

**City of Kenmore
City Council Regular Meeting
Minutes
October 14, 2019**

5:30 p.m. - CALL SPECIAL MEETING TO ORDER

At Northshore Utility District, 6830 NE 185th Street, Kenmore, Washington 98028

Attendees:

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

JOINT MEETING WITH NORTSHORE UTILITY DISTRICT BOARD

Presentation from Al Nelson, General Manager, Northshore Utility District
West Sammamish Bridge Project Update - John Vicente, City Engineer
Other City Updates - Rob Karlinsey, City Manager

The meeting ended at Northshore Utility District at 7:12 p.m.

7:30 p.m. - CALL REGULAR MEETING TO ORDER

Council and staff returned to Kenmore City Hall.

FLAG SALUTE

AGENDA APPROVAL

The agenda was approved with no changes.

CITIZEN COMMENTS

Cindy Mendoza
18430 68th Avenue NE C306
Kenmore, Washington 98028

Ms. Mendoza spoke to the Council about the non-profit organization, the Borgen Project.

Elizabeth Mooney
5834 NE 201st Street
Kenmore, Washington 98028

Ms. Mooney thanked the Council for recent events like the Salmon Sustainability Event.

CONSENT AGENDA

The following consent item was pulled for further discussion. This item will come back to the October 21, 2019 Council Meeting:

Approve Amendment No. 2 to Contract 18-C1946 with SkipStone Consulting.

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

The consent agenda included the following:

Total Check #s 43284 through 43430 in the amount of \$894,994.79.

Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Account Electronic Deposits Dated: 9/13/19 in the amount of \$160,150.08.

Authorize the City Manager to Increase the Contract Authority with Jacobs Engineering for Completing the Design and Right of Way Acquisition for the West Sammamish River Bridge Project

BUSINESS AGENDA

Authorize the City Manager to Enter into a New City Attorney Agreement with Inslee Best Doezie & Ryder P.S. - Rob Karlinsey, City Manager

City Manager Karlinsey explained that the City has contracted with the law firm of Inslee Best Doezie & Ryder P.S. for municipal legal (i.e. city attorney) services since the mid 2000s. In 2011, the contract was amended to adjust hourly rates charged by the firm. Rates were adjusted again in early 2019 under a new agreement.

Over the summer, the City conducted a Request for Proposals for City Attorney services. The City received proposals from four law firms, including a proposal from Inslee Best Doezie & Ryder P.S. After a selection process including panel interviews with the City's management team, Mayor Baker, and Planning Commission Chair Mark Ohrenschall; as well as reference checks and follow up interviews with finalists, the City Manager is recommending that the City continue with Inslee Best Doezie & Ryder P.S. Dawn Reitan, a member of the firm, will serve as City Attorney.

Dawn Reitan has represented municipalities (mainly cities) for over 26 years and has been with Inslee Best since 2000. Ms. Reitan is currently the City Attorney for the cities of Newcastle and Brier (and will continue in these roles) and has served as the Acting City Attorney for the City of Kenmore since Rod Kaseguma's retirement earlier this year.

Ms. Reitan has advised cities on a wide range of municipal issues, including land use and zoning, development agreements, subdivision approvals, growth management, impact fees, building codes, annexations, public works bidding and contracting, appearance of fairness doctrine, conflicts of interest, open public meetings, and public records disclosure. Ms. Reitan is also experienced in drafting ordinances and resolutions on a wide range of city issues, and she has negotiated both large and small development agreements, franchise agreements, and other agreements. She has also represented municipal clients at numerous administrative hearings and defended them in Superior Court and the Court of Appeals.

In addition to Dawn Reitan, Inslee Best will provide access to experienced attorneys in other legal specialties, including personnel, real property, public works bidding and construction, purchasing and procurement, eminent domain, nuisance abatement, and litigation.

The City Manager proposes to continue city attorney services with Inslee Best under a new contract with the following proposed terms (see Attachment 1 for the full agreement):

- The term of the new Agreement is from October 1, 2019 through December 31, 2021 with automatic annual one-year renewals. Renewal beyond six (6) years will require City Council reauthorization. At any time during the term of this Agreement, either party may terminate this Agreement upon sixty (60) days written notice.
- Hourly rates for legal services are set forth in Exhibit A of the proposed agreement.
- The new Agreement continues the practice of not charging for time spent traveling to and from City Hall.
- The new Agreement provides for City Attorney office hours (currently assuming approximately two hours on regular City Council meeting days), as mutually agreed upon by the City Manager and the City Attorney.

MOTION: Councilmember Curtis made a motion to authorize the City Manager to Enter into a New City Attorney Agreement with Inslee Best Doezie & Ryder P.S. from October 1, 2019 through December 31, 2021, Councilmember Smith seconded the motion. The motion passed unanimously.

RECESS TO EXECUTIVE SESSION

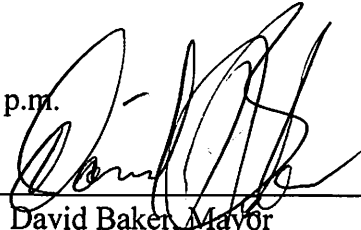
The meeting recessed to executive session at 8:01 p.m. to discuss Property Acquisition per RCW 42.30.110 (1)(b) and Litigation per RCW 42.30.110 (1)(i) for approximately 25 minutes. There is no action anticipated.

At 8:35 p.m. the executive session was continued for 20 minutes.

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ADJOURNMENT

The meeting adjourned at approximately 8:55 p.m.



David Baker, Mayor

ATTEST:



Kelly M. Chelin, City Clerk