



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
August 06, 2013

1. CALL TO ORDER

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. Fire Strategic Plan

Joining Councilmembers for this discussion were City Manager Kurt Triplett and Fire Chief Kevin Nalder.

4. EXECUTIVE SESSION

a. To Discuss Labor Negotiations

Mayor McBride announced that Council would enter into executive session for the purpose of discussing labor negotiations and would return to regular meeting at 7:30 p.m. City Attorney Robin Jenkinson was also in attendance.

City Clerk Kathi Anderson announced at 7:30 p.m. that Council would require additional time and would return to regular meeting at 7:40 p.m., which they did.

5. HONORS AND PROCLAMATIONS

None.

6. COMMUNICATIONS

a. Announcements

b. Items from the Audience

Christopher Carlson
John Kropf
Lisa McConnell
Susan Baird Joshi

Ajay Joshi
Peter Powell
Atis Freimanis
Nancy Bernard
Rob Brown

c. Petitions

(1) Notice of Dangerous Conditions on Lake Washington Blvd/Lake St. S:
Duty to Cure and Prevent Known Unsafe Conditions

The petition was acknowledged.

7. SPECIAL PRESENTATIONS

a. Kirkland 2035 Update #5

Deputy City Manager Marilynne Beard presented an update on recent and upcoming public outreach and communication efforts related to the Kirkland 2035 plan updates.

b. Kirkland Bridges Report

Capital Projects Manager Dave Snider reported on the status and condition of Kirkland's bridges, including those owned by the City as well as those within Kirkland but under the control of and managed by the State Department of Transportation.

8. CONSENT CALENDAR

a. Approval of Minutes: July 16, 2013

b. Audit of Accounts:
Payroll \$2,709,105.72
Bills \$6,053,643.95
run #1230 check #545190
run #1231 checks #545192 - 545204
run #1232 checks #545205 - 545352
run #1233 checks #545382 - 545524
run #1234 checks #545525 - 545579
run #1235 checks #545580 - 545731

c. General Correspondence

d. Claims

A claim from 135 Lake Street Associates, LP, was acknowledged via approval of the Consent Calendar.

e. Award of Bids

(1) The construction contract for the NE 112th Street Sidewalk Project was awarded to Danneko Construction of Kirkland, WA in the amount of \$140,009 via approval of the Consent Calendar.

f. Acceptance of Public Improvements and Establishing Lien Period

(1) 2012 Water System Improvement Project, Shoreline Construction Company, Woodinville, WA

g. Approval of Agreements

h. Other Items of Business

(1) Resolution R-4990, Related to Establishing a Formal Design Program to Guide Creation of a Totem Lake Park Master Plan.

This item was pulled from Consent for consideration under Unfinished Business, item 11.f.

(2) Department of Commerce Energy Efficiency Grant Award

This item was pulled from Consent for consideration under Unfinished Business, item 11.e.

(3) Accepting Library Board Resignations

Resignations from Joel Ryan and Pat McWha were acknowledged.

(4) Accepting Tourism Development Committee Resignation

A resignation from Maxim Khokhlov was acknowledged.

(5) Report on Procurement Activities

Motion to Approve the consent calendar with the exception of items 8.h.(1). and 8.h.(2)., which were pulled from consent for consideration under Unfinished Business, items 11.f. and 11.e.

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.

9. PUBLIC HEARINGS

None.

10. UNFINISHED BUSINESS

None.

11. NEW BUSINESS

- a. Resolution R-4991, Adopting an Interest Statement on the King County Water Quality Assessment for Transmittal to the Sound Cities Association.

Interim Public Works Director Pam Bissonnette presented information about the King County proposed Water Quality Assessment related to the Combined Sewer Overflow program and the proposed interest statement to be presented to the Sound Cities Association Public Issues Committee.

Motion to Approve Resolution R-4991, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND ADOPTING AN INTEREST STATEMENT ON THE KING COUNTY WATER QUALITY ASSESSMENT FOR TRANSMITTAL TO THE SOUND CITIES ASSOCIATION."

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.

Council recessed for a short break.

- b. Marijuana Regulations Report

Planning and Community Development Director Eric Shields provided background on the current marijuana regulations as they relate to current City of Kirkland zoning regulations.

Motion to draft a resolution for the September 3 Council meeting with interim regulations creating prohibitions on drive-through facilities and limiting the hours of operations for marijuana sales facilities.

Moved by Councilmember Amy Walen, seconded by Deputy Mayor Doreen Marchione

Vote: Motion failed 2 - 5

Yes: Mayor Joan McBride, and Councilmember Amy Walen.

No: Councilmember Dave Asher, Councilmember Shelley Kloba, Deputy Mayor Doreen Marchione, Councilmember Toby Nixon, and Councilmember Penny Sweet.

c. Plaza of Champions Nomination

Motion to Approve nomination of Emmy Award-winning meteorologist Chris Warren into Kirkland's Plaza of Champions as recommended by the Park Board.

Moved by Councilmember Penny Sweet, 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.

d. Resolution R-4992, Approving the Cross Kirkland Corridor Improvement and Use Agreement Between the City of Kirkland, SRMKII LLC and SRMKJVD LLC.

City Attorney Robin Jenkinson provided information about the proposed agreement between the City of Kirkland and SRM.

Motion to Approve Resolution R-4992, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE CROSS KIRKLAND CORRIDOR IMPROVEMENT AND USE AGREEMENT BETWEEN THE CITY OF KIRKLAND, SRMKII LLC AND SRMKJVD LLC."

Moved by Councilmember Amy Walen, 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.

e. Department of Commerce Energy Efficiency Grant Award

This item was pulled from the Consent Calendar, item 8.h.(2). Internal Services Division Manager Donna Burris and Director of Finance and Administration Tracey Dunlap responded to Council questions.

Motion to Accept a \$208,000 Washington State Department of Commerce Energy Efficiency Grant Award and approve the local grant match of \$111,000 from the existing lifecycle funds and \$475,7111 from the Facilities Sinking Fund Reserve.

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.

f. Resolution R-4990, Related to Establishing a Formal Design Program to Guide Creation of a Totem Lake Park Master Plan

This item was pulled from the Consent Calendar, item 8.h.(1).

Motion to Approve Resolution 4990, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELATED TO ESTABLISHING A FORMAL DESIGN PROGRAM TO GUIDE CREATION OF A TOTEM LAKE PARK MASTER PLAN," as amended.

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.

Motion to Amend the resolution in Section 1, item 9 to add language so that the first sentence is "Enhance the ecological function of the park and the quality of water leaving the lake."

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.

12. REPORTS

a. City Council

(1) Finance and Administration Committee

Chair Walen reported that the City received the 2012 Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting for the Fiscal year of 2011.

(2) Public Safety Committee

Chair Sweet reported on NORCOM's decision to halt efforts to transition to one system for public safety but to retain the current practice of one system for Fire and one for Police.

(3) Community Planning, Housing and Economic Development Committee

Have not met.

(4) Public Works, Parks and Human Services Committee

Chair Marchione reported on the King County Combined Sewer Overflows program and its Water Quality Assessment; the Totem Lake Park Master Plan; the Plaza of Champions Nomination; and an update on the Surface Water Master Plan and Kirkland Surface Water Business Inspection Program.

(5) Regional Issues

Councilmembers shared information regarding the Kirkland Business Roundtable; WAVE Aquatics; requested staff to prepare some ideas on how to present information on the Council performance goals to allow for greater examination of how Council is meeting those goals; "We Can't Wait" event sponsored by Catholic Community Services at Seattle City Hall; upcoming Sound Cities Association Public Issues Committee where Councilmember Walen will be attending in Councilmember Nixon's place; Sound Cities Association is looking for submissions for their RISE presentation on best practices and it was suggested that the City of Kirkland do a presentation on the new Public Records Ordinance; "Notice of Dangerous Conditions on Lake Washington Blvd/Lake St. S" petition presented earlier in the evening; request for a staff report on an "Items from the Audience" issue on customer service; Kirkland Reporter Op Ed by Design Review Board Chair Truhan; request for Council Committee meeting information online; meeting of the Governing Board of Committee to End Homelessness; Mayor's Cup at Evergreen Speedway; meeting with Sound Cities Association, Seattle Chamber of Commerce and Transportation Choices Coalition to discuss transportation funding solutions; National Night Out; Puget Sound Regional Council presentation on Growing Transit Communities; Puget Sound Regional Council Food Policy Council.

a) Sound Cities Association Nomination Discussion

City Manager Kurt Triplett provided background on the open positions with Sound Cities Association, and provided some information about the potential closure of the Houghton Transfer Station.

b. City Manager

(1) Calendar Update

13. ITEMS FROM THE AUDIENCE

Atis Freimanis

14. ADJOURNMENT

The Kirkland City Council regular meeting of August 6, 2013 was adjourned at 10:45 p.m.

City Clerk

Mayor