



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
September 19, 2006

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. Capital Improvement Program Update

Joining Councilmembers for the discussion were City Manager Dave Ramsay, Director of Finance and Administration Tracey Dunlap and Public Works Director Daryl Grigsby. Financial Planning Manager Sandi Miller and Capital Projects Manager Ray Steiger presented information and responded to questions.

4. EXECUTIVE SESSION

a. To Discuss Labor Relations

5. SPECIAL PRESENTATIONS

a. Day of Concern for the Hungry Proclamation

Brian Anderson, Eastside Coordinator for the Emergency Feeding Program of Seattle/King County, accepted the proclamation and thanked the Council for their continued support of the program.

b. State Route 520 Update - Washington State Department of Transportation

Michael Horntvedt from WSDOT provided an update on the project. Also present was Tom Lindy of EnviroIssues.

6. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding the Redmond Live House Fire demonstration and the impact of residential sprinklers; Suburban Cities Public Issues committee meeting topics; Bridle Trails Park Foundation Advisory Board breakfast; King Conservation District; King County Sheriff sponsored summit on mental health issues; 520 Project Public Hearing/Open House; Mercer Island East Link Public Scoping meeting; Neighborhood Association and community briefings discussing potential annexations; NORCOM briefing; Kirkland Kids' Triathlon; Annual City Board and Commissions dinner; Metropolitan Solid Waste Advisory Committee meeting; and the Concours d'Elegance.

b. City Manager

(1) Calendar Update

The regular Council meetings scheduled for December 5 and 19, 2006 were cancelled and rescheduled as a special meeting to be held Tuesday, December 12, 2006.

(2) Annexation

Assistant City Manager Marilynne Beard provided a brief update on annexation activities.

7. COMMUNICATIONS

a. Items from the Audience

Bea Nahon, 129 3rd Avenue, Kirkland, WA
Dean Little, 225 4th Avenue, Kirkland, WA
Linda Jones, 8725 126th Avenue NE, Kirkland, WA

b. Petitions

8. CONSENT CALENDAR

a. Approval of Minutes: September 5, 2006

b. Audit of Accounts:
Payroll \$ 1,814,759.65
Bills \$ 2,861,289.74

run # 623 check #'s 481629 - 481801
run # 624 check #'s 481826 - 482012

c. General Correspondence

d. Claims

(1) Heidi Kirby

(2) Brian Ray

(3) Mike Stimmel

e. Authorization to Call for Bids

(1) Carillon Woods Park Improvements

f. Award of Bids

g. Acceptance of Public Improvements and Establishing Lien Period

h. Approval of Agreements

(1) Approving Interlocal Agreements for Additional Jail Space Capacity:

(a). Resolution R-4596, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND OKANOGAN COUNTY FOR THE HOUSING OF INMATES IN THE OKANOGAN COUNTY JAIL."

(b). Resolution R-4597, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND CITY OF MARYSVILLE FOR JAIL SERVICES."

(c). Resolution R-4598, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND CHELAN COUNTY FOR THE HOUSING OF INMATES IN THE CHELAN COUNTY REGIONAL JUSTICE CENTER."

(d). Resolution R-4599, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF KIRKLAND AND CITY OF RENTON FOR THE HOUSING OF INMATES IN THE RENTON CITY JAIL."

i. Other Items of Business

(1) Resolution R-4600, entitled "A RESOLUTION OF THE CITY OF KIRKLAND RELATING TO THE ADOPTION OF STANDARDS FOR PUBLIC DEFENSE SERVICES."

(2) Ordinance No. 4057, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PLANNING, LAND USE, AND SHORELINES, AND REPEALING ORDINANCE NO. 3950 (FILE NO. ZON04-00004)."

(3) Ordinance No. 4058, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND REPEALING SECTION 15.36.090 OF THE KIRKLAND MUNICIPAL CODE RELATING TO DRAINAGE OF HARD SURFACE OR GRADED AREAS."

(4) Resolution R-4601, entitled "A RESOLUTION OF THE CITY OF KIRKLAND AND NOTICE OF HEARING FOR THE VACATION OF A PORTION OF THE SLATER AVE NE RIGHT OF WAY (FILE NO. VAC06-00002)."

(5) Sethrina Dunlap, Human Services Advisory Committee Resignation

(6) Authorizing Issuance of a Cabaret Music License to the Brickhouse Pub

Motion to Approve the Consent Calendar.

Moved by Councilmember Mary-Alyce Burleigh, seconded by Councilmember Jessica Greenway

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.

Council recessed for a short break at 8:58 p.m.

9. PUBLIC HEARINGS

- a. Ordinance No.4059, Relating to the Second Interim Renewal of the Interim Ordinance as Amended Regulating Uses in a Study Area Within a PR 3.6 Zone in the Market Neighborhood Under Chapter 25 of the Kirkland Zoning Code

Mayor Lauinger opened the public hearing. Planning and Community Development Director Eric Shields responded to Council questions and comments. No other testimony was offered and the Mayor closed the hearing.

Motion to Approve Ordinance No.4059, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE SECOND RENEWAL OF THE INTERIM ORDINANCE AS AMENDED REGULATING USES IN A STUDY AREA WITHIN A PR 3.6 ZONE IN THE MARKET NEIGHBORHOOD UNDER CHAPTER 25 OF THE KIRKLAND ZONING CODE."

Moved by Deputy Mayor Joan McBride, seconded by Councilmember Jessica Greenway

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. Regarding Proposed Revenue Sources for the 2007-2008 Budget

Mayor Lauinger opened the public hearing. Finance and Administration Director Tracey Dunlap responded to Council comment and questions. Testimony was provided by Chris Martin, 12216 102nd Place NE, Kirkland, WA. No other testimony was offered and the Mayor closed the hearing.

- c. Initiative Measure 933: This measure would require compensation when government regulation damages the use or value of private property, would forbid regulations that prohibit existing legal uses of private property, and would provide exceptions or payments. Should this measure be enacted into law? Yes () No ()

Mayor Lauinger opened the public hearing. Finance and Administration Director Tracey Dunlap provided an overview of potential impacts of the Initiative to Kirkland. City Attorney Robin Jenkinson and Planning and Community Development Director Eric Shields responded to Council comment and questions. No other testimony was offered and the Mayor closed the hearing.

(1) Resolution R-4602, Stating the City Council's Opposition to Initiative 933

Motion to Approve Resolution R-4602, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND STATING THE CITY COUNCIL'S OPPOSITION TO INITIATIVE 933."

Moved by Councilmember Dave Asher, 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.

10. UNFINISHED BUSINESS

a. Citywide Commercial Organics Program Proposal

Public Works Facilities and Operations Administrative Manager Erin Leonhart provided background on the pilot program, responded to Council questions and received Council feedback for the upcoming budget process.

11. NEW BUSINESS

a. Resolution R-4603, Approving the Issuance of a Process IIB Permit and of a Substantial Development Permit as Applied for in Department of Planning and Community Development by Marina Suites LLC Being Within a PLA 15A Zone and UM 2 Shoreline Environment, and Setting Forth Conditions to Which Such Process IIB Permit and Substantial Development Permit Shall be Subject

Department of Planning and Community Development Project Planner Stacy Clauson reviewed the issues for consideration.

Motion to suspend the Council's rule to vote on the matter at the next meeting and to vote on the application at this meeting.

Moved by Deputy Mayor Joan McBride, seconded by Councilmember Jessica Greenway

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 Resolution R-4603, entitled "A RESOLUTION OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF A PROCESS IIB PERMIT AND OF A SUBSTANTIAL DEVELOPMENT PERMIT AS APPLIED FOR IN DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT FILE NO. ZON06-00001 AND SHR06-00001 BY MARINA SUITES LLC BEING WITHIN A PLA 15A ZONE AND UM 2 SHORELINE ENVIRONMENT, AND SETTING FORTH CONDITIONS TO WHICH SUCH PROCESS IIB PERMIT AND SUBSTANTIAL DEVELOPMENT PERMIT SHALL BE SUBJECT."

Moved by Deputy Mayor Joan McBride, 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.

- b. Puget Sound Regional Council's Burlington Northern Corridor Advisory Committee Update

Councilmember Hodgson, Kirkland's representative to the Puget Sound Regional Council's Burlington Northern Railroad Advisory Committee, shared information regarding the alternatives for consideration.

- c. Authorizing Funds for NE 120th Street Right-of-Way Acquisition

Motion to authorize the advance of funds in the amount of \$300,000 for acquisition of private property along the proposed NE 120th Street right-of-way/roadway alignment.

Moved by Councilmember Dave Asher, seconded by Councilmember Jessica Greenway

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.

- d. Assessment, Update, and Authorization of Funds for the Downtown Strategic Plan

Planning Supervisor Jeremy McMahan and Economic Development Manager Ellen Miller-Wolfe provided an overview of the Downtown Strategic Plan and process, and responded to Council questions and comments.

Motion to authorize work to commence and new funding in the amount of \$31,000 for an assessment and update of the Downtown Strategic Plan.

Moved by Councilmember Bob Sternoff, 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.

12. ANNOUNCEMENTS

None.

13. ADJOURNMENT

The September 19, 2006 regular meeting of the Kirkland City Council adjourned at 11:08 p.m.

City Clerk

Mayor