



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
October 17, 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. Kirkland Alliance of Neighborhoods

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay, Assistant City Manager Marilynne Beard, and Neighborhood Services Coordinator Kari Page, were Kirkland Alliance of Neighborhoods members: Coordinator Jim McElwee, Greg Butler, Margaret Carnegie, Mark Eliassen, Eric Eng, Lynda Haneman, Bob Kamuda, Sue Keller, Glenn Peterson, Anna Rising, Jeanette Simecek and Norm Storme.

4. EXECUTIVE SESSION

a. To Discuss Labor Relations

5. SPECIAL PRESENTATIONS

a. Designating October 24, 2006 as Kirkland Arbor Day

The proclamation was presented to Cindy Scott, representing Campfire USA.

b. Designating October, 2006 as National Code Compliance Month

Council recognized City Code Enforcement officers Judd Tuberg and Craig Salzman.

c. Intelligent Transportation System Briefing

Transportation Commission Member Joel Pfundt presented information on the proposal.

d. Emergency Preparedness Update

Deputy Fire Chief Helen Ahrens-Byington provided Council with a status report.

6. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding the King Conservation District; Baby Boomers and Beyond Expo; participation in the Discovery Institute study of the San Francisco Water Transit Authority; Sound Transit Direct Access dedication; Governing Magazine Performance Management conference; NorKirk Neighborhood Council meeting; Kirkland Business Roundtable; Regional Policy Committee meeting; Metropolitan Solid Waste Management Advisory Committee meeting; Visit from the San Diego Economic Development group; and scheduled Annexation workshops.

b. City Manager

(1) Calendar Update

(2) Introduction of Duncan Milloy, Business Retention Consultant

7. COMMUNICATIONS

a. Items from the Audience

Suzanne Gordon, 8330 142nd Avenue NE, Redmond, WA
Bill Vadino, Kirkland Chamber of Commerce, 410 ParkPlace, Kirkland, WA
Jim Hutchinson, Kirkland Chamber of Commerce, 410 ParkPlace, Kirkland, WA

b. Petitions

8. CONSENT CALENDAR

a. Approval of Minutes: October 3, 2006

b. Audit of Accounts:

Payroll \$1,740,941.47
 Bills \$1,946,644.95
 run # 628 check #'s 482434 - 482637
 run # 629 check # 482662
 run # 630 check #'s 482663 - 482822

c. General Correspondence

d. Claims

(1) Lyn Brown

(2) Jack L. Duranceau

e. Authorization to Call for Bids

f. Award of Bids

g. Acceptance of Public Improvements and Establishing Lien Period

h. Approval of Agreements

i. Other Items of Business

(1) Ordinance No. 4060 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, GRANTING PUGET SOUND ENERGY, INC., A WASHINGTON CORPORATION, THE RIGHT, PRIVILEGE, AUTHORITY AND FRANCHISE TO SET, ERECT, CONSTRUCT, SUPPORT, ATTACH, CONNECT AND STRETCH FACILITIES BETWEEN, MAINTAIN, REPAIR, REPLACE, ENLARGE AND OPERATE FACILITIES IN, UPON, UNDER ALONG AND ACROSS THE FRANCHISE AREA FOR THE PURPOSES OF TRANSMISSION, DISTRIBUTION AND SALE OF NATURAL GAS."

(2) Approving Sale of Surplus Equipment Rental Vehicles/Equipment

Fleet #	Year	Make	VIN/Serial Number	License #	Mileage/Hrs.
Gator-1	2003	John Deere 6x4 Turf Gator	W006X4X068082	N/A	N/A
V-01	1993	Ford L9000 Guzzler	1FDZY90L4PVA29394	15219D	10,743 Hrs.

(3) Accepting Transportation Commission Youth Member Resignation

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.

9. PUBLIC HEARINGS

- a. Initiative Measure No. 937 concerns energy resource use by certain electric utilities. This measure would require certain electric utilities with 25,000 or more customers to meet certain targets for energy conservation and use of renewable energy resources, as defined, including energy credits, or pay penalties. Should this measure be enacted into law? Yes [] No []

(1) Resolution R-4609, Stating the City Council's Support for Initiative 937, Relating to Energy Resource Use by Certain Electrical Utilities

Mayor Lauinger opened the public hearing. Senior Management Analyst Tracy Burrows reviewed information concerning the Initiative. Testimony was provided by Bill LaBorde, 150 Nickerson, Ste. 109, Seattle WA 98104. No further testimony was offered and the Mayor closed the hearing.

Motion to Approve Resolution R-4609, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND STATING THE CITY COUNCIL'S SUPPORT FOR INITIATIVE 937, RELATING TO ENERGY RESOURCE USE BY CERTAIN ELECTRICAL UTILITIES."

Moved by Deputy Mayor Joan McBride, 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.

- b. Resolution R-4610, Expressing an Intent to Vacate a Portion of Right-of-Way Filed by Michael R. Mastro of Mastro Properties, File Number VAC06-00002

Mayor Lauinger opened the public hearing. Project Planner Stacy Clauson reviewed the issues surrounding the vacation. Testimony was provided by Karen Whittle, 11114 122nd Lane NE, #N108, Kirkland, WA 98033. No

further testimony was offered and the Mayor closed the hearing.

Motion to Approve Resolution R-4610, entitled "A RESOLUTION OF THE CITY OF KIRKLAND EXPRESSING AN INTENT TO VACATE A PORTION OF A RIGHT-OF-WAY FILED BY MICHAEL R. MASTRO OF MASTRO PROPERTIES, FILE NUMBER VAC06-00002."

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.

Following agenda item 9.b., Council recessed for a short break.

- c. Ordinance No. 4062, Authorizing the City Manager to Permit the Use of the City-Owned Property at 13013 NE 65th Street as a Community Facility by Kirkland Hopelink for up to 75 Days, While a Process I Application is Pending; Requiring Kirkland Hopelink to Secure a Process I Approval Within 75 Days of this Ordinance and Maintain Process I Approval Through any Administrative or Judicial Appeals or to Vacate the Premises at 13013 NE 65th Street; and Declaring an Emergency

Following comments relating to the conduct of the hearing, Mayor Lauinger opened the public hearing. Deputy Parks and Community Services Director Carrie Hite provided background and an update on recent activities related to the issues. Further information was provided by Shelley Noble, Director of Family and Emergency Services for Hopelink, and Ross Treleven, Branch Manager, Sprague Pest Control. Additional testimony was provided by:

C. Ray Allshouse, 12023 NE 66th Street, Kirkland, WA

Harry McGuane, 13000 NE 61st Place, Kirkland, WA

Lorraine Troster, 6150 130th Avenue NE, Kirkland, WA

Ray Schlien, 12031 NE 67th Street, Kirkland, WA

Don Kaufman, 6330 133rd Avenue NE, Kirkland, WA

Michael Hobbs, 13506 NE 66th Street, Kirkland, WA

Nancy Bick, 6126 130th Avenue NE, Kirkland, WA

Teresa Anderson, 12920 NE 64th Street, Kirkland, WA

Quinn Elliott, Kirkland Arts Center, 620 Market Street, Kirkland, WA

Margaret Schwender, 6556 116th Place NE, Kirkland, WA

Vicki Lotz, 6552 116th Place NE, Kirkland, WA

Gerri Haines, 104 7th Avenue, Kirkland, WA

Sharon Sherrard, 558 20th Avenue, Kirkland, WA

Brett LeMoine, 15617 ME 70th Court, Redmond, WA

Peter Knox, 13019 NE 61st Place, Kirkland, WA

Christina Dugoni, 6229 132nd Avenue NE, Kirkland, WA
Joel Cowger, 6131 128th Avenue NE, Kirkland, WA
Jim McElwee, 12907 NE 78th Place, Kirkland, WA
Suzanne Kagen, 36 Bridlewood Circle, Kirkland, WA
Bill Anderson, 12920 NE 64th Street, Kirkland, WA
Heidi Petersen, 6410 1/2 Phinney Avenue North, Seattle, WA
Andy Held, 5505 127th Avenue NE, Kirkland, WA
Luke Ivey, 4823 S. Findlay Street, Seattle, WA
Tom Sherrard, 558 20th Avenue, Kirkland, WA
Diane Sloda, 11001 NE 145th St, , WA
Karen McGlynn, 13030 NE 61st Place, Kirkland, WA
No other testimony was offered and the Mayor closed the hearing.

Motion to Approve Ordinance No. 4062, entitled "AN EMERGENCY ORDINANCE OF THE CITY OF KIRKLAND AUTHORIZING THE CITY MANAGER TO PERMIT THE USE OF THE CITY-OWNED PROPERTY AT 13013 NE 65TH STREET AS A COMMUNITY FACILITY BY KIRKLAND HOPELINK FOR UP TO 75 DAYS, WHILE A PROCESS I APPLICATION IS PENDING; REQUIRING KIRKLAND HOPELINK TO SECURE PROCESS I APPROVAL WITHIN 75 DAYS OF THIS ORDINANCE AND MAINTAIN PROCESS I APPROVAL THROUGH ANY ADMINISTRATIVE OR JUDICIAL APPEALS OR TO VACATE THE PREMISES AT 13013 NE 65TH STREET; AND DECLARING AN EMERGENCY. (FILE MIS06-00038)."

Moved by Deputy Mayor Joan McBride, 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.

Motion to Approve the use of funds totaling \$24,042 per the fiscal note dated October 13, 2006, including one-time use of \$16,042 from the contingency fund and one-time re-programming of \$8,000 from the Parks professional services budget.

Moved by Deputy Mayor Joan McBride, 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.

Following agenda item 9.c., Council recessed for a short break.

10. UNFINISHED BUSINESS

a. Sidewalk Bond Exploratory Committee Recommendation

Chair Norm Storme of the Sidewalk Bond Exploratory Committee provided an overview of the recommendation.

b. Ordinance No. 4063, Relating to Solid Waste Collection Rates and Amending Section 16.12.030 of the Kirkland Municipal Code

Public Works Director Daryl Grigsby and Facilities and Operations Administrative Manager Erin Leonhart responded to Council questions and comments.

Motion to Approve Ordinance No. 4063, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO SOLID WASTE COLLECTION RATES AND AMENDING SECTION 16.12.030 OF THE KIRKLAND MUNICIPAL CODE" without the commercial organics.

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

Vote: Motion failed 3 - 4

Yes: Mayor Jim Lauinger, Councilmember Mary-Alyce Burleigh, and Councilmember Bob Sternoff.

No: Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Jessica Greenway, and Councilmember Tom Hodgson.

Motion to Approve Ordinance No. 4063, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO SOLID WASTE COLLECTION RATES AND AMENDING SECTION 16.12.030 OF THE KIRKLAND MUNICIPAL CODE."

Moved by Councilmember Jessica Greenway, seconded by Councilmember Tom Hodgson

Vote: Motion carried 5-2

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

No: Mayor Jim Lauinger, and Councilmember Bob Sternoff.

11. NEW BUSINESS

12. ANNOUNCEMENTS

13. ADJOURNMENT

The October 17, 2006 regular meeting of the Kirkland City Council adjourned at 12:22 a.m. , October 18, 2006.

City Clerk

Mayor