



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
February 19, 2013

1. CALL TO ORDER
2. ROLL CALL

ROLL CALL:

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

Members Absent: None.

3. STUDY SESSION

- a. Joint Meeting with Planning Commission to Discuss Planning Work Program

Joining Councilmembers for this discussion were City Manager Kurt Triplett, Director of Planning and Community Development Eric Shields, Deputy Director of Planning and Community Development Paul Stewart, Planning Commission members C. Ray Allshouse, Jay Arnold, Andy Held, Byron Katsuyama, Glenn Peterson, Vice Chair Jon Pascal, and Chair Mike Miller.

4. EXECUTIVE SESSION

Mayor McBride announced at 6:54 p.m. that Council was entering into executive session to discuss labor relations and that Council would return to its regular meeting at 7:30 p.m. City Attorney Robin Jenkinson was also in attendance.

5. HONORS AND PROCLAMATIONS

- a. Proclamation designating February as Kirkland History Month

Kirkland Heritage Society President Loita Hawkinson accepted the proclamation from Mayor McBride and Councilmember Sweet.

6. COMMUNICATIONS

- a. Announcements

(1) Introducing Rod Dembowski, King County Councilmember for Council District One

b. Items from the Audience

Tom Behan
David Ludden
Michelle Sailor
Brian Gaines
Ellen Glauert
Mike Plumley
Tracy Doering
Gary Greenberg
Brian Rohrback
Milton Olson

c. Petitions

7. SPECIAL PRESENTATIONS

a. Kirkland Works Economic Development Video

8. CONSENT CALENDAR

a. Approval of Minutes: February 5, 2013

b. Audit of Accounts:

Payroll \$2,596,484.40

Bills \$3,137,834.64

run #1172 checks #540823 - 540886

run #1173 checks #540909 - 541012

run #1174 check #541020

run #1175 checks #541021 - 541062

run #1176 checks #541063 - 541128

run #1177 checks #541129 - 541146

c. General Correspondence

d. Claims

Claims received from Thomas Bach, Bolles Construction, Inc., Karen Louise Cameron, Trish Dillon, Linda Goodwin, Devin Hendricks and Matthew Jahn were acknowledged.

e. Award of Bids

f. Acceptance of Public Improvements and Establishing Lien Period

g. Approval of Agreements

(1) Resolution R-4964, entitled "A RESOLUTION OF THE CITY COUNCIL OF

THE CITY OF KIRKLAND APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND THE NORTHSORE UTILITY DISTRICT AND GRANTING THE NORTHSORE UTILITY DISTRICT A PERMANENT FACILITIES EASEMENT."

(2) Resolution R-4965, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN INTERLOCAL AGREEMENT BETWEEN KING COUNTY AND THE CITY OF KIRKLAND REGARDING AN AMENDED AND RESTATED SOLID WASTE INTERLOCAL AGREEMENT."

h. Other Items of Business

(1) Ordinance O-4401 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO STATE CRIMINAL LAW PROVISIONS ADOPTED BY REFERENCE AND AMENDING AND UPDATING KIRKLAND MUNICIPAL CODE CHAPTER 11.12."

(2) Resolution R-4966, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND DETERMINING THE ANTICIPATED SHORTFALL IN REVENUES FOR PROVIDING MUNICIPAL SERVICES TO THE ANNEXATION AREA AS REQUIRED BY RCW 82.14.415."

(3) NE 112th Street Sidewalk Project - Funding Approval

City Council approved the use of Proposition 1 Levy and REET II funds for the City's grant match requirement on the NE 112th Street Sidewalk Project and authorized the City Manager to sign the granting agency's distribution agreement.

(4) Report on Procurement Activities

Motion to Approve the Consent Calendar.

Moved by Councilmember Dave Asher, seconded by Councilmember Penny Sweet

Vote: Motion carried 7-0

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

9. PUBLIC HEARINGS

None.

10. UNFINISHED BUSINESS

a. 2013 Legislative Update #2

Intergovernmental Relations Manager Lorrie McKay provided an update on the City's legislative interests.

- b. Resolution R-4967, Stating the City Council's Position that Corporations are Not Persons Under the Constitution for Purposes of the Regulation of Elections, that Regulating Political Contributions and Spending is Not Equivalent to Limiting Political Speech, and Supporting Limits on Corporations' Ability to Spend Money During Local and National Elections.

Intergovernmental Relations Manager Lorrie McKay reviewed the background and elements of the resolution. Council referred an alternate resolution proposed by Councilmember Nixon to the Legislative Committee to bring back another resolution for Council consideration incorporating parts of the alternate.

Motion to Approve Resolution R-4967, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND STATING THE CITY COUNCIL'S POSITION THAT CORPORATIONS ARE NOT PERSONS UNDER THE CONSTITUTION FOR PURPOSES OF THE REGULATION OF ELECTIONS, THAT REGULATING POLITICAL CONTRIBUTIONS AND SPENDING IS NOT EQUIVALENT TO LIMITING POLITICAL SPEECH, AND SUPPORTING LIMITS ON CORPORATIONS' ABILITY TO SPEND MONEY DURING LOCAL AND NATIONAL ELECTIONS."

Moved by Councilmember Bob Sternoff, seconded by Councilmember Dave Asher
Vote: Motion carried 5-2

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

No: Councilmember Toby Nixon, and Councilmember Penny Sweet.

Council recessed for a short break at 8:53 p.m.

- c. Regional NE King County Decant Briefing

Interim Public Works Director Pam Bissonnette presented an overview of the project and the current staff recommendation to suspend it.

- d. Public Safety Building Update and Authorization to Bid

Public Works Deputy Director Ray Steiger reviewed the project status to date, budget and next steps. Katie Popolow, Project Architect with Miller Hull, shared information about the architectural design details.

Motion to Approve authorize staff to proceed with the Public Safety Building bid process.

Moved by Deputy Mayor Doreen Marchione, seconded by Councilmember Dave Asher

Vote: Motion carried 7-0

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

11. NEW BUSINESS

- a. Resolution R-4968, Ratifying Amendments to the King County Countywide Planning Policies.

Planning and Community Development Director Eric Shields reviewed the changes made to the Policies proposed for ratification.

Motion to Approve Resolution R-4968, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RATIFYING AMENDMENTS TO THE KING COUNTY COUNTYWIDE PLANNING POLICIES."

Moved by Councilmember Bob Sternoff, seconded by Councilmember Amy Walen
Vote: Motion carried 6-1

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

No: Councilmember Toby Nixon.

12. REPORTS

- a. City Council

- (1) Finance and Administration Committee

- (2) Public Safety Committee

- Councilmember Sweet shared information on discussions regarding a potential panhandling ordinance which was found to be unnecessary, SWAT program interlocal agreement, Fire Strategic Plan, building regional partnerships including an Emergency Medical Training Group interlocal agreement to be ready in March, vision and values, and the Emergency Medical Services (EMS) Levy letter.

- (3) Community Planning, Housing and Economic Development Committee

- Councilmember Sternoff shared information regarding discussions on special events, Kirkland Downtown Association, proposed development projects, Transfer of Development Rights (TDR) study, Totem Lake park master plan consultant.

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

- Deputy Mayor Marchione shared information regarding discussions on transportation levies, non-motorized projects, ban on plastic bags, LED lighting, City Hall planning, human services related to schools and feeding programs, upcoming projects

- (5) Regional Issues

Councilmembers shared information regarding an upcoming King County Regional Transit Committee (RTC) caucus meeting; Sound Cities dinner; Association of Washington Cities Legislative Action conference; Emergency Management Advisory Committee (EMAC) meeting; Eastside Transportation Partnership meeting; Nourishing Networks food drive; Urban Land Institute parking forum; discussion of draft public records disclosure ordinance at the AWC conference; Sound Cities Association Public Issues Committee meeting; Washington Coalition for Open Government conference.

b. City Manager

(1) City Council Options for Meetings with the Neighborhoods

Neighborhood Outreach Coordinator Kari Page reviewed the current meeting structure and options and received direction from Council to do further public outreach.

(2) Calendar Update

13. ITEMS FROM THE AUDIENCE

14. ADJOURNMENT

The Kirkland City Council regular meeting of February 19, 2013 was adjourned at 11:07 p.m.

City Clerk

Mayor