

**City of Kenmore
City Council Meeting
Regular Meeting Minutes
June 21, 2022
On-Site and Online**

These minutes are created to capture Council action. This is not a verbatim transcript. Meeting video and audio is available on the City YouTube channel.

PRESENT:

Councilmembers: Mayor Nigel Herbig
Councilmember Joe Marshall
Councilmember Debra Srebnik
Councilmember Corina Pfeil
Deputy Mayor Melanie O'Cain
Councilmember David Baker – Remote Attendance
Councilmember Angela Kugler – Remote Attendance

Staff: City Manager Rob Karlinsey
Assistant City Manager Stephanie Lucash
City Attorney Rosemary A. Larson
City Clerk Anastasiya Warhol
Finance & Administration Director Leticia Salcido
Interim Development Services Director Samantha Loyuk
City Engineer John Vicente
Police Chief Brandon Moen
Environmental Services Manager Richard Sawyer
Traffic Engineer Tobin Bennett- Gold
Community Development Director Debbie Bent
Co-Clerk Tela Gardner

Speaking Guests: Sara Hayashi, Arts of Kenmore
Luke Burns, Youth Poet Laureate
Sofie Lorraine Smith, Youth Poet of Distinction
Jeffrey Pooley, Kenmore Resident
Matthew Halls, Kenmore Homeowner
Stacey Valensquela, Kenmore Resident
Dakota Rash, Lake Forest Park
Tracey Banaszynski, Kenmore Resident
James Olson, Kenmore Resident
Carl Michelman, Kenmore Businessowner
Chris Olson, Kenmore Resident
Janet Hays, Kenmore Resident
Vicki Grayland, Kenmore Resident
Elsa Kings, ARCH
Lindsay Masters, ARCH
Elizabeth Murphey, Plymouth Housing
Karen Peterson, Plymouth Housing
Michaela Wright Petrik, University of Washington

Jennifer Rogers, University of Washington
Bill McQueen, University of Washington
Johnny Wheeler, University of Washington

CALL MEETING TO ORDER – 7:00 PM

Mayor Herbig called the regular meeting to order.

FLAG SALUTE

Mayor Herbig led the Council in the flag salute.

AGENDA APPROVAL

The agenda was approved as published.

PRESENTATION

Sara Hayashi, Executive Director of Arts of Kenmore introduced Luke Burns as the Youth Poet Laureate and Sophie-Lorraine Smith as the Youth Poet of Distinction. They were each awarded a certificate and the “Lamp of Learning” medallion. Luke Burns recited his poem to the audience.

PROCLAMATIONS

Mayor Herbig issued the first Youth Poet Laureate Proclamation.

[Youth Poet Laureate 2022 Proclamation](#)

PUBLIC COMMENT

The Council took comments from the public from approximately 7:13 p.m. to 7:37 p.m.

Timestamped link included here: https://youtu.be/OaJ_feJn1As?t=784

CONSENT AGENDA

- A. Authorize the City Manager to execute Amendment #6 to Contract 16-C1625 with HDR Engineering Inc. in the amount of \$385,481 to Extend Construction Management Services through December 2022 to Complete the Juanita Drive NE Pedestrian and Bicycle Safety Improvements Project.
[Agenda Bill - HDR Engineering Inc. Amendment No. 6 - Juanita Drive Project](#)
- B. Authorize the City Manager to hire two limited-term positions, a Management Analyst, and an Assistant to the City Manager, to be funded by the American Rescue Plan Act, at salary ranges already established, to carry out the 2022-26 ARPA work program and other ARPA-related work.
[Agenda Bill - ARPA Staffing - June 2022](#)
[Staff Memorandum - ARPA Staffing Needs -- June 2022](#)
[ARPA Management Analyst Kenmore - DRAFT as of 20220610](#)
[ARPA Assistant To the City Manager Kenmore - DRAFT as of 20220610](#)

MOTION: Councilmember Pfeil moved to approve the consent agenda including items A-B outlined above. Councilmember Marshall seconded the motion.

VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

BUSINESS AGENDA

- A. Approval of Affordable Housing Development Proposal, presented by Assistant City Manager Stephanie Lucash, and guests from Plymouth Housing, ARCH, and the UW Capstone Team, *for Action & Direction*
[Agenda Bill - Affordable Housing Development Proposal Approval - June 21, 2022](#)
[Plymouth Kenmore Senior Housing - Proposal](#)
[University of Washington Capstone Team Report - Addressing Affordable Housing in Kenmore](#)
[Letter of Support from Enterprise Community Partners, Pacific Northwest](#)
[Affordable Housing Presentation to Council](#)
[Letter of Support from the Housing Development Consortium - Uploaded 6/21](#)

Assistant City Manager Stephanie Lucash explained that the purpose of the presentation is to discuss and consider the following three motions outlined below and to thank the partners the City is working with to establish and begin the project.

1. Approve the selection of the Proposal submitted by Plymouth Housing in response to City RFP 22-2789, and authorize the City to move forward with creating a partnership with Plymouth Housing and A Regional Coalition for Housing to develop affordable housing consistent with the Plymouth Housing Proposal
2. Allocate \$3.2 million in American Rescue Plan Act funds for the development of affordable housing in the City consistent with the Plymouth Housing Proposal
3. Provide staff direction to initiate negotiations with Plymouth Housing and/or ARCH for a property transfer agreement, development agreement, and any other necessary agreements

The Council expressed support for the project and a few councilmembers offered considerations:

- Can the height of the structure as proposed be reconsidered?
- Can the amenities/fixtures in the house address both improving quality of life and reducing the carbon impact.

Ms. Lucash explained that the University of Washington Capstone Team was instrumental in their assistance and in producing the formal report addressing Affordable Housing in Kenmore. The UW Capstone Team offered brief remarks about their experience; the Council thanked them for their work.

MOTION: Councilmember Baker moved to Approve the selection of the Proposal submitted by Plymouth Housing in response to City RFP 22-2789 and authorize the City to move forward with creating a partnership with Plymouth Housing and A Regional Coalition for Housing to develop affordable housing consistent with the Plymouth Housing Proposal. Councilmember Pfeil seconded the motion.

VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

MOTION: Councilmember Pfeil moved to Allocate \$3.2 million in American Rescue Plan Act funds for the development of affordable housing in the City consistent with the Plymouth Housing Proposal. Councilmember Srebnik Seconded the motion.
VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

MOTION: Deputy Mayor O’Cain moved to Provide staff direction to initiate negotiations with Plymouth Housing and/or ARCH for a property transfer agreement, development agreement, and any other necessary agreements. Councilmember Baker seconded the motion.
VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

BUSINESS AGENDA

- A. Ordinance 22-0546, Proposing a Cable Utility Tax, presented by Finance & Administration Director Leticia Salcido, *first Reading*

Finance & Administration Director Leticia Salcido explained the cable utility tax is a revenue enhancement measure which was approved as part of the Financial Sustainability Plan. In 2019, the six-year financial forecast demonstrated a structural deficit. The Financial Sustainability Plan was developed with the help of a community task force. Currently, the City collects a relatively low per capita tax utility amount of \$48.63 when compared to nearby cities. The City proposes a 6% cable utility tax, targeting only cable as internet cannot and will not be taxed. As an example, a household with basic cable TV would be taxed approximately \$5.31 per month (6% of an \$88.50 monthly cable TV package = \$ 5.31). The rate of 6% will be applied to the total cable TV package, whether basic or enhanced. Ms. Salcido explained that the City wishes to move forward with the tax, especially given the recent inflation rate of 8.5% so that we can improve our revenue conditions. The item will be brought back to the Council on July 11, 2022.

PUBLIC HEARING(S)

- A. Ordinance No. 22-0551, Relating to Adoption of the 2021 King County Surface water Design Manual and Adopting the 2021 King County Stormwater Pollution Prevention Manual

[Agenda Bill - Ordinance 22-0551 SWDM and SPPM Updates - June 2022](#)

[Ordinance No. 22-0551](#)

[Attachments to Ordinance 22-0551](#)

[2021 SWDM Addendum](#)

[2021 SPPM Addendum](#)

Environmental Services Manager Richard Sawyer explained that every 4-6 years the King County issues updates to the referenced manuals to be consistent with the region’s NPDES permits and to be in sync with the Department of Ecology Surface Water Standards. The proposed updates will replace the 2016 manuals.

Mayor Herbig opened the public hearing on Ordinance No. 22-0551 at approximately 8:16 p.m. Testimony was gathered; linked here: https://youtu.be/OaJ_feJn1As?t=4574
Mayor Herbig closed the public hearing at approximately 8:20 p.m.

B. Resolution No. 22-384, Relating to the 2023-2028 Six-Year Transportation Improvement Program

[Agenda Bill -Transportation Improvement Plan - June 2022](#)

[Exhibit A- Transportation Improvement Plan](#)

[Resolution No. 22-384 - Transportation Improvement Plan](#)

City Engineer John Vicente explained that RCW 35.77.010 requires municipalities to create a Transportation Improvement Program. This year must be completed every year before the end of June. As a planning document, it is not financially constrained. The funds are drawn from the currently approved CIP. Mr. Vicente briefly outlined the following projects:

1. SR522 West B
2. W Samm. Bridge
3. 68th Ave Ped/Bike
4. Juanita Ped/Bike
5. Pavement Preservation
6. ADA Transition Program
7. 61st Ave Sidewalk Replacement
8. Lower Swamp Ck Bridge
9. Sidewalk Program
10. 80th Ave Sidewalk
11. Simonds Rd
12. 73rd Sidewalk
13. Ne 181st Sidewalk

Mayor Herbig opened the public hearing on Resolution No. 22-384 at approximately 8:31 p.m. Testimony was gathered; linked here: https://youtu.be/OaJ_feJn1As?t=5499
Mayor Herbig closed the public hearing at approximately 8:40 p.m.

BUSINESS AGENDA – CONTINUED

- A. Ordinance No. 22-0551, Amending KMC 13.35 to Adopt the 2021 King County Surface Water Design Manual and Amending KMC 13.45 to Adopt the 2021 King County Stormwater Pollution Prevention Manual, presented by Environmental Services Manager Richard Sawyer, *for Adoption*

[Attachments to Ordinance 22-0551](#)

[Ordinance 22-0551](#)

[2021 SWDM Addendum](#)

[2021 SPPM Addendum](#)

[Agenda Bill - Ordinance 22-0551 SWDM and SPPM Updates - June 2022](#)

MOTION: Councilmember Baker moved to Adopt Ordinance 22-0551 to update chapter 13.35 Kenmore Municipal Code (KMC) and adopt the 2021 King County Surface Water Design Manual, update Chapter 13.45 KMC to adopt the 2021 King County Stormwater Pollution Prevention Manual & revise chapter 13.32 KMC relating to surface water definitions. Deputy Mayor O’Cain seconded the motion.

VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

- B. Resolution No. 22-384, Adoption of the 2023-2028 Six-Year transportation Improvement Program, presented by City Engineer John Vicente, *for Approval*
[Agenda Bill -Transportation Improvement Plan](#)
[Exhibit A - Transportation Improvement Plan](#)
[Resolution No. 22-384 Transportation Improvement Plan](#)

MOTION: Councilmember Pfeil moved Adopt Resolution No. 22-384, adopting the 2023-2028 Six-Year Transportation Improvement Program. Deputy Mayor O’Cain seconded the motion.
VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

- C. Ordinance No. 22-0550, Amending KMC 10.15.40.040 - Former Speed Limits Retained, presented by Traffic Engineer Tobin Bennett-Gold, *for Adoption*
[Agenda Bill - Ordinance No. 22-0550 Amending KMC 10.15.040](#)
[Attachment A - Ordinance No. 22-0550 Amending KMC 10.15.040](#)

Traffic Engineer Tobin Bennett-Gold explained that some of our current speed limits were incorporated from when they were King County roads. Some of those speed limits were explicitly stated in the code, which prevents us from making amendments. This ordinance gives the City flexibility to set appropriate speed limit codes.

MOTION: Councilmember Pfeil moved Adopt Ordinance 22-0550 to Amend KMC 10.15.040 “Speed Limits Retained” to remove speed limits explicitly stated in the Kenmore Municipal Code and to clarify the procedures for revisiting speed limits in Kenmore. Mayor Herbig seconded the motion.
VOTE: 7 For, 0 Against, 0 Abstain, MOTION PASSED UNANIMOUSLY.

STAFF REPORTS

No reports.

COUNCILMEMBER REPORTS & COMMENTS

Relating to Tenant Protections, the Council agreed to discuss whether the City can restrict landlords from requiring 3-5x rent in income as part of the screening criteria at a future meeting.

ADJOURNMENT

Mayor Herbig adjourned the meeting at 9:15 p.m.


Nigel Herbig (Jun 28, 2022 17:24 PDT)

Nigel Herbig, Mayor

ATTEST:


Anastasiya Warhol (Jul 1, 2022 15:33 PDT)

Anastasiya Warhol, City Clerk

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Final Audit Report

2022-07-01

Created:	2022-06-28
By:	Anastasiya Warhol (awarhol@kenmorewa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAARQ0Y79f4gved_aHtSAvNmBliVnSSxj2j

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2022-06-28 - 11:58:23 PM GMT- IP address: 20.36.220.138
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