

City of Kenmore, Washington
City Council Regular and Special Meeting Minutes
May 14, 2018

CALL SPECIAL MEETING TO ORDER — The Kenmore City Council special meeting was called to order by Mayor Baker at 6:00 p.m.

STUDY SESSION

City of Kenmore Pavement Rating and Future Management Program Recommendations - Jeff Conder, Capital Asset & Pavement Services and Jennifer Gordon, Public Works Operation Manager

Councilmembers present:

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

FLAG SALUTE

The Council led the flag salute.

AGENDA APPROVAL

The agenda was approved as submitted.

PROCLAMATION

Proclamation for Kids to Parks Day on May 19, 2018

CITIZEN COMMENTS

Jenkins Chan
720 Lakeside Avenue South #204
Seattle, Washington 98144

Eric Clarke
10035 NE 170th Street
Bothell, Washington 98011

Mr. Chan and Mr. Clarke both spoke to the Council about the transit oriented development opportunities in the City.

CONSENT AGENDA

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

The consent agenda included the following:

Total check #39704 through #39798 in the amount of \$492,233.34.

Total Payroll/Taxes/Flexible Spending and Health Savings Account Electronic Deposits Dated 4/27/18 in the amount of \$101,440.69.
Payroll Check #10090 in the amount of \$1,134.24.

City Council Meeting Minutes of March 26, 2018, April 2, 2018 and April 16, 2018

Authorize the City Manager to Accept a \$1.5 Million Public Works Trust Fund Loan for the NE 190th Street Culvert Replacement Project

Approve the 2017 Update to the Lake Washington/Cedar/Sammamish Watershed (WRIA 8) Chinook Salmon Conservation Plan

Authorize the City Manager to Enter into a Memorandum of Understanding between the City and Adopt-A-Stream Foundation and the Sno-King Watershed Council (Contract 18-C1870) for the Recreation and Conservation Office (RCO) Grant 14-1333 at Squire's Landing Park - Maureen Colaizzi, Parks Project Manager and Debbie Bent, Community Development Director

PUBLIC HEARING

School Impact Fees for the Northshore School District - Debbie Bent, Community Development Director and Lauri Anderson, Senior Planner

Staff explained that at the March 26, 2018 City Council meeting, Council directed staff to prepare Municipal Code amendments related to school impact fees. Those amendments are attached to Ordinance 18-0463. The ordinance would impose an impact fee of \$10,573 on new single-family and townhouse construction.

As the City would collect the fees for the Northshore School District, an interlocal agreement is necessary. The draft interlocal agreement (Contract 18-C1873) has been reviewed by Northshore School District staff. The interlocal is scheduled to be considered by the School Board at their next meeting, also on May 14.

The Master Builders Association of King and Snohomish Counties has submitted a letter describing possible confusion over the imposition of school impact fees on townhouses. In the Zoning Code (Municipal Code Title 18), townhouses are defined as multifamily development; the Northshore School District is not assessing a school impact fee for multifamily development at this time. The lack of a school impact fee on townhouses could serve as an incentive to building townhouses in the City's single-family zoning districts. To eliminate this incentive, Council directed that, for purposes of school impact fees, townhouses should be considered equivalent to single-family development. This is made clear in the amendments to Title 20. In fact, the Northshore School District Capital Facilities Plan impact fee schedule already has an assessment for townhomes, recognizing that this type of housing does generate students.

In January 2017, the Northshore School District requested that the City assess school impact fees. Although the District may request school impact fees, it is a City Council decision to assess them. The Council also determines the appropriate amount of the fee after reviewing the calculations in the District's Capital Facilities Plan.

The Mayor opened the public hearing at 7:19 p.m.

Eric Clarke
(spoke earlier)

Mr. Clarke spoke to the school impact fees. He stated that it was a big jump in fees to go from \$0 to \$10,000.

BUSINESS AGENDA

Ordinance 18-0463 Amending the Kenmore Municipal Code to Adopt School Impact Fees for the Northshore School District - Debbie Bent, Community Development Director and Lauri Anderson, Senior Planner

MOTION: Deputy Mayor Herbig made a motion to approve Ordinance 18-0463 Amending the Kenmore Municipal Code to Adopt School Impact Fees for the Northshore School District, Councilmember Denuski seconded the motion.

AMENDMENT TO THE MOTION: Councilmember Curtis made an amendment to the motion for 50% of the fee for the first year and the full amount for the second year, Mayor Baker seconded the motion. The motion failed 1-6-0 with Councilmember Curtis in favor.

MAIN MOTION VOTE: The motion passed 6-1-0 with Mayor Baker opposed.

Authorize the City Manager to Sign an Interlocal Agreement, Contract 18-C1873, with the Northshore School District Related to School Impact Fees - Debbie Bent, Community Development Director and Lauri Anderson, Senior Planner

MOTION: Councilmember Denuski made a motion to authorize the City Manager to Sign an Interlocal Agreement, Contract 18-C1873, with Northshore School District Related to School Impact Fees, Deputy Mayor Herbig seconded the motion. The motion passed unanimously.

Twin Springs Master Plan - Debbie Bent, Community Development Director and Guy Michaelson, Berger Partnership

Director Bent explained that on May 14, 2018 Staff and representatives from Berger Partnership will present the Twin Springs Master Plan and Phase 1 cost estimates for Council review and feedback. Public input into development of the master plan was received via an online survey and two public open houses (9/12/17 and 10/24/17).

Background information is also available on the City's website, <http://www.kenmorewa.gov/TwinSpringsPark>. The Twin Springs 25-acre property was transferred to the City from King County on May 18, 2016 by Quit Claim Deed. The property must be used for public park, recreation or open space. The Interagency Agreement (Contract 16-C1509) and Surface Access Easement Agreement (Contract 16-C1509) between King County and the City (approved by Council 2/8/16) outlines the conditions of property transfer. Although the property now belongs to the City; King County continues to have certain maintenance responsibilities on the City property for several years.

On 7/25/16 Council direction was to keep Twin Springs park closed to the public pending: 1. Development of an interim use plan; 2. Resources are allocated for implementation of the plan; and 3. The recommendations of the Public Works Service Analysis in relation to bringing on a new park facility are available to consider in developing a maintenance plan for Twin Springs.

On 4/24/17 Council authorized execution of Contract 17-C1732 with the Berger Partnership in the amount of \$39,200 to develop a preliminary master plan (interim plan) for Twin Springs. The contract scope includes: Data gathering and review of existing documents to understand the sites physical assets and limits as well as regulatory realities; Development of 1-2 scenarios for how various near-term opportunities can exist on the site and document higher investment longer-term ideas generated from the first public outreach effort; Second public outreach effort to obtain feedback on the near-term scenarios; and Interim Plan Documentation including a narrative and graphic package and a high-level cost assumption document.

MOTION: Councilmember Smith made a motion to approve the Twin Springs Master Plan, Councilmember Curtis seconded the motion.

AMENDMENT TO THE MOTION: Councilmember Marshall made an amendment to the motion to defer action on the item until public has had an opportunity to provide public input. Motion failed due to lack of a second.

MAIN MOTION: The motion passed 6-1-0 with Councilmember Marshall voting no.

Report on Tree Regulations - Samantha Loyuk, Associate Planner

At the direction of the City Council, Development Services has prepared an informational presentation on Kenmore Municipal Code (KMC) 18.57 ("tree regulations").

In the memorandum dated 12/12/2017, prepared by the Community Development Department, a brief history of the tree-related code updates are provided. This document provides useful background information and helps illustrate the development of the code and where we are today with tree regulations.

The intent of the presentation is to provide an overview of how KMC 18.57 is implemented, primarily as it relates to new development.

Council and staff engaged in a discussion about the regulations.

MOTION: Councilmember Srebnik made a motion to replace like trees for like trees, Mayor Baker seconded the motion.

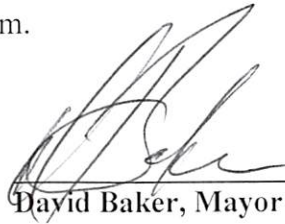
AMENDMENT TO THE MOTION: Councilmember Marshall made an amendment to the motion to direct staff to report back and come up with language to incorporate or recommendations or suggested parameters and standards for like for like trees, Mayor Baker seconded the motion. The motion failed 3-4 with

Councilmember Marshall, Councilmember
Srebnik and Deputy Mayor Herbig voting yes.

MAIN MOTION VOTE: The motion failed 2-5-0 with Councilmember Marshall and
Councilmember Srebnik voting yes.

ADJOURNMENT

Mayor Baker adjourned the meeting 9:27 p.m.



David Baker, Mayor

ATTEST:



Kelly M. Chelin, City Clerk