

City of Kenmore, Washington
REVISED City Council Regular Meeting Minutes
February 26, 2018

CALL MEETING TO ORDER — The Kenmore City Council special meeting was called to order by Mayor Baker at 7:00 p.m.

Councilmembers present:

Mayor David Baker
Deputy Mayor Nigel Herbig
Councilmember Joe Marshall
Councilmember Milton Curtis
Councilmember Debra Srebnik
Councilmember Stacey Denuski
Councilmember Brent Smith

Staff present:

Rob Karlinsey, City Manager
Nancy Ousley, Assistant City Manager
Bryan Hampson, Development Services Director
Debbie Bent, Community Development Director
Dawn Reitan, City Attorney
Kelly Chelin, City Clerk

FLAG SALUTE

The Council led the flag salute.

AGENDA APPROVAL

The agenda was approved as submitted.

PRESENTATION

Arts and Culture events in Kenmore - Sara Solum Hayashi, The Arts of Kenmore

PROCLAMATION

Vicki L. Sherwood, Retiring Inglemoor High School Principal, Week in the City of Kenmore
(March 5 through March 9, 2018)

Mayor Baker read the proclamation aloud and proclaimed it Vicki L. Sherwood week in the City of Kenmore from March 5 through March 9, 2018. Mayor Baker also presented Ms. Sherwood with a key to the City. This is only the second key that the City has handed out.

CITIZEN COMMENTS

Rick Verlinda
19017 62nd Avenue NE
Kenmore, Washington 98028

Mr. Verlinda introduced himself as the newest Commissioner for the Northshore Fire District. He stated that he was with the Seattle Fire Department for 16 years. He is available to meet with anyone for coffee.

Phyllis Finley
5962 NE Arrowhead Drive
Kenmore, Washington 98028

Ms. Finley stated her disappointment that not one Councilmember seconded Councilmember Marshall's motion at the last meeting, to start exploring a partnership with the school district.

John Hendrickson
5919 NE 202nd Lane
Kenmore, Washington 98028

Mr. Hendrickson spoke about ethical concerns. He stated that Daniels Real Estate is not in favor of the ballfields at St. Edward. He also handed out a document that outlined the history of the ballfield development at Northshore School District.

CONSENT AGENDA

MOTION: Councilmember Denuski made a motion to approve the consent agenda, Councilmember Smith seconded the motion. The motion passed unanimously.

The consent agenda included the following:

Cancel the Regular Council Meeting of March 12, 2018 (Next regularly-scheduled Council meeting is March 19, 2018)

Regular Council Meeting Minutes of January 22, 2018

Authorize the City Manager to Execute Contract No. 18-C1827 with Olympic Environmental Resources

Authorize the City Manager to Enter into a Service Agreement with King County Department of Adult and Juvenile Detention Community Work Program

Approve City Council Retreat Summary Report, Including City Council Goals

Receive and File the November 2017 Financial Report for the City of Kenmore

BUSINESS AGENDA

Amendments to Kenmore Municipal Code Chapter 1.10 - Disclosure of Public Records and Fixing an Effective Date - Ordinance 18-0460 – Teresa McAllister, Administrative Assistant

Administrative Assistant Teresa McAllister explained that in 2017, the Washington State Legislature adopted legislation, ESHB 1594 and EHB, amending RCW 42.56 the Public Records Act (PRA). The legislation provides for improved public records administration and authorizes public agencies to charge costs associated with responding to public records requests. The legislation also directed agencies to incorporate the legislation updates into their codes.

The proposed Ordinance amends Kenmore Municipal Code Chapter 1.10 Public Records, incorporating the administrative updates, such as adding "clarification of request" as a permitted response to a public records request and requiring training of public records officers in records

retention, production and disclosure of electronic documents, as well as implementing electronic copy fees. The City will continue to defer to the statutory default copy fees in response to public records requests rather than calculating the actual costs for making copies. As required by the new law, the amended KMC Chapter 1.10.070(b) provides for a declaration of the reasons that calculating actual copying costs would be unduly burdensome to the City. A copy of KMC Chapter 1.10 code showing proposed amendments is included in the Council packet.

Current fees are fifteen cents per page for photocopies. The Ordinance, as allowed by State law, authorizes copying fees to be charged for electronically produced copies. A fee will be charged for scanned copies at ten cents per page. Electronic files or attachment uploaded to email, cloud-based data storage, or other means of electronic delivery will be charged five cents per each four files/attachments, and ten cents per gigabyte for the transmission of public records in an electronic format or for the use of agency equipment to send the records electronically. The proposed amended copy fees schedule is included in the Council packet. The City proactively posts many documents to the City's website for the public to access at no charge.

Assistant City Manager Ousley stated that there are over 400 requests each year.

Council and staff engaged in a discussion. They discussed whether or not this new code language would be putting the public through "extra steps" in order to obtain public records.

MOTION: Councilmember Curtis made a motion to approve Ordinance 18-0460 Amendments to Kenmore Municipal Code Chapter 1.10 - Disclosure of Public Records and Fixing an Effective Date, Councilmember Denuski seconded the motion. The motion passed 4-3 with Deputy Mayor Herbig, Councilmember Marshall and Councilmember Srebnik voting against.

Amendments to Kenmore Municipal Code Section 1.20.010 and Chapter 8.25 - Nuisance Ordinance 18-0461 – Bryan Hampson, Development Services Director

Development Services Director Hampson explained that by State Statute, a city that adopts an ordinance establishing procedures for the abatement and removal of junk vehicles or parts thereof from private property must contain the provisions required by RCW 46.55.240.

Ordinance No. 18-0461 amends the City's regulations and procedures for the abatement and removal of junk vehicles to be in alignment with State Statute.

MOTION: Deputy Mayor Herbig made a motion to approve Ordinance 18-0461 Amendments to Kenmore Municipal Code Section 1.20.010 and Chapter 8.25 Nuisance, Councilmember Srebnik seconded the motion. The motion passed unanimously.

COUNCIL REPORTS

Councilmember Marshall stated that he thought the Key to the City presentation earlier to Ms. Sherwood was really nice.

Councilmember Srebnik stated for the record that, if possible, she does support a rehab of the existing school fields.

Mayor Baker brought up an idea from a citizen who wanted to know if the City would allow a chicken parade in the City. Mayor Baker thought maybe the 4th of July celebration or the summer event would be a good time for this.

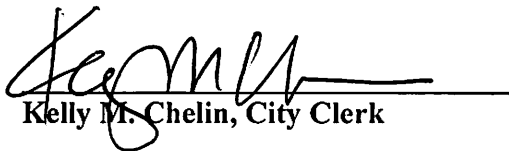
ADJOURNMENT

Mayor Baker adjourned the meeting at 7:58 p.m.

A handwritten signature in black ink, appearing to be 'David Baker', written over a horizontal line.

David Baker, Mayor

ATTEST:

A handwritten signature in black ink, appearing to be 'Kelly M. Chelin', written over a horizontal line.

Kelly M. Chelin, City Clerk