



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
October 20, 2015

1. CALL TO ORDER

The Kirkland City Council Study Session and Regular Meeting was called to order at 6 p.m.

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.

Mayor Walen requested and received the Council's permission to add Item 10.d. Park Board Interview Selection Committee Recommendation to the agenda.

3. STUDY SESSION

a. Comprehensive Plan Update:

Joining Councilmembers for this discussion were City Manager Kurt Triplett, Director of Planning Eric Shields, Deputy Director of Planning Paul Stewart, Planning Supervisor Jeremy McMahan, Senior Planners Angela Ruggeri and Dorian Collins, and Planning Commission Chair Eric Laliberte.

(1) MRM Follow-up

Senior Planner Angela Ruggeri presented some follow up information to questions about balcony regulations and the recommendation from the Planning Commission to approve the MRM amendments.

(2) Nelson Cruikshank Follow-up

Planning Supervisor Jeremy McMahan presented setback options to the Council and received Council direction.

(3) Totem Lake

(a) Totem Lake Citizen Amendment Requests

Senior Planner Dorian Collins provided an overview of the different Citizen Amendment Requests and Planning Chair Eric Laliberte provided the recommendations of the Planning Commission. Mayor Walen recused herself and left the Chamber for the appearance of fairness during the Council review of the Walen (North Rose Hill) Citizen Amendment Request. Mayor Walen returned to the meeting following the discussion.

(b) Totem Lake Plan

Senior Planner Dorian Collins provided information about the proposed changes to the Totem Lake Neighborhood Plan and reviewed the Planning Commission recommendations.

(4) Planned Action Ordinance

Planning Director Eric Shields presented the staff recommendation that there be further evaluation prior to determining whether to enact a Planned Action Ordinance (PAO) for Totem Lake.

4. EXECUTIVE SESSION

None.

5. HONORS AND PROCLAMATIONS

a. Google and SRM Development Proclamation of Appreciation

Google Head of External Affairs Darcy Nothnagle and SRM Development and Operations Manager Dave Tomson accepted the proclamation from Mayor Walen and Deputy Mayor Sweet.

6. COMMUNICATIONS

a. Announcements

b. Items from the Audience

Susan Musi
Dawn Morse
Ken Davidson
Brent Carson

c. Petitions

7. SPECIAL PRESENTATIONS

a. Representative Joan McBride, 48th Legislative District

Representative McBride spoke to the Council about the Kirkland-related accomplishments of the legislature during the past legislative session.

- b. Puget Sound Regional Council VISION 2040 Award – South Kirkland Park and Ride Transit Oriented Development

Puget Sound Regional Council Executive Director Josh Brown presented the award to the City.

Council recessed for a short break.

8. CONSENT CALENDAR

- a. Approval of Minutes: October 6, 2015

- b. Audit of Accounts:

Payroll \$3,006,546.42

Bills \$5,570,949.78

run #1459 checks #565551 - 565552

run #1460 checks #565579 - 565736

run #1461 checks #565737 - 565785

run #1462 checks #565787 - 565965

- c. General Correspondence
- d. Claims

Claims received from Frontier Communications, Teresa Muro and J.D. Stern were acknowledged via approval of the Consent Calendar.

- e. Award of Bids

(1) Kirkland Median Improvements, Signature Landscape Services, Inc., Redmond, Washington

The contract for the Kirkland Median Improvement project in the amount of \$183,127.34 was awarded to Signature Landscape Service, Inc. of Redmond, Washington via approval of the Consent Calendar.

- f. Acceptance of Public Improvements and Establishing Lien Period
- g. Approval of Agreements

(1) Ratification of 2015 – 2017 Teamsters Local 763 Collective Bargaining Agreement

The 2015-2017 Teamsters Local 763 Collective Bargaining agreement was adopted via approval of the Consent Calendar.

- (2) Resolution R-5158, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE WASHINGTON STATE PATROL AND THE CITY OF KIRKLAND FOR STATE FIRE SERVICE MOBILIZATION PLAN REIMBURSEMENT."

h. Other Items of Business

- (1) Resolution R-5159, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE CITY OF KIRKLAND'S ALLOCATION FOR THE NORTH EAST KING COUNTY REGIONAL PUBLIC SAFETY COMMUNICATIONS AGENCY (NORCOM) BUDGET."
- (2) Resolution R-5160, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND EXPRESSING ITS INTENT TO AUTHORIZE TEMPORARY FUNDING FOR TWO ADDITIONAL FIREFIGHTER POSITIONS IN 2016."
- (3) Resolution R-5161, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE SUBDIVISION AND FINAL PLAT OF VINTNER'S PLACE BEING DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT FILE NO. SUB13-01508 AND SETTING FORTH CONDITIONS TO WHICH SUCH SUBDIVISION AND FINAL PLAT SHALL BE SUBJECT."
- (4) Cochran Springs / Lake Washington Blvd. Crossing Enhancement Project and Lake Washington Blvd. Water Main at Cochran Springs – Reject All Bids
- (5) Resolution R-5162, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNERS KIRK WARBURTON AND JANET MOORE."

- (6) Purchase of Holiday Tree Replacement

Use of \$32,000.00 in funds from the Council Special Projects Reserve for the purchase of a 29 foot holiday tree from the Wintergreen Corporation was approved via approval of the Consent Calendar.

- (7) Report on Procurement Activities

- (8) Surplus Vehicles for Sale

Sale and Disposal of listed surplus vehicles was approved via approval of the Consent Calendar.

Fleet #	Year	Make	VIN/Serial Number	License #	Mileage
F506	1998	Simon Ladder Towers Truck	1S91K71J5V1020	36371D	42,502
F609	1995	Seagrave N0TB50DA Pumper	1F9E02TXSCST2008	16966D	83,766

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

a. North Kirkland Fire Station:

Mayor Walen opened the public hearing. Deputy City Manager Marilynne Beard provided an overview of the resolution subject to the public hearing clarifying the intent of the interlocal agreement with Fire District #41 and a second, related, resolution, affirming the City's work plan for improving fire and emergency medical services. Testimony was provided by Bill Blanchard and Johanna Palmer. No further testimony was offered and the Mayor closed the hearing.

- (1) Resolution R-5156, Relating to the Accomplishment of the Goals of the Interlocal Agreement Between the City of Kirkland and King County Fire Protection District #41 to Increase the Level of Service to the Former Fire District Territory.

Motion to Approve Resolution R-5156, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELATING TO THE ACCOMPLISHMENT OF THE GOALS OF THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND KING COUNTY FIRE PROTECTION DISTRICT #41 TO INCREASE THE LEVEL OF SERVICE TO THE FORMER FIRE DISTRICT TERRITORY."

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.

- (2) Resolution R-5163, Adopting a Plan for Improving Fire/EMS Services in North Kirkland and for New, Renovated or Enhanced Fire Stations Throughout the City.

Motion to Approve Resolution R-5163, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND ADOPTING A PLAN FOR IMPROVING

FIRE/EMS SERVICES AND FOR NEW, RENOVATED OR ENHANCED FIRE STATIONS THROUGHOUT THE CITY," as amended.

Moved by Councilmember Dave Asher, seconded by Councilmember Toby Nixon

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-5163, to remove the word "North" in line 3, as amended.

Moved by Councilmember Dave Asher, seconded by Councilmember Toby Nixon

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 the amendment to Resolution R-5163, to remove the word "North" in line 25 and line 32.

Moved by Councilmember Toby Nixon, 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.

Motion to Amend Resolution R-5163, Exhibit A, so that the fifth bullet point reads, "Leave existing six firefighters at Station 27 to serve Juanita, Kingsgate and Totem Lake," as amended.

Moved by Councilmember Toby Nixon, 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 Amend the amendment to Resolution R-5163, Exhibit A, so that the fifth bullet point reads, "Leave existing six firefighters at Station 27."

Moved by Councilmember Dave Asher, seconded by Councilmember Toby Nixon

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.

- b. Resolution R-5157, Opposing Initiative Measure No. 1366, Concerning State Taxes and Fees.

Mayor Walen opened the public hearing. Councilmember Arnold, in the interest of full disclosure, stated that he does contract information technology work for Fuse Washington, an organization that is opposing Initiative 1366 and is doing work on the opposition campaign. He further stated that he is not involved in Fuse Washington's campaign work on I-1366 and Fuse Washington's endorsement would not impact his ability to consider the public input that is received this evening or to deliberate and vote on the Resolution before the Council. Intergovernmental Relations Manager Lorrie McKay provided an overview of the initiative measure. Testimony was provided by Andrew Villeneuve. No further testimony was offered and the Mayor closed the hearing.

- (1) Initiative Measure No. 1366 Initiative Measure No. 1366 concerns state taxes and fees. This measure would decrease the sales tax rate unless the legislature refers to voters a constitutional amendment requiring two-thirds legislative approval or voter approval to raise taxes, and legislative approval for fee increases. Should this measure be enacted into law?
___ Yes ___ No

Motion to Approve Resolution R-5157, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND OPPOSING INITIATIVE MEASURE NO. 1366, CONCERNING STATE TAXES AND FEES."

Moved by Councilmember Dave Asher, seconded by Councilmember Shelley Kloba
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.

10. UNFINISHED BUSINESS

- a. 2016 Tourism Development Committee Funding Recommendations

Special Projects Coordinator Philly Marsh presented the Committee's recommendations. Because of her involvement with Celebrate Kirkland, Deputy Mayor Sweet recused herself and left the Chamber for the appearance of fairness during the Council deliberations of the recommendations. Deputy Mayor Sweet returned following the vote.

Motion to Approve the recommendation of the Tourism Development Committee for 2016 outside organization funding.

Moved by Councilmember Dave Asher, seconded by Councilmember Jay Arnold
Vote: Motion carried 6-0

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

- b. Resolution R-5164, Approving the Addition of Section 3.24, "Remote Attendance at Council Meetings," to the Kirkland City Council Policies and Procedures, and Readopting All of the Council Policies and Procedures.

There was no formal staff presentation but City Attorney Robin Jenkinson and Deputy City Manager Marilynne Beard responded to questions from the Council.

Motion to Approve Resolution R-5164, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE ADDITION OF SECTION 3.24, "REMOTE ATTENDANCE AT COUNCIL MEETINGS," TO THE KIRKLAND CITY COUNCIL POLICIES AND PROCEDURES, AND READOPTING ALL OF THE COUNCIL POLICIES AND PROCEDURES."

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.

- c. Transportation Concurrency Revision

Transportation Engineering Manager David Godfrey provided a briefing and received direction on the draft ordinance presented.

- d. Park Board Interview Selection Committee Recommendation

Councilmember Asher presented the committee recommendation to interview Jennifer Armenta, John Bailey, Eric Carlson and Richard Chung.

Motion to Approve the Park Board Interview Selection Committee Recommendation.

Moved by Councilmember Jay Arnold, 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.

11. NEW BUSINESS

None.

12. REPORTS

- a. City Council Reports

(1) Finance and Administration Committee

None.

(2) Legislative Committee

None.

(3) Planning, and Economic Development Committee

Chair Arnold reported on a change to the scheduling of the CIP Transportation Study and the Houghton/Everest Neighborhood Center Plan; an update on Firwood Lane Village Mobile Home Park; a briefing on the Inovus Community Solar program; and upcoming meetings will address marijuana business siting and sign regulations.

(4) Public Safety Committee

Chair Sweet reported on an update on current use of drones and constitutional protections; residential sprinkler requirements; the North Kirkland Fire Station; the upcoming Citizens Police Academy; and the development of the Fire Services dashboard report.

(5) Public Works, Parks and Human Services Committee

Chair Kloba reported on the Houghton/Everest Neighborhood Center Plan; a discussion about the Inovus Community Solar program; the Parkplace redevelopment and potential easements; a review of proposed revisions to the Kirkland Municipal Code regarding multi-family recycling; and the use of cameras at the beaches.

(6) Tourism Development Committee

None.

(7) Regional Issues

Councilmembers shared information regarding participation in Walk your Child to School events at a number of Kirkland elementary schools; the new playfield at Lakeview Elementary; Chief Olsen's retirement celebration; the Kirkland Performance Center Annual Gala and Auction; the Kirkland Business Roundtable at the new Northwest University business incubator; the Sound Cities Association Public Issues Committee meeting; the Finn Hill Neighborhood Plan listening meeting; the North Rose Hill Neighborhood Association meeting; the upcoming Viva Volunteer Fair; the upcoming Sound Cities Association Networking Dinner; a reminder about Election Day on November 3; the King County-Cities Climate Collaboration (K4C) Electeds Summit; the Puget Sound Regional Council Project Selection Task Force meeting; the Advanced Transportation Technology Conference; the Finn Hill North Kirkland Fire Station public input meeting; the Green Kirkland Partnership Arbor Day Event in Watershed Park; a King County Regional

Water Quality Committee meeting; an Emergency Management Advisory Committee meeting; the Hopelink "Reaching Out" luncheon; Winterfest celebration planning; a Senior Council meeting; a tour of Mary's Place Day Center; a meeting with Sound Transit staff; a King County Regional Policy Committee meeting; and an upcoming Sound Cities Board of Directors meeting.

b. City Manager Reports

City Manager Kurt Triplett updated the Council on the changes to the parking agreement for the parking at the Antique Mall resulting changes to public availability; changes to the program for stickers at the library parking garage; an update on Sound Transit 3 efforts. Councilmember Asher requested a briefing on the Northwest College master plan.

(1) Calendar Update

City Manager Kurt Triplett reported on a request from the Kirkland Youth Council for a meeting with the City Council.

The Council requested a proposal for providing meals or snacks for Boards and Commissions meetings as part of the upcoming budget process. Deputy City Manager Marilynne Beard provided some clarification about an upcoming event with the Association of Washington Cities Executive Director Peter King and the Legislative Committee.

13. ITEMS FROM THE AUDIENCE

None.

14. ADJOURNMENT

The Kirkland City Council regular meeting of October 20, 2015 was adjourned at 10:36 p.m.

City Clerk

Mayor