



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
January 04, 2011

1. CALL TO ORDER
2. ROLL CALL

ROLL CALL:

Members Present: Councilmember Dave Asher, Councilmember Jessica Greenway,
Councilmember Doreen Marchione, Mayor Joan McBride, Councilmember
Bob Sternoff, Deputy Mayor Penny Sweet, and Councilmember Amy Walen.

Members Absent: None.

Motion to continue the public hearings listed on the agenda under item 9.a., including Ordinance No. 4285 and Resolution No. 4861 relating to impact fees, to the February 15, 2011 regular City Council meeting.

Moved by Deputy Mayor Penny Sweet, seconded by Councilmember Bob Sternoff

Vote: Motion carried 7-0

Yes: Councilmember Dave Asher, Councilmember Jessica Greenway, Councilmember Doreen Marchione, Mayor Joan McBride, Councilmember Bob Sternoff, Deputy Mayor Penny Sweet, and Councilmember Amy Walen.

3. STUDY SESSION

None.

4. EXECUTIVE SESSION

- a. To Review the Performance of a Public Employee

5. HONORS AND PROCLAMATIONS

None.

6. COMMUNICATIONS

- a. Announcements
- b. Items from the Audience

Jim McElwee
Andrew Shanefelt
Milt Olson
Bill Vadino
David Hoffman

- c. Petitions

7. SPECIAL PRESENTATIONS

- a. 2010 Eastside Month of Concern for the Hungry

Committee member and Kirkland Alliance of Neighborhoods representative Norm Storme reported on the results of the food drive. Mayor McBride and Councilmember Marchione presented Mr. Storme with a certificate of appreciation in recognition of his efforts on behalf of the drive.

- b. Senator Elect Andy Hill

Mr. Hill, newly elected to represent the 45th District in the State Senate, introduced himself to Council.

8. CONSENT CALENDAR

- a. Approval of Minutes: December 7, 2010

This item was pulled for consideration at the January 18, 2011 meeting.

- b. Audit of Accounts:

Payroll \$ 4,048,674.65

Bills \$ 4,927,028.89

run # 970 checks # 522011 - 522209

run # 971 check # 522215

run # 972 checks # 522216 - 522224

run # 973 checks # 522226 - 522411

run # 974 checks # 522412 - 522466

run # 975 checks # 522498 - 522643

run # 976 checks # 522645 - 522692

- c. General Correspondence

- d. Claims

(1) Christine M. Rudolph, Trustee for Marjorie A. Ladson

- e. Award of Bids

- f. Acceptance of Public Improvements and Establishing Lien Period

(1) North Kirkland Community Center Carpet Replacement Project

(2) 2010 Street Overlay Project

(3) North Reservoir Rehabilitation/Repainting Project

g. Approval of Agreements

(1) Ratification of the 2010-2012 Police Support Staff Agreement

(2) Resolution R-4857, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE KIRKLAND CITY COUNCIL AND KURT TRIPLETT, ITS CITY MANAGER."

h. Other Items of Business

(1) Resolution R-4858, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND ADOPTING THE BOARD AND COMMISSION APPOINTMENT AND REAPPOINTMENT POLICY."

This item was pulled from the Consent Calendar for consideration under Unfinished Business, item 10.d.

(2) Code Enforcement Process Change and Code Consolidation:

a. Ordinance No. 4280 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE CONSOLIDATION OF VARIOUS CITY CODE ENFORCEMENT PROCESSES INTO A SINGLE UNIFORM PROCESS."

b. Ordinance No. 4281 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, PLANNING, AND LAND USE AND AMENDING PORTIONS OF THE FOLLOWING CHAPTERS OF ORDINANCE 3719 AS AMENDED, THE KIRKLAND ZONING ORDINANCE: CHAPTER 1 - USERS GUIDE, CHAPTER 5 - DEFINITIONS, CHAPTER 95 - TREE MANAGEMENT AND REQUIRED LANDSCAPING, CHAPTER 115 - MISCELLANEOUS USE DEVELOPMENT AND PERFORMANCE STANDARDS, CHAPTER 117 - PERSONAL WIRELESS FACILITIES, CHAPTER 141 - SHORELINE ADMINISTRATION, CHAPTER 162 - NONCONFORMANCE, CHAPTER 170 - CODE ENFORCEMENT."

(3) Ordinance No. 4282 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND ADOPTING THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND REPEALING THE UNIFORM HOUSING CODE, THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS AND TITLE 9 OF THE KIRKLAND MUNICIPAL CODE."

(4) Resolution R-4859, entitled "A RESOLUTION OF THE CITY

COUNCIL OF THE CITY OF KIRKLAND APPROVING PARTICIPATION BY THE CITY IN A INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT WITH THE NATIONAL PURCHASING PARTNERS AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY OF KIRKLAND."

(5) Ordinance No. 4283 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO CORRECTING FEES AND AMENDING SECTIONS 5.08.050 AND 5.74.040 OF THE KIRKLAND MUNICIPAL CODE."

(6) Resolution R-4860, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND THE CITY OF REDMOND FOR INTERIM SEWER SERVICE FOR ST. GEORGE COPTIC ORTHODOX CHURCH."

(7) Ordinance No. 4284, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO TRANSPORTATION AND PARK IMPACT FEES AND EXTENDING THE AVAILABILITY OF CERTAIN IMPACT FEE DEFERRALS IN KIRKLAND MUNICIPAL CODE SECTIONS 27.04.030(G) AND 27.06.030(G)."

(8) Procurement Activities

Motion to Approve the Consent Calendar with the exception of items 8.a., to be considered at the next regular meeting, and item 8.h.(1)., which was pulled from the Consent Calendar for consideration under Unfinished Business, as item 10.d.

Moved by Councilmember Doreen Marchione, seconded by Councilmember Jessica Greenway

Vote: Motion carried 7-0

Yes: Councilmember Dave Asher, Councilmember Jessica Greenway, Councilmember Doreen Marchione, Mayor Joan McBride, Councilmember Bob Sternoff, Deputy Mayor Penny Sweet, and Councilmember Amy Walen.

9. PUBLIC HEARINGS

a. Lake Washington School District School Impact Fees:

The public hearings were continued to the City Council's regular meeting of February 15, 2011 at 7:30 p.m.

(1) Ordinance No. 4285 and its Summary, Authorizing the Collection of Impact Fees for Schools and Adding Chapter 27.08 of the Kirkland Municipal Code

(2) Resolution R-4861, Approving an Interlocal Agreement Between the

City of Kirkland and Lake Washington School District No. 414 for the
Collection, Distribution and Expenditure of School Impact Fees

10. UNFINISHED BUSINESS

- a. Resolution R-4862, Approving a City of Kirkland Legislative Agenda to be Addressed to the 2011 Session of the State Legislature

Councilmember Sternoff proposed moving bullet point three relating to the imposition of new mandates from "general principles" to "legislative priorities" and received Council support for the change.

Motion to Approve the staff recommendation to include "waste to energy conversion: re-use of brown grease" under additional legislation to support on the proposed agenda.

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Bob Sternoff, Councilmember Doreen Marchione, Deputy Mayor Penny Sweet, Councilmember Dave Asher, Councilmember Jessica Greenway, Councilmember Amy Walen, and Mayor Joan McBride.

Motion to Approve Resolution R-4862, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING A CITY OF KIRKLAND LEGISLATIVE AGENDA TO BE ADDRESSED TO THE 2011 SESSION OF THE STATE LEGISLATURE" as amended.

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

Yes: Councilmember Bob Sternoff, Councilmember Doreen Marchione, Deputy Mayor Penny Sweet, Councilmember Dave Asher, Councilmember Jessica Greenway, Councilmember Amy Walen, and Mayor Joan McBride.

- b. Miscellaneous Zoning/Municipal Code Amendments:

(1) Ordinance No. 4286 and its Summary, Relating to Zoning, Planning, and Land Use and Amending Portions of the Following Chapters of Ordinance 3719 as Amended, the Kirkland Zoning Ordinance: Chapter 5 - Definitions, Chapter 10 - Legal Effect/Applicability, Chapter 15 - Single-Family Residential (RS) Zones, Chapter 18 - Single-Family Residential a (RSA) Zones, Chapter 20 - Multifamily Residential (RM and RMA) Zones, Chapter 25 - Professional Office Residential (PR) and Professional Office Residential A (PRA) Zones, Chapter 27 - Professional Office (PO) Zones, Chapter 30 - Waterfront District (WD) Zones, Chapter 35 - Freeway Commercial (FC) Zones, Chapter 40 - Neighborhood Business (BN) Zones and Neighborhood Business A (BNA) Zones, Chapter 45 - Community Business (BC, BC 1 and BC 2) Zones, Chapter 47 - Community Business X

(BCX) Zones, Chapter 48 - Light Industrial Technology (LIT) Zones, Chapter 49 - Park/Public Use (P) Zones, Chapter 50 - Central Business District (CBD) Zones, Chapter 51 - Market Street Corridor (MSC) Zones, Chapter 52 - Juanita Business District (JBD) Zones, Chapter 53 - Rose Hill Business District (RHBD) Zones, Chapter 54 - North Rose Hill Business District (NRHBD) Zones, Chapter 55 - Totem Lake (TL) Zones, Chapter 60 - Planned Areas (PLA), Chapter 100 - Signs, Chapter 105 - Parking Areas, Vehicle and Pedestrian Access, and Related Improvements, Chapter 112 - Affordable Housing Incentives - Multifamily, Chapter 115 - Miscellaneous Use Development and Performance Standards, Chapter 117 - Personal Wireless Service Facilities, Chapter 120 - Variances, Chapter 150 - Process IIA, Chapter 155 - Process III, Chapter 170 - Code Enforcement, Chapter 180 - Plates; and Amending Sections 22.32.050 and 22.04.030 of the Kirkland Municipal Code; and Approving a Summary Ordinance for Publication, File No. ZON10-00013

Motion to Amend Ordinance No. 4286 and its summary to allow limited personal services uses above the ground floor by adopting the revisions shown in exhibit 1.

Moved by Deputy Mayor Penny Sweet, seconded by Councilmember Amy Walen

Vote: Motion carried 5-2

Yes: Councilmember Doreen Marchione, Mayor Joan McBride, Councilmember Bob Sternoff, Deputy Mayor Penny Sweet, and Councilmember Amy Walen.

No: Councilmember Dave Asher, and Councilmember Jessica Greenway.

Vote to Approve Ordinance No. 4286 and its Summary, Relating to Zoning, Planning, and Land Use and Amending Portions of the Following Chapters of Ordinance 3719 as Amended, the Kirkland Zoning Ordinance: Chapter 5 - Definitions, Chapter 10 - Legal Effect/Applicability, Single-Family Residential a (RSA) Zones, Chapter 20 - Multifamily Residential (RM and RMA) Zones, Chapter 25 - Professional Office Residential (PR) and Professional Office Residential A (PRA) Zones, Chapter 27 - Professional Office (PO) Zones, Chapter 30 - waterfront District (WD) Zones, Chapter 35 - Freeway Commercial (FC) Zones, Chapter 40 - Neighborhood Business (BN) Zones and Neighborhood Business A (BNA) Zones, Chapter 45 - Community Business (BC, BC 1 and BC 2) Zones, Chapter 47 - Community Business X (BCX) Zones, Chapter 48 - Light Industrial Technology (LIT) Zones, Chapter 49 - Park/Public Use (P) Zones, Chapter 50 - Central Business District (CBD) Zones, Chapter 51 - Market Street Corridor (MSC) Zones, Chapter 52 - Juanita Business District (JBD) Zones, Chapter 53 - Rose Hill Business District (RHBD) Zones, Chapter 54 - North Rose Hill Business District (NRHBD) Zones, Chapter 55 - Totem Lake (TL) Zones, Chapter 60 - Planned Areas (PLA), Chapter 100 - Signs, Chapter 105 - Parking Areas, Vehicle and Pedestrian Access, and Related Improvements, Chapter 112 - Affordable Housing Incentives - Multifamily, Chapter 115 - Miscellaneous Use Development and Performance Standards, Chapter 117 - Personal Wireless Service Facilities,

Chapter 120 - Variances, Chapter 150 - Process IIA, Chapter 155 - Process III, Chapter 170 - Code Enforcement, Chapter Kirkland Municipal Code; and Approving a Summary Ordinance for Publication, File No. ZON10-00013" as amended.

Vote: Motion carried 6-1

Yes: Councilmember Dave Asher, Councilmember Doreen Marchione, Mayor Joan McBride, Councilmember Bob Sternoff, Deputy Mayor Penny Sweet, and Councilmember Amy Walen.

No: Councilmember Jessica Greenway.

- c. Ordinance No. 4287, Adopting a New Chapter 5.75 of the Kirkland Municipal Code to Recover Certain Costs of Providing Emergency Medical Services Transport

Motion to Approve Ordinance No. 4287, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND ADOPTING A NEW CHAPTER 5.75 OF THE KIRKLAND MUNICIPAL CODE TO RECOVER CERTAIN COSTS OF PROVIDING EMERGENCY MEDICAL SERVICES TRANSPORT."

Moved by Councilmember Dave Asher, seconded by Councilmember Bob Sternoff

Vote: Motion carried 7-0

Yes: Councilmember Bob Sternoff, Councilmember Doreen Marchione, Deputy Mayor Penny Sweet, Councilmember Dave Asher, Councilmember Jessica Greenway, Councilmember Amy Walen, and Mayor Joan McBride.

- d. Resolution R-4858, Adopting the Board and Commission Appointment and Reappointment Policy

This item was pulled from the Consent Calendar for consideration under Unfinished Business.

Motion to Approve Resolution R-4858, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND ADOPTING THE BOARD AND COMMISSION APPOINTMENT AND REAPPOINTMENT POLICY."

Moved by Councilmember Bob Sternoff, seconded by Councilmember Jessica Greenway

Vote: Motion carried 7-0

Yes: Councilmember Bob Sternoff, Councilmember Doreen Marchione, Deputy Mayor Penny Sweet, Councilmember Dave Asher, Councilmember Jessica Greenway, Councilmember Amy Walen, and Mayor Joan McBride.

11. NEW BUSINESS

- a. Green Codes Project

Green Building Lead and Project Manager David Barnes reviewed the tasks and items of the project and received Council feedback.

12. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding the Suburban Cities Association dinner and the caucus; Bellevue City Council meeting agenda items; Polar Bear plunge event; Police Guild agreement; sustainability; appreciation for public safety workers during holidays; open house for the 101 Kirkland Building; Metropolitan Solid Waste Advisory Committee activities; request for future agenda item on Solid Waste interlocal agreement; appreciation for public works staff work during recent holiday preparations and flooding response; upcoming One Night Count of the homeless; State of the City address at Chamber of Commerce meeting on January 11; Totem Lake planning; request for public safety committee to discuss red light cameras.

b. City Manager

Finance and Administration Director Tracey Dunlap provided an update on the bond issuance for public safety building.

(1) Calendar Update

13. ITEMS FROM THE AUDIENCE

None.

14. ADJOURNMENT

The Kirkland City Council regular meeting of January 4, 2011 was adjourned at 9:04 p.m.

City Clerk

Mayor