



KIRKLAND CITY COUNCIL SPECIAL MEETING MINUTES
December 8, 2015

1. CALL TO ORDER

The Kirkland City Council Special Meeting of December 8, 2015 was called to order at 6:00 p.m.

2. ROLL CALL

ROLL CALL:

Members Present: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

Members Absent: None.

3. STUDY SESSION

a. Healthy Kirkland Initiative Update

Joining Councilmembers for this discussion were City Manager Kurt Triplett, Director of Human Services and Performance Management Jim Lopez, Senior Human Resources Analyst Nicole Bruce and Alliant Employee Benefits Vice President Keith Robertson.

4. EXECUTIVE SESSION

a. To Review the Performance of a Public Employee

At 6:55 p.m. Mayor Walen announced that Council would enter into executive session to review the performance of a public employee and would return to the meeting at 7:30 p.m., which they did. Also attending were City Attorney Robin Jenkinson, Human Resources and Performance Management Director James Lopez and Finance and Administration Director Michael Olson.

5. HONORS AND PROCLAMATIONS

a. Proclamation Recognizing King County Councilmember Jane Hague

The Council joined the Mayor in presenting the proclamation to Councilmember Hague.

6. COMMUNICATIONS

- a. Announcements
- b. Items from the Audience

Kathy Feek
Walt Krueger
Bill Finkbeiner
Scott Morris
Gary Young
Scott Brady
Karina O'Malley
Sarah Pelosi
Todd Woosley
T.J. Woosley
Trish Block
Jason Nelson
Dennis Reddinger
Hien Thurogood
Nicoleta Cristache

- c. Petitions

7. SPECIAL PRESENTATIONS

- a. Semi Annual 2015 Service Award Recognition

Human Resources and Performance Management Director James Lopez presented twenty year service awards to Legal Assistant Leta Santangelo, Fire Lieutenant James Hughes, Patrol Officer Michael DeAguiar, Senior Development Plans Examiner William Reed, Police Support Associate Supervisor Susan Bohl, and Construction Inspector Tim Gunter. A twenty-five year service award was presented to Planning Manager Jeremy McMahan. A thirty-five year service award was presented to Accounting Support Associate IV Lori Bennett.

8. CONSENT CALENDAR

- a. Approval of Minutes

- (1) May 29, 2015
- (2) November 17, 2015
- (3) November 17, 2015

- b. Audit of Accounts:
Payroll \$2,863,010.23

Bills \$6,050,215.47
run #1470 check #566672
run #1471 checks #566704 - 566884
run #1472 checks #566885 - 566904
run #1473 checks #566905 - 567043
run #1474 checks #567044 - 567136

c. General Correspondence

d. Claims

A claim received from Great Northern Insurance Company for Jordan and Dawne Weisman was acknowledged via approval of the Consent Calendar.

e. Award of Bids

- (1) 2015 Pedestrian Safety Improvements Project, Sierra Pacific Construction, Maple Valley, WA

Council awarded the construction contract for the 2015 Pedestrian Safety Improvements Project was awarded to Sierra Pacific Construction, of Maple Valley, Washington, in the amount of \$181,418.65; and approved an overall budget reallocation to fund 2014 and 2015 NSP projects using available funds from the following sources: 2015 Street Levy School Walk Route, 2015 (biennial) Crosswalk Upgrade Program, Surface Water funding (SD-0075), and the Cross Kirkland Corridor Interim Trail Project via approval of the consent calendar.

f. Acceptance of Public Improvements and Establishing Lien Period

g. Approval of Agreements

h. Other Items of Business

- (1) Resolution R-5172, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE SUBDIVISION AND FINAL PLAT OF MERITAGE RIDGE BEING DEPARTMENT OF PLANNING AND BUILDING FILE NO. SUB13-02088 AND SETTING FORTH CONDITIONS TO WHICH SUCH SUBDIVISION AND FINAL PLAT SHALL BE SUBJECT."
- (2) Resolution R-5173, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN INTERLOCAL AGREEMENT REGARDING THE ESTABLISHMENT AND ADMINISTRATION OF A REGIONAL EQUITABLE DEVELOPMENT INITIATIVE FUND AND AUTHORIZING THE CITY MANAGER TO SIGN."

(3) Approval of City Hall Photography Art

Council approved the suite of photos as recommended by the City Hall Art Committee, and directed the City Hall Art Committee to curate comparable images by the chosen artist, Maria Meneses, as scale, budget and site design may dictate, via approval of the consent calendar.

(4) Resolution R-5174, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNERS DUANE AND JANICE BUROW."

(5) Resolution R-5175, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST, EXCEPT FOR A UTILITY EASEMENT, THE CITY MAY HAVE IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNER NANCY HOPEN."

(6) Report on Procurement Activities

Motion to Approve the Consent Calendar.

Moved by Councilmember Dave Asher, seconded by Deputy Mayor Penny Sweet

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

9. PUBLIC HEARINGS

None.

10. UNFINISHED BUSINESS

a. Ordinance O-4508, Amending the Biennial Budget for 2015-2016.

Finance and Administration Director Michael Olson presented a summary of the budget adjustments.

Motion to Approve Ordinance O-4508, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING THE BIENNIAL BUDGET FOR 2015-2016."

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- b. Ordinance O-4507, Establishing the Amount of Property Taxes to be Levied for the Year 2016, the Second Year of the City of Kirkland's 2015-2016 Fiscal Biennium and Repealing Ordinance 4500.

Finance and Administration Director Michael Olson provided an update on the status of the final property tax levy for 2016.

- c. Resolution R-5176, Adopting the 2015-2020 Six-Year Capital Improvement Program for the City of Kirkland.

Deputy City Manager Tracey Dunlap presented a summary of the revisions to the 2015-2020 Capital Improvement Program.

Motion to Approve Resolution R-5176, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND ADOPTING THE 2015-2020 SIX-YEAR CAPITAL IMPROVEMENT PROGRAM FOR THE CITY OF KIRKLAND."

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- d. Ordinance O-4509 and its Summary, Relating to Transportation Concurrency And Amending Title 25 of the Kirkland Municipal Code, "Concurrency Management."

Transportation Engineering Manager David Godfrey provided an overview of the proposed transportation concurrency policy.

Motion to Approve Ordinance O-4509 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO TRANSPORTATION CONCURRENCY AND AMENDING TITLE 25 OF THE KIRKLAND MUNICIPAL CODE, "CONCURRENCY MANAGEMENT.""

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- e. 2013-2015 Comprehensive Plan Update and Related Code and Map Amendments:

Senior Planner Teresa Swan provided a summary of the Ordinances to be voted on that evening.

- (1) Ordinance O-4506 and its Summary, For the Nelson/Cruikshank Citizen Amendment Request, Relating to Comprehensive Planning, Land Use and Zoning, and Amending the Comprehensive Plan Ordinance 3481, as

Amended, the Kirkland Zoning Code, Ordinance 3719, as Amended, and the Kirkland Zoning Map, ordinance 3710, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance With the Growth Management Act and Approving a Summary for Publication, File No. CAM13-00465.

Development Review Manager Jeremy McMahan reviewed presented overviews of Ordinances O-4506 and O-4494 and responded to Council questions.

Motion to Approve Ordinance O-4506 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND FOR THE NELSON/CRUIKSHANK CITIZEN AMENDMENT REQUEST, RELATING TO COMPREHENSIVE PLANNING, LAND USE AND ZONING, AND AMENDING THE COMPREHENSIVE PLAN ORDINANCE 3481, AS AMENDED, THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED, AND THE KIRKLAND ZONING MAP, ORDINANCE 3710, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465." Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold

Vote: Motion carried 6-1

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, and Mayor Amy Walen.

No: Deputy Mayor Penny Sweet.

Motion to Amend Ordinance O-4506 to change the front yard setbacks to be 20 feet.

Moved by Councilmember Toby Nixon, seconded by Deputy Mayor Penny Sweet

Vote: Motion failed 3 - 4

Yes: Councilmember Dave Asher, Councilmember Toby Nixon, and Deputy Mayor Penny Sweet.

No: Councilmember Jay Arnold, Councilmember Shelley Kloba, Councilmember Doreen Marchione, and Mayor Amy Walen.

Motion to Amend Ordinance O-4506 to include heights up to 30 feet.

Moved by Councilmember Jay Arnold, seconded by Councilmember Toby Nixon

Vote: Motion failed 2 - 5

Yes: Councilmember Jay Arnold, and Councilmember Shelley Kloba.

No: Councilmember Dave Asher, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

Motion to Schedule a Public Hearing for the January 5, 2016 meeting to restrict the height for development to the south of the area around the area of the Nelson/Cruikshank property to 25 feet.

Moved by Councilmember Dave Asher, failed due to lack of second.

- (2) Ordinance O-4494 and its Summary, Relating to Zoning, Comprehensive Planning and Land Use and Amending the Neighborhood Plan Chapters of the Comprehensive Plan Ordinance 3481, as Amended, and Chapter 40 of the Zoning Code, Ordinance 3719, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. CAM13-00465.

Motion to Approve Ordinance O-4494 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, COMPREHENSIVE PLANNING AND LAND USE AND AMENDING THE NEIGHBORHOOD PLAN CHAPTERS OF THE COMPREHENSIVE PLAN ORDINANCE 3481, AS AMENDED, AND CHAPTER 40 OF THE ZONING CODE, ORDINANCE 3719, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465."

Moved by Councilmember Jay Arnold, seconded by Deputy Mayor Penny Sweet

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- (3) Ordinance O-4498 and its Summary, For the Citizen Amendment Request Proposals, Relating to Comprehensive Planning, Land Use and Zoning, and Amending the Comprehensive Plan Ordinance 3481, as Amended, the Kirkland Zoning Code, Ordinance 3719, as Amended, and the Kirkland Zoning Map, Ordinance 3710, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. CAM13-00465.

Senior Planner Joan Lieberman-Brill provided the Council with a summary and explanation of the Citizen Amendment Requests contained in Ordinance O-4498.

Motion to Approve Ordinance O-4498 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND FOR THE CITIZEN AMENDMENT REQUEST PROPOSALS, RELATING TO COMPREHENSIVE PLANNING, LAND USE AND ZONING, AND AMENDING THE COMPREHENSIVE PLAN ORDINANCE 3481, AS AMENDED, THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED, AND THE KIRKLAND ZONING MAP, ORDINANCE 3710, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465."

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

Motion to Amend Ordinance O-4498, Exhibit 3, the RH 5A, 5B Use Zone Chart, to change the maximum height from 45 feet to 54 feet above average building elevation for the Basra Citizen Amendment Request.

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

Council recessed for a short break.

- (4) Ordinance O-4493 and its Summary, Relating to Comprehensive Planning and Land Use and Amending the Introduction, Vision Statement and Guiding Principles, General and Implementation Strategies Chapters, General Elements and Appendices of the Comprehensive Plan, Ordinance 3481, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act, and Approving a Summary for Publication, File No. CAM13-00465.

Motion to Approve Ordinance O-4493 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO COMPREHENSIVE PLANNING AND LAND USE AND AMENDING THE INTRODUCTION, VISION STATEMENT AND GUIDING PRINCIPLES, GENERAL AND IMPLEMENTATION STRATEGIES CHAPTERS, GENERAL ELEMENTS AND APPENDICES OF THE COMPREHENSIVE PLAN, ORDINANCE 3481, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT, AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465."

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 6-1

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

No: Councilmember Toby Nixon.

- (5) Ordinance O-4495 and its Summary, Relating to Comprehensive Planning, Land Use, Zoning and Design Review, and Amending the Totem Lake Neighborhood Plan, to be Titled The Totem Lake Business District Plan, of the Comprehensive Plan, Ordinance 3481, as Amended, and Amending Kirkland Municipal Code Chapter 3.30, "Design Review Board," Section

3.30.040, "Design Guidelines Adopted by Reference," and Amending Chapters 10, 20, 55, 92, 95, 105, 110, 115, 142 And 180 of the Kirkland Zoning Code, Ordinance 3719, as Amended, and the Kirkland Zoning Map, Ordinance 3710, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. CAM13-00465.

Motion to Approve Ordinance O-4495 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO COMPREHENSIVE PLANNING, LAND USE, ZONING AND DESIGN REVIEW, AND AMENDING THE TOTEM LAKE NEIGHBORHOOD PLAN, TO BE TITLED THE TOTEM LAKE BUSINESS DISTRICT PLAN, OF THE COMPREHENSIVE PLAN, ORDINANCE 3481, AS AMENDED, AND AMENDING KIRKLAND MUNICIPAL CODE CHAPTER 3.30, "DESIGN REVIEW BOARD," SECTION 3.30.040, "DESIGN GUIDELINES ADOPTED BY REFERENCE," AND AMENDING CHAPTERS 10, 20, 55, 92, 95, 105, 110, 115, 142 AND 180 OF THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED, AND THE KIRKLAND ZONING MAP, ORDINANCE 3710, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465."

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- (6) Ordinance O-4496 and its Summary, Relating to Zoning, Comprehensive Planning, Land Use, and Design Review and Amending Chapters 10 and 142 of the Kirkland Zoning Code, Ordinance 3719, as Amended; and Amending Kirkland Municipal Code Chapter 3.30, "Design Review Board," Section 3.30.040, "Design Guidelines Adopted by Reference," as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary Ordinance for Publication, File No. CAM13-00465.

Motion to Approve Ordinance O-4496 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, COMPREHENSIVE PLANNING, LAND USE, AND DESIGN REVIEW AND AMENDING CHAPTERS 10 AND 142 OF THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED; AND AMENDING KIRKLAND MUNICIPAL CODE CHAPTER 3.30, "DESIGN REVIEW BOARD," SECTION 3.30.040, "DESIGN GUIDELINES ADOPTED BY REFERENCE," AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY ORDINANCE FOR PUBLICATION, FILE NO. CAM13-00465."

Moved by Councilmember Dave Asher, seconded by Deputy Mayor Penny Sweet

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- (7) Ordinance O-4497 and its Summary, Relating to Zoning and Land Use and Amending the City Of Kirkland Zoning Map, Ordinance 3710 as Amended, and City of Kirkland Land Use Map, Ordinance 3481, as Amended, to Conform to the Comprehensive Plan and as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act, and Approving a Summary for Publication, File No. CAM13-00465.

Motion to Approve Ordinance O-4497 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND LAND USE AND AMENDING THE CITY OF KIRKLAND ZONING MAP, ORDINANCE 3710 AS AMENDED, AND CITY OF KIRKLAND LAND USE MAP, ORDINANCE 3481, AS AMENDED, TO CONFORM TO THE COMPREHENSIVE PLAN AND AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT, AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465."

Moved by Councilmember Doreen Marchione, seconded by Deputy Mayor Penny Sweet

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

- (8) Ordinance O-4499 and its Summary, For the MRM Amendment Request, Relating to Comprehensive Planning, Land Use and Zoning, and Amending the Kirkland Zoning Code, Ordinance 3719, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. ZON11-00006 and File No. CAM13-00465.

Motion to Approve Ordinance O-4499 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND FOR THE MRM AMENDMENT REQUEST, RELATING TO COMPREHENSIVE PLANNING, LAND USE AND ZONING, AND AMENDING THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. ZON11-00006 AND FILE NO. CAM13-00465."

Moved by Deputy Mayor Penny Sweet, seconded by Councilmember Jay Arnold

Vote: Motion carried 6-1

Yes: Councilmember Jay Arnold, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

No: Councilmember Dave Asher.

- (9) Ordinance O-4505 and its Summary, For the Walen Citizen Amendment Request, Relating to Comprehensive Planning, Land Use and Zoning, and Amending the Comprehensive Plan Ordinance 3481, as Amended, the Kirkland Zoning Code, Ordinance 3719, as Amended, and the Kirkland Zoning Map, Ordinance 3710, as Amended, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. CAM13-00465.

Mayor Walen recused herself from Council's consideration of the matter, and the vote, for the appearance of fairness and was absent from the Council Chamber during the discussion and vote.

Motion to Approve Ordinance O-4505 and its Summary, AN ORDINANCE OF THE CITY OF KIRKLAND FOR THE WALEN CITIZEN AMENDMENT REQUEST, RELATING TO COMPREHENSIVE PLANNING, LAND USE AND ZONING, AND AMENDING THE COMPREHENSIVE PLAN ORDINANCE 3481, AS AMENDED, THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED, AND THE KIRKLAND ZONING MAP, ORDINANCE 3710, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465 as amended"

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold

Vote: Motion carried 6-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, and Deputy Mayor Penny Sweet.

Motion to Amend Ordinance O-4505, Exhibit 2, the NRH5 Use Zone Chart, to change the maximum depth dimension from 190 feet to 200 feet.

Moved by Councilmember Jay Arnold, seconded by Councilmember Doreen Marchione

Vote: Motion carried 6-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, and Deputy Mayor Penny Sweet.

f. Kirkland 2035 Wrap-up

Deputy City Manager Marilynne Beard reviewed the process to date.

11. NEW BUSINESS

- a. Resolution R-5177, Authorizing the City Manager to Sign a Temporary License Agreement with KPP Development LLC for the Temporary Use of City Property for the Purpose of Access to Central Way During the Construction of the Parkplace Project and the Construction of Public Utilities to be Permanently Located in the Easterly Edge of Peter Kirk Park.

Development Engineering Supervisor John Burkhalter provided an overview of the proposed agreement and received Council feedback to be incorporated in a draft resolution for Council consideration at their January 5, 2016 regular meeting.

12. REPORTS

- a. City Council Reports

- (1) Finance and Administration Committee

Chair Marchione reported on an overview of an issue surrounding credit card fees; and the September financial dashboard report.

- (2) Legislative Committee

Chair Asher reported on the continuing meetings with area legislators including King County Councilmember-elect Claudia Balducci.

- (3) Planning, and Economic Development Committee

Did not meet.

- (4) Public Safety Committee

Chair Sweet reported on an update on the fire sprinkler process; an update on the Police Strategic Planning process; the Police Executive Research Forum (PERF) process for the Police Chief search; a debrief of the Kingsgate incident; and an update that the City of Bellevue has suspended discussion on a Regional Fire Authority at this time.

- (5) Public Works, Parks and Human Services Committee

Did not meet.

- (6) Tourism Development Committee

Chair Nixon reported on the ongoing interview process for the two vacancies on the committee.

- (7) Regional Issues

Councilmembers shared information regarding the upcoming Sound Cities Association Public Issues Committee meeting; the upcoming Sound Cities Association North Caucus meeting; the King County Domestic Violence Initiative Regional Task Force meeting; the Juanita Cottages groundbreaking; the Kiwanis Club of Kirkland Christmas Tree lot; the Transportation Choices Coalition Holiday Party; Sound Transit 3 Committee meetings; the Association of Washington Cities "Elected Officials Essentials" Workshop; a possible future joint meeting with the Bothell City Council; Cascade Water Alliance Finance Committee meeting; an All Home King County Coordinating Committee meeting; the Google holiday lights event; a Water Resource Inventory Area (WRIA) 8 Salmon Recovery Council meeting; the Norkirk Neighborhood Association meeting; the Sound Transit Board workshop; an upcoming Eastside Rail Corridor Regional Advisory Council Summit; the Puget Sound Regional Council meeting; a King County Regional Water Quality Committee meeting; a Metropolitan Solid Waste Advisory Committee subcommittee meeting; an Emergency Management Advisory Committee meeting; the Kirkland Winterfest Holiday Tree Lighting and Music Festival; a report on the success of the Small Business Saturday.

Motion to Nominate Councilmember Nixon as voting delegate at the SCA North Caucus meeting.

Moved by Deputy Mayor Penny Sweet, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, Councilmember Doreen Marchione, Councilmember Toby Nixon, Deputy Mayor Penny Sweet, and Mayor Amy Walen.

b. City Manager Reports

(1) Calendar Update

City Manager Kurt Triplett briefed the Council on a recent public records request and provided an update on director position postings. City Manager Triplett noted the addition of a funding request at Council's January 5, 2016 regular meeting. In addition, the City Manager noted a Sound Transit Board request for jurisdiction comment on packages. Councilmember Nixon requested a report on policies surrounding public and private special events to be discussed at the Planning and Economic Development Committee.

13. EXECUTIVE SESSION

a. To Discuss Property Acquisition

Mayor Walen announced that Council would enter into executive session to discuss property acquisition and would return to the meeting at 11:15 p.m., which they did.

Also attending were City Attorney Robin Jenkinson, City Manager Kurt Triplett, Parks and Community Services Director Jennifer Schroder.

14. ITEMS FROM THE AUDIENCE

15. ADJOURNMENT

The Kirkland City Council Special Meeting of December 8, 2015 was adjourned at 11:15 p.m.

City Clerk

Mayor