



Burien
WASHINGTON

CITY COUNCIL MEETING AGENDA

SPECIAL MEETING, Miller Creek Conference Room, 3rd Floor

For the purpose of holding interviews for the Planning Commission

6:00 p.m.

and

COUNCIL MEETING, 1st Floor

7:00 p.m.

Burien City Hall

400 SW 152nd Street

Burien, Washington 98166

PAGE NO.

1. CALL TO ORDER	2. PLEDGE OF ALLEGIANCE	3. ROLL CALL	
4. AGENDA CONFIRMATION			
5. PUBLIC COMMENT	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.		
6. CORRESPONDENCE FOR THE RECORD	a. Email Dated March 4, 2010, from Barry L. Gadd Regarding White Center Annexation.		5.
	b. Email Dated March 4, 2010, from Douglas Sykes Regarding Burien Draft Shoreline Management Plan.		7.
	c. Email Dated March 4, 2010, from Eric Dickman, Artistic Director, Burien Little Theatre, Regarding March 2010 Issue of The Business Report – “Arts Represents a Boon to Local Economy.”		11.
	d. Email Dated March 5, 2010, from Marco Milanese, Community Relations Manager, Seattle-Tacoma International Airport, Regarding 2/23 Port Commission Policy Roundtable – Some Early Follow-Up.		13.
	e. Email Dated March 5, 2010, from Chestine Edgar Regarding Letter: Once Annexed, Can Burien Handle An Unhealthy Arbor Lake?		15.
	f. Written Public Comments for Meeting of March 8, 2010, from Bob Edgar Regarding Electronic Access to Shoreline Master Program Files.		21.
	g. Written Public Comments for Meeting of March 8, 2010, from Tim Greer Regarding Need for Time to Consider Shoreline Management Plan.		23.

COUNCILMEMBERS

Joan McGilton, Mayor
Jack Block, Jr.

Kathy Keene

Rose Clark, Deputy Mayor
Lucy Krakowiak

Brian Bennett
Gordon Shaw

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Lisa Clausen

From: Public Council Inbox
Sent: Friday, March 05, 2010 5:11 PM
To: 'Barry Gadd'
Subject: RE: White Center Annexation

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

Lisa Clausen
City Manager's Office

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

From: Barry Gadd [mailto:gadd@qwest.net]
Sent: Thursday, March 04, 2010 5:50 AM
To: Public Council Inbox
Subject: White Center Annexation

Dear Burien City Council:

I am a 25 year resident and homeowner in Boulevard Park soon to become a resident of Burien in April due to the annexation.

I have read the Seattle Times article by Jerry Large published Feb. 28, 2010 and wish to express my opposition to any possible annexation of White Center by Burien.

Mr. Large writes in his article that;

> "There has been an understanding that Burien would annex mostly
> residential southern North Highline and Seattle would absorb the
> northern area, which includes the White Center business district."

When I voted for the annexation of southern North Highline, and to become a resident of Burien; I did so with the understanding that White Center would never become a part of Burien. I would not have voted for the annexation had White Center been included.

I do not believe White Center is a very good fit for the City of Burien and hope you will also reach that conclusion.

Thank you for your time and consideration.

Sincerely,

Barry L. Gadd

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Friday, March 05, 2010 5:12 PM
To: 'DW Sykes'
Subject: RE: Burine Draft Shoreline Management Plan

Thank you for copying the Burien City Council on your message to the Planning Commission. Your message will be included in the Correspondence for the Record for an upcoming Council meeting.

Lisa Clausen
City Manager's Office

From: DW Sykes [mailto:sykesdw@hotmail.com]
Sent: Thursday, March 04, 2010 1:55 PM
To: David Johanson; Susan Coles; Public Council Inbox
Subject: Burine Draft Shoreline Management Plan

To: Burien Planning Commission
Burien City Council (council@burienwa.gov)
Susan Coles Community Development Department Assistant (susanc@burienwa.gov)
David Johanson, Senior Burien Planner (davidj@burienwa.gov)

400 SW 152nd St
Suite 300
Burien, WA 98166

Greetings,

Thank you for making the draft documents easier to find on the Burien City website. Also, thank you to all the staff, committee members, and fellow citizens who have dedicated a great deal of time to get the documents to their current state. After reviewing the Draft Burien Shoreline Management Plan (SMP) and the SMP Public Comment Summary, Working Draft, 2/18/2010, I still have several concerns. I would like to make the following comments for the record and trust that the Planning Commission and City Council will consider them when formulating the final Burien SMP.

I believe, in essence, the State Shoreline Management guidelines are that a local SMP should explicitly state recognition and protection for private property with particular preference to Single Family Residences. Also, the SMP should have preferential methods to assure the protection of single family residences. Such enabling language is difficult to find in either the Draft Burien SMP (at <http://www.burienwa.gov/DocumentView.aspx>) or the Public Comment Summary (accessed at: <http://www.burienwa.gov/archives/41/022310Agenda.pdf>).

While this is a rather involved series of comments, I thank you in advance for your consideration.

Douglas Sykes
PO Box 353, Seahurst, WA, 98062.
206 248 2017

From Draft SMP Chapter IV <http://www.burienwa.gov/DocumentView.aspx?DID=1145>

20.30.005 Applicability (p IV-2)

This draft SMP section cites RCW 90.58.100 (2) but does not also cite RCW 90.58.100 (6) nor RCW 90.58.020 which explicitly state recognition and protection for private property with particular preference to Single Family Residences.

The Public Comment Summary also does not appear to address this issue.

I submit that the SMP should explicitly state recognition and protection of private property rights, with particular preference for existing Single Family Residences and their appurtenances.

20.30.001 Shoreline Permit Matrix (pIV-1)

The ** note indicates that Single Family Residences are exempt from a Shoreline Substantial Development Permit (in agreement with the RCWs). However, it does not state the method of permitting in the case an SDP is not required. From the remainder of the SMP, I expect the intent is that a Conditional Use Permit is the proper procedure. Should this be made clearer in the matrix?

From Draft SMP Chapter V <http://www.burienwa.gov/DocumentView.aspx?DID=1145>

Section 20.35.025, Exceptions to Substantial Development Permits

4 Exemptions (pV-7)

This section states exceptions for Substantial Development Permit, but does not state exceptions to Shoreline Conditional Use permits. Bulkheads require CU permits per figure 4 in 20.30.001. How are exceptions for CU permits handled in order to support emergency maintenance / repair? See comments on 20.35.035

The Public Comment Summary does not appear to address this issue.

Section 20.35.035, Shoreline Conditional Use Permits - (pV-10) How are exceptions for CU permits handled in order to support emergency maintenance / repair, especially of protective bulkheads? Section 20.35.025 4d speaks to this issue, but it is in the exceptions to the SDP, not the CU. In the event of storm or other random events, there should at a minimum be a clear, written policy to allow emergency work prior to obtaining a formal CU permit, as long as the repair is subsequently covered by a valid CU permit or Letter of Exception. Please reference RCW 90.58.100 (6) "... The standards shall provide for methods which achieve effective and timely protection against loss or damage..."

The Public Comment Summary does not appear to address this issue.

For your convenience, below are references to the RCWs as provided in the State Guidelines WAC 173-26). From http://www.ecy.wa.gov/programs/sea/sma/laws_rules/173-26/SMP_Guidelines_Final.pdf

(Also reference <http://apps.leg.wa.gov/Rcw/default.aspx?cite=90.58>)

SHORELINE MASTER PROGRAM GUIDELINES

(h) Recognizing and protecting private property rights.

RCW 90.58.020:

“The legislature further finds that much of the shorelines of the state and the uplands adjacent thereto are in private ownership;...and, therefore coordinated planning is necessary...while, at the same time, recognizing and protecting private rights consistent with the public interest.”

(i) Preferential accommodation of single family uses.

RCW 90.58.020:

“Alterations of the natural condition of the shorelines of the state, in those limited instances when authorized, shall be given priority for single family residences and their appurtenant structures....”

RCW 90.58.100:

“(6) Each master program shall contain standards governing the protection of single family residences and appurtenant structures against damage or loss due to shoreline erosion. The standards shall govern the issuance of substantial development permits for shoreline protection, including structural methods such as construction of bulkheads, and nonstructural methods of protection. The standards shall provide for methods which achieve effective and timely protection against loss or damage to single family residences and appurtenant structures due to shoreline erosion. The standards shall provide a preference for permit issuance for measures to protect single family residences occupied prior to January 1, 1992, where the proposed measure is designed to minimize harm to the shoreline natural environment.”

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Lisa Clausen

From: Public Council Inbox
Sent: Friday, March 05, 2010 5:13 PM
To: 'eric@edickman.com'
Subject: RE: March 2010 issue of The Business Report - "Arts Represents a Boon to Local Economy"

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

Lisa Clausen
City Manager's Office

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

From: Eric Dickman [mailto:eric@edickman.com]
Sent: Thursday, March 04, 2010 3:09 PM
To: Public Council Inbox; Joan McGilton
Cc: Debbie Zemke
Subject: Re: March 2010 issue of The Business Report - "Arts Represents a Boon to Local Economy"

Dear Mayor and Council,

Attached is a copy of an article in the most recent edition (March 2010) of The Business Report, a newspaper serving business interests in South King County. The article, "Arts Represents a Boon to the Local Economy," describes some of the economic benefits arts organizations provide to South King County. Three arts organizations mentioned by name in the article are the Federal Way Symphony, Burien Little Theatre and the Seattle Opera Scenic Studios. The latter is located in Renton.

As the article notes a 2005 study by American for the Arts showed that non-profit arts and culture organizations generate \$166.2 billion in economic activity in a year. The ArtsFund 2003 King County Economic Impact Study reported that county wide arts and culture were responsible for \$208 million in sales, 113.4 million in labor income and \$8 million in tax revenues.

As also noted in the attached article, not only does Burien Little Theatre buy locally whenever possible 77.6 percent of BLT's patrons go out and eat or drink before or after seeing one of Burien Little Theatre's performances. It is about equal the number or eat or drink before as those who eat and drink after the performance. This is business for local restaurants and bars that would not occur without the performances at Burien Little Theatre. Additionally, for many years Burien Little Theatre has partnered with the Mark Restaurant and Bar in Burien for a dinner and a show package, where patrons can combine both dinner and a performance for a reduced rate. This has been very successful.

Not mentioned in the article is Burien Little Theatre's recently joining with the local child care service Jungle Gym to provide child care during one of the evening performances during a run, so parents can enjoy and night out and have their children entertained too.

As you know Burien Little Theatre is suffering from loss of space in the near term and the long term. Approaching is the loss of the green house, the office and costume storage space Burien Little Theatre has rented from Burien Parks and Recreation for years. BLT has also been told by Burien Parks that BLT's rent will go up 10 percent next year, a much bigger jump than just inflation. In the long term there has been, and continues to be, discussion of BLT's losing its performance space.

CFTR: 03/22/10

In a City like Burien, with strong leadership, the arts, including Burien Little Theatre, can flourish and help lead the way out of tough economic times for all of the people in Burien. The attached article and the studies mentioned within it can help you answer the question, "Why help the arts?" The arts are a proven economic engine, one that is much needed right now.

Eric Dickman
Artistic Director
Burien Little Theatre

Lisa Clausen

From: Milanese, Marco [Milanese.M@portseattle.org]
Sent: Friday, March 05, 2010 10:29 AM
To: Beckett, Kurt; Bernie Dorsey - Highline Public Schools; Bev Willison -- City of Tukwila; Sheckler, Bob - City of Des Moines; Marshall, Brenda; Brian Wilson - City of Federal Way; Brooke Lindquist -- City of Federal Way; Gallagher, Clare; Summerhays, Diane; Doug Schulze - Normandy Park; Leavitt, Elizabeth; George Hadley -- City of Normandy Park; Fain, Geraldine - Highline School District; Gordon Shaw; May, Jan - Highline School District; Janet Stallman; Mullet, Steve - City of Tukwila; Joan Hernandez - City of Tukwila; Creighton, John; Kimberly Matej -- City of Tukwila; Sulman, Kym; Ellis, Lesa - City of SeaTac; Kochmar, Linda - City of Federal Way; Lisa Clausen; Hernandez, Marcela; Milanese, Marco; Reis, Mark; Kennedy, Mary Gin; Mary Linder -- City of Normandy Park; Mike Martin; Holland, Robert; Rose Clark; McEvoy, Shawn - City of Normandy Park; Lancaster, Steve - Planning Dir. (Tukwila); Bowman, Sue - City of Des Moines; Anderson, Terry - City of SeaTac Council Member; Todd Cutts - City of SeaTac; Piasecki, Tony - City Manager (Des Moines); Wanda Skoog -- Highline Public Schools
Cc: Shepherd, Stan; Rob Adams
Subject: 2/23 Port Commission Policy Roundtable -- Some Early Follow-up

Dear Members of the Highline Forum -

The Port Commissioners received valuable input from the mayors or their representatives at the February 23 Policy Roundtable. The Commission heard what you would like considered as part of the Part 150 Study and your suggestions on how to enhance the study's public process.

All the comments and recommendations that came up during the roundtable discussion are currently being reviewed by the project team for how best to address them either within the Part 150 Study or through some other process. Staff will be reporting back to the Commission at its next meeting on March 23 as well as reporting directly to you on the outcomes at the next Highline Forum on March 24.

That being said, there were two items that came up that the Port can address now. First, regarding the Technical Review Committee, the Commission heard that some cities would like the flexibility to have another city staff person represent the city in addition to, or instead of, a land use planner. Please, if that is the case, forward to me the name of that individual and how to contact them and we will include them on the committee.

Second, a number of the city representatives stated that their city council would benefit from a Part 150 briefing and discussion at a future city council meeting. If there is interest in having the Port come to an upcoming council meeting, contact me directly and I can assist with scheduling a briefing.

I want to thank everyone who participated at the February 23 Policy Roundtable with the commissioners. Expect to receive information very soon about our next Highline Forum on March 24.

Marco Milanese
Community Relations Manager
Seattle-Tacoma International Airport
Office - (206) 787-7734
Cell - (206) 225-6081

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Monday, March 08, 2010 6:07 PM
To: 'Chestine Edgar'; Public Council Inbox
Cc: Monica Lusk
Subject: RE: Written Comment

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

L. Clausen
City Manager's Office

From: Chestine Edgar [mailto:c_edgar2@yahoo.com]
Sent: Friday, March 05, 2010 11:59 PM
To: Public Council Inbox
Cc: Monica Lusk
Subject: Written Comment

Please include this letter in the Burien City Council packet.

Thank you,
Chestine Edgar

CFTR: 03/22/10

To: City Council
From: Chestine Edgar
Date: March 5, 2010

LETTER: Once Annexed, Can Burien Handle An Unhealthy Arbor Lake?

20 Comments



Arbor Lake is one, small, unhealthy lake.

Within the next few weeks, the City of Burien will annex this lake into the city. The lake's health problems, in large part, come from its public access. A couple times per month, citizen scientists visit Arbor Lake to perform visual assessments of the environmental and physical conditions around the lake. The reports from those visits are not good. Currently, King County has a clean-up crew at Arbor Lake seven days per week. The crew reports that there is litter (bottles, cans, paper, plastics, paint cans, used condoms, needles, etc.), biological wastes (poop, vomit), damage to the park equipment and gang tagging daily to clean up. They worry that Burien will not have the financial resources to provide this seven day a week routine just to maintain the lake and surrounding area at its current level. The worst damage happens to the lake on Friday, Saturday and Sunday. This is a time at which Burien typically does not contract for park clean up.



Photo courtesy Arbor Lake area resident Colleen West.

A number of the neighbors around Arbor Lake say that they would never consider swimming in the lake because the water quality is so poor. Several drainage pipes empty into the lake and there is a lot of non-point pollution entering the lake. Arbor Lake is obviously infested with fecal coliform bacteria (E.coli) because of the amount of poop that is around the lake at times. Remember E.coli is that stuff that sickened and killed people who ate infected food. The major cause of this E.coli is not from birds. It is from humans and dogs pooping in and around the lake. During the summer, the lake has major infestations of invasive weeds that choke out the oxygen in the lake and make the water impossible to sustain any fish. At that time, the water is not healthy for the birds to use either.



Photo courtesy Arbor Lake area resident Colleen West.

The Native Plant society has attempted to help the lake by planting some native plants but clearly a great deal more needs to be done to help this small lake get back on the road to recovery. Most of the homes on the east side of the lake are heavily gated to protect the owners from public intrusion into their homes and property. No Trespassing signs are everywhere. The road running along the west side of the lake has had to be blockaded due to car racing and crimes. The King County Sheriff frequently has to visit the lake. Like Lake Hicks, Arbor Lake has fared poorly with public access. The City of Burien will be picking up a big financial bill, if it plans to care for and restore Arbor Lake.



Photo courtesy Arbor Lake area resident Colleen West.

What Burien really needs to provide for citizens is a swimming pool where they can learn to swim and enjoy the pleasure of water exercise. Most small lakes do not do well (water health wise) having heavy public access. Arbor Lake and Hicks Lake have not been able to meet the demands that the greater public has on them and perhaps that is not their real ecological purpose. These fragile bodies of freshwater are not sketchy line drawings on paper, art work, public swimming pools or public garbage cans. They are living, functioning natural systems that deserve respect, understanding, protection and care. Do not plan on having your kids swim in Arbor Lake soon for both your kids' and the lake's health.

– *Chestine Edgar*



CITY OF BURIEN, WASHINGTON

Written Public Comments For Meeting Of 3/8/10

For those who do not wish to speak, but would like to make comments, please use this sheet. Your comments will be summarized and become part of the permanent record for this Council meeting. You may leave your completed sheet with the City Clerk. Thank you.

Please see attached comments

Name: Bob Elger

Address: 12674 Shorewood Dr SW

City / Zip Code: 98146

Telephone: _____

CFTR: 03/22/10
CC: Planning

January 4, 2010

Bob Edgar, 12674 Shorewood Dr SW, Burien

Subject: Electronic Access to Shoreline Master Program Files

Page I-3 of the draft Shoreline Master Program Document identifies the four technical documents that we are told are the baseline for updating the SMP:

1. Cumulative Impacts Analysis
2. Shoreline Restoration Plan
3. Shoreline Inventory
4. Shoreline Characterization

Missing:

1. Cumulative Impacts Analysis
2. Shoreline Inventory Appendix B
"To be included in final"

Text in the technical documents refers to numerous Figures that are listed in the Appendix B of Shoreline Inventory, but accessing the figures is a very labor intensive task. Cumulative Impacts Analysis is not accessible.

Recommendation: ~~to be~~

1. Make the Cumulative Impacts Analysis document accessible
2. Add links to the twenty-nine Figures referenced in the technical documents.



CITY OF BURIEN, WASHINGTON

Written Public Comments For Meeting Of 3/8/10

For those who do not wish to speak, but would like to make comments, please use this sheet. Your comments will be summarized and become part of the permanent record for this Council meeting. You may leave your completed sheet with the City Clerk. Thank you.

AS A MEMBER OF THE MARINE SHORELINE ASSOCIATION
I REITERATE THE NEED FOR ADEQUATE TIME TO CON-
SIDER ALL ASPECTS OF ANY SHORELINE MANAGEMENT
PLAN (PROPOSED) AS IT HAS POTENTIALLY CRITICAL
AFFECTS FOR ALL SHORELINE PROPERTY OWNERS!

I ALSO REQUEST ABSOLUTE TRANSPARENCY ON
THE EFFECTS OF ALL PUBLIC COMMENT, BOTH PAST AND
PRESENT, REGARDING THIS ISSUE AS IT PERTAINS
TO THE COUNCIL'S PROCESS IN DEVELOPING &
APPROVING ANY SHORELINE MANAGEMENT PLAN!

Name: Tim Greer

Address: 3528 SW 172 RD.

City / Zip Code: Burien, 98146

Telephone: 206 551 9698

CFTR: 03/22/10

cc: Planning



CITY OF BURIEN, WASHINGTON

Written Public Comments For Meeting Of 3/8/2010

For those who do not wish to speak, but would like to make comments, please use this sheet. Your comments will be summarized and become part of the permanent record for this Council meeting. You may leave your completed sheet with the City Clerk. Thank you.

I would like to see the white center area incorporated into Burien. I have been a resident in white center about 12 years. I do most of my shopping in Burien area. I think white center would be an asset to the ^{city of} Burien. I also think white center would lose much if annexed to Seattle. We would become the "poor cousin" in Seattle. In Burien we can take a more active role in the governing of our community. I also think the services would be better. I also think the community Burien would be stronger as a whole with the addition of North Highline.

Name: Eva Sonsteng

Address: 10050 21st Ave SW

City / Zip Code: Seattle, WA 98146 (Hope to be Burien)

Telephone: 206-767-0727

Also - I have watched and appreciated the changes and improvements that have been ongoing in the last few years in the current city of Burien.



CITY OF BURIEN, WASHINGTON

Written Public Comments For Meeting Of 3/8/2010

For those who do not wish to speak, but would like to make comments, please use this sheet. Your comments will be summarized and become part of the permanent record for this Council meeting. You may leave your completed sheet with the City Clerk. Thank you.

The citizens of the Unincorporated Area (Y)
would like to have the opportunity of an
informed vote.

We would like Burien to be interested in
addressing our area and to make that known
to the citizens.

Name: Christabe Waldman

Address: 10216 25th Ave SW

City / Zip Code: White Center 98146

Telephone: _____

CFTR: 03/22/10

To-The Burien City Council
To- The Burien Planning Commission
Re-The Burien CAO, The Burien Comp. Plan-Dec. 2009, the wetland classification of
Lake Burien
March 8, 2010

1. In 1981, Lake Burien was classified by King County as a Class 2 wetland and Lake Burien Creek was a Class 2 stream based on the King Co. wetland rating system.
2. In January 2003, the CAO was adopted and Burien adopted its own wetland rating scale and classified Lake Burien as a Class 4 wetland. This document is supposed to be based on best available science (BAS).
3. In December 2003, the Burien Comp. Plan was revised and it stated that Lake Burien was a wetland based on the King Co. wetland rating system. Using that system it was a Class 2. This is document is supposed to be based on BAS.
4. In December 2009, The Burien Comp. Plan was revised and it kept the language from the December 2003 plan about Lake Burien. So in the Comp. Plan of 2009, Lake Burien was a Class 2 wetland. This document is supposed to be based on BAS.

Clearly the Burien CAO and the Burien Comp. Plan are in conflict with each other about what is the wetland classification of Lake Burien. This needs to be corrected.

5. The SMP draft states in Policy CON 9 that Burien will use the BAS for critical areas. Remember Lake Burien is a critical area and requires BAS. The current Burien wetland rating system does not use BAS. This needs to be corrected in the SMP as well as in its supporting Technical Documents and the buffers for Lake Burien need to be correctly set based on the correct classification and the correct cumulative impacts analysis.

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Monday, March 08, 2010 6:09 PM
To: 'John Nelson'
Subject: RE: Award and Discover Burien

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

Lisa Clausen
City Manager's Office

From: John Nelson [mailto:jonelson@adobe.com]
Sent: Monday, March 08, 2010 11:15 AM
To: Public Council Inbox
Subject: Award and Discover Burien

Dear Mayor McGilton and Councilmembers,

Thanks for the Community Leader award, I'm truly honored.

As I was leaving the stage after receiving my award, Mayor McGilton mentioned that Discover Burien has been very supportive of the Brat Trot and the Cove to Clover. I'm afraid that some of you may have been grossly misinformed.

Nothing could be further from the truth. These events exist without any support of Discover Burien and, in a few instances, despite their efforts to obstruct our efforts to succeed.

Decorum demanded that I not make the point on the occasion of the awards dinner but understand that under no circumstance has Discover Burien assisted in any way with my efforts to do something new in Burien solely for the good of the community. I'm all about working together with Discover Burien. However, at the outset of my efforts I think they saw me as an annoyance and recently perhaps as a threat.

I believe it's very important for Discover Burien to reexamine its mission and begin to craft a way forward that involves supporting events that were not spawned within the organization.

If anyone on the council would like to meet with me to discuss this in further detail, I'll have plenty of time in another week.

I realize this will touch a nerve internally but I cannot remain quietly by as credit is distributed in the absolute wrong direction.

Thanks,
John Nelson

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Wednesday, March 10, 2010 10:54 AM
To: 'casaduo22@comcast.net'
Subject: RE: Annexation decision

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.

Lisa Clausen
City Manager's Office

From: casaduo22@comcast.net [mailto:casaduo22@comcast.net]
Sent: Tuesday, March 09, 2010 7:18 PM
To: Public Council Inbox
Subject: Annexation decision

To Mayor McGilton and Council Members,

I streamed the meeting last night and would like to thank you for your decision regarding the Annexation.

I understand (North) North Highline's fate is up in the air, but the fact that you show concerns for all of us who live in the Unincorporated Area meant alot. As a resident of White Center for 22 years that moved from Seattle my fears of literally being gobbled up by Seattle has me worried.

I love what you are doing with Burien and spend alot of time there, shopping and sometimes just walking around. I currently work in North Seattle and see the mess they have to clean up there, I don't see us moving to the top of the list with our concerns.

I would just like to express my gratitude and at least giving us a second option. I look forward to working with you in the future. Again thank you.

Rebecca Lopes
North Highline resident

CFR: 03/22/10

RECEIVED

MAR 12 2010

CITY OF BURIEN

March 12, 2010

To: Burien Planning Commission
Burien City Council
David Johanson, Senior Planner

From: Carol Jacobson
3324 SW 172nd St.

Re: Response to issues discussed at March 9th Planning Commission meeting regarding Burien's proposed SMP

After watching the proceedings from this meeting on-line, I am compelled to send yet another letter trying to clarify issues that are critically important to shoreline homeowners. These issues continue to be either ignored or glossed over superficially in these discussions. It is obvious from listening to comments and questions at this meeting that members of the Planning Commission do not understand how the language in some of these items will actually affect people living on the shoreline. It is also obvious that city staff is only partially answering questions posed by commissioners and leaving out critical pieces of information that will have a profound effect on shoreline homeowners.

First, regarding the discussion about nonconforming structures and the table of information that was provided by city staff comparing what other cities have done (very helpful information, so thank you for that). The table presents information from 9 different cities. Two of the critical concerns with Burien's proposed language regarding the trigger for initiating the regulations being proposed for nonconforming structures that are destroyed are **% of destruction required** and whether that % is related to **assessed value or replacement cost**. Of the 9 cities reported on in this table, only one other city requires 50%, while 6 require 75%, and it appears that 2 actually allow replacement in kind regardless of % destruction. David tried to justify Burien's 50% by saying that it is consistent with other parts of the city and that if it were different it would be "tricky" to administer, so for "ease of administration" Burien wants to keep 50%.

The goal of the SMA and shoreline master programs is not to make city staff's job "easier". One size does not fit all when it comes to these shoreline issues. What may work for the rest of Burien does not necessarily work for the shoreline areas. In fact, what works for one area of the shoreline does not work for other areas due to individualized differences that must be taken into account when coming up with regulations such as these. If that were true then we wouldn't need to have shoreline management plans in the first place. So just because Burien's zoning code says 50% doesn't mean it is right or that it should be applied to the shoreline areas, especially since it will have potentially devastating effects on up to 80% of homes on the shoreline. Perhaps the rest of Burien's codes need to be changed to 75%, which is recommended by the state and adopted by the vast majority of cities in this survey, if indeed there even needs to be a % specified at all. Please note that all but one city uses replacement value rather than assessed value, which is what Burien should also adopt. Also please note that there are NO VEGETATION REQUIREMENTS

CFTR: 03/22/10

PC: 03/15/10

listed as criteria for reconstruction in any of these cities, which is the even bigger issue with Burien's plan.

The real potential danger with this whole nonconforming issue is that once a structure meets whatever trigger is decided upon, the real trouble begins for marine shoreline homeowners. David continues to try to make it sound like its no big deal – homeowners can rebuild in the same foot print and the “only thing that kicks in are the criteria.” Thus enter the vegetation requirements, and therein lies the problem for probably 80% of homes on the marine shoreline. Let me use my own as an example:

I live on SW 172nd St. and the road is literally in my front yard about 3 feet outside my front door. The 50 foot buffer plus the 15 foot setback puts that magic line inside my house, therefore I am automatically nonconforming. If my house is destroyed and I have to meet the vegetation requirements set forth in 20.30.040 of the Burien SMP, I will not be allowed to rebuild. My lot is 40 feet wide, so 40 feet times the 50 foot buffer = 2000 sq feet. According to the vegetation requirements 75% of that buffer (in my case 1500 sq ft) would have to be vegetated – which is impossible for me to do because it would require planting in the roadway. Therefore, since we cannot meet the vegetation requirement we would not be allowed to rebuild. This applies to every house on SW 172nd St. and the rest of the houses in the M4 reach as well as to most of the houses in the M3 reach. I don't know about M1 or M2 but I suspect many of them would also be unable to meet this requirement.

Because most of us on the shoreline have a steep hill behind our house which prevents us from becoming “conforming” in terms of buffers and setbacks, I am requesting that Burien change section 20.35.045 (4) to read:

Nonconforming structures that are destroyed, deteriorated, or damaged by fire, explosion, flood, or other casualty may be reconstructed to those configurations existing at the time the structure was damaged provided that the following criteria are met:

- a. The structure must be located landward of the OHWM**
- b. Reconstruction shall result in no net loss of shoreline ecological function**
- c. Reconstruction shall not increase the extent of nonconformity**
- d. An application is filed to reconstruct the structure within 18 months of the date of the damage.**

At a very minimum, if the above language is not adopted, the % destruction needs to be 75% of the replacement cost and the vegetation requirements need to be deleted from the document as they relate to nonconforming structures since they are impossible for most existing houses to meet. In addition, our ability to get insurance, to obtain financing, or to sell our homes would most likely be negatively impacted by constrictions placed on our property by the proposed SMP wording.

Please consider the REAL LIFE IMPLICATIONS of the words you are reading in this document before you decide that they “sound reasonable”!

Thank you for your time and consideration of this request.

Carol Jacobson

To The Burien Planning Commission
To The Burien City Council
From-Chestine Edgar
Re-SMP-Errors in the 4 Technical Documents/Appendices-Errors in the Comprehensive
Plan, Conflict with the Zoning Ordinance
March 13, 2010

I have presented to you on the errors in the four technical documents that make up the baseline for the Shoreline Master Plan (SMP). I have requested on a number of occasions that these documents be corrected and reworked so that the Burien SMP can reflect the Best Available Science or at least current, accurate science about Lake Burien. As of this writing date, this still has not been done. Each time I review the City Planning Department matrix about my SMP concerns, I barely can figure out which comments were mine, whether the Planning Commission is going to even be allowed to consider them, and if they are going to be considered or how the wording will be corrected.

Below is another example of inconsistencies between: the SMP technical documents and the Comprehensive Plan, and between the Comprehensive Plan and parts of itself-policies and map. These need correction.

The Shoreline Inventory and the **Shoreline Analysis and Characterization** documents correctly identify Lake Burien as a Low Density Residential Zone/Area which are based on pages 2-8, 2-9, 2-10 of the Comprehensive Plan. The **Cumulative Impacts Analysis** identifies Lake Burien as a Moderate Density Residential Zone based on the map shown in the Comprehensive Plan. *However, the Comprehensive Plan appears to be in conflict with itself.* The Comprehensive Plan Policies, starting on page 2-1, state that Lake Burien can have development at the Low Density Residential level. The map contained in the Plan implies that development can occur at the level of Moderate Density. Moderate Density development is incorrect for Lake Burien because it is a sensitive/critical area. The map needs to be corrected now for Lake Burien and at a later time the issue of lot size and zoning code for Lake Burien needs to be revisited by the Planning Commission.

However, the **Cumulative Impact Analysis** needs to show that Lake Burien is Low Density Residential Area and a Class 2 Wetland in the body of the document. In some way Grette/ Reid Middleton needs to attempt to do an analysis of how the lot size for Moderate Density Residential zoning development area will affect an area that is really a Low Density Residential zoning area. The impact is significant to a critical area like Lake Burien which is both a wetland and aquifer recharge area. Please remember, that I presented both the Planning Commission and The City Council with tables about lot size and allowable impervious surface permitted under city codes. Those tables numerically represent what could be the future potential impact on Lake Burien by allowing moderate density development on what is now a very, low density, critical area. It is a significant environmental impact and will cause net loss to Lake Burien. The SMP is supposed keep that from happening.

CFT: 03/22/10

Additionally, the error in the wetland classification for Lake Burien needs to be addressed by Grette/Reid Middleton. They need to make a recommendation for a different buffer than currently appears in the flawed analysis in the Cumulative Impacts Analysis.

Until the sections on Lake Burien are corrected in all four of the Technical Documents and the analysis on Lake Burien is redone, nothing regarding Lake Burien in the SMP should be considered to be valid or applicable.

P.S. It is important to note that the Zoning Ordinance is also in conflict with the policies of the Comprehensive Plan. The Zoning Ordinance allows Moderate Density Residential development (due to lot size) on Low Density Residential critical area lands.

Monica Lusk

From: Mike Martin
Sent: Monday, March 15, 2010 7:54 AM
To: Monica Lusk
Subject: FW: Draft Shoreline Mgmt. Plan
Attachments: memo re RDC.doc.zip

From: Cyndi Upthegrove [mailto:cyndiu@comcast.net]
Sent: Sunday, March 14, 2010 5:52 PM
To: Mike Martin
Subject: Draft Shoreline Mgmt. Plan

Please make this part of the public record.

Thank you.

John Upthegrove
1808 SW 156th
Burien, WA 98166

CFR: 03/22/10

To: Mike Martin, City Manager (email: mikem@burienwa.gov)
City of Burien

cc: David Johanson, Senior Planner (email: davidj@burienwa.gov)
City of Burien

cc: Dave Upthegrove, Chair, Parks & Natural Resources
(email: Upthegrove.dave@leg.wa.gov)
Washington State House of Representatives

cc: Ted Sturdevant, Director (email: ted.sturdevant@ecy.wa.gov)
Department of Ecology

From: John Upthegrove
1808 SW 156th St., Burien, WA 98166 (email: cyndiu@comcast.net)

Re: Draft Shoreline Management Plan

Gentlemen,

At the Tuesday, March 9th Planning Commission meeting it was apparent that the Shoreline Management Plan language comes primarily from the City of Burien Comprehensive Plan. However, you seem to have overlooked an item in the Comprehensive Plan that belongs in the Shoreline Management Plan.

In chapter 2 page 23 (2-23) of the Comprehensive Plan, under Special Planning Area 2, the following text states:

Pol. SE 1.3

Special Planning Area 2 includes the existing Ruth Dykeman Children's Center facilities on Lake Burien. While the City encourages and supports the continued operation of the Center, any proposed change in use in the future should be reviewed to ensure that:

- a. Public access to the water is prohibited: and
- b. The development supports the historical link with Old Burien.

While the Ruth Dykeman Children's Center continues to operate a children's center on the site, residential, office and accessory uses associated with the center should be allowed. Minor expansion and modification of the children's center uses and structures should be allowed, if consistent with a City-approved Master Plan for the property.

In order to maintain consistency, this language should be inserted in the Shoreline Management Plan. It obviously applies, and without it one gets the impression that the city is "cherry-picking" for the new Shoreline Management Plan. Please make this letter and request a part of the public record.

Monica Lusk

From: Mike Martin
Sent: Monday, March 15, 2010 7:54 AM
To: Monica Lusk
Subject: FW: Citizen's Petition
Attachments: memo about petition.doc.zip

From: Cyndi Upthegrove [mailto:cyndiu@comcast.net]
Sent: Sunday, March 14, 2010 5:45 PM
To: Mike Martin
Subject: Citizen's Petition

Dear Mike,
Thank you in advance for making this note a part of your
next packet to the Council.
John Upthegrove

CFTR: 03/22/10

To: Mike Martin, City Manager (email: mikem@burienwa.gov)
City of Burien

cc: All Council members

From: John Upthegrove
1808 SW 156th, Burien, WA 98166

Re: Petition to delay the Burien Shoreline Master Plan adoption

When discussing the Shoreline Master Plan, my friends and neighbors start out by saying to me, "It doesn't matter what we do, they are going to do whatever they want."

This is a poor commentary on your relationship with your constituents.

It seems clear to me that part of the reason for this is your lack of explanation for not recognizing the petition that more than 400 citizens submitted to you at a recent Council meeting. I believe that these citizens are owed the courtesy of a discussion of this issue - or at least a response. Perhaps in your minds you feel that because you are not going to approve it you don't need to discuss it. However, all 400 of us would like to hear your reasoning.

Thank you for your consideration of these concerns.

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:00 PM
To: 'SHEILA HARTNELL'
Subject: RE: COncerns the language involving the Shoreline Proposal

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

L. Clausen
City Manager's Office

From: SHEILA HARTNELL [mailto:dragonflyden@yahoo.com]
Sent: Monday, March 15, 2010 1:10 PM
To: Public Council Inbox
Subject: COncerns the language involving the Shoreline Proposal

Dear Sir/ Madam;

The people with shoreline property have real concerns with regard to proposed plans that are not in the interest of property owners and indeed pose future situations that will bring about possible/probable damage and loss of value.

We need our voices to be heard and the language of the proposal clarified since in it's present state it is ambiguous and possibly/probably would have a great adverse effect in general.

Please make provision for our voices at Tuesdays 7:00pm meeting.

Sincerely,

S Hartnell

CFTR: 03/20/10

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:01 PM
To: 'Ed Frye'
Subject: RE: SMP

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

L. Clausen
City Manager's Office

From: Ed Frye [mailto:ED@workable-solutions.com]
Sent: Monday, March 15, 2010 3:27 PM
To: Public Council Inbox
Subject: SMP

I am writing to ask you to extend the time needed for further review of the Shoreline plan. It appears that you have not only not heard the concerns of your Burien citizens but have speeded up the process. I not sure I understand your motivation except to ignore your constituents.

Ed Frye
15217 28th Ave. SW
Burien, WA, 98166

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:02 PM
To: 'Marco Spani'
Subject: RE: Shoreline Master Plan

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

L. Clausen
City Manager's Office

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

From: Marco Spani [mailto:mspani@cpnw.com]
Sent: Monday, March 15, 2010 4:33 PM
To: Public Council Inbox
Subject: Shoreline Master Plan

Dear Council Members:

We are waterfront property owner at Three Tree Point. We are very concerned with the proposed changes to the Shoreline Master Plan. The SMP is the subject of considerable discussion among people in this neighborhood and other areas of Burien impacted by the changes proposed in the SMP. There has not been adequate time for the property owners who would be impacted by the SMP to properly evaluate and comment on the proposed changes. Please extend the time for public input and public involvement in the SMP process so that the concerns of the waterfront property owners can be fully heard.

Thank you,

Marco Spani and Julie Burr
3761 SW 171st
Burien, WA 98166

206-650-0852 phone

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:04 PM
To: 'VICKI MCKINLAY'
Subject: RE: shoreline management plan

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

Lisa Clausen
City Manager's Office

From: VICKI MCKINLAY [mailto:VMCKINL@Tacoma.K12.Wa.US]
Sent: Tuesday, March 16, 2010 10:03 AM
To: Public Council Inbox; susanc@burinewa.gov
Subject: shoreline management plan

Dear Burien City Council and Planning Commission,

This letter is to formally notify you of my objection to the proposed language in the Shoreline Management Plan regarding bulkhead replacement. I am a waterfront home owner in the Three Tree Point area and this letter is a formal request that you actively consider revising the SMP to include a provision for bulkhead replacement by homeowners. Tidal erosion and storm damage can adversely affect value and use of my property and all properties abutting Puget Sound. Maintenance of current bulkheads and replacement of existing bulkheads can protect shorelines. I recognize the need for enhanced fish and wildlife environments and appreciate the work done at Seahurst Park, but my 30' of waterfront property at Three Tree Point is my largest financial investment and a devalue of my property could result in significant financial hardship for my family. Please consider this request. I will be present at the Planning Commission meeting tonight. Thank you.

Sincerely,

Vicki McKinlay
3536 SW 172nd Street
Burien, WA 98166
206 755 1413

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:05 PM
To: 'McKinlay, Michael (PRT)'
Subject: RE: Concerns with the SMP

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

Lisa Clausen
City Manager's Office

From: McKinlay, Michael (PRT) [mailto:mikem@prt.wa.gov]
Sent: Tuesday, March 16, 2010 11:14 AM
To: Public Council Inbox; susanc@burinewa.gov
Subject: Concerns with the SMP

Dear Burien City Council and Planning Commission,

This letter is to formally notify you of my objection to the proposed language in the Shoreline Management Plan regarding bulkhead replacement. I am a waterfront home owner in the Three Tree Point area and this letter is a formal request that you actively consider revising the SMP to include a provision for bulkhead replacement by homeowners. Tidal erosion and storm damage can adversely affect value and use of my property and all properties abutting Puget Sound. Maintenance of current bulkheads and replacement of existing bulkheads can protect shorelines. Additionally, if my bulkhead fails it can have a catastrophic impact on adjoining bulkheads and property.

I recognize the need for enhanced fish and wildlife environments and appreciate the work done at Seahurst Park, but my 30' of waterfront property at Three Tree Point is my largest financial investment and a devalue of my property could result in significant financial hardship for my family.

Please consider this request. I will be present at the Planning Commission meeting tonight. Thank you.

Sincerely,

Michael McKinlay

CFTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:05 PM
To: 'bpovolny@aol.com'
Subject: RE: bulkhead replacement rules

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

L. Clausen
City Manager's Office

From: bpovolny@aol.com [mailto:bpovolny@aol.com]
Sent: Tuesday, March 16, 2010 12:46 PM
To: Public Council Inbox
Subject: bulkhead replacement rules

Dear Sirs/Madames;

I would like to urge you to adapt language regarding bulkhead replacement that that allows failing bulkheads to be replaced to the same standard they currently exist. Allowing this does not compromise the shoreline and maintains property values. Restricting the replacement of bulkheads is tantamount to condemning property owners to loss of their property over a period of time. This seems grossly unfair and would surely be remembered at the next election.

Sincerely,

Dr Brian Povolny

CSTR: 03/22/10

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:07 PM
To: 'Ryan, Andrew F'
Subject: RE: councilSMPbulkhead.doc

Thank you for cc'ing the Burien City 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

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

From: Ryan, Andrew F [mailto:andrew.f.ryan@boeing.com]
Sent: Tuesday, March 16, 2010 2:22 PM
To: Susan Coles
Cc: Public Council Inbox; David Johanson
Subject: councilSMPbulkhead.doc

Good afternoon Susan, please distribute accordingly.
Thank you
Andy Ryan

CFTR: 03/22/10

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

15 March 2010

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

To the Burien City Council and Burien Planning Commission,

I would like to comment on the Shoreline Management Plan that the Planning Commission is currently working. After watching last weeks commission meeting, I am pleased to see recognition of some of shoreline property owners inputs in the discussions and I appreciate their efforts. Given that however, I am concerned that commission is still intent on completing the Burien SMP by the end of March, especially with no plan to have additional public input. This appears to be in total disregard to the 400 plus property owners, the ones most impacted by the outcome, who signed a petition to the city council requesting additional time and input. I believe there are many issues, which require time and energy, to still be addressed.

- Although one of the goals of the SMP Update is simply promoted as “no net loss” of shoreline ecological functions, specific regulations directed at new and the repair and replacement of existing bulkheads go far beyond that goal. It holds shoreline property owners with existing structures primarily responsible for meeting that goal..

It fails to recognize what those of us that have lived here for many years understand, such as the seasonal wave activity, vessel wake impacts, typical conditions and winters storms and the importance of hard shoreline armoring for protecting our properties. The current SMP position does not consider the value or reasonable use that the bulkheads provide.

None of this should infer that we are not ecologically inclined, we are probably more attuned, and motivated, than anyone to the health of our shorelines, but the language in the SMP puts our properties and significant financial assets at risk.

My intent in this letter is to focus on **SMP Section 20.30.070 Bulkheads**. Outlined below are pertinent paragraphs from the SMP (bolded) that I am concerned about followed by my comments.

1. Policies

- a. **New development should be located and designed to avoid the need for future shoreline stabilization to the greatest extent feasible.**

Replacement bulkheads have been defined as “new” thereby requiring these structures to meet the same standards as those which never existed. The goal of “no net loss” of shoreline ecological functions fails to acknowledge that an existing bulkhead or hard shoreline armoring can be replaced with a similar but more environmentally friendly hard structure and still improve on the “no net loss” requirement. Repair, as opposed to “new” or “replacement” does not appear to be addressed anywhere in the SMP which I believe is an oversight. Perhaps language similar to the primary structure repair vs replace language could be incorporated. (i.e. – Catastrophic damages resulting in less than 75% of replacement value can be repaired in existing location and configuration)

- b. **“Bulkheads should be designed to blend in w/ natural surroundings.....”**

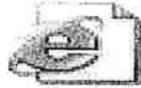
This is a “policy” statement, not one of the regulations, but not very practical and no guidance is provided. I’ve never seen a big cement wall that blends in w/ anything, and could put unreasonable financial constraints on the property owner. Nor have I seen any municipalities that own the numerous ports and marinas in Puget Sound do anything to comply with this. The city of Burien set precedence and demonstrated this when property owners along the 16500 block of Maplewild requested that some sort of visual improvements, etc be incorporated into the “great wall” built during the Nisqually earthquake road repair. The City’s response was that it was too expensive but apparently sees no problem levying similar cost on the private sector.

- e. **“Where feasible, any failing, harmful, unnecessary, or ineffectual structural shoreline armoring should be removed.....”**

Dept of Ecology (DOE) has encouraged local governments to use the “best available science” contained in reports and studies that are inconclusive and are primarily aimed at the restricting of residential piers and removal of residential bulkheads. The Grette Associates Shoreline Analysis and Characterization report, that was also DOE funded, is used as documenting support for the Burien SMP. This report maintains the DOE party line that all armoring is harmful thereby starting w/ the blanket assumption that all of our bulkheads should be removed. No mention is made as to who pays for this removal.

No mention is made in the Grette document regarding a large body of conflicting scientific data, that refutes a number of allegations identified in the City’s version of “best available science”. I’ve included the link one

such document and can provide references to several others if



harm-from-nearshor
e-development-almos
desired.

Additionally, no attempt has been made to address the errors and sweeping generalization in the Grette document, such as “shoreline is hardened with ... private bulkheads...that affect littoral drift...during MOST TIDAL STAGES” (page 12, Hydrolic Function). Since the majority of bulkheads are “near” the Ordinary High Water Mark (OWHM), anything below a high tide level should not be relevant. Additionally the sweeping generalizations such as “armoring can intensify the flooding”, or “can increase the nutrient load”, “can increase the “probability of landslides”. These are all true statements of potential issues but they are not sufficient justification for the enormous impacts to the private property owners being identified in the SMP.

The Grette document also addresses flooding w/ the comment “armoring of the shoreline can hinder flow of floodwaters to and from the shoreline”. This is contrary to CITY OF BURIEN Technical Report entitled COASTAL FLOOD HAZARD ZONE DELINEATION dated June 29, 2007. which states “This Technical Report documents the flooding hazard study and map production for updating the City of Burien’s coastal BFE. The full Burien shoreline was not studied, but only that part that is more intensely developed and is *exposed to potentially damaging waves*. FEMA standards were applied to the data processing, hydraulic analysis methodology, and mapping of *calculated wave runup and overtopping results*”.

The flooding scenario FEMA identifies is about storm surge creating *wave heights in the 2 -3 meter range* (ref pages 15 and 16 of the above reference Coastal Flood document), but Grette document uses the flood plain determination to allege that bulkheads create flood scenarios from the land side. It states “Twenty-six percent of Reach M3, and forty-eight percent of Reach M4, is mapped as 100-year floodplain (Figure 8D). Grette further states “As discussed previously, armoring can reduce the ability of the shoreline to accommodate floodwater”. (Reference pages 13 & 14, and others of the City of Burien Shoreline Master Program update, Shoreline Analysis and Characterization document) This so called “scientific report” uses the FEMA data to support a totally contrary position and further demonstrates why little dependence should be on placed on this document for the purposes of creating such far reaching regulations. Besides the misinterpretation of the FEMA flood designation, the majority of the areas under consideration for SMP applicability are also deemed as Critical Areas due to the steepness of the hillside arising from the

shoreline. Can someone please explain to me how a flood occurs on a 30 to 40 degree slope?

•
2. Regulations

A. "Non-structural shoreline stabilization...shall be used....unless project proponent demonstrates that a non-structural solution is not feasible and there would be no net loss of shoreline ecological functions":

Replacement of existing structure does not constitute a "loss of shoreline ecological functions. It would maintain the status quo. Replacement in existing locations using current bulkhead design criteria will actually improve the ecological function and still provide necessary protection of the private property. Need to include some language on "repairs" as opposed to replacement also. Reference response to Section 1(a) above.

B. "construction of bulkheads... are only permitted when non-structural methods...are not feasible to protect a residence or other primary structure or essential public facilities"

The above language excludes appurtenant structures such as boat houses, garages etc that are common on a significant number of our properties. State RCW 90.58, entitled Shoreline Management Act of 1971, (excerpts provided below) includes protection of appurtenances, the city version eliminates that protection. This is unacceptable and significantly impacts the value of our properties

Suggested wording would be:are not feasible to protect a residence, or other primary structure, appurtenance, or essential public facilities

Excerpts from RCW 90.58

RCW 90.58.100 Programs as constituting use regulations — Duties when preparing programs and amendments thereto — Program contents. *(6) Each master program shall contain standards governing the protection of single family residences and appurtenant structures against damage or loss due to shoreline erosion. The standards shall provide for methods which achieve effective and timely protection against loss or damage to single family residences and appurtenant structures due to shoreline erosion.*

RCW 90.58.290 Restrictions as affecting fair market value of property. *The restrictions imposed by this chapter shall be considered by the county assessor in establishing the fair market value of the property*

Incidentally, RCW 90.58.290 addresses regulations affecting fair market value of property and property tax implications. Washington State Attorney General Rob

McKenna also addresses this in his Advisory Memorandum: Avoiding Unconstitutional Takings of Private Property.

C. New structural stabilization measures shall not be allowed except when the necessity to protect primary structures is demonstrated.....

Reference comments to item B above.

Suggested revision :to protect primary structure *and appurtenances*

D. An existing shoreline stabilization structure may be replaced with a similar structure if the following apply:

i:protect the primary structure

Language needs to be revised *to include appurtenant structures and add or where there is a need to protect established uses or structures from erosion caused by currents, tidal action, or waves.* (this language is taken from the DOE guidelines

ii: Replacement walls or bulkheads shall not encroach waterward of the ordinary high water mark (OHWM).....unless the residence was occupied prior to Jan 1, 1992

Definition of OHWM Section VI-3, 20.40.100, states that OHWM means the mark on lakes, streams and tidal waters that approximate the line of mean high water as commonly evidenced by a mark upon the soil a character distinct from that of abutting upland with respect to vegetation.

OHWM currently is about 4' up my bulkhead, but if the bulkhead failed under storm conditions, vessel waves, or whatever, subsequent erosion would take about 15 - 20 feet of my property and the new OHWM, as "evidenced by a mark on the soil", would be in a significantly different location, and diminish up to a quarter of my current dryland property. Loss of this property re-establishes the measuring point for the 65' building setback requirements, seriously impacting the impact other SMP property restrictions. The majority of my neighbors have similar situations.

The majority of these bulkheads, or their replacements, have been in place for 30 to 50 years or more. Many of the bulkheads are waterwards of the "natural" OHWM and back-filled at that time to create a raised level surface adjacent to the shoreline. These areas are used for multiple water oriented purposes related to shoreline recreation, water equipment related storage, and along SW 172nd, for parking and parking structures. Loss of these bulkheads in their current location is a serious detriment and financial impact to the property owners.

Recommend this language be revised to say:

ii. Replacement walls or bulkheads shall not encroach waterward of the ordinary high water mark or existing structure *unless the structure to be*

replaced currently exists in that location. unless the residence was occupied prior to January 1, 1992,

F. Bulkheads shall be located and constructed in a manner which will not result in adverse effects on littoral drift and adjacent properties.

Reference response to (d) above, plus:

"Best science" as provided in the consultant report that city is using pre-supposes that bulkheads are detrimental to littoral drift which by inference means all bulkheads as currently located have adverse effects whether demonstrated or not. Therefore any replacement bulkhead could not be replaced in it's current location. To base regulating on implications and inconclusive data by saying that bulkheads **can or could** threaten the ecosystem without solid substantiation with the significant impacts to the affected property owners is untenable. The words "**can**" "**or**" "**could**" are the same as saying "might". "Might" is not the result of sufficient science when discussing changes that will greatly affect our property values and the city's subsequent revenue for other more important things.

Regarding the "adjacent properties" portion of the clause, potentially if a bulkhead fails, all neighboring bulkheads are at risk due to possible storm surge, wave action around or behind the newly exposed ends. Replacement bulkheads need to be built in such a manner that also allows protection to neighboring bulkheads.

Note: City of SeaTac has some reasonable regulations relative to this regarding replacement bulkhead alignment. Draft Cumulative Impacts Analysis Component for City of SeaTacs Shoreline: Angle Lake, page 29 states: *Shoreline stabilization solutions developed to replace existing shoreline stabilization shall be placed along the same alignment as, or landward of, the shoreline stabilization being replaced...*

G. Bulkheads shall not be installed for the purpose of creating upland by filling behind the bulkhead.

Many of the existing bulkheads did create additional land when they were built decades ago. Replacing them in their current location should not constitute "creation of additional" land, nor would it contribute to additional loss of shoreline ecological functions. Replacement bulkheads should be able to be rebuilt in the same footprint w/ the required amount of fill required to get back to their previous configuration. In addition, reference the response to D (ii) above.

Suggested revised language for this item would be as follows:

Bulkheads shall not be installed for the purpose of creating upland by filling behind the bulkhead, except where *a structure is being replaced with a similar structure and fill is part of the original construction. In this case, no additional fill shall be added beyond what is needed to repair the structure to its original form and capacity*

H. The size & quantity of material utilized for the bulkhead shall be the minimum necessary....

Who would want to fly on an aircraft, or drive a car, designed to "minimum" standards? Five years ago a 60' bulkhead in our area cost ~\$70,000 and this regulation expects to build it to "minimal" standards. Any property owner w/ that kind of investment deserves to have the best, not the minimal, structure available. Who is liable when this minimal design fails? Will this be another case where the property owner is left holding the bag?

How is damage from a non-minimal design demonstrated to have negative impacts on shoreline ecological functions? If the "extra" material (i.e – "factor of safety" such as bulkhead wall thickness) is placed on the landward of OHWM? What about "wings" on the ends that project landward protecting the property from end erosion, are these defined as over and above "minimum" requirements? Unfortunately, since setback measurements are taken from the inside face of the bulkhead, additional wall thickness results in additional setback distances contributing to another property owner issue.

This requirement combined with requirement "i" below, virtually guarantees there will be future bulkhead failures resulting in substantial additional cost and burdens to the shoreline property owners.

Suggested language could be: The size and quantity of material utilized for the bulkhead shall be the minimum necessary (*including acceptable engineering factors of safety*) to protect the structure (*and adjoining properties if applicable*) from the estimated energy intensity of the shoreline hydraulic system

i. The maximum height of a bulkhead on the marine shoreline shall be no greater than four (4) vertical feet above the OHWM.

OHWM is a relative position along significant portions of Reach's 3 and 4. Since the bulkheads were built waterward of what the "natural" OHWM would have been given no human intervention, references to current OHWM have different set of implications than "a mark along the soil".

As such, this appears to be a case of ignorance on the part of the drafters of this document. In conjunction with a high tide, four foot is woefully inadequate to protect our properties from either storm surge or vessel wake. Four to five foot vessel wakes are extremely common. Winter storm surge, a regular event, prompted FEMA to designate portions of Reach 3 and 4 as "flood plain". The City of Burien's flood plain study (referenced in my response to Section 1. Policies (e) above) validated the projected storm surge elevations, of 2 -3 meters. In 1990, a large quantity (~ 20) of bulkheads in Reach 3 were destroyed from strong northerly developed storm surge. In 2003, I was living in a house on SW 172nd that had ~4 feet of bulkhead above OHWM and a storm sent waves and driftwood into the front yard and basement, undermining part of my and my neighbor's bulkheads from the landward side. This is not an uncommon occurrence. **This is a guaranteed bulkhead failure scenario that would include destruction of some primary structures and umerous appurtenances.**

I would recommend this clause be rewritten as follows: *The maximum height of a bulkhead on the marine shoreline shall be no greater than four (4) vertical feet above the OHWM or in the case of a replacement structure, the new structure height shall be no greater than the original height of the structure to be replaced*

Section VI-3, 20.40.095 Normal Protective Bulkhead means a bulkhead, common to single family residences, constructed at or near the ordinary high water mark to protect an existing single family residence, the sole purpose of which to protect land from erosion, not for the purpose of creating new land.

While not part of Section 20.30.070. This regulation needs to be reworded to recognize existing bulkheads that do have fill and be consistent w/ recommended wording for items B and G above.

The subject of bulkheads is obviously extremely important to those of us living along the Burien shoreline. Because of our geographical location, with such severe wave action, the existing bulkheads, in their existing locations, provide an extremely important function for the protection and utility of our properties. Our shoreline experiences more extreme environmental impacts than many of the other communities (i.e – Lake Washington) who are currently going through this process, and needs to be tailored to recognize those factors.

I respectfully request you give consideration to the many points I have raised above.

Thank you
Andrew Ryan

Lisa Clausen

From: Public Council Inbox
Sent: Tuesday, March 16, 2010 4:07 PM
To: 'bpovolny@aol.com'
Subject: RE: shoreline management plan

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

From: bpovolny@aol.com [mailto:bpovolny@aol.com]
Sent: Tuesday, March 16, 2010 11:58 AM
To: Public Council Inbox
Subject: shoreline management plan

Dear Sirs/Madames;

I urge you to delay finalizing the proposed shoreline management plan for 6 months as requested by our recent petition.

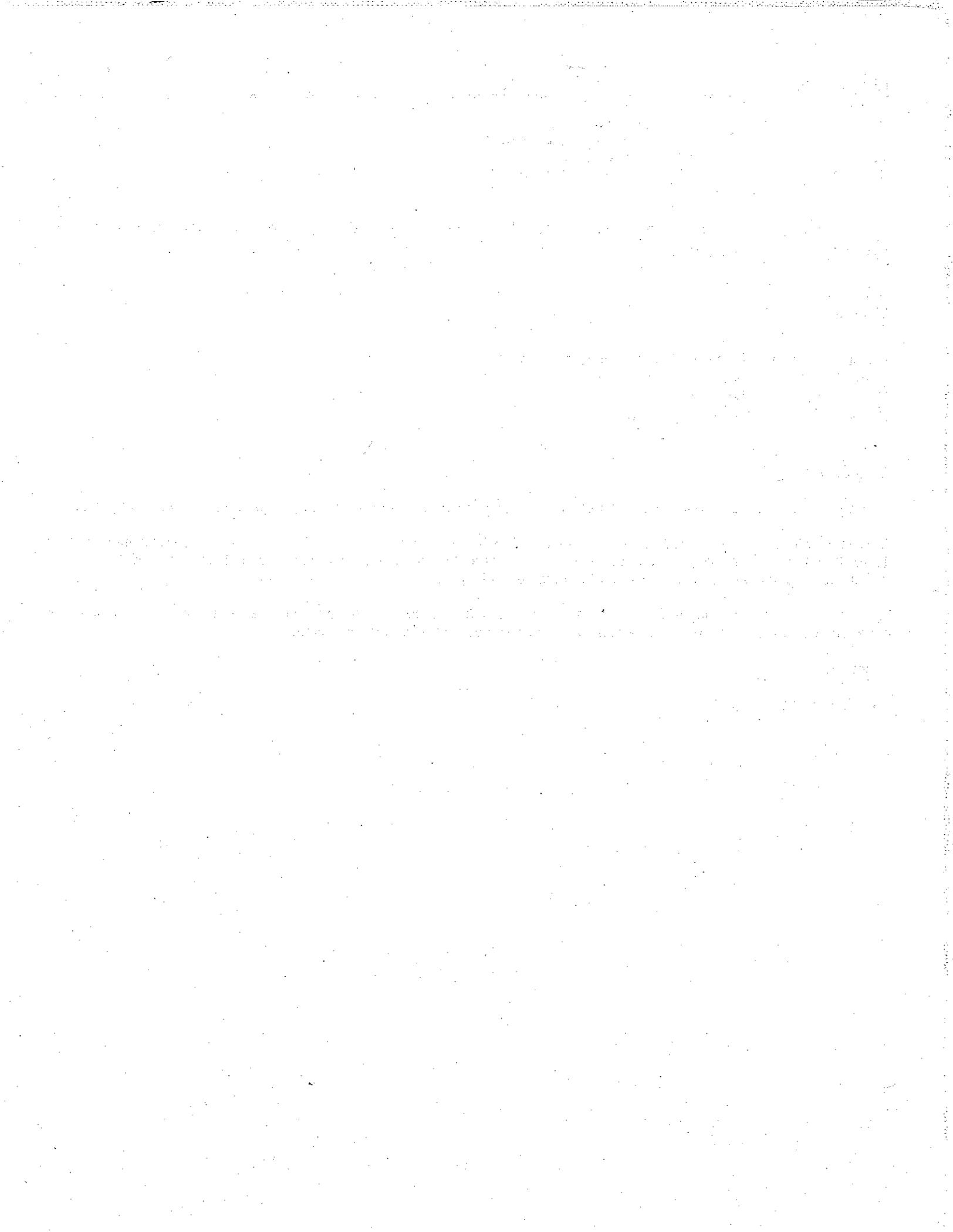
The new 65 foot setback exceeds state guidelines and will have a devastating effect on shoreline property owners' ability to sell their homes. An inevitable decrease in property values will result less tax revenue to the local municipalities and county as property values fall even further than they already have.

More time is needed to study the impact of the 65 foot setback/non conforming rule, and to study the trade offs, ie less tax revenue in exchange for questionable ecological benefits over state setback guidelines.

Sincerely,

Dr Brian Povolny

CFTR: 03/22/10



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 22nd day of March, 2010 the FOLLOWING:

CHECK NOS. 24472-24590

IN THE AMOUNTS OF \$517,373.42

WITH VOIDED CHECK NOS. _____

Accounts Payable
Checks for Approval



User: liliac
Printed: 03/16/2010 - 12:01 PM

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
24472	03/15/2010	General Fund	Professional Services	ABC Legal Messengers, Inc.	71.00
				Check Total:	71.00
24473	03/15/2010	General Fund	Repair and Maintenance	Al Book's Custom Weldin	219.00
				Check Total:	219.00
24474	03/15/2010	General Fund	Quarterly Newsletter	MT Group LLC	5,121.27
				Check Total:	5,121.27
24475	03/15/2010	Surface Water Management Fund	Repair & Maint-pump Stations	Alpine Fence Company	62.42
				Check Total:	62.42
24476	03/15/2010	Town Square CIP	Project development	Aquatic Specialty Services Inc	273.75
24476	03/15/2010	General Fund	Repair and Maintenance	Aquatic Specialty Services Inc	125.93
				Check Total:	399.68
24477	03/15/2010	General Fund	Telephone	A T & T	35.61
				Check Total:	35.61
24478	03/15/2010	General Fund	Repair and Maintenance	B & B Mobile Welding Inc.	109.50
				Check Total:	109.50
24479	03/15/2010	General Fund	Federal Lobbying Services	Ball Janik LLP	3,900.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	3,900.00
24480	03/15/2010	General Fund	Quarterly Newsletter	Kenneth Barger	145.12
				Check Total:	145.12
24481	03/15/2010	General Fund	Mis Plan Implementation	Paul Trevor Graham Barton	2,327.32
				Check Total:	2,327.32
24482	03/15/2010	General Fund	Mileage	LARRY BLANCHARD	219.00
				Check Total:	219.00
24483	03/15/2010	General Fund	Utilities	Burien Natural Gas Service, In	142.35
				Check Total:	142.35
24484	03/15/2010	General Fund	Professional Services	Stephen Botkin	741.60
				Check Total:	741.60
24485	03/15/2010	General Fund	Printing	Philip Hwang Kwang Nam	328.50
24485	03/15/2010	General Fund	Printing	Philip Hwang Kwang Nam	650.16
24485	03/15/2010	General Fund	Annexation	Philip Hwang Kwang Nam	2,299.50
24485	03/15/2010	General Fund	Annexation	Philip Hwang Kwang Nam	2,474.70
				Check Total:	5,752.86
24486	03/15/2010	General Fund	Professional Services	Dennis Broderson	600.00
				Check Total:	600.00
24487	03/15/2010	Street Fund	Repairs And Maintenance	Burien Bark L.L.C.	42.16
				Check Total:	42.16
24488	03/15/2010	General Fund	Celebration	Burien Trophy	429.46
24488	03/15/2010	General Fund	Celebration	Burien Trophy	24.64

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	454.10
24489	03/15/2010	General Fund	Prof. Svcs-instructors	Jared Buck	100.00
				Check Total:	100.00
24490	03/15/2010	General Fund	Cops Technology Grant Exps	CDW-G	1,658.51
24490	03/15/2010	General Fund	Cops Technology Grant Exps	CDW-G	692.76
				Check Total:	2,351.27
24491	03/15/2010	General Fund	Office and Operating Supplies	Clay Art Center, Inc.	628.48
				Check Total:	628.48
24492	03/15/2010	General Fund	Office/operating Supplies	Complete Office	271.66
24492	03/15/2010	General Fund	Office/operating Supplies	Complete Office	305.84
24492	03/15/2010	General Fund	Office And Operating Supplies	Complete Office	237.78
24492	03/15/2010	General Fund	Office And Operating Supplies	Complete Office	237.78
24492	03/15/2010	General Fund	Office And Operating Supplies	Complete Office	305.84
24492	03/15/2010	General Fund	Office And Operating Supplies	Complete Office	33.88
24492	03/15/2010	General Fund	Office/Operating Supplies	Complete Office	33.88
24492	03/15/2010	General Fund	Office And Operating Supplies	Complete Office	33.88
24492	03/15/2010	General Fund	Office And Operating Supplies	Complete Office	899.47
				Check Total:	2,360.01
24493	03/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	343.40
24493	03/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	335.57
24493	03/15/2010	General Fund	Citizens Patrol/ Crime Prevent	CONOCOPHILIPS	7.54
24493	03/15/2010	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	80.64
24493	03/15/2010	General Fund	Fuel/Gas Consumption	CONOCOPHILIPS	84.54
24493	03/15/2010	General Fund	Gasoline/Senior Center	CONOCOPHILIPS	137.06
24493	03/15/2010	General Fund	Fuel/Gas Consumption	CONOCOPHILIPS	74.94
				Check Total:	1,063.69
24494	03/15/2010	General Fund	Instructors Prof Svcs	Janet S. Crawley	660.00
24494	03/15/2010	General Fund	Prof. Svcs-instructors	Janet S. Crawley	686.40
				Check Total:	1,346.40

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
24495	03/15/2010	General Fund	Jail Contract	City of Renton	140.00
Check Total:					140.00
24496	03/15/2010	Surface Water Management Fund	Chelsea Pond	City of Seattle	58.97
24496	03/15/2010	Surface Water Management Fund	Util - Pump 21: Chelsea Park	City of Seattle	36.95
24496	03/15/2010	General Fund	Utilities	City of Seattle	145.11
24496	03/15/2010	General Fund	Utilities	City of Seattle	633.61
24496	03/15/2010	General Fund	Utilities	City of Seattle	143.82
24496	03/15/2010	General Fund	Utilities	City of Seattle	987.00
24496	03/15/2010	General Fund	Utilities	City of Seattle	1,144.37
24496	03/15/2010	Street Fund	Utilities - Traffic Signals	City of Seattle	737.02
Check Total:					3,886.85
24497	03/15/2010	General Fund	Cops Technology Grant Exps	Dell Computer Corporation	6,817.03
24497	03/15/2010	General Fund	Cops Technology Grant Exps	Dell Computer Corporation	4,482.03
Check Total:					11,299.06
24498	03/15/2010	General Fund	Cops Technology Grant Exps	Department of Information Serv	517.73
Check Total:					517.73
24499	03/15/2010	General Fund	Professional Services	Dorchester Consulting	450.00
Check Total:					450.00
24500	03/15/2010	Town Square CIP	Construction	DPK Inc.	39,976.95
24500	03/15/2010	Town Square CIP	Construction	DPK Inc.	99,656.39
24500	03/15/2010	Town Square CIP	Construction	DPK Inc.	2,167.13
24500	03/15/2010	Surface Water Mgmt CIP	Construction	DPK Inc.	3,607.91
Check Total:					145,408.38
24501	03/15/2010	General Fund	Office/operating Supplies	Express Business Systems	98.08
Check Total:					98.08
24502	03/15/2010	Parks & Gen Gov't CIP	Construction	Environmental Science Center	8,185.51
Check Total:					8,185.51

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
24503	03/15/2010	General Fund	Instructors Prof Svcs	Sandra Farmer	187.50
				Check Total:	187.50
24504	03/15/2010	General Fund	Miscellaneous	Flag Factory Northwest	74.41
				Check Total:	74.41
24505	03/15/2010	General Fund	Instructors Prof Svcs	Pam Fredback	94.50
				Check Total:	94.50
24506	03/15/2010	Transportation CIP	right of way acquisition	G. B. McCaughan & Associates	312.50
24506	03/15/2010	Street Fund	Professional Services	G. B. McCaughan & Associates	1,600.00
				Check Total:	1,912.50
24507	03/15/2010	Street Fund	Street Maintenance-non-county	Brian Gilles	378.00
				Check Total:	378.00
24508	03/15/2010	Parks & Gen Gov't CIP	Construction	Guardian Security	65.00
24508	03/15/2010	Parks & Gen Gov't CIP	Construction	Guardian Security	1,291.33
				Check Total:	1,356.33
24509	03/15/2010	General Fund	Office and Operating Supplies	Halfon Candy	588.42
				Check Total:	588.42
24510	03/15/2010	General Fund	Instructors Prof Svcs	Victoria E. Hamilton	264.00
24510	03/15/2010	General Fund	Instructors Prof Svcs	Victoria E. Hamilton	184.50
				Check Total:	448.50
24511	03/15/2010	General Fund	Human Svc-family/youth	Hospitality House	1,250.00
				Check Total:	1,250.00
24512	03/15/2010	General Fund	Jail Contract	Homebound Services, Inc.	156.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	156.00
24513	03/15/2010	General Fund	Operating Rentals and Leases	Head-quarters	81.50
				Check Total:	81.50
24514	03/15/2010	General Fund	Operating Rentals And Leases	IKON Office Solutions	364.64
				Check Total:	364.64
24515	03/15/2010	General Fund	Operating Rentals And Leases	Ikon Office Solutions	54.98
24515	03/15/2010	General Fund	Operating Rentals And Leases	Ikon Office Solutions	342.71
24515	03/15/2010	General Fund	Operating Rentals And Leases	Ikon Office Solutions	617.35
				Check Total:	1,015.04
24516	03/15/2010	General Fund	Miscellaneous	Iron Mountain Rec. Management	37.95
24516	03/15/2010	General Fund	Miscellaneous	Iron Mountain Rec. Management	172.68
				Check Total:	210.63
24517	03/15/2010	General Fund	Repairs And Maintenance	Interstate Tire & Automotive	43.76
				Check Total:	43.76
24518	03/15/2010	General Fund	Small Tools & Minor Equipments	JW Tel-Tronics	560.64
24518	03/15/2010	General Fund	Small Tools & Minor Equipments	JW Tel-Tronics	268.28
				Check Total:	828.92
24519	03/15/2010	General Fund	Drug seizure proceeds KCSO	King County Sheriff's Office	426.90
				Check Total:	426.90
24520	03/15/2010	Street Fund	Street Maint. Contract-kc	KING COUNTY FINANCE	17,640.73
24520	03/15/2010	Surface Water Management Fund	Swm Billed By King Co Roads	KING COUNTY FINANCE	10,694.80
24520	03/15/2010	Transportation CIP	Construction	KING COUNTY FINANCE	167.66
24520	03/15/2010	Surface Water Mgmt CIP	Construction	KING COUNTY FINANCE	3,805.31
24520	03/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE	1,431.94
24520	03/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE	15,604.79
24520	03/15/2010	Transportation CIP	Construction-engineering	KING COUNTY FINANCE	368.89
24520	03/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE	71.69

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
24520	03/15/2010	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE	239.41
24520	03/15/2010	General Fund	Jail Contract	KING COUNTY FINANCE	28,334.00
Check Total:					78,359.22
24521	03/15/2010	General Fund	CERT / Citizens Academy	King County Fire District #2	328.50
Check Total:					328.50
24522	03/15/2010	Town Square CIP	Design	King County Library System	2,939.05
24522	03/15/2010	Town Square CIP	Construction	King County Library System	38,930.05
24522	03/15/2010	Town Square CIP	Construction	King County Library System	113.22
Check Total:					41,982.32
24523	03/15/2010	General Fund	Public Defender	Kirshenbaum & Goss, Inc., P.S	5,000.00
Check Total:					5,000.00
24524	03/15/2010	General Fund	Prof. Svcs-instructors	Kim Klose	187.80
24524	03/15/2010	General Fund	Prof. Svcs-instructors	Kim Klose	79.20
Check Total:					267.00
24525	03/15/2010	General Fund	Instructors Prof Svcs	Lauren Laughlin	252.00
Check Total:					252.00
24526	03/15/2010	General Fund	Prof. Svcs-instructors	Lori Leberer	60.00
Check Total:					60.00
24527	03/15/2010	General Fund	Prof. Svcs-instructors	Alexander Lewis	550.00
Check Total:					550.00
24528	03/15/2010	General Fund	Comprehensive Plan Costs	Twolindsays, Inc.	375.00
Check Total:					375.00
24529	03/15/2010	General Fund	Office and Operating Supplies	Leisuremore Corporation	188.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	188.50
24530	03/15/2010	General Fund	Office and Operating Supplies	Mark's	255.12
				Check Total:	255.12
24531	03/15/2010	General Fund	Instructors Prof Svcs	Kelda J. Martensen	180.00
				Check Total:	180.00
24532	03/15/2010	General Fund	Prof. Svcs-instructors	Jacob Matthew	813.40
				Check Total:	813.40
24533	03/15/2010	General Fund	Prof. Svcs-instructors	Susy McAleer	112.50
				Check Total:	112.50
24534	03/15/2010	General Fund	Instructors Prof Svcs	Hunter McGee	210.00
				Check Total:	210.00
24535	03/15/2010	Parks & Gen Gov't CIP	Project Development	McKinstry Essention Inc.	128,902.91
				Check Total:	128,902.91
24536	03/15/2010	General Fund	Instructors Prof Svcs	Momentum Dance Academy	420.00
				Check Total:	420.00
24537	03/15/2010	Street Fund	Machinery And Equipment	MetroCount (USA) Inc.	3,069.00
				Check Total:	3,069.00
24538	03/15/2010	Street Fund	Dt Business License Svcs	Microflex, Inc.	1,875.25
24538	03/15/2010	General Fund	B&O Tax collect & audit	Microflex, Inc.	1,979.96
24538	03/15/2010	Street Fund	Dt Business License Svcs	Microflex, Inc.	2,016.36
24538	03/15/2010	General Fund	B&O Tax collect & audit	Microflex, Inc.	1,955.46
				Check Total:	7,827.03

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	23.81
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	7.23
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	40.41
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	9.42
24539	03/15/2010	General Fund	Office and Operating Supplies	Miller Paint Co.	26.44
24539	03/15/2010	Street Fund	Small Tools & Minor Equipments	Miller Paint Co.	13.75
24539	03/15/2010	Street Fund	Small Tools & Minor Equipments	Miller Paint Co.	15.66
24539	03/15/2010	Street Fund	Small Tools & Minor Equipments	Miller Paint Co.	31.32
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	37.23
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	47.63
24539	03/15/2010	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	23.81
Check Total:					276.71
24540	03/15/2010	General Fund	Prof. Svcs-instructors	Scott A. Miller	1,526.85
Check Total:					1,526.85
24541	03/15/2010	General Fund	Mis Plan Implementation	Municipal Software Corp.	10,333.00
Check Total:					10,333.00
24542	03/15/2010	General Fund	Instructors Prof Svcs	Shariana Mundi	528.00
Check Total:					528.00
24543	03/15/2010	General Fund	Building Maintenance	NBM Corporation	1,400.66
24543	03/15/2010	General Fund	Building Maintenance	NBM Corporation	492.25
Check Total:					1,892.91
24544	03/15/2010	General Fund	Prof. Svcs-instructors	Jennifer Olszewski	127.40
24544	03/15/2010	General Fund	Instructors Prof Svcs	Jennifer Olszewski	781.20
Check Total:					908.60
24545	03/15/2010	General Fund	Office And Operating Supplies	National Maintenance	28.75
Check Total:					28.75
24546	03/15/2010	General Fund	Prof. Svcs-instructors	Pamela Odegard	120.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	120.00
24547	03/15/2010	General Fund	Prof. Svcs-instructors	Fritzi Oxley	192.00
				Check Total:	192.00
24548	03/15/2010	General Fund	Instructors Prof Svcs	J. D. Paulson	350.00
				Check Total:	350.00
24549	03/15/2010	General Fund	Instructors Prof Svcs	Johawna Olena Perry	110.00
				Check Total:	110.00
24550	03/15/2010	General Fund	Postage	Pitney Bowes Postage By Phone	4,000.00
				Check Total:	4,000.00
24551	03/15/2010	General Fund	Building Maintenance	Protection One, Inc	232.09
				Check Total:	232.09
24552	03/15/2010	General Fund	Utilities	Puget Sound Energy	269.29
24552	03/15/2010	General Fund	Utilities	Puget Sound Energy	2,269.64
24552	03/15/2010	Street Fund	Utilities-street Lighting	Puget Sound Energy	1,528.69
				Check Total:	4,067.62
24553	03/15/2010	General Fund	Telephone	QWEST	100.69
24553	03/15/2010	General Fund	Telephone	QWEST	43.26
24553	03/15/2010	General Fund	Telephone	QWEST	61.11
				Check Total:	205.06
24554	03/15/2010	General Fund	Office/operating Supplies	Ramlyn Engraving & Sign Co.	29.78
				Check Total:	29.78
24555	03/15/2010	General Fund	Refund Clearing Account -Parks	Tina Price	38.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	38.00
24556	03/15/2010	General Fund	Refund Clearing Account -Parks	Mary Lou Reiser	38.00
				Check Total:	38.00
24557	03/15/2010	General Fund	Business & Occupation Tax	Ayutlas Clothing	5.65
				Check Total:	5.65
24558	03/15/2010	General Fund	Business & Occupation Tax	Hy-Tone Cleaners	10.33
				Check Total:	10.33
24559	03/15/2010	General Fund	Refund Clearing Account -Parks	David Berg	18.00
				Check Total:	18.00
24560	03/15/2010	General Fund	Refund Clearing Account -Parks	Amanollah Fawadi	50.00
				Check Total:	50.00
24561	03/15/2010	General Fund	Mechanical Permit	Affordable Gas Service	117.00
				Check Total:	117.00
24562	03/15/2010	General Fund	Prof. Svcs-instructors	Josh Ritter	225.00
				Check Total:	225.00
24563	03/15/2010	Surface Water Management Fund	Printing/binding/copying	Claude McAlpin, III	297.88
				Check Total:	297.88
24564	03/15/2010	General Fund	Advertising/legal Publications	Robinson Newspapers	190.00
				Check Total:	190.00
24565	03/15/2010	General Fund	Prof. Svcs-instructors	Elizabeth B. Rodgers	670.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	670.00
24566	03/15/2010	General Fund	Prof. Svcs-instructors	Sandra Schneider	157.50
				Check Total:	157.50
24567	03/15/2010	General Fund	Registration - Trainng/workshp	Suburban Cities Association	43.00
24567	03/15/2010	General Fund	Registration - Trainng/workshp	Suburban Cities Association	43.00
				Check Total:	86.00
24568	03/15/2010	General Fund	Prof. Svcs-instructors	Alan Schmitz	550.00
				Check Total:	550.00
24569	03/15/2010	General Fund	Advertising	Seattle Times	223.60
				Check Total:	223.60
24570	03/15/2010	General Fund	Office And Operating Supplies	Seatown Locksmith	104.03
				Check Total:	104.03
24571	03/15/2010	General Fund	Operating Rentals And Leases	SECAP Finance	755.55
				Check Total:	755.55
24572	03/15/2010	General Fund	Computer Consultant Prof Svcs	SEITEL Systems, LLC	1,030.92
24572	03/15/2010	Parks & Gen Gov't CIP	Predesign-engineering	SEITEL Systems, LLC	367.54
				Check Total:	1,398.46
24573	03/15/2010	General Fund	Instructors Prof Srvs	Kevon Shea	1,123.20
				Check Total:	1,123.20
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	43.00
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	45.50
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	46.50
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	475.00
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	72.50
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	43.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
24574	03/15/2010	General Fund	Utilities	Southwest Suburban Sewer Dist.	43.00
				Check Total:	768.50
24575	03/15/2010	General Fund	Prof. Svcs-instructors	Bonnie Taschler	187.50
				Check Total:	187.50
24576	03/15/2010	General Fund	Advertising	The Daily Herald Company	269.94
				Check Total:	269.94
24577	03/15/2010	General Fund	Telephone	TelSpan, Inc.	31.90
24577	03/15/2010	General Fund	Telephone	TelSpan, Inc.	-15.01
24577	03/15/2010	General Fund	Telephone	TelSpan, Inc.	15.01
24577	03/15/2010	General Fund	Telephone	TelSpan, Inc.	22.02
				Check Total:	53.92
24578	03/15/2010	General Fund	Repairs And Maintenance	Tri-Tec	422.67
				Check Total:	422.67
24579	03/15/2010	General Fund	Comp Plan Implementation Costs	Transportation Solutions, Inc.	2,586.25
				Check Total:	2,586.25
24580	03/15/2010	General Fund	Instructors Prof Svcs	Ken Turner	858.00
				Check Total:	858.00
24581	03/15/2010	General Fund	Registration - Trainng/workshp	Washington Chapter of URISA	185.00
				Check Total:	185.00
24582	03/15/2010	General Fund	Postage	U.S. Postmaster	185.00
				Check Total:	185.00
24583	03/15/2010	General Fund	Dues & Memberships	Washington Association Of	305.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	305.00
24584	03/15/2010	General Fund	Utilities	Water District No. 20	279.05	
24584	03/15/2010	Street Fund	Landscape Maint - Utilities	Water District No. 20	108.00	
24584	03/15/2010	General Fund	Utilities	Water District No. 20	216.00	
24584	03/15/2010	General Fund	Utilities	Water District No. 20	19.75	
24584	03/15/2010	General Fund	Utilities	Water District No. 20	48.25	
24584	03/15/2010	General Fund	Utilities	Water District No. 20	244.50	
					Check Total:	915.55
24585	03/15/2010	General Fund	Utilities	Water District No. 49	158.50	
					Check Total:	158.50
24586	03/15/2010	General Fund	Probatn/public Defndr Screenng	Tammy Weigel	840.00	
					Check Total:	840.00
24587	03/15/2010	General Fund	Registration - Trainng/workshp	W.R.P.A.	299.00	
24587	03/15/2010	General Fund	Registration - Trainng/workshp	W.R.P.A.	299.00	
24587	03/15/2010	General Fund	Registration - Trainng/workshp	W.R.P.A.	169.00	
24587	03/15/2010	General Fund	Registration - Trainng/workshp	W.R.P.A.	169.00	
24587	03/15/2010	General Fund	Registration - Trainng/workshp	W.R.P.A.	69.00	
24587	03/15/2010	General Fund	Registration - Trainng/workshp	W.R.P.A.	69.00	
					Check Total:	1,074.00
24588	03/15/2010	General Fund	Professional Services	Washington State Patrol	70.00	
					Check Total:	70.00
24589	03/15/2010	General Fund	Public Defender	W. Tracy Codd	200.00	
					Check Total:	200.00
24590	03/15/2010	Surface Water Management Fund	Storm Water Facility Maint	Yardsmen Company	685.52	
					Check Total:	685.52

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
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Report Total:	517,373.42
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DRAFT

Burien
WASHINGTON

CITY COUNCIL MEETING MINUTES

March 8, 2010

SPECIAL MEETING, Miller Creek Conference Room, 3rd Floor
For the purpose of holding interviews for the Planning Commission

6:00 p.m.

and

COUNCIL MEETING, 1st Floor

7:00 p.m.

Burien City Hall
400 SW 152nd 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
- 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 6:00 p.m. for the purpose of conducting Planning Commission interviews.

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

Administrative staff present: Mike Martin, City Manager.

No action was taken.

ADJOURN 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 arrived at 7:02 p.m.

Administrative staff present: Mike Martin, City Manager; Richard Loman, Economic Development Manager; Jenn Ramirez Robson, Management Analyst; 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 March 8, 2010, Agenda with the deletion of Business Agenda Item 8 "d" Discussion of the Governance Transfer Interlocal Agreement between King County and the City of Burien Regarding the North Highline South Annexation Area.

PUBLIC COMMENT

Ed Dacy, 2016 SW 146th Street, Burien

Mr. Dacy spoke to successfully annexing Area "X" before getting serious with Annexation Area "Y." He asked that a plan be created to redevelopment downtown Boulevard Park.

Chestine Edgar, 1811 SW 152nd Street, Burien

Ms. Edgar spoke to the conflict between Burien's critical areas ordinance and the Burien Comprehensive Plan dated December 2009 in relation to the wetland classification of Lake Burien. She stated a correction was needed before the Shoreline Master Plan could be moved forward.

Anthony Simmons, 632 SW 143rd Street, Burien

Mr. Simmons stated that Transform Burien is an organization that provides support to low-income and hurting families. They inquired if space was available at the old Community Center since their current space is no longer adequate.

Bob Edgar, 12674 Shorewood Drive SW, Burien

Regarding the Shoreline Master Plan (SMP), Mr. Edgar recommended that the Cumulative Impacts Analysis document and links to the 29 Figures referenced in the technical documents be added to the electronic version of the Plan.

Andy Ryan, 16525 Maplewild Avenue SW, Burien

Mr. Ryan spoke to his concerns regarding the Shoreline Vegetation Conservation Section of the SMP.

Michael Noakes, 16409 Maplewild Avenue SW, Burien

Mr. Noakes, Burien Marine Homeowners Association, yielded the floor to Tadas Kisielius.

Tadas Kisielius, 2025 1st Avenue South, Seattle

Mr. Kisielius, attorney with GordonDurr representing the Burien Marine Homeowners Association, requested the Council direct the Planning Commission to hold an additional public hearing and to extend the public comment period to address concerns.

Gill Loring, 10009 20th Avenue SW, Seattle

Mr. Loring, Area "Y" resident, stated he hoped the Council would provide him with an opportunity to become a part of Burien in the future.

Stan Lemmel, 3138 SW 172nd Street, Burien

Mr. Lemmel, Marine Shoreline Homeowners Association member, requested more time to review and have input on the SMP document that has a request for additional visual and physical access to the shoreline.

Liz Giba, 10230 10th Avenue SW, Seattle
Ms. Giba asked the Council to help the public have an informed vote in North Highline.

Barbara Dobkin, 10020 20th Avenue SW, Seattle
Ms. Dobkin asked the Council to give North Highline residents an opportunity to have an informed vote.

Dennis Reed, 3741 SW 171st Street, Burien
Mr. Reed, speaking to the SMP, asked the Council to direct the Planning Commission to incorporate the public comments into one final draft to be reviewed by everybody before it is passed onto the Council.

CORRESPONDENCE FOR THE RECORD

- a. Email Dated February 24, 2010, from Danna Siverts Regarding Requests in Association with the Proposed SMP that would Revise the Private Lake Burien Shoreline to Become Public Access.
- b. Email Dated February 24, 2010, from Kathi Skarbo Regarding Burien Shoreline Master Program.
- c. Letter Dated February 27, 2010, from Chestine Edgar Regarding Response to February 9, 2010 Meeting of Planning Commission.
- d. Petition Dated March 1, 2010, from Carol Jacobson for Concerned Citizens of Burien Requesting a Timeline Extension for the Planning Commission's Submittal of the Shoreline Master Plan (SMP) to the Burien City Council.
- e. Email Dated March 2, 2010, from Eric Dickman Regarding Link to Video Promotion of "A Midsummer Night's Dream."
- f. Letter Dated March 1, 2010, from Chestine Edgar Regarding the SMP and Presentation by Nicole Faghine/Reid Middleton at the 2/23/10 Planning Commission Meeting.
- g. Email Dated March 1, 2010, from Robbie Howell Regarding Letter Regarding the Burien Shoreline Master Plan.

CONSENT AGENDA

- a. Approval of Vouchers: Numbers 24365 - 24471 in the Amount of \$200,577.
- b. Approval of Minutes: Council Meeting, March 1, 2010.

Direction/Action

Motion was made by Deputy Mayor Clark, seconded by Councilmember Krakowiak, and passed unanimously to approve the March 8, 2010, Consent Agenda as amended to correct the minutes on Packet Page 80 to read "vetting" instead of "vesting."

Councilmember Shaw left the dais at 7:27 p.m. and returned at 7:28 p.m.

BUSINESS AGENDA

City Manager's Report

Direction/Action

Councilmembers Bennett and Block requested a list of all programs with funding amounts that are proposed for this year for possible reprioritizing by Council.

Direction/Action (cont'd.)

Councilmembers Block and Keene requested information on how the hanging flower baskets are funded.

Follow-up

Staff will provide written information on the SMP meetings that have been conducted, who they've been conducted with, the notification process, and place the information on the City's website.

Presentation of the 2009 Annual Report by Michael Goldsmith, Chair, Burien Business & Economic Development Partnership (BEDP)

Mr. Goldsmith, Business and Economic Development Partnership Chair, stated the 2009 work program focused on the Special Events ordinance, the Economic Development component for the Comprehensive Plan (vision project), and sustainability. The 2010 work plan was reviewed.

Discussion on the Burien City Council's Position Regarding North Highline "Area Y"

Follow-up

Staff will schedule a resolution expressing the Council's intent relating to the annexation of North Highline Area "Y" for Council consideration on March 22, 2010.

Discussion of the Governance Transfer Interlocal Agreement Between King County and the City of Burien Regarding the North Highline South Annexation Area

(This item was removed under Agenda Confirmation)

Follow-up

Staff will place the Governance Transfer Interlocal Agreement on the March 22, 2010, Council agenda for discussion.

COUNCIL REPORTS

Councilmember Keene reported on the Seattle Water Supply Operating Board meeting she attended.

ADJOURNMENT

Direction/Action

MOTION was made by Deputy Mayor Clark, seconded by Councilmember Krakowiak and passed unanimously to adjourn the meeting at 8:31 p.m.

Joan McGilton, Mayor

Monica Lusk, City Clerk



Burien

Washington, USA

400 SW 152nd St., Suite 300, Burien, WA 98166

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

www.burienwa.gov

MEMORANDUM

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

I. INTERNAL CITY INFORMATION

A. Code Enforcement in Annexation Area

City Building and Code Enforcement staff met with King County Code Enforcement staff to review open code enforcement cases in the annexation area and discuss the number of cases they would be turning over to the City on April 1, 2010. They identified a total of 73, (3 Zoning, 26 Building and 44 Code Enforcement) cases which are currently considered open. These locations will be inspected by the City's code enforcement officer to determine if a violation of City code exists and determine what code enforcement action, if any will be pursued. Cases pending legal action will remain with the County.

B. Student Completes Project with Parks

Highline School District requires students to complete a "Culminating Project" by the end of their senior year of high school. A student comes up with a project, finds a mentor and presents their (pass/fail) project (from conception to completion) in front of a panel in May of their senior year. Last fall Allisa Mensin, a student from Highline High School and her mentor (Councilmember Kathy Keene), decided to do invasive weed removal. They came to the Burien Parks Department asking if there were any parks needing invasive weed removal – of course the answer was a resounding "Yes!". Through the months that followed, Allisa coordinated with the Department to put a project together at Mathison Park. On Saturday, February 20, 2010 Allisa managed to pull together 22 volunteers working for 4 hours to complete this project. It was the largest number of volunteers from a student's effort in the Department's history. There were four 1-ton dump loads of invasive plant material taken from the park. A great project and congratulations to Allisa for a job well done!

C. On-Line Recreation Registration Now Free of Charge

Beginning March 8, all recreation programs offered through the Parks, Recreation & Cultural Services (PaRCS) Department will no longer charge a transaction fee to people who register online. PaRCS anticipates a significant increase in on-line registrations as a result of this change. This service offers the most flexible way to register, since it enables customers to register at a time that works best for them, as opposed to having to call or drive to the Community Center during office hours.

D. Teens Visit Seattle Art Museum

Eight high school students are currently enrolled in the current "Teen Mixed Media" session at Moshier Arts Center, and were thrilled to attend "First Thursday" at the Seattle Art Museum (SAM) on March 4 to view contemporary and traditional artwork. Students were also excited to see the special Alexander Calder exhibit that's currently on display at SAM.

E. Cup Creation Program a Hit

The creative pottery series offered through PaRCS' Moshier Art Center, "Toasting At The Tin Room: Building Your Perfect Cup", concluded at the popular local restaurant a few weeks ago when students filled their newly-created cup with a Spanish Coffee provided by owner restaurateur Dan House.

F. Library/City Hall Certificate of Occupancy Update

The Certificate of Occupancy for the King County Library and Burien City Hall were issued March 10, 2010. The building had been under a temporary occupancy approval since May of 2009 due to outstanding items that needed completion.

The parking garage is under separate permit and is still under a temporary occupancy approval as a few outstanding items still remain to be completed.

G. United Way's Bridge to Basics Program (Pg. 93)

Beginning in February, the United Way of King County began a volunteer program that connects people to much needed benefits and services. Their certified volunteers screen clients to see if they are eligible to receive money for food, reduce their utility bills, sign up for low-income health care, and much more. Bridge to Basics volunteers can answer questions, speak many languages, and do not require appointments.

The program will run initially through April 15, 2010 at nineteen different sites throughout King County. After a short break, the program will resume in the summer. *One of the Bridge to Basics sites operates at the Burien Library on the 1st and 3rd Fridays from 2:00 p.m. – 4:00 p.m.* A program flyer with all nineteen site locations has been attached to the City Manager's Report. People can also call 1-800-322-2588 or go online to www.unitedwayofkingcounty.org/bridgetobasics for more information.

H. Police and Late Night Staff vs. Teens Ultimate Football Game

On March 9, Burien Police officers and Teen Late Night staff teamed up to host an after-school Ultimate Football game at Moshier Park for Highline High School students. The idea came from Officer Andrew Weekley, who also works the Parks, Recreation & Cultural Services (PaRCS) Department's Late Night Program, held Saturday nights at Sylvester Middle School's gym. Six police officers, 2 teen staff, and 11 teens participated in this friendly competitive event.

I. Special Recreation Young Adult Social

Burien PaRCS hosted the Friday night "Young Adult Social" on March 12 at the Moshier Art Center. These monthly events are designed especially for teens and young adults with developmental delays or physical limitations. The program location rotates each month between Burien, SeaTac and Tukwila. Art Instructor Shariana Mundi taught 16 participants how to make and creatively design rain sticks. After they were completed, everyone used the sticks to simulate the sounds of a rain forest. Music and food are also provided during these enjoyable events.

J. Family Recreation Begins at Hazel Valley School

The City's second evening GYM JAM program began at Hazel Valley School on February 23, with 67 parents and children attending. The program promotes health and wellness for the whole family, and soccer activities were the highlight of the first night at Hazel Valley. On March 16, the school's PTA and PaRCS staff also co-sponsored a Family Movie Night as part of the GYM JAM's activities for the evening.

K. American Recovery & Reinvestment Act (ARRA) Funding

The Puget Sound Regional Council Policy Board approved the second round of ARRA funded projects recommended by the Regional Transportation Evaluation Committee. \$1.4M is included on the list for asphalt overlay projects in Burien. If the Jobs Bill is approved, we may receive these funds.

L. Public Works to Host Coordination Meeting

Public Works has scheduled a meeting of all utilities, districts, adjacent cities, and King County Departments for March 31st, 2010 to discuss Burien's Transportation Improvement Program (TIP) and Capital Improvement Program (CIP) to coordinate our construction projects with each of these groups, and discuss other issues of concern.

II. COUNCIL UPDATES/REPORTS

A. Shoreline Master Program Meeting Information (Pg. 95)

At the March 8th City Council meeting, staff was asked to prepare a list of all meetings related to the Shoreline Master Program update and the notification provided for each meeting. This information is attached and is also linked under "Additional Resources" on the Shoreline Master Program documents page of the City's website:
<http://www.burienwa.gov/index.aspx?nid=851>.

B. Burien Receives Letter from International Brotherhood of Electrical Workers, Local Union No. 46 (Pg. 99)

The City has received a letter from the above-referenced Union regarding the SCORE facility under construction. A copy of the letter is attached.

C. Visit by New County Councilmember – March 5, 2010

Following the County Council's selection of former Seattle City Councilmember Jan Drago to serve as the interim District 8 County Councilmember this year, the Mayor invited her to visit Burien. On March 5 Councilmember Drago and three of her staff came to Burien for a lunch meeting with the Mayor, City Councilmembers Keene and Shaw, and City staff. The group walked through the new City Hall and also went on a brief driving tour of the City, including Olde Burien, Three Tree Point, Highline Medical Center, and the Northeast Redevelopment Area (NERA) under the Sea-Tac third runway flight path.

D. Suburban Cities Association Public Issues Committee Meeting – March 10, 2010

Concerns about how to link cities' land use plans and future transit service have caused a delay in the Suburban Cities Association's (SCA's) work with King County and Seattle on this issue. Instead of approving policy language that had been negotiated by staff, the SCA Public Issues Committee (PIC) decided to form a subcommittee to work on changes that a majority of the cities could support. Issues that the PIC acted on included supporting the draft Transportation 2040 regional transportation plan and approving criteria the County should use in evaluating a "reclaimed water" program, related to the new Metro Brightwater sewage treatment plant currently under construction. Councilmember Bennett attended the PIC meeting on behalf of Councilmember Keene, who was in Washington, D.C.

E. Puget Sound Regional Council Transportation Board – March 11, 2010

City staff have been participating in the work at the Puget Sound Regional Council (PSRC), to create a list of transportation projects in the four-county region that should receive funding if Congress approves a second round of ARRA (economic stimulus) funding. The PSRC Transportation Policy Board has approved the project list, which includes \$1.4 million for Burien's asphalt overlay program. The proposed projects now go to the PSRC Executive Board for final action.

The TPB also approved the draft Transportation 2040 Plan, after debating numerous amendments proposed by TPB members. The PSRC Executive Board is scheduled to discuss the Plan and take action at its next meeting, followed by action at the PSRC General Assembly meeting in May.

F. Regular Legislative Session Concludes – March 11, 2010

At the conclusion of the regular 2010 legislative session, the City's request for funding related to the Seahurst north shoreline restoration project had not been included on the legislature's very short list of projects the state could help with. Given the \$2.6 Billion State budget shortfall for 2010, the City had recognized the significant challenge of securing any State funding for this project. The Governor called a special legislative session to convene on March 15, to deal with the state budget, but the prospect of different decisions on funding such capital projects was not favorable.

G. City's Congressional Visits – March 11-12, 2010

Mayor McGilton, Councilmember Keene and the City Manager traveled to Washington, D.C., for meetings with members of the City's Congressional delegation on March 11 and 12, 2010. Congressman Smith visited with the Burien group; Congressman McDermott was called away to another meeting and Senators Murray and Cantwell had other commitments but each of them had their staff represent them. The City's priorities at the federal level include a request to fund the design of the missing half of the SR 518 interchange at Des Moines Memorial Drive.

H. Burien Goodwill Job Training and Education Center Open House (Pg. 100)

On March 11, Deputy Mayor Rose Clark and staff attended an Open House hosted by the Burien Goodwill Job Training & Education Center located at 1031 SW 128th Street. During the program the attendees heard from staff and students about the classes offered, free of charge, including classes for adults who are learning or want to learn English and computer basics classes. Although the job center only opened recently, the classes are always full and there is an ongoing waiting list. A flyer describing the Goodwill's job training and education programs is attached to the City Manager's Report. More information can also be found at <http://www.seattlegoodwill.org/jobtraining/jtecenters/burien>.

I. Sales Tax Reports (Pg. 101)

Finance staff has provided the attached reports for Council's information: December 2009 Sales Tax Detail; 2009 Fiscal Year Sales Tax Detail; and 2008 & 2009 Sales Tax Revenue Comparison.

J. Advisory Board Meeting Minutes (Pg. 107)

The following approved Advisory Board minutes are attached:

- February 10, 2010– Parks, Recreation & Cultural Services

Help with food and utilities at a Bridge to Basics site near you.
 Services will be available until April 15, 2010.

NON-PROFIT
 U.S. POSTAGE
 PAID
 SEATTLE, WA
 98101-4239

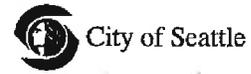
Location	Days	Hours
Northwest		
Burien Food Bank 18th Place NE, 98002	1st Thursdays	9:00 a.m. - 12:00 p.m.
Ballard Food Bank 7001 24th Avenue NW, 98117	2nd & 4th Wednesdays	10:30 a.m. - 12:30 p.m.
Ballard Food Bank at Our Redeemer's Church 2400 NW 85th Street, 98117	2nd & 4th Mondays	4:30 p.m. - 6:30 p.m.
Hopelink - Bellevue 14812 Main Street, 98007	1st & 4th Thursdays	11:00 a.m. - 2:00 p.m.
Crossroads/Bellevue Crossroads/Bellevue 15600 NE 8th, 98008 (SE corner near Bed Bath and Beyond)	2nd & 4th Saturdays	12:00 p.m. - 2:00 p.m.
Burien Library 400 SW 152nd Street, 98166	1st & 3rd Fridays	2:00 p.m. - 4:00 p.m.
Highline Foodbank 18300 4th Avenue South, 98148	2nd Tuesdays 3rd Thursdays	11:00 a.m. - 3:30 p.m. 9:00 a.m. - 1:30 p.m.
CENTRAL DISTRICT		
Yesler Community Center 917 East Yesler Way, 98122	Thursdays	5:00 p.m. - 7:00 p.m.
HOW TO FIND SEATTLE		
Downtown Food Bank 1531 Western Avenue, 98101	3rd & 4th Thursdays	10:00 a.m. - 1:00 p.m.
FEDERAL WAY		
MSC Federal Way 1200 South 336th Street, 98003	4th Mondays Thursdays 1st Fridays	10:00 a.m. - 1:00 p.m. 5:00 p.m. - 8:00 p.m. 10:00 a.m. - 1:00 p.m.
KIRKLAND		
Hopelink - North Shore/Kirkland 11011 120th Avenue NE, 98033	1st & 2nd Mondays 1st & 2nd Tuesdays 3rd & 4th Tuesdays	10:00 a.m. - 1:00 p.m. 2:00 p.m. - 4:00 p.m. 4:00 p.m. - 6:30 p.m.
Kingsgate Library 12315 Northeast 143rd Street, 98034	2nd & 4th Fridays	3:00 p.m. - 6:00 p.m.
Lake City North Helpline 12707 30th Avenue NE, 98125	2nd & 4th Saturdays 2nd & 4th Wednesdays	10:00 a.m. - 1:00 p.m. 10:00 a.m. - 12:00 p.m.
RENTON		
Salvation Army - Renton Rotary Food Bank 206 S Tobin Street, 98055	1st Tuesdays Wednesdays	1:00 p.m. - 3:30 p.m. 5:00 p.m. - 7:00 p.m.
SEATTLE		
SeaTac Airport, Airport Jobs Office Take Elevator 1 from the ticket counter to level M	Thursdays	5:00 p.m. - 8:00 p.m.
SHORELINE		
Hopelink - Shoreline 15809 Westminister Way N, 98133	2nd & 4th Tuesdays Saturdays	5:30 p.m. - 6:30 p.m. 10:00 a.m. - 12:00 p.m.
SOUTH SEATTLE		
St. Vincent de Paul 5972 4th Avenue South, 98108	3rd & 4th Tuesdays	11:00 a.m. - 2:00 p.m.
South Park Info Center 8520 14th Ave S, 98108	1st & 3rd Saturdays	11:00 a.m. - 1:00 p.m.
WHITE CENTER		
YWCA Greenbridge 9720 8th Avenue SW, 98106	Saturdays	9:00 a.m. - 1:00 p.m.



For more information about the Bridge to Basics program or other free services that can help you and your family, call **1-800-322-2588**
unitedwayofkingcounty.org/bridgetobasics

To help with applications, please bring:

- Proof of income for previous three months for everyone in the house (wages, Social Security, SSI, TANF, unemployment, child support, etc.)
- Photo ID
- Social Security cards
- Recent utility bill
- Proof of any financial aid or loans
- Documentation of any childcare expenses
- Copy of rental agreement/lease or mortgage
- Other types of documentation may be required





United Way of King County

720 Second Avenue
Seattle, WA 98104-1702

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NC
U.
P.
SEATTLE
PERMIT NC



SPANISH

- Voluntarios para el programa de Bridge to Basics estarán en la comunidad ayudando a personas conectar con programas que puedan ayudarle ahorrar dinero. Estos programas incluyen servicios públicos y de nutrición.
- Un voluntario acreditado determinará si es elegible, le ayudará completar una solicitud, responderá a sus preguntas y tendrá información sobre otros servicios comunitarios.
- Los voluntarios hablan varios idiomas.
- No es necesario hacer cita.

RUSSIAN

- В нашем районе будут работать добровольцы программы «Bridge to Basics», чтобы ознакомить население со льготными программами экономии денег, в том числе услугами питания и коммунальными услугами.
- Сертифицированный доброволец ответит на ваши вопросы, проверит ваше соответствие условиям программ, поможет вам заполнить заявления и предоставит информацию о других услугах для населения.
- Добровольцы владеют многими иностранными языками.
- Предварительная запись не требуется.

CHINESE

- 「Bridge to Basics」志工将驻留于社区中，帮助民众取得节省费用的福利计划包括营养和水电服务。
- 一位认证志工会回答您的问题、筛选您是否合格、帮助您完成申请表以及将您转介至其他社区服务单位。
- 我们的志工会说多种语言。
- 不需要预约。

VIETNAMESE

- Các thiện nguyện viên thuộc chương trình Bridge to Basics sẽ có mặt ở cộng đồng để giúp mọi người tìm đến các chương trình trợ cấp có thể giúp tiết kiệm tiền, bao gồm các chương trình trợ giúp về dinh dưỡng và các tiện nghi công cộng.
- Một thiện nguyện viên được chứng nhận là có đủ trình độ sẽ sẵn sàng trả lời các câu hỏi của quý vị, thực hiện phỏng vấn sàng lọc để xem quý vị có hội đủ điều kiện hay không, giúp quý vị điền đơn, và giới thiệu quý vị đến các dịch vụ khác trong cộng đồng.
- Các thiện nguyện viên biết nói nhiều ngôn ngữ khác nhau.
- Không cần xin hẹn trước.

What is the Bridge to Basics program?

Bridge to Basics volunteers will be stationed in the community to connect people with money-saving benefits programs including nutrition and utility services.

- A certified volunteer will answer questions, screen you for eligibility, help you complete applications, and refer you to other community services.
- Volunteers speak many languages.
- No appointment necessary.

For more information about the Bridge to Basics program and the free services that can help you and your family, dial **1-800-322-2588**.

unitedwayofkingcounty.org/bridgetobasics

SHORELINE MASTER PROGRAM MEETINGS

DATE	GROUP	NOTIFICATION
3/12/08	Shoreline Advisory Committee #1	<p>Mailings: The committee members.</p> <p>Web: Burien website</p>
5/14/08	Community Open House #1	<p>Mailings: Agencies, interested residents, property owners within 200 feet of shoreline.</p> <p>Web: Burien website, City Council online and paper packet</p> <p>Press release</p>
6/11/08	Shoreline Advisory Committee #2	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>
7/9/08	Shoreline Advisory Committee #3	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>
9/10/08	Shoreline Advisory Committee #4	<p>Mailings: The committee members plus people who asked to be on the list.</p>
2/11/09	Shoreline Advisory Committee #5	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>
9/23/09	Shoreline Advisory Committee #6	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>
10/7/09	Shoreline Advisory Committee #7	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>
10/21/09	Shoreline Advisory Committee #8	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>

10/28/09	Shoreline Advisory Committee #9	<p>Mailings: The committee members plus people who asked to be on the list.</p> <p>Web: Burien website</p>
11/30/09	Community Open House #2	<p>Mailings: Agencies, interested residents, property owners within 200 feet of shoreline, previous signup lists.</p> <p>Web: Burien website, B-Town Blog, City Council online packet</p> <p>Newspaper & web: Highline Times</p>
12/15/09	Planning Commission #1	<p>Mailings: E-mailed to Planning Commission e-mail list (168 people)</p> <p>Web: Burien website</p>
1/12/10	Planning Commission #2 (Hearing)	<p>Mailings: Advisory Committee, agencies, interested residents on the May 2008 open house list and SAC meeting list. Inadvertently omitted residents who signed Nov. 2009 open house list. Hearing was mentioned on last page of open house notice mailed on Nov. 9, 2009, to property owners within 200 feet of shoreline, and on handouts distributed at the Nov. 30, 2009, open house. E-mailed to Planning Commission e-mail list.</p> <p>Web: Burien website, B-Town Blog</p> <p>Newspaper & web: Seattle Times, Highline Times</p>
1/26/10	Planning Commission #3	<p>Mailings: E-mailed to Planning Commission e-mail list.</p> <p>Web: Burien website</p>
2/9/10	Planning Commission #4	<p>Mailings: E-mailed to Planning Commission e-mail list.</p> <p>Web: Burien website</p>
2/23/10	Planning Commission #5	<p>Mailings: E-mailed to Planning Commission e-mail list.</p> <p>Web: Burien website, B-Town Blog</p> <p>Newspaper & web: Highline Times</p>

3/9/10	Planning Commission #6	Mailings: E-mailed to Planning Commission e-mail list. Web: Burien website, B-Town Blog
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INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

LOCAL UNION NO. 46

19802 62ND AVENUE SOUTH KENT, WA 98032
PHONE (253) 395-6500 · FAX (253) 872-7059

March 8, 2010

Mayor Joan McGilton
400 S.W. 152nd St. Suite 300
Burien, WA 98166

Dear Mayor McGilton,

We wanted to make you aware of a troubling situation with the new SCORE facility being built for the citizens of Auburn in Des Moines, WA.

Bergelectric, a California electrical contractor, has been hired by Lydig Construction and the SCORE Board to do the electrical package on the new facility. Bergelectric does not hire local workers, therefore local workers in the community will not be doing any of the electrical work on this locally funded project. How this makes any economical sense in the current economic crisis is a mystery to our members, and especially those members who live in your municipality.

In the seven municipalities funding the SCORE project, IBEW Local 46 has over 750 members of who will not be able to work on this local project. These members would like to know how this could have happened, when it is clear that there were other local contractors who were bidding that would have employed a local workforce!

Another troubling issue, which we have already alerted the SCORE Board about, is the extremely serious electrical code violations on a Bergelectric built prison in Oregon. The electrical inspector in this case actually shut the job down because of the danger to life on the project.

Lydig has teamed up with Bergelectric on other projects. They must have known that Bergelectric would bring in electrical workers from other areas and in addition they should have known about the serious code violations on the Oregon prison.

Members of Local 46 would like to know what the cities involved in this project intend to do about the lack of local hiring. In addition what type of enhanced electrical code inspections will be put in place to prevent the types of code and life safety issues from arising here in our community?

We look forward to your reply and would be happy to sit down with you and discuss this further

Sincerely,

Bob Gorman
(253)395-6513

CC: Penny Bartley, Interim Director SCORE
Lydig Construction
Bergelectric
Mayor Sheckler, Des Moines, WA
Mayor Kochmar, Federal Way, WA
Mayor Law, Renton, WA
Mayor Haggerton, Tukwila, WA
Mayor Anderson, SeaTac, WA
Mayor Lewis, Auburn, WA



Goodwill's FREE job training and education programs - that put people to work

MISSION

To provide quality, effective employment training and basic education to low-income individuals with significant barriers to economic opportunity. **Because jobs change lives.**

Bank Skills & Financial Services Training

■ Designed to give participants the skills and training needed to get a job in the banking and financial services industries, this 8-week program focuses on terminology, computer fundamentals and data entry.

■ The bank curriculum was developed in collaboration with Bank of America and U.S. Bank.

Retail and Customer Service Training

■ Twelve-week program focused on giving participants the skills and knowledge needed to succeed and thrive in the retail workplace

■ Classroom study provides hands-on training in computers, cashiering, customer service and key retail skills

■ Classroom work is followed by a four-week internship at a Goodwill store

Goodwill Works

■ Program modules address the "soft skills" that students need to find a job and keep a job. Soft skills are the skills, abilities and traits that pertain to personality, attitude and behavior.

■ Goodwill Works components such as proper workplace behavior, timeliness and communication are incorporated into the Bank Skills and Retail Training Programs.

Adult Basic Education

■ Participants have access to basic education classes, English-language training, computer literacy and other options designed to address gaps in their knowledge and better prepare them for the workplace.

■ Classes help to bring students to an eighth grade level so they may fully benefit from job training

Job Placement & Retention Assistance

■ Goodwill's employment specialists work with a network of businesses to place students in jobs after completing their training programs.

■ Our staff also provides follow up services for one year after the students graduate to help them during the training-to-work transition.

Case Management

■ Experienced Case Managers meet with every student to assess their basic needs and develop an employment plan.

■ Clients also receive help with issues ranging from childcare and transportation to health care and nutrition, thus removing potential barriers to workplace success.

Goodwill Job Training and Education Centers

Bellevue
14515 NE 20th St.
(425) 289-0040

Marysville
9315 State Ave.
(360) 657-4058

Shoreline
14500 15th Ave. NE
(206) 631-8457

Bellingham
1115 E. Sunset Dr.
Suite 105
(360) 738-0483

Mount Vernon
102 Valley Mall Way
(360) 848-9323

Silverdale
10001 Mickelberry Rd NW
(360) 698-6776

Burien
1031 SW 128th St.
(206) 957-1026

Seattle
1400 South Lane St.
(206) 860-5791

South Everett
228 SW Everett Mall Way
(425) 353-0957

Notes:

December 2009 Sales Tax Detail

- Year-to-Date 2008* to 2009 ↓ 16.6%
- December 2008* to December 2009 ↓ 10.8%
 - Retail Trade (57%) ↓ 2.6%
 - Motor Vehicle & Parts Dealers (18% of total) ↓ 15%
 - » New Car Dealers (14% of total) ↓ 17.9%
 - General Merchandise Stores (16.6% of total) ↑ 1.5%
 - Food & Beverage Stores (5.4% of total) ↑ 3.3%
 - Building Material & Garden (1% of total) ↑ 3.9%
 - Electronics and Appliances (1.5% of total) ↓ 9.8%
 - Construction (10.9%) ↓ 50.0%
 - Accommodations & Food Service (10%) ↑ 2.6%

**Error in DOR reporting for December 2008 adjusted to correctly report retail sales figures.*

City of Burien

December 2009 Sales Tax Revenue Comparison by Category

	% of Total		Difference		
	<u>December-09</u>	<u>Revenue</u>	<u>December-08</u>	<u>2008 to 2009</u>	<u>% Change</u>
Unknown	\$ 763	0.2%	\$ 649	\$ 114	17.6%
Agriculture, Forestry, Fishing	\$ 149	0.0%	\$ 154	\$ (5)	-3.2%
Mining	\$ 118	0.0%	\$ 80	\$ 38	47.5%
Construction	\$ 45,952	10.9%	\$ 91,526	\$ (45,574)	-49.8%
Manufacturing	\$ 4,761	1.1%	\$ 7,319	\$ (2,558)	-35.0%
Wholesale Trade	\$ 14,322	3.4%	\$ 16,097	\$ (1,775)	-11.0%
Retail Trade	\$ 238,025	56.5%	\$ 244,501	\$ (6,476)	-2.6%
Transportation and Warehousing	\$ 2,844	0.7%	\$ 2,808	\$ 36	1.3%
Information	\$ 12,942	3.1%	\$ 13,612	\$ (670)	-4.9%
Finance & Insurance	\$ 874	0.2%	\$ 972	\$ (98)	-10.1%
Real Estate, Rental, Leasing	\$ 5,906	1.4%	\$ 6,473	\$ (567)	-8.8%
Prof, Sci, Technical Services	\$ 11,190	2.7%	\$ 5,761	\$ 5,429	94.2%
Admin, Support, Remedy Services	\$ 5,756	1.4%	\$ 4,900	\$ 856	17.5%
Educational Services	\$ 1,408	0.3%	\$ 1,334	\$ 74	5.5%
Health Care Social Assistance	\$ 5,094	1.2%	\$ 4,651	\$ 443	9.5%
Arts, Entertainment, Recreation	\$ 2,704	0.6%	\$ 3,022	\$ (318)	-10.5%
Accomodation and Food Services	\$ 42,245	10.0%	\$ 43,373	\$ (1,128)	-2.6%
Other Services	\$ 25,872	6.1%	\$ 24,429	\$ 1,443	5.9%
	<u>\$ 420,925</u>		<u>\$ 471,661</u>	<u>\$ (50,736)</u>	-10.8%

2009 Fiscal Year Sales Tax Detail

- Fiscal Year 2008* to 2009 ↓ 16.6%
 - Reduced Construction activity accounts for majority of decrease in annual Sales Tax Revenue (15.5% of total) ↓ 39%
 - Reversing the ↑ 38% increase we had in 2008
 - Retail Trade continues to decline (52 % of total) ↓ 14%
 - Motor Vehicle & Parts Dealers (22% of total) ↓ 28%
 - » New Car Dealers (18% of total) ↓ 31%
 - General Merchandise Stores (9% of total) ↓ .7%
 - Food & Beverage Stores (6% of total) ↓ 1%
 - Accommodations & Food Service (11%) ↓ 9%

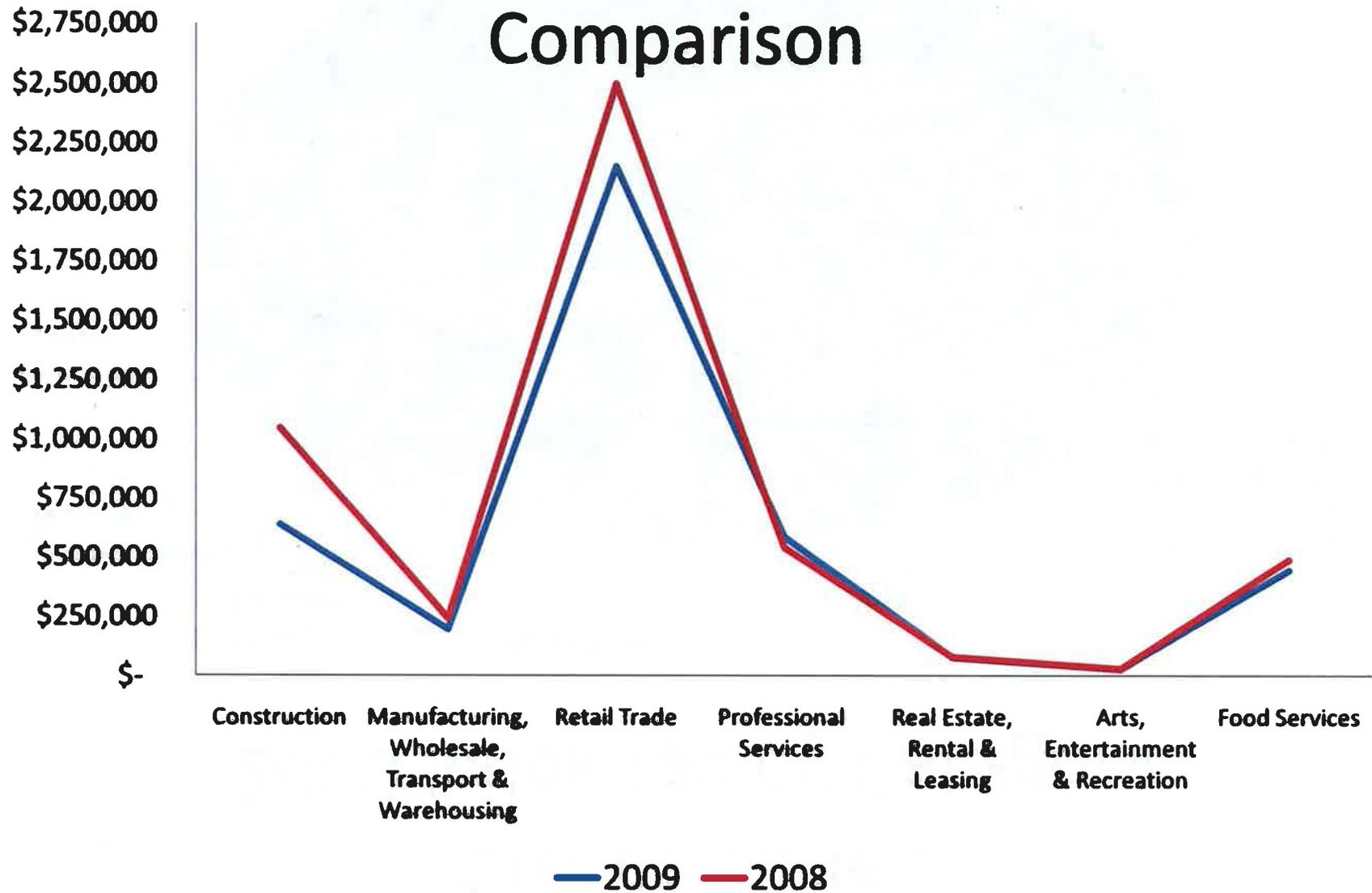
**Error in DOR reporting for December 2008 adjusted to correctly report retail sales figures.*

City of Burien

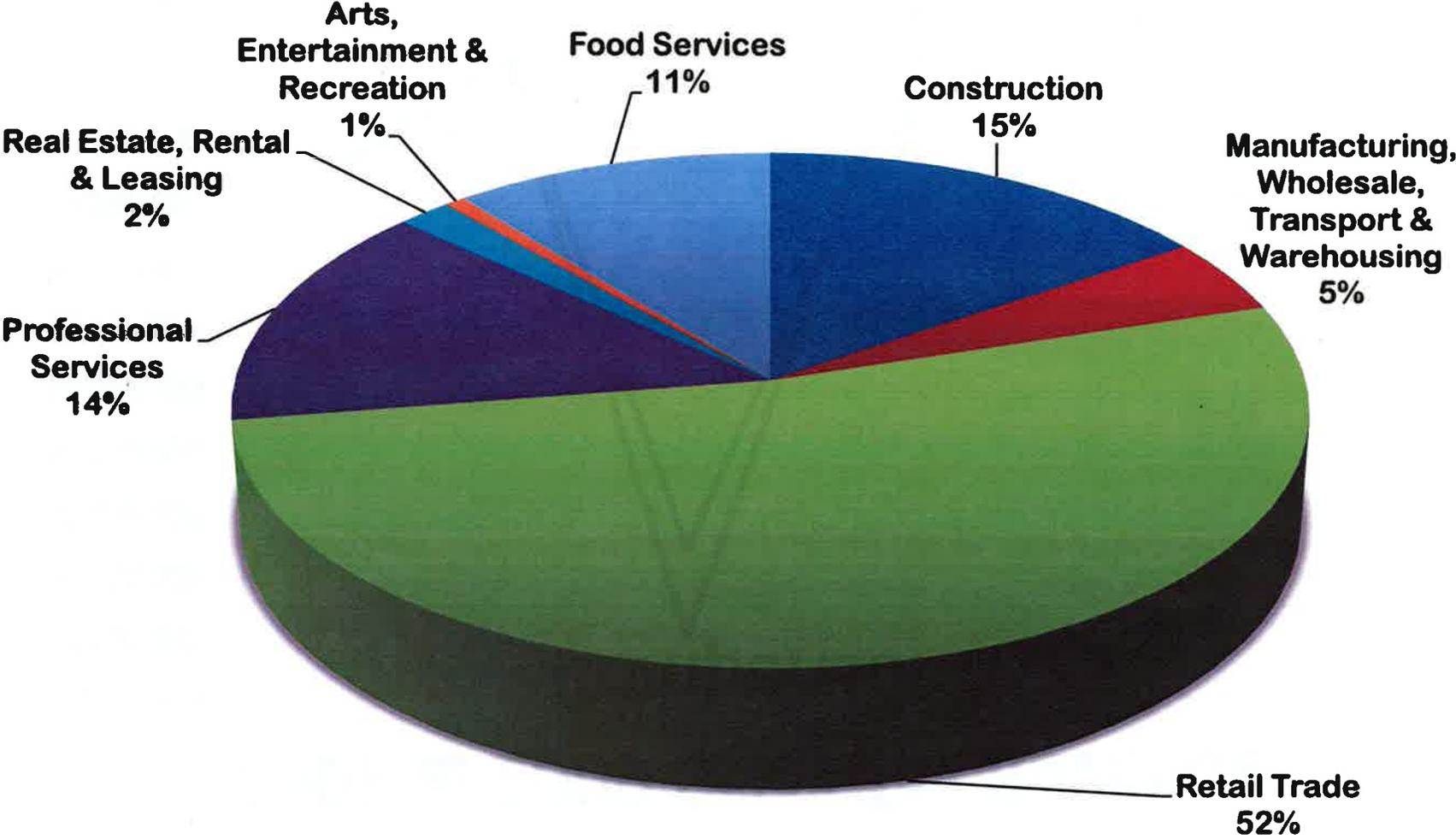
2009 Sales Tax Revenue Comparison by Category

	% of Total		Difference		
	<u>2009</u>	<u>Revenue</u>	<u>2008</u>	<u>2009 to 2008</u>	<u>% Change</u>
Unknown	\$ 6,810	0.2%	\$ 14,195	\$ (7,385)	-52.0%
Agriculture, Forestry, Fishing	\$ 1,419	0.0%	\$ 1,268	\$ 151	11.9%
Mining	\$ 1,645	0.0%	\$ 2,668	\$ (1,023)	-38.3%
Construction	\$ 635,384	15.5%	\$ 1,046,693	\$ (411,309)	-39.3%
Manufacturing	\$ 53,551	1.3%	\$ 76,251	\$ (22,700)	-29.8%
Wholesale Trade	\$ 118,192	2.9%	\$ 130,749	\$ (12,557)	-9.6%
Retail Trade	\$ 2,151,325	52.4%	\$ 2,506,422	\$ (355,097)	-14.2%
Transportation and Warehousing	\$ 17,845	0.4%	\$ 13,846	\$ 3,999	28.9%
Information	\$ 167,559	4.1%	\$ 164,905	\$ 2,654	1.6%
Finance & Insurance	\$ 8,903	0.2%	\$ 9,677	\$ (774)	-8.0%
Real Estate, Rental, Leasing	\$ 75,146	1.8%	\$ 78,706	\$ (3,560)	-4.5%
Prof, Sci, Technical Services	\$ 57,499	1.4%	\$ 35,843	\$ 21,656	60.4%
Admin, Support, Remedy Services	\$ 44,550	1.1%	\$ 51,329	\$ (6,779)	-13.2%
Educational Services	\$ 12,388	0.3%	\$ 17,500	\$ (5,112)	-29.2%
Health Care Social Assistance	\$ 45,148	1.1%	\$ 44,668	\$ 480	1.1%
Arts, Entertainment, Recreation	\$ 27,560	0.7%	\$ 28,516	\$ (956)	-3.4%
Accomodation and Food Services	\$ 443,746	10.8%	\$ 488,362	\$ (44,616)	-9.1%
Other Services	\$ 240,607	5.9%	\$ 216,372	\$ 24,235	11.2%
	<u>\$ 4,109,277</u>		<u>\$ 4,927,970</u>	<u>\$ (818,693)</u>	<u>-16.6%</u>

City of Burien 2008 & 2009 Sales Tax Revenue Comparison



City of Burien 2009 Sales Tax by Category



CITY OF BURIEN, WASHINGTON
Parks and Recreation Advisory Board
MEETING MINUTES
Date – February 10, 2010
Time - 7:00 PM

BOARD MEMBERS PRESENT

Jean Spohn Larry Moormeier Sheryl Knowles

Ted Fosberg Ed Dacy

BOARD MEMBERS ABSENT

Chris Ndifon

STAFF PRESENT

Steve Roemer, Parks Development and Operations Manager
Casey Stanley, Recreation Supervisor
Amanda Morales, Recreation Specialist

GUESTS PRESENT

None

Ted Fosberg called the meeting to order at approximately 7:00 PM.

CITIZEN COMMENT

None

ADDITIONS TO AGENDA & AGENDA REVIEW

No changes.

MEETING MINUTES

The minutes from the January 13, 2010 meeting were approved 5/0/0, with minor edits.

AGENDA AND ACTION ITEMS

PRESENTATION

- Recreation Supervisor Casey Stanley and Recreation Specialist Amanda Morales provided an overview of the Department's Teen Programs.
 - ✓ After School Drop-In Program
 - Free program, Monday through Friday for grades 6 through 12, which includes activities including field games, movies, music, video and board games, arts and crafts, and healthy snacks.

- ✓ Friday Late Night
 - Free program, Friday nights September through June for grades 6 through 12, which includes night outings, arts and crafts, music, movies, games and healthy snacks.
 - ✓ Saturday Late Night
 - Free program, Saturday nights September through June for grades 7 through 10, which includes a safe place for kids to hangout, a police officer fostering a positive relationship with the youth, dances, gym games, music, guest instructors and healthy snacks.
 - ✓ Teen Trips
 - For grades 7 through 12, which includes free, early release day trips and weekend , fee-based trips.
 - ✓ Classes
 - Instructional Art, Dance, Fitness and Personal enrichment classes, which are fee-based.
 - ✓ Burien Teen Leadership Council
 - Free participation during September through June for grades 8 through 12, which recruits from several local schools and acts as an advisory group to City Council and for teen programs, are involved in community service projects, and receive TRICS Training. Trust, Respect, Integrity, Consistency and Self-Esteem.
 - ✓ Summer Teen Scene
 - For grades 6 through 9, from June through August, this fee-based program offers day trips with a different theme each week.
 - ✓ Specialized Recreation Socials
 - For ages 13 to 25 years, this fee-based program offers socials held once a month at various locations, providing dinner, games, dances, arts and crafts and bowling. This program is provided in partnership with the Cities of Tukwilla and Seatac.
 - ✓ Special Events
 - Free program that provides special events including Flashlight Easter Egg Hunt, Break Dance Battles, Band Nights and Skate Competitions.
- Steve Roemer provided an overview of the Parks Capital projects.
 - ✓ Mathison Park is completed and open to the public, including new paved and soft trails, picnic areas, viewpoints, a K-5 playground, interpretive trail signage and substantial planting of native vegetation.
 - ✓ Seahurst Park North Shoreline Restoration is in the feasibility phase with the partner Army Corps of Engineers. This phase will result in 35% design, permitting, cost estimates, and is anticipated to be complete in July 2010. In addition the Southwest Suburban Sewer District in coordination with the City will be performing sewer line restoration and replacement work in Seahurst, which will include a small pump station adjacent to the lower parking lot.
 - Several Board members expressed there desire to keep as much of the park open and available to the public during construction as feasible.
 - Staff and the Board discussed the community garden program specific to the topic of the Garden Board and the duration of plot use. It is recommended that the Garden Board be composed of five members, elected by the plot holders and holding one year terms. The Board

members would be elected in October and their terms would begin in January for one year. An active Board member serving in office would be allowed to continue use of their garden plot for more than the standard one year, as long as they are in office.

FUTURE AGENDA ITEMS AND/OR QUESTIONS

- Community Garden topics, as necessary and a tour of existing community gardens
- Parks Capital projects updates
- 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.
- New Board member orientation in April
- Presentation by Arts Commission May

FOR THE GOOD OF THE ORDER

- Suggestion to possibly expand the capacity of the Daddy/Daughter Dance, as appears some were turned away.
- On January 26th Coho salmon fry were planted within the Salmon Creek watershed.
- Salmon Creek volunteers had a very successful ivy removal work party on January 16th.
- The meeting was adjourned at 9:00PM.

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

**CITY OF BURIEN
AGENDA BILL**

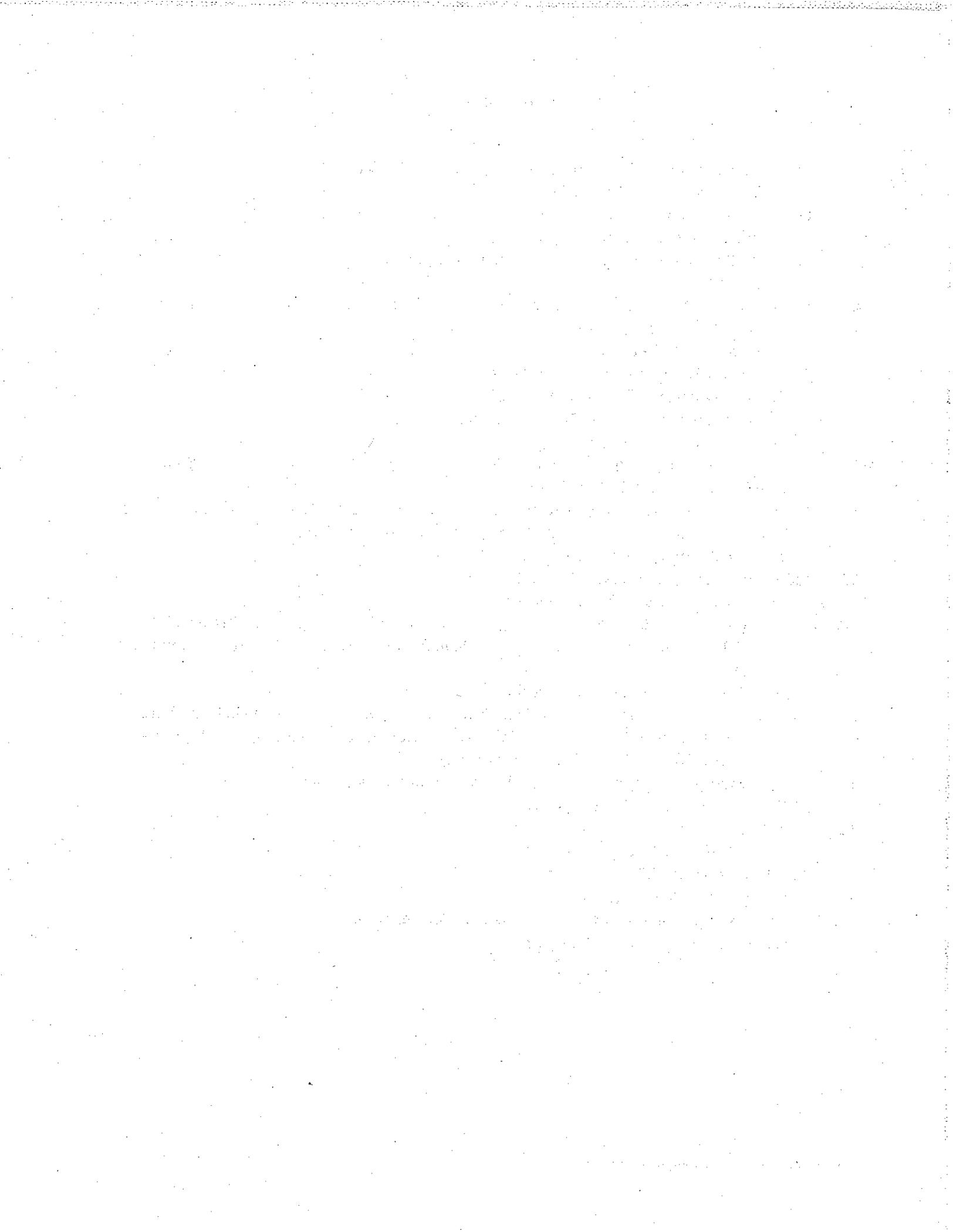
Agenda Subject: Appointment of City Attorney		Meeting Date: March 22, 2010
Department: City Manager	Attachments:	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Angie Chaufy, Human Resources Manager		
Telephone: (206) 248-5504		
Adopted Work Plan Priority: Yes No <input checked="" type="checkbox"/>	Work Plan Item Description:	
PURPOSE/REQUIRED ACTION:		
The purpose of this agenda item is to appoint Craig Knutson to the position of City Attorney.		
BACKGROUND (Include prior Council action & discussion):		
Per RCW 35A.13.090, Council appoints the City Attorney pursuant to the recommendation of the City Manager.		
In January 2010, the City began accepting applications for the City Attorney position. Thirty-one applications were received. After a thorough screening and interview process, the City Manager recommends the appointment of Craig Knutson to the position of City Attorney. An offer of employment, contingent upon Council's appointment, has been negotiated and accepted by Mr. Knutson. If appointed, Mr. Knutson will begin employment on April 19, 2010.		
OPTIONS (Including fiscal impacts):		
<ol style="list-style-type: none"> 1. Appoint Craig Knutson to the position of City Attorney. 2. Direct the City Manager to resume the City Attorney selection process. 		
Administrative Recommendation: Appoint Craig Knutson to the position of City Attorney.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: Move to appoint Craig Knutson to the position of City Attorney.		
Submitted by: Angie Chaufy		
Administration _____	City Manager _____	
Today's Date: March 15, 2010	File Code: \\File01\records\CC\Agenda Bill 2010\032210cm-1 City Atty Confirmation.docx	

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Review of Council Proposed Agenda Schedule		Meeting Date: March 22, 2010
Department: City Manager	Attachments: Proposed Meeting Schedule	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Monica Lusk, City Clerk		
Telephone: (206) 248-5517		
Adopted Work Plan Priority: Yes No X	Initiative Description: N/A	
PURPOSE/REQUIRED ACTION:		
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.		
 BACKGROUND (Include prior Council action & discussion):		
According to City Council policies, the proposed meeting schedule is reviewed during the last meeting of each month.		
 OPTIONS (Including fiscal impacts):		
<ol style="list-style-type: none"> 1. Review the schedule, and add, delete, or move items. 2. Review the schedule and make no modifications. 		
Administrative Recommendation: Review the schedule.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Monica Lusk Administration _____	Mike Martin City Manager _____	
Today's Date: March 16, 2010	File Code: <u>R:/CC/AgendaBill2010/032210cm-3</u> <u>proposedagendareview.doc</u>	

CITY OF BURIEN
PROPOSED COUNCIL AGENDA SCHEDULE
2010

1. **7:00 p.m. Special Meeting – Street Overlay Program Options**
(Scheduled on 3/29 – Public Works)
2. 6:00 p.m. Interviews - Parks and Recreation Board
(Scheduled on 4/5 – City Manager)
3. 6:30 p.m. Reception Welcoming North Highline Residents
(Scheduled on 4/5)
4. Presentation of the 2009 Annual Report by Zev Siegl, Lead Business Advisor, Small Business Development Center (SBDC).
(Scheduled on 4/5 – City Manager)
5. Discussion on Business License Code Revisions.
(Rescheduled from 2/8 to 4/5 - Finance)
6. 6:15 p.m. Interviews - Parks & Recreation Board
(Scheduled on 4/12 – City Manager)
7. Motion to Approve Proposed Ordinance No. xxx, Amending the Business License Code.
(Rescheduled from 2/22 to 4/12 - Finance)
8. 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 4/12 – Public Works)
9. 6:00 p.m. Interviews – Parks & Recreation Board
(Scheduled on 4/26 – City Manager)
10. Presentation of the 2009 Southwest King County Economic Development Initiative (SKCEDI) Annual Report by Allison Clark, Economic Development Specialist, Highline Community College.
(Scheduled on 4/26 – City Manager)
11. 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 4/26 - Public Works)
12. **Motion to Approve Appointments to the Parks & Recreation Board.**
(Schedule on 4/26 – City Manager)
13. **6:00 p.m. Interviews – Arts Commission**
(Scheduled on 5/3 – City Manager)
14. **Proclamation Honoring Jeff Kearney.**
(Scheduled on 5/3 – City Manager)
15. **Motion to Approve Appointments to the Arts Commission.**
(Scheduled on 5/3 – City Manager)



**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to Approve Appointments to the Planning Commission		Meeting Date: March 22, 2010
Department: City Manager	Attachments:	Fund Source: N/A
Contact: Monica Lusk, City Clerk		Activity Cost: N/A
Telephone: (206) 248-5517		Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Adopted Work Plan Priority: Yes No <input checked="" type="checkbox"/> X	Work Plan Item Description:	
PURPOSE/REQUIRED ACTION:		
<p>The purpose of this agenda item is for Council to make appointments to the Planning Commission. (Council held interviews on March 1, 8, and prior to the March 22 meeting.)</p> <p>Background (Include prior Council Action and Discussions):</p> <p>A call for volunteers to serve on Burien’s Planning Commission was placed in the Highline Times, Burien City News, on TBC21, on the B-Town Blog, on White Center Now, and on the City’s website. Thirteen applications for the Planning Commission were received to fill four positions with terms that will expire on March 31, 2010.</p> <p>OPTIONS (Including fiscal impacts):</p> <ol style="list-style-type: none"> 1. Appoint applicants to fill all or some of the Planning Commission vacancies with the terms noted. 2. Do not appoint any of the applicants, and re-advertise. 		
Administrative Recommendation: Per Council direction.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
<p>Suggested Motion: Move to appoint</p> <p style="padding-left: 40px;">_____ to Planning Commission <u>Position 1</u>,</p> <p style="padding-left: 40px;">_____ to Planning Commission <u>Position 2</u>,</p> <p style="padding-left: 40px;">_____ to Planning Commission <u>Position 3</u>, and</p> <p style="padding-left: 40px;">_____ to Planning Commission <u>Position 4</u></p> <p>for terms that will begin on April 1, 2010, and expire on March 31, 2014.</p>		
Submitted by: Monica Lusk	Mike Martin	
Administration _____	City Manager _____	
Today’s Date: March 16, 2010	File Code: R:/CC/AgendaBill2010/cm-4 advbdappts-pc	

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to Adopt Proposed Resolution No. 309, Amending the Permit Fee Schedule to Authorize King County to Collect Permit Fees for Continued Processing of Vested Permits and Permit Applications Within the North Highline Annexation Area		Meeting Date: March 22, 2010
Department: Community Development	Attachments: • Proposed Resolution No. 309	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Scott Greenberg, AICP Community Development Director		
Telephone: (206) 248-5519		
Adopted Initiative: Yes X No	Initiative Description: Annexation	
PURPOSE/REQUIRED ACTION:		
The purpose of this agenda item is for Council to discuss and adopt Resolution No. 309, authorizing King County to collect permit fees for their continued processing of vested permits and permit applications in the North Highline Annexation Area. Council action is required prior to the effective annexation date (April 1, 2010).		
BACKGROUND (Include prior Council action & discussion):		
On April 1, 2010, the North Highline Annexation Area will become part of Burien. On that date, about 145 vested permits and permit applications filed with King County in the annexation area become the City of Burien's legal responsibility. These permits and permit applications remain subject to King County land use and development regulations. To avoid having to train City staff on these King County's laws, we have negotiated an agreement whereby King County will act as the City's agent to process these vested permits and applications. We need to amend our fee schedule to authorize King County to collect applicable permit review and inspection fees.		
Your March 22 meeting is the last scheduled meeting of the month. The proposed Resolution needs to be adopted on March 22 for it to be effective on April 1.		
OPTIONS (Including fiscal impacts):		
<ol style="list-style-type: none"> 1. Adopt proposed Resolution No. 309 2. Do not adopt proposed Resolution No. 309 		
Administrative Recommendation: Adopt proposed Resolution 309		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: Move to Adopt Resolution No. 309, amending Burien's permit fee schedule.		
Submitted by:		
Administration _____	City Manager _____	
Today's Date: March 17, 2010	File Code: R:\CC\Agenda Bill 2010\032210cd-1 Fee sched annex amend.docx	



CITY OF BURIEN, WASHINGTON
RESOLUTION NO. 309

**A RESOLUTION OF THE CITY OF BURIEN, WASHINGTON
AMENDING EXHIBIT A OF RESOLUTION NO. 297 TO INCLUDE A
SCHEDULE OF FEES FOR LAND USE REVIEW AND APPROVAL
FOR VESTED APPLICATIONS WITHIN THE NORTH HIGHLINE
SOUTH ANNEXATION AREA AND ESTABLISHING AN
EFFECTIVE DATE**

WHEREAS, the City Council on April 27, 2009 passed Resolution No. 292 calling for a special election to be held in conjunction with the primary election on August 18, 2009 and to submit the question of annexation of the North Highline South Annexation Area as described therein (the "Annexation Area") as a ballot question as authorized by RCW 35A.14.085, and

WHEREAS, the qualified voters within the North Highline South Annexation Area boundaries voted at the primary election to approve annexation as presented in the ballot question, and

WHEREAS, on January 11, 2010, the City Council of the City of Burien adopted Ordinance No. 527 establishing April 1, 2010 as the effective date for annexation of the North Highline South Annexation Area, and

WHEREAS, under state law, applications for the development of land within the Annexation Area that have met certain requirements prior to the effective date of annexation will vest to certain land use development regulations established by King County, and

WHEREAS, King County staff have knowledge and expertise with regard to the interpretation and application of King County land use regulations, and

WHEREAS, the City Council desires that King County continue processing and review of vested applications within the Annexation Area, and

WHEREAS, King County has established a fee schedule applicable to the review and processing of land use development applications and has requested that such fees continue to apply to vested applications, and

WHEREAS, pursuant to Section 3.05.010 of the Burien Municipal Code, all permit fees, deposit requirements and other community development and land use related fees will be established by resolution of the Burien City Council, and

WHEREAS, the current fee schedule was adopted by the City Council of the City of Burien pursuant to Resolution No. 297 on July 20, 2009 and is set forth in Exhibit "A" thereof, and



WHEREAS, the City now desires to amend Exhibit "A" to Resolution No. 297 to conform the fee schedule proposed by King County for those vested applications that the County continues to review and process on behalf of the City on and after the date of annexation;

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

Section 1. Amendment of Exhibit A to Resolution No. 297. Exhibit A of Resolution No. 297 adopted by the City Council on July 20, 2009 is hereby amended by adding the following note at the end of Exhibit A; provided that, all other provisions of Exhibit "A" shall remain in full force and effect:

Note. Notwithstanding the fee and deposit schedules set forth herein, all applications that have been filed with King County, WA and which have vested prior to April 1, 2010 and which the City assigns to King County as the City's agent pursuant to agreement with King County, shall be subject to applicant fees, including by way of example and not limitation, building permit fees, land use permit fees, engineering review fees, and inspection fees, in the amounts set forth in Title 27 of the King County Code, as now or as may hereinafter amended. King County shall have authority to assess and collect such fees from applicants on behalf of the City and retain such amounts collected as authorized herein.

Section 2. Effective Date. This resolution shall take effect immediately upon passage.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AT A REGULAR MEETING THEREOF THIS _____TH DAY OF _____, 2010.

CITY OF BURIEN

Joan McGilton, Mayor

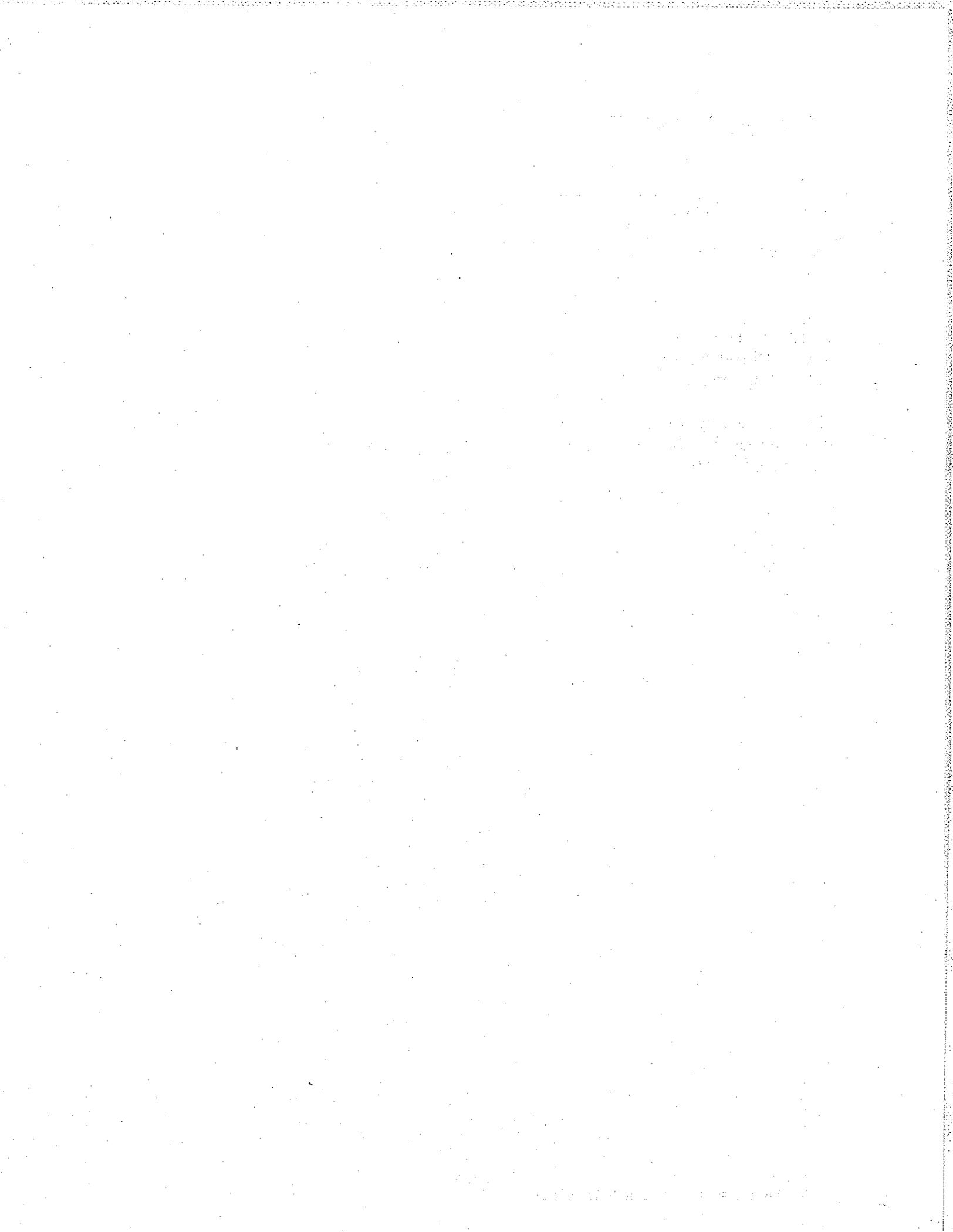
ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Christopher D. Bacha
Kenyon Disend, PLLC
Interim City Attorney

Filed with the City Clerk:
Passed by the City Council:
Resolution No. 309



**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to adopt Proposed Resolution No. 308, stating the City Council’s intention to advance an annexation in the portion of unincorporated North Highline known as “Area Y”.		Meeting Date: March 22, 2010
Department: City Manager	Attachments: <ul style="list-style-type: none"> • Proposed Resolution No. 308 • BEDP and Subcommittee Statement on Annexation Options for North Highline Area Y 	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Jenn Ramirez Robson, Management Analyst		
Telephone: (206) 439-3165		
Adopted Initiative: Yes No X	Initiative Description:	
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to adopt Resolution No. 308, stating the City Council’s intention to advance an annexation in the portion of unincorporated North Highline known as “Area Y”.</p> <p>BACKGROUND (Include prior Council action & discussion): On August 18, 2009 residents in North Highline “Area X” voted to join the City of Burien. That annexation will take place April 1, 2010. The City of Seattle is now considering whether it will advance its own annexation in the remaining unincorporated area to the north of Burien’s annexation, known as “Area Y”. Some Burien Council members have expressed a wish to make a formal statement clarifying the city’s own interest in Area Y to provide residents there with some certainty about Burien’s intentions prior to a Seattle annexation election.</p> <p>On March 8, the City Council discussed this issue and directed staff to draft a resolution clarifying Burien’s intentions regarding annexation of “Area Y”.</p> <p>OPTIONS (Including fiscal impacts):</p> <ol style="list-style-type: none"> 1. Adopt proposed Resolution No. 308 2. Do not adopt proposed Resolution No. 308 		
Administrative Recommendation:		
Committee Recommendation:		
Advisory Board Recommendation:		
Suggested Motion: Move to Adopt Resolution No. 308, stating the City Council’s intention to advance an annexation in the portion of unincorporated North Highline known as “Area Y”.		
Submitted by:		
Administration _____	City Manager _____	
Today’s Date: March 16, 2010	File Code: R:\CC\Agenda Bill 2010\032210cm-6 RES 308 Area Y position.docx	

CITY OF BURIEN, WASHINGTON

RESOLUTION NO. 308

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURIEN,
WASHINGTON, STATING THEIR INTENTION TO ADVANCE AN
ANNEXATION IN THE PORTION OF UNINCORPORATED NORTH
HIGHLINE KNOWN AS "AREA Y".**

WHEREAS, the City Council of the City of Burien, Washington, has recently approved annexation of a portion of North Highline known as "Area X", generally in the southern portion of the North Highline area, and desires to reunite the North Highline neighborhoods within the unincorporated North Highline Area with Burien; and

WHEREAS, the residents of the unincorporated North Highline Area asked the Burien City Council to clarify their intentions regarding annexation of this area, also known as "Area Y", generally in the northern portion of the North Highline Area; and

WHEREAS, the City Council believes that unification would capitalize on the diversity of and promote stability in the North Highline area; and

WHEREAS, the Growth Management Act and the King County Countywide Planning Policies encourage transition of unincorporated urban and urbanizing areas within Potential Annexation Areas from county governance to city governance; and

WHEREAS, the North Highline Annexation Area is within the City of Burien's Potential Annexation Area adopted pursuant to Burien City Council Ordinance No. 455;

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

Section 1. Future annexation. The City Council intends to advance an annexation in "Area Y" as soon as reasonably possible after successfully incorporating "Area X".

ADOPTED BY THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AT A REGULAR MEETING THEREOF THIS _____ DAY OF _____, 2010.

CITY OF BURIEN

Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Christopher D. Bacha,
Kenyon Disend, PLLC
Interim City Attorney

Filed with the City Clerk: March 22, 2010
Passed by the City Council:
Resolution No. 308

BEDP and Subcommittee Statement on Annexation Options for North Highline Area Y

The Burien Business and Economic Development Partnership (BEDP) adopted a resolution on March 12, 2010 urging the Burien City Council to move slowly on any consideration of additional annexation options for the North Highline area. The Partnership feels strongly that the City should focus now on shoring up existing Burien businesses and addressing critical infrastructure needs within the current and newly annexed areas. Now is not the time to divert City staff and resources to the large task of assessing additional annexation alternatives.

The BEDP also reinstated its annexation subcommittee and directed the subcommittee to be an active participant with the City Council on North Highline issues. The Partnership has been consistent over the past few years in encouraging the Council to carefully weigh its ongoing business and economic development obligations to the residents of Burien and to examine the full costs of various North Highline annexation options as annexation discussions progress. In this spirit, the subcommittee proposes that the following milestones be met before any further Council annexation (i.e., Area Y) decisions are made.

The proposed milestones:

1. Successful incorporation of Area X (partial annexation approved by the voters on August 18, 2009) into the City of Burien;
2. Development of a new vision statement for Burien given changes in the city's geographic boundary and population size and distribution;
3. Completion of a new comprehensive assessment of the total operational and capital costs of annexing the remainder of North Highline (Area Y), including an evaluation of a revenue neutral option;
4. A full build out of the Town Center project;
5. Achievement of sufficient occupancy rates for retail, commercial and industrial space on 1st Avenue, on 152 and 153rd Streets, on Ambaum Boulevard and in the Northeast Planning Area;
6. Meeting full performance funding for basic public services (e.g., police, roads, parks and community programs) in Burien and area X; and
7. A public vote by the residents of Burien and Area X endorsing the Council's consideration of additional North Highline annexation options.

Submitted by BEDP Annexation Subcommittee on March 17, 2010. Subcommittee Members: Doug Moreland (Chair), Mark Minium, Jim Hughes, Kevin Fitz and Bob Ewing

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**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion on Reconciliation of Ordinance No. 348 and RCW 26.60's Qualifying Criteria for Domestic Partnerships.		Meeting Date: March 22, 2010
Department: City Manager	Attachments: 1. Comparison of Qualifying Criteria for Domestic Partnerships 2. Proposed Ordinance No. 537	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Angie Chaufy, Human Resources Manager		
Telephone: (206) 248-5504		
Adopted Work Plan Priority: Yes No <input checked="" type="checkbox"/>	Work Plan Item Description:	
PURPOSE/REQUIRED ACTION:		
The purpose of this agenda item is to discuss and provide direction for the reconciliation of the differences between RCW 26.60 and the City's qualifying criteria for domestic partnerships.		
BACKGROUND (Include prior Council action & discussion):		
On 12/17/01, Council passed Ordinance No. 348 which, in part, established the qualifying criteria for domestic partnerships for City employees. In the November 3, 2009 election via Referendum 71, the Washington State voters approved ESSSB 5688, the 2009 Registered Domestic Partnership Expansion Bill or the "Everything but Marriage Act". This bill broadened the benefits available to state registered domestic partners, as defined by RCW 26.60. The City is permitted to adopt its own qualifying criteria for domestic partnerships as long as the requirements are not more restrictive than the criteria established by RCW 26.60. The attached chart (Attachment 1) provides a comparison of RCW 26.60 and the City's current qualifying criteria.		
Staff has prepared Proposed Ordinance No. 537, adopting RCW 26.60's qualifying criteria for a registered domestic partnership as the City's qualifying criteria for a domestic partnership, as the starting point for the discussion.		
OPTIONS (Including fiscal impacts):		
<ol style="list-style-type: none"> 1. Place Proposed Ordinance No. 537 as presented on the April 5, 2010 Consent Agenda for approval. 2. Modify Proposed Ordinance No. 537 and place on a future agenda for approval. 		
Administrative Recommendation: Hold discussion and consider placing on the April 5, 2010 Consent Agenda for approval.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Angie Chaufy		
Administration _____	City Manager _____	
Today's Date: March 15, 2010	File Code: \\File01\records\CC\Agenda Bill 2010\032210cm-2 Domestic Partner Criteria.docx	

Comparison of Qualifying Criteria for Domestic Partnerships

Registered Domestic Partnerships – RCW 26.60	Ordinance No. 348	Ord. 348 compared to Registered Domestic Partnerships
Submit declaration to Washington Secretary of State and pay \$50.		Less restrictive
Same sex couple OR Opposite sex couple when at least one is over the age of 62.		Less restrictive
	Domestic Partners for at least six months.	More restrictive
Share common residence.	Share the same regular and permanent residence.	More restrictive
	Have a close, personal relationship.	More restrictive
	<p>Are jointly responsible for “basic living expenses”.</p> <p>Basic living expenses” means the cost of basic food, shelter, and any other expenses of a Domestic Partner which are paid at least in part by a program or benefit for which the partner qualified because of the Domestic Partnership. The individuals need not contribute equally or jointly to the cost of these expenses as long as they agree that both are responsible for the cost.</p>	More restrictive
Neither is married or in a registered domestic partnership with anyone else.	Are not married to anyone.	Less restrictive
Both at least 18 years old.	Are each eighteen (18) years of age or older.	Same
No closer than second cousins.	Are not related by blood closer than would bar marriage in the State of Washington.	Same
Both capable of consent.	Were mentally competent to consent to contract when domestic partnership began.	Same
	Are each other’s sole domestic partner.	More restrictive
	Are responsible for each other’s common welfare.	More restrictive



CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 537

**AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON,
RELATING TO DOMESTIC PARTNER BENEFITS, CONFORMING
BMC CH. 2.27 TO REFERENDUM 71, PROVIDING FOR
SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, on December 17, 2001, the City Council of the City of Burien enacted Ordinance No. 348 (codified at BMC Ch. 2.27) which, in part, established the qualifying criteria for domestic partner status as identified in Exhibit A attached thereto, and

WHEREAS, in the November 3, 2009, election via Referendum 71, the Washington State voters approved Engrossed Second Substitute Senate Bill (ESSSB) 5688, the 2009 Registered Domestic Partnership Expansion Bill, and

WHEREAS Section 1 of ESSSB 5688 amended RCW Ch. 26.60 establishing state registered domestic partnerships by adding a new statement of intent that broadens the benefits available to state registered domestic partners, and

WHEREAS, the City is permitted to adopt its own qualifying criteria for domestic partner status as long as the requirements are not more restrictive than the qualifying criteria for registered domestic partnerships under RCW CH. 26.60, and

WHEREAS, the current qualifying criteria for domestic partner status under the City Code is more restrictive than the qualifying criteria under RCW CH. 26.60, and

WHEREAS, the City finds that it is in the best interest of the public health, safety and welfare to amend BMC Ch. 2.27 to conform to state law;

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

Section 1. Repeal and Re-Enactment of BMC CH. 2.27 (Domestic Partner Benefits).
Chapter 2.27 of the Burien Municipal Code is hereby repealed in its entirety and re-enacted to read as follows:

2.27.010 Domestic Partner.

For purposes of the City personnel rules, a "domestic partner" shall mean and refer to a person who has been issued a state registered domestic partnership by the Office of the Secretary of State pursuant to RCW Ch. 26.60, as now or hereafter amended.



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:

Christopher D. Bacha,
Kenyon Disend, PLLC
Interim City Attorney

Filed with the City Clerk:
Passed by the City Council:
Ordinance No. 537
Date of Publication:

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion of the Governance Transfer Interlocal Agreement Between King County and the City of Burien Regarding the North Highline South Annexation Area.		Meeting Date: March 22, 2010
Department: City Manager	Attachments:	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Jenn Ramirez Robson, Management Analyst		
Telephone: (206) 439-3165		
Adopted Initiative: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Initiative Description: Make annexation successful	
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is to discuss the current draft of the Governance Transfer Interlocal Agreement between King County and the City of Burien regarding the North Highline South Annexation Area.</p> <p>BACKGROUND (Include prior Council action & discussion): On August 18, 2009, residents of the North Highline South Area voted to become residents of the City of Burien. The City Council subsequently set an annexation effective date of April 1, 2010.</p> <p>The interlocal agreement provides the framework for the transition of local services from King County to the City of Burien, including the transfer of records, district court cases, permitting and code enforcement, and police services. In addition, the agreement provides for the transfer from King County to the City of Burien of roads- related properties and parks facilities within the annexation area. King County provides a variety of services to the City of Burien through contract arrangements. Contract services include police, district court, and roads. These contracts will be expanded as needed to accommodate service in this newly annexed area. Burien staff continues to work with King county staff to refine the agreement.</p> <p>OPTIONS (Including fiscal impacts):</p>		
Administrative Recommendation: Hold discussion		
Committee Recommendation:		
Advisory Board Recommendation:		
Suggested Motion:		
Submitted by: Administration _____ City Manager _____		
Today's Date: March 16, 2010	File Code: R:\CC\Agenda Bill 2010\032210cm-5 Annex Area ILA with KC.docx	