



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
October 21, 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. Transportation Master Plan Update

Joining Councilmembers for this discussion were City Manager Kurt Triplett and Public Works Transportation Engineering Manager Dave Godfrey. Also present were City of Kirkland Transportation Commission member John Perlic and consultants from Fehr & Peers, Principal Don Samdahl and Associate Kendra Breiland.

4. EXECUTIVE SESSION

- a. To Discuss Potential Property Acquisition

Mayor Walen announced that Council would enter into executive session for the purpose of discussing potential property acquisition at 6:59 p.m. and would return to regular meeting at 7:30 p.m. Acting City Attorney Oskar Rey was also in attendance. At 7:30 p.m., City Clerk Kathi Anderson announced that Council would require additional time, returning at 7:35 p.m., which they did.

5. HONORS AND PROCLAMATIONS

None.

6. COMMUNICATIONS

- a. Announcements
- b. Items from the Audience

Paula Marin
Boliver Choi

Judy Pirone
Melissa Galvez
Jackie Bui
Steve Roberts
Sam Elder
Hanna Welander
Lindsay Godfrey
Linda Benson
Sharon Sherrard
Margaret Schwender
Loita Hawkinson
Michael Raymond
Rich Hill
Lloyd Pernela
Midge Conner
Glenn Landguth
Rob Deveza

c. Petitions

7. SPECIAL PRESENTATIONS

a. Kirkland Performance Center Façade Proposal

Facilities Services Manager Chris Dodd provided a brief background and introduced Kirkland Performance Center Executive Director Jeff Lockhart, who presented the proposal for Council consideration; both presenters also responded to Council questions. Councilmember Marchione recused herself for the appearance of fairness in light of her membership on the board of the Center.

Motion to Approve the Kirkland Performance Center Façade Proposal for \$25,000 from the Facilities Sinking Fund for 2015.

Moved by Deputy Mayor Penny Sweet, seconded by Councilmember Jay Arnold

Vote: Motion carried 6-0

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

b. Kirkland 2035 Update #15

Communications Manager Marie Stake provided the update and a review of the communications survey results.

8. CONSENT CALENDAR

a. Approval of Minutes

(1) October 7, 2014

(2) October 13, 2014

- b. Audit of Accounts:
Payroll \$2,863,776.27
Bills \$4,172,872.03
run #1357 checks #556573 - 556713
run #1358 checks #556718 - 556879

- c. General Correspondence

- d. Claims

Claims received from Richard L. Johnson and PEMCO on behalf of Rebekah Predmore were acknowledged via approval of the Consent Calendar.

- e. Award of Bids

- f. Acceptance of Public Improvements and Establishing Lien Period

(1) Generator Transfer Switches Project, Pointer Electric Inc., Bow, Washington

Work on the Generator Transfer Switches Project, completed by Pointer Electric, Inc. of Bow, Washington was accepted via approval of the Consent Calendar. Additionally, the use of additional \$47,928 from Fire Department Capital Improvement Project savings for project close-out was also approved via approval of the Consent Calendar.

- g. Approval of Agreements

- h. Other Items of Business

(1) Resolution R-5075, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RATIFYING AMENDMENTS TO THE 2012 KING COUNTY COUNTYWIDE PLANNING POLICIES."

(2) Ordinance O-4461, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO IMPACT FEES FOR CHANGES IN USE AND SUSPENDING TRANSPORTATION IMPACT FEES FOR CHANGES OF USE THAT DO NOT RESULT IN INCREASED FLOOR AREA AND AMENDING SECTION 27.04.035 OF THE KIRKLAND MUNICIPAL CODE."

(3) Report on Procurement Activities

Motion to Approve the Consent Calendar.

Moved by Councilmember Doreen Marchione, seconded by Councilmember Dave Asher

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

- a. Ordinance O-4462, Relating to the Regulation of Odors from Marijuana Retail Processing and Production Businesses.

Mayor Walen opened the public hearing. Planning and Community Development Director Eric Shields reviewed the proposed ordinance, requested further Council direction and responded to Council questions. Testimony was provided by Andrew Honig, Chris Vanderberge, Liane Yukoff, and Mark Nelson. No further testimony was offered and the Mayor closed the hearing. Additional Council discussion followed.

Motion to Approve Ordinance O-4462, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE REGULATION OF ODORS FROM MARIJUANA RETAIL, PROCESSING AND PRODUCTION BUSINESSES" after first removing the word "retail" in section 2.

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.

Motion to Direct staff to use approach number 1, "prepare code amendments that reflect the current interim regulations," in the preparation of ongoing regulations.

Moved by Councilmember Doreen Marchione, seconded by Deputy Mayor Penny Sweet

Vote: Motion carried 6-1

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

No: Councilmember Shelley Kloba.

Council recessed for a short break at 9:30 p.m.

10. UNFINISHED BUSINESS

- a. Resolution R-5076, Authorizing Additional Search and Analysis of Sites to Be Considered For a Potential Facility to Provide For the Recreation and Aquatic Needs of Residents and Authorizing the Parks and Community Services Department to Solicit Additional Community Input.

Motion to Approve Resolution R-5076, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING ADDITIONAL SEARCH FOR AND ANALYSIS OF SITES TO BE CONSIDERED FOR A POTENTIAL FACILITY TO

PROVIDE FOR THE RECREATION AND AQUATIC NEEDS OF RESIDENTS AND AUTHORIZING THE PARKS AND COMMUNITY SERVICES DEPARTMENT TO SOLICIT ADDITIONAL COMMUNITY INPUT."

Moved by Councilmember Doreen Marchione, seconded by Deputy Mayor Penny Sweet

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. Resolution R-5077, Authorizing the Mayor to Sign the King County-Cities Climate Collaboration (K4C) Joint Letter of Commitment on Behalf of the City of Kirkland.

Motion to Approve Resolution R-5077, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING THE MAYOR TO SIGN THE KING COUNTY-CITIES CLIMATE COLLABORATION (K4C) JOINT LETTER OF COMMITMENT ON BEHALF OF THE CITY OF KIRKLAND."

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold

Vote: Motion carried 6-1

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

No: Councilmember Toby Nixon.

- c. Resolution R-5078, Approving a City of Kirkland Legislative Agenda to be Addressed to the 2015 Session of the State Legislature.

Intergovernmental Relations Manager Lorrie McKay provided a short presentation on the City of Kirkland 2015 State Legislative Priorities Agenda.

Motion to Approve Resolution R-5078, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING A CITY OF KIRKLAND LEGISLATIVE AGENDA TO BE ADDRESSED TO THE 2015 SESSION OF THE STATE LEGISLATURE," as amended.

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 Amend Resolution R-5078, by adding ", particularly the SR520 corridor" to the first legislative priority.

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.

d. Draft Surface Water Master Plan Update

Surface Water Engineering Supervisor Jenny Gaus provided an overview of the draft plan, responded to Council questions and received Council direction regarding policy decisions related to the proposed plan.

11. NEW BUSINESS

a. Parkplace Zoning Amendment Review Request

Senior Planner Angela Ruggeri reviewed the proposed amendment request and timeline for Council consideration.

Motion to Direct the Planning Commission to study and provide a recommendation on the Parkplace proposal to amend the text of the Zoning Code for CBD 5A. Moved by Councilmember Doreen Marchione, 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.

b. Resolution R-5079, Adopting the 100th Avenue NE Corridor Study.

This item was deferred to a future Council meeting.

12. REPORTS

a. City Council Reports

(1) Finance and Administration Committee

(2) Planning, and Economic Development Committee

Chair Arnold reported on zoning code table simplification and neighborhood plan updates.

(3) Public Safety Committee

Chair Sweet reported on the Ebola virus; Puget Sound Energy radio network consolidation; and animal control services.

(4) Public Works, Parks and Human Services Committee

(5) Tourism Development Committee

(6) Regional Issues

Councilmembers shared information regarding a recent Sound Cities Association Public Issues Committee meeting; the Hopelink "Reaching Out" benefit luncheon; and upcoming combined Sound Cities Association and Association of Washington Cities networking luncheon; the Kirkland Chamber of Commerce Business Roundtable; the Kirkland Chamber of Commerce luncheon; the Kirkland Performance Center "An Affair For the Arts" Annual Auction and Gala; a Kirkland Alliance of Neighborhoods meeting; the "Connect the World" Municipal Broadband Conference; a tour of Water Resource Inventory Area (WRIA) 8 salmon recovery area and Ballard locks; the City of Woodinville Chamber of Commerce luncheon; an Emergency Management Advisory Committee meeting; a Solid Waste meeting; and a Puget Sound Regional Council Transportation Policy Board meeting.

The Mayor directed a number of questions to City Manager Kurt Triplett about funding budget requests such as Winter Shelter and the Heritage Society that come before the Council at meetings. A Council discussion of the issue followed. Council then directed the City Manager to bring back some options for Winter Shelter, the Heritage Society, and Kirkland Arts Center funding to a future meeting.

b. City Manager Reports

City Manager Kurt Triplett informed the Council that the 2015-16 Budgets are now available; requested and received authorization from the Council to negotiate for the purchase of an easement on the Waddell property in Houghton to access the Cross Kirkland Corridor; noted that the Christ Church of Kirkland in Totem Lake is interested in meeting with the City of Kirkland to discuss the siting of the Aquatics Recreation Community Center; and recapped a recent meeting with Coventry regarding the Totem Lake Mall.

(1) Calendar Update

City Manager Kurt Triplett informed the Council that the issue of animal control services would be at a January council meeting, and reminded Council that the 100th Avenue NE Corridor Study deferred from this meeting would be brought back at a future meeting.

13. ITEMS FROM THE AUDIENCE

14. ADJOURNMENT

The Kirkland City Council regular meeting of October 21, 2014 was adjourned at 11:09 p.m.

City Clerk

Mayor