

City of Kenmore



City of Kenmore - 18120 68th Avenue NE Kenmore, WA 98028 Phone: 425-398-8900
Agendas also available at www.kenmorewa.gov E-mail: cityhall@kenmorewa.gov

City Council Regular Meetings Agenda

May 17, 2021 7 PM via Zoom

LINK: <https://us02web.zoom.us/j/86381773669>

Or iPhone one-tap :

US: +12532158782,,86381773669# or +16699009128,,86381773669#

Or Telephone: Dial US: +1 253 215 8782

Webinar ID: 863 8177 3669

I. CALL MEETING TO ORDER

II. ROLL CALL

III. FLAG SALUTE

IV. AGENDA APPROVAL

V. PROCLAMATIONS

A. Pedestrian and Bike Month

[Pedestrian and Bike Month 2021](#)

B. Safe Boating and Paddling Week - May 22-28 - To be Accepted by Members of the Division 2, District 13, USCG Auxiliary

[Safe Boating and Paddling Week 2021](#)

C. Kids to Parks Day - May 22

[Kids To Parks Day 2021](#)

VI. PUBLIC COMMENTS

- A. We want to welcome our community members to the Council's meeting. In this forum, the Council cannot engage or dialogue with the public; the primary role of the Council is to listen. All comments must be addressed to the Mayor and City Council. Please use the "raise hand" feature if you wish to speak. The Clerk will acknowledge your request and call your name when it is your turn. Your time will start when we confirm that we can hear you. Please state your name, city of residence for the record and keep your comments to the allotted time. Your time cannot be granted to another and your clock time will not be reset unless there are extenuating circumstances and the Presiding Officer has expressly allowed it. Screen-sharing is not allowed; you can submit materials to the Council or Clerk in advance. This meeting is being recorded. Thank you for taking the time to express your comments.

VII. CONSENT AGENDA

- A. Approve Total Check #s 47173 through 47262 totaling \$427,522.91 and Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Account Electronic Deposits Dated 04/23/2021 totaling \$163,835.47.
[Voucher Approval Report Dated April 30, 2021](#)

VIII. BUSINESS AGENDA

- A. Ordinance No. 21-0522, Authorizing the Acquisition by Negotiation or Condemnation of Certain Real Property Interests needed for the NE 190th St. Culvert Replacement Project, providing for the Construction of a New Culvert and Adjacent Stream Restoration. Presented by City Engineer, John Vicente,
for Adoption
[Agenda Bill - 190th Culvert Replacement Project](#)
[Ordinance No. 21-0522 - NE 190th Culvert Project](#)
[NE 190th Culvert Condemnation Presentation](#)
- B. Kenmore Light Festival, presented by Stephanie Brown, Volunteer & Events Supervisor, *for Information and Discussion*
(Postponed as of 5.17.21)
[Agenda Bill - Kenmore Light Festival](#)

IX. STAFF REPORT

X. COUNCILMEMBER REPORTS & COMMENTS

XI. ADJOURNMENT

UPCOMING MEETINGS:

May 24, 2021 - 7 PM

June 14, 2021 - 7 PM



City of Kenmore, Washington

Pedestrian and Bike Month

PROCLAMATION

WHEREAS, the Target Zero Initiative was adopted by the City of Kenmore in April of 2014 with the goal of achieving zero pedestrian and bicyclist fatalities and serious injuries in Kenmore by 2025 by increasing awareness of pedestrian, bicyclist, and driver safety issues; and

WHEREAS, Multimodal transportation safety in Kenmore with a specific focus on pedestrian, bicycle, and other means of travel continues to be one of Kenmore City Council's top priorities; and

WHEREAS, bicycling and walking improve people's health, save money in household budgets, and improve people's general well-being and expressed happiness; and

WHEREAS, Kenmore's road and trail system attracts pedestrians and bicyclists each year, providing economic health, transportation, tourism, and scenic benefits; and

WHEREAS, creating a pedestrian and bicycling-friendly community has been shown to improve citizen's health, well-being, and quality of life, growing the economy of Kenmore, attracting tourism, improving traffic safety, supporting student learning outcomes, reducing pollution, congestion, and wear and tear on our streets and roads; and

WHEREAS, in 2020, the City embarked on a milestone project, the Sammamish River Bridge Replacement Project, which enhances bicycle and pedestrian options; and

WHEREAS, earlier this year, the City embarked on two additional projects, the 68th Avenue Northeast and Juanita Drive Pedestrian and Bike Improvements which include components such as buffered bicycle lanes, new sidewalks, enhanced lighting, additional signage, all contributing to more options for pedestrians and bicyclist, and a more enjoyable way to experience Kenmore; and

WHEREAS, all people deserve to be able to get where they are going safely, whether by driving, riding transit, walking, or bicycling; and

NOW, THEREFORE, I, David Baker, Mayor of the City of Kenmore, on behalf of the City Council, do hereby proclaim **the month of May 2018** to be **Bike and Pedestrian Month** throughout the City of Kenmore. We urge all residents to join with the City Council in this observance.

IN WITNESS WHEREOF, signed this 17th day of May 2021.

Signed: _____

Mayor David Baker

Attested: _____

City Clerk Anastasiya Warhol



City of Kenmore, Washington



Safe Boating and Paddling Week

May 22-28, 2021

PROCLAMATION

WHEREAS, on average, 600 people die each year in boating-related accidents in the U.S., with the vast majority of those accidents caused by human error and poor judgment and not by the boat, equipment, or environmental factors; and

WHEREAS, a significant number of boaters who lose their lives by drowning each year would be alive today had they worn their life jackets; and

WHEREAS, the City of Kenmore is bounded by 7.8 miles of shoreline along Lake Washington, the Sammamish River, and Swamp Creek; and

WHEREAS, a large number of Kenmore's residents of all ages engage in recreational boating; and

WHEREAS, the mission of United States Coast Guard Auxiliary, Division 2, overseeing the Northshore area, is to promote and improve recreational boating safety by teaching boating safety courses and conducting vessel safety checks;

NOW, THEREFORE, I, David Baker, Mayor of the City of Kenmore, on behalf of the City Council, do hereby proclaim **May 22-28 to be Safe Boating and Paddling Week** throughout the City of Kenmore. We encourage all Kenmore's residents to dedicate themselves to learning about and practicing safe boating and water play, including wearing life jackets. **IN WITNESS WHEREOF, signed this 17th day of May 2021.**



Signed: _____

Mayor David Baker

Attested: _____

City Clerk Anastasiya Warhol

City of Kenmore, Washington

Kids to Parks Day – May 22, 2021

PROCLAMATION

WHEREAS, Kids to Parks Day empowers kids and encourages families to get outdoors and visit America's parks; and

WHEREAS, it is important to introduce a new generation to our nation's parks because of the decline in park attendance over the last decades; and

WHEREAS, we should encourage children to lead more active lifestyles to combat the issues of childhood obesity, diabetes mellitus, hypertension, and hypercholesterolemia; and

WHEREAS, Kids to Parks Day is open to all children and adults across the country to encourage a large and diverse group of participants; and

WHEREAS, Kids to Parks Day will broaden children's appreciation of nature and the outdoors; and

WHEREAS, the City of Kenmore features spectacular local and State parks and the Burke- Gilman Trail, including waterfront activities at Tl' awh-ah-dees (formerly Squire's Landing) Park; and

WHEREAS, the Pandemic has contributed to a recent rise in depression among children, and outdoor "play therapy" can be an enjoyable and cost-effective remedy; and

WHEREAS, Kids to Parks Day will recognize the importance of recreating responsibly while enjoying the benefits of the outdoors; **NOW, THEREFORE**

I, David Baker, Mayor of the City of Kenmore, on behalf of the City Council, do hereby proclaim **May 22** as **Kids to Parks Day** throughout the City of Kenmore. We urge residents of Kenmore to make time on May 22 to take the children in their lives to a neighborhood, state, or national park for safe enjoyment of our beautiful surroundings.

IN WITNESS WHEREOF, signed this 17th day of May 2021.



Signed: _____

Mayor David Baker

Attested: _____

City Clerk Anastasiya Warhol

**KIDS TO
PARKS DAY**
NATIONAL PARK TRUST



Voucher Certification and Approval

City of Kenmore

DATE RANGE:

04/17/2021 - 04/30/2021

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and the the claim is a just, due and unpaid obligation against the City of Kenmore and that I am authorized to authenticate and certify to said claim. The following checks and electronic payments are approved for payment:

Total Check #s 47173 through 47262: \$427,522.91

Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Acct Electronic Deposits Dated: 04/23/2021: \$163,835.47

Rob Karlinsey

Rob Karlinsey (May 7, 2021 17:21 PDT)

May 7, 2021

City Manager / Date

4/30/21

Finance Director / Date

Vendor Name	Check #	Date	Description	Amount
AFLAC	47173	04/23/2021	Employee Medical/Disability Plans	216.19
AWC EMPLOYEE BENEFIT TRUST	47174	04/23/2021	Employee Health Insurance	69,336.99
AWC EMPLOYEE BENEFIT TRUST	47175	04/23/2021	Void	-
CITY OF KENMORE	47176	04/23/2021	Wages Overpayment Reimbursement	50.00
DEPARTMENT OF LABOR AND INDUSTRIES	47177	04/23/2021	City of Kenmore	3,617.56
DEPARTMENT OF LABOR AND INDUSTRIES	47178	04/23/2021	Void	-
EMPLOYMENT SECURITY DEPARTMENT	47179	04/23/2021	Paid Family & Medical Leave	1,299.35
ICMA RETIREMENT C/O ALLFIRST BANK / 109964	47180	04/23/2021	City of Kenmore 401a	18,541.20
ICMA RETIREMENT TRUST 457 / 304745	47181	04/23/2021	ICMA 457 Deferred Comp	7,590.53
LINCOLN NATIONAL LIFE INSURANCE	47182	04/23/2021	Life Ins/ADD & LTD	1,426.73
NATIONAL LIFE OF VERMONT	47183	04/23/2021	Life Insurance	123.17
STATE OF FLORIDA DISBURSEMENT UNIT	47184	04/23/2021	Employee Deduction	275.00
UNITED WAY OF KING COUNTY	47185	04/23/2021	Employee Charitable Contribution	118.46
AMERICAN PLANNING ASSOCIATION	47186	04/30/2021	7/1/21-6/30/22 Membership Dues	564.00
BANNER BANK BAKER	47187	04/30/2021	ZOOM Subscription	60.54
BANNER BANK NO	47188	04/30/2021	CANVA/WIX.COM Monthly Subscriptions	124.90
BCN TELECOM, INC.	47189	04/30/2021	City Hall Phone Lines 4/15-5/14	386.77
BRIEN, GAYLYNN	47190	04/30/2021	March Sales Tax Data Conversion Svcs	50.00
C + C INC.	47191	04/30/2021	Dumpster Lid Campaign Social Marketing	1,000.00
CANON FINANCIAL SERVICES, INC.	47192	04/30/2021	April 2nd Floor Copier Lease	266.08

VII. A. Approve Total Check #s 47173 through 47262 totaling \$427,522.91 ...

CASCADIA CONSULTING GROUP, INC.	47193	04/30/2021	21-C2679 2/26-3/25 Climate Proj. Prof. Svcs	9,625.00
CENTER FOR HUMAN SERVICES	47194	04/30/2021	1st Qtr Human Svcs - Family Support	3,750.00
CHASEWEST VENTURES, INC.	47195	04/30/2021	Organizational Health Consulting Svcs	2,175.00
CHILD CARE RESOURCES	47196	04/30/2021	21-C2682 1st Qtr Human Svcs Funding	375.00
CITYWORKS/ AZTECA SYSTEMS INC.	47197	04/30/2021	Cityworks ELA	33,030.00
COMCAST BUSINESS	47198	04/30/2021	4/19-5/18 Hangar Bldg. Cable	63.69
DAILY JOURNAL OF COMMERCE	47199	04/30/2021	Notice Authorizing Condemnation 190th Culvert Proj	352.60
DAILY JOURNAL OF COMMERCE	47200	04/30/2021	Publication of DEI RFP	159.25
FERGUSON ENTERPRISES INC #3011	47201	04/30/2021	Concrete for ROW	173.67
FIX AUTO	47202	04/30/2021	Fleet Veh. 332 Chevy Silverado Window Repair	206.11
FIX AUTO	47203	04/30/2021	Fleet Veh. 337 Nissan Leaf Mirror Cover Paint	94.69
GRAINGER	47204	04/30/2021	Parts for Boat Launch Restroom	65.22
HERRERA ENVIRONMENTAL CONSULTANTS	47205	04/30/2021	20-C2153 IAVMP Environmental Consult. 2/27-4/2/21	542.75
HONEY BUCKET	47206	04/30/2021	4/17-5/14 Squire's Landing Rental	240.35
HORIZON DISTRIBUTORS INC	47207	04/30/2021	Streets & Parks Irrigation Parts	1,616.90
JACOBS ENGINEERING GROUP	47208	04/30/2021	1/30-4/2 W. Sammamish Bridge Prof. Svcs	43,028.11
JENNIFER DIXON	47209	04/30/2021	20-C2159 Rhod. Park W&W Public Art Jan-Mar	8,473.00
KBA INC.	47210	04/30/2021	18-C1846 Mar. W. Sammamish Bridge Const. Mgmt.	96,876.72
KENMORE HERITAGE SOCIETY	47211	04/30/2021	1st Quarter History Book Sales	75.00
KING COUNTY BAR ASSOCIATION	47212	04/30/2021	1st Quarter Human Services Program	250.00
KING COUNTY FINANCE	47213	04/30/2021	Feb. Adult/Juvenile Detention Maint/Psych	307.18
KPFF CONSULTING ENGINEERS	47214	04/30/2021	19-C2098 2/27-3/26 On-Call Consulting Services	46,034.89
MINUTEMAN PRESS	47215	04/30/2021	Signs for Juanita Drive Project	125.63
MORUP SIGNS, INC.	47216	04/30/2021	Signs for Log Boom Water Access Construction	1,529.29
MSPT XXII, LLC C/O FLYWAY RETAIL + LIVING	47217	04/30/2021	April Hangar & Town Square Trash Svc.	500.00
MSPT XXII, LLC C/O FLYWAY RETAIL + LIVING	47218	04/30/2021	April Hangar & Town Square Trash Svc.	500.00
MSPT XXII, LLC C/O FLYWAY RETAIL + LIVING	47219	04/30/2021	May Hangar & Town Square Trash Svc.	500.00
NELSON ELECTRIC, INC.	47220	04/30/2021	Hangar Bldg. Light Repairs	3,303.00
NELSON ELECTRIC, INC.	47221	04/30/2021	City Hall Lighting Repair - Ballast Replacements	826.85
NORTHSHORE ROTARY CLUB	47222	04/30/2021	1st Quarter 2021 Dues	60.00
NORTHSHORE SENIOR CENTER	47223	04/30/2021	1st Quarter Human Svcs Funding	2,000.00
OFFICE DEPOT	47224	04/30/2021	Front Desk Date Stamp	46.52
OFFICE DEPOT	47225	04/30/2021	Tela Gardner Notary Stamp	53.94
OFFICE DEPOT	47226	04/30/2021	Misc. Office Supplies	80.65
OFFICE DEPOT	47227	04/30/2021	Notebooks	18.72
O'REILLY/FIRST CALL	47228	04/30/2021	Glass Cleaner	7.15

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PACE ENGINEERS, INC.	47229	04/30/2021	21-C2667 March On-Call Engineering Svcs	380.00
PACIFIC AIR CONTROL, INC.	47230	04/30/2021	HVAC Quarterly Maintenance Fee	2,329.99
PACIFIC OFFICE AUTOMATION	47231	04/30/2021	4/15-5/15 1st Floor Temperature Kiosks	83.68
PUGET SOUND ENERGY	47232	04/30/2021	3/15-4/13 Electricity for Tree Receptacles	2,747.41
PUGET SOUND PLANTS	47233	04/30/2021	Street Tree Replacement	431.20
QUALITY BUSINESS SYSTEMS / WELLS FARGO	47234	04/30/2021	4/5-5/4 1st Floor Copier Lease	676.14
RED BARN ENGINEERING, INC.	47235	04/30/2021	21-C2666 2/13-3/12 On-Call Engineering Svcs	9,862.86
RED BARN ENGINEERING, INC.	47236	04/30/2021	21-C2666 3/13-4/9 On-Call Engineering Svcs	10,732.17
SHANNON & WILSON, INC.	47237	04/30/2021	19-C2122 3/7-4/3 Geotechnical Svcs	340.50
SMS CLEANING, INC.	47238	04/30/2021	Monthly City Hall/Hangar/Public Works Janitorial	6,495.00
STAPLES ADVANTAGE	47239	04/30/2021	City Hall & Hangar Maintenance Supplies	131.45
STELL ENVIRONMENTAL ENTERPRISES, INC	47240	04/30/2021	20-C2147 Squire's & Log Boom Prof. Svcs	6,824.10
TOTAL LANDSCAPE CORP	47241	04/30/2021	Parks & City Hall Monthly Landscape Maint.	5,030.02
TOWN CENTER HARDWARE	47242	04/30/2021	2/1 - 3/7/21 Tools & Materials Purchased	115.26
TRC ENVIRONMENTAL CORPORATION	47243	04/30/2021	20-C2229 Special Counsel Cadman Asphalt Plant	2,140.78
TRUGREEN	47244	04/30/2021	Moorlands Field Lawn Service	302.78
U.S. BANK N.A. / CUSTODY	47245	04/30/2021	1st Quarter Investment Safekeeping Fees	164.00
U.S. BANK PURCHASE CARDS	47246	04/30/2021	Costco/Amazon/American Public Works	123.62
U.S. BANK PURCHASE CARDS	47247	04/30/2021	Zoom Fees	44.04
U.S. BANK PURCHASE CARDS	47248	04/30/2021	Zoom Charges, Network Upgrades, Website, WFH Equip	5,385.76
U.S. BANK PURCHASE CARDS	47249	04/30/2021	Zoom/Notary Training/Goodhire.com	423.60
U.S. BANK PURCHASE CARDS	47250	04/30/2021	Amazon/Volgistics/Survey Monkey/Sticker Mule	226.14
U.S. BANK PURCHASE CARDS	47251	04/30/2021	City Hall Maint, Training, Landscaping, MBP.com	1,412.57
U.S. BANK PURCHASE CARDS	47252	04/30/2021	Amazon/Office Depot/DOL/Webinar	257.03
U.S. BANK PURCHASE CARDS	47253	04/30/2021	Network Upgrades, Supplies, WFH Equipment	424.43
U.S. BANK PURCHASE CARDS	47254	04/30/2021	Shutterstock/Vcita/WA Festivals/MRSC Training	425.89
U.S. BANK PURCHASE CARDS	47255	04/30/2021	American Planning Association Conference	300.00
U.S. BANK PURCHASE CARDS	47256	04/30/2021	Sign Connection/ International Code Council	3,213.20
WILLIAMS, KASTNER & GIBBS PLLC	47257	04/30/2021	March Special Counsel/ Ridout	1,283.75
WILLIAMS, KASTNER & GIBBS PLLC	47258	04/30/2021	March Special Counsel/ El-Sharawy	380.00
WILLIAMS, KASTNER & GIBBS PLLC	47259	04/30/2021	Oct. 2020 Special Legal Counsel/ El-Sharawy	1,832.49
WILLIAMS, KASTNER & GIBBS PLLC	47260	04/30/2021	Nov. 2020 Special Legal Counsel/ El-Sharawy	237.50
ZIPLY FIBER	47261	04/30/2021	Public Works Office Internet 4/19-5/18	122.99
ZONAR SYSTEMS	47262	04/30/2021	3/1/21-2/28/22 Fleet Tracking System	528.21
DRS 457	DFT0000979-980	04/23/2021	DRS 457 Deferred Comp	1,075.99

VII. A. Approve Total Check #s 47173 through 47262 totaling \$427,522.91 ...

AVIDIA HEALTH	DFT0000981	04/23/2021	Employee Health Savings Contribution	100.00
DEPARTMENT OF RETIREMENT SYSTEMS	DFT0000982-987	04/23/2021	Public Employees Retirement	33,149.33
NAVIA	DFT0000988	04/23/2021	Employee Flexible Spending Account	516.54
BANK OF AMERICA 941	DFT0000989	04/23/2021	Federal Taxes	18,560.63
PAYROLL	Electronic Dep.	4/23/2021	Direct Deposit	110,432.98
				<u><u>\$ 591,358.38</u></u>



City of Kenmore

Vendor Purchasing Report

For Date Range 01/01/2021 - 04/30/2021

Vendor Set: Vendor Set 01

Vendor	Name	Volume
0014	AMERICAN PLANNING ASSOCIATION	1,232.00
0037	BASTYR UNIVERSITY	50,000.00
0064	CASCADE PEST CONTROL	572.26
0067	CENTER FOR HUMAN SERVICES	9,300.00
0076	CITY OF BELLEVUE	26,100.67
0081	CITY OF KENMORE	300.00
0083	CITY OF LAKE FOREST PARK	49,950.00
0099	CONSOLIDATED PRESS	4,296.81
0106	CROWN PRODUCTS LLC	514.20
0109	DAILY JOURNAL OF COMMERCE	817.15
0121	REPUBLIC SERVICES	2,982.22
0130	EMPLOYMENT SECURITY DEPARTMENT	5,300.40
0137	FERGUSON ENTERPRISES INC #3011	173.67
0145	FRUHLING SAND & TOPSOIL	145.00
0151	CALPORTLAND COMPANY	1,249.17
0169	HERRERA ENVIRONMENTAL CONSULTANTS	4,276.16
0173	HOME DEPOT CREDIT SERVICES	1,800.50
0184	INSLEE, BEST, DOEZIE & RYDER, P.S.	77,104.88
0189	INTERNATIONAL CITY/CNTY MGMT ASSOC	1,365.48
0191	INTERNATIONAL INST OF MUNI CLERKS	210.00
0197	JET CITY PRINTING	385.00
0205	KENMORE HERITAGE SOCIETY	75.00
0206	KENMORE MIDDLE SCHOOL	2,750.00
0212	KING COUNTY FINANCE W.L.R.D.	1,052.86
0218	KING COUNTY FINANCE	1,687.01
0219	KING COUNTY FINANCE	39,816.59
0230	KING COUNTY RADIO COMM SERVICES	300.57
0235	KING COUNTY TREASURY	41,217.28
0251	LIGHTHOUSE CONSULTING INC	42,553.57
0261	PENDLETON CONSULTING LLC	3,200.00
0267	MR. T'S TROPHIES & AWARDS LLC	105.84
0285	NORTHSHORE FIRE DEPT	1,060.00
0286	NORTHSHORE SCHOOL DISTRICT	109,213.00
0287	NORTHSHORE SENIOR CENTER	8,250.00
0288	NORTHSHORE UTILITY DIST	54,269.77
0292	HONEY BUCKET	1,433.02
0300	OFFICE DEPOT	1,098.04
0304	OLYMPIC ENVIRONMENTAL RESOURCES INC	2,345.00
0310	PACIFIC TOPSOILS	2,925.90
0327	PUGET SOUND CLEAN AIR AGENCY	19,396.00
0328	PUGET SOUND ENERGY	74,757.18
0345	SEATTLE TIMES	575.66
0346	SECRETARY OF STATE	20.00
0355	STAPLES ADVANTAGE	5,168.01
0356	STATE AUDITOR'S OFFICE	2,318.55
0357	STEWART MACNICHOLS HARMELL, INC.	20,000.00
0359	SOUND CITIES ASSOC	15,539.29
0365	TOTAL LANDSCAPE CORP	28,019.76
0371	UNITED STATES POSTMASTER	3,653.82
0385	WA ASSOC OF BUILDING OFFICIALS	2,000.00
0387	WA CITIES INSURANCE AUTHORITY	382,432.00
0390	WA FINANCE OFFICERS ASSOCIATION	75.00

Vendor Purchasing Report

For Date Range 01/01/2021 - 04/30/2021

Vendor Set: Vendor Set 01

Vendor	Name	Volume
0400	WASHINGTON STATE DEPT OF REVENUE	801.79
0401	WA STATE DEPT OF TRANSPORTATION	11,750.85
0405	WASHINGTON STATE OFFICE CASH MGMT	547.00
0412	WM CORPORATE SVCS - COLUMBIA RIDGE LANDFILL	7,179.25
0424	ICMA RETIREMENT TRUST 457 / 304745	61,354.64
0425	DRS 457	8,606.67
0426	AFLAC	864.76
0428	BANK OF AMERICA 941	158,363.94
0429	AWC EMPLOYEE BENEFIT TRUST	277,323.25
0431	DEPARTMENT OF RETIREMENT SYSTEMS	264,216.33
0432	DEPARTMENT OF LABOR AND INDUSTRIES	14,401.95
0434	UNITED WAY OF KING COUNTY	473.84
0436	NATIONAL LIFE OF VERMONT	492.68
0448	UPS STORE KENMORE	62.80
0450	AURORA RENTS	1,916.27
0484	CITY WIDE FENCE COMPANY, INC	825.75
0542	AMERICAN SOCIETY OF COMPOSERS	367.00
0558	SNOHOMISH COUNTY	1,060.00
0586	QUADIENT LEASING USA, INC.	710.14
0610	WA STATE DEPT OF TRANSPORTATION	15,795.11
0685	PACE ENGINEERS, INC.	5,459.00
0689	DIGITAL REPROGRAPHICS SERVICES INC.	984.50
0692	HDR ENGINEERING, INC	241,600.89
0696	AMERICAN GENERAL LIFE GPO/4005	1,119.68
0743	BANNER BANK NO	817.02
0781	QUALITY BUSINESS SYSTEMS INC.	1,407.09
0791	NORTHSHORE ROTARY CLUB	120.00
0817	GRAINGER	165.93
0831	NORTHSHORE PARK & REC SERVICE AREA	2,720.00
0892	JACOBS ENGINEERING GROUP	82,837.86
0898	ZONAR SYSTEMS	528.21
0899	SHRED IT, C/O STERICYCLE, INC>	688.51
0913	KENMORE ELEMENTARY	1,250.00
0981	COMCAST BUSINESS	1,145.40
0994	GORDON THOMAS HONEYWELL	11,708.80
1003	iWORQ SYSTEMS	2,800.00
1010	WESTLAKE HARDWARE WA-153	345.62
1045	HORIZON DISTRIBUTORS INC	1,729.75
1052	FIRE PROTECTION, INC	10,488.73
1068	WA STATE DEPT OF LABOR & INDUSTRIES	147.20
1123	AM TEST, INC	600.00
1148	AGORA REFRESHMENTS	252.84
1168	SCHINDLER ELEVATOR CORPORATION	5,887.20
1197	MILLER STEPHENS, MARY	3,750.00
1215	STATE OF FLORIDA DISBURSEMENT UNIT	2,200.00
1222	OLSON BROTHERS PRO VAC	26,247.17
1299	VERIZON WIRELESS	772.47
1309	BANNER BANK BAKER	5,216.75
1311	WASHINGTON STATE PATROL	1,107.35
1313	BOTHELL KENMORE CHAMBER OF COMMERCE	2,700.00
1326	JOYCE ZIKER PARKINSON	1,087.50
1331	KBA INC.	317,776.84
1337	STATE OF WA DEPT. OF LICENSING	0.40
1339	STATE OF WA DEPARTMENT OF LICENSING	20.00
1345	SHERWIN WILLIAMS CO. #8099	334.56
1358	ALPHAGRAPHS	333.31
1359	EVERGREEN FIRE AND SAFETY, INC.	466.95
1385	CITYWORKS/ AZTECA SYSTEMS INC.	33,030.00

VII. A. Approve Total Check #s 47173 through 47262 totaling \$427,522.91 ...

Vendor Purchasing Report

For Date Range 01/01/2021 - 04/30/2021

Vendor Set: Vendor Set 01

Vendor	Name	Volume
1387	ST OF WA DEPT OF FISH & WILDLIFE	40.00
1390	UTILITIES UNDERGROUND LOCATION CTR	465.69
1403	OSBORN CONSULTING INC.	43,063.26
1431	BRIEN, GAYLYNN	150.00
1452	CITY OF KENT	500.00
1459	FLEMINGS HOLIDAY LIGHTING LLC	2,547.71
1482	HIGHWIRE	543.12
1492	MACDONALD MILLER FACILITY SOLUTIONS	9,842.94
1504	SCORE	23,464.86
1524	GRANICUS LLC	14,890.46
1544	METROPOLITAN TRANS. COMMISSION	1,500.00
1555	LINCOLN NATIONAL LIFE INSURANCE	5,787.49
1673	KPFF CONSULTING ENGINEERS	90,006.75
1689	MOTT MACDONALD GROUP, INC.	98,096.65
1701	THE SEATTLE TIMES NIE	256.45
1704	BANNER BANK RK	489.46
1708	APPLIED CONCEPTS, INC.	3,512.19
1711	SOFTWAREONE, INC.	11,925.63
1731	NORTHWEST ARBORICULTURE LLC	792.72
1739	FIX AUTO	300.80
1763	REID, JAMES FALCONER	6,772.50
1814	YSI INCORPORATED, A XYLEM BRAND	1,403.12
1816	NAVIA	10,632.32
1828	QUALITY BUSINESS SYSTEMS / WELLS FARGO	2,704.56
1829	SHI INTERNATIONAL CORP.	1,400.87
1838	AVIDIA HEALTH	800.00
1884	CADMAN MATERIALS, INC.	527.86
1885	NATIONAL BARRICADE CO., LLC	1,299.20
1889	WILLIAMS, KASTNER & GIBBS PLLC	20,780.17
1900	ASPECT CONSULTING LLC	1,912.75
1930	T MOBILE USA, INC.	2,010.54
1932	U.S. BANK N.A. / CUSTODY	164.00
1948	MULTICARE CENTERS OF OCCUPATIONAL MEDICINE	220.00
1961	WESTERN ENTRANCE TECHNOLOGY, LLC	655.10
1964	EARTHWORKS	13,360.72
1979	MSPT XXII, LLC C/O FLYWAY RETAIL + LIVING	2,000.00
1980	HRA VEBA TRUST	18,959.88
1993	HYAS GROUP, LLC	3,750.00
1999	KING COUNTY POLICE CHIEFS ASSOCIATION	50.00
2004	RED BARN ENGINEERING, INC.	42,041.33
2010	JUDHA OF LION LANDSCAPING AND SERVICES LLC	4,734.30
2047	PUGET SOUND PLANTS	1,412.18
2048	SMS CLEANING, INC.	25,980.00
2081	SHANNON & WILSON, INC.	3,840.50
2095	TRANSPO GROUP USA INC.	3,219.62
2096	TUPLING, SANDRA	146.50
2113	WA ASSOC. OF SHERIFFS & POLICE CHIEFS	180.00
2142	ICMA RETIREMENT C/O ALLFIRST BANK / 109964	151,494.12
2145	NORTHWEST ELECTRIC AND SOLAR	536.74
2157	SOUND SAFETY PRODUCTS CO.	457.02
2175	ELECTRONIC BUSINESS MACHINES	513.40
2176	CANON FINANCIAL SERVICES, INC.	1,064.32
2183	SISKUN POWER EQUIPMENT	1,183.45
2209	MORUP SIGNS, INC.	3,616.79
2221	O'REILLY/FIRST CALL	64.65
2236	COMCAST	9,665.24
2249	KING COUNTY BAR ASSOCIATION	250.00
2252	TRUGREEN	721.16

Vendor Purchasing Report

For Date Range 01/01/2021 - 04/30/2021

Vendor Set: Vendor Set 01

Vendor	Name	Volume
2254	U.S. BANK PURCHASE CARDS	44,492.61
2259	MINUTEMAN PRESS	5,658.60
2285	QUALITY WATER FINANCIAL	532.36
2298	WAPRO	145.00
2318	PIXEYES GRAPHICS & DESIGN	780.00
2327	PACIFIC AIR CONTROL, INC.	5,366.82
2340	MOJO STRATEGIES	1,562.50
2362	CHASEWEST VENTURES, INC.	2,175.00
2379	JENNIFER DIXON	8,473.00
2382	FOCUS TOOLS & ENGINEERING, INC.	11,723.40
2385	TACOMA SCREW PRODUCTS, INC.	47.75
2386	CECCANTI, INC.	6,279,664.03
2393	SEATTLE PUMP & EQUIPMENT CO./JETTERS NORTHWE	1,304.69
2396	ZIPLY FIBER	2,921.76
2402	PACIFIC OFFICE AUTOMATION	334.72
2403	AMERICALL	581.52
2411	STELL ENVIRONMENTAL ENTERPRISES, INC	6,824.10
2413	ICLEI	1,200.00
2416	KIERA CONDON	1,600.00
2425	THOMCO CONSTRUCTION, INC.	1,356,272.44
2434	PSR MECHANICAL	24,665.15
2459	NELSON ELECTRIC, INC.	12,949.55
2473	THE ROOT OF US LLC	2,000.00
2482	KIMLEY HORN AND ASSOCIATES, INC.	4,850.00
2486	CASCADIA LAW GROUP	16,962.75
2489	THE ORIGINAL POOP BAGS	2,223.79
2508	SERENITY DILLAWAY	100.00
2511	SALCIDO, LETICIA	1,016.68
2512	CARAHSOFT TECHNOLOGY CORPORATION	3,630.00
2513	DGR DEVELOPMENT, INC.	7,500.00
2514	STAN YAO	7,804.00
2517	CLEARVIEW NURSERY, INC.	392.12
2518	CYSTIC FIBROSIS FOUNDATION	100.00
2519	HAMBELL	375.00
2520	KING COUNTY FINANCE	15.00
2521	UNITED PRINT SIGNS GRAPHICS	385.35
2522	TRC ENVIRONMENTAL CORPORATION	11,299.90
2523	ALL AROUND FENCE COMPANY	990.90
2524	VARITECH INDUSTRIES INC.	3,855.02
2525	SERVICE ELECTRIC CO. INC.	743.18
2526	CONVERGINT TECHNOLOGIES	1,568.93
2527	SHOC NETWORKS	8,222.78
2528	HIATT PARK LLC	12,766.20
2529	FORCE AMERICA DISTRIBUTING LLC	440.40
2530	CASCADIA CONSULTING GROUP, INC.	14,296.25
2531	BCN TELECOM, INC.	1,056.03
2532	BIO CLEAN, INC.	1,596.45
2533	JAMES R. WAGNER JR.	500.00
2535	BRASS MONKEY INVESTMENTS LLC	54.90
2536	JOHNSON ELECTRIC, INC.	7,727.92
2537	HUNTINGTON TECHNOLOGY FINANCE	47,388.75
2538	SHAWN PECKHAM	50.90
2539	C + C INC.	1,000.00
2540	CHILD CARE RESOURCES	375.00
2541	TOWN CENTER HARDWARE	115.26
Vendor Set Vendor Set 01 Total:		11,281,725.39

Voucher Approval 4-30-20

Final Audit Report

2021-05-08

Created:	2021-05-07
By:	Anastasiya Warhol (awarhol@kenmorewa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAAd035tovHYJIKrKixhLIHwnzEePThVifZ

"Voucher Approval 4-30-20" History

-  Document created by Anastasiya Warhol (awarhol@kenmorewa.gov)
 2021-05-07 - 11:28:07 PM GMT- IP address: 50.235.209.34
-  Document emailed to Rob Karlinsey (rkarlinsey@kenmorewa.gov) for signature
 2021-05-07 - 11:29:01 PM GMT
-  Email viewed by Rob Karlinsey (rkarlinsey@kenmorewa.gov)
 2021-05-08 - 0:21:05 AM GMT- IP address: 50.235.209.34
-  Document e-signed by Rob Karlinsey (rkarlinsey@kenmorewa.gov)
 Signature Date: 2021-05-08 - 0:21:45 AM GMT - Time Source: server- IP address: 50.235.209.34
-  Agreement completed.
 2021-05-08 - 0:21:45 AM GMT



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**City Council Business Agenda Item
City of Kenmore, WA**

Subject/Topic: NE 190th St. Culvert Replacement Project Condemnation Ordinance Proposed Council Action/Motion: Adopt Ordinance No 21-0522 authorizing the acquisition by condemnation of property interest as needed for the NE 190th St. Culvert Replacement Project.	For Council Meeting Agenda of: May 17, 2021 Department: Public Works Engineering Prepared by: Terri Bielenberg <u>Initial & Date</u> Approved by Department Head: <u>JV</u> May 7, 2021 Approved by City Attorney: 5/2/21 via email Approved by Finance Director: <u>LS</u> May 7, 2021 Approved by City Manager: <u>RGK</u> May 7, 2021 Exhibits/Attachments: Attachment 1: Ordinance No. 21-0522
<u>INFORMATION/BACKGROUND:</u> The NE 190th St. Culvert Replacement Project (Project) includes the replacement of the existing Culvert with a fish passable culvert located at 61st Ave NE & NE 190th St, crossing Tributary 0056. The existing culvert is a 60-inch diameter steel pipe with rock side walls. Over time, the stream has established flows behind the existing head walls and rockeries which have led to the pavement being undermined and the City having to perform multiple repairs to the adjacent sidewalk. The adjacent sidewalk is a major pedestrian corridor which connects to public transit routes along SR-522. The project proposes to replace the headwall of the stream culvert at NE 190th St, which is identified as the location that most of the stream flow may be entering the roadway subgrade. Work to the headwall requires that the existing asphalt lined culvert be replaced with a new fish-passable culvert. Additionally, the downstream banks at the culvert outlet will be repaired and stabilized. The work at the culvert would extend and protect the lifespan of the existing 61st Ave NE roadway and public infrastructure and would provide an improvement to the stream environment. The project will also include wetland mitigation, upgrading curb ramps and repaving part of the 61st/190th intersection. <u>DISCUSSION:</u> The City has initiated a right of way acquisition process where necessary on the Project. The Project will be acquiring property rights from 3 individual parcels (See Condemnation Ordinance in Attachment 1) along with Temporary Construction Easements (TCEs) necessary to build the project. The permanent acquisitions are necessary to keep the structures (the culvert and side walls) within City Right of Way (ROW) and to provide future access for the City to maintain the culvert. To date, all property owners have received a letter and have had discussions with our ROW consultant, RES Group NE. Every property owner has received a phone call or in person meeting, and a certified letter notifying them of this Council action and Council meeting information.	

Staff will work closely with all property owners; however, in the unlikelyhood that agreements cannot be made, utilization of the eminent domain will be necessary to meet our construction schedule. The attached condemnation ordinance (Attachment 1) authorizes the City Manager to pursue condemnation if negotiations reach an impasse. Note that condemnation is a tool that the City will utilize if needed. Other effective tools/strategies that will be utilized include: in-person property owner meetings, formal offer letters, utilization of Possession and Use (P&U) Agreements, and negotiations. Also, it is typical to file condemnation if the property owner will not sign a P&U Agreement, but much success can be achieved through mediation. Currently, condemnation is unlikely as conversations with property owners have been amicable.

Staff are also requesting additional property rights along the stream. This will provide the City with access and rights to maintain the stream channel as needed. This additional acquisition will also relieve the adjacent property owner from the responsibility of maintain this part of the stream.

RECOMMENDATION: City staff recommends the adoption of the Ordinance 21-0522 authorizing the acquisition by the condemnation of real property interests as needed for the NE 190th Culvert Replacement Project

FISCAL CONSIDERATION:

The estimated total right-of-way cost for the Project is approximately \$100,000. This project is currently funded with a Public Works Trust Fund Loan (paid over-time with Surface Water Funds). There is sufficient project funding to cover the cost of acquisition.

COUNCIL GOAL/BUDGET OBJECTIVE BEING ADDRESSED:

Council Priority 3: Develop a Kenmore Climate Plan and Promote Environmental Stewardship, including water, air, forest, and habitat restoration.

CITY OF KENMORE
WASHINGTON
ORDINANCE NO. 21-0522

**AN ORDINANCE OF THE CITY OF KENMORE,
WASHINGTON, AUTHORIZING THE ACQUISITION BY
NEGOTIATION OR CONDEMNATION OF CERTAIN
REAL PROPERTY INTERESTS NEEDED FOR THE NE
190TH ST CULVERT REPLACEMENT PROJECT, WHICH
CONTEMPLATES THE CONSTRUCTION OF A NEW
CULVERT AND ADACENT STREAM RESTORATION.**

WHEREAS, the City of Kenmore is working towards designing and constructing a replacement culvert, known as NE 190th St Culvert Replacement Project ("Culvert Project"); and

WHEREAS, the City desires to construct certain improvements to NE 190th St which improvements are now known and referred to by the City and in this Ordinance as the NE 190th St Culvert Replacement Project ("Culvert Project"); and

WHEREAS, the Culvert Project contemplates the construction of a new culvert (replacement) and adjacent stream restoration; and

WHEREAS, pursuant to State and Federal policies and regulations, the City is acquiring real property interests, including necessary rights-of-way and easements, through negotiations with owners of property along NE 190th St and 61st Ave NE, and also will provide relocation assistance to legal occupants of land whose business or personal property are displaced as a result of the Culvert Project, if any; and

WHEREAS, City staff and consultants have reviewed and analyzed alternatives for the Culvert Project and have recommended that the City acquire certain portions of and interests in real property in the form of rights-of-way. In order to construct the Culvert Project and provide maintenance of the culvert and adjacent stream, it is necessary to acquire, condemn, appropriate, take and damage portions of and interests in real property, in the form of rights-of-way, as legally described and depicted in **Attachment A**, attached hereto and incorporated by this reference, and said real property is further identified by King County Tax Parcel Nos. 3818700008, 0226049052, 4140100110; and

WHEREAS, City staff and consultants have reviewed and analyzed alternatives for the Culvert Project, and have recommended that the City acquire certain portions of and interests in real property, in the form of temporary construction easements. In order to construct the Culvert Project, it is necessary to acquire, condemn, appropriate, take and damage portions of and interests in real property, in the form of temporary construction easements as approximately described and depicted on **Attachment A**, attached hereto and incorporated by this reference, and said real property is further identified as King County Tax Parcel Nos. 3818700008, 0226049052, 4140100110; and

WHEREAS, if the City is unable to acquire the necessary rights-of-way and easements in a timely manner, the City must file a petition in eminent domain (condemnation petition) in order to meet funding and construction deadlines for the Culvert Project; and

WHEREAS, the City is authorized by Chapter 35A.64 RCW to exercise the power of eminent domain pursuant to Chapters 8.12 and 8.28 RCW; and

WHEREAS, the City has complied with the notice requirements set forth in RCW 8.25.290 by providing notice to the owners of the real property identified herein of the planned final action of adopting this Ordinance, and published notice of such planned final action in the manner set forth in RCW 8.25.290; and

WHEREAS, on May 17, 2021, the City Council held a public hearing on this Ordinance, and considered the comments received;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KENMORE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Incorporation of Recitals. The recitals set forth above are hereby adopted and incorporated herein as if set forth in full.

Section 2. Acquisition of Real Property. Acquisition of the rights and interests in the real property described and depicted on Attachment A ("Property") is necessary for the construction of the Culvert Project, which project is for a public use. The rights and interests in the Property herein described is hereby condemned, appropriated, taken and damaged in fee for rights-of-way, easements and temporary easements for public purposes, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 3. Source of Funds. The cost and expense of acquiring all rights and interests in the Property shall be paid for from multiple funding sources.

Section 4. Condemnation Authorization. City staff, the City Attorney, and all City consultants for the Project are authorized and directed to enter into any and all negotiations and agreements necessary to acquire the rights and interests in the Property as described in Attachments A. If such negotiations fail to acquire such interests in the Property in a timely manner, as determined by the City Manager, the City Attorney is authorized to prosecute proceedings provided by law to condemn, appropriate and take the Property and carry out and implement the provisions of this Ordinance.

Section 5. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE ____ DAY OF _____, 2021.

CITY OF KENMORE

David Baker, Mayor

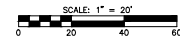
ATTEST/AUTHENTICATED:

Anastasiya Warhol, City Clerk

Approved as to form:

Dawn Reitan, City Attorney

Filed with the City Clerk: _____, 2021
Passed by the City Council: _____, 2021
Ordinance No.
Date of Publication: _____, 2021
Effective Date: _____, 2021



*ALL TOTAL PARCEL AREAS CALCULATED FROM KING COUNTY PARCEL MAP UNLESS NOTED OTHERWISE.
** EASEMENT AREAS ARE APPROXIMATE

CT01
SHEET NUMBER
4 of 29

EXHIBIT "A"
Legal Description of Entire Property

OWNER: EMILY A. BENNETT

PARCEL NO.: 0226049052

THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M., SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

EXHIBIT "B"
Legal Description of Permanent Easement

AN EASMENT WITHIN THAT PORTION OF THE NORTHEAST QUARTER OF THE
SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M.,
DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE
SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF
314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD
AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY
ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PARCEL;

THENCE N 36°23'38" E, ALONG THE WESTERLY BOUNDARY OF SAID PARCEL, A
DISTANCE OF 11.17 FEET;

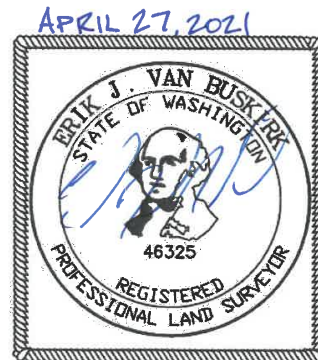
THENCE S 56°24'24" E, A DISTANCE OF 7.69 FEET TO A POINT 5.00 FEET NORTH OF THE
NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE S 88°51'14" E, PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY MARGIN, A
DISTANCE OF 26.13 FEET;

THENCE S 01°08'46" W, A DISTANCE OF 5.00 FEET TO SAID NORTHERLY RIGHT-OF-WAY
MARGIN;

THENCE N 88°51'14" W, ALONG SAID NORTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE
OF 39.07 FEET TO THE POINT OF BEGINNING,

CONTAINING 206 SQUIRE FEET, MORE OR LESS.



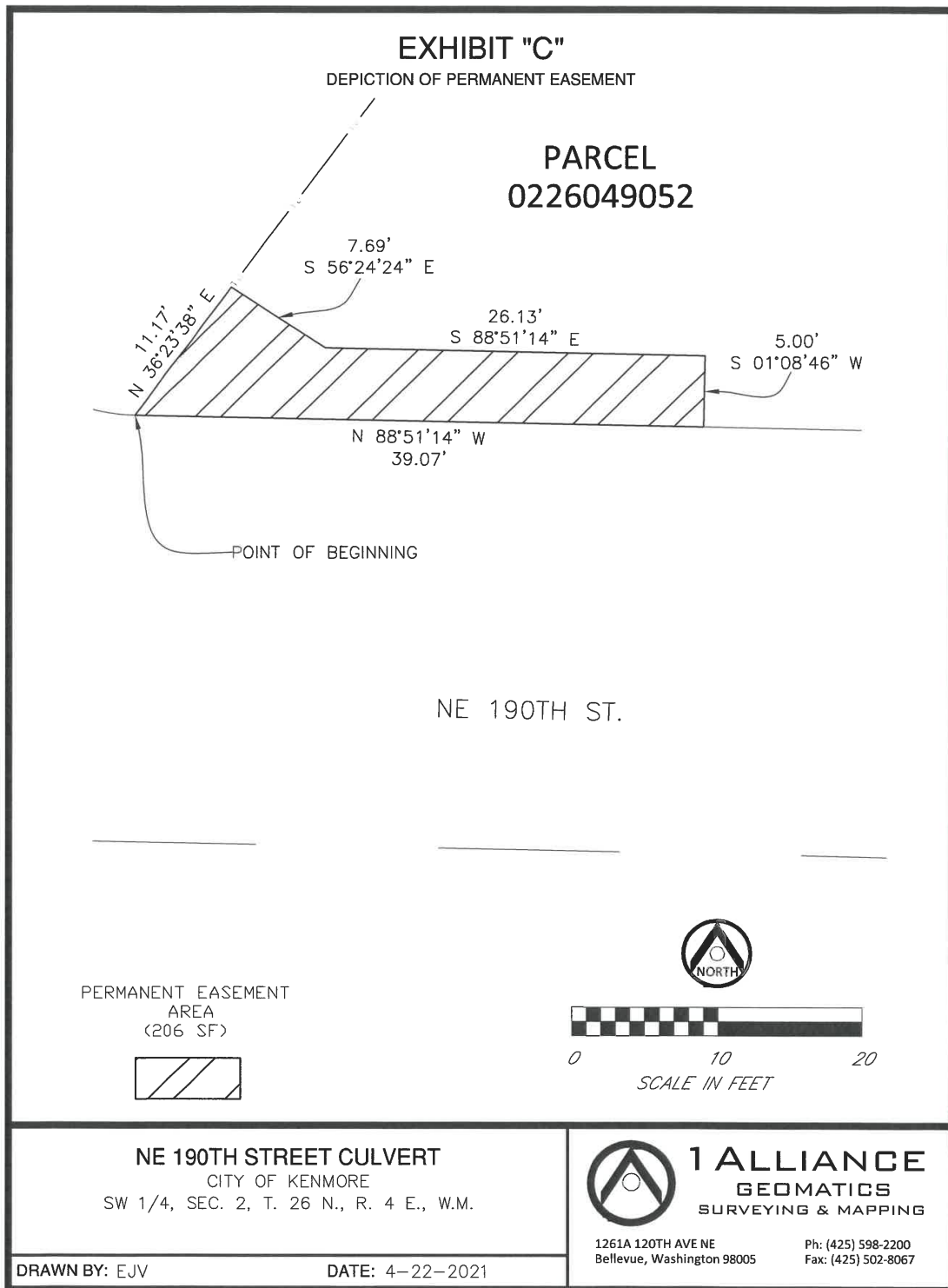


EXHIBIT "A"
Legal Description of Entire Property

OWNER: EMILY A. BENNETT

PARCEL NO.: 0226049052

THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M., SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

EXHIBIT "B"

Legal Description of Temporary Construction Easement

AN EASEMENT WITHIN THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PARCEL;

THENCE N 36°23'38" E, ALONG THE WESTERLY BOUNDARY OF SAID PARCEL, A DISTANCE OF 11.17 FEET TO THE POINT OF BEGINNING;

THENCE S 56°24'24" E, A DISTANCE OF 7.69 FEET TO A POINT 5.00 FEET NORTH OF THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE S 88°51'14" E, PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 26.13 FEET;

THENCE S 01°08'46" W, A DISTANCE OF 5.00 FEET TO SAID NORTHERLY RIGHT-OF-WAY MARGIN;

THENCE S 88°51'14" E, ALONG SAID NORTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 33.71 FEET;

THENCE N 01°08'46" E, A DISTANCE OF 18.75 FEET;

THENCE N 25°33'45" E, A DISTANCE OF 28.56 FEET;

THENCE N 20°56'29" E, A DISTANCE OF 32.20 FEET;

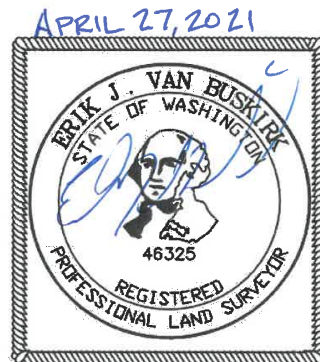
THENCE N 73°49'21" W, A DISTANCE OF 31.47 FEET;

THENCE S 31°38'11" W, A DISTANCE OF 9.67 FEET;

THENCE S 60°17'49" W, A DISTANCE OF 14.67 FEET TO SAID WESTERLY BOUNDARY;

THENCE S 36°23'38" W, ALONG SAID WESTERLY BOUNDARY, A DISTANCE OF 71.31 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,058 SQUARE FEET, MORE OR LESS.



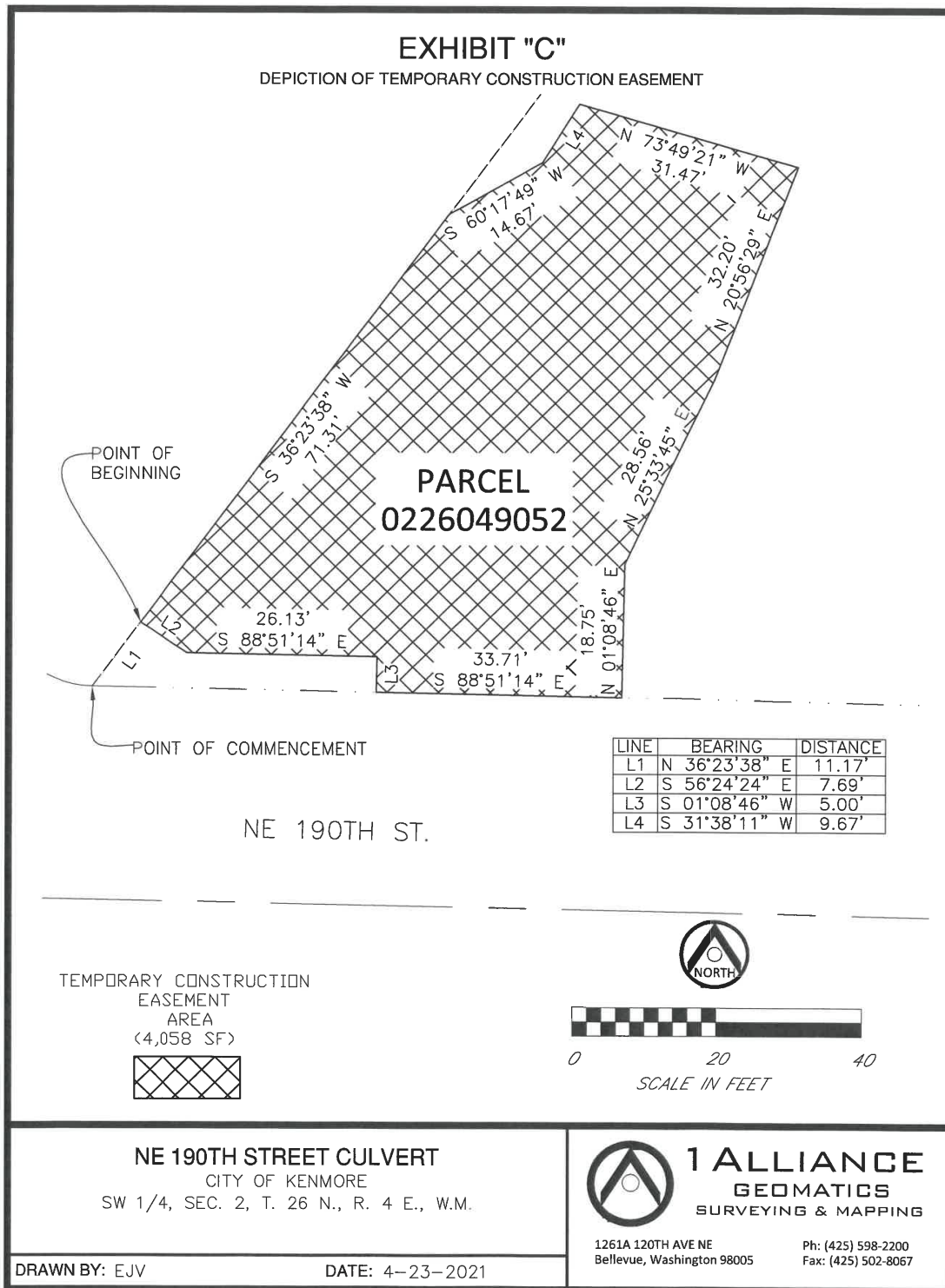


EXHIBIT "A"

Legal Description of Entire Property

OWNER: MESSERAT WOLDE TATO

PARCEL NO.: 3818700008

LOT 1, KING COUNTY SHORT PLAT NO. 185079, RECORDED UNDER RECORDING
NUMBER 8511080367, RECORDS OF KING COUNTY, WASHINGTON.

EXHIBIT "B"
Legal Description of Permanent Easement

THAT PORTION OF LOT 1, KING COUNTY SHORT PLAT NO. 185079, RECORDED UNDER RECORDING NUMBER 8511080367, RECORDS OF KING COUNTY, WASHINGTON.

SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF SAID LOT 1 AND THE EASTERLY RIGHT-OF-WAY MARGIN OF 61ST AVENUE NORTHEAST ALSO BEING A NON-TANGENT CURVE HAVING A RADIUS OF 603.14 FEET WHICH BEARS N 87°12'44" W TO ITS CENTER;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 02°38'42", A DISTANCE OF 27.84 FEET;

THENCE N 00°08'34" E, ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 65.43 FEET TO A CURVE TO THE RIGHT HAVING A RADIUS OF 25.00 FEET;

THENCE ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 91°00'11", A DISTANCE OF 39.71 FEET TO THE SOUTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE S 88°51'14" E, ALONG SAID SOUTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 14.07 FEET;

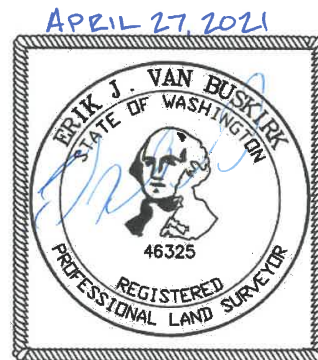
THENCE S 21°36'09" W, A DISTANCE OF 13.27 FEET;

THENCE N 90°00'00" W, A DISTANCE OF 14.64 FEET;

THENCE S 00°08'54" W, A DISTANCE OF 105.98 FEET TO THE SOUTH LINE OF SAID LOT 1;

THENCE N 88°52'41" W, ALONG SAID SOUTH LINE, A DISTANCE OF 20.65 FEET TO THE POINT OF BEGINNING,

CONTAINING 2,455 SQUARE FEET, MORE OR LESS.



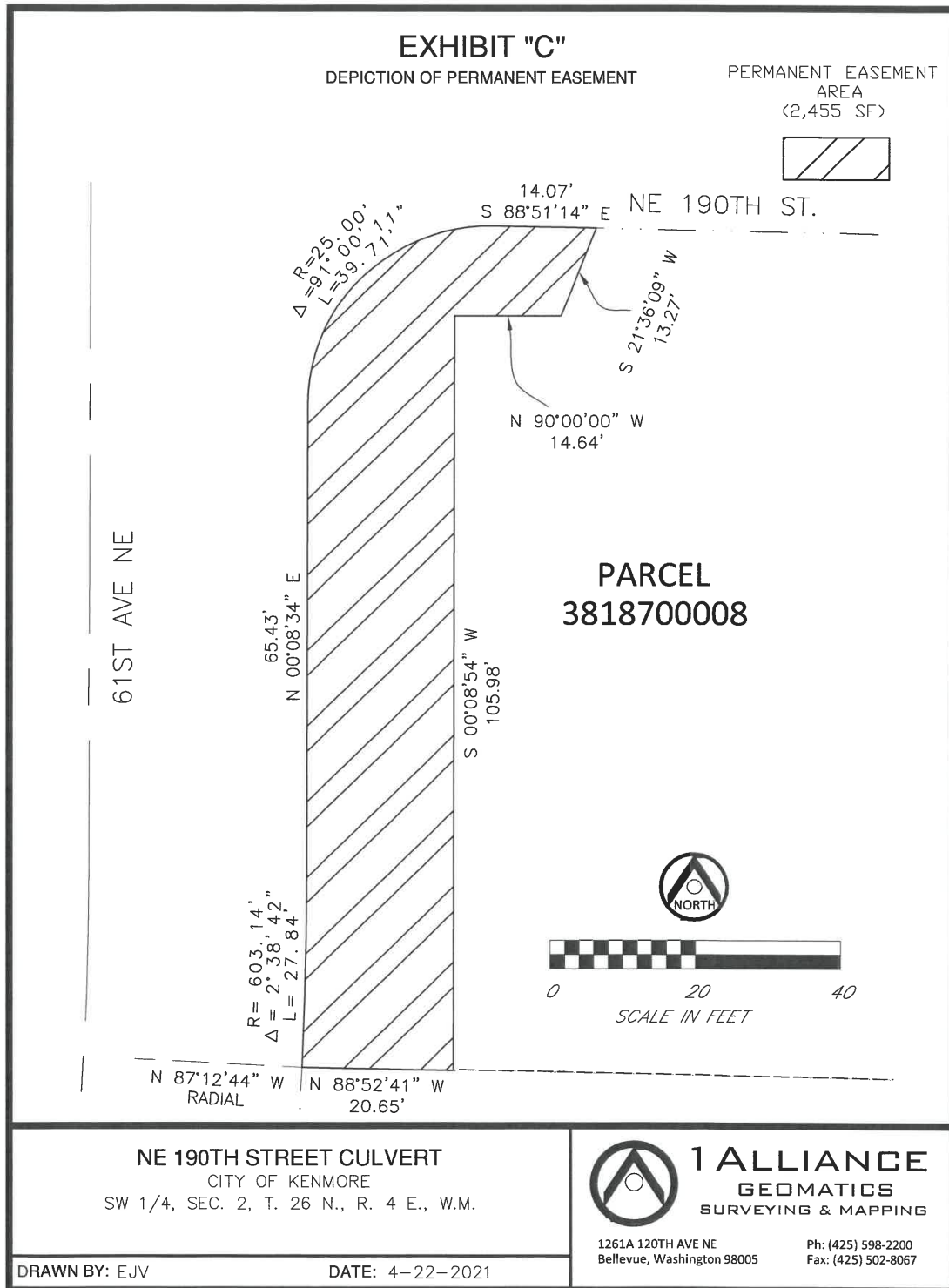


EXHIBIT “A”

Legal Description of Entire Property

OWNER: MESSERAT WOLDE TATO

PARCEL NO.: 3818700008

LOT 1, KING COUNTY SHORT PLAT NO. 185079, RECORDED UNDER RECORDING
NUMBER 8511080367, RECORDS OF KING COUNTY, WASHINGTON.

EXHIBIT "B"

Legal Description of Temporary Construction Easement

THAT PORTION OF LOT 1, KING COUNTY SHORT PLAT NO. 185079, RECORDED UNDER RECORDING NUMBER 8511080367, RECORDS OF KING COUNTY, WASHINGTON.

SAID PORTION DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 1;

THENCE S 88°52'41" E, ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 20.65 FEET,

THENCE N 00°08'54 E, A DISTANCE OF 40.95 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING N 00°08'54" E, A DISTANCE OF 65.03 FEET;

THENCE N 90°00'00" E, A DISTANCE OF 14.64 FEET;

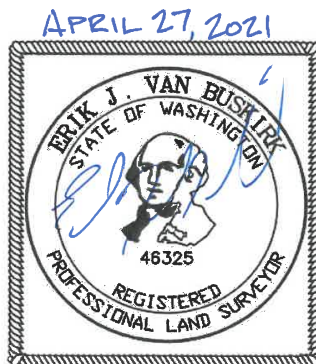
THENCE S 21°36'09" W, A DISTANCE OF 12.29 FEET;

THENCE S 04°45'32" W, A DISTANCE OF 27.46 FEET;

THENCE S 00°07'16" E, A DISTANCE OF 26.26 FEET;

THENCE N 89°48'38" W, A DISTANCE OF 8.06 FEET TO THE POINT OF BEGINNING,

CONTAINING 599 SQUIRE FEET, MORE OR LESS.



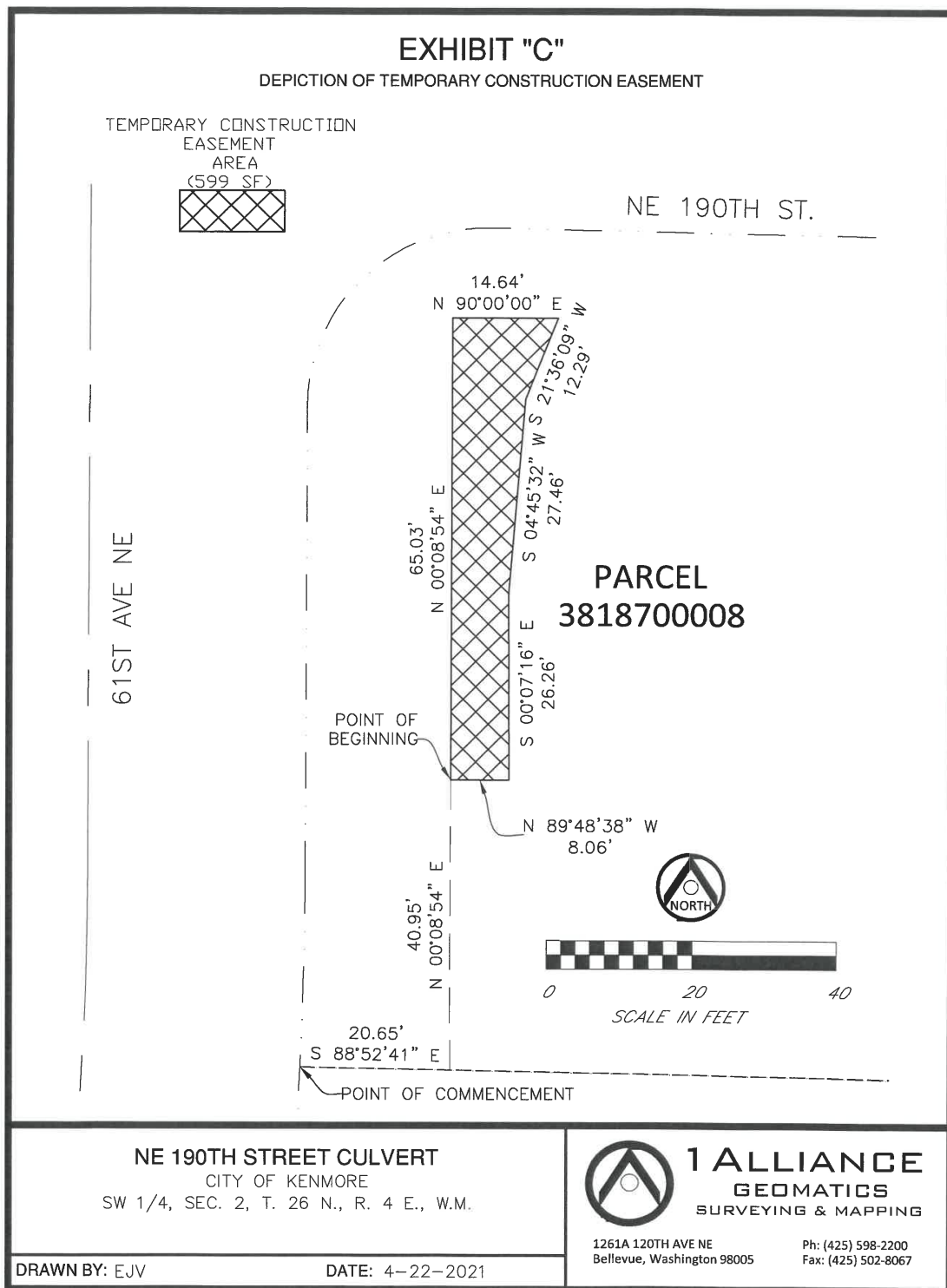


EXHIBIT "A"

Legal Description of Entire Property

OWNER: JASA PROPERTIES, LLC.

PARCEL NO.: 4140100110

LOT 11, LAKEMORE ESTATES DIVISION NO. 2, ACCORDING TO THE PLAT
THEREOF RECORDED IN VOLUME 92 OF PLATS, PAGES 67 THROUGH 69, RECORDS
OF KING COUNTY AUDITOR;

SITUATE IN THE CITY OF KENMORE, COUNTY OF KING, STATE OF WASHINGTON.

EXHIBIT "B"

Legal Description of Permanent Easement

THAT PORTION OF LOT 11, LAKEMORE ESTATES DIVISION NO. 2, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 92 OF PLATS, PAGES 67 THROUGH 69, RECORDS OF KING COUNTY AUDITOR, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EASTERLY BOUNDARY OF SAID LOT 11 AND THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

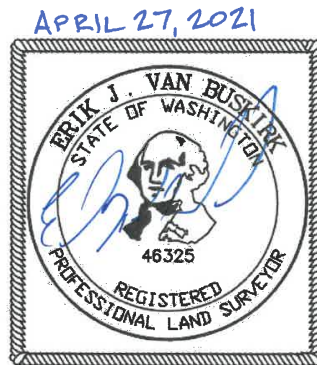
THENCE N 36°23'38" E, ALONG SAID EASTERLY BOUNDARY, A DISTANCE OF 11.17 FEET;

THENCE N 56°24'24" W, A DISTANCE OF 23.46 FEET TO THE EASTERLY RIGHT-OF-WAY MARGIN OF 61ST AVENUE NORTHEAST;

THENCE S 00°08'34" W, ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 8.75 FEET TO A CURVE TO THE LEFT HAVING A RADIUS OF 13.20 FEET;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 88°59'49", A DISTANCE OF 20.50 FEET TO THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET AND THE POINT OF BEGINNING,

CONTAINING 236 SQUIRE FEET, MORE OR LESS.



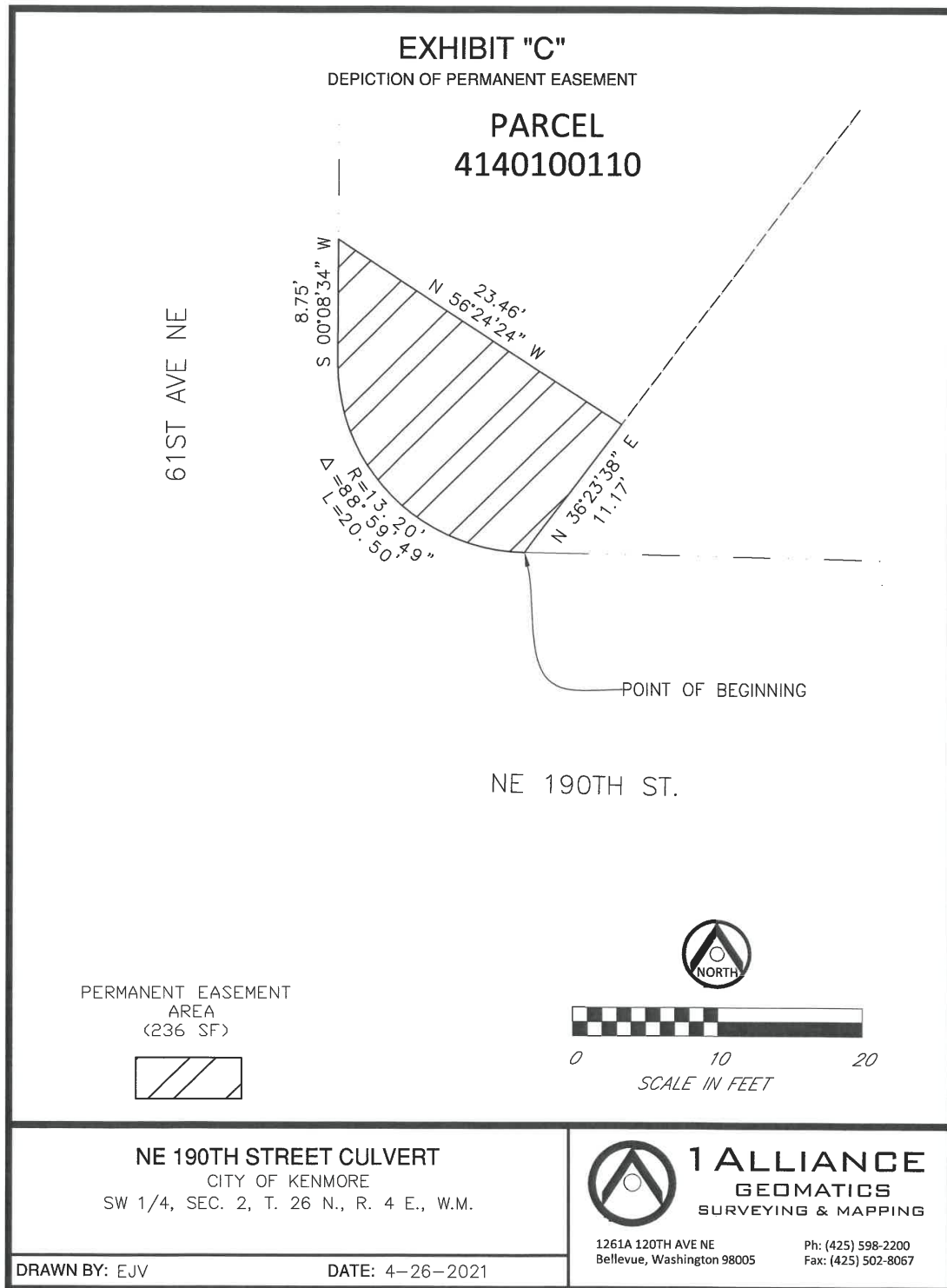


EXHIBIT “A”

Legal Description of Entire Property

OWNER: JASA PROPERTIES, LLC.

PARCEL NO.: 4140100110

LOT 11, LAKEMORE ESTATES DIVISION NO. 2, ACCORDING TO THE PLAT
THEREOF RECORDED IN VOLUME 92 OF PLATS, PAGES 67 THROUGH 69, RECORDS
OF KING COUNTY AUDITOR;

SITUATE IN THE CITY OF KENMORE, COUNTY OF KING, STATE OF WASHINGTON.

EXHIBIT "B"

Legal Description of Temporary Construction Easement

THAT PORTION OF LOT 11, LAKEMORE ESTATES DIVISION NO. 2, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 92 OF PLATS, PAGES 67 THROUGH 69, RECORDS OF KING COUNTY AUDITOR, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EASTERLY BOUNDARY OF SAID LOT 11 AND THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE N 36°23'38" E, ALONG SAID EASTERLY BOUNDARY, A DISTANCE OF 11.17 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING N 36°23'38" E, ALONG SAID EASTERLY BOUNDARY, A DISTANCE OF 71.31 FEET;

THENCE S 60°17'49" W, A DISTANCE OF 1.55 FEET;

THENCE N 63°53'56" W, A DISTANCE OF 10.21 FEET;

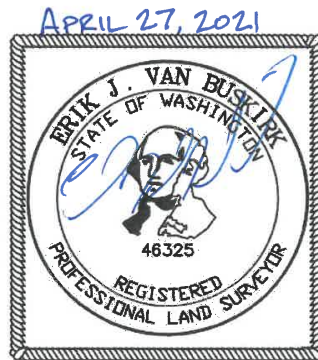
THENCE S 73°13'18" W, A DISTANCE OF 17.77 FEET;

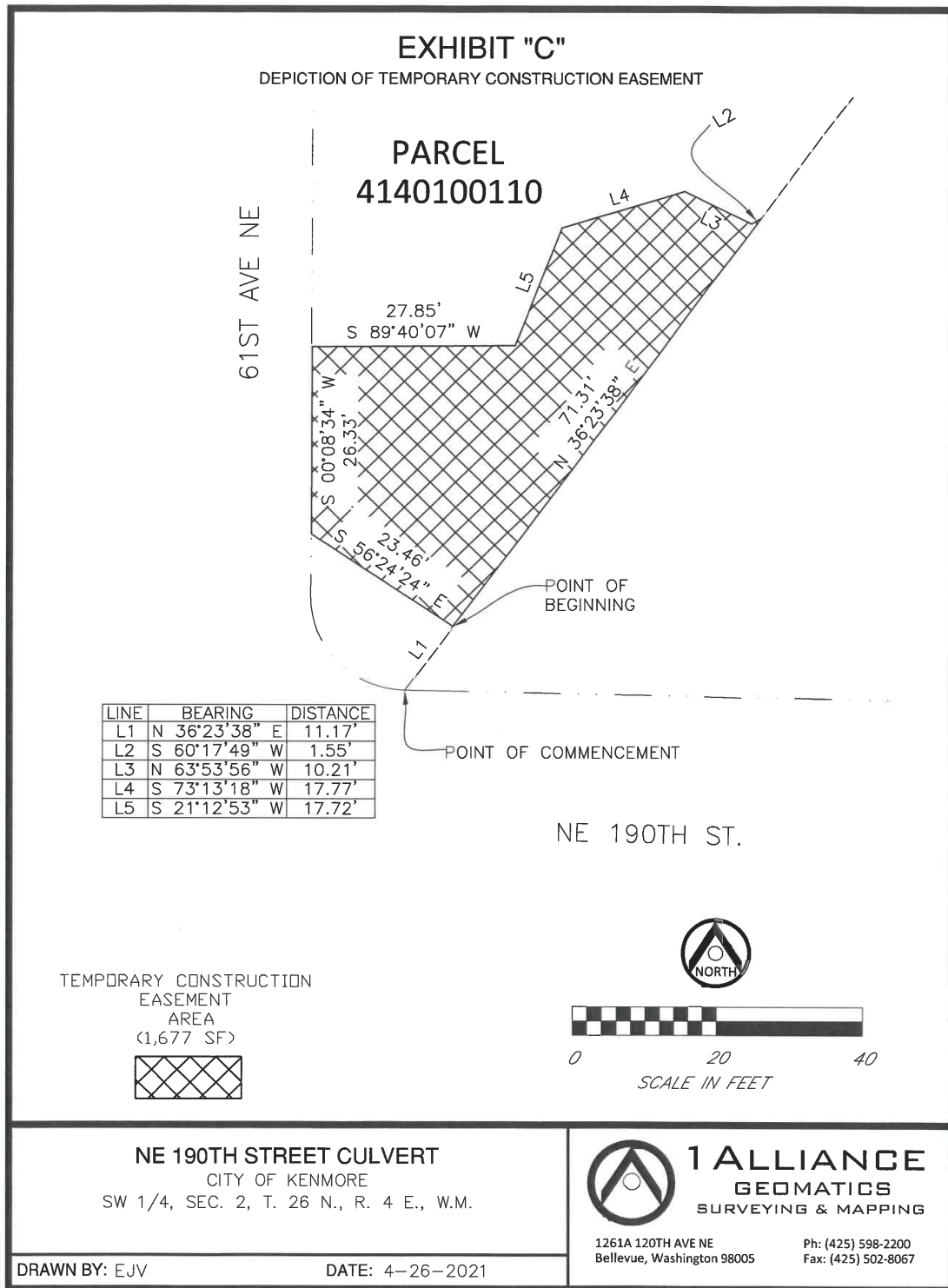
THENCE S 21°12'53" W, A DISTANCE OF 17.72 FEET;

THENCE S 89°40'07" W, A DISTANCE OF 27.85 FEET TO THE EASTERLY RIGHT-OF-WAY MARGIN OF 61ST AVE NORTHEAST;

THENCE S 00°08'34" W, ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 26.33 FEET;

THENCE S 56°24'24" E, A DISTANCE OF 23.46 FEET TO THE POINT OF BEGINNING, CONTAINING 1,677 SQUARE FEET, MORE OR LESS.





**CITY OF KENMORE
WASHINGTON
ORDINANCE NO. 21-0522**

**AN ORDINANCE OF THE CITY OF KENMORE,
WASHINGTON, AUTHORIZING THE ACQUISITION BY
NEGOTIATION OR CONDEMNATION OF CERTAIN
REAL PROPERTY INTERESTS NEEDED FOR THE NE
190TH ST CULVERT REPLACEMENT PROJECT, WHICH
CONTEMPLATES THE CONSTRUCTION OF A NEW
CULVERT AND ADJACENT STREAM RESTORATION
AND AUTHORIZING NEGOTIATION OR
CONDEMNATION FOR THOSE REAL PROEPRTY
INTERESTS IDENTIFIED HEREIN NEEDED FOR SAID
PROJECT.**

WHEREAS, the City of Kenmore is working towards designing and constructing certain improvements to NE 190th Street, including construction of a new culvert (replacement) and adjacent stream restoration, which is known as NE 190th St Culvert Replacement Project, ("Culvert Project"); and

WHEREAS, pursuant to State and Federal policies and regulations, the City is acquiring real property interests, including necessary rights-of-way and easements, through negotiations with owners of property along NE 190th St and 61st Ave NE, and also will provide relocation assistance to legal occupants of land whose business or personal property are displaced as a result of the Culvert Project, if any; and

WHEREAS, in order to construct the Culvert Project and provide maintenance of the culvert and adjacent stream, it is necessary to acquire, condemn, appropriate, take and damage portions of and interests in real property, in the form of fee simple rights-of-way and temporary construction easements, as legally described and depicted on **Attachment A**, attached hereto and incorporated by this reference, and said real property is further identified by King County Tax Parcel No., and site address as follows:

- Tax Parcel No. 3818700008, 6109 NE 190th ST, Kenmore WA 98028
- Tax Parcel No. 0226049052, 6116 NE 190th ST, Kenmore WA 98028
- Tax Parcel No. 4140100110; 19020 61st AVE NE, Kenmore WA 98028

WHEREAS, if the City is unable to acquire the necessary fee simple rights-of-way and temporary construction easements in a timely manner it will jeopardize funding and construction deadlines for the Culvert Project, thus necessitating the filing of a petition in eminent domain (condemnation petition) in order to construct the Culvert Project; and

WHEREAS, the City is authorized by RCW 35A.64.200 to exercise the power of eminent domain pursuant to Chapters 8.12 and 8.28 RCW; and

WHEREAS, the City has complied with the notice requirements set forth in RCW 8.25.290 by providing written notice to the owners of the real property identified herein of the planned final action of adopting this Ordinance, and published notice of such planned final action in the manner set forth in RCW 8.25.290; and

WHEREAS, on May 17, 2021, the City Council considered this Ordinance and comments received relating to this Ordinance, and determined the adoption of this Ordinance was necessary for the construction of the Culvert Project;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KENMORE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Incorporation of Recitals. The recitals set forth above are adopted and incorporated herein as if set forth in full as findings in support of this Ordinance.

Section 2. Acquisition of Real Property – Public Use & Necessity. The City Council finds and determines that acquisition of the rights and interests in the real property described and depicted on Attachment A (“Property”) is necessary for the construction of the Culvert Project, which project is for a public use. The rights and interests in the Property herein described are hereby condemned, appropriated, taken and damaged in fee for rights-of-way, and for temporary construction easements for public purposes, subject to the making or paying of just compensation to the owners thereof in the manner provided by law.

Section 3. Source of Funds. The cost and expense of acquiring all rights and interests in the Property shall be paid for from multiple funding sources, including City funds.

Section 4. Condemnation Authorization. City staff, the City Attorney, and all City consultants for the Culvert Project are authorized and directed to enter into any and all negotiations and agreements necessary to acquire the rights and interests in the Property as described in Attachment A. If such negotiations fail to acquire such interests in the Property in a timely manner, as determined by the City Manager, the City Attorney is authorized to prosecute proceedings provided by law to condemn, appropriate and take the Property and carry out and implement the provisions of this Ordinance.

Section 5. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE ____ DAY OF _____, 2021.

CITY OF KENMORE

ATTEST/AUTHENTICATED:

David Baker, Mayor

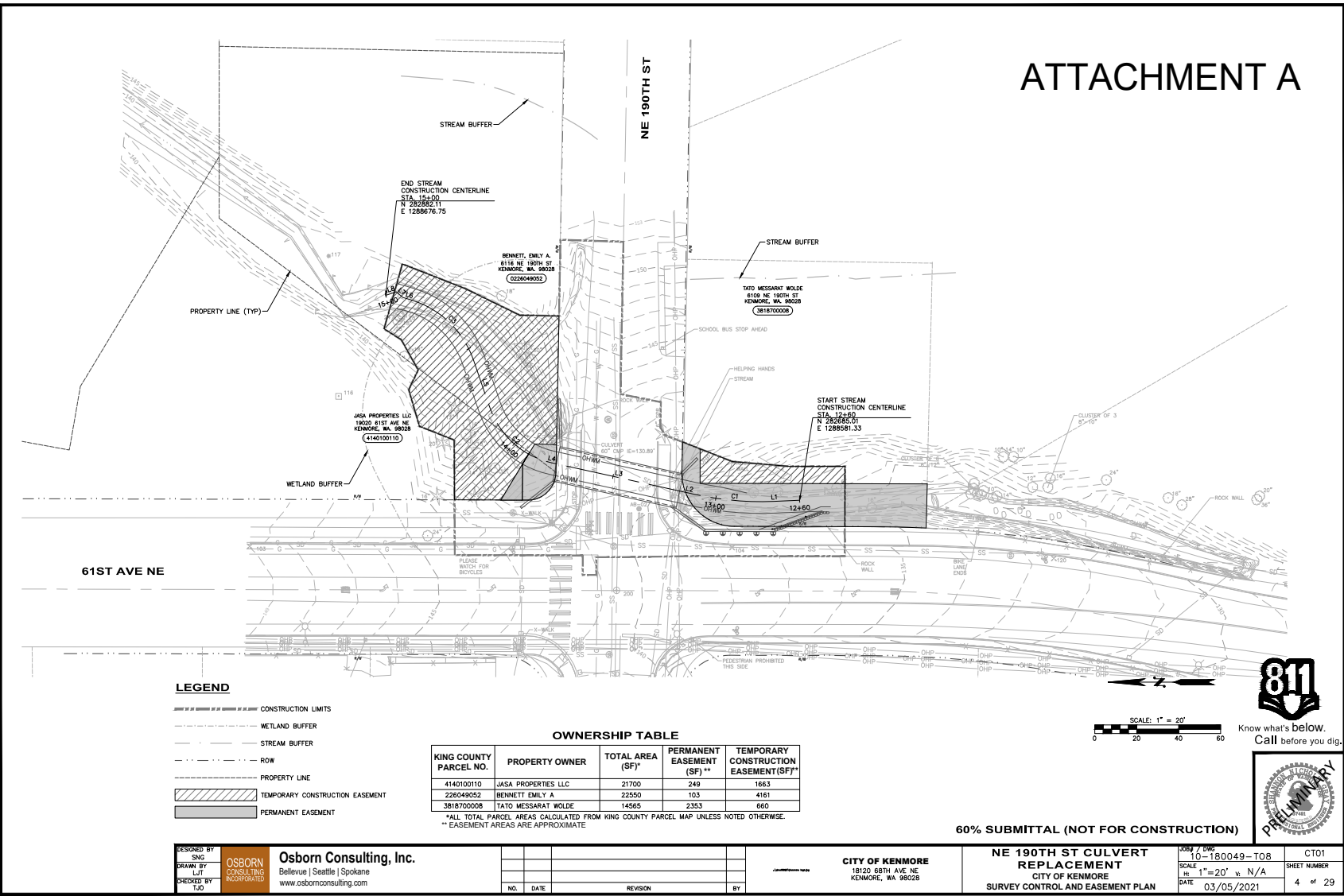
Anastasiya Warhol, City Clerk

Approved as to form:

Dawn Reitan, City Attorney

Filed with the City Clerk: _____, 2021
Passed by the City Council: _____, 2021
Ordinance No.
Date of Publication: _____, 2021
Effective Date: _____, 2021

ATTACHMENT A



FILE NAME: C:\P\WORK\2021\03\10\10-180049-T08\10-180049-T08.dwg
PLOT NAME: 10-180049-T08.dwg
PLOT TIME: 3/5/2021 9:45 AM
USER: NAMELASTNAME.TURNER

EXHIBIT "A"
Legal Description of Entire Property

OWNER: EMILY A. BENNETT

PARCEL NO.: 0226049052

THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M., SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

EXHIBIT "B"
Legal Description of Permanent Easement

AN EASMENT WITHIN THAT PORTION OF THE NORTHEAST QUARTER OF THE
SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M.,
DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE
SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF
314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD
AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY
ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PARCEL;

THENCE N 36°23'38" E, ALONG THE WESTERLY BOUNDARY OF SAID PARCEL, A
DISTANCE OF 11.17 FEET;

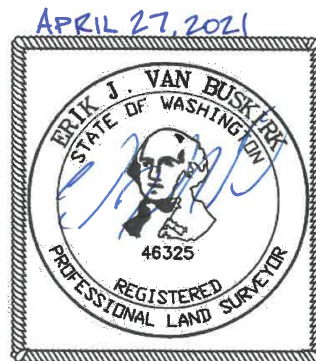
THENCE S 56°24'24" E, A DISTANCE OF 7.69 FEET TO A POINT 5.00 FEET NORTH OF THE
NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE S 88°51'14" E, PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY MARGIN, A
DISTANCE OF 26.13 FEET;

THENCE S 01°08'46" W, A DISTANCE OF 5.00 FEET TO SAID NORTHERLY RIGHT-OF-WAY
MARGIN;

THENCE N 88°51'14" W, ALONG SAID NORTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE
OF 39.07 FEET TO THE POINT OF BEGINNING,

CONTAINING 206 SQUIRE FEET, MORE OR LESS.



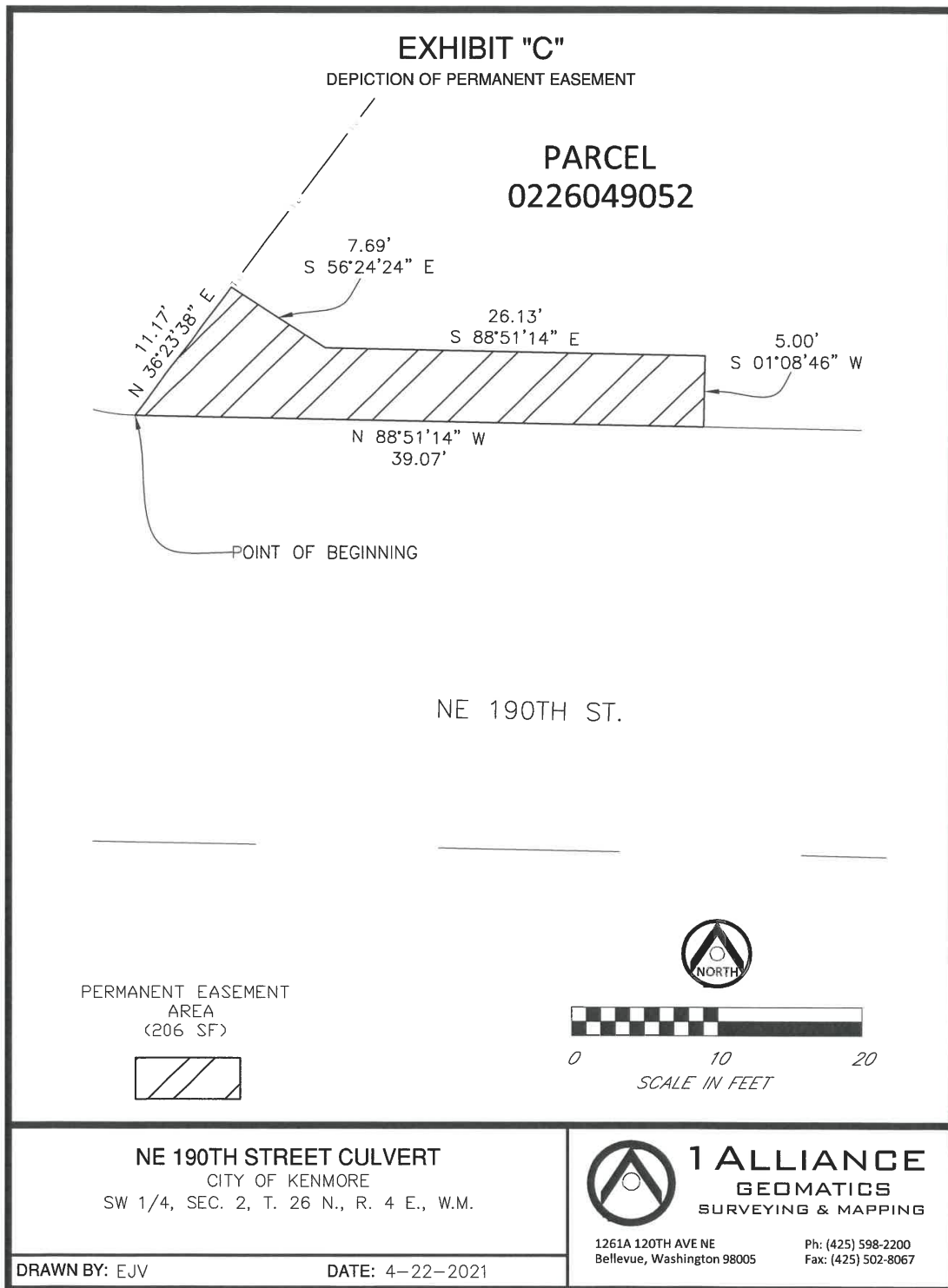


EXHIBIT "A"
Legal Description of Entire Property

OWNER: EMILY A. BENNETT

PARCEL NO.: 0226049052

THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M., SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

EXHIBIT "B"

Legal Description of Temporary Construction Easement

AN EASEMENT WITHIN THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 26 NORTH, RANGE 4 EAST, W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 2;

THENCE EAST, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 314.93 FEET;

THENCE NORTH, A DISTANCE OF 30 FEET TO THE NORTH LINE OF THE COUNTY ROAD AND THE TRUE POINT OF BEGINNING;

THENCE N 36°09'33" E, A DISTANCE OF 199.29 FEET;

THENCE N 89°47'50" E, A DISTANCE OF 80 FEET;

THENCE S 00°54'41" W, A DISTANCE OF 164.31 FEET TO THE NORTH LINE OF SAID COUNTY ROAD;

THENCE N 89°05'19" W, A DISTANCE OF 195 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PARCEL;

THENCE N 36°23'38" E, ALONG THE WESTERLY BOUNDARY OF SAID PARCEL, A DISTANCE OF 11.17 FEET TO THE POINT OF BEGINNING;

THENCE S 56°24'24" E, A DISTANCE OF 7.69 FEET TO A POINT 5.00 FEET NORTH OF THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE S 88°51'14" E, PARALLEL WITH SAID NORTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 26.13 FEET;

THENCE S 01°08'46" W, A DISTANCE OF 5.00 FEET TO SAID NORTHERLY RIGHT-OF-WAY MARGIN;

THENCE S 88°51'14" E, ALONG SAID NORTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 33.71 FEET;

THENCE N 01°08'46" E, A DISTANCE OF 18.75 FEET;

THENCE N 25°33'45" E, A DISTANCE OF 28.56 FEET;

THENCE N 20°56'29" E, A DISTANCE OF 32.20 FEET;

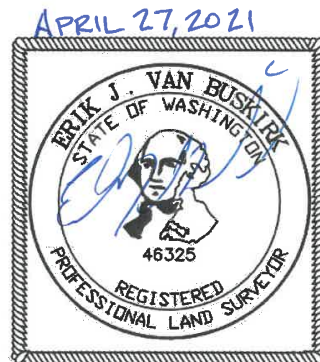
THENCE N 73°49'21" W, A DISTANCE OF 31.47 FEET;

THENCE S 31°38'11" W, A DISTANCE OF 9.67 FEET;

THENCE S 60°17'49" W, A DISTANCE OF 14.67 FEET TO SAID WESTERLY BOUNDARY;

THENCE S 36°23'38" W, ALONG SAID WESTERLY BOUNDARY, A DISTANCE OF 71.31 FEET TO THE POINT OF BEGINNING.

CONTAINING 4,058 SQUARE FEET, MORE OR LESS.



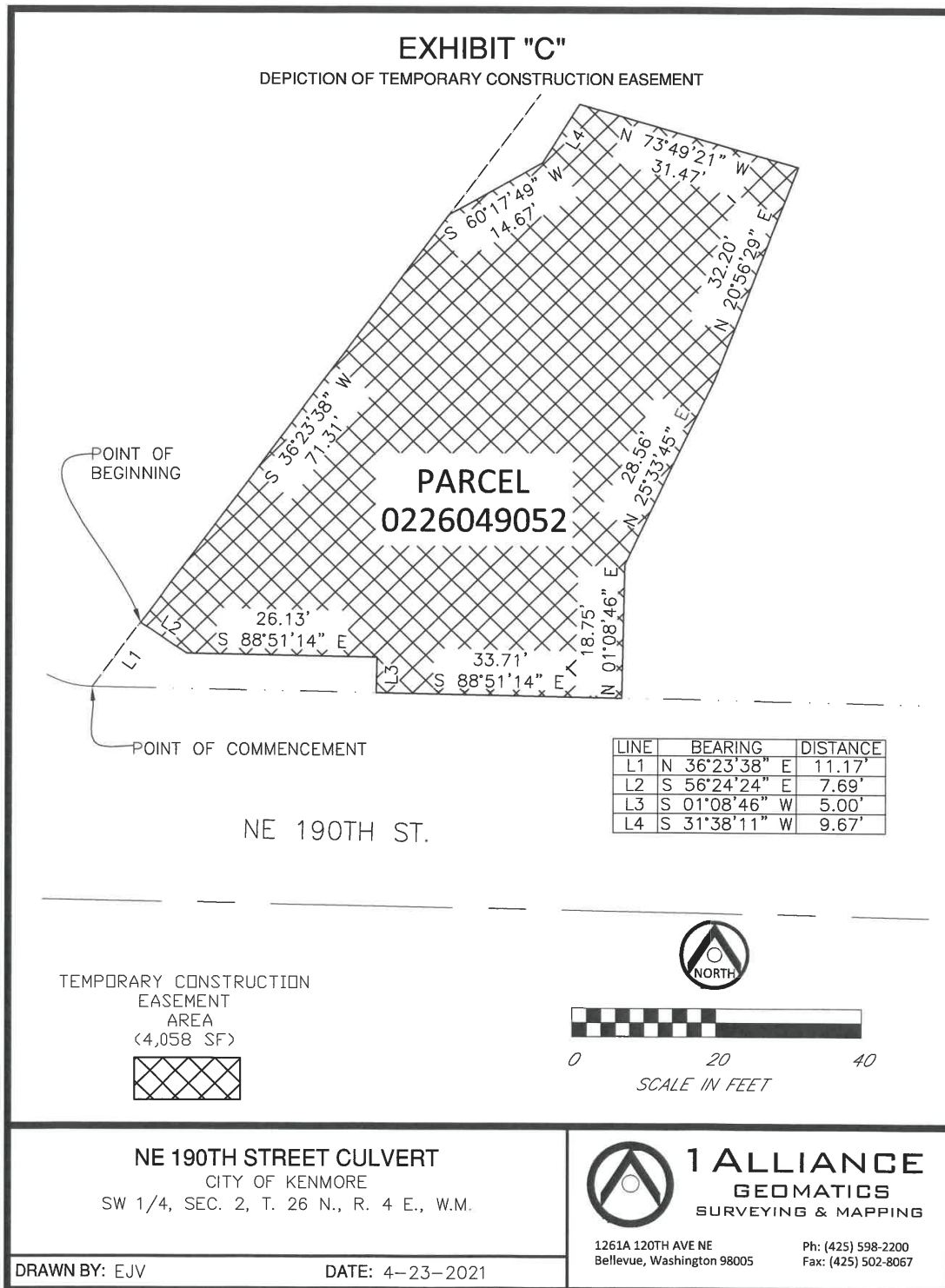


EXHIBIT "A"

Legal Description of Entire Property

OWNER: MESSERAT WOLDE TATO

PARCEL NO.: 3818700008

LOT 1, KING COUNTY SHORT PLAT NO. 185079, RECORDED UNDER RECORDING
NUMBER 8511080367, RECORDS OF KING COUNTY, WASHINGTON.

EXHIBIT "B"
Legal Description of Permanent Easement

THAT PORTION OF LOT 1, KING COUNTY SHORT PLAT NO. 185079, RECORDED UNDER RECORDING NUMBER 8511080367, RECORDS OF KING COUNTY, WASHINGTON.

SAID PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF SAID LOT 1 AND THE EASTERLY RIGHT-OF-WAY MARGIN OF 61ST AVENUE NORTHEAST ALSO BEING A NON-TANGENT CURVE HAVING A RADIUS OF 603.14 FEET WHICH BEARS N 87°12'44" W TO ITS CENTER;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 02°38'42", A DISTANCE OF 27.84 FEET;

THENCE N 00°08'34" E, ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 65.43 FEET TO A CURVE TO THE RIGHT HAVING A RADIUS OF 25.00 FEET;

THENCE ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 91°00'11", A DISTANCE OF 39.71 FEET TO THE SOUTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE S 88°51'14" E, ALONG SAID SOUTHERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 14.07 FEET;

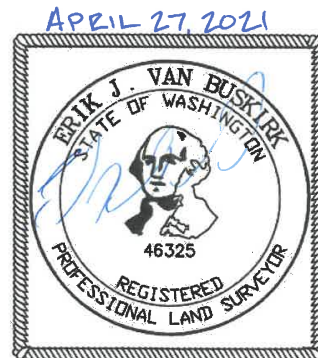
THENCE S 21°36'09" W, A DISTANCE OF 13.27 FEET;

THENCE N 90°00'00" W, A DISTANCE OF 14.64 FEET;

THENCE S 00°08'54" W, A DISTANCE OF 105.98 FEET TO THE SOUTH LINE OF SAID LOT 1;

THENCE N 88°52'41" W, ALONG SAID SOUTH LINE, A DISTANCE OF 20.65 FEET TO THE POINT OF BEGINNING,

CONTAINING 2,455 SQUARE FEET, MORE OR LESS.



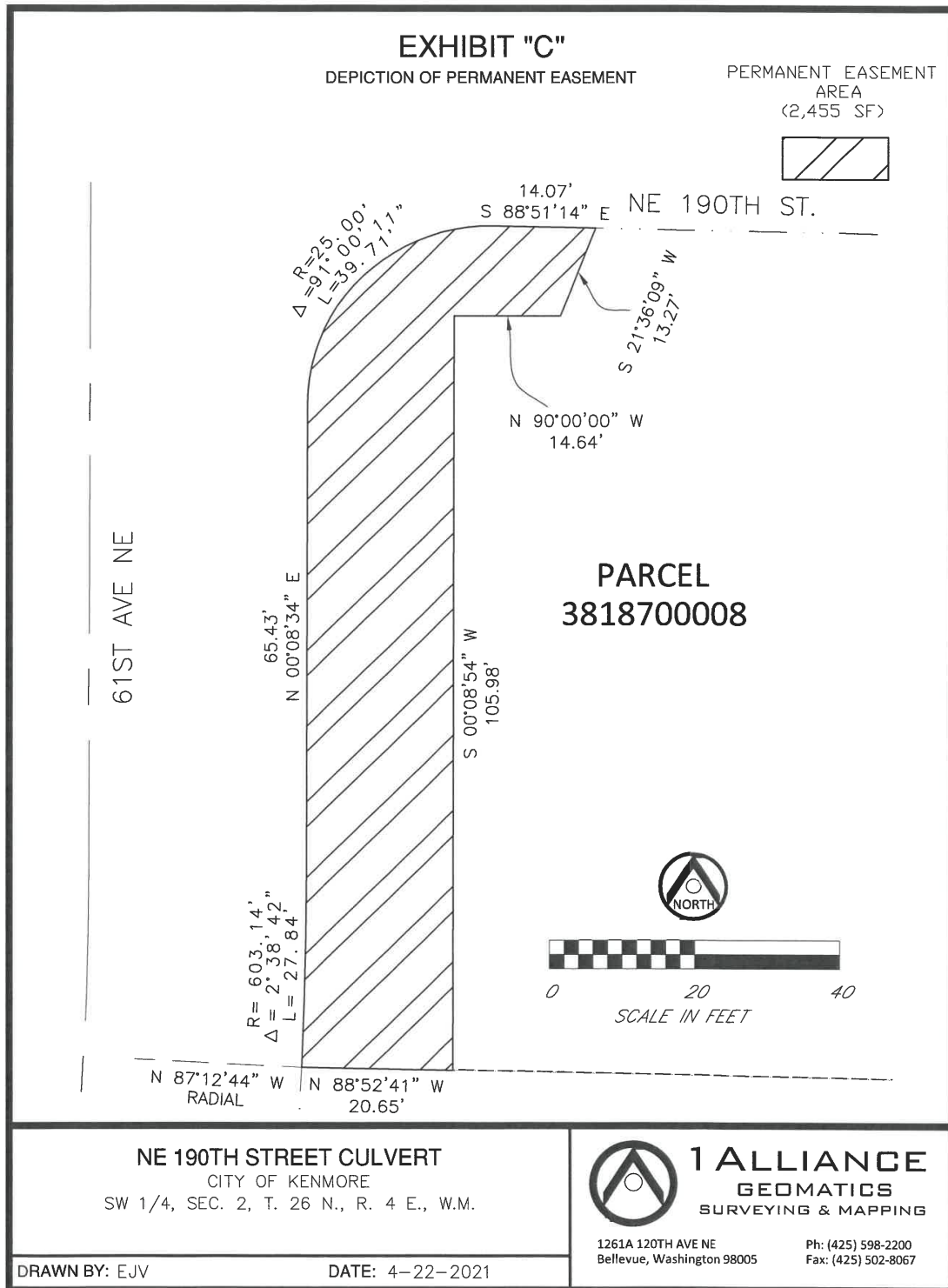


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PARCEL NO.: 3818700008

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THENCE N 00°08'54" E, A DISTANCE OF 40.95 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING N 00°08'54" E, A DISTANCE OF 65.03 FEET;

THENCE N 90°00'00" E, A DISTANCE OF 14.64 FEET;

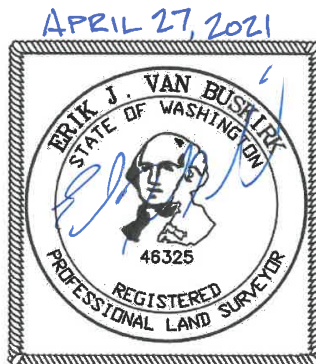
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THENCE S 04°45'32" W, A DISTANCE OF 27.46 FEET;

THENCE S 00°07'16" E, A DISTANCE OF 26.26 FEET;

THENCE N 89°48'38" W, A DISTANCE OF 8.06 FEET TO THE POINT OF BEGINNING,

CONTAINING 599 SQUARE FEET, MORE OR LESS.



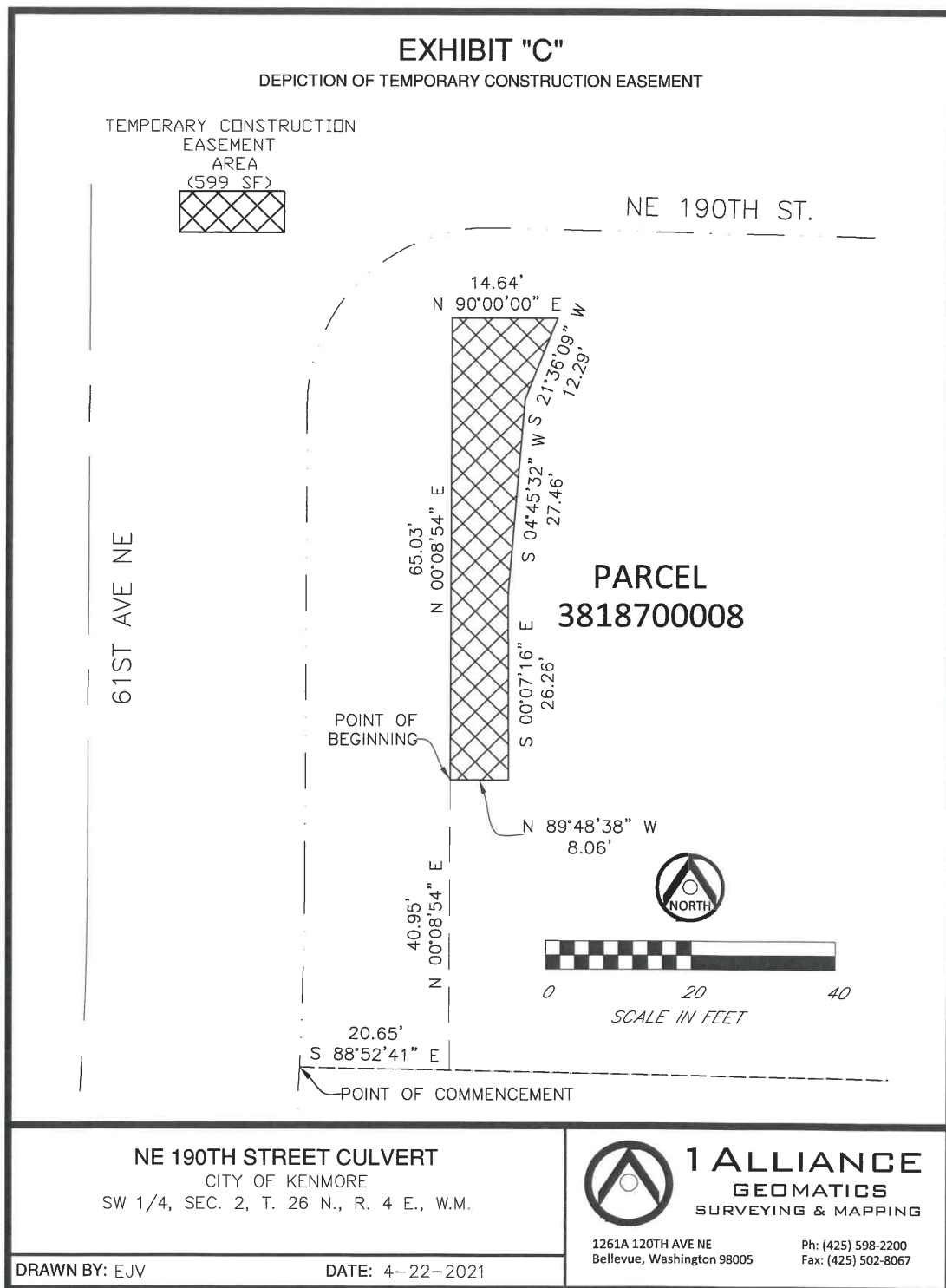


EXHIBIT "A"
Legal Description of Entire Property

OWNER: JASA PROPERTIES, LLC.

PARCEL NO.: 4140100110

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SITUATE IN THE CITY OF KENMORE, COUNTY OF KING, STATE OF WASHINGTON.

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Legal Description of Permanent Easement

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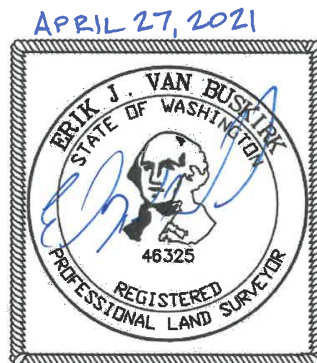
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THENCE N 56°24'24" W, A DISTANCE OF 23.46 FEET TO THE EASTERLY RIGHT-OF-WAY MARGIN OF 61ST AVENUE NORTHEAST;

THENCE S 00°08'34" W, ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 8.75 FEET TO A CURVE TO THE LEFT HAVING A RADIUS OF 13.20 FEET;

THENCE ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 88°59'49", A DISTANCE OF 20.50 FEET TO THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET AND THE POINT OF BEGINNING,

CONTAINING 236 SQUIRE FEET, MORE OR LESS.



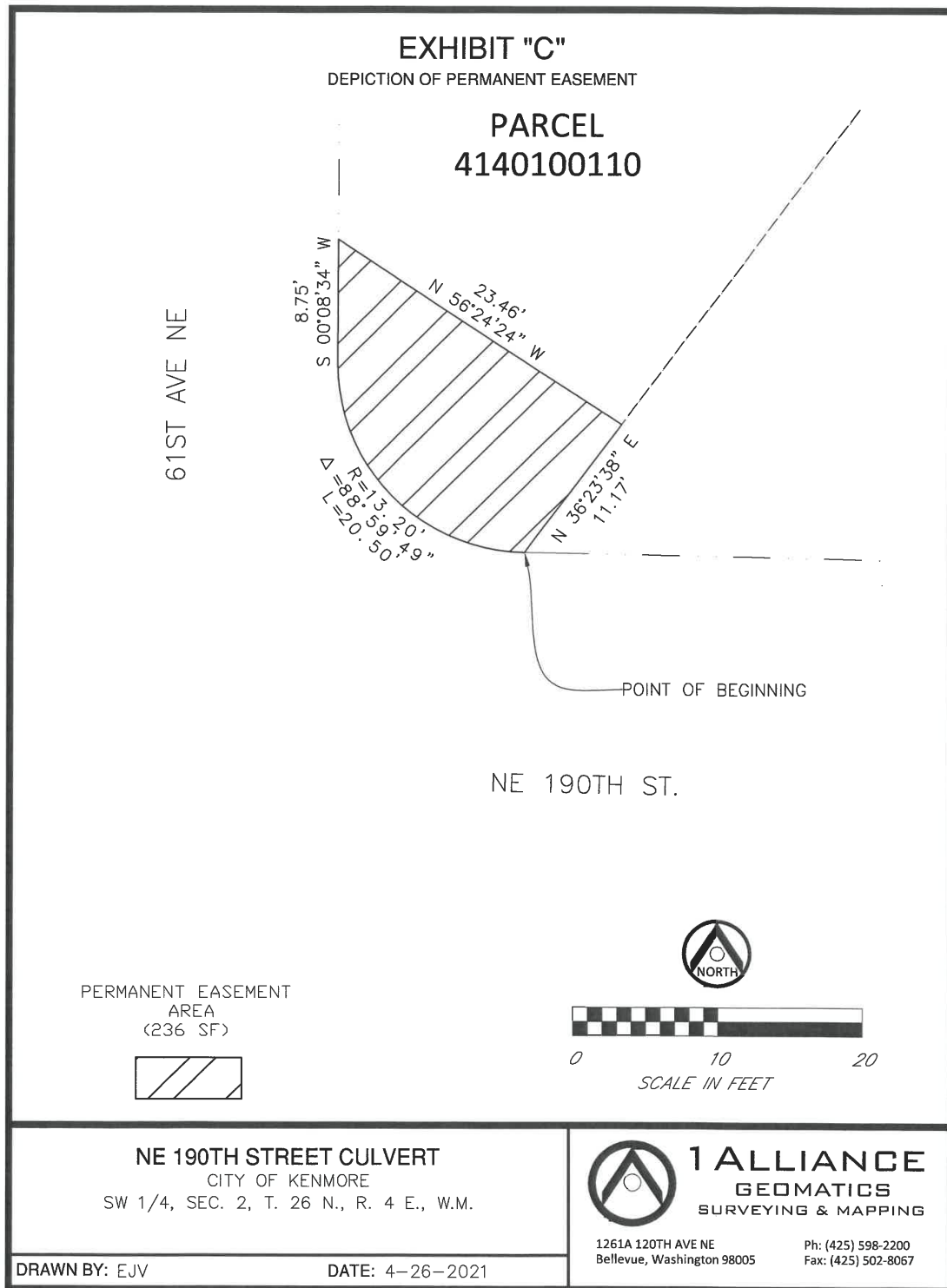


EXHIBIT “A”

Legal Description of Entire Property

OWNER: JASA PROPERTIES, LLC.

PARCEL NO.: 4140100110

LOT 11, LAKEMORE ESTATES DIVISION NO. 2, ACCORDING TO THE PLAT
THEREOF RECORDED IN VOLUME 92 OF PLATS, PAGES 67 THROUGH 69, RECORDS
OF KING COUNTY AUDITOR;

SITUATE IN THE CITY OF KENMORE, COUNTY OF KING, STATE OF WASHINGTON.

EXHIBIT "B"

Legal Description of Temporary Construction Easement

THAT PORTION OF LOT 11, LAKEMORE ESTATES DIVISION NO. 2, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 92 OF PLATS, PAGES 67 THROUGH 69, RECORDS OF KING COUNTY AUDITOR, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EASTERLY BOUNDARY OF SAID LOT 11 AND THE NORTHERLY RIGHT-OF-WAY MARGIN OF NORTHEAST 190TH STREET;

THENCE N 36°23'38" E, ALONG SAID EASTERLY BOUNDARY, A DISTANCE OF 11.17 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING N 36°23'38" E, ALONG SAID EASTERLY BOUNDARY, A DISTANCE OF 71.31 FEET;

THENCE S 60°17'49" W, A DISTANCE OF 1.55 FEET;

THENCE N 63°53'56" W, A DISTANCE OF 10.21 FEET;

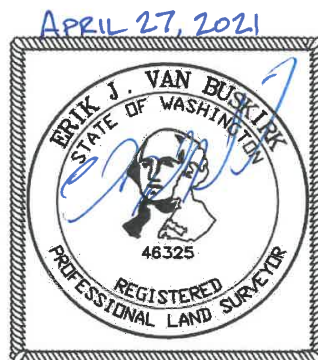
THENCE S 73°13'18" W, A DISTANCE OF 17.77 FEET;

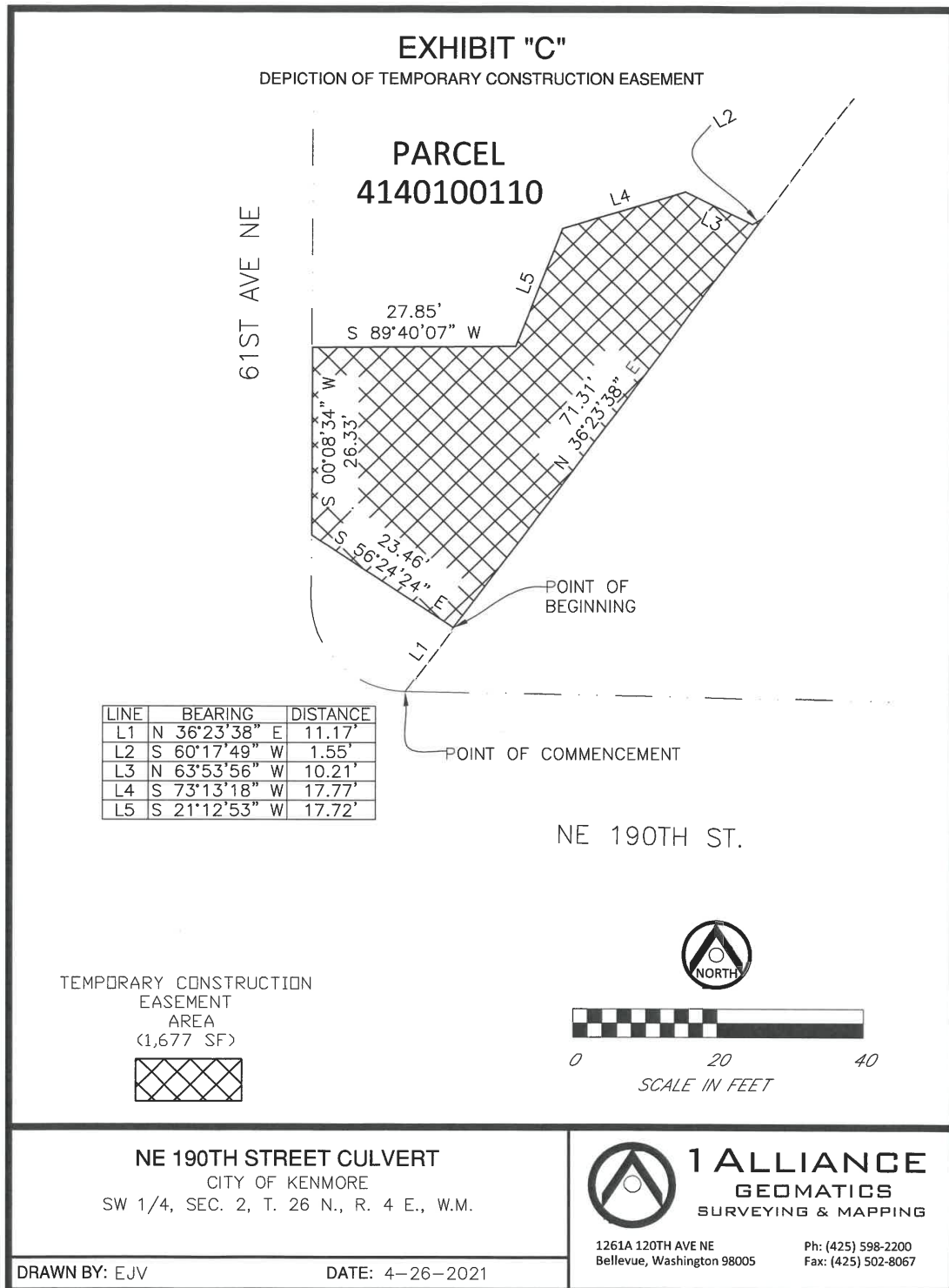
THENCE S 21°12'53" W, A DISTANCE OF 17.72 FEET;

THENCE S 89°40'07" W, A DISTANCE OF 27.85 FEET TO THE EASTERLY RIGHT-OF-WAY MARGIN OF 61ST AVE NORTHEAST;

THENCE S 00°08'34" W, ALONG SAID EASTERLY RIGHT-OF-WAY MARGIN, A DISTANCE OF 26.33 FEET;

THENCE S 56°24'24" E, A DISTANCE OF 23.46 FEET TO THE POINT OF BEGINNING, CONTAINING 1,677 SQUARE FEET, MORE OR LESS.





NE 190TH ST. CULVERT REPLACEMENT PROJECT

Tributary 0056 Stream
aka Cat's Whiskers Stream



BACKGROUND

Tributary 0056

- Fish bearing (East side of 61st Ave NE)

- Flows have been established behind head walls and rockeries

 - This has undermined the pavement and multiple repairs have been made

- Low interest loan Application approved and in use

Design

 - Fish passable, Permits in process, 30% and 60% complete, 90% in process

 - Fish Window

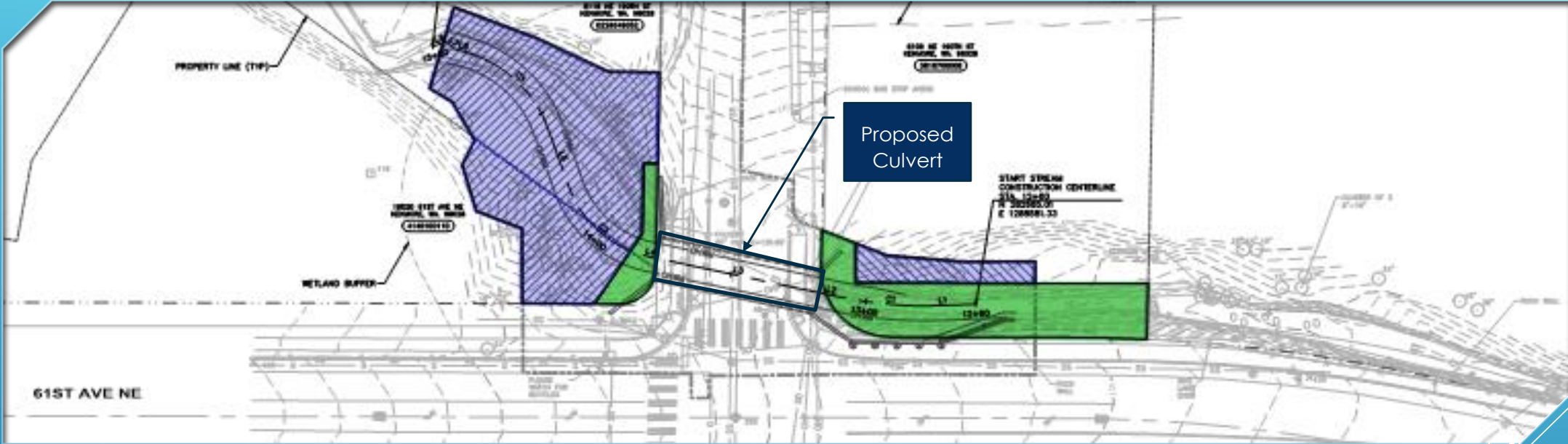
 - Utility coordination in process

 - PSE (gas and electrical), NUD, Ziply, and Comcast

Land Acquisition

PROPERTY RIGHTS NEEDED

- ▶ 3 Properties Impacted
 - ▶ 3 Permanent Acquisitions
 - ▶ Culvert
 - ▶ Future Culvert Maintenance
 - ▶ Stream/Road Maintenance
 - ▶ 3 Temporary Construction Easements (TCE)
 - ▶ Constructing the Culvert
 - ▶ Stream Corridor Mitigation



ACQUISITIONS – 
TEMPORARY CONSTRUCTION EASEMENT – 

CONDEMNATION ORDINANCE

- ▶ Authorizes staff to utilize eminent domain
- ▶ Not starting this process on any parcel at this time
- ▶ Authorizing now saves on time
- ▶ Listing all properties avoids singling out individual property owners

STEPS BEFORE CONDEMNATION

- ▶ Present offer to property owner
- ▶ Good faith negotiations
- ▶ 30-day review
- ▶ Settlement negotiations if needed
- ▶ Option for Possession and Use
- ▶ Condemnation process if P&U not granted

RECOMMENDATION: ADOPT ORDINANCE NO 21-0522 AUTHORIZING THE ACQUISITION BY CONDEMNATION OF PROPERTY INTEREST AS NEEDED FOR THE NE 190TH ST. CULVERT REPLACEMENT PROJECT.



Subject/Topic: Report on Kenmore Light Festival in December (Agreement #8 from the 2021 City Council retreat)	For Council Meeting Agenda of: May 17, 2021										
	Department: Executive										
	Prepared by: Stephanie Brown, Volunteer & Events Supervisor										
	<table border="0"> <tr> <td></td> <td style="text-align: right;"><u>Initial & Date</u></td> </tr> <tr> <td>Approved by Department Head:</td> <td style="text-align: right;">5/11</td> </tr> <tr> <td>Approved by City Attorney:</td> <td style="text-align: right;">N/A</td> </tr> <tr> <td>Approved by Finance Director:</td> <td style="text-align: right;">5/12 via email</td> </tr> <tr> <td>Approved by City Manager:</td> <td style="text-align: right;">5/12 via email</td> </tr> </table>		<u>Initial & Date</u>	Approved by Department Head:	5/11	Approved by City Attorney:	N/A	Approved by Finance Director:	5/12 via email	Approved by City Manager:	5/12 via email
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Approved by City Manager:	5/12 via email										
Proposed Council Action/Motion: Discussion of Kenmore Light Festival; No formal Council action requested	Exhibits/Attachments:										

been determined at this time.

Nonprofits and/or other individuals will be encouraged to put on non-city sponsored holiday events, such as continuing Santa photos at Kenmore Camera and festivities at the Hangar and Town Square.

FISCAL CONSIDERATION:

The Kenmore Light Festival has no budgetary impact as the funds have already been budgeted. Sponsorship revenue also supports the event.

COUNCIL PRIORITY/BUDGET OBJECTIVE BEING ADDRESSED:

Priority #3: Diversity, Equity, and Inclusion

Priority #4: Respond to the Pandemic

Priority #10: Foster and Create Fun