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# CITY OF KIRKLAND

## CITY COUNCIL

Joan McBride, Mayor • Penny Sweet, Deputy Mayor • Dave Asher • Jessica Greenway  
Doreen Marchione • Bob Sternoff • Amy Walen • Kurt Triplett, City Manager

### *Vision Statement*

*Kirkland is an attractive, vibrant, and inviting place to live, work and visit.  
Our lakefront community is a destination for residents, employees and visitors.  
Kirkland is a community with a small-town feel, retaining its sense of history,  
while adjusting gracefully to changes in the twenty-first century.*

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## AGENDA

### KIRKLAND CITY COUNCIL SPECIAL MEETING

#### City Council Chamber

Monday, December 12, 2011

6:00 p.m. – Study Session – Peter Kirk Room  
7:30 p.m. – Special Meeting

COUNCIL AGENDA materials are available on the City of Kirkland website [www.kirklandwa.gov](http://www.kirklandwa.gov) or at the Public Resource Area at City Hall on the Friday afternoon prior to the City Council meeting. Information regarding specific agenda topics may also be obtained from the City Clerk's Office on the Friday preceding the Council meeting. You are encouraged to call the City Clerk's Office (425-587-3190) or the City Manager's Office (425-587-3001) if you have any questions concerning City Council meetings, City services, or other municipal matters. The City of Kirkland strives to accommodate people with disabilities. Please contact the City Clerk's Office at 425-587-3190. If you should experience difficulty hearing the proceedings, please bring this to the attention of the Council by raising your hand.

1. *CALL TO ORDER*
2. *ROLL CALL*
3. *STUDY SESSION*, Peter Kirk Room
  - a. Eastside Rail Corridor Acquisition
4. *EXECUTIVE SESSION*
  - a. To Discuss Potential Litigation
  - b. To Discuss Property Acquisition
5. *HONORS AND PROCLAMATIONS*
6. *COMMUNICATIONS*
  - a. *Announcements*
  - b. *Items from the Audience*
  - c. *Petitions*
7. *SPECIAL PRESENTATIONS*
  - a. Honoring Outgoing Councilmember Jessica Greenway
  - b. Park Funding Exploratory Committee Update

**EXECUTIVE SESSIONS** may be held by the City Council to discuss matters where confidentiality is required for the public interest, including buying and selling property, certain personnel issues, and lawsuits. An executive session is the only type of Council meeting permitted by law to be closed to the public and news media

**ITEMS FROM THE AUDIENCE** provides an opportunity for members of the public to address the Council on any subject which is not of a quasi-judicial nature or scheduled for a public hearing. (Items which may not be addressed under Items from the Audience are indicated by an asterisk\*.) The Council will receive comments on other issues, whether the matter is otherwise on the agenda for the same meeting or not. Speaker's remarks will be limited to three minutes apiece. No more than three speakers may address the Council on any one subject. However, if both proponents and opponents wish to speak, then up to three proponents and up to three opponents of the matter may address the Council.

8. CONSENT CALENDAR

a. Approval of Minutes: November 15, 2011

b. Audit of Accounts:  
Payroll \$  
Bills \$

c. General Correspondence

d. Claims

e. Award of Bids

(1) N.E. 85<sup>th</sup> Street Utility Underground Conversion Project, Tri-State Construction, Inc., Bellevue, WA

f. Acceptance of Public Improvements and Establishing Lien Period

(1) North Reservoir Rehabilitation/Repainting Project, Cable Shroud Installation Work, Wren Construction, Inc., Everett, WA

g. Approval of Agreements

(1) Resolution R-4902, Approving the Interlocal Agreement Between the City of Kirkland and King County for the Housing of Inmates in the King County Jail and Access to Other Jail Services.

h. Other Items of Business

(1) Ordinance O-4338, Amending Chapter 21.33 of the Kirkland Municipal Code Related to the Installation of Fire Sprinklers in Buildings that Exceed 5,000 Square Feet in Area.

\* (2) Resolution R-4903, Approving the Subdivision and Final Plat of Totem Green Being Department of Planning and Community Development File No. KCL11FR007 and Setting Forth Conditions to Which Such Subdivision and Final Plat Shall be Subject

(3) Resolution R-4904, To Support the Establishment of a Pharmaceutical Drug Take Back Program in the State of Washington

(4) Modification to ARCH Housing Trust Fund Project – Copper Lantern

(5) Civil Service Commission Reappointment

(6) Remittance of Duck Dash Raffle Tax Receipts to Selected Agency

(7) Report on Procurement Activities

**GENERAL CORRESPONDENCE**

Letters of a general nature (complaints, requests for service, etc.) are submitted to the Council with a staff recommendation. Letters relating to quasi-judicial matters (including land use public hearings) are also listed on the agenda. Copies of the letters are placed in the hearing file and then presented to the Council at the time the matter is officially brought to the Council for a decision.

**QUASI-JUDICIAL MATTERS**

Public comments are not taken on quasi-judicial matters, where the Council acts in the role of judges. The Council is legally required to decide the issue based solely upon information contained in the public record and obtained at special public hearings before the Council. The public record for quasi-judicial matters is developed from testimony at earlier public hearings held before a Hearing Examiner, the Houghton Community Council, or a city board or commission, as well as from written correspondence submitted within certain legal time frames. There are special guidelines for these public hearings and written submittals.

9. PUBLIC HEARINGS

10. UNFINISHED BUSINESS

- a. Ordinance O-4339, Establishing the Amount of Property Taxes to be Levied for the Year 2012, the Second Year of the City of Kirkland's 2011-2012 Fiscal Biennium and Repealing Ordinance 4327
- b. Ordinance O-4340, Amending the Biennial Budget for 2011-2012.
- c. Northshore Utility District Franchise Fee Inflationary Adjustment
- d. Neighborhood Business (BN) Zone Moratorium

11. NEW BUSINESS

- a. Draft of 2012 Legislative Agenda
- b. Proposed Purchase of Real Property - Eastside Rail Corridor, Kirkland Segment
- c. Ordinance O-4341, Relating to Finance and Authorizing an Interfund Loan from the Water/Sewer and Surface Water Utility Funds to the Capital Projects Fund in an Amount Not to Exceed \$5,000,000.
- d. Ordinance O-4342, Relating to Land Use and Zoning, Adopting Interim Zoning Regulations for the Review Process for City Council Initiated Amendments to the Zoning Code in Light Industrial Technology (LIT) and Planned Area 6G (PLA 6G) Zones.
- e. 2011 City Initiated Comprehensive Plan Amendments and Altom Private Amendment Request:
  - (1) Ordinance O-4336 and its Summary, Relating to Comprehensive Planning and Land Use and Amending the Comprehensive Plan, Ordinance 3481 as Amended, and Amending Ordinance 3710 as Amended, the Kirkland Zoning Map, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. ZON11-00001.
  - (2) Ordinance O-4337 and its Summary, Relating to Comprehensive Planning and Land Use and Amending the Comprehensive Plan, Ordinance 3481 as Amended, and Amending Ordinance 3719 as Amended, the Kirkland Zoning Code, as Required by RCW 36.70A.130 to Ensure Continued Compliance with the Growth Management Act and Approving a Summary for Publication, File No. ZON11-00002.

12. REPORTS

a. City Council

- (1) Regional Issues

**NEW BUSINESS** consists of items which have not previously been reviewed by the Council, and which may require discussion and policy direction from the Council.

**ITEMS FROM THE AUDIENCE**

Unless it is 10:00 p.m. or later, speakers may continue to address the Council during an additional Items from the Audience period; provided, that the total amount of time allotted for the additional Items from the Audience period shall not exceed 15 minutes. A speaker who addressed the Council during the earlier Items from the Audience period may speak again, and on the same subject, however, speakers who have not yet addressed the Council will be given priority. All other limitations as to time, number of speakers, quasi-judicial matters, and public hearings discussed above shall apply.

*b. City Manager*

(1) Calendar Update

*13. ITEMS FROM THE AUDIENCE*

*14. ADJOURNMENT*