



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
September 02, 2014

1. CALL TO ORDER

2. ROLL CALL

ROLL CALL:

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

Members Absent: None.

3. STUDY SESSION

a. Surface Water Master Plan Executive Summary Update

Joining Councilmembers for this discussion were City Manager Kurt Triplett, Public Works Surface Water Engineering Supervisor Jenny Gaus, and Project Manager/Technical Lead Erin Nelson of Alaterna Consulting (formerly Brown and Caldwell). Also present from Public Works were Superintendent Erin Devoto, Stormwater/Sewer Division Manager Bobbi Wallace, Capital Projects Manager Dave Snider and Development Engineering Manager Rob Jammerman.

4. EXECUTIVE SESSION

None.

5. HONORS AND PROCLAMATIONS

None.

6. COMMUNICATIONS

a. Announcements

b. Items from the Audience

Karen Levenson
Georgine Foster
Glenn Buhlmann
Bonnie McLeod
Jan Burdue
Mark Nelson

- c. Petitions

7. SPECIAL PRESENTATIONS

- a. International Association of Firefighters (IAFF) Special Presentation to Mayor Walen

Fire Chief Kevin Nalder introduced International Association of Firefighter's (IAFF) Local 2545 President Bryan Vadney and Vice President Seth Buchanan, all of whom acknowledged Mayor Amy Walen's recent participation in Fire Ops 101 at Hanford, WA.

- b. Human Trafficking

King County Senior Deputy Prosecutor Valiant Richey and Co-founder and Director of Men's Accountability Peter Qualliotine of the Organization for Prostitution Survivors provided an overview of the issues and programs in King County.

8. CONSENT CALENDAR

- a. Approval of Minutes: August 6, 2014

- b. Audit of Accounts:

Payroll \$5,740,265.56

Bills \$4,994,507.15

run #1339 checks #555000 - 555005

run #1340 checks #555031 - 555177

run #1341 checks #555180 - 555316

run #1342 checks #555343 - 555380

run #1343 checks #555381 - 555527

run #1344 checks #555528 - 555543

run #1345 checks #555544 - 555552

run #1346 checks #555553 - 555672

- c. General Correspondence

- d. Claims

Claims received from Jon Godfrey, James Lund, Anthony Marcum, Michael Lee Miller and Richard Ombrellaro were acknowledged via approval of the Consent Calendar.

- e. Award of Bids

- f. Acceptance of Public Improvements and Establishing Lien Period

(1) 2013 Crosswalk Upgrade Project, Westwater Construction, Black Diamond, Washington.

Work on the 2013 Crosswalk Upgrade Project completed by Westwater Construction of Black Diamond, WA was accepted and the City Council authorized the use of \$2,002 in Street Improvement Reserves to close the project via approval of the Consent Calendar.

- g. Approval of Agreements
- h. Other Items of Business

(1) Ordinance O-4450 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, PLANNING, AND LAND USE; ADOPTING MINOR AMENDMENTS PURSUANT TO CHAPTER 161 OF THE KIRKLAND ZONING CODE (KZC); AMENDING PORTIONS OF THE FOLLOWING CHAPTERS OF THE KZC, ORDINANCE 3719 AS AMENDED: CHAPTER 5 - DEFINITIONS; CHAPTER 60 - PLANNED AREAS (PLA); CHAPTER 95 - TREE MANAGEMENT AND REQUIRED LANDSCAPING; CHAPTER 110 - REQUIRED PUBLIC IMPROVEMENTS; CHAPTER 115 - MISCELLANEOUS USE DEVELOPMENT AND PERFORMANCE STANDARDS; CHAPTER 150 - PROCESS IIA; CHAPTER 152 - PROCESS IIB; CHAPTER 161 - PROCESS IVA; CHAPTER 180 - PLATES; AND APPROVING A SUMMARY ORDINANCE FOR PUBLICATION, FILE NO. CAM13-02129."

(2) Tourism Development Committee Appointment

Council appointed Maxim Khokhlov to an unexpired term ending March 31, 2015 on the TDC via approval of the Consent Calendar.

(3) Report on Procurement Activities

Motion to Approve the Consent Calendar.

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione
Vote: Motion carried 7-0

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

9. PUBLIC HEARINGS

None.

10. UNFINISHED BUSINESS

- a. Development Fees - Part II

Finance and Administration Director Tracey Dunlap continued with the second of a three part development fees presentation, this one relating to the preliminary cost of service results of the update.

b. Park Lane Pedestrian Corridor Enhancements - Project Update and Authorization to Bid

Capital Projects Manager Dave Snider, Project Engineer Frank Reinart and Pertee Engineering Senior Project Manager Kurt Ahrensfield provided Council with an update on the Park Lane Project, including the results of the 2014 public involvement and outreach process and the resulting project design merging public input and current requirements. Staff requested that Council approve the most current project design elements including parking lot modifications, provide preliminary approval of the staff-recommended additional funding for construction for the project using Surface Water Construction Reserve and REET 2 Reserve funds, and authorize staff to advertise for contractor bids upon completion of the project design.

Motion to Approve the update for the Park Lane Project, including the results of the 2014 public improvement and outreach process and the resulting Project design merging public input and current requirements.

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

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

Motion to Approve the current Project design elements including the parking lot modification as recommended by the staff.

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold
Vote: Motion carried 5-2

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

No: Councilmember Dave Asher, and Councilmember Doreen Marchione.

Motion to Approve a temporary waiver of parking fees prior to 5:00 p.m. associated with the two City parking lots adjacent to Park Lane.

Moved by Councilmember Dave Asher, seconded by Deputy Mayor Penny Sweet
Vote: Motion carried 5-2

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

No: Councilmember Jay Arnold, and Councilmember Shelley Kloba.

Motion to Approve the staff recommendation of the additional funding for the project using surface water construction reserve and REET 2 reserve funds.

Moved by Councilmember Dave Asher, seconded by Councilmember Doreen Marchione

Vote: Motion carried 7-0

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

Motion to Authorize staff to advertise for contractor bids upon completion of the project design.

Moved by Councilmember Dave Asher, seconded by Councilmember Shelley Kloba

Vote: Motion carried 7-0

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

Council recessed for a short break.

11. NEW BUSINESS

- a. Ordinance O-4451 and its Summary, Relating to Code Enforcement and Amending Certain Section(s) of 1.12 of the Kirkland Municipal Code, File No.CAM14-00868.

Development Review Manager Nancy Cox reviewed the proposed amendments clarifying tree fines and penalties.

Motion to Approve Ordinance O-4451 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO CODE ENFORCEMENT AND AMENDING CERTAIN SECTIONS OF CHAPTER 1.12 OF THE KIRKLAND MUNICIPAL CODE, FILE NO. CAM14-00868."

Moved by Councilmember Jay Arnold, seconded by Councilmember Doreen Marchione

Vote: Motion carried 6-1

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

No: Councilmember Dave Asher.

- b. Review 2015 - 2016 Solid Waste Utility Rates

Finance and Administration Director Tracey Dunlap provided an overview of the rate process, followed by Solid Waste Programs Lead John MacGillivray and Senior Operation and Finance Analyst Julie Elsom who reviewed the proposed 2015/2016 rates and responded to Council questions and comment.

- c. Ordinance O-4452 and its Summary, Relating to the State Environmental Policy Act (SEPA) and Amending Chapter 24.02 SEPA Procedures and Policies of the Kirkland Municipal Code; File No. CAM14-00868.

Development Review Manager Nancy Cox responded to Council questions in connection with the proposed amendments correcting an appeal process issue and update to City SEPA rules in keeping with state legislative changes that went into effect in 2012 and 2014.

Motion to Approve Ordinance O-4452 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE STATE ENVIRONMENTAL POLICY ACT (SEPA) AND AMENDING CHAPTER 24.02 SEPA PROCEDURES AND POLICIES OF THE KIRKLAND MUNICIPAL CODE; FILE NO. CAM14-00868."

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold
Vote: Motion carried 7-0

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

12. REPORTS

a. City Council Reports

(1) Finance and Administration Committee

(2) Planning, and Economic Development Committee

(3) Public Safety Committee

(4) Public Works, Parks and Human Services Committee

(5) Tourism Development Committee

Chair Nixon reminded the City Council that Tourism Funding applications for 2015 are due September 12 and the presentations by the applicants on their proposals will be in the Council Chambers at 9:00 a.m. on September 24.

(6) Regional Issues

Councilmembers shared information regarding upcoming meeting of the Sound Cities Association; an upcoming meeting of the King County Regional Law Safety and Justice Committee meeting where Kirkland has been invited to provide a presentation on the Kirkland Justice Center; the grand opening for the new Kirkland dialysis center for Northwest Kidney Center; Kirkland Alliance of Neighborhoods meeting; Councilmember Kloba's upcoming presentation regarding the process establishing Kirkland's Marijuana Interim Ordinance to the League of Oregon Cities; Councilmember Asher requested and received Council support to instruct staff to work to soften the language of the Sound Cities Association Ad Hoc Committee proposal on transit policy; a King County Mental Illness and Drug Oversight Committee meeting; Kirkland Arts Center meetings; the memorial service for former Mayor Al Locke; an Economic Development Council of Seattle and King County Strategic Update and Open Forum meeting; an Eastside Rail Corridor tour; a meeting of the Eastside Regional Corridor Regional Advisory Committee; and a Cascade Water Alliance meeting.

b. City Manager Reports

(1) Calendar Update

Google is celebrating its 10th anniversary in Kirkland on October 1; the interim Marijuana regulation extension and public hearing is scheduled for the September 16 council meeting; reminder that the November election may result in the Council's rescheduling of the November council meeting; Council decided to modify the meeting calendar so that there will be only one meeting in December on December 9; and the Council extended their congratulations to Deputy City Manager Marilynne Beard for being named as President of the Washington City/County Management Association.

13. ITEMS FROM THE AUDIENCE

14. ADJOURNMENT

The Kirkland City Council regular meeting of September 2, 2014 was adjourned at 11:13 p.m.

City Clerk

Mayor