



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
April 07, 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

None.

4. EXECUTIVE SESSION

a. To Discuss Labor Negotiations

5. SPECIAL PRESENTATIONS

None.

6. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding a recent WRIA 8 meeting at which Deputy Mayor McBride was elected Vice Chair; an amendment to the 520 bill; and an Eastside Affordable Housing meeting.

b. City Manager

(1) 2009 Legislative Update 6

(2) Calendar Update

7. COMMUNICATIONS

a. Items from the Audience

Norm Storme, 10010 NE 120th Street, B-2, Kirkland, WA
Katherine Winder, 14027 118th Avenue NE, Kirkland, WA

b. Petitions

8. CONSENT CALENDAR

a. Approval of Minutes:

- (1) March 12, 2009
- (2) March 17, 2009
- (3) March 23, 2009
- (4) April 7, 2009 Special Meeting

b. Audit of Accounts:

Payroll \$ 1,994,797.77

Bills \$ 3,262,040.24

run # 813 Check # 507049 - 507185

run # 814 Check # 507186 - 507245

run # 815 Check # 507248 - 507449

run # 816 Check # 507455 - 507528

run # 817 Check # 507545 - 507648

run # 818 Check # 507649 - 507697

c. General Correspondence

(1) Margaret Carnegie, Chair, North Rose Hill Neighborhood Association, Regarding Pedestrian Improvements Along 124th Avenue N.E

(2) Bob Foregrave, Regarding Process for Selecting Members of Advisory Boards and Commissions and About Bicycle Facilities in Kirkland

(3) Jim McElwee, Regarding Kirkland First Program

(4) Anna Rising, Regarding Contribution Limits for Kirkland City Council Campaigns

- d. Claims
 - (1) Hubert G. Moen
 - (2) Steve Poole
 - (3) Anthony Vinella
- e. Award of Bids
 - (1) 100th Avenue NE/99th Place NE Sidewalk Project to Langsholt Construction in the amount of \$172,364.50.
- f. Acceptance of Public Improvements and Establishing Lien Period
 - None.
- g. Approval of Agreements
 - (1) Resolution R-4752 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE SEATTLE DEPARTMENT OF PARKS AND RECREATION, THE UNIVERSITY OF WASHINGTON, THE PORT OF SEATTLE, CHATEAU STE. MICHELLE WINERY ESTATES, THE CITIES OF BELLEVUE, KENT, RENTON, SEATAC, MERCER ISLAND, MOUNTLAKE TERRACE, WOODINVILLE AND KIRKLAND TO MANAGE WATERFOWL."
 - (2) Collective Bargaining Agreements 2009-2011:
 - (a) Approving Teamster Local Union No. 763 Agreement
 - (b) Approving American Federation of State, County and Municipal Employees (AFSCME) Local #1837 Agreement
 - (3) Resolution R-4753 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING PARTICIPATION BY THE CITY IN AN INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF WASHINGTON FOR INTERGOVERNMENTAL COOPERATIVE PURCHASING AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY OF KIRKLAND."

h. Other Items of Business

(1) Resolution R-4754 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING AND ADOPTING AN IDENTITY THEFT PREVENTION PROGRAM."

(2) Ordinance No. 4188 entitled, AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING KIRKLAND MUNICIPAL CODE SECTION 21.08.010 RELATING TO ADOPTION OF THE INTERNATIONAL BUILDING CODE BY REFERENCE."

(3) Ordinance No. 4189 and its Summary entitled, "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO STREET BANNERS AND REPEALING AND REENACTING CHAPTER 19.32 OF THE KIRKLAND MUNICIPAL CODE."

(4) Approving Additional Funds for Legal Fees for Telecommunications Legislation

(5) Resolution R-4755, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELATING TO THE KIRKLAND CULTURAL COUNCIL"

Motion to Approve the Consent Calendar with the exception of item 8.c.(4)., which was pulled for discussion under Unfinished Business.

Moved by Councilmember Mary-Alyce Burleigh, 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 Tom Hodgson, and Councilmember Bob Sternoff.

No: Councilmember Jessica Greenway.

9. PUBLIC HEARINGS

a. Police Grants - Approve Application for Funding of the Edward Byrne Memorial Justice Assistance Grant

Police Chief Eric Olsen provided an overview of the intended use and requirements of the potential grant funds. Mayor Lauinger opened the public hearing. No testimony was offered and the hearing was then closed.

Motion to Approve the applications for funding of the Edward Byrne Memorial Justice Assistance Grant and the COPS Hiring Recovery Program Grant.

Moved by Councilmember Mary-Alyce Burleigh, 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.

10. UNFINISHED BUSINESS

- a. Awarding Bid for the Rose Hill Meadows Park Development Project to Construction International, Inc., Kirkland, Washington

Motion to Approve to award the bid for the Rose Hill Meadows Park Development Project to Construction International, Inc., Kirkland, Washington in the amount of \$297,570.00.

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.

- b. Ordinance No. 4190 and its Summary, Relating to Limitations on Contributions for City Council Campaigns and Creating a New Chapter 3.12 of the Kirkland Municipal Code

Motion to Approve Ordinance No. 4190 and its Summary, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO LIMITATIONS ON CONTRIBUTIONS FOR CITY COUNCIL CAMPAIGNS AND CREATING A NEW CHAPTER 3.12 OF THE KIRKLAND MUNICIPAL CODE," as amended.

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

Vote: Motion carried 6-1

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

No: Mayor Jim Lauinger.

Motion to Approve Ordinance No. 4190 and its Summary, entitled " AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO LIMITATIONS ON CONTRIBUTIONS FOR CITY COUNCIL CAMPAIGNS AND CREATING A NEW CHAPTER 3.12 OF THE

KIRKLAND MUNICIPAL CODE." to include language as proposed related to spouses and domestic partners.

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

Vote: Motion carried 4-3

Yes: Deputy Mayor Joan McBride, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, and Councilmember Bob Sternoff.

No: Mayor Jim Lauinger, Councilmember Dave Asher, and Councilmember Tom Hodgson.

- c. Anna Rising Correspondence Regarding Contribution Limits for Kirkland City Council Campaigns

This item was pulled from the consent calendar for consideration.

Motion to Amend the draft response to reflect the passage of Ordinance No. 4190.

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.

11. NEW BUSINESS

- a. Resolution R-4756, Approving the Issuance of a Process IIB Permit as Applied for in Department of Planning and Community Development File No. ZON08-00020 by Steve Sankey of Northwest University Being Within a Planned Area 1 Zone, and Setting Forth Conditions to Which Such Process IIB Permit Shall be Subject

Associate Planner Tony Leavitt provided an overview of the issues related to the application.

Motion to Approve Resolution R-4756, entitled "A RESOLUTION OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF A PROCESS IIB PERMIT AS APPLIED FOR IN DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT FILE NO. ZON08-00020 BY STEVE SANKEY OF NORTHWEST UNIVERSITY BEING WITHIN A PLANNED AREA 1 ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH PROCESS IIB PERMIT SHALL BE SUBJECT."

Moved by Deputy Mayor Joan McBride, seconded by Councilmember Bob Sternoff

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 suspend the Council rules in order to allow Council to take action on the Resolution at this meeting.

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.

- b. Ordinance No. 4191, Amending Chapter 21.08 of the Kirkland Municipal Code Relating to the Expiration of Building and Land Surface Modification Permits

Motion to Approve Ordinance No. 4191, entitled "AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING CHAPTER 21.08 OF THE KIRKLAND MUNICIPAL CODE RELATING TO THE EXPIRATION OF BUILDING AND LAND SURFACE MODIFICATION PERMITS."

Moved by Councilmember Dave Asher, 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.

12. EXECUTIVE SESSION

- a. To Review the Performance of a Public Employee

This item was deferred to a future meeting.

13. ANNOUNCEMENTS

None.

14. ADJOURNMENT

The Kirkland City Council regular meeting of April 7, 2009 was adjourned at 11:20 p.m.

City Clerk

Mayor