# City of Kenmore
# City Council Regular Meeting
# Minutes
# September 24, 2018

**CALL TO ORDER** - Mayor David Baker called the meeting to order at 7:00 p.m.

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

**ROLL CALL**

**FLAG SALUTE**

**AGENDA APPROVAL**
The agenda was approved as presented.

**PRESENTATION**
Introduction of Andrew Vaabene, Police Officer - Pete Horvath, Police Chief

Introduction of Tobin Bennett-Gold, Traffic Engineer - John Vicente, City Engineer

Resources Addressing the Homeless Crisis including Low Barrier Shelters - Kira Zylstra, Acting Director, All Home

**PROCLAMATION**
Diaper Awareness Week - September 24 through September 30, 2018

Welcoming the Seaplane Pilots Association Conference that will be in Kenmore/Seattle - October 1-6, 2018

**CITIZEN COMMENTS**
Carrell Jones Tysrer
21007 28th Avenue SE
Bothell, Washington 98011

Ms. Jones Tysrer stated that she was part of the Northlake Lutheran Church. She thanked the Council for their support of the temporary shelters.

Paul Albers
19220 61st Avenue NE
Kenmore, Washington 98028

Mr. Albers stated he was here last Council meeting and asked the Council to consider waiving the permit fees for a bridge project at Lakemore Estates.

**CONSENT AGENDA**
Councilmember Smith requested that the last item on the consent agenda be removed for further discussion.

**MOTION: Councilmember Denuski made a motion to approve the consent agenda, Deputy Mayor Herbig seconded the motion. The motion passed unanimously.**

The consent agenda included the following:

City Council Meeting Minutes of August 13, 2018 and August 27, 2018

Alternative Service Demonstration Project (Community Van) Agreement - John Vicente, City Engineer

Consent item pulled for further discussion:
Direct the City Manager to Waive the City of Kenmore Permit Fees Associated with Lakemore Estates Bridge Repair

Council discussed concerns about the request to waive fees due to it being located on a private road.

**MOTION: Councilmember Smith made a motion to not approve Item C on the consent agenda (*Direct the City Manager to Waive the City of Kenmore Permit Fees Associated with Lakemore Estates Bridge Repair*), Councilmember Curtis seconded the motion. The motion passed unanimously.**

**PUBLIC HEARING**

Ordinance 18-0466 Temporary Homeless Shelter - Jack Urquhart, Management Intern

Over the last year, Kenmore has received multiple requests to use sites as temporary shelters. The City has appropriately conditioned applications through its Temporary Use Permit process. However, the question has been raised as to whether Kenmore should have specific code provisions for temporary shelters to address concerns of safety and security, and establish expectations for temporary shelter permit applicants. At the January 2018 retreat, the City Council directed staff to produce a policy memo in summer 2018 with research and recommendations for a temporary shelter ordinance.

On June 18, staff presented a recommendation for temporary homeless shelter regulations and low-barrier temporary shelter regulations. The City Council determined to revisit low-barrier shelters at another time and directed staff to draft an ordinance for temporary homeless shelters in accordance with what was presented.

On July 23, a temporary homeless shelter ordinance draft was presented to Council for adoption. The ordinance failed with Council suggestions on adjustments.

In addition to adjusting the requirements for temporary homeless shelters, Council directed staff to draft a combined ordinance proposing regulations for both indoor and outdoor temporary homeless shelters and cold-weather low-barrier shelters.

After researching policies of low-barrier shelter organizations and conversing with stakeholders, staff drafted an ordinance with a section for indoor and outdoor temporary homeless shelters (KMC 18.100.200) and a section for cold-weather low-barrier shelters (KMC 18.100.210).

Council and staff discussed the proposed ordinance.

Mayor Baker opened the public hearing for public comments:

Jeffrey Dugger
20418 73rd Court NE
Kenmore, Washington 98028

Mr. Dugger introduced himself as a volunteer at Northlake Lutheran Church. He is in favor of the shelters.

Wim Mauldin
15923 67th Lane NE, #4
Kenmore, Washington 98028

Mr. Mauldin introduced himself as a volunteer at Mary's Place. He helps people get jobs and housing. He said the problem of homelessness is not going away.

Pastor Anja Helmon
7427 NE 198th Place
Kenmore, Washington 98028

Pastor Helmon introduced herself as the Pastor for Northlake Lutheran Church. She stated that the shelters keep people safe and off the streets. There are rules at the shelters that must be followed.

Reverend Kristen Joyner
8409 NE 177th Street
Bothell, Washington

Reverend Joyner introduced herself as the reverend of United Methodist Church. She urged the Council to approve the temporary shelters.

Juliette Yamane
18627 66th Avenue NE
Kenmore, Washington 98028

Ms. Yamane stated that she appreciates the rules of the shelter. She said the same rules need to be at every shelter. She said she is worried about where they go during the day.

Mayor Baker closed the public hearing at 9:08 p.m.

**BUSINESS AGENDA**

Ordinance 18-0466 Relating to Zoning and Land Use Controls and Temporary Homeless Shelters and Cold-Weather Low-Barrier Shelters to the Kenmore Municipal Code to Enact Regulations for Indoor and Outdoor Temporary Homeless Shelters and Cold-Weather Low-Barrier Shelters - Jack Urquhart, Management Intern

**MOTION:** **Councilmember Curtis made a motion to approve Ordinance 18-0466 an Ordinance of the City of Kenmore, Washington Relating to Zoning and Land Use Controls and Temporary Homeless Shelters and Cold-Weather Low-Barrier Shelters; And Adding New Sections 18.100.200 And 18.100.210 To the Kenmore Municipal Code to Enact Regulations for Indoor and Outdoor Temporary Homeless Shelters and Cold-Weather Low-Barrier Shelters, Deputy Mayor Herbig seconded the motion.**

**AMENDMENT TO THE MOTION:** **Deputy Mayor Herbig made an amendment to the motion to change 30 days to 31 days in KMC 18.100.210 Section A, Councilmember Curtis seconded the motion. The motion passed unanimously.**

City Attorney Rod Kaseguma read edits into the record related to changes to 18.100.200 and 18.100.210.

**AMENDMENT TO THE MOTION:** **Councilmember Curtis made an amendment to the motion to accept the proposed changes read into the record by City Attorney Rod Kaseguma, Deputy Mayor Herbig seconded the motion. The motion passed unanimously.**

**AMENDMENT TO THE MOTION:** **Councilmember Denuski made a motion for cold weather shelters to require a sex offender and felony warrant checks, Councilmember Srebnik seconded the motion. The motion passed 4-3-0 with Councilmember Curtis, Councilmember Marshall and Deputy Mayor Herbig voting no.**

**AMENDMENT TO THE MOTION:** **Councilmember Srebnik made an amendment to the motion to approve Ordinance 18-0466 as amended and to remove the cold weather shelter sections, Deputy Mayor Herbig seconded the motion. The motion failed 0-7-0.**

**MOTION:** **Councilmember Smith made a motion to table this ordinance to the October 15, 2018 meeting, Councilmember Srebnik seconded the motion. The motion passed unanimously.**

Council took a 5-minute break.

Estimates of Revenue and Expenditures for Current 2017-2018 Budget and Preliminary 2019-2020 Budget - Joanne Gregory, Finance and Administration Director

Finance Director Gregory explained that RCW 35A.34 provides statutory deadlines for budget development, review, and approval.

On or before the first business day in October, a proposed preliminary budget must be submitted to the City Manager. The budget should set forth the complete financial program, showing expenditures requested by each department and the proposed sources of revenue by which those programs will be financed. The RCW additionally requires that the revenue and expenditure sections be presented for each fund in a comparative form that will display the actual for the last fiscal year, the estimates for the current fiscal year, and the budget projections for the ensuing fiscal year.

No later than the first Monday in October, the City Manager must present it to the City Council.

Subsequently, the Council must hold public hearings on the proposed preliminary budget and on revenue sources for the coming year including consideration of possible increases in property tax revenues.

The estimates of revenue and expenditures for the current 2017-2018 Budget and the proposed 2019- 2020 Budget for the City of Kenmore was provided to the Council.

A calendar is included in the Council packet which indicates the dates for budget presentations and discussions as well as public hearings. The 2019-2010 Biennial Budget is expected to be adopted on November 19, 2018.

**MOTION:** **Deputy Mayor Herbig made a motion to receive and file the Estimates of Revenue and Expenditures for Current 2017-2018 Budget and Preliminary 2019-2020 Budget, Councilmember Curtis seconded the motion. The motion passed unanimously.**

Ordinance 18-0468 Amending Chapter 5.105 Kenmore Business Registration Program - Nancy Ousley, Assistant City Manager

The Washington State Legislature adopted Engrossed House Bill 2005 in 2017, which requires cities with general business licenses to adopt model ordinance language relating to business licenses, and to partner with the WA Department of Revenue or File Local to process business licenses. The proposed Ordinance amends the Kenmore Municipal Code to be consistent with the new legislation. The Ordinance also maintains exemptions currently in place for businesses doing business in the city who do not have a physical location in the city.

**MOTION:** **Councilmember Smith made a motion to approve Ordinance 18-0468 Amending Chapter 5.105 Kenmore Business Registration Program, Councilmember Curtis seconded the motion. The motion passed 6-1-0 with Mayor Baker opposed.**

**ADJOURNMENT**

The meeting adjourned at 10:48 p.m.

David Baker, Mayor

ATTEST:

Kelly M. Chelin, City Clerk