



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
July 19, 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.

3. STUDY SESSION

a. Open Public Meetings and Records

Joining Councilmembers for this discussion were City Manager Kurt Triplett, Director of Finance and Administration Tracey Dunlap, City Clerk Kathi Anderson and Attorney/presenter Ramsay Rammerman.

4. EXECUTIVE SESSION

None.

5. HONORS AND PROCLAMATIONS

6. COMMUNICATIONS

a. Announcements

b. Items from the Audience

Jean Guth
Tracy Doering
Amy Whittenburg
Suzanne Kagen
Dave Ramsay
Alberta Allen
Marianne Francis
Anastasia Schemkes
Kathy Feek
Robert Larsen
Mike Nykreim
Jacob Bond
Bill Vadino
Janice Garish

c. Petitions

7. SPECIAL PRESENTATIONS

- a. Municipal Court Judge Michael Lambo

8. CONSENT CALENDAR

- a. Approval of Minutes:

- (1) July 5, 2011 Special Meeting

- (2) July 5, 2011

- (3) July 7, 2011 Special Meeting

- b. Audit of Accounts:

- Payroll \$2,006,538.37

- Bills \$3,330,147.26

- run #1020 check #526998

- run #1021 checks #527025 - 527180

- run #1022 check #527182

- run #1023 checks # 527183 - 527365

- c. General Correspondence

- d. Claims

- e. Award of Bids

- (1) Annual Street Preservation Program, Phase II 2011 Slurry Seal Project

- The construction contract for the Phase II Slurry Seal Project, of the Annual Street Preservation Program, was awarded to Blackline, Inc., of Spokane, Washington, in the amount of \$182,195.15.

- f. Acceptance of Public Improvements and Establishing Lien Period

- g. Approval of Agreements

- h. Other Items of Business

- (1) Totem Lake Flood Control Measure Update

- (2) Ordinance O-4313, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PENALTY FOR FAILURE TO RESPOND TO CERTAIN CIVIL INFRACTIONS."

- (3) Surplus Vehicles/Equipment for Sale

<u>Fleet #</u>	<u>Year</u>	<u>Make</u>	<u>VIN/Serial Number</u>	<u>License #</u>	<u>Mileage</u>
A01-05X	2001	Ford Crown Victoria	2FAFP71W91X181382	34105D	54,150
BG-7	2007	John Deere Turf Gator	WO6X4HD004908	n/a	n/a
C02-02X	2002	Ford Crown Victoria	2FAFP71W12X143700	34409D	80,176
C03-07X	2003	Ford Crown Victoria	2FAHP71W63X216781	36373D	64,601
C03-08X	2003	Chevrolet Tahoe	1GNEK13Z53J289463	36235D	101,024
F-10	2002	Dodge 3500 Flatbed	3B6MC36572M268481	34407D	41,616

F209X	1998	Jeep Cherokee	1J4FJ28S7WL254816	23996D	63,509
F309X	1997	Ford Road Rescue Aid Car	1FDKE40F7VHB00658	23988D	86,761
MR-4C	2007	John Deere Mower 2653B	TC2653T010412	n/a	n/a
P07-12	2007	Ford Crown Victoria	2FAHP71W37X132679	44117D	87,892
PU-36	2003	Chevrolet Tracker 4x4	2CNBJ13C136940039	36234D	29,178
S-04	2004	Ford Tymco 600 Sweeper	1FVAB6BV75DU79872	38316D	38,700
S-05	2000	Ford Tymco 600 Sweeper	3B6MC36572M268481	31770D	40,192

Motion to Approve the Consent Calendar with the inclusion of item 11.b. from New Business, Resolution R-4887, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND STATING THE CITY OF KIRKLAND'S COMMITMENT TO THE FEET FIRST AGENDA, WHICH DEMONSTRATES SUPPORT FOR MORE WALKABLE AND VIBRANT COMMUNITIES AND FOR PEDESTRIAN ENHANCEMENTS THAT IMPROVE SAFETY, MOBILITY, AND ACCESS FOR ALL."

Moved by Councilmember Bob Sternoff, 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

10. UNFINISHED BUSINESS

a. Bond Refunding Introduction

Fred Eoff of SDM Advisors provided a briefing on the planned refunding of selected outstanding bonds and responded to Council questions.

b. Code of Ethics and Code of Conduct

Council provided additional feedback and authorized staff to forward the Code of Ethics to the contracted agency serving as the Ethics Officer for review. Council instructed the Code of Conduct be distributed to the City's Boards and Commissions.

c. Establishing an Ad-Hoc Exploratory Committee to Consider Possible Future Park Funding Ballot Measures

Parks and Community Services Director Jennifer Schroder outlined actions needed to establish an ad-hoc exploratory committee and consideration of a possible future park funding ballot measure. Council concurred with the acceleration of 2012 budgeted PROS plan funding into 2011 to hire Trust for Public Land as the Exploratory Committee strategic and public outreach consultant and to begin the Comprehensive Park, Recreation and Open Space (PROS) Plan update.

Motion to appoint Councilmember Walen as co-chair of the committee.

Moved by Councilmember Jessica Greenway, seconded by Councilmember Doreen Marchione

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.

Motion to Approve the preliminary Ad-Hoc Exploratory Committee membership to consider possible future Park Funding Ballot Measures

Moved by Councilmember Bob Sternoff, seconded by Councilmember Dave Asher

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. Cultural Council Options

Economic Development Manager Ellen Miller-Wolfe provided background of the Cultural Council and reviewed potential funding and staffing options for the future. Staff will bring this item back for Council action at their August 2, 2011 regular meeting based on feedback provided.

11. NEW BUSINESS

a. Ordinance O-4314, Amending the Biennial Budget for 2011-2012

Financial Planning Manager Sri Krishnan provided an update on the City's financial condition and an overview of the capital improvement project closures included in the proposed budget adjustments.

Motion to Approve Ordinance O-4314, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING THE BIENNIAL BUDGET FOR 2011-2012."

Moved by Deputy Mayor Penny Sweet, 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.

b. Resolution R-4887, Stating the City of Kirkland's Commitment to the Feet First Agenda, Which Demonstrates Support for More Walkable and Vibrant Safety, Mobility, and Access for All

This item was approved earlier in the agenda, on the consent calendar.

c. Ordinance O-4315, Amending Kirkland Municipal Code Chapter 5.18 Relating to Real Estate Tax and Authorizing the Expenditure of Second Quarter Percent Real Estate Excise Tax for the Operations and Maintenance of Existing Capital Projects

Motion to Approve Ordinance O-4315, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING KIRKLAND MUNICIPAL CODE CHAPTER 5.18 RELATING TO REAL ESTATE TAX AND AUTHORIZING THE EXPENDITURE OF SECOND QUARTER PERCENT REAL ESTATE EXCISE TAX FOR THE OPERATIONS AND MAINTENANCE OF EXISTING CAPITAL PROJECTS."

Moved by Councilmember Dave Asher, seconded by Councilmember Amy Walen

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.

- d. Ordinance O-4316, Adopting a Moratorium on the Establishment of Medical Marijuana Collective Gardens Defining "Medical Marijuana Collective Gardens;" Providing for a Public Hearing; Establishing an Effective Date, and Providing That the Moratorium, Unless Extended, Will Sunset Within Six (6) Months of the Date of Adoption

Motion to Approve Ordinance O-4316, entitled "AN INTERIM ORDINANCE OF THE CITY OF KIRKLAND ADOPTING A MORATORIUM ON THE ESTABLISHMENT OF MEDICAL MARIJUANA COLLECTIVE GARDENS, DEFINING "MEDICAL MARIJUANA COLLECTIVE GARDENS"; PROVIDING FOR A PUBLIC HEARING; ESTABLISHING AN EFFECTIVE DATE, AND PROVIDING THAT THE MORATORIUM, UNLESS EXTENDED, WILL SUNSET WITHIN SIX (6) MONTHS OF THE DATE OF ADOPTION."

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

12. REPORTS

a. City Council

(1) Regional Issues

Councilmember Sternoff commended Fire Station 22 EMT's for their quick response and care of a family member. City Councilmembers shared information regarding the Puget Sound Regional Council Public Issues Committee meeting where Councilmember Walen was nominated as an alternate to the Puget Sound Regional Council Transportation Policy Board; Bark for your Park vote for the Kirkland Dog Park; Cascade Water Alliance meeting; changes to Mud Mountain Dam, the replacement dam and the salmon migration; Transportation Choices Coalition meeting; Kirkland UnCorked event; Metropolitan Solid Waste Management Advisory Committee meeting; King County Solid Waste Committee meeting; Celebrate Kirkland events video; upcoming health fair at Parkplace; upcoming Saturday night dance at the Marina Park Pavilion; Kirkland Classic Car Show and meeting University of Washington President Michael Young.

b. City Manager

(1) Calendar Update

13. ITEMS FROM THE AUDIENCE

14. ADJOURNMENT

The Kirkland City Council regular meeting of July 19, 2011 was adjourned at 10:27 p.m.

City Clerk

Mayor