



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES  
April 5, 2016

1. CALL TO ORDER
2. ROLL CALL

ROLL CALL:

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

Members Absent: None.

Motion to Approve remote attendance by Councilmember Marchione for the duration of the regular meeting.

Moved by Councilmember Dave Asher, seconded by Councilmember Toby Nixon

Vote: Motion carried 7-0

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

Councilmember Marchione was absent/excused from the Study Session and attended the regular meeting via teleconference in accordance with Kirkland City Council Policy 3.24 at the start of the Regular Meeting following confirmation by the Council.

3. STUDY SESSION
  - a. Joint Meeting with the Houghton Community Council

Joining Councilmembers for this discussion were City Manager Kurt Triplett and Houghton Community Councilmembers Brian Gawthrop, Bill Goggins, Betsy Pringle, Elsie Weber, Vice Chair John Kappler and Chair Rick Whitney. Discussion topics included Communication between Councils, Responsiveness, ST3 - HCC Interests, Houghton/Everest Neighborhood Center Plan and 6th St. S Study, and Design review changes post S. Kirkland Park and Ride review.

4. EXECUTIVE SESSION

None.
5. HONORS AND PROCLAMATIONS

None.

6. COMMUNICATIONS

- a. Announcements
- b. Items from the Audience

David Greschler  
Frank Dennis  
Jan Young  
Barbie Young  
Scott Becker  
Julie Metteer  
Kyle Sheppard  
Margaret Bull

- c. Petitions

7. SPECIAL PRESENTATIONS

None.

8. CONSENT CALENDAR

- a. Approval of Minutes

(1) March 15, 2016

(2) March 17, 2016

(3) March 21, 2016

(4) March 29, 2016

- b. Audit of Accounts:

Payroll \$2,863,856.72

Bills \$4,983,418.33

run #1506 checks #600518 - 600704

run #1507 checks #600731 - 600858

run #1508 checks #600859 - 600879

run #1509 checks #600880 - 601011

- c. General Correspondence

- d. Claims

- e. Award of Bids

- f. Acceptance of Public Improvements and Establishing Lien Period

g. Approval of Agreements

- (1) Resolution R-5192, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITIES OF BOTHELL, EDMONDS, KIRKLAND, LAKE FOREST PARK, LYNNWOOD, MILL CREEK, MONROE, MUKILTEO, AND MOUNTLAKE TERRACE FOR THE NORTH SOUND METRO SPECIAL WEAPONS AND TACTICS/CRISIS NEGOTIATING TEAM ADDING THE CITY OF REDMOND THERETO."

h. Other Items of Business

- (1) Report on Procurement Activities
- (2) Surplus Vehicle for Sale

Sale and Disposal of listed surplus vehicles was approved via approval of the Consent Calendar.

Fleet #	Year	Make	VIN/Serial Number	License #	Mileage
PU-93	2009	Ford Escape	1FMCU92749KC57045	50228D	81,250

Motion to Approve the Consent Calendar.

Moved by Councilmember Penny Sweet, seconded by Councilmember Dave Asher

Vote: Motion carried 7-0

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

9. PUBLIC HEARINGS

None.

10. UNFINISHED BUSINESS

Mayor Walen requested and received the Council's approval to change the order of the items under Unfinished Business and consider Item 10.b. before Item 10.a.

a. 2016 State Legislative Update #6

Intergovernmental Relations Manager Lorrie McKay provided the final update on the Council's legislative priorities following the close of the legislative session. Council agreed that a letter adapted from a recent communication from the City of Renton to the Governor requesting a veto of section 920 of the 2016 Supplemental Operating Budget (E2SHB 2376) should be prepared for the Mayor's signature.

b. Sound Transit 3 Update

Following a presentation from Sound Transit CEO Peter Rogoff and Executive Director of Planning, Environment and Project Development Ric Ilgenfritz, who also responded to Council questions, Public Works Director Kathy Brown provided an overview of the issues for Council discussion and direction. Staff will return with draft communication to Sound Transit incorporating Council feedback for consideration at Council's April 19th regular meeting.

Council recessed for a short break.

Mayor Walen requested and received the Council's approval to further change the order of the agenda items to consider New Business Item 11.b. before Unfinished Business Item 10.c.

c. City Hall Renovation Project Update

Facilities Services Manager Chris Dodd provided an update on the construction, schedule, budget, change orders, use of contingency funds, customer and staff experience, furniture and art component elements of the City Hall renovation project to date.

11. NEW BUSINESS

a. 2016 Community Survey Questions Review

Deputy City Manager Marilynne Beard reviewed the staff recommendations, received Council feedback and responded to questions and comment.

b. Plastic Bag Policy Five Cent Fee Options

Before any presentation or discussion of the item, Councilmember Sweet disclosed that she is a downtown business owner but that her business does not use plastic bags or paper bags but instead uses boxes or single-bottle bags that are not regulated by this ordinance. She consulted with the City Attorney who concurred that there was no conflict of interest in participating in the meeting on this item.

Motion to Approve an amendment to Ordinance O-4477, "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE PROVISION OF SINGLE-USE CARRYOUT BAGS BY RETAIL ESTABLISHMENTS," to suspend the requirement to collect a pass-through charge of not less than \$0.05 for each recyclable paper carryout bag provided to customers for two years, as amended.

Moved by Councilmember Penny Sweet, seconded by Councilmember Toby Nixon  
Vote: Motion failed 3 - 4

Yes: Councilmember Toby Nixon, Councilmember Penny Sweet, and Mayor Amy Walen.

No: Deputy Mayor Jay Arnold, Councilmember Dave Asher, Councilmember Shelley Kloba, and Councilmember Doreen Marchione.

Motion to Amend the motion to remove the two year suspension of the requirement to collect a pass-through charge, and instead to make the suspension permanent.

Moved by Councilmember Toby Nixon, seconded by Councilmember Penny Sweet  
Vote: Motion failed 2 - 5

Yes: Councilmember Toby Nixon, and Councilmember Penny Sweet.

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

Motion to Approve an amendment to Ordinance O-4477, "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE PROVISION OF SINGLE-USE CARRYOUT BAGS BY RETAIL ESTABLISHMENTS," to suspend the requirement to collect a pass-through charge of not less than \$0.05 for each recyclable paper carryout bag provided to customers for one year, as amended.

Moved by Councilmember Penny Sweet, seconded by Councilmember Toby Nixon  
Vote: Motion carried 6-1

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

No: Councilmember Shelley Kloba.

Motion to Amend the motion so that the one year suspension shall not apply to retail establishments such as grocery stores, "Big Box" stores and convenience stores, as amended.

Moved by Deputy Mayor Jay Arnold, seconded by Councilmember Penny Sweet  
Vote: Motion carried 6-1

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

No: Councilmember Toby Nixon.

Motion to Amend the amendment to the motion so that the one year suspension shall not apply to retail establishments in the City with the following North American Industry Classification System (NAICS) codes: 445110 (Supermarkets and Other Grocery (Except Convenience) Stores); 445120 (Convenience Stores); 446110 (Pharmacies and Drug Stores); 447110 (Gasoline Stores); 447190 (Other Gasoline Stations); and 452910 (Warehouse Clubs and Supercenters).

Moved by Councilmember Dave Asher, seconded by Deputy Mayor Jay Arnold  
Vote: Motion carried 6-1

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

No: Councilmember Shelley Kloba.

Motion to Call the question.

Moved by Councilmember Penny Sweet, failed due to lack of second.

Councilmember Marchione left participation in the regular meeting via teleconference following the vote on item 11.b. at 11:08 p.m.

## 12. REPORTS

### a. City Council Reports

(1) Finance and Administration Committee

(2) Legislative Committee

(3) Planning, and Economic Development Committee

(4) Public Safety Committee

Councilmember Sweet reported on a discussion with the IAFF Local 2545 leadership about the siting of Station 24; review of the draft Fire dashboard report.

(5) Public Works, Parks and Human Services Committee

Councilmember Kloba requested and received approval from the Council to review two proposals from Public Works at the upcoming committee meeting.

(6) Tourism Development Committee

(7) Regional Issues

Councilmembers shared information regarding the upcoming Sound Cities Association Public Issues Committee meeting; a King County Board of Health meeting; the City of Kirkland Fire Department promotional ceremony; the "Amplify Kirkland" 2016 Youth Summit; the 2016 Invest in Youth Breakfast for Youth Eastside Services; the ribbon cutting at Volkswagon of Kirkland; and the retirement party for City Attorney Robin Jenkinson.

### b. City Manager Reports

The new Parks and Community Services Director Lynn Zwaagstra and Police Chief Cherie Harris will be introduced at next Council meeting.

(1) Calendar Update

13. ITEMS FROM THE AUDIENCE

None.

14. ADJOURNMENT

The Kirkland City Council regular meeting of April 5, 2016 was adjourned at 11:52 p.m.

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City Clerk

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Mayor