



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES  
December 01, 2009

1. CALL TO ORDER

2. ROLL CALL

ROLL CALL:

Members Present: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

Members Absent: None.

3. STUDY SESSION

a. 2009-2010 Mid-Biennial Budget Update

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay were Director of Finance and Administration Tracey Dunlap, Acting Financial Planning Manager Sri Krishnan and City Attorney Robin Jenkinson. Also contributing to the discussion were Director of Fire and Building Fire Chief Kevin Nalder, Director of Planning and Community Development Eric Shields, and Information Technology Chief Information Officer Brenda Cooper.

4. EXECUTIVE SESSION

a. To Discuss Labor Negotiations

5. HONORS AND PROCLAMATIONS

None.

6. COMMUNICATIONS

a. Items from the Audience

Jim Tosti  
Bob Style  
Johanna Palmer  
David Hoffman  
Jon Pascal

Karen Levenson  
Chip Kimball  
Forest Miller  
Tim Olson  
Scott Brady  
Joe Coakley  
Jane Hague  
Jim Lloyd  
Katherine Winder  
Mark Nelson  
John Cunningham  
Todd Woosley

b. Petitions

None.

Mayor Lauinger recognized leaders and members of Scout Troop 615 from Holy Family Church in Kirkland in the audience.

7. SPECIAL PRESENTATIONS

a. Eastside Month of Concern for the Hungry

Parks and Community Services Deputy Director Carrie Hite recognized neighborhood organizers Cindy Bienz and Janet Pruitt, who were presented with certificates of appreciation. Walmart representative Bill Wertz was thanked for the corporate contribution. Mr. Wertz also presented the Hopelink organization with a \$50,000 donation, which was accepted by Marilyn Mason Plunkett, and a \$25,000 donation to the Emergency Feeding Program, accepted by Executive Director Arthur Lee.

8. CONSENT CALENDAR

a. Approval of Minutes

(1) November 17, 2009

(2) November 18, 2009

(3) November 23, 2009

b. Audit of Accounts:

Payroll \$1,932,824.09

Bills \$ 871,804.28

run # 871 check #'s 513180 - 513189

run # 872 check #'s 531214 - 513346  
run # 873 check #'s 531347 - 513431

c. General Correspondence

- (1) Darla Holterman, Regarding Metro Route 265
- (2) Vicki Hurley, Regarding Animal Care and Control Services

d. Claims

- (1) Remy Kooistra

e. Award of Bids

None.

f. Acceptance of Public Improvements and Establishing Lien Period

None.

g. Approval of Agreements

None.

h. Other Items of Business

- (1) Ordinance No. 4217 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PARKING FINES AND AMENDING CHAPTER 12.45 OF THE KIRKLAND MUNICIPAL CODE."

This item was pulled from the Consent Calendar and considered separately.

Motion to Approve Ordinance No. 4217 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PARKING FINES AND AMENDING CHAPTER 12.45 OF THE KIRKLAND MUNICIPAL CODE."

Moved by Deputy Mayor Joan McBride, seconded by Councilmember Mary-Alyce Burleigh

Vote: Motion carried 6-1

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, and Councilmember Tom Hodgson.

No: Councilmember Bob Sternoff.

(2) Ordinance No. 4218, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING CHAPTER 21.06 OF THE KIRKLAND MUNICIPAL CODE (KMC) RELATING TO THE EXPIRATION OF BUILDING AND LAND SURFACE MODIFICATION PERMITS."

Motion to Approve the Consent Calendar.

Moved by Councilmember Mary-Alyce Burleigh, seconded by Deputy Mayor Joan McBride

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

Motion to reconsider the vote on the Consent Calendar.

Moved by Councilmember Mary-Alyce Burleigh, seconded by Councilmember Bob Sternoff

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

Motion to Approve the Consent Calendar with the exception of item 8.h.(1).

Moved by Councilmember Dave Asher, seconded by Councilmember Mary-Alyce Burleigh

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

## 9. PUBLIC HEARINGS

- a. Ordinance No. 4219 and its Summary, Relating to Land Use and Zoning, Providing Interim Official Controls Regarding Land Use Permit Extensions File No. MIS09-00022, and Approving a Summary for Publication

Mayor Lauinger opened the public hearing. Development Review Manager Nancy Cox reviewed the proposed interim ordinance.

Testimony was provided by:

David Hoffman

Joe Coakley

Todd Woosley

No further testimony was offered and the Mayor closed the hearing.

Motion to Approve Ordinance No. 4219 and its Summary, entitled "AN INTERIM ORDINANCE OF THE CITY OF KIRKLAND RELATING TO LAND USE AND ZONING, PROVIDING INTERIM OFFICIAL CONTROLS REGARDING LAND USE PERMIT EXTENSIONS FILE NO. MIS09-00022, AND APPROVING A SUMMARY FOR PUBLICATION."

Moved by Councilmember Dave Asher, seconded by Councilmember Jessica Greenway

Vote: Motion carried 6-1

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, and Councilmember Bob Sternoff.

No: Councilmember Tom Hodgson.

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

## 10. UNFINISHED BUSINESS

### a. Shoreline Master Program

Planning and Community Development Deputy Director Paul Stewart reviewed the process and next steps for the proposed Program. Watershed Company representative Amy Summe responded to Council questions and comment.

(1) Resolution R-4786, Approving the Proposed Kirkland Shoreline Master Program Update and the Accompanying Goals and Policies, Environmental Designations, Regulations, Restoration Plan and Cumulative Impacts Analysis, and Directing that the Applicable Shoreline Master Program Update Materials be Provided to the State Department of Ecology for its Review, File ZON06-00017

Motion to Approve Resolution R-4786, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE PROPOSED KIRKLAND SHORELINE MASTER PROGRAM UPDATE AND THE ACCOMPANYING GOALS AND POLICIES, ENVIRONMENTAL DESIGNATIONS, REGULATIONS, RESTORATION PLAN AND CUMULATIVE IMPACTS ANALYSIS, AND DIRECTING THAT THE APPLICABLE SHORELINE MASTER PROGRAM UPDATE MATERIALS BE PROVIDED TO THE STATE DEPARTMENT OF ECOLOGY FOR ITS REVIEW, FILE ZON06-00017."

Moved by Councilmember Dave Asher, seconded by Deputy Mayor

Joan McBride

Vote: Motion carried 6-1

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, and Councilmember Tom Hodgson.

No: Councilmember Bob Sternoff.

(2) Resolution R-4787, Relating to Zoning, Planning, and Land Use Associated with the Shoreline Master Program Update, File No. ZON06-00017

Motion to Approve Resolution R-4787, entitled "AN RESOLUTION OF THE CITY OF KIRKLAND RELATING TO ZONING, PLANNING, AND LAND USE ASSOCIATED WITH THE SHORELINE MASTER PROGRAM UPDATE, FILE NO. ZON06-00017."

Moved by Councilmember Dave Asher, seconded by Councilmember Mary-Alyce Burleigh

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

b. School Impact Fees and Related Impact Fee Amendments

Planning Supervisor Jeremy McMahan provided an overview of the proposed fees and responded to Council questions and comment.

(1) Ordinance No. 4220 and its Summary, Authorizing the Collection of Impact Fees for Schools and Adding Chapter 27.08 to the Kirkland Municipal Code

Motion to Table Ordinance No. 4220 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AUTHORIZING THE COLLECTION OF IMPACT FEES FOR SCHOOLS AND ADDING CHAPTER 27.08 TO THE KIRKLAND MUNICIPAL CODE to Council's regular meeting on December 15, 2009 in order to conduct a public hearing on the matter.

Moved by Councilmember Dave Asher, seconded by Councilmember Bob Sternoff

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh,

Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

(2) Ordinance No. 4221 and its Summary, Relating to Transportation and Park Impact Fees and Amending Certain Sections of Chapters 27.04 and 27.06 of the Kirkland Municipal Code

Motion to Approve Ordinance No. 4221 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO TRANSPORTATION AND PARK IMPACT FEES AND AMENDING CERTAIN SECTIONS OF CHAPTERS 27.04 AND 27.06 OF THE KIRKLAND MUNICIPAL CODE" as amended to reflect retroactive changes to sections 27.04.050.a.1 and 27.06.050.a.1 to January 1, 2009.

Moved by Councilmember Dave Asher, seconded by Councilmember Mary-Alyce Burleigh

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

c. Development Incentives for Affordable Housing

Planning Supervisor Dawn Nelson reviewed the proposed amendments and Planning Commission Chair Andy Held presented an overview of the Commission's recommendations. Arthur Sullivan of ARCH also responded to Council questions. Council directed staff to return with ordinances incorporating their input for consideration at their December 15, 2009 regular meeting.

d. Eastside Corridor Tolling Study Correspondence

Motion to authorize draft correspondence to Craig Stone at the Washington State Department of Transportation.

Moved by Deputy Mayor Joan McBride, seconded by Councilmember Dave Asher

Vote: Motion carried 7-0

Yes: Councilmember Bob Sternoff, Mayor Jim Lauinger, Councilmember Jessica Greenway, Deputy Mayor Joan McBride, Councilmember Mary-Alyce Burleigh, Councilmember Dave Asher, and Councilmember Tom Hodgson.

11. NEW BUSINESS

a. Tree Regulation Amendments

Senior Planner Jon Regala, Urban Forester Deb Powers and Planning Commission Chair Andy Held reviewed the proposed amendments and recommendation and received Council feedback and direction to return with an ordinance for consideration at the December 15, 2009 regular meeting.

12. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding the AWC Legislative Committee meeting; Kirkland Downtown Association Christmas Tree Lighting; Lakewood Police Officer shootings; Eastside Mayors meeting and the Kirkland Library Remodel Grand Opening on December 5.

b. City Manager

(1) 2010 Community Survey

Council provided feedback for staff to incorporate and approved moving ahead with the survey.

(2) City of Kirkland Draft 2010 Legislative Agenda

Motion to adopt the City of Kirkland Draft 2010 Legislative Agenda. Moved by Councilmember Mary-Alyce Burleigh, seconded by Councilmember Dave Asher

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

(3) Calendar Update

13. ANNOUNCEMENTS

None.

14. ADJOURNMENT

The Kirkland City Council regular meeting of December 1, 2009 was adjourned at 11:30 p.m.

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City Clerk

Mayor