



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES  
January 20, 2009

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. Active Transportation Plan Update

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay were Director of Public Works Daryl Grigsby, Transportation Engineering Manager Dave Godfrey, Capital Projects Manager Ray Steiger, and Transportation Commission Chair Jon Pascal.

4. EXECUTIVE SESSION

a. To Review the Performance of a Public Employee

5. SPECIAL PRESENTATIONS

a. Police Explorer Recognition

b. Energy Star Partnership, Justus Stewart, Program Associate, International Council for Local Government Initiatives (ICLEI) - Local Governments for Sustainability

c. Kenmore Mayor Dave Baker request for cooperative special events coordination

Council recognized the attendance of Kirkland Boy Scout Troop 615 and Troop Leader Michael Buchman.

6. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding today's Presidential Inauguration; the signing of the Sound Transit federal funding agreement; Suburban Cities Association Public Issues Committee meeting; Recycling of fluorescent light bulbs; Kirkland UnCorked event; Metropolitan Solid Waste Advisory Committee meeting; enterpriseSeattle regional economic forecast conference; and the Suburban Cities Association Board Retreat.

b. City Manager

(1) 2009 Legislative Update 1

(2) 2009 City Council Retreat Topics

(3) Calendar Update

7. COMMUNICATIONS

a. Items from the Audience

Margit Moore, 109 2nd Street South, #335., Kirkland, WA  
Johanna Palmer, 12911 NE 128th Place, Kirkland, WA  
Michael Buchman, 12231 NE 62nd, Kirkland, WA

b. Petitions

8. CONSENT CALENDAR

a. Approval of Minutes: January 6, 2009

b. Audit of Accounts:

Payroll \$ 2,141,586.32

Bills \$ 2,682,584.43

run # 797 check #'s 505246 - 505368

run # 798 check #'s 505370 - 505511

c. General Correspondence

(1) Terry and Sally Mackle, Regarding Lakeview Neighborhood Plan

(2) Jean Lupinacci, Director, ENERGY STAR® Commercial & Industrial Branch, U.S. Environmental Protection Agency,

Regarding ENERGY STAR® Partnership.

d. Claims

e. Award of Bids

(1) Marina Dock Resurfacing Project, Epic Construction, LLC, Bellevue, WA

f. Acceptance of Public Improvements and Establishing Lien Period

(1) 116th Avenue NE (North Section) Non-Motorized Facilities Project

g. Approval of Agreements

(1) Resolution R-4736, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND SUPPORTING THE CONTINUATION OF THE EASTSIDE TRANSPORTATION PARTNERSHIP (ETP) AS THE EAST KING COUNTY FORUM FOR INFORMATION SHARING, CONSENSUS BUILDING AND COORDINATING TO PROVIDE ADVICE ON REGIONAL TRANSPORTATION ISSUES AND APPROVE CONTINUED PARTICIPATION BY THE CITY OF KIRKLAND."

h. Other Items of Business

(1) Resolution R-4737, 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 ROBERT A. ROLLER AND CHERI L. ALDRED."

(2) Resolution R-4738, 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 DAVID J. AND JENIFER L. WALDEN."

(3) Authorizing the Issuance of a Cabaret Music License to the J Bay Bar and Grill

(4) Report on Procurement Activities

(5) Surplus Equipment Rental Vehicles/Equipment for Sale

Motion to Approve the consent calendar.

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

Vote: Motion carried 7-0

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

Council recessed for a short break.

## 9. PUBLIC HEARINGS

### a. Downtown Zoning:

(1) Ordinance No. 4177 and its Summary, Relating to Zoning, and Land Use and Amending Ordinance No. 3719, as Amended, the Kirkland Zoning Ordinance, to Amend the Height Regulations, Building Stepbacks, Sidewalk Widths, Banking and Related Financial Use Limitations, Rooftop Appurtenance Allowances, and Dimensional Requirements for Retail in Central Business District (CBD) Zone 1; to Amend Ground Floor Retail Height Requirements in CBD Zones 1, 2, 3, 4, 6, 7, and 8; and to Measure Height in Feet Instead of Stories in CBD Zones 1, 2, 3, 4, 6, and 7; Repealing Ordinance No. 4143; and Approving a Summary Ordinance for Publication, File No. ZON08-00019

(2) Ordinance No. 4178 and its Summary, Relating to Zoning and Land Use and Amending the City of Kirkland Zoning Map Ordinance No. 3710, as Amended, To Conform to the Comprehensive Plan and to Ensure Continued Compliance With the Growth Management Act, and Approving a Summary Ordinance for Publication, File No. ZON08-00019

(3) Ordinance No. 4179, Relating to Zoning and Land Use and Repealing Ordinance No. 4149 Which Adopted Interim Zoning Regulations Limiting the Height of Buildings Within Central Business District (CBD) Zone 1

(4) Resolution R-4739, Approving Amended Design Guidelines for Pedestrian Oriented Business Districts and Authorizing the Mayor to Sign

Mayor Lauinger explained the parameters of the public hearing on Downtown Zoning and then opened the public hearing. Planning Supervisor Jeremy McMahan provided an overview of the draft amendments for Council consideration. Testimony was provided by:  
Marilyn Dillard, 2053 Minor Avenue East, Seattle, WA  
Doug Davis, Kirkland, WA  
Tom Parsons, OPUS Northwest, 11125 NE 100th Street, Kirkland, WA  
Jim McElwee, 12907 NE 78th Place, Kirkland, WA  
Margit Moore, 109 2nd Street South, #335, Kirkland, WA  
Marna Hanneman, 211 Kirkland Avenue, #503, Kirkland, WA  
Tim Olson, 1571 3rd Street, Kirkland, WA  
Joe Castleberry, 225 4th Avenue, #B101, Kirkland, WA  
Bea Nahon, 129 3rd Avenue, #503, Kirkland, WA  
Rob Brown, 108 2nd Avenue South, Kirkland, WA  
Jeff Trager, 9124 126th Avenue NE, Kirkland, WA  
No further testimony was offered and the Mayor continued the hearing deliberations until Council's meeting on February 3, 2009.

10. UNFINISHED BUSINESS

a. Snow Removal De-Brief

Public Works Director Daryl Grigsby reviewed the actions and results that occurred during the December snow.

b. Fair Housing

Council accepted the staff recommendation to send a letter.

c. Budget Reporting Process

This item was postponed to a future meeting.

11. NEW BUSINESS

a. Performance Measurement and Budgeting

This item was postponed to a future meeting.

b. 2008 State of the Streets Report

This item was postponed to a future meeting.

12. ANNOUNCEMENTS

13. ADJOURNMENT

The Kirkland City Council regular meeting of January 20, 2009 adjourned at 11:08 p.m.

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City Clerk

Mayor