



KIRKLAND CITY COUNCIL SPECIAL MEETING MINUTES
May 06, 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. Joint Meeting with the Kirkland Youth Council Leadership

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay were Youth Services Coordinator Regi Schubiger and members of the Kirkland Youth Council Leadership, Nate Evers, Kevin Lemme, Stephanie Molloy, and Co-Chairs Helen Hunt and Lars Myren.

4. EXECUTIVE SESSION

None.

5. SPECIAL PRESENTATIONS

a. Lieutenant Mike Ursino - Twenty-Five Year Recognition

b. Introducing Seth Dostart, Director, Kirkland Teen Union Building

c. We've Got Issues Pedestrian Safety Award

The Youth Council's Pedestrian Safety program recently received the silver award in the short film category at the International Safety Media Awards.

d. American Red Cross Shelter Team Recognition

Deputy Fire Chief Helen Ahrens-Byington acknowledged volunteers who recently completed Red Cross Shelter Training and introduced Howard Ferrucci, American Red Cross Mass Care Manager.

- e. Arts Education Week Proclamation

Cultural Council members Leah Kliger and Kathy Feek accepted the proclamation.

6. REPORTS

- a. City Council

(1) Regional Issues

Councilmembers shared information regarding the opening of the Totem Lake Freeway Station; Atlanta Regional Commission request for Deputy Mayor McBride to address them on Kirkland's pedestrian friendly design and active seniors; Walk Houghton; request for letter to Board of Supervisors in support of Advisory Committee funding recommendations for the Flood Control District; update on Juanita Bay Park name change requested by the Audubon Society; request for a report on plastic bag use; Puget Sound Regional Council annual meeting; Suburban Cities Public Issues Committee meeting; Kirkland Wednesday Market opening; Seattle Metropolitan Magazine article about Kirkland; visit to sister city Walla Walla; Totem Lake Neighborhood City Council meeting; NorKirk Neighborhood Garage Sale; Jim Diers presentation; Kirkland Volunteer Appreciation event; Letter Carriers Food Drive; Metropolitan Solid Waste Management Advisory Committee joint meeting; Regional Fire Symposium; Cascade Land Conservancy Breakfast; and Probation staffing funding.

- b. City Manager

(1) Council Meeting with the North Rose Hill Neighborhood

(2) Calendar Update

7. COMMUNICATIONS

- a. Items from the Audience

Johanna Palmer, 12911 NE 128th Place, Kirkland, WA
Rob Butcher, 1640 2nd Street, Kirkland, WA

- b. Petitions

None.

8. CONSENT CALENDAR

a. Approval of Minutes: April 15, 2008

b. Audit of Accounts:

Payroll \$ 1,932,278.53

Bills \$ 2,761,403.29

run # 741 check # 498028

run # 742 check #'s 498029 - 498178

run # 743 check #'s 498179 - 498221

run # 744 check #'s 498248 - 498397

run # 745 check #'s 498399 - 498562

c. General Correspondence

(1) Sarah Andeen, Regarding Establishing an Environmental Advisory Board

This item was pulled and placed under unfinished business, item 9.a.

(2) Laurie Poulson, Regarding King County Metro Route 277

Council requested that edits be made to the response letter as discussed.

d. Claims

(1) Cindy Campbell

(2) Greens on State Homeowners Association

(3) Brittany Herrick

e. Award of Bids

f. Acceptance of Public Improvements and Establishing Lien Period

g. Approval of Agreements

(1) Ratifying the 2008-2010 International Association of Firefighters Union Labor Agreement

h. Other Items of Business

(1) Resolution 4703, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND WAIVING

COMPETITIVE BIDDING REQUIREMENTS AS ALLOWED BY KMC 3.85.210 AND RCW 39.04.280 DUE TO THE PRESENCE OF SPECIAL MARKET CONDITIONS FOR THE PURCHASE AND INSTALLATION OF A SCOREBOARD IN PETER KIRK PARK."

(2) Approving Request for an Increase of Probation Staffing and the Request for Additional Funds

(3) R-4699, entitled " A RESOLUTION OF THE CITY OF KIRKLAND RELATED TO COMPREHENSIVE PLANNING AND LAND USE AND EXPRESSING AN INTENT TO AMEND THE KIRKLAND COMPREHENSIVE PLAN, ORDINANCE 3481 AS AMENDED, AND AMENDING ORDINANCE 3710 AS AMENDED, THE KIRKLAND ZONING MAP AS A RESULT OF THE NAKHJIRI PRIVATE AMENDMENT REQUEST, FILE NO ZON07-00010"

(4) Correspondence to the Washington Congressional Delegation Endorsing the Alpine Lakes Wilderness Bill

(5) Approving the Transportation Commission Proposed 2008 Work Plan

This item was pulled for discussion under unfinished business.

(6) R-4700, 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 LINDA K. LAKE"

(7) R-4701, 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 MILLER RISHER, LLC"

(8) R-4702, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELINQUISHING ANY INTEREST THE CITY MAY HAVE, EXCEPT FOR A UTILITY EASEMENT, IN AN UNOPENED RIGHT-OF-WAY AS DESCRIBED HEREIN AND REQUESTED BY PROPERTY OWNERS GARY D. AND CLARESE M. NORTH"

(9) Report on Procurement Activities

Motion to Approve the Consent Calendar with the changes to the response letter for item 8.c.(2). as discussed and the exception of items 8.c.(1). and 8.h.(5). which were pulled and placed under unfinished business for discussion.

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.

9. UNFINISHED BUSINESS

a. Sarah Andeen letter

Motion to Approve letter with revisions as discussed.

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.

b. Transportation Commission 2008 Work Plan

Council agreed to schedule this topic for discussion at a future study session.

10. NEW BUSINESS

a. Considering Potential Process Options for the Design Review Board Appeal on the New Kirkland Parkplace Center Proposal

This item was pulled from the evening's agenda.

Council recessed for a short break at 7:30 p.m..

11. PUBLIC HEARINGS

a. Appealing Design Review Board Decision on the Bank of America - Merrill Gardens Mixed Use Project

Mayor Lauinger noted that the public hearing was continued from the City Council's meeting on April 15, 2008. City Attorney Robin Jenkinson provided a brief overview of the hearing parameters.

Testimony was provided by:
Molly Lawrence, Attorney for the Applicant
Chad Lorentz, Project Architect, Runberg Architecture Group
Andy Loos, SRM Development
Jim McElwee, CiViK Representative
Rob Brown, CiViK Representative
Bea Nahon, CiViK Representative
Richard Aramburu, Attorney for Appellant
At the conclusion of testimony, Mayor Lauinger closed that portion of the hearing and Council began deliberations.

Motion to affirm the decision of the Kirkland Design Review Board in the matter of the Bank of America/Merrill Gardens Mixed Use Project.
Moved by Councilmember Mary-Alyce Burleigh, seconded by Councilmember Bob Sternoff
Vote: Motion failed 3 - 4
Yes: Deputy Mayor Joan McBride, Councilmember Mary-Alyce Burleigh, and Councilmember Bob Sternoff.
No: Mayor Jim Lauinger, Councilmember Dave Asher, Councilmember Jessica Greenway, and Councilmember Tom Hodgson.

Motion to to direct staff to return to the next regular City Council meeting with a resolution setting forth the findings and conclusions that the development does not contain superior retail that warrants additional height, bulk, mass of the development, nor does it present/meet the requirements of a two story building along Lake Street; to deny the decision of the Kirkland Design Review Board Decision in the matter of the Bank of America/Merrill Gardens Mixed Use Project.
Moved by Councilmember Dave Asher, seconded by Councilmember Tom Hodgson
Vote: Motion carried 4-3
Yes: Mayor Jim Lauinger, Councilmember Dave Asher, Councilmember Jessica Greenway, and Councilmember Tom Hodgson.
No: Deputy Mayor Joan McBride, Councilmember Mary-Alyce Burleigh, and Councilmember Bob Sternoff.

Following the motions and votes, the Mayor continued the hearing to it's next regular meeting on May 20, 2008 to consider the adoption of the findings and conclusions.

Council recessed for a short break during the hearing at 9:45 p.m..

12. ANNOUNCEMENTS

None.

13. ADJOURNMENT

The Kirkland City Council special meeting of May 6, 2008 adjourned at 12:38 a.m., May 7, 2008.

City Clerk

Mayor