



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
June 03, 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. Technology

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay was Information Tecnology Chief Information Officer Brenda Cooper.

4. EXECUTIVE SESSION
 - a. To Discuss Pending Litigation

5. SPECIAL PRESENTATIONS

- a. Honoring Kirkland Youth Council Class of 2008

Youth Services Coordinator Regi Schubiger introduced the Youth Council's 2008 graduating seniors and reviewed their accomplishments.

- b. Relay for Life Proclamation

Cindy Sheehan and Beth Dotson of team "Kick Cancer's Butt" accepted the proclamation.

- c. Sound Transit 2 Planning

Sound Transit 2 Senior Planner and East Corridor Lead Andrea Tull reviewed options being considered for a public vote in the next phase of Sound Transit investments.

d. Green Tips

City Planner David Barnes shared clips of public service announcements created by Northwest University students.

6. REPORTS

a. City Council

(1) Association of Washington Cities Annual Business Meeting

Motion to appoint Mayor Jim Lauinger and Councilmember Mary-Alyce Burleigh as voting delegates.

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.

(2) Regional Issues

Council agreed to Deputy Mayor McBride's request that Council send a letter to the Board of Supervisors in support of recent recommendations of the Flood Control Zone District Advisory Committee regarding allocation and use of money in the sub-regional opportunity fund .

(3) Design Review Board

Council discussed the current recruitment.

b. City Manager

(1) Calendar Update

7. COMMUNICATIONS

- a. Items from the Audience

Alan Skow, 6712 104th Avenue NE, Kirkland, WA
Gary Greenberg, 10335 NE 55th Street, Kirkland, WA
Kristin Trace, 10409 NE 60th Street, Kirkland, WA

- b. Petitions

8. CONSENT CALENDAR

- a. Approval of Minutes: May 20, 2008

- b. Audit of Accounts:

Payroll \$ 1,980,363.38

Bills \$ 1,459,034.09

run # 749 check #'s 498944 - 499069

run # 750 check #'s 499188 - 499243

run # 751 check #'s 499070 - 499187

- c. General Correspondence

(1) Correspondence to the Bellevue Planning Commission Regarding
Proposed Transit Oriented Development at South Kirkland Park and
Ride

- d. Claims

- e. Award of Bids

- f. Acceptance of Public Improvements and Establishing Lien Period

- g. Approval of Agreements

- h. Other Items of Business

(1) R-4708, entitled "A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF KIRKLAND AUTHORIZING THE CITY
MANAGER TO SUBMIT AND SIGN THE INTERLOCAL
COOPERATION AGREEMENT WHICH OUTLINES THE
METHOD OF SHARING COMMUNITY DEVELOPMENT BLOCK
GRANT FUNDS."

(2) Accepting Park Board Resignation and Appointing New Member

Adam White was appointed to an unexpired term ending March 31, 2010 on the Park Board.

(3) Report on Procurement Activities

(4) Surplus Equipment Rental Vehicles/Equipment For Sale

<u>Fleet #</u>	<u>Year</u>	<u>Make</u>	<u>VIN/Serial Number</u>	<u>License #</u>	<u>Mileage</u>
BG-4	2004	John Deere 1200A Field Rake	TC1200A136197	N/A	N/A
D99-04	1999	Ford Taurus LX	1FAFP52U6XG253821	28045D	46,621
F101	2001	Ford Crown Victoria	2FAFP71W71X156904	32435D	92,097
F208	1995	Chevrolet Astro Van	1GNEL19W8SB202741	16971D	36,830
F311	2000	Ford Road Rescue	1FDXE45F3YHA27321	29921D	68,224
M-4A	2002	John Deere 1435 (62') Mower	TC1435D010176	N/A	N/A
M-5A	2002	John Deere 1445 (62') Mower	TC14450010049	N/A	N/A
M-7	2002	John Deere 1600T WAM	TC1600T020011	N/A	N/A
PU-27	2000	Chevrolet Silverado 1500	1GCEK14V4YE319900	29243D	61,501
PU-28	1998	Dodge Caravan	1B4GP44G4WB730142	23999D	46,959

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.

9. PUBLIC HEARINGS

- a. Resolution R-4707, Adopting Findings and Conclusions and Reversing the Decision of the Design Review Board Granting Design Review Approval to the Bank of America/Merrill Gardens Mixed Use Project at 101 Kirkland Avenue (File No.: DRC 07-0006; Appeal Case No.: APL08-0001)

Mayor Lauinger noted that the hearing had been continued from May 20, 2008. Councilmember Hodgson disclosed that a member of the appellant team had participated in his election campaign three years prior and that a Kirkland business person had threatened him to change his vote; Mr. Hodgson further stated that neither of these circumstances would

prevent him from being fair and impartial. Mayor Lauinger disclosed that CiViK member Jeff Leach had been the Treasurer of his election campaign three years prior. The City Attorney then reviewed the parameters of the hearing and made note of written submittals received from the Applicant as agreed to by Council; as well as additional submittals which were not allowed but received from the Appellant and Applicant following the submission of that testimony.

Council began further deliberations focused on clarification of the proposed findings and conclusions and provided direction on same. The hearing was then continued to the Council's regular meeting on July 1, 2008.

Council recessed for a short break at 10 p.m.

b. Appealing Design Review Board Decision of the McLeod Mixed Use Project

Mayor Lauinger opened the public hearing. City Attorney Robin Jenkinson provided a brief overview of the hearing parameters. Councilmember Greenway disclosed that a quote from appellant Maureen Baskin was used in her 2007 re-election campaign brochure. Councilmember Hodgson disclosed that prior to the appeal he had participated in an informational meeting with the applicant. Deputy Mayor McBride disclosed that prior to this matter becoming quasi-judicial, she had met with applicant and had informal conversation with citizens opposed to the application.

Councilmembers further stated that none of these circumstances would affect their ability to be objective or prevent them from making a fair and impartial decision based upon the record of the hearing.

City Clerk Kathi Anderson administered the oath to the witnesses.

Testimony was provided by:

Jon Regala, Senior Planner

Andrew Chavez, Appellant

Dean Tibbot, Appellant

Dean Little, Appellant

Chris Brain, Attorney for the applicant, Tousley Brain Stephens PLLC

Chris Zahas, Leland Consulting Group

Due to the late hour, Mayor Lauinger continued the hearing to Council's next meeting on June 17, 2008.

Council recessed for a short break at 11:54 p.m.

10. UNFINISHED BUSINESS

- a. Resolution R-4704, Related to Comprehensive Planning and Land Use and Expressing an Intent to Amend the Kirkland Comprehensive Plan, Ordinance

3481 as Amended, the Kirkland Zoning Code Ordinance 3719 as Amended, and Amending the Kirkland Zoning Map Ordinance 3710 as Amended, as a Result of the Gordon Hart Private Amendment Request (File ZON06-00019) and the TL9 Zoning Implementation Project (File ZON07-00023)

This item was postponed to a future meeting.

11. NEW BUSINESS

- a. Approving the NE 132nd Street Master Plan Report

This item was postponed to a future meeting.

12. ANNOUNCEMENTS

None.

13. ADJOURNMENT

The Kirkland City Council regular meeting of June 3, 2008 was adjourned at 12:31 a.m. on June 4, 2008.

City Clerk

Mayor