



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
January 15, 2008

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. School Impact Fees

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay were Director of Planning and Community Development Eric Shields, Senior Planner Teresa Swan, Lake Washington School District Superintendent Chip Kimball, Lake Washington Director of Support Services Forrest Miller, Denise Stiffarm of Kirkpatrick and Lockhart, Preston Gates and Ellis LLP, and David Johnston of Livengood, Fitzgerald and Alskog, PLLC.

4. EXECUTIVE SESSION

a. To Discuss Labor Negotiations

5. SPECIAL PRESENTATIONS

a. King County Council Member Jane Hague

King County Council Member Jane Hague addressed Council about her committee assignments, her goals for 2008 and updates regarding the King County Council.

b. Green Tips

Kirkland Parks Groundsperson Ken Bolser shared information on Winter Gardening - Preparing For Spring.

6. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding Suburban Cities Annual Caucus, Metropolitan Solid Waste Management Advisory Committee, 520 Mediation Process, Governor Gregoire's press conference at Bellevue City Hall about the 520 Bridge, Suburban Cities Public Issues Committee, House Local Government Committee and Housing Committee, AWC Legislative Conference and the Greater Kirkland Ecumenical Parish.

b. City Manager

(1) 2008 City Council Retreat

(2) 2008 Legislative Agenda

Motion to Approve 2008 Legislative Agenda

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.

(3) Calendar Update

(4) "This is Kirkland" DVD

7. COMMUNICATIONS

a. Items from the Audience

Bob Style, 6735 Lk WA Blvd NE, Kirkland, WA
Johanna Palmer, 12911 NE 128th PL, Kirkland, WA
Dennis Turnbow, 1211 Champagne PT RD, Kirkland, WA
Donna Porter, 6314 LK WA Blvd NE, Kirkland, WA
Brad Roetcisoender, 14250 131st Ave NE, Kirkland, WA

b. Petitions

8. CONSENT CALENDAR

a. Approval of Minutes: January 2, 2008

b. Audit of Accounts:

Payroll \$ 1,960,653.81
Bills \$ 2,641,508.42
Run #717 check #'s 495052-495225
Run #718 check #'s 495247-495381

c. General Correspondence

- (1) Helen Roller, Regarding Park Place Redevelopment
- (2) Jeff Schumacher, Regarding Juanita Creek

d. Claims

- (1) Linda Lake
- (2) Margaret Schwarz

e. Award of Bids

f. Acceptance of Public Improvements and Establishing Lien Period

- (1) 2007 Street Preservation Project

The project work was accepted and the 45 day lien period established.

g. Approval of Agreements

h. Other Items of Business

- (1) 2008 ARCH Work Program and Budget
- (2) 2008 ARCH Housing Trust Fund
- (3) Ordinance No 4128, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO MULTIFAMILY PROPERTY TAX EXEMPTION AND AMENDING CHAPTER 5.88 OF THE KIRKLAND MUNICIPAL CODE.
- (4) Report on Procurement Activities
- (5) Authorizing Issuance of a Cabaret Dance License
- (6) Resolution R-4683, 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 OWNER 720

BULDING, LLC.

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.

Council recessed for a short break.

9. PUBLIC HEARINGS

10. UNFINISHED BUSINESS

a. Potential Annexation Policy Options and Communications Strategy

City Manager Dave Ramsay, Assistant City Manager Marilynne Beard and Intergovernmental Relations Manager Tracy Burrows presented information on four possible options for annexation and requested direction from Council. Following Council discussion, Council provided direction to staff.

b. Ordinance No. 4129 entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING SECTION 1 OF ORDINANCE 4127 RELATING TO FEES CHARGED UNDER KMC 5.74.070 AND REDUCING THE FEE AMOUNT CHARGED FOR TEMPORARY USE PERMITS AND MAKING TWO CLARIFICATIONS.

Motion to Approve Ordinance No. 4129 entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING SECTION 1 OF ORDINANCE 4127 RELATING TO FEES CHARGED UNDER KMC 5.74.070 AND REDUCING THE FEE AMOUNT CHARGED FOR TEMPORARY USE PERMITS AND MAKING TWO CLARIFICATIONS" as amended.

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

Vote: Motion carried 5-2

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, and Councilmember Tom Hodgson.
No: Councilmember Jessica Greenway, and Councilmember Bob Sternoff.

Motion to Amend Ordinance No. 4129, amending the fee amount charged for temporary use permits for Tent City to zero.

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

Vote: Motion carried 4-3

Yes: Mayor Jim Lauinger, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, and Councilmember Tom Hodgson.

No: Deputy Mayor Joan McBride, Councilmember Jessica Greenway, and Councilmember Bob Sternoff.

Motion to Amend Ordinance No. 4129, as amended, amending the fee amount charged for temporary use permits for Tent City to two hundred dollars.

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

Vote: Motion carried 5-2

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

No: Councilmember Jessica Greenway, and Councilmember Bob Sternoff.

c. Downtown Strategic Plan Update - Phase 2 Scope of Work

Jeremy McMahan, Planning Supervisor, presented information on the Downtown Strategic Plan Update. Council provided direction to staff.

d. Miscellaneous Zoning and Municipal Code Amendments:

Laurie Anderson, Planning Consultant, presented information on the miscellaneous Zoning and Municipal Code Amendments.

(1) Ordinance No. 4121 and its Summary, Relating to Zoning, Planning, and Land Use and Amending Portions of Some Chapters of Ordinance 3719 as Amended, The Kirkland Zoning Ordinance.

Motion to Approve Ordinance No. 4121 as amended, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, PLANNING, AND LAND USE AND AMENDING PORTIONS OF THE FOLLOWING CHAPTERS OF ORDINANCE 3719 AS AMENDED, THE KIRKLAND ZONING ORDINANCE: CHAPTER 1—USER GUIDE; CHAPTER 5—DEFINITIONS; CHAPTER 10—LEGAL EFFECT; CHAPTER 15—RS ZONES; CHAPTER 17—RSX ZONES; CHAPTER 20—RM ZONES; CHAPTER 25—PR ZONES; CHAPTER 27—PO ZONES; CHAPTER 30—WD ZONES; CHAPTER 35—FC ZONES; CHAPTER 40—BN ZONES; CHAPTER 45—BC ZONES; CHAPTER 47—BCX ZONES; CHAPTER 48—LIT ZONES; CHAPTER 50—CBD ZONES; CHAPTER 51—MSC ZONES; CHAPTER 52—JBD ZONES; CHAPTER 53—RH ZONES; CHAPTER 54—NRH ZONES; CHAPTER 55—TL ZONES; CHAPTER 60—PLA ZONES; CHAPTER 72—ADULT ACTIVITIES OVERLAY ZONE; CHAPTER 75—HISTORIC LANDMARK OVERLAY ZONE AND HISTORIC RESIDENCE DESIGNATION; CHAPTER 80—EQUESTRIAN OVERLAY ZONE; CHAPTER 95— TREE

MANAGEMENT AND REQUIRED LANDSCAPING; CHAPTER 105—PARKING AREAS, VEHICLE AND PEDESTRIAN ACCESS, AND RELATED IMPROVEMENTS; CHAPTER 115— MISCELLANEOUS STANDARDS; CHAPTER 117—PERSONAL WIRELESS SERVICE FACILITIES; CHAPTER 130—REZONES; CHAPTER 142—DESIGN REVIEW; CHAPTER 150—PROCESS IIA; CHAPTER 160—PROCESS IV; CHAPTER 161—PROCESS IVA; AND CHAPTER 180—PLATES; AND APPROVING A SUMMARY ORDINANCE FOR PUBLICATION, FILE NO. ZON06-00033."

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 Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

No: Councilmember Dave Asher.

Motion to Amend Ordinance No. 4121 to reflect the decision regarding section 115.150 to provide for 24 hour oversize vehicle parking in Kirkland and 48 hour parking in Houghton, and to allow oversize boat trailer parking in Houghton.

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.

(2) Ordinance No. 4122, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PLANNING AND LAND USE AND AMENDING PORTIONS OF THE FOLLOWING TITLES OF THE KIRKLAND MUNICIPAL CODE: TITLE 19—STREETS AND SIDEWALKS AND TITLE 22—SUBDIVISIONS; AND APPROVING A SUMMARY ORDINANCE FOR PUBLICATION, FILE NO. ZON06-00033."

Motion to Approve Ordinance No. 4122, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PLANNING AND LAND USE AND AMENDING PORTIONS OF THE FOLLOWING TITLES OF THE KIRKLAND MUNICIPAL CODE: TITLE 19—STREETS AND SIDEWALKS AND TITLE 22—SUBDIVISIONS; AND APPROVING A SUMMARY ORDINANCE FOR PUBLICATION, FILE NO. ZON06-00033."

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.

11. NEW BUSINESS

- a. Resolution 4684, Expressing Council Support for SSB 5278 and SHB 1551A

This item was added to the agenda.

Motion to Approve Resolution 4684, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND EXPRESSING THE CITY COUNCIL'S SUPPORT FOR THE PASSAGE OF SSB 5278 SHB 1551."

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.

12. ANNOUNCEMENTS

13. ADJOURNMENT

The Kirkland City Council regular meeting of January 15, 2008 was adjourned at 10:52 p.m.

City Clerk

Mayor