308	02/15/2010	General Fund	Telephone	SPRINT		241.83
24308	02/15/2010	General Fund	Telephone	SPRINT		183.48
24308	02/15/2010	General Fund	Telephone	SPRINT		12.57
24308	02/15/2010	General Fund	Drug seizure proceeds KCSO	SPRINT		365.89
24308	02/15/2010	General Fund	Telephone	SPRINT		118.13
24308	02/15/2010	General Fund	Telephone	SPRINT		45.84
24308	02/15/2010	General Fund	Telephone	SPRINT		2.17
24308	02/15/2010	General Fund	Telephone	SPRINT		40.86
24308	02/15/2010	General Fund	Telephone	SPRINT		44.42
Check Total:						2,724.85
24309	02/15/2010	General Fund	Human Svc-family/youth	New Futures		5,750.00
Check Total:						5,750.00
24310	02/15/2010	General Fund	Office And Operating Supplies	National Maintenance		188.33
24310	02/15/2010	General Fund	Office And Operating Supplies	National Maintenance		-39.15
Check Total:						149.18
24311	02/15/2010	General Fund	Prof. Svcs-instructors	Pamela Odegard		165.00
Check Total:						165.00
24312	02/15/2010	General Fund	Instructors Prof Svcs	J. D. Paulson		250.00
Check Total:						250.00
24313	02/15/2010	General Fund	Comprehensive Plan Costs	Petty Cash Custodian		5.99
24313	02/15/2010	General Fund	Travel	Petty Cash Custodian		16.00
24313	02/15/2010	General Fund	Registration - Trainng/workshp	Petty Cash Custodian		25.00
24313	02/15/2010	General Fund	Mileage	Petty Cash Custodian		6.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24313	02/15/2010	General Fund	Miscellaneous	Petty Cash Custodian		30.00
24313	02/15/2010	General Fund	Registration - Trainng/workshp	Petty Cash Custodian		19.78
24313	02/15/2010	General Fund	Printing	Petty Cash Custodian		13.63
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		19.69
24313	02/15/2010	General Fund	Office/operating Supplies	Petty Cash Custodian		27.78
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		16.41
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		10.69
24313	02/15/2010	General Fund	Printing	Petty Cash Custodian		2.73
24313	02/15/2010	General Fund	Travel	Petty Cash Custodian		13.00
24313	02/15/2010	General Fund	Office/operating Supplies	Petty Cash Custodian		2.17
24313	02/15/2010	General Fund	Travel	Petty Cash Custodian		6.00
24313	02/15/2010	Surface Water Management Fund	Other Travel	Petty Cash Custodian		30.00
24313	02/15/2010	General Fund	Utility Tax low income refund	Petty Cash Custodian		7.38
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		4.38
24313	02/15/2010	General Fund	Mileage	Petty Cash Custodian		5.13
24313	02/15/2010	General Fund	Other Travel	Petty Cash Custodian		21.50
24313	02/15/2010	General Fund	Registration - Trainng/workshp	Petty Cash Custodian		10.79
24313	02/15/2010	General Fund	Other Travel	Petty Cash Custodian		17.10
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		18.79
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		5.46
24313	02/15/2010	General Fund	Miscellaneous	Petty Cash Custodian		32.90
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		5.00
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		12.02
24313	02/15/2010	General Fund	Meals	Petty Cash Custodian		37.24
24313	02/15/2010	General Fund	Office And Operating Supplies	Petty Cash Custodian		4.70
24313	02/15/2010	General Fund	Mileage	Petty Cash Custodian		11.63
Check Total:						439.39
24314	02/15/2010	Street Fund	Utilities-street Lighting	Puget Sound Energy		1,526.01
24314	02/15/2010	General Fund	Utilities	Puget Sound Energy		557.90
Check Total:						2,083.91
24315	02/15/2010	General Fund	Dues/memberships	PSFOA		100.00
Check Total:						100.00
24316	02/15/2010	General Fund	Telephone	QWEST		61.11
Check Total:						61.11
24317	02/15/2010	Street Fund	RedFlex Red Light Cameras	Redflex Traffic Systems		58,200.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	58,200.00
24318	02/15/2010	General Fund	Refund Clearing Account -Parks	Stephanie Batalao		46.00
					Check Total:	46.00
24319	02/15/2010	General Fund	Electrical Permit	Holmes Electric, Inc.		80.00
					Check Total:	80.00
24320	02/15/2010	General Fund	Business & Occupation Tax	United Subcontractors, Inc.		144.91
					Check Total:	144.91
24321	02/15/2010	General Fund	Business & Occupation Tax	Skin Cancer Clinic of Seattle		340.84
					Check Total:	340.84
24322	02/15/2010	General Fund	Business & Occupation Tax	Optimark Inc.		569.72
					Check Total:	569.72
24323	02/15/2010	General Fund	Business & Occupation Tax	Hi-Tech Auto Repair		102.00
					Check Total:	102.00
24324	02/15/2010	General Fund	Business & Occupation Tax	Intuit, Inc.		194.74
					Check Total:	194.74
24325	02/15/2010	General Fund	Business & Occupation Tax	Aqua Rec Fireside Hearth		61.74
					Check Total:	61.74
24326	02/15/2010	General Fund	Refund Clearing Account -Parks	Charlotte Gilbert		84.00
					Check Total:	84.00
24327	02/15/2010	General Fund	Refund Clearing Account -Parks	Violet McComb		25.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	25.00
24328	02/15/2010	General Fund	Refund Clearing Account -Parks	Agnes Nordstrom		30.00
					Check Total:	30.00
24329	02/15/2010	General Fund	Business & Occupation Tax	Northwest Cascade Inc.		89.44
					Check Total:	89.44
24330	02/15/2010	General Fund	Business & Occupation Tax	AAA Rockery & Construction, In		49.08
					Check Total:	49.08
24331	02/15/2010	Surface Water Mgmt CIP	Construction	RLP Excavating, Inc.		13,727.00
					Check Total:	13,727.00
24332	02/15/2010	General Fund	Printing/binding/copying	Claude McAlpin, III		32.72
					Check Total:	32.72
24333	02/15/2010	General Fund	Advertising	Robinson Newspapers		956.00
					Check Total:	956.00
24334	02/15/2010	General Fund	Human Svc-family/youth	Refugee Support Services		1,000.00
					Check Total:	1,000.00
24335	02/15/2010	General Fund	Prof. Svcs-instructors	Sandra Schneider		157.50
					Check Total:	157.50
24336	02/15/2010	General Fund	Citizens Patrol/ Crime Prevent	Safeway		64.50
					Check Total:	64.50
24337	02/15/2010	General Fund	Office and Operating Supplies	Sax Arts & Crafts		136.95

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	136.95
24338	02/15/2010	General Fund	Prof. Svcs-instructors	Alan Schmitz		550.00
					Check Total:	550.00
24339	02/15/2010	General Fund	Public Defender	Society of Counsel Representin		200.00
					Check Total:	200.00
24340	02/15/2010	General Fund	Advertising	Seattle Times		245.96
24340	02/15/2010	General Fund	Annexation	Seattle Times		127.28
24340	02/15/2010	General Fund	Advertising	Seattle Times		141.04
24340	02/15/2010	General Fund	Advertising/legal Publications	Seattle Times		150.00
					Check Total:	664.28
24341	02/15/2010	General Fund	Computer Consultant Prof Svcs	SEITEL Systems, LLC		23.27
					Check Total:	23.27
24342	02/15/2010	General Fund	Professional Services	Nancy Shattuck		1,520.00
					Check Total:	1,520.00
24343	02/15/2010	General Fund	Telephone	GORDON SHAW		551.40
24343	02/15/2010	General Fund	Telephone	GORDON SHAW		551.40
24343	02/15/2010	General Fund	Travel	GORDON SHAW		30.00
24343	02/15/2010	General Fund	Meals	GORDON SHAW		38.00
					Check Total:	1,170.80
24344	02/15/2010	General Fund	Business & Occupation Tax	Sound Services		154.44
					Check Total:	154.44
24345	02/15/2010	General Fund	Telephone	SPRINT		634.87
					Check Total:	634.87
24346	02/15/2010	General Fund	Human Svc-family/youth	Sutton Suites Extended Stays		50.00

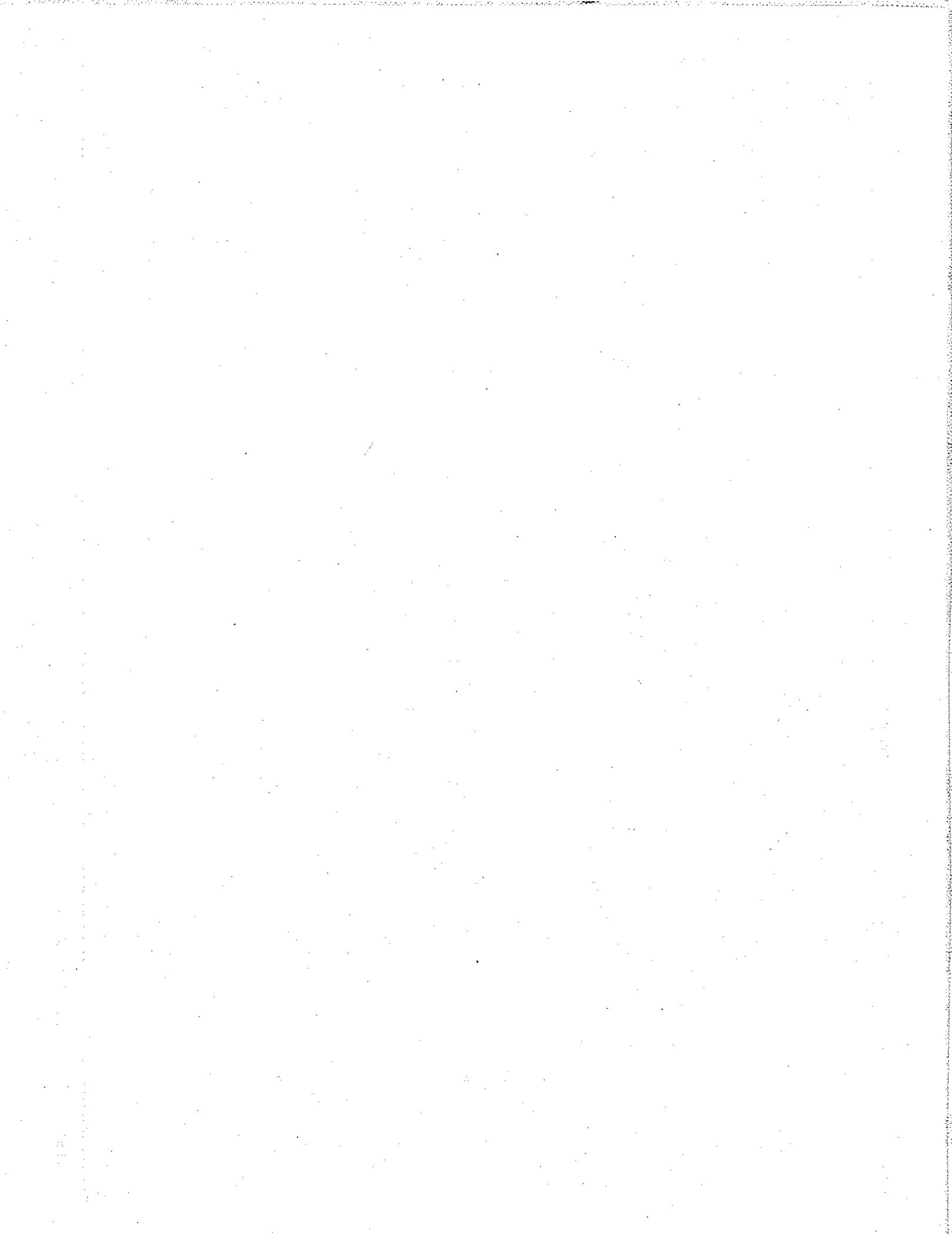
Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
					Check Total:	50.00
24347	02/15/2010	General Fund	Prof. Svcs-instructors	Bonnie Taschler		156.25
24347	02/15/2010	General Fund	Instructors Prof Svcs	Bonnie Taschler		50.00
					Check Total:	206.25
24348	02/15/2010	General Fund	Drug seizure proceeds KCSO	Tri-ed Distribution, Inc.		1,080.00
					Check Total:	1,080.00
24349	02/15/2010	General Fund	Instructors Prof Svcs	Ken Turner		780.00
					Check Total:	780.00
24350	02/15/2010	General Fund	Operating Rentals and Leases	United Site Services		80.00
					Check Total:	80.00
24351	02/15/2010	General Fund	Postage	U.S. POSTAL SERVICE		600.00
					Check Total:	600.00
24352	02/15/2010	General Fund	Postage	U.S. POSTAL SERVICE		3,900.00
					Check Total:	3,900.00
24353	02/15/2010	General Fund	Utility Tax low income refund	Darrell Walden		35.38
					Check Total:	35.38
24354	02/15/2010	General Fund	Registration - Trainng/workshp	WAPRO		100.00
					Check Total:	100.00
24355	02/15/2010	General Fund	Jail Contract	WASPC-Regional Cities EHM		465.00
					Check Total:	465.00
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		48.75
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		48.75

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		68.00
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		97.50
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		48.75
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		97.50
24356	02/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 49		48.75
24356	02/15/2010	General Fund	Utilities	Water District No. 49		48.75
					Check Total:	506.75
24357	02/15/2010	General Fund	Probatn/public Defndr Screenng	Tammy Weigel		840.00
					Check Total:	840.00
24358	02/15/2010	General Fund	Operating Rentals And Leases	Wells Fargo Financing Leasing		122.17
					Check Total:	122.17
24359	02/15/2010	General Fund	Admission and Entrance Fees	WILD WAVES		2,222.26
24359	02/15/2010	General Fund	Admission and Entrance Fees	WILD WAVES		465.75
					Check Total:	2,688.01
24360	02/15/2010	General Fund	Office And Operating Supplies	Walter E. Nelson Co.		376.14
					Check Total:	376.14
24361	02/15/2010	General Fund	Dues/memberships	WSASC		90.00
					Check Total:	90.00
24362	02/15/2010	General Fund	Professional Services	Washington State Patrol		60.00
					Check Total:	60.00
24363	02/15/2010	Surface Water Management Fund	Registration - Trainng/workshp	WSU Conference Management		440.00
					Check Total:	440.00
24364	02/15/2010	General Fund	Public Defender	W. Tracy Codd		440.00
					Check Total:	440.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
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Report Total:

800,859.56





## CITY COUNCIL MEETING MINUTES

February 8, 2010

SPECIAL MEETING, Miller Creek Conference Room, 3<sup>rd</sup> Floor

For the purpose of holding a discussion on naming the 2010 Citizen Award recipients

6:30 p.m.

and

COUNCIL MEETING, 1<sup>st</sup> Floor

7:00 p.m.

Burien City Hall

400 SW 152<sup>nd</sup> Street

Burien, Washington 98166

*To hear Council's full discussion of a specific topic or the complete meeting, the following resources are available:*

- Watch the video-stream available on the City website, [www.burienwa.gov](http://www.burienwa.gov)
- Check out a DVD of the Council Meeting from the Burien Library
- Order a DVD of the meeting from the City Clerk, (206) 241-4647

### SPECIAL MEETING

Mayor McGilton called the Special Meeting of the Burien City Council to order at 6:30 p.m. for the purpose of holding a discussion on naming the 2010 Citizen Award recipients.

Present: Mayor Joan McGilton, Deputy Mayor Rose Clark, Councilmembers Brian Bennett, Jack Block, Jr., Kathy Keene, and Lucy Krakowiak. Councilmember Gordon was excused.

Administrative staff present: Mike Martin, City Manager.

No action was taken.

### ADJOURNMENT TO COUNCIL MEETING

The Special Meeting was adjourned at 6:56 p.m.

### CALL TO ORDER

Mayor McGilton called the meeting of the Burien City Council to order at 7:00 p.m.

### PLEDGE OF ALLEGIANCE

Mayor McGilton led the Pledge of Allegiance.

### ROLL CALL

Present: Mayor Joan McGilton, Deputy Mayor Rose Clark, Councilmembers Brian Bennett, Jack Block, Jr., Kathy Keene, and Lucy Krakowiak. Councilmember Gordon Shaw was excused.

Administrative staff present: Mike Martin, City Manager; Tabatha Miller, Finance Director; Michael Lafreniere, Parks and Recreation Director; Steve Roemer, Parks Development and Operations Manager; Larry Blanchard, Public Works Director; and Monica Lusk, City Clerk.

#### **AGENDA CONFIRMATION**

##### **Direction/Action**

**Motion** was made by Deputy Mayor Clark, seconded by Councilmember Krakowiak, and passed unanimously to affirm the February 8, 2010, Agenda.

#### **PUBLIC COMMENT**

Liz Giba, 10230 10<sup>th</sup> Avenue SW, Seattle

Ms. Giba spoke to the city of Seattle placing annexation on the November ballot. She asked the City to let the area know if the City is interested in annexing the area.

Eric Dickman, Burien Little Theatre, P.O. Box 48121, Burien

Mr. Dickman spoke to the opening of the 1950's Rock-n-Roll version of a "Midsummer's Night Dream."

Chestine Edgar, 1811 SW 152<sup>nd</sup> Street, Burien

Ms. Edgar spoke to the February 4, 2010, table distributed by the Planning Commission and the draft Shoreline Master Plan.

#### **CORRESPONDENCE FOR THE RECORD**

- a. Email Dated January 28, 2010, from Diane Summerhays Regarding Alaskan Way Viaduct Agreement.
- b. Email Dated January 28, 2010, from Adelle Comfort Regarding 6:00 Thursday 1/28/10.
- c. Response from K. Scott Kimerer, Burien Police Chief, to Email Dated February 1, 2010, from Dave Schmidt Regarding Crime Wave in Neighborhood.
- d. Letter Received February 2, 2010, from April Carr Regarding Metro Transit Service and Ideas for Improvements.
- e. Response from Lisa Clausen, Government Relations Specialist, to Email Dated February 3, 2010, from Meg Van Wyk Regarding Metro Bus Service.
- f. Response from Lisa Clausen, Government Relations Specialist, to Email Dated February 3, 2010, from Jim Branson Regarding Enforcement of Park Rules and Laws.

#### **CONSENT AGENDA**

- a. Approval of Vouchers: Numbers 24087 - 24238 in the Amount of \$557,151.05.
- b. Approval of Minutes: Council Meeting, February 1, 2010.
- c. Motion to Adopt Ordinance No. 534, Relating to Surface Water Management.

##### **Direction/Action**

**Motion** was made by Deputy Mayor Clark, seconded by Councilmember Krakowiak, and passed unanimously to approve the February 8, 2010, Consent Agenda.

## **BUSINESS AGENDA**

### **City Manager's Report**

#### **Follow-up**

Staff will schedule a discussion on February 22 with the King County Library System relating to the process for siting libraries, and a discussion on March 8 relating to phased annexation.

### **Discussion on a Proposed Joint Development Agreement with Southwest Suburban Sewer District (SWSSD)**

Steve Roemer, Parks Development and Operations Manager, provided an update on the Seahurst Park North Shoreline Restoration project. He spoke to the joint development agreement with the SWSSD for their project in the park involving sewer line relocation and pump station installation. He introduced Craig Chambers, BHC Consultants, District Engineer, and Ron Hall, SWSSD, General Manager.

Mr. Chambers provided an overview on the SWSSD project that will be completed prior to the City's restoration project.

### **Motion on Naming the 2010 Annual Citizen Award Recipients**

**Motion** was made by Deputy Mayor Clark, seconded by Councilmember Krakowiak, and passed unanimously to name Jerry Robinson as the 2010 Business Leader, John Nelson as the 2010 Community Leader, Luke Cruise as the 2010 Educational Leader, and Jean Spohn as the 2010 Environmental Leader.

### **Discussion on 2009-2010 Budget Amendment Related to Annexation Expenditures and Revenues**

#### **Direction/Action**

Councilmembers requested placing the 2009-2010 Budget amendment to accommodate annexation on the February 22, 2010, Business Agenda for consideration.

### **Discussion on Draft Ordinance No. 535, Establishing that Projected Annexation Costs Exceed Projected Revenue Pursuant to RCW 82.14.415 Establishing the .1% State Sales Tax Credit**

#### **Direction/Action**

Councilmembers requested placing Ordinance No. 535, establishing that projected annexation costs exceed projected revenue pursuant to RCW 82.14.415 establishing the .1% State sales tax credit on the February 22, 2010, Business Agenda for consideration.

## **COUNCIL REPORTS**

Councilmember Keene reported on the Public Works Board meeting she attended last week at which loan applications were approved.

Deputy Mayor Clark reported on the North Highline Unincorporated Area Council meeting she attended at which the City's intention on annexing the north part of North Highline was questioned.

Mayor McGilton reported on a Puget Sound Skills Center meeting relating to the program on integrating green jobs into both high school and college training programs she attended with Economic Development Manager Dick Loman.

**ADJOURNMENT**

**Direction/Action**

**MOTION** was made by Deputy Mayor Clark, seconded by Councilmember Krakowiak and passed unanimously to adjourn the meeting at 8:38 p.m.

---

Joan McGilton, Mayor

---

Monica Lusk, City Clerk



# Burien

*Washington, USA*

400 SW 152<sup>nd</sup> St., Suite 300, Burien, WA 98166

Phone: (206) 241-4647 • FAX (206) 248-5539

www.burienwa.gov

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## MEMORANDUM

**TO:** Honorable Mayor and Members of the City Council  
**FROM:** Mike Martin, City Manager  
**DATE:** February 22, 2010  
**SUBJECT:** City Manager's Report

### I. INTERNAL CITY INFORMATION

#### A. Highline Medical Center Granted Temporary Occupancy

Building staff has completed the final inspection for Highline Medical Center and granted temporary occupancy approval. Temporary occupancy allows hospital personnel to enter the new facility for the purpose of setting up equipment, bringing in furniture and providing staff training while the contractors continue to complete final items needed to obtain a certificate of occupancy. The Highline Medical Center permit was applied for on April 29, 2008. It included the construction of a new three-story, 79,607 square foot addition to the Birch Wing and involved hundreds of hours of staff time performing review and inspections. All additional work needed to obtain final occupancy is expected to be completed by March 17, 2010.

#### B. City Attorney Hiring Process

29 applications were submitted for our recent City Attorney job opening. Staff is encouraged by the pool of applicants as several of them have considerable municipal experience and interesting backgrounds. We have started the first round of interviews and hope to have a new City Attorney named by the end of February.

#### C. City Awarded Association of Washington Cities (AWC) Mini Grant

The City of Burien has been notified of its award of the 2010 AWC Wellness Mini Grant. The city will receive \$5 per AWC Trust insured employee for a total of \$300. These funds will be used to fund follow-up education that targets the high risk areas identified by our employees' 2009 Health Questionnaire responses: stress, emotional health, and weight.

#### D. Building Staff Expedite Permit for Apartment Units

On January 6, 2010 one of the English Garden Apartment buildings was damaged by fire causing six of the units to be uninhabitable. The displaced occupants were relocated to other apartment units. A demolition permit was issued the same day so the contractor could get the clean-up started immediately. On February 8, the contractor applied for the Building Permit for the repair work. The Permit was expedited and approved by Building Staff within two days of receipt.

**E. Parks to Maintain Water District Property in 2010**

Parks Department Director Michael Lafreniere and Parks Development & Operations Manager Steve Roemer met with King County Water District #20 Commissioners on February 3 to discuss the future of Southern Heights Park, located in Burien's annexation area. The property is owned by the District and has been maintained by King County Parks through a revocable easement for public use. In the view of Parks staff, the site does not provide full value or function well as a park, thus staff had proposed sharing the responsibility for maintenance of the property with the District, with Parks taking a secondary role and to inspect and maintain the new playground only. The majority of the Commissioners were not receptive to such an arrangement, so the Parks Department will continue the status quo through 2010 while it further evaluates the property's utility or need for a park in this area.

**F. City Financial Statements Receive Certificate of Achievement for Excellence**

Burien has received the Certificate of Achievement for Excellence from the Government Finance Officers Association (GFOA) for its 2008 comprehensive annual financial report (CAFR). This award is the highest form of recognition in the area of governmental accounting and financial reporting. Burien's CAFR has been judged by an impartial panel to meet the high standards of the program including demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR. The GFOA is a nonprofit professional association serving approximately 17,500 government finance professionals with offices in Chicago and Washington D.C. The 2008 CAFR is available for download from our website: <http://www.burienwa.gov/DocumentCenterii.aspx?FID=99>.

**G. Large Response to Cedarhurst GYMJAM**

Over 120 parents and children attended the City's first GYM JAM evening at Cedarhurst School on February 3. This annual program offers a convenient location where neighborhood families can get healthy together during the winter months. Held in Cedarhurst's gym, physical activities rotate each week and include volleyball, soccer instruction, basketball, karaoke and dance. Social activities such as "Movie Night" are also scheduled. The program is offered free-of-charge in an effort to better serve the neighborhood's low-income families with recreational opportunities. Currently 71% of Cedarhurst's students meet federally-established standards for being at or below the poverty level. Another GYMJAM program is scheduled to start at Hazel Valley School on February 23.

**H. Valentine's Ball Attracts Dads & Daughters**

The 13<sup>th</sup> Annual "Daddy-Daughter Valentine's Ball" was held on Saturday night, February 6, with 223 in attendance. Both early and later evening sessions were held, with the earlier session selling out. Dancing, photos, refreshments and door prizes were featured. The event is always a wonderful opportunity for fathers and daughters to spend an enjoyable evening together, and has many returning couples in attendance.

**I. Seniors Intent on Staying Fit**

With 54 and 16 participants respectively, the City's "Enhance Fitness" and "Fit-n-Fun" programs continue to meet the customized needs of senior adults. The continued partnership of King County Emergency Services (KCES) and their marketing efforts has resulted in increased attendance for all of the Community Center's adult fitness and dance classes. Especially attractive for new participants is the \$10 registration fee discount if aged 50 yrs or older, which is available through KCES's funding.

**J. "No-School" Day in the Snow**

On January 29, the City's Teen Program took 19 middle and high school youth to Crystal Mountain for a day of skiing and snowboarding. The Highline School District has multiple "no school" days scheduled throughout the year in addition to regular vacation weeks, so these trips are a convenient way for parents to keep their children busy, active and supervised on these dates.

**K. City Pursues Congressional Assistance**

The City's key federal legislative priorities this year focus on the future of the Northeast Redevelopment Area (NERA), the area in Burien most affected by the Sea-Tac third runway. The City's main priority involves starting a major project to improve access to the NERA through the addition of new ramps at the interchange at SR 518 and Des Moines Memorial Drive. The City's Government Relations Specialist has been communicating the City's priorities for the NERA to our Congressional delegation members' local staff, in preparation for the City's submittal of formal Appropriations requests this month and the upcoming visit to Washington, DC, by Mayor McGilton and Councilmember Keene in March.

**L. King County Council Transit Oriented Development (TOD) Approval**

Economic Development Manager, Dick Loman, attended the February 16 King County Council public meeting at which the Council approved the next phase of the Burien Transit Oriented Development.

The approval took the form of an ordinance relating to a portion of the County-owned Park and Ride Lot. The ordinance approved a ground lease of the site from the County to Alliance Wasatch I, LLC, and a lease by Alliance Wasatch I, LLC, back to the County of a parking garage to be constructed on the leased site. The County Executive is authorized to execute the final forms of the ground lease and project lease, and approve certain other provisions of the lease-leaseback transaction.

The County plans to exercise its option to purchase the parking facility upon completion for \$20,500,000. The ground lease, which is expected to be dated April 1<sup>st</sup>, is subject to receipt of legal documents from Sound Transit, the Federal Transportation Agency, and the U.S. Department of Energy, the County's funding partners. Once final legislative approval from the County Council is received and the lease is executed, the developer will have 90 days to eliminate construction financing and building permit contingencies.

The final phase of the TOD, construction of approximately 100 affordable multi-family units, will proceed as soon as financing is available.

**M. Planning Commission Meeting Changes**

Beginning February 23<sup>rd</sup>, the Planning Commission will be meeting in the 1<sup>st</sup> floor Meeting Room/Council Chambers at the Burien Library/City Hall. Regular Planning Commission meetings are held at 7:00 pm on the 2<sup>nd</sup> and 4<sup>th</sup> Tuesdays of each month. This switch from the 3<sup>rd</sup> floor lobby will enable more people to comfortably attend the meetings. The meetings will also be televised live on TBC 21 (The Burien Channel), live streamed on our website, and available via archived video on our website.

Audio recordings of the January 12 and January 26 Planning Commission meetings are also available on our website at <http://www.burienwa.gov/index.aspx?nid=752> under "Shoreline Master Program Update". The February 9<sup>th</sup> audio will be uploaded soon.

**N. Mathison Park Project is Now Complete**

The Parks and Public Works Departments have completed improvements to Mathison Park and held a soft opening on February 9, following some minor delays due to heavy rains in November and December. The improvements include a paved trail running the length of the park and a soft woodchip trail, giving visitors a more rustic hiking option. A new playground for 2-to-5 year olds was also completed. It includes a climbing apparatus, spinners and swings. Other park and trail amenities are additional picnic tables, BBQs, benches and signage with both interpretive and wayfinding themes.

The project has substantially opened up or made the park accessible to many more visitors. Previously, five of the park's six acres consisted of impenetrable thickets of blackberries and the steep slopes prevented access into the park interior. The new main trail has been constructed in a manner that provides gradual slopes as it winds its way through the park, giving visitors of all abilities an opportunity to enjoy a leisurely stroll and enjoy views of the wooded forest and even Mt. Rainier. A formal Park Opening is scheduled for April 13 at 10 am to allow representatives from granting agencies and other supporters an opportunity to share the day in the park. The project budget of \$550,000 was funded through City CIP fund, as well as grants from the State of Washington's Wildlife and Recreation Program (\$210,000) and King County's Youth Sports and Facility Grant program (\$53,317).

**II. COUNCIL UPDATES/REPORTS**

**A. Mayor McGilton Receives Thanks for Serving on Advisory Committee (Pg. 95)**

Mayor McGilton received a letter of thanks from newly selected King County Councilmember Jan Drago for her service on the Advisory Committee that filled the King County Council position vacated by Dow Constantine. The letter is attached.

**B. Mayor Receives Letter from King County Executive Constantine (Pg. 96)**

Mayor McGilton received a letter from King County Executive Dow Constantine letting Burien know that he looks forward to working with us, and that he plans to visit us sometime in the spring. A copy of the letter is attached.

**C. Potential Tax Increase and Other Suburban Cities Issues**

The King County Sheriff and Prosecuting Attorney are working on the idea of a possible ballot measure in the County to raise funds for criminal justice services. The two officials presented information on the concept of a 3/10 of 1% sales tax increase to the Suburban Cities Association Public Issues Committee (PIC) on February 10. The PIC was told that the possible tax increase was under discussion and if the County Council agrees it could be on the August ballot. Of the entire King County budget, 76% goes to public safety costs – for courts, jails, prosecutor's office and police. The tax under consideration would be split 60-40, with the cities getting 40%. Of that 40% the cities would have to use one-third for public safety, while the other two-thirds could be used for other city services.

The PIC also heard updates on numerous regional issues, including planned budget cuts affecting human services in King County, such as programs for mentally ill or developmentally disabled persons, and changes in the permitting/inspection of pet-related businesses outside of Seattle (Public Health will be responsible as of March 1, 2010).

**D. January 2010 Citizen Action Report (Pg. 97)**

Community Development staff has provided Council with a copy of the January 2010 Citizen Action Report, attached.

**E. Website Statistics Report (Pg. 103)**

Finance staff has provided Council with the attached 2009 Website Statistics Report.

**F. Economic Indicators Graphs Update (Pg. 107)**

Attached is the latest version of the Burien economic indicator graphs. While the picture is not rosy, the graphs indicate that we are at or near the bottom of the decline and may even be seeing small signs of recovery in parts of the markets. Following the prediction of many economists, we have planned for a slow recovery in the shape of a long U or bathtub. If that is indeed the case, it appears we are sitting at the bottom of the tub anticipating the start of revenue recovery sometime in the next few months.

**G. Advisory Board Meeting Minutes (Pg. 111)**

The following approved Advisory Board minutes are attached:

- January 13, 2010 Parks and Recreation Advisory Board.





**King County**

**Metropolitan King County Council**

King County Courthouse  
516 Third Avenue, Room 1200  
Seattle, WA 98104-3272

**206-296-1000** TTY 206-296-1024  
Toll Free: 1-800-325-6165  
[www.kingcounty.gov/council](http://www.kingcounty.gov/council)

RECEIVED

FEB 05 2010

CITY OF BURIEN

February 2, 2010

The Honorable Joan McGilton  
400SW 152<sup>nd</sup> ST, Suite 300  
Burien, WA 98166

Dear Joan;

Thank you for your service on the Advisory Committee that filled the King County Council position vacated by Dow Constantine. This is just one of the many ways you have continued to be engaged in making our community the best it can be.

I appreciate the support, and confidence you had in me and I am truly honored to have been selected to complete the remainder of Dow's term. I am looking forward to being the steward of District 8 and representing those constituents in all facets of County business and services.

As you already know, the Burien Transit Oriented Development project has been referred to committee and is moving through the process towards Council approval. We will keep you updated. I am also looking forward to a tour of Burien.

Thank you.

Sincerely,

Jan Drago

King County Councilmember, District 8

*I look forward to seeing you soon!*



**King County**

**Dow Constantine**

King County Executive  
401 Fifth Avenue, Suite 800  
Seattle, WA 98104-1818

**206-263-9600** Fax 206-296-0194  
TTY Relay: 711  
www.kingcounty.gov

RECEIVED

FEB 12 2010

CITY OF BURIEN

February 10, 2010

The Honorable Joan McGilton  
Mayor, City of Burien  
400 SW 152<sup>nd</sup> Street, Suite 300  
Burien, WA 98166

Dear Mayor McGilton:

As I step into my new position as King County Executive, I am grateful to count you among the experienced City Mayors in our jurisdiction. Given our work together on Burien annexation and the WRIA 9 salmon habitat recovery efforts, I look forward to your input and service as we make important decisions for the future.

I want to build a strong relationship between the City of Burien and King County, one of partnership and collaboration around the values we share. With that in mind, I have set the goal of visiting all 39 cities in King County. I am planning to visit Burien this spring, and I would welcome the opportunity to meet with you at that time. We will contact you to determine your availability.

One of my first actions in office was to reduce the size of the Executive Office and flatten the organization to establish clear lines of authority and accountability. To that end, I appointed six people to my senior management team, including former State Senator, Fred Jarrett, as Deputy County Executive, former Tukwila City Administrator, Rhonda Berry, as Assistant Deputy County Executive and former Seattle City Light Chief of Staff, Sung Yang, as our Director of Government Relations.

I hope you will feel free to contact me or any member of my senior leadership whenever you have a question or concern.

Sincerely,

Dow Constantine  
King County Executive



# Burien

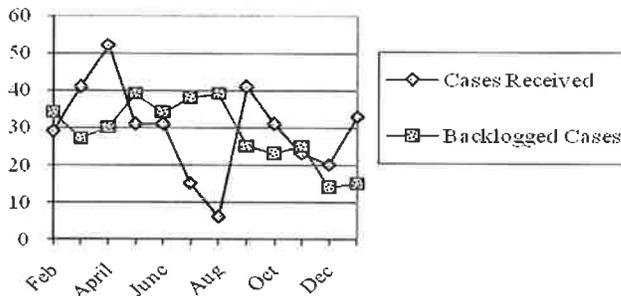
Washington, USA

## CITY OF BURIEN MEMORANDUM

**DATE:** February 5, 2010  
**TO:** Mike Martin, City Manager  
**FROM:** Scott Greenberg, Community Development Director  
**RE:** January 2010 Citizen Action Report

This report reflects the caseload for January and includes all backlog cases open as of January 31, 2010. As of that date, there were 38 open cases. 15 of the open cases are more than five weeks old and are considered backlog. There were 33 cases opened during the month of January; 20 cases initiated by staff/police, and 13 cases initiated by residents.

Citizen Action Case Status



	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Jan '10
<b>Cases Received</b>	29	41	52	31	31	15	6	41	31	23	20	33
<b>Backlogged Cases</b>	34	27	30	39	34	38	39	25	23	25	14	15
<b>Total Open Cases</b>	48	48	57	64	55	49	42	45	40	43	29	38
<b>% of Backlog</b>	71%	56%	53%	61%	62%	78%	93%	56%	58%	58%	48%	39%

As usual, please let me know if you have any questions or suggestions for additional improvements to this report.

Cc: Scott Greenberg, Community Development Director  
 Jim Bibby, Code Compliance Officer  
 Henry McLauchlan, Administrative Sergeant  
 Chris Bacha, City Attorney

Michael Lafreniere, Parks Director  
 Jan Vogee, Building Official  
 Larry Blanchard, Public Works Director  
 Liz Ockwell, Assistant Planner





***Monthly Report to the City Manager***  
***Citizen Action Request Case Status***

Report Date: 02/05/2010

Days Old	Department	CAR #	Date Received	Nature of Request	Complaint Information	Last Action	Date	Status
753	City Attorney	CAR-08-0022	01/14/2008	Nuisance	14456 18TH AV SW Parking & nuisance	Other - See Notes	09/21/2009	Open
675	City Attorney	CAR-08-0117	04/01/2008	Nuisance	12928 6TH AV S Vegetation	Other - See Notes	07/20/2009	Open
441	City Attorney	CAR-08-0409	11/21/2008	Parking	13430 1ST AV SW Vehicles / Weythman	Site Investigation	08/24/2009	Open
379	Code Enforcement	CAR-09-0031	01/22/2009	Nuisance	800 SW 135TH ST Nuiance / Russell	Site Investigation	12/17/2009	Open
247	City Attorney	CAR-09-0214	06/03/2009	Fire Department Issue	16042 1ST AV S Fire Department / Nissan	NOV Issued	01/28/2010	Open
211	City Attorney	CAR-09-0247	07/09/2009	Nuisance	12817 10TH AV S Nuisance, Junk Vehicles - Sohrabi	Case Preparation	12/15/2009	Open
78	Code Enforcement	CAR-09-0352	11/19/2009	Nuisance	725 S 176TH ST Nuisance- Guerzon	Site Investigation	01/14/2010	Open
77	Code Enforcement	CAR-09-0356	11/20/2009	Housing Concerns	13261 AMBAUM BL SW Housing-Pelhan	Site Investigation	02/04/2010	Open
73	Code Enforcement	CAR-09-0359	11/24/2009	Nuisance	1210 SW 152ND ST Nuisance-LeMay(Kauffman)	Phone Call	12/07/2009	Open
73	Code Enforcement	CAR-09-0361	11/24/2009	Sign Violation	15505 1ST AV S Sign Violation-BlackJack Academy	Enforcement Letter 1	12/02/2009	Open
73	Code Enforcement	CAR-09-0362	11/24/2009	Sign Violation	15409 1ST AV S Sign Violation-Shoefitters	Enforcement Letter 1	12/02/2009	Open

Days Old	Department	CAR #	Date Received	Nature of Request	Complaint Information	Last Action	Date	Status
73	Building	CAR-09-0364	11/24/2009	Building	13803 DES MOINES MEMORIAL DR S Building-Lopez	Phone Call	02/03/2010	Open
58	Code Enforcement	CAR-09-0375	12/09/2009	Sign Violation	ABS issue- Dino's Greek	Enforcement Letter 1	12/23/2009	Open
53	Planning	CAR-09-0378	12/14/2009	Planning / Zoning	13458 4TH AV S Zoning-Brunette	Case Received	12/16/2009	Open
46	Code Enforcement	CAR-09-0380	12/21/2009	Sign Violation	14017 1ST AV S Sign Violation-DeKache Salon	Enforcement Letter 1	12/23/2009	Open
38	Code Enforcement	CAR-09-0381	12/29/2009	Nuisance	14636 4TH PL S / Business LicenseNuisance - Illegal Dumping	Meeting	01/29/2010	Open
37	Planning	CAR-09-0385	12/30/2009	Planning / Zoning	12837 SHORE CREST DR SW Illegal ADU / Moses Ma	Meeting	01/13/2010	Open
33	Public Works	CAR-10-0011	01/03/2010	ROW Issue	1521 SW 160TH ST ROW tree-Barberio	Case Received	01/15/2010	Open
32	Code Enforcement	CAR-10-0001	01/04/2010	Nuisance	15929 25TH AV SW Nuisance-Trash Debris	Case Received	01/04/2010	Open
31	Planning	CAR-10-0005	01/05/2010	Critical Area Concerns	16617 25TH AV SW Planning- Cutting trees in critial area-Houk	Meeting	01/14/2010	Open
31	Code Enforcement	CAR-10-0008	01/05/2010	Sign Violation	13634 1ST AV S Sign Violation-Personality Cleaners	Enforcement Letter 1	01/13/2010	Open
30	Code Enforcement	CAR-10-0009	01/06/2010	Sign Violation	13260 1ST AV S Sign Violation (ABS)-GP Capital Financial	Enforcement Letter 1	01/19/2010	Open
24	Code Enforcement	CAR-10-0007	01/12/2010	Nuisance	Nuisance lumber-McPherson	Meeting	01/15/2010	Open
21	Code Enforcement	CAR-10-0012	01/15/2010	Sign Violation	14615 1ST AV S Sign Violation-Pamper Me	Meeting	01/22/2010	Open

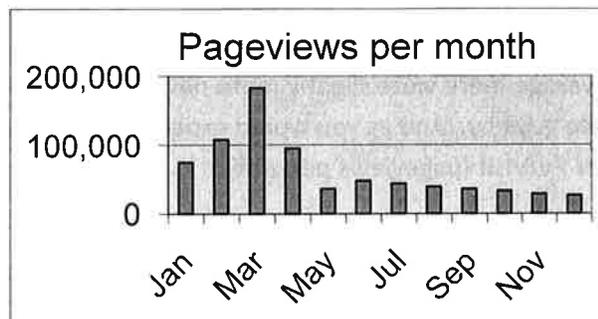
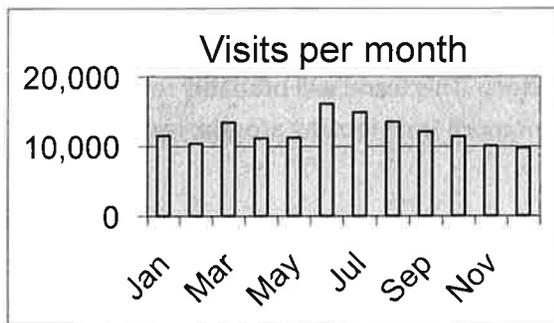
Days Old	Department	CAR #	Date Received	Nature of Request	Complaint Information	Last Action	Date	Status
17	Code Enforcement	CAR-10-0015	01/19/2010	Sign Violation	Sign violation-Boehm's Chocolates	Case Received	01/19/2010	Open
17	Code Enforcement	CAR-10-0017	01/19/2010	Housing Concerns	635 SW 152ND ST Housing-Breaktime (vacant)	Site Investigation	02/02/2010	Open
15	Code Enforcement	CAR-10-0021	01/21/2010	Sign Violation	209 SW 152ND ST Sign Violation-Pawn X-Change	Case Received	01/21/2010	Open
15	Code Enforcement	CAR-10-0022	01/21/2010	Sign Violation	Sign Violation-Family Academy	Enforcement Letter 1	01/22/2010	Open
10	Code Enforcement	CAR-10-0024	01/26/2010	Graffiti	Graffiti-U Haul	Case Received	01/26/2010	Open
10	Code Enforcement	CAR-10-0025	01/26/2010	Graffiti	13624 1ST AV S Graffiti-Unicorn Mortgage	Case Received	01/26/2010	Open
10	Code Enforcement	CAR-10-0026	01/26/2010	Graffiti	13609 1ST AV S Graffiti-Les Schwab	Case Received	01/26/2010	Open
10	Code Enforcement	CAR-10-0027	01/26/2010	Sign Violation	14611 AMBAUM BL SW Sign Violation-Central Welding	Enforcement Letter 1	01/28/2010	Open
10	Building	CAR-10-0028	01/26/2010	Building	Building-Fire-Burien Community Church	NOV Issued	01/28/2010	Open
10	Code Enforcement	CAR-10-0029	01/26/2010	Sign Violation	120 SW 160TH ST Sign Violation-Seahurst Chiropractic	Case Received	01/26/2010	Open
10	Code Enforcement	CAR-10-0030	01/26/2010	Nuisance	16623 25TH AV SW Nuisance-Roth	Site Investigation	02/04/2010	Open
10	Code Enforcement	CAR-10-0031	01/26/2010	Graffiti	14420 4TH AV SW Graffiti-Hudesman fence	Case Received	01/26/2010	Open

Days Old	Department	CAR #	Date Received	Nature of Request	Complaint Information	Last Action	Date	Status
9	Code Enforcement	CAR-10-0032	01/27/2010	Nuisance	217 SW 138TH ST Nuisance-Junk Vehicles	Enforcement Letter 1	01/29/2010	Open
7	Code Enforcement	CAR-10-0033	01/29/2010	Housing Concerns	812 S 132ND ST Housing Concern-Singh	Enforcement Letter 1	02/03/2010	Open

City of Burien 2009 website statistics

	Visits	Pageviews	Average # of Pageviews/Visit
<b>Jan</b>	11,510	74,826	6.5
<b>Feb</b>	10,388	107,712	10.4
<b>Mar</b>	13,444	182,780	13.6
<b>Apr</b>	11,175	94,881	8.5
<b>May</b>	11,252	36,057	3.2
<b>Jun</b>	16,138	47,792	3.0
<b>Jul</b>	14,878	43,405	2.9
<b>Aug</b>	13,506	39,127	2.9
<b>Sep</b>	12,115	35,876	3.0
<b>Oct</b>	11,453	32,926	2.9
<b>Nov</b>	10,054	28,347	2.8
<b>Dec</b>	9,800	26,081	2.7
<b>Total</b>	145,713	749,810	5.1

Observations	Possible meanings
Visits per month peaked in June	People were actively looking for information, possibly events related (see most popular search terms below)
Visits per month are remaining fairly consistent	The site is being used as a resource by the public
Pageviews per month peaked in March	People were curious and checking out the new site
Average # of pageviews per visit seems to have settled down	People are starting to use the site more to get what they want and then get out. And as the weather starting improving in May people didn't want to spend a lot of time indoors "surfing"



<b>Most popular search terms</b>	
<b>annexation</b>	226
<b>jobs</b>	202
<b>business license</b>	156
<b>employment</b>	147
<b>Map</b>	113
<b>parade</b>	107
<b>municipal code</b>	106
<b>nera</b>	87
<b>Senior Center</b>	75
<b>population</b>	70
<b>zoning</b>	70
<b>library</b>	68
<b>mayor</b>	62
<b>farmers market</b>	60
<b>town square</b>	58
<b>burien municipal code</b>	56
<b>seahurst park</b>	56
<b>rfp</b>	52
<b>Code</b>	49
<b>seahurst</b>	48
<b>restaurants</b>	46
<b>maps</b>	45
<b>noise</b>	43
<b>4th of july parade</b>	42
<b>strawberry festival</b>	42

The results in most cases speak for themselves, however there are some surprises, i.e. “jobs” and “employment” together equal 349, making it the top searched topic. And the list does point out some things that we hadn’t thought of, and could do a better job of providing access to, i.e. the 4<sup>th</sup> of July parade (“parade” and “4<sup>th</sup> of july parade” equal 149).

<b>Visitor Type</b>	<b>Visits</b>	<b>Pv/Visit</b>
<b>New Visitor</b>	78,773 (54%)	5.72
<b>Returning Visitor</b>	67,485 (46%)	4.84

On average there were slightly more new than returning visitors. This trend will probably reverse itself as time goes by. And as you would expect, new visitors spent more time looking around, resulting in higher Pv/Visit (pageviews per visit).

Top Content by Page Title	Visits	Pageviews	Avg Time Spent on Page
<b>Home Page</b>	107355	327966	32.34
<b>Current Jobs</b>	12936	42271	25.39
<b>Departments</b>	5375	21759	25.39
<b>Parks</b>	5237	33321	20.06
<b>Human Resources</b>	2793	33610	5.16
<b>Applying For Permits</b>	2052	9674	54.35
<b>North Highline Annexation</b>	1987	4619	98.15
<b>Police</b>	1907	6549	35.64
<b>Seahurst Park</b>	1696	4482	77.28
<b>Agendas with Supporting Documents &amp; Minutes</b>	1529	4062	44.57
<b>Participate In A Class or Program</b>	1442	6302	25.99
<b>Permit Application Forms</b>	1232	3762	87.42
<b>Strawberry &amp; Arts Festival</b>	1227	3331	66.41
<b>Preschool, Youth and Teens</b>	1212	3593	55.95
<b>Map Collection</b>	1147	3106	91.91
<b>Burien Municipal Code Title 19</b>	1143	3079	100.53
<b>Moshier Community Art Center</b>	1113	4582	26.56
<b>City Council</b>	1101	6123	20.67
<b>Music &amp; Movies in the Park</b>	1098	1542	139.13
<b>Rent a Facility or Ballfield</b>	1005	3432	39.59
<b>Park Rentals</b>	953	2605	54.04
<b>Community Events</b>	891	2990	52.5
<b>Who Do I Contact?</b>	886	4639	34.66
<b>Adults</b>	818	2214	49.93
<b>City Manager</b>	763	2889	26.92
<b>Moshier Memorial Park</b>	727	2511	23.82
<b>Community Development</b>	702	7034	18.52
<b>Public Works</b>	697	4739	21.8
<b>Recreation Guide</b>	682	1521	88.02
<b>I Want To</b>	664	5190	17.43
<b>City Hall / Library</b>	648	2392	37.11
<b>Classes and Workshops</b>	624	1644	61.38
<b>Building Licenses and Permits</b>	605	1929	58.81
<b>Town Square</b>	594	3600	24.01
<b>Burien Community Center</b>	581	3305	25.04
<b>Visitors</b>	557	3660	15.41
<b>Permit Center</b>	539	3412	28.36
<b>Business</b>	537	4943	13.81
<b>Contact Us</b>	530	1799	28.38
<b>Arts-A-Glow</b>	527	1095	85.88
<b>Agendas, Packets and Minutes</b>	494	785	123.16



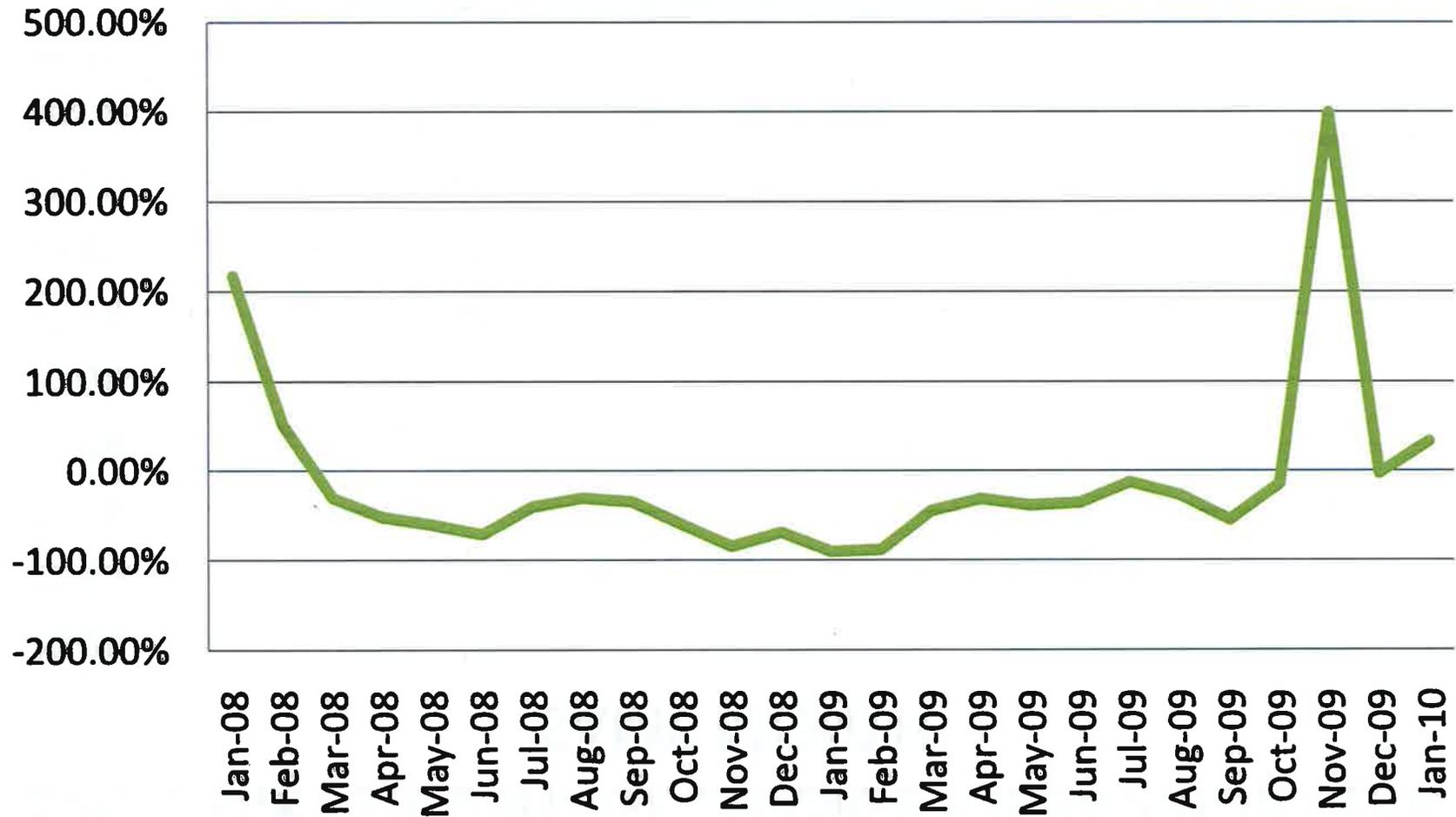
# CITY OF BURIEN

## SALES TAX PERCENTAGE CHANGE FROM PRIOR YEAR SAME MONTH

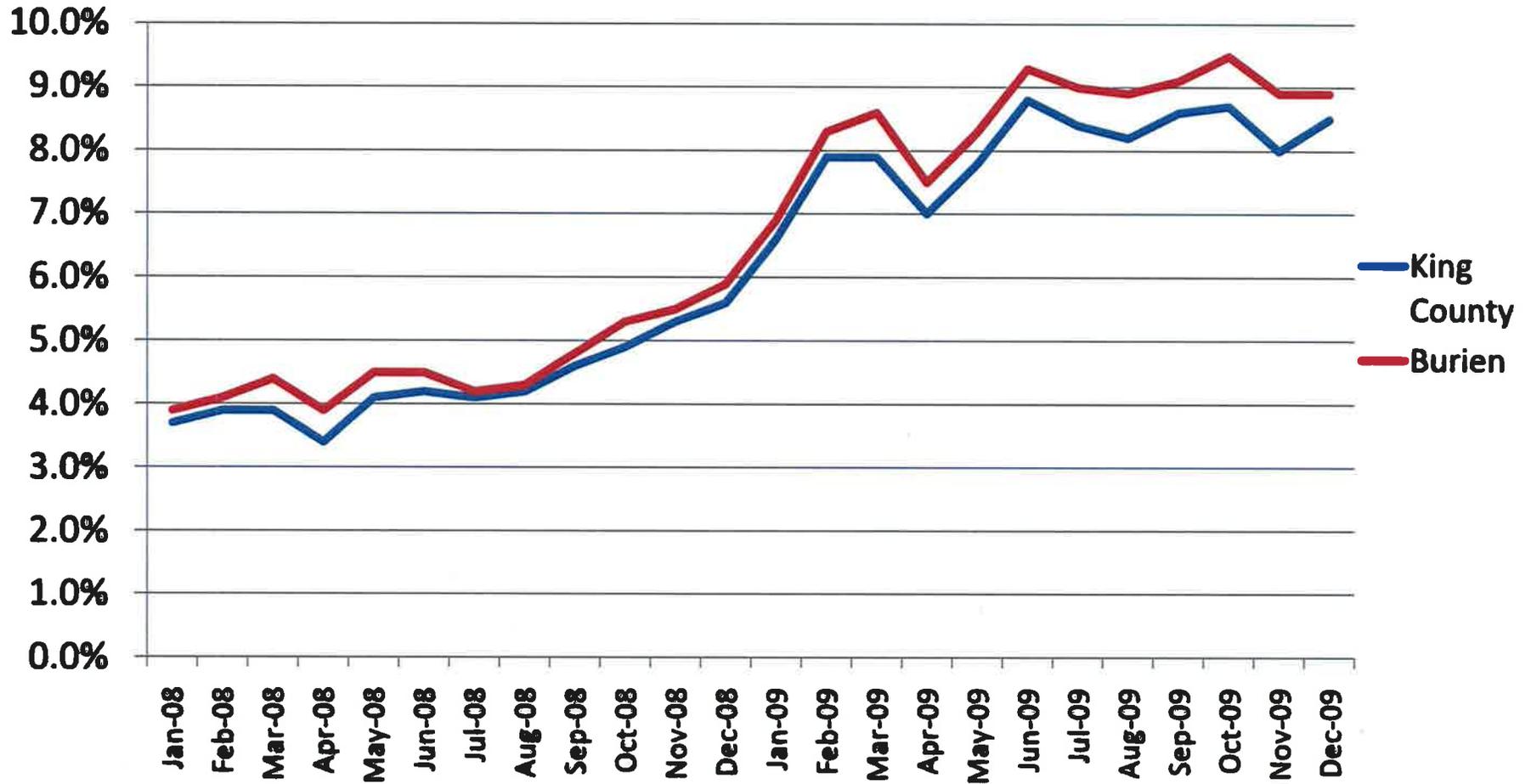


# CITY OF BURIEN REAL ESTATE EXCISE TAX

## PERCENTAGE CHANGE FROM PRIOR YEAR SAME MONTH



# UNEMPLOYMENT RATE KING COUNTY vs. CITY OF BURIED





**CITY OF BURIEN, WASHINGTON**  
**Parks and Recreation Advisory Board**  
**MEETING MINUTES**  
**Date – January 13, 2010**  
**Time - 7:00 PM**

**BOARD MEMBERS PRESENT**

Chris Ndifon            Jean Spohn            Larry Moormeier  
  
Ted Fosberg            Ed Dacy

**BOARD MEMBERS ABSENT**

Sheryl Knowles

**STAFF PRESENT**

Michael Lafreniere, Parks Director  
Steve Roemer, Parks Development and Operations Manager  
Kristy Dunn, Recreation Supervisor  
Bophary Du, Recreation Specialist

**GUESTS PRESENT**

Kim Johnson, Jim Branson

Chris Ndifon called the meeting to order at approximately 7:05 PM.

**CITIZEN COMMENT**

Kim Johnson introduced herself, stating that she had applied for the Parks Board vacancy, was active in the community and interested in participating and contributing to the Parks, Recreation and Cultural Services Department and its goals.

**ADDITIONS TO AGENDA & AGENDA REVIEW**

No changes.

**MEETING MINUTES**

The minutes from the December 9, 2009 meeting were approved 5/0/0.

**AGENDA AND ACTION ITEMS**

**PRESENTATION**

- Michael Lafreniere provided an update on the new Burien Community Center, which will be located in the old King County Library site at 14700 6<sup>th</sup> Ave. Burien.

- ✓ The new center will have about 1000 sq. ft. additional programming space beyond the current center, but more importantly will provide a much more comfortable and inviting setting for our customers, with activity rooms designed for their intended functions.
  - ✓ Programmed spaces will include rooms for teens and seniors, health services, such as foot care, computers, dance, exercise, meetings, and large gatherings, such as wedding receptions with a kitchenette to support food service.
  - ✓ Current schedules have staff to move in during mid April 2010, programming to start immediately following, and an Open House event in May 2010.
- Kristy Dunn and Bophary Du presented an overview of the Adult and Senior Programs and opportunities within the Department.
    - ✓ The broad topics of Adult Programs offered include; dance, yoga, fitness, sports and special interest.
    - ✓ Adult classes offered include; cooking, dog obedience, finances, softball, basketball, karate, pilates, yoga, ballroom and tap dancing, to name just a few of the opportunities.
    - ✓ For Seniors the Department offers Programs, Services, Activities and Travel options.
    - ✓ Senior topics include; health, computer skills, transportation options, attorney and financial services, local and overnight travel, Wii bowling, movies, group games, such as cards or Bunco, and even special events, such as Taste of Tuscany or Bunny Breakfast.
  - Board officers were elected, resulting in Ted Fosberg assuming the position of Board Chair and Ed Dacy assuming the position of Vice Chair, both effective as of the close of this evening's meeting.

#### **FUTURE AGENDA ITEMS AND/OR QUESTIONS**

- Community Garden topics, as necessary and a tour of existing community gardens
- Parks Capital projects updates
- 2010 Parks budget reductions
- Annexation as related to the parks and tour of new parks
- Update on volunteer activities at Shorewood and Salmon Creek Parks
- Recreation program updates
- Potential for future passive recreational opportunities in parks, ie. frisbee golf, bocce ball.
- Impact of annexation on recreation staff.

#### **FOR THE GOOD OF THE ORDER**

- The Board thanked Chris Ndifon for serving as Board Chair during 2009.
- Sustainable Burien is excited about the potential for a community garden and they are coordinating with staff during the early stages of development.
- The meeting was adjourned at 8:25PM.

Respectfully submitted by Steve Roemer, Parks Manager, Parks, Recreation & Cultural Services

**CITY OF BURIEN  
AGENDA BILL**

<b>Agenda Subject:</b> Review of Council Proposed Agenda Schedule		<b>Meeting Date:</b> February 22, 2010
<b>Department:</b> City Manager	<b>Attachments:</b> Proposed Meeting Schedule	<b>Fund Source:</b> N/A <b>Activity Cost:</b> N/A <b>Amount Budgeted:</b> N/A <b>Unencumbered Budget Authority:</b> N/A
<b>Contact:</b> Monica Lusk, City Clerk		
<b>Telephone:</b> (206) 248-5517		
<b>Adopted Work Plan</b> <b>Priority:</b> Yes    No    X	<b>Initiative Description:</b> N/A	
<b>PURPOSE/REQUIRED ACTION:</b>		
The purpose of this agenda item is for Council to review the proposed City Council meeting schedule. New items or items that have been rescheduled are in bold.		
 <b>BACKGROUND (Include prior Council action &amp; discussion):</b>		
According to City Council policies, the proposed meeting schedule is reviewed during the last meeting of each month.		
 <b>OPTIONS (Including fiscal impacts):</b>		
<ol style="list-style-type: none"> <li>1. Review the schedule, and add, delete, or move items.</li> <li>2. Review the schedule and make no modifications.</li> </ol>		
<b>Administrative Recommendation:</b> Review the schedule.		
<b>Committee Recommendation:</b> N/A		
<b>Advisory Board Recommendation:</b> N/A		
<b>Suggested Motion:</b> None required.		
Submitted by: Monica Lusk <b>Administration</b>	Mike Martin <b>City Manager</b>	
<b>Today's Date:</b> February 17, 2010	<b>File Code:</b> R:/CC/AgendaBill2010/022210cm-1 proposedagendareview.doc	



**CITY OF BURIEN  
PROPOSED COUNCIL AGENDA SCHEDULE  
2010**

1. **Update on 2009 Southwest King County Chamber of Commerce Activities by Nancy Hinthorne, President/CEO.**  
*(Scheduled on 3/1 - City Manager)*
2. **Discussion on Business License Code Revisions.**  
*(Rescheduled from 2/8 to 3/1 - Finance)*
3. **Motion to Approve Proposed Ordinance No. xxx, Amending the Business License Code.**  
*(Rescheduled from 2/22 to 3/8 - Finance)*
4. **Discussion on Phased Annexation.**  
*(Scheduled on 3/8 – Council direction on 2/8)*
5. Discussion on Development of a Stormwater Impact Fee in Lieu of the Improvements to be Made as Part of the Northeast Redevelopment Area (NERA) Project.  
*Rescheduled from 2/1 to 3/8 – Public Works)*
6. **Discussion of the Governance Transfer Interlocal Agreement between King County and the City of Burien regarding the North Highline South Annexation Area.**  
*(Scheduled on 3/8 – City Manager)*
7. Motion to Adopt Ordinance No. xxx, Establishing a Stormwater Impact Fee in Lieu of the Improvements to be Made as Part of the Northeast Redevelopment Area (NERA) Project.  
*(Rescheduled from 2/8 to 3/22 - Public Works)*
8. **Motion to Approve the Governance Transfer Interlocal Agreement between King County and the City of Burien regarding the North Highline South Annexation Area.**  
*(Scheduled on 3/22 – City Manager)*
9. **Update on 2009 Discover Burien Activities by Steve Gilbert, Executive Director.**  
*(Scheduled on 3/22 – City Manager)*
10. **Update on 2009 Small Business Development Center (SBDC) Activities by Zev Siegl, Lead Business Advisor.**  
*(Scheduled on 4/5 – City Manager)*
11. **Update on 2009 Southwest King County Economic Development Initiative (SKCEDI) Activities by Allison Clark, Economic Development Specialist, Highline Community College.**  
*(Scheduled on 4/26 – City Manager)*



**CITY OF BURIEN  
AGENDA BILL**

<b>Agenda Subject:</b> Adopt Ordinance #536 amending the 2009-2010 Biennial Budget for Annexation Expenditures and Revenues	<b>Meeting Date:</b> February 22, 2010
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<b>Department:</b> Finance Department	<b>Attachments:</b> 1. Summary of Estimated Annexation Revenues and Expenditures 2. Proposed Ordinance #536	<b>Fund Source:</b> All <b>Activity Cost:</b> See Below <b>Amount Budgeted:</b> See Below <b>Unencumbered Budget Authority:</b>
<b>Contact:</b> Tabatha Miller, Finance Director		
<b>Telephone:</b> (206) 439-3150		

<b>Adopted Work Plan Priority:</b> Yes X No	<b>Description:</b> Successful Annexation
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**PURPOSE/REQUIRED ACTION:** The purpose of this agenda item is to adopt Ordinance No. 536 amending the 2009-2010 Biennial Budget to account for the budgetary impacts of the annexation effective April 1, 2010.

**BACKGROUND (Include prior Council action & discussion):**  
During the update to the 2009-2010 Biennial Budget process, the staff recommended and Council concurred that budget increases related to the annexation of the North Highline should be addressed after the issue of Puget Sound Park was resolved and a final effective date established. On January 11, 2010 Council passed Ordinance No. 527 accepting the annexation and establishing an annexation effective date of April 1, 2010. Staff's proposed annexation budget expenditures are presented below:

General Fund	2010 Operating *	2010 Annexation Costs**	2010 Total Supplemental
City Manager (includes HR, Econ Development and Council)			
City Council	\$ 8,000	\$ -	\$ 8,000
City Manager	250,000	15,000	265,000
Econ Development	6,000	-	6,000
Human Resources	7,000	-	7,000
Community Development (includes Building & Planning)			
Building	110,000	-	110,000
Planning	91,000	-	91,000
Finance & I.T.			
Finance/Accounting	120,000	100,000	220,000
GIS	13,000	-	13,000
Legal (includes Jail, Court, Prosecution and Public Defense)	200,000	-	200,000
Parks & Cultural Services	187,000	100,000	287,000
Public Works (General Fund)	126,000	20,000	146,000
Police Contract	1,665,000	-	1,665,000
<b>Total General Fund</b>	<b>\$ 2,783,000</b>	<b>\$ 235,000</b>	<b>\$ 3,018,000</b>
<b>Street Fund</b>			
Operating (Public Works)	\$ 526,000	\$ -	\$ 526,000
<b>Surface Water Management Fund</b>			
Operating (Public Works)	\$ 370,000	\$ 70,000	\$ 440,000
<b>Capital Reserve Funds</b>			
Equipment Replacement Reserve	\$ 300,000	\$ -	\$ 300,000
<b>Total Capital Reserve Funds</b>	<b>\$ 300,000</b>	<b>\$ -</b>	<b>\$ 300,000</b>
<b>TOTAL PROPOSED ANNEXATION BUDGET</b>	<b>\$ 3,979,000</b>	<b>\$ 305,000</b>	<b>\$ 4,284,000</b>

**OPTIONS (Including fiscal impacts):**

1. Adopt Ordinance No. 536 amending the 2009-2010 Biennial Budget.
2. Do not adopt budget amendment and instead provide staff direction on modifications to proposed changes.

**Administrative Recommendation:** Adopt budget amendments.

**Committee Recommendation:** N/A

**Advisory Board Recommendation:** N/A

**Suggested Motion:** Motion to adopt Ordinance # 536, amending the 2009-2010 Biennial Budget to account for revenues and expenditures related to annexation.

Submitted by: Tabatha Miller, Finance Director  
**Administration** \_\_\_\_\_ **City Manager** \_\_\_\_\_

<b>Today's Date:</b> February 10, 2010	<b>File Code:</b> \CC\Agenda Bill 2010\022210ad-2 Annexation Budget.docx
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**CITY OF BURIEN**  
**PROPOSED 2010 ANNEXATION EXPENDITURE BUDGET**

<b>General Fund</b>	<b>2010 Operating *</b>	<b>2010 Annexation Costs**</b>	<b>2010 Total Supplemental</b>
City Manager (includes HR, Econ Development and Council)			
<i>City Council</i>	\$ 8,000	\$ -	\$ 8,000
<i>City Manager</i>	\$ 250,000	\$ 15,000	\$ 265,000
<i>Econ Development</i>	\$ 6,000	\$ -	\$ 6,000
<i>Human Resources</i>	\$ 7,000	\$ -	\$ 7,000
Community Development (includes Building & Planning)			
<i>Building</i>	\$ 110,000	\$ -	\$ 110,000
<i>Planning</i>	\$ 91,000	\$ -	\$ 91,000
Finance & I.T.			
<i>Finance/Accounting</i>	\$ 120,000	\$ 100,000	\$ 220,000
<i>GIS</i>	\$ 13,000	\$ -	\$ 13,000
Legal (includes Jail, Court, Prosecution and Public Defense)	\$ 200,000	\$ -	\$ 200,000
Parks & Cultural Services	\$ 187,000	\$ 100,000	\$ 287,000
Public Works (General Fund)	\$ 126,000	\$ 20,000	\$ 146,000
Police Contract	\$ 1,665,000	\$ -	\$ 1,665,000
<b>Total General Fund</b>	<b>\$ 2,783,000</b>	<b>\$ 235,000</b>	<b>\$ 3,018,000</b>
<b>Street Fund</b>			
Operating (Public Works)	\$ 526,000	\$ -	\$ 526,000
<b>Surface Water Management Fund</b>			
Operating (Public Works)	\$ 370,000	\$ 70,000	\$ 440,000
<b>Capital Reserve Funds</b>			
Equipment Replacement Reserve	\$ 300,000	\$ -	\$ 300,000
<b>Total Capital Reserve Funds</b>	<b>\$ 300,000</b>	<b>\$ -</b>	<b>\$ 300,000</b>
<b>TOTAL PROPOSED ANNEXATION BUDGET</b>	<b>\$ 3,979,000</b>	<b>\$ 305,000</b>	<b>\$ 4,284,000</b>

\* Operating expenditure budgets based on phased in service levels from April 1, 2010.

\*\*Annexation 1-time expenses associated with process of implementing annexation.

**CITY OF BURIEN**  
**ESTIMATED REVENUES FROM ANNEXATION AREA**

*(Revenues estimates prorated for partial (April 1 to December 31, 2010) year and initial delay in collections.)*

	<b>2010*</b>	<b>2011</b>
<b>GENERAL FUND</b>		
Property Tax	\$ -	\$ 1,304,000
Sales Tax	\$ 311,000	\$ 422,000
Sales Tax Criminal Justice	\$ 152,000	\$ 310,000
Utility Taxes	\$ 515,000	\$ 703,000
B&O Tax	\$ 35,000	\$ 47,000
Gambling Excise Tax	\$ 14,000	\$ 19,000
Liquor Profits and Revenues	\$ 89,000	\$ 182,000
Recreation Fees	\$ 74,000	\$ 152,000
Planning Fees	\$ 47,000	\$ 64,000
Permits	\$ 135,000	\$ 185,000
Grants & other Revenues	\$ 42,000	\$ 83,000
State Criminal Justice	\$ 31,000	\$ 63,000
Garbage Utility Tax	\$ 107,000	\$ 146,000
Cable Franchise	\$ 126,000	\$ 172,000
Fines & Misc.	\$ 32,000	\$ 64,000
Total General Fund	\$ 1,710,000	\$ 3,916,000
<b>RESTRICTED REVENUES</b>		
Property Tax - Capital Reserve**	\$ -	\$ 343,000
King County Parks Levy	\$ 22,000	\$ 22,000
REET - PW Reserve	\$ 52,000	\$ 108,000
Total Annual Capital	\$ 74,000	\$ 473,000
Surface Water Management	\$ 481,000	\$ 601,000
Road Levy Property Tax	\$ 2,015,000	\$ -
Business License Fees	\$ 23,000	\$ 23,000
Motor Vehicle Fuel Tax	\$ 168,000	\$ 343,000
Seattle City Light	\$ 177,000	\$ 248,000
Total Streets Fund	\$ 2,383,000	\$ 614,000
TOTAL ANNEXATION REVENUES	\$ 4,648,000	\$ 5,604,000
<b>POTENTIAL REVENUES</b>		
Sales Tax Credit RCW 82.14.415	\$ 251,000	\$ 511,000

\*Calculations prorated from April 1, 2010 to December 31, 2010 and assume delay in initial collections.

\*\* Assumes Burien's policy of setting aside property tax for capital project reserve will apply to annexation.

**CITY OF BURIEN  
ONGOING POST-ANNEXATION REVENUES  
ANNUALIZED PROJECTIONS**

*(This spread sheet summarizes the impacts of annexation on revenues on a ongoing annualized basis (12 full months). Annexation area revenue estimates are based on Burien's existing 2010 Budget multiplied by the appropriate calculation or formula and stated in 2010 dollars. The sheet serves as a starting point for estimating both initial and ongoing budget amounts.)*

	<b>Burien (No - Annexation)</b>	<b>Annexation Area</b>	<b>Burien after Annexation</b>	<b>Driver/Basis</b>
<b>GENERAL FUND</b>				
Property Tax	\$ 4,307,000	\$ 1,291,000	\$ 5,598,000	Assessed Value
Sales Tax	4,600,000	414,000	5,014,000	Adjusted KC
Sales Tax Criminal Justice	675,000	304,000	979,000	Adjusted KC
Utility Taxes	2,315,000	686,000	3,001,000	Incremental Assessed Value
B&O Tax	500,000	46,000	546,000	Zoning - Commercial
Gambling Excise Tax	165,000	19,000	184,000	Gaming Establishments
Liquor Profits and Revenues	410,000	178,000	588,000	Population
Recreation Fees**	547,000	148,000	695,000	Population
Planning Fees	210,000	62,000	272,000	Assessed Value
Permits	608,000	180,000	788,000	Assessed Value
Grants & other Revenues	280,000	83,000	363,000	Misc.
State Criminal Justice	174,000	62,000	236,000	Acres
Garbage Utility Tax	400,000	143,000	543,000	Acres
Cable Franchise	425,000	168,000	593,000	Households
Fines & Misc.	250,000	63,000	313,000	Misc.
<b>Total General Fund</b>	<b>\$ 15,866,000</b>	<b>\$ 3,847,000</b>	<b>\$ 19,713,000</b>	24%
<b>RESTRICTED REVENUES</b>				
Property Tax - Capital Reserve*	1,194,000	271,000	1,465,000	Assessed Value
REET - PW Reserve	350,000	104,000	454,000	Assessed Value
<b>Total Annual Capital</b>	<b>\$ 1,544,000</b>	<b>\$ 375,000</b>	<b>\$ 1,919,000</b>	24%
Surface Water Management	1,750,000	601,000	2,351,000	Adjusted KC
<b>Total SWM Fund</b>	<b>\$ 1,750,000</b>	<b>\$ 601,000</b>	<b>\$ 2,351,000</b>	34%
Business License Fees	250,000	23,000	273,000	Zoning - Commercial
Motor Vehicle Fuel Tax	750,000	336,000	1,086,000	Population
Seattle City Light	595,000	236,000	831,000	Incremental Assessed Value
<b>Total Streets Fund</b>	<b>\$ 1,595,000</b>	<b>\$ 595,000</b>	<b>\$ 2,190,000</b>	37%
<b>POTENTIAL REVENUES</b>				
Sales Tax Credit RCW 82.14.415			501,000	

\* Assumes Burien's policy of setting aside property tax for capital project reserve will apply to annexation.

**CITY OF BURIEN  
GENERAL FUND OPERATING SUMMARY**

*(This spread sheet summarizes the impacts of annexation on an ongoing annualized basis (12 full months) for the General Fund. Annexation area expenditure and revenue estimates are based on Burien's existing 2010 Budget multiplied by the appropriate calculation or formula and stated in 2010 dollars. The sheet serves as a starting point for estimating both initial and ongoing budget amounts.)*

	<b>Burien (No - Annexation)</b>	<b>Area X (North Highline)</b>	<b>Burien after Annexation</b>	<b>Driver/Basis</b>
Revenue				
Property Tax - Operating	\$ 4,307,000	\$ 1,291,000	\$ 5,598,000	Assessed Value
Sales Tax	4,600,000	414,000	5,014,000	Zoning - Commercial
Sales Tax Criminal Justice	675,000	304,000	979,000	Zoning - Commercial
Utility Taxes	2,315,000	686,000	3,001,000	Incremental Assessed Value
B&O Tax	500,000	46,000	546,000	Zoning - Commercial
Gambling Excise Tax	165,000	19,000	184,000	Adjusted KC Estimate
Liquor Profits and Revenues	410,000	178,000	588,000	Population
Recreation Fees	547,000	148,000	695,000	Population**
Planning Fees	210,000	62,000	272,000	Incremental Assessed Value
Permits	608,000	180,000	788,000	Incremental Assessed Value
Grants & other Revenues	280,000	83,000	363,000	Incremental Assessed Value
State Criminal Justice	174,000	62,000	236,000	Acres
Garbage Utility Tax	400,000	143,000	543,000	Acres
Cable Franchise	425,000	168,000	593,000	Households
Fines & Misc.	250,000	63,000	313,000	Budget
<b>GF Operating Revenue</b>	<b>\$ 15,866,000</b>	<b>\$ 3,847,000</b>	<b>\$ 19,713,000</b>	24%
Sales Tax Credit RCW 82.14.415			<b>\$ 501,000</b>	
<b>Total Annexation Revenue</b>			<b>\$ 20,214,000</b>	27%
Expenditures - Services				
City Manager	1,629,000	338,000	1,967,000	
Community Development	1,407,000	504,000	1,911,000	
Finance/Administration	1,510,000	396,000	1,906,000	
Legal	1,531,000	468,000	1,999,000	
Parks & Cultural Services	2,396,000	507,000	2,903,000	
Public Works (General Fund)	468,000	168,000	636,000	
Police Contract	7,183,000	2,220,000	9,403,000	
Equipment Replacement	195,000	100,000	295,000	
<b>Total Expenditures</b>	<b>16,319,000</b>	<b>4,701,000</b>	<b>21,020,000</b>	29%
<b>Net Operating Cost</b>	<b>\$ (453,000.00)</b>	<b>\$ (854,000.00)</b>	<b>\$ (806,000.00)</b>	

\*\*Adjusted by 40% to account for PAA residents already using services.

# CITY OF BURIEN, WASHINGTON

## ORDINANCE NO. 536

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### AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, AMENDING THE 2009-2010 BIENNIAL BUDGET OF THE CITY OF BURIEN, WASHINGTON TO ADJUST REVENUES AND APPROPRIATE EXPENDITURES TO THE CITY FUNDS FOR 2009 AND 2010

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WHEREAS, the City of Burien adopted the 2009-2010 Budget by Ordinance No. 500; and

WHEREAS, on January 11, 2010, the City of Burien adopted Ordinance No. 527 accepting the North Highline Annexation and establishing an effective date of April 1, 2010; and

WHEREAS, the City of Burien will receive additional revenue associated with the annexation and incur additional expenditures in order to provide services to the newly annexed area.

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

Section 1. The 2009-2010 Adopted Budget for the City of Burien for the period January 1, 2009 through December 31, 2010 is hereby amended as shown in Exhibit A and B.

Section 2. 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 3. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

**ADOPTED** BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

CITY OF BURIEN

/s/ Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

/s/ Monica Lusk, City Clerk

Approved as to form:

/s/ Christopher Bacha, Interim, City Attorney  
Kenyon Disend, PLLC

Filed with the City Clerk:

Passed by the City Council:

Ordinance No. 536

Date of Publication:

**Exhibit A**

The following exhibits illustrate the revised revenue and expenditure totals for all funds and brings current the totals for each fund previously reported in Ordinance No. 500, Ordinance No. 513 and Ordinance No. 536:

Fund Name	Beginning		Transfers		Total Resources
	Fund Balance	Revenues	In		
General	\$ 3,768,613	\$ 34,178,448	\$ 299,000		\$ 38,246,061
Street	306,291	5,266,000	-		5,572,291
Surface Water Management	305,463	4,059,250	-		4,364,713
Public Works Reserve	6,424	987,676	-		994,100
Equipment Reserve	302,302	7,500	390,000		699,802
Art in Public Places	46,973	1,040	15,000		63,013
Capital Projects Reserve	489,412	2,333,724	-		2,823,136
Debt Service	(61,084)	232,000	2,370,950		2,541,866
Town Square Capital Projects	6,998,477	2,145,894	335,105		9,479,476
Parks and General Fund Capital Projects	2,596,454	7,013,921	-		9,610,375
Transportation Capital Projects	35,713	9,652,954	2,715,000		12,403,667
Surface Water Management Projects	947,160	-	1,318,761		2,265,921
<b>Total</b>	<b>\$ 15,742,198</b>	<b>\$ 65,878,407</b>	<b>\$ 7,443,816</b>		<b>\$ 89,064,421</b>

Fund Name	Transfers		Ending Fund		Total Uses
	Expenditures	Out	Balance		
General	\$ 35,741,770	\$ 390,000	\$ 2,114,291		\$ 38,246,061
Street	3,664,174	873,500	1,034,617		5,572,291
Surface Water Management	2,835,843	1,357,261	171,609		4,364,713
Public Works Reserve	-	935,105	58,995		994,100
Equipment Reserve	462,800	-	237,002		699,802
Art in Public Places	10,000	-	53,013		63,013
Capital Projects Reserve	-	1,855,950	967,186		2,823,136
Debt Service	2,541,422	-	444		2,541,866
Town Square Capital Projects	9,132,538		346,938		9,479,476
Parks and General Fund Capital Projects	9,297,591	15,000	297,784		9,610,375
Transportation Capital Projects	9,863,241		2,540,426		12,403,667
Surface Water Management Projects	866,439	1,100,000	299,482		2,265,921
<b>Total</b>	<b>\$ 74,415,818</b>	<b>\$ 6,526,816</b>	<b>\$ 8,121,787</b>		<b>\$ 89,064,421</b>

**Exhibit B**

The following illustrates the changes made in each fund, not the totals per fund.

**Annexation Update to the 2009-2010 Budget -- All Funds**

<b>Fund Name</b>	<b>Changes to Beginning Fund Balance</b>	<b>Changes to Revenues</b>	<b>Changes to Transfers In</b>	<b>Changes to Total Resources</b>
General	\$ -	\$ 2,791,500	\$ -	\$ 2,791,500
Street	-	1,552,000	-	1,552,000
Surface Water Management	-	481,000	-	481,000
Public Works Reserve	-	52,000	-	52,000
Equipment Reserve	-	-	20,000	20,000
Art in Public Places	-	-	-	-
Capital Projects Reserve	-	-	-	-
Debt Service	-	-	-	-
<b>Capital Projects</b>				
Town Square Capital Projects	-	-	-	-
Parks and General Fund Capital Projects	-	22,000	-	22,000
Transportation Capital Projects	-	-	891,000	891,000
Surface Water Management Projects	-	-	111,000	111,000
<b>Total</b>	\$ -	\$ 4,898,500	\$ 1,022,000	\$ 5,920,500

<b>Fund Name</b>	<b>Changes to Expenditures</b>	<b>Changes to Transfers Out</b>	<b>Changes to Ending Fund Balance</b>	<b>Changes to Total Uses</b>
General	\$ 2,998,000	\$ 20,000	\$ (226,500)	\$ 2,791,500
Street	526,000	-	1,026,000	1,552,000
Surface Water Management	440,000	-	41,000	481,000
Public Works Reserve	-	-	52,000	52,000
Equipment Reserve	300,000	-	(280,000)	20,000
Art In Public Places	-	-	-	-
Capital Projects Reserve	-	-	-	-
Debt Service	-	-	-	-
<b>Capital Projects</b>				
Town Square Capital Project	-	-	-	-
Parks and General Fund Capital Projects	-	-	22,000	22,000
Transportation Capital Projects	-	-	891,000	891,000
Surface Water Management Projects	-	-	111,000	111,000
<b>Total</b>	\$ 4,264,000	\$ 20,000	\$ 1,636,500	\$ 5,920,500





*Burien*  
WASHINGTON

# ANNEXATION BUDGET AMENDMENTS

Finance Department

February 22, 2010

# UPDATES

- Added \$11,000 to Parks Operations for Maintaining Southern Heights Park
- Transfer funding to CIP/TIP (\$1 million) but do not budget for project expenditures – we will return to Council with identified projects
- Added 1-Time Annexation Expenditure of \$70,000 for Surface Water Management System Inventory

# IMPACT OF ANNEXATION FOR 2010

(Partial year beginning April 1, 2010)

FUND	INCREASE IN \$
<b>General Fund</b>	
City Council	\$8,000
City Manager	\$263,000
Finance	\$133,000
Legal	\$200,000
Police	\$1,665,000
Public Works	\$126,000
Community Development	\$201,000
Parks	\$187,000
<b>TOTAL GENERAL FUND</b>	<b>\$2,783,000</b>
<b>Street Fund</b>	\$526,000
<b>Surface Water Management</b>	\$370,000
<b>Equipment Replace Reserve</b>	\$300,000
<b>TOTAL ALL FUNDS</b>	<b>\$3,979,000</b>

# ANNEXATION REVENUE

(Partial Year Beginning April 1, 2010)

GENERAL FUND	INCREASE IN \$
Property Taxes – General Govt.	\$0
Sales Taxes	\$463,000
Utility Taxes & Franchise Fees	\$748,000
Licenses, Permits & Charges for Services	\$256,000
Intergovernmental	\$162,000
Fines, Forfeitures & Misc.	\$81,000
<b>Seattle City Light Revenues (Re-allocate for 2010)</b>	<b>\$831,000</b>
<b>Sales Tax Credit RCW 82.14.415</b>	<b>\$251,000</b>
Total General Fund	\$2,792,000
STREET FUND	
KC Road Tax Levy	\$2,015,000
Motor Vehicle Fuel Tax & Business License	\$191,000
Seattle City Light	177,000
<b>Less Seattle City Light (Re-allocate for 2010)</b>	<b>(\$831,000)</b>
Total Street Fund	\$1,552,000
SURFACE WATER MANAGEMENT FEES	\$481,000
PW RESERVE/PARKS FUND - REET	\$74,000
<b>TOTAL 2010 ANNEXATION REVENUE</b>	<b>\$4,895,000</b>

# 1-TIME ANNEXATION EXPENDITURES

SUPPLEMENTAL REQUEST	AMOUNT
Outreach Communications – Printing and mailing to new citizens and businesses	\$15,000
Special Annexation Census and census outreach	\$100,000
Parks Improvements – Bring annexation parks into compliance with basic Burien standards	\$100,000
Surface Water Management System Inventory	\$70,000
Property Records Audit – Verify all King County properties are identified and transferred	\$20,000
Total 1-Time Annexation Expenditures	\$305,000

# GENERAL FUND SUMMARY

GENERAL FUND IMPACTS	AMOUNT
2010 OPERATING REVENUES	\$1,710,000
LESS 2010 OPERATING EXPENDITURES	(\$2,783,000)
NET OPERATING SHORTFALL	(\$1,073,000)
PLUS RE-ALLOCATION OF SEATTLE CITY LIGHT REVENUE FROM STREET FUND	\$831,000
PLUS 2010 SALES TAX CREDIT	\$251,000
2010 ANNEXATION SHORTFALL	\$9,000

# ALL FUND SUMMARY

COMBINED FUNDS IMPACT	AMOUNT
2010 OPERATING REVENUES	\$4,895,000
LESS 2010 OPERATING EXPENDITURES	(\$3,979,000)
NET OPERATING SHORTFALL	\$916,000
PLUS EQUIPMENT RESERVE FUNDS	\$300,000
2010 ANNEXATION NET	\$1,216,000
LESS CAPITAL RESERVE FUNDING	(\$1,024,000)
LESS 1-TIME ANNEXATION EXPENDITURES	(\$305,000)
ANNEXATION SHORTFALL	(\$113,000)

# PROPOSED ANNEXATION FTEs

DEPARTMENT*	POSITION	FTE ADDS
Parks	Maintenance Worker	.50
Community Development	Plans Examiner (BD)	1.00
	Office Assistant (BD)	1.00
	Senior Planner (PL)	1.00
	Planner (PL)	1.00
City Manager	Department Assistant/Deputy Clerk	1.00
Public Works	Right-of-Way Inspector	1.00
	Site Development Inspector	1.00
	Engineering Technician (Streets)	1.00
	Maintenance Worker	.50
Finance	I.T./GIS Technician	.50
	Increase Accountant to full-time	<u>.15</u>
	Total	9.65

*•FTEs will be phased in as needed during the first 2 years after annexation. City Manager will review and approve all additions. Proposed FTEs built into proposed 2010 department operating budgets.*

# WRAP UP

- Questions?



**CITY OF BURIEN  
AGENDA BILL**

<b>Agenda Subject:</b> Motion to Adopt Ordinance No. 535, establishing that projected annexation costs exceed projected revenue pursuant to RCW 82.14.415 establishing the .1% State Sales Tax Credit.		<b>Meeting Date:</b> February 22, 2010
<b>Department:</b> Finance Department	<b>Attachments:</b> 1. Ordinance No. 535 2. Revenue & Expenditure Estimates 3. PowerPoint Slides	<b>Fund Source:</b> <b>Activity Cost:</b> <b>Amount Budgeted:</b> <b>Unencumbered Budget Authority:</b>
<b>Contact:</b> Tabatha Miller, Finance Director		
<b>Telephone:</b> (206) 439-3150		
<b>Adopted Work Plan Priority:</b> Yes X No	<b>Description:</b> Successful Annexation	
<b>PURPOSE/REQUIRED ACTION:</b>  The purpose of this agenda item is to discuss and possibly adopt Ordinance No. 535 which establishes that projected annexation expenditures will exceed projected annexation revenues allowing the city to levy a .1% state sales tax to offset a portion of the revenue shortfall of providing municipal services to the North Highline annexation area.		
<b>BACKGROUND (Include prior Council action &amp; discussion):</b>  When annexation occurs within a City located in a county with a population greater than six hundred thousand, RCW 82.14.415 authorizes a City to impose a .1% sales tax for annexation of populations between 10,000 and 20,000 and .2% tax for populations greater than 20,000. Such tax is applied as a credit against the state tax, so residents will not see an increase in their sales and use tax rate, as a result of this levy. The requirements under RCW 82.14.415 to receive tax assistance are: 1) the City has a population of at least ten thousand prior to January 15, 2015; and 2) the City determines by resolution or ordinance that the projected costs to provide services to the annexation area exceeds the projected revenue that the City would otherwise receive from the annexation area on an annual basis. The estimated costs to provide municipal services to the North Highline annexation area during the state's fiscal year (July 1, 2010 through June 30, 2011) is approximately \$8.2 million which exceeds the City's projected revenue in the annexed area of \$6 million, resulting in a shortfall of approximately \$2.2 million. The revenue generated from this tax may only be used to provide services to the annexation area. The total estimated sales tax assistance to the City at .1% would be approximately \$500,000 per year.		
<b>OPTIONS (Including fiscal impacts):</b> 1. Adopt Ordinance No. 535 establishing a threshold and setting sales tax rates at .1% in accordance with RCW 82.14.415. 2. Do not adopt Ordinance No. 535 setting a threshold and sales tax rates at .1% in order to provide municipal services to the Highline Annexation area.		
<b>Administrative Recommendation:</b> Adopt Ordinance No. 535.		
<b>Committee Recommendation:</b> N/A		
<b>Advisory Board Recommendation:</b> N/A		
<b>Suggested Motion:</b> Motion to adopt Ordinance 535, establishing that projected annexation costs exceed projected revenue pursuant to RCW 82.14.415 establishing the .1% State Sales Tax Credit.		
Submitted by: Tabatha Miller, Finance Director		
<b>Administration</b> _____	<b>City Manager</b> _____	
<b>Today's Date:</b> February 10, 2010	<b>File Code:</b> \\File01\records\CC\Agenda Bill 2010\022210ad-1 State Sales Tax Credit.docx	



# CITY OF BURIEN, WASHINGTON

## ORDINANCE NO. 535

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### **AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, SETTING THE THRESHOLD AND TAX RATES IN ACORDANCE WITH RCW 82.14.415 WITH RESPECT TO THE NORTH HIGHLINE BURIEN ANNEXATION**

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WHEREAS, effective April 1, 2010 at 12:01 a.m, the City of Burien will annex the North Highline annexation area with an anticipated population of over 10,000 people, and

WHEREAS, pursuant to RCW 82.14.415, the City is authorized, under the circumstances of this annexation, to impose a sales and use tax as authorized with that tax being a credit against the state tax; and

WHEREAS, RCW 82.14.415 requires that the City Council determine a threshold amount representing costs to serve the area less revenues to be generated by the area, as well as a state sales tax rate to meet the financial needs of the annexed area; and

WHEREAS, blending the 2010 and 2011 annexation related expenses, so as to coincide with the state budget year, results in an estimated shortfall of \$2,131,000; and

WHEREAS, the City Council finds and determines that the projected cost to provide municipal services to the area known as the North Highline annexation is at least \$8,167,000 which exceeds the projected revenue of \$6,036,000 to be generated from the annexation and which results in an estimated shortfall of \$2,131,000; and

WHEREAS, the maximum sales tax assistance under RCW 82.14.415 for an annexation of between 10,000 and 20,000 people is .1% of the sales tax and for over 20,000 people the assistance is .2% of the sales tax; and

WHEREAS, it is appropriate to condition the determination of the sales tax assistance rate upon the City's verification by the State of Washington Office of Financial Management that the annexation area or any part or parts thereof meet the population and all other requirements for the Incentive Tax Dollars.

WHEREAS, the 2010/2011 estimated sales tax in the City is at least \$4.6 million and the estimated sales tax from the annexation is \$414,000, for an estimated sales tax assistance total, at .1% for the City and the annexed area, \$501,400, and at .2% for the City and the annexed area, of \$1,002,800; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Pursuant to RCW 82.14.415, the City Council determines that the anticipated revenues from the North Highline annexed area are estimated to be \$6,036,000, which results in a threshold difference in the initial blended year of annexation to serve the area in the amount of \$2,131,000 and to assist the City in providing services to the area within the annexation there shall be imposed a tax rate, per RCW 82.14.415, equal to 0.1% if the annexation area population is between 10,000 and 20,000 people or 0.2% if the annexation population is over 20,000 people. Pursuant to RCW 82.14.415, this tax is in addition to other taxes authorized by law and shall be collected from those persons who are taxable by the State under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within the City of Burien. All revenue collected under this ordinance shall be used solely to provide, maintain and operate municipal services for the annexation area. The effective date of this tax rate will be July 1, 2010.

Section 2. 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 3. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

**ADOPTED** BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

CITY OF BURIEN

\_\_\_\_\_  
Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
Monica Lusk, City Clerk

Approved as to form:

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Christopher Bacha, Interim, City Attorney  
Kenyon Disend, PLLC

Filed with the City Clerk:  
Passed by the City Council:  
Ordinance No.  
Date of Publication:



**CITY OF BURIEN**

**PROJECTED REVENUES FROM ANNEXATION AREA PER RCW 82.14.415**

*(This spreadsheet is used to calculate the Annexation Area revenues, and operating deficit for purposes of establishing an annexation sales tax credit per RCW 82.14.415, assumes a fiscal year equivalent to the State of July 1, 2010 through June 30, 2011.)*

	<b>July - December</b>	<b>January - June</b>	<b>Blended 2010-2011</b>
	<b>2010</b>	<b>2011</b>	<b>State Fiscal Year</b>
<b>GENERAL FUND</b>			
Property Tax	\$ -	\$ 609,000	\$ 609,000
Sales Tax	\$ 207,000	\$ 211,000	\$ 418,000
Sales Tax Criminal Justice	\$ 152,000	\$ 155,000	\$ 307,000
Utility Taxes	\$ 320,000	\$ 328,000	\$ 648,000
B&O Tax	\$ 23,000	\$ 23,000	\$ 46,000
Gambling Excise Tax	\$ 10,000	\$ 10,000	\$ 20,000
Liquor Profits and Revenues	\$ 89,000	\$ 91,000	\$ 180,000
Recreation Fees	\$ 74,000	\$ 76,000	\$ 150,000
Planning Fees	\$ 29,000	\$ 30,000	\$ 59,000
Permits	\$ 84,000	\$ 87,000	\$ 171,000
Grants & other Revenues	\$ 39,000	\$ 39,000	\$ 78,000
State Criminal Justice	\$ 31,000	\$ 31,000	\$ 62,000
Garbage Utility Tax	\$ 72,000	\$ 73,000	\$ 145,000
Cable Franchise	\$ 84,000	\$ 86,000	\$ 170,000
Fines & Misc.	\$ 32,000	\$ 32,000	\$ 64,000
<b>Total General Fund</b>	<b>\$ 1,246,000</b>	<b>\$ 1,881,000</b>	<b>\$ 3,127,000</b>
<b>RESTRICTED REVENUES</b>			<b>\$ 6,254,000</b>
Property Tax - Capital Reserve*	\$ -	\$ 160,000	\$ 160,000
King County Parks Levy	\$ 11,000	\$ 11,000	\$ 22,000
REET - PW Reserve	\$ 49,000	\$ 51,000	\$ 100,000
<b>Total Annual Capital</b>	<b>\$ 60,000</b>	<b>\$ 222,000</b>	<b>\$ 282,000</b>
Surface Water Management	\$ 481,000	\$ 601,000	\$ 1,082,000
Road Levy Property Tax	\$ 940,000	\$ -	\$ 940,000
Business License Fees	\$ 12,000	\$ 12,000	\$ 24,000
Motor Vehicle Fuel Tax	\$ 168,000	\$ 171,000	\$ 339,000
Seattle City Light	\$ 118,000	\$ 124,000	\$ 242,000
<b>Total Streets Fund</b>	<b>\$ 1,238,000</b>	<b>\$ 307,000</b>	<b>\$ 1,545,000</b>
			<b>\$ 2,150,000</b>
<b>TOTAL ANNEXATION REVENUES</b>	<b>\$ 3,025,000</b>	<b>\$ 3,011,000</b>	<b>\$ 6,036,000</b>

**CITY OF BURIEN**  
**PROJECTED ANNEXATION EXPENDITURES PER RCW 82.14.415**

(This spreadsheet is used to calculate the Annexation Area expenditures and operating deficit for purposes of establishing an annexation sales tax credit per RCW 82.14.415, assumes a fiscal year equivalent to the State of July 1, 2010 through June 30, 2011.)

<b>General Fund</b>	<b>July - December</b>	<b>January - June</b>	<b>Blended 2010-2011</b>
	<b>2010</b>	<b>2011</b>	<b>State Fiscal Year</b>
<b>City Manager</b>			
<i>City Council</i>	\$ 11,000	\$ 11,000	\$ 22,000
<i>City Manager</i>	140,000	144,000	284,000
<i>Econ Development</i>	8,000	8,000	16,000
<i>Human Resources</i>	10,000	10,000	20,000
<b>Community Development</b>			
<i>Building</i>	138,000	142,000	280,000
<i>Planning</i>	114,000	117,000	231,000
<b>Finance/Administration</b>			
<i>Finance/Accounting</i>	172,000	177,000	349,000
<i>GIS</i>	26,000	27,000	53,000
<b>Legal**</b>	234,000	241,000	475,000
<b>Parks &amp; Cultural Services</b>			
<i>Cultural Services</i>	52,000	54,000	106,000
<i>Facility Maintenance</i>	42,000	43,000	85,000
<i>Senior Adult</i>	69,000	71,000	140,000
<i>Youth Family</i>	92,000	95,000	187,000
<b>Public Works (General Fund)</b>	84,000	87,000	171,000
<b>Police Contract</b>	1,110,000	1,188,000	2,298,000
	<b>\$ 2,302,000</b>	<b>\$ 2,415,000</b>	<b>\$ 4,717,000</b>
 <b>Street Fund</b>			
Operating	<b>\$ 351,000</b>	<b>\$ 362,000</b>	<b>\$ 713,000</b>
 <b>SWM Fund</b>			
Operating	<b>\$ 220,000</b>	<b>\$ 227,000</b>	<b>\$ 447,000</b>
 <b>Equipment Replacement Fund</b>			
Acquisition	<b>\$ 200,000</b>	<b>\$ 50,000</b>	<b>\$ 250,000</b>
 <b>Capital Reserve Funds</b>			
Transportation CIP Overlay Program	\$ 1,022,000	\$ 276,000	\$ 1,298,000
Parks Maintenance Upgrades	80,000	-	\$ 80,000
SWM System Maintenance	174,000	488,000	662,000
	<b>\$ 1,276,000</b>	<b>\$ 764,000</b>	<b>\$ 2,040,000</b>
 <b>TOTAL ANNEXATION EXPENDITURES</b>	<b>\$ 4,349,000</b>	<b>\$ 3,818,000</b>	<b>\$ 8,167,000</b>



*Burien*  
WASHINGTON

# ANNEXATION SALES TAX CREDIT

FINANCE DEPARTMENT  
February 22, 2010

# WHAT IS THE PURPOSE OF THE ORDINANCE?

- ▶ Levy .1% Sales and Use Tax within City of Burien to help offset those costs which exceed revenues for providing services in the annexation area.
  - ▶ State provides a credit from their portion of the sales tax, so there is no increase to the residents.
  - ▶ Tax revenue must be used for services within the annexation area.
- 

# CALCULATION

- ▶ Based on the State of Washington's Fiscal Year
  - July 1, 2010 to June 30, 2011
- ▶ Levy Limitations
  - .1% of levy for City if the population is between 10,000 and 20,000
- ▶ Or, up to the Revenue shortfall, *which ever is less*
- ▶ Proposed Annexation Budget and projected revenues and costs of providing services not calculated in same manner

# HOW MUCH DO WE GET?

- ▶ \$500,000
  - Population between 10K and 20K
- ▶ \$1,000,000
  - Population is over 20K
- ▶ Population is established by Special Annexation Census to be conducted in March and April.

# WRAP UP

- ▶ Questions?



**CITY OF BURIEN  
AGENDA BILL**

<b>Agenda Subject:</b> Discussion on Public Safety Contract		<b>Meeting Date:</b> February 22, 2010
<b>Department:</b> Police	<b>Attachments:</b> 2010 "Exhibit B" outlining the existing contracted services provided by the King County Sheriff's Office	<b>Fund Source:</b> N/A
<b>Contact:</b> K. Scott Kimerer, Chief		<b>Activity Cost:</b> N/A
<b>Telephone:</b> (206) 296-3333		<b>Amount Budgeted:</b> N/A
<b>Adopted Initiative:</b> Yes      No      X		<b>Unencumbered Budget Authority:</b> N/A
<b>Initiative Description:</b>		
<p><b>PURPOSE/REQUIRED ACTION:</b> The purpose of this agenda item is a presentation by the Police Chief before Council to facilitate a discussion on the King County Sheriff's Office Police Services contract.</p> <p><b>BACKGROUND (Include prior Council action &amp; discussion):</b> The City of Burien currently contracts with the King County Sheriff's Office (KCSO) for police services. There is an ongoing Inter-local Agreement that defines the roles and responsibilities of the contract and an "Exhibit B" that defines the staffing and budget for the City of Burien. The ILA was last revisited by the KCSO Contract Cities in 2000. The "Exhibit B" is presented yearly. The KCSO contract is based on mandatory and optional service costs. These are further defined as dedicated, shared and non chargeable operational costs as well as facilities and overhead charges. The King County Sheriff's Office contracting costs are governed under RCW 43.09.210 –Local Government Accounting which states in part that "all services rendered shall be paid for at its true and full value".</p> <p><b>OPTIONS (Including fiscal impacts):</b> N/A</p>		
<b>Administrative Recommendation:</b> Hold discussion		
<b>Committee Recommendation:</b> N/A		
<b>Advisory Board Recommendation:</b> N/A		
<b>Suggested Motion:</b> None required.		
Submitted by: Scott Kimerer <b>Administration</b> _____		Mike Martin <b>City Manager</b> _____
<b>Today's Date:</b> February 1, 2010		<b>File Code:</b> R:/CC/Agenda Bill 2010/022210ps-1 disc publicsafetycontract



## Exhibit B

## Input Proposed cost Book

Dedicated Police Services	Units	Salary	Benefits	Other Costs	Total Cost	FTEs
Police Chief	1.0	\$137,951	\$35,601		\$173,552	1.00
Captains	1.0	\$121,748	\$34,916		\$156,665	1.00
Patrol or Admin Sergeants *	1.0	\$100,689	\$34,902		\$135,590	1.00
Officers *	26.0	\$80,952	\$32,358		\$2,946,043	26.00
School Resource Officers	1.0	\$80,120	\$32,251		\$112,371	1.00
Detectives	4.0	\$84,485	\$32,813		\$469,193	4.00
Street Crimes Detectives	6.0	\$84,485	\$32,813		\$703,790	6.00
Community Service Officer	1.0	\$57,858	\$23,316		\$81,174	1.00
Overtime					\$249,275	--
<b>Cost of Dedicated Personnel, Subject to Reconciliation</b>					<b>\$5,027,654</b>	<b>41.00</b>
Uniform, Equipment, and Supplies					\$105,443	--
Additional Wireless Cards	6			\$557	\$3,343	--
Vehicles					\$453,870	--
Vehicle Adjustments	Y			-\$9,622	-\$9,622	--
Insurance, 800 MHz, etc.					\$191,533	--
<b>Subtotal, Dedicated Police Services</b>					<b>\$5,772,221</b>	<b>41.00</b>
<b>Additional Police Services</b>	<b>Units</b>	<b>Salary</b>	<b>Benefits</b>	<b>Other Costs</b>	<b>City Cost</b>	<b>FTEs</b>
Precinct Command Staff	11.77%	\$121,748	\$34,916	\$13,320	\$20,007	0.12
Patrol Supervision	36.77%	\$805,510	\$279,214	\$213,906	\$392,233	2.42
Detective Supervision	30.77%	\$104,222	\$35,357	\$20,268	\$49,184	0.31
Street Crimes Supervision	42.86%	\$104,222	\$35,357	\$22,931	\$69,647	0.43
Precinct Support Staff	44.27	Per Precinct FTE		\$2,710	\$119,966	1.15
Communications/Dispatch	12.88%	\$4,880,112	\$1,891,120	\$602,871	\$949,682	12.04
Hostage Negotiation Team	6.03%	\$6,087	\$1,746	\$1,733	\$577	0.00
Major Crimes Investigation	20.27%	\$2,167,681	\$831,984	\$705,903	\$751,192	5.42
MARR Unit	9.82%	\$657,962	\$253,239	-\$259,678	\$64,003	0.79
SWAT (TAC-30) Team	11.73%	\$323,249	\$93,202	\$127,449	\$63,825	0.28
<b>Subtotal, Additional Police Services</b>					<b>\$2,480,317</b>	<b>22.96</b>
<b>Police Support Services</b>						
Payroll, crime analysis, evidence, recruiting computers, records, personnel, etc.	Per All FTE			\$11,193	\$702,967	5.33
Criminal intelligence, training, firing range	Per Sworn FTE			\$5,635	\$274,879	1.65
<b>Subtotal, Police Support Services</b>					<b>\$977,846</b>	<b>6.98</b>
<b>Additional Credits and Charges</b>						
Overhead Charges					\$99,180	
Facility Charges	41.8%				\$97,998	
<b>Subtotal, Additional Credits and Charges</b>					<b>\$197,178</b>	<b>0.00</b>
<b>I, Police Services</b>					<b>\$9,427,561</b>	<b>70.93</b>
Fire Investigation charge					\$34,034	
<b>TOTAL CONTRACT COST, WITH FIRE INVESTIGATION</b>					<b>\$9,461,595</b>	<b>70.93</b>

## Notes

Total Wireless Cards: 33.00 Positions marked with \* include wireless card &amp; access.



**CITY OF BURIEN  
AGENDA BILL**

<b>Agenda Subject:</b> Discussion on Street Overlay Program		<b>Meeting Date:</b> February 22 <sup>nd</sup> , 2010
<b>Department:</b> Public Works	<b>Attachments:</b> Power Point Presentation	<b>Fund Source:</b> Transportation Related Funds <b>Activity Cost:</b> Depends on Options Taken by Council <b>Amount Budgeted:</b> Depends on Options Taken by Council <b>Unencumbered Budget Authority:</b> TIB, FMSIB, WSDOT, LID, Street Maintenance Utility, Gas Tax, SWM Fees, TBD, Transportation Impact Fees, and GO Bonds or Revenue Bonds
<b>Contact:</b> Larry R. Blanchard, Public Works Director		
<b>Telephone:</b> (206) 248-5514		
<b>Adopted Initiative:</b> Yes N/A No	<b>Initiative Description:</b> See Agenda Description Above	
<b>PURPOSE/REQUIRED ACTION:</b>		
<p>Review with the City Council and the Public the condition of the structural composition of the pavement within our Street System as of 2007, and based on the assumption that no repairs or replacement work would be done on the Street System, what will the condition of the street system be by the year 2017? If the city council were to decide on a Pavement Condition Index (PCI) that the City council would like to maintain the Street System at, how much would it cost on an annual basis. Discuss other options that may be available for a Street Overlay Program for Burien. Since our Transportation System is the most expensive investment the City has, how can it be preserved for generations to come.</p>		
<b>BACKGROUND (Include prior Council action &amp; discussion):</b>		
<p>Burien's Street System has weathered through 3 cold and wet winters, and is seeing fairly rapid deterioration of its structure due to weather, utility cuts, and age. Limited overlays have been completed over the course of the past 3 years increasing the amount of backlogged deterioration. Currently the 263 Lane Miles of Street System has an average life before of approximately 18 years before reconstruction will occur, so work must be done before then to keep the street from costly reconstruction. Typically Arterial/Collector Streets have a 12-15 Year Life, and Residential Streets have a 20-35 Year Life. To maintain a Pavement Condition Index of 80 will require a \$4.3M investment annually, however, as the PCI number reduces, the cost to bring the PCI back up to 80 increases exponentially due to the much higher cost of reconstructing failed streets. Although there are many options that can be discussed to maintain the street system the rule of thumb in the industry is 80 PCI to provide a cost effective approach to a Street Pavement Repair and Overlay Program as will be discussed during the City Council meeting.</p>		
<b>OPTIONS (Including fiscal impacts):</b>		
Options will be reviewed and discussed with the City Council.		
<b>Administrative Recommendation:</b> Hold discussion		
<b>Committee Recommendation:</b>		
<b>Advisory Board Recommendation:</b>		
<b>Suggested Motion:</b> None required.		
Submitted by: Larry Blanchard <b>Administration</b>		Mike Martin <b>City Manager</b>
<b>Today's Date:</b> February 17, 2010	<b>File Code:</b> R:/CC/AgendaBill2010/022210pw-1 street overlay	



# City of Burien Pavement Condition Index (PCI)

Presented to Council February 22, 2010



Ambaum Blvd SW & SW 134<sup>th</sup> St.



SW 158<sup>th</sup> btwn Ambaum Blvd SW & 1<sup>st</sup> Ave

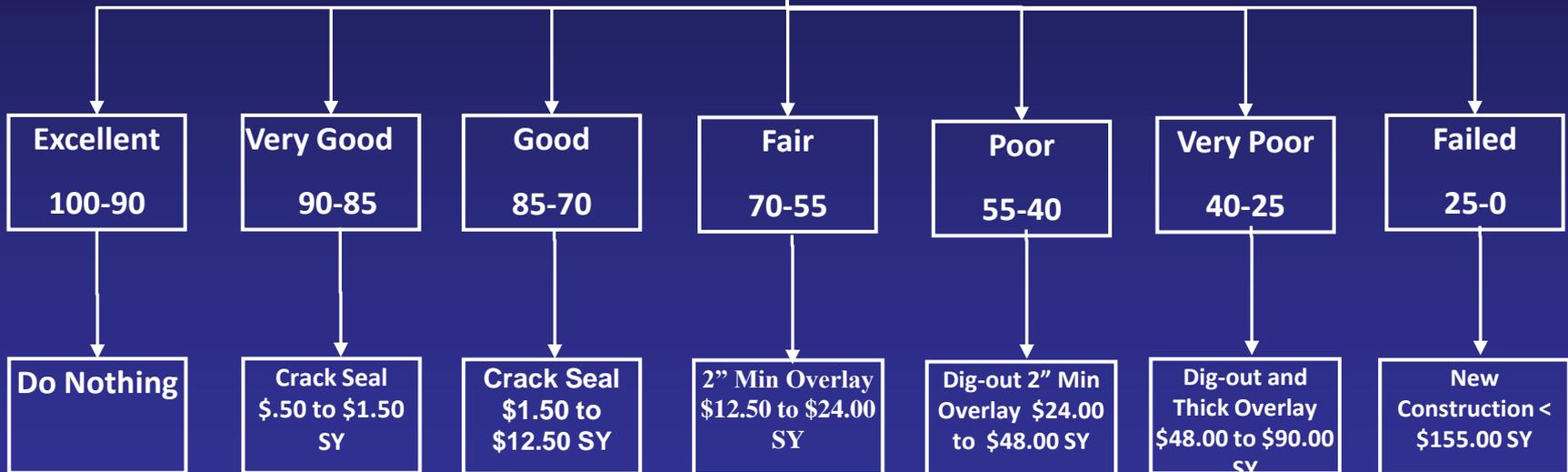


S 181<sup>st</sup> btwn 4<sup>th</sup> & 5<sup>th</sup> Ave S



S 150<sup>th</sup> Street 200 ft south of 1<sup>st</sup> Ave

## Pavement Condition Index (PCI) Scores for Asphalt Pavement

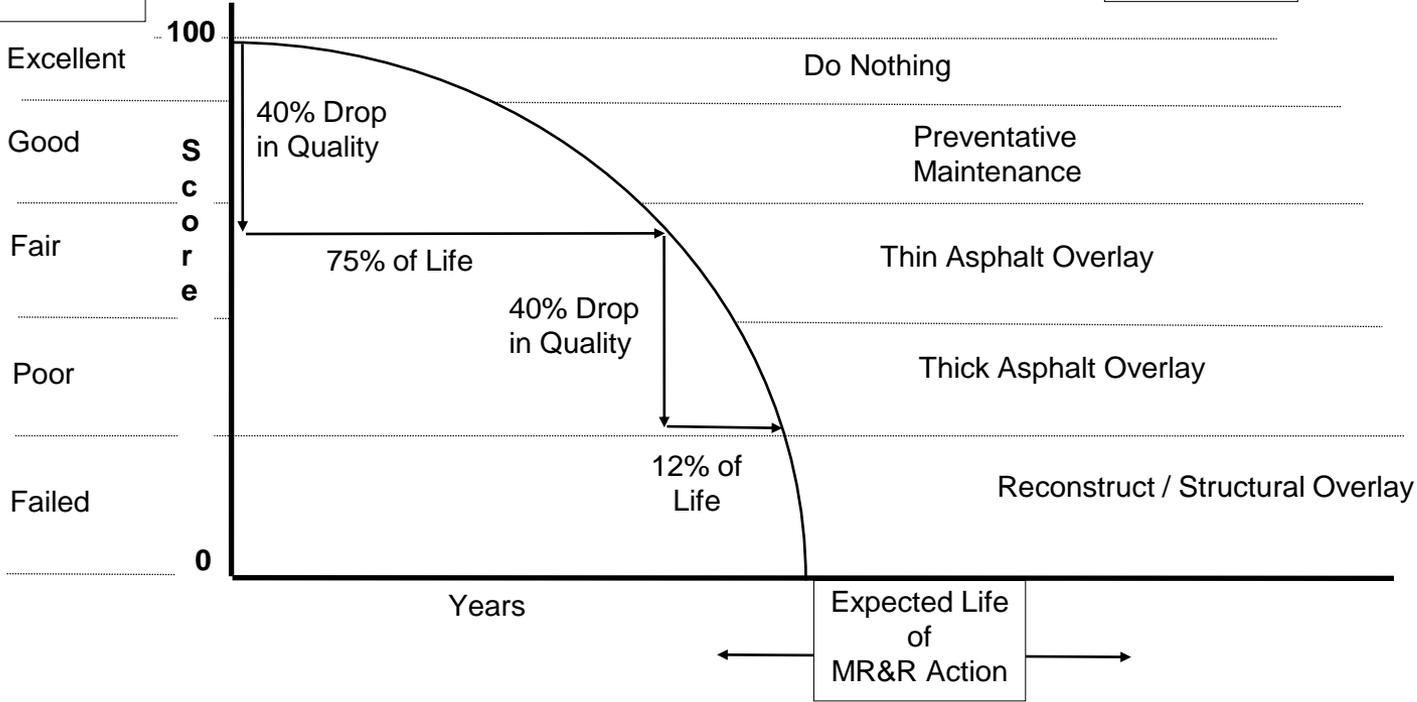


Pavement  
Condition  
Scores

Typical  
MR&R  
Actions

**Rating Key**

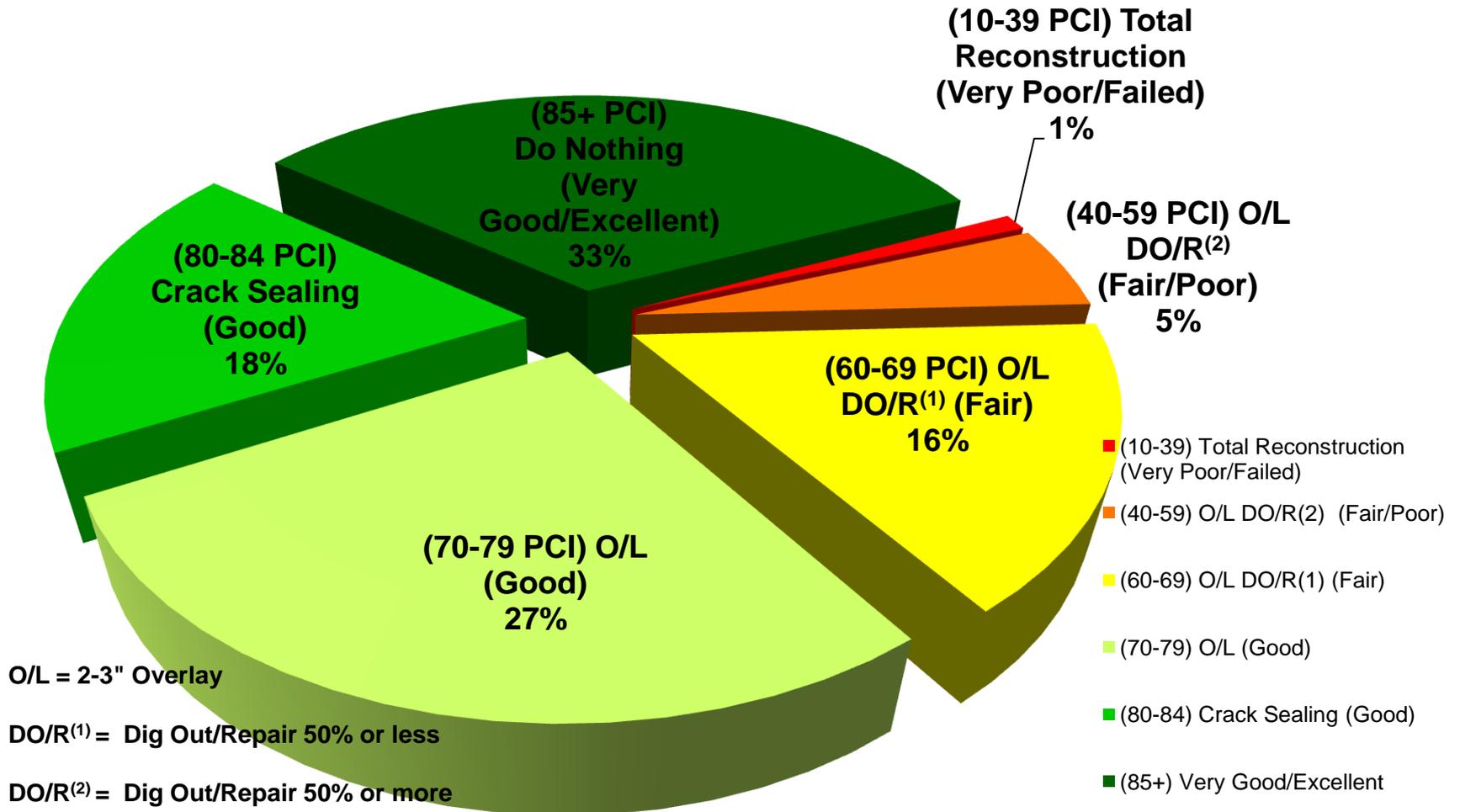
<b>Excellent</b>	85-100
<b>Good</b>	70-85 \$1.50-\$3.50 sq. yd.
<b>Fair</b>	55-70 \$24.00 sq. yd.
<b>Poor</b>	40-55 \$48.00 sq. yd.
<b>Failed</b>	0-40 \$155.00 sq. yd.



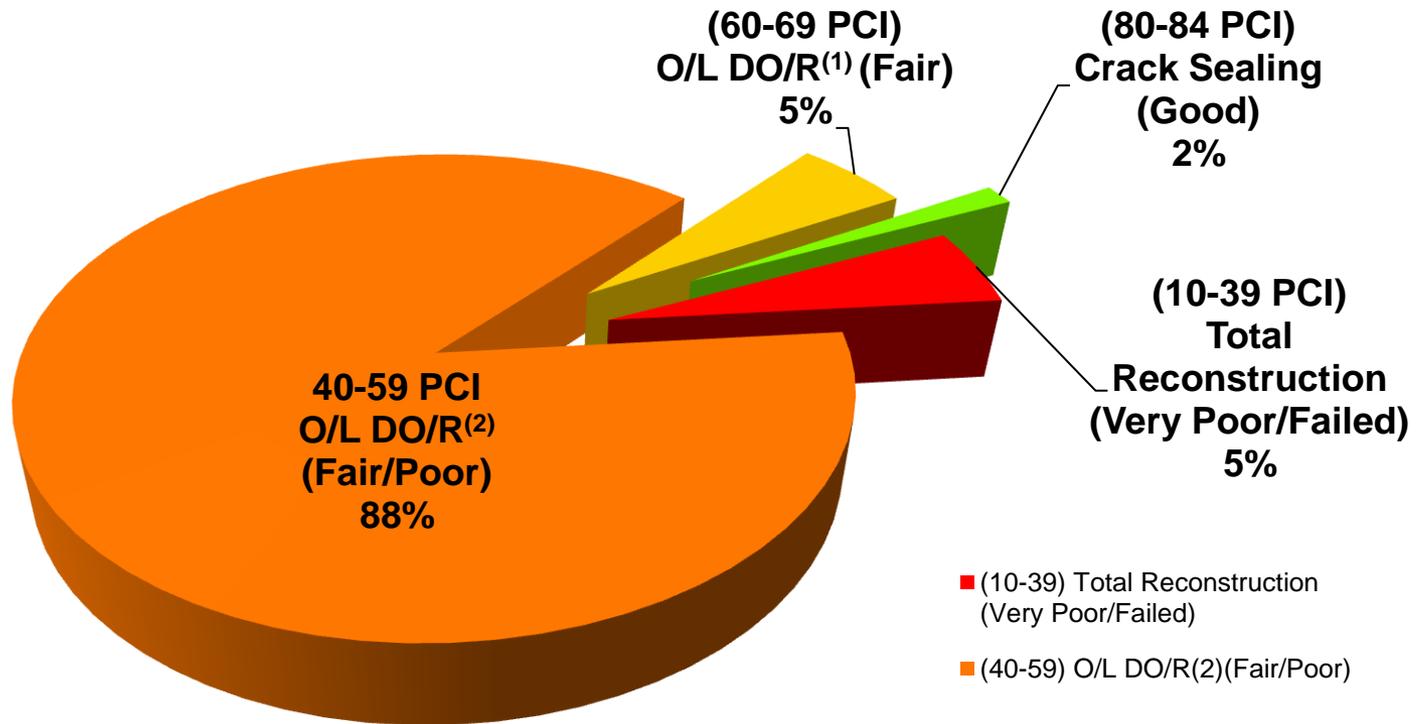
# General Idea of Pavement Condition Index Levels

- A PCI of 10 to 39= less than 3 yrs. of life (Fail).
- A PCI of 40 to 59= 3 to 6 yrs. of life (Very Poor).
- A PCI of 60 to 69= 6 to 8 yrs. of life (Poor).
- A PCI of 70 to 79= 8 to 10 yrs. of life (Fair).
- A PCI of 80 to 84= 10 to 12 yrs. of life (Good).
- A PCI of 85 and above= 12 and more years of life (Very Good).

# 2007 PCI Condition Chart



# 2012 PCI Condition Chart Projected



O/L = 2-3" Overlay

DO/R<sup>(1)</sup> = Dig Out/Repair 50% or less

DO/R<sup>(2)</sup> = Dig Out/Repair 50% or more

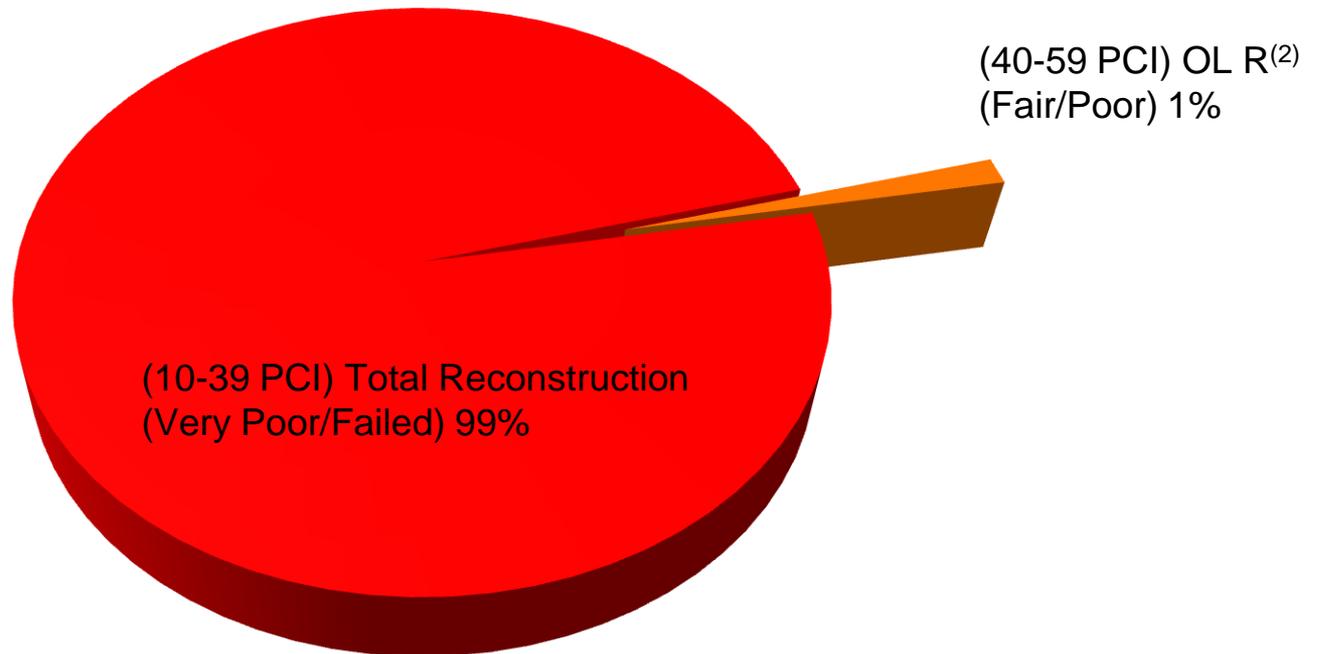
■ (10-39) Total Reconstruction (Very Poor/Failed)

■ (40-59) O/L DO/R<sup>(2)</sup>(Fair/Poor)

■ (60-69) O/L DO/R<sup>(1)</sup> (Fair)

■ (80-84) Crack Sealing (Good)

# 2017 PCI Condition Chart Projected



**O/L = 2-3" Overlay**

**DO/R<sup>(1)</sup> = Dig Out/Repair 50% or less**

**DO/R<sup>(2)</sup> = Dig Out/Repair 50% or more**

■ (10-39) Total Reconstruction (Very Poor/Failed)

■ (40-59) OL DO/R(2) (Fair/Poor)

# What does it take to fix it to a PCI of...

	PCI of 70	PCI of 75	PCI of 80
	City of Burien	City of Burien	City of Burien
Year	Cost in Millions \$	Cost in Millions \$	Cost in Millions \$
2010	1.30	1.80	4.3
2011	2.17	2.50	4.3
2012	3.63	3.49	4.3
2013	6.06	4.93	4.3
2014	10.12	7.03	4.3
2015	16.90	10.15	4.3
2016	28.21	14.82	4.3
2017	47.12	21.93	4.3
<b>TOTALS</b>	<b>115.5</b>	<b>66.7</b>	<b>34.4</b>

# Burien Map

<http://gisdev01/pavementcondition/>