



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES  
May 07, 2013

1. CALL TO ORDER

Council agreed to add a report from King County on a recent sewage overflow under Special Presentations as item 8.d. on the agenda.

2. ROLL CALL

ROLL CALL:

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

Members Absent: None.

3. STUDY SESSION

a. Special Events

Prior to the discussion on Special Events, Councilmember Sweet read a statement addressing a potential conflict of interest in the Study Session discussion related to her business and her position as chair of the Fourth of July Organization committee. Councilmember Sweet stated her intent to abstain from discussion at the Study Session and Council was given the opportunity to object to her presence at the Study Session which they did not.

Joining Councilmembers for this discussion were City Manager Kurt Triplett and Deputy City Manager Marilynne Beard.

4. EXECUTIVE SESSION

None.

5. OATH OF OFFICE

a. Councilmember Shelley Kloba

Judge Michael Lambo administered the ceremonial oath of office.

Council recessed for a short break

6. HONORS AND PROCLAMATIONS

a. May as Arts Education Month Proclamation

Cultural Arts Committee Chair Melissa Nelson accepted the proclamation from Mayor McBride and Councilmember Kloba.

7. COMMUNICATIONS

a. Announcements

(1) Kirkland 2035 Community Planning Day

Deputy City Manager Marilynne Beard shared information about planned activities for the June 8, 2013 event at Kirkland City Hall.

b. Items from the Audience

Todd Boyle  
Andrea Simmonds  
Karina O'Malley  
Brian Rohrback

c. Petitions

8. SPECIAL PRESENTATIONS

a. Lake Washington School District " State of the District" - Dr. Traci Pierce, LWSD Superintendent

b. CERT (Community Emergency Response Team) Spring 2013 Graduation

Deputy Chief Jack Henderson introduced the graduating class members.

c. Take Charge Green Power Challenge - Puget Sound Energy

Puget Sound Energy Senior Local Government Affairs Manager Nathaniel Caminos introduced Green Power Program Manager Heather Mulligan, who shared information about the program.

d. King County Wastewater Treatment Division Status Update

King County Wastewater Treatment Division Director Pam Elardo provided an update on the recent overflow at a King County pumping station in downtown Kirkland resulting in a sewer discharge into the waters off of Marina Park.

9. CONSENT CALENDAR

- a. Approval of Minutes: April 16, 2013
- b. Audit of Accounts:  
Payroll \$2,569,562.33  
Bills \$4,998,116.89  
run #1200 check #542783  
run #1201 checks #542786 - 542797  
run #1202 checks #542798 - 542929  
run #1203 checks #542930 - 542943  
run #1204 checks #543107 - 543246

c. General Correspondence

d. Claims

Claims received from Todd Brink and Kathryn Perez were acknowledged.

e. Award of Bids

(1) The construction contract for the 6th Street Sidewalk Project was awarded to NPM Construction Company of Maple Valley, Washington, in the amount of \$150,895.60. Council also approved a budget modification between funding sources and agreed to increase the City's level of funding participation using REET funds in the amount of \$3,045.00 and Surface Water Transportation Reserve funds in the amount of \$25,255.00.

f. Acceptance of Public Improvements and Establishing Lien Period

g. Approval of Agreements

h. Other Items of Business

(1) Resolution R-4976, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING THE CITY MANAGER TO SIGN AN EASEMENT ON CITY PROPERTY TO PROVIDE FOR ELECTRICAL SERVICE BY PUGET SOUND ENERGY TO THE FUTURE PUBLIC SAFETY BUILDING."

(2) Acknowledging Park Board Member Resignation and Appointing New Park Board Member

Council acknowledged Ms. Kloba's resignation due to her appointment to the City Council, and appointed alternate P. Kevin Quille to the remainder of the unexpired term on the Park Board.

### (3) Report on Procurement Activities

Motion to Approve the Consent Calendar.

Moved by Councilmember Penny Sweet, seconded by Councilmember Dave Asher

Vote: Motion carried 7-0

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

#### 10. PUBLIC HEARINGS

None.

#### 11. UNFINISHED BUSINESS

- a. Kirkland 2035 Update #2 and CIP (Capital Improvement Program) Interactive Map Demonstration

Deputy City Manager Marilynne Beard presented a status update on the Kirkland 2035 Update outreach. Public Works Deputy Director Ray Steiger provided a demonstration with the new interactive Capital Improvement Program (CIP) Mapping Tool.

- b. 2013 Legislative Update #7

City Manager Kurt Triplett provided a brief status report on Kirkland's current legislative priorities.

Council recessed for a short break.

- c. Awarding Public Safety Building Project Construction Contract to Cornerstone General Contractors, Inc., Bothell, Washington

Senior Project Engineer Noel Hupprich provided a brief presentation on the bid process and funding options for the project and answered Council questions.

Motion to award the Public Safety Building Project Construction Contract to Cornerstone General Contractors, Inc., of Bothell, Washington, in the amount of \$23,401,027 and authorize an increase in the project budget of \$451,619 to fund the base scope of work.

Moved by Councilmember Dave Asher, seconded by Councilmember Penny Sweet  
Vote: Motion carried 7-0

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

Motion to authorize an additional increase of \$77,473 from REET 1 reserves to fund the expanded ceiling paint alternative in the construction contract.

Moved by Councilmember Dave Asher, seconded by Councilmember Amy Walen

Vote: Motion carried 7-0

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

- d. Ordinance O-4406 and its Summary, Amending and Updating Title 14 of the Kirkland Municipal Code Relating to Watercraft and the City Harbor.

Captain Bill Hamilton provided some background on the process surrounding the update to the Ordinance and responded to Council questions.

Motion to Approve Ordinance O-4406 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING AND UPDATING TITLE 14 OF THE KIRKLAND MUNICIPAL CODE RELATING TO WATERCRAFT AND THE CITY HARBOR."

Moved by Councilmember Penny Sweet, seconded by Councilmember Toby Nixon

Vote: Motion carried 7-0

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

## 12. NEW BUSINESS

- a. Ordinance O-4407, Relating to Transportation, Park, and School Impact Fees and Amending the Kirkland Municipal Code to Allow for the Deferral of the Payment of Impact Fees to the Time of Closing of the Sale of the Lot or Single-Family Residential Unit.

Motion to Approve Ordinance O-4407, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO TRANSPORTATION, PARK, AND SCHOOL IMPACT FEES AND AMENDING THE KIRKLAND MUNICIPAL CODE TO ALLOW FOR THE DEFERRAL OF THE PAYMENT OF IMPACT FEES TO THE TIME OF CLOSING OF THE SALE OF THE LOT OR SINGLE-FAMILY RESIDENTIAL UNIT."

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

Vote: Motion carried 7-0

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

## 13. REPORTS

- a. City Council

(1) Finance and Administration Committee

Councilmember Walen shared information regarding a proposed Council social media policy; review of the proclamation process; the public safety building bid results; Municipal Court cost comparison; future travel and training policy.

(2) Public Safety Committee

Councilmember Sweet shared information about the public safety building bid results; Municipal Court cost comparison; new day reporting system as an alternate way to defer jail days; water safety ordinance; Fire Department annual report; International Building Code update; residential sprinkler process; Finn Hill Station 24 Fire Station. Council indicated their support for moving forward with the committee's recommendation to proceed with a conversation with stakeholders about residential sprinklers.

(3) Community Planning, Housing and Economic Development Committee

Councilmember Marchione referenced the evening's study session about Special Events.

(4) Public Works, Parks and Human Services Committee

Meeting was rescheduled.

(5) Regional Issues

Councilmembers shared information regarding emergency management summit; Sound Transit accident on May 6; Cascade Bicycle Club meeting; sustainability event, "Home Energy Efficiency and Solar Made Easy;" Potala legal suit hearing; Volunteer Appreciation event; Ben Franklin Elementary School second grade visit to City Hall; Fire Department award ceremony; Cross Kirkland Corridor rail legal suit hearing; Sound Cities Association Public Issues Committee meeting; a Sound Cities Association change to language on their policy statement regarding Metro Long-Range Planning; a Sound Cities Association recommendation to adopt a policy statement about comprehensive approach to regional tolling implementation; Lake Washington Schools Foundation luncheon; Evergreen Health Foundation Gala; Tourism Development Committee meeting; Cascade Water Alliance Board meeting; Puget Sound Regional Council General Assembly meeting; Northend Mayor's meeting; the Marketplace Fairness Act passed the US Senate and has been forwarded to the US House of Representatives; Washington Resource Inventory Area (WRIA) 8 Salmon Recovery Council Management meeting; King County Flood Control Advisory Board meeting; 2013 GoGreen Conference; and Council Committee assignments.

b. City Manager

(1) Calendar Update

Council Committee assignments to be discussed at the May 21 meeting; upcoming City Council retreat on June 17; update on the Litigation Reserve at the May 21 meeting.

14. ITEMS FROM THE AUDIENCE

None.

15. ADJOURNMENT

The Kirkland City Council regular meeting of May 7, 2013 was adjourned at 10:44 p.m.

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City Clerk

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Mayor