

**City of Kenmore
City Council Meeting
Regular Meeting Minutes
Monday, October 28, 2024**

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
Deputy Mayor Melanie O’Cain
Councilmember Joe Marshall
Councilmember Debra Srebnik
Councilmember Valerie Sasson
Councilmember Jon Culver
Councilmember Nathan Loutsis

Staff: City Manager Rob Karlinsey
Deputy City Manager Stephanie Lucash
City Attorney Dawn Reitan
City Clerk Anastasiya Warhol
Deputy City Clerk Michelle Kang
Kenmore Police Chief Brandon Moen
Kenmore Police Officer Doug Deppa
Development Services Director Samantha Loyuk
Community Development Director Debbie Bent
Principal Planner Todd Hall
Finance & Administration Director Melinda Merrell
Environmental Services Director Richard Sawyer

Speaking Guests: Kevin Daniels, The Lodge Co-Owner
James E. A. Daniels, The Lodge Certified Public Accountant
Corey Roettgers, The Lodge General Manager
Dwight Thompson, Planning Commission Chair
Tracy Banaszynski, Planning Commissioner
David Dorrian, Planning Commissioner
Chris Olson, Planning Commissioner

Public Comments Speaking Guests:
James Lemcke, Kenmore Resident
Patrick O’Brien, Kenmore Resident

Jennifer Anderson, Kenmore Resident
Steve Yoder, Kenmore Resident
Elizabeth Mooney, Kenmore Resident
Julianna Pooley, Kenmore Resident
Stacey Valenzuela, Kenmore Resident (virtual)

Public Hearing Speaking Guests:

Celia Milota, Kenmore Resident
Dakota Rash, Lake Forest Park Resident
Jennifer Anderson, Kenmore Resident
Stacey Valenzuela, Kenmore Resident (virtual)
Emilie Burnham, Kenmore Resident (virtual)
Dwight Thompson, Kenmore Resident
Nancy Hansen, Kenmore Resident
Sally Caverzan, Kenmore Resident
Tracy Banaszynski, Kenmore Resident
Eric Adman, Kenmore Resident
Anne Anderson, Kenmore Resident
Jim Myers, Kenmore Resident
Elizabeth Mooney, Kenmore Resident
Jonathan Lounds, Bellevue Resident

CALL REGULAR MEETING TO ORDER

Mayor Herbig called the regular meeting to order at 7:00 PM.

LAND ACKNOWLEDGEMENT

Mayor Herbig read the Land Acknowledgement Honoring First Peoples.

FLAG SALUTE

Mayor Herbig led the Council in the Pledge of Allegiance.

AGENDA APPROVAL

The agenda was approved as presented.

PROCLAMATIONS

Mayor Herbig, on behalf of the City Council, issued the Native American Heritage month proclamation for November 2024.

[Native American Heritage Month - November 2024](#)

Mayor Herbig, on behalf of the City Council, proclaimed November 11, 2024, as Veterans Day throughout the City of Kenmore.

Veterans Day - November 11, 2024

PRESENTATIONS

- A. The Lodge at St. Edward State Park - Michelin Key Award, presented by Kevin Daniels, James E. A. Daniels, and Corey Roettgers

[Presentation - The Lodge \(added 10/28\)](#)

Deputy City Manager Stephanie Lucash highlighted the partnership the City enjoys with the Lodge at St. Edward Park. General Manager Coery Roettgers highlighted the seasonal offerings at the Lodge and invited the community to participate. Most notably, Mr. Roettgers explained that the Lodge at St. Edward Park has been awarded a Michelin Key, a very prestigious and coveted designation.

- B. Recognizing Officer Doug Deppa's Retirement, including 8 Years of Service to Kenmore and 25 Years to King County

Kenmore Police Chief Brandon Moen celebrated Officer Doug Deppa's eight years of service in the City of Kenmore and presented Officer Deppa with a plaque and a coin. Mayor Herbig presented Officer Deppa with a plaque and certificate from the City.

WHERE'S THE FUN?

Deputy City Clerk Michelle Kang highlighted the City's participation in the Lodge's 2nd annual Haunted Halls of St. Edward, a free trick or treating event at the Lodge this past Sunday.

PUBLIC COMMENTS

The City Council heard from the public.

Timestamped link here:

<https://www.youtube.com/live/3eBWmnrghKkM?si=BU88uuCjXibBA8DA&t=1693>

CONSENT AGENDA

- A. Approve the City Council Regular Meeting Minutes from Monday, October 14, 2024.
[City Council Regular Meeting Minutes from October 14, 2024](#)

- B. Approve Total Check #s 55108 through 55180 totaling \$1,128,352.43, Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Account Electronic Deposits Dated 10/04/2024 in the amount totaling \$336,472.55, and EFT Payment #s 1711 through 1713 totaling \$20,358.54. (added 10/23)

[Voucher Certification and Approval 9/28/2024 - 10/11/2024 \(added 10/23\)](#)

- C. Authorize the City Manager to execute Contract No. 24-C3084 Interlocal Agreement between the City of Kenmore, City of Lake Forest Park, and King County Fire District

16 for emergency management, subject to approval by the City Attorney of any minor amendments.

[Agenda Bill - Interlocal Agreement](#)

[Attachment 1 - Draft Interlocal Agreement \(Contract No. 24-C3084\)](#)

[Attachment 2 - Contract No. 16-C1622 Amendment No. 2 Interlocal Agreement for Emergency Management](#)

[Attachment 3 - Contract No. 16-C1622 Interlocal Agreement for Emergency Management](#)

MOTION: Approve the consent agenda outlined above.

Moved by Culver; seconded by Loutsis.

VOTE: Consent Agenda was approved by UNANIMOUS CONSENT.

PUBLIC HEARING

Proposed Ordinance No. 24-0621, Amendments to the Exceptional Tree Regulations in Section 18.57.063 of the Kenmore Municipal Code (KMC), presented by Development Services Director Samantha Loyuk, *for public hearing*

[Agenda Bill - Proposed Ordinance No. 24-0621](#)

[Attachment 1 - Proposed Ordinance No. 24-0621](#)

[Attachment 2 - Proposed Ordinance No. 24-0621 Exhibit A](#)

[Attachment 3 - High-Capacity Transit Map](#)

[Attachment 4 - High-Capacity Transit Map excluding R1, R4, R6, P Zones](#)

[Presentation - Exceptional Trees Code Amendment \(added 10/28\)](#)

Development Serviced Director Samantha Loyuk explained that the ordinance as proposed addresses unintended consequences of the current ordinance in effect. The original ordinance adopted in October of last year can negatively impact housing. The current ordinance seeks to amend Ordinance 23-0593 in the following ways:

- 1) Amend the definition of an exceptional tree to align with the definition used by the City of Lake Forest Park (LFP), whose tree protections are widely seen as the gold standard in the region. In practice this means increasing the protection threshold for Douglas Firs from 30 inches to 42 inches, Grand Firs from 24 inches to 33 inches, Western Hemlocks from 24 inches to 42 inches, and Western Red Cedars from 30 inches to 42 inches. It also means removing from the definition of exceptional trees Oregon Ash, Oregon White Oak, Pacific Dogwood, Pine, Sitka Spruce, and Willow. Certain elements of the exceptional tree definition will be retained, including designation of all trees 48 inches d.b.h. or greater, except for certain nuisance species (Alder, Black Cottonwood, English Holly, and Leyland Cypress).
- 2) Provide an exemption from the exceptional tree regulations for residential development located in Community Business, Downtown Commercial, Downtown Residential, Manufactured Housing Community, Public/Semi-Public, R-12, R-18, R-24, Regional Business, Waterfront Commercial, Urban Corridor, and Urban Residential

zones and within one-quarter mile (1,320 feet) of high-capacity transit. In practice, this will result in the creation of a corridor along State Route 522 to accommodate residential development consistent with the underlying zones. Exempted projects will be required to pay a fee to the city's tree fund in an amount established by resolution (currently \$600 per tree unit). For example, a 42" Douglas fir tree removed under this section would require a fee of \$18,000 (40" = 13.0 tree units x \$600 = \$18,000).

Ms. Loyuk also reviewed the community feedback and provided clarifications. The Council had many questions; staff responded.

Mayor Herbig opened the Public Hearing at approximately 8:29 PM.
The City Council received testimony from the public.
Timestamped link here:
<https://www.youtube.com/live/3eBWmnrgHkM?si=B2nfvk1FNM-evjoC&t=5402>
Mayor Herbig closed the Public Hearing at approximately 9:15 PM.

The Council took a 5-minute break and resumed business at 9:20 p.m.

BUSINESS AGENDA

A. Planning Commission Recommendations of Comprehensive Plan Amendments, presented by Community Development Director Debbie Bent, Principal Planner Todd Hall, and Planning Commissioners, *for discussion only*

- Housing Element
- Land Use Element
- Introduction Section

[Agenda Bill - Planning Commission Recommendations](#)

[Attachment 1 - Draft Housing Element \(updated 10/24\)](#)

[Attachment 2 - Draft Land Use Element](#)

[Attachment 3 - Summary of Comprehensive Plan Amendments \(updated 10/24\)](#)

[Attachment 4 - Draft Introduction to the Comprehensive Plan \(added 10/28\)](#)

Community Development Director Debbie Bent introduced the Planning Commissioners this evening in their role of bringing forth their recommendations of the Housing Element, Land Use Element, and Introduction to the Comprehensive Plan. The Planning Commissioners took turns highlighting parts of the elements for the Council.

The Council provided suggestions and edits to the presented elements. Staff will continue to refine the documents and present to the Council at an upcoming Council meeting.

- B. Proposed Ordinance No. 24-0621, Amendments to the Exceptional Tree Regulations in Section 18.57.063 of the Kenmore Municipal Code (KMC), presented by Development Services Director Samantha Loyuk, *for adoption*
[Agenda Bill - Proposed Ordinance No. 24-0621](#)
[Attachment 1 - Proposed Ordinance No. 24-0621](#)
[Attachment 2 - Proposed Ordinance No. 24-0621 Exhibit A](#)
[Attachment 3 - High-Capacity Transit Map](#)
[Attachment 4 - High-Capacity Transit Map excluding R1, R4, R6, P Zones](#)
[Presentation - Exceptional Trees Code Amendment \(added 10/28\)](#)

MOTION: Waive Council Rule 2.9, extending the end of the meeting by one hour from 11:00 PM to 12:00 Midnight.
Moved by Culver; seconded by Herbig.
ALL IN FAVOR. MOTION PASSED by UNANIMOUS CONSENT.

MOTION: Adopt Ordinance No. 24-0621.
Moved by Srebnik, seconded by Herbig.

AMENDMENT NO. 1: Amend Ordinance 24-0621 and Att. A to Ordinance 24-0621 to:
Retain amendments to KMC 18.20.3022, KMC 18.57.035.A.3.c, and KMC 18.57.063.D and Remove amendments to KMC 15.25.030.K, and KMC 15.20.3083
Moved by Srebnik, seconded by Herbig.
VOTE: 5 Yes – Sasson, Srebnik, Loutsis, O’Cain, Herbig; 2 No – Culver, Marshall; 0 Abstain.
MOTION PASSES.

AMENDMENT NO. 2: Amend Ordinance 24-0621 to add back to the list exception trees: giant sequoia at 30 d.b.h., American Elm at 30 d.b.h, Pacific Yew at d.b.h. staff will determine, and Shore Pine at d.b.h. of 12.
Moved by Srebnik, seconded by Sasson.
VOTE: 6 Yes – Sasson, Srebnik, Loutsis, O’Cain, Herbig; Marshall; 1 No – Culver; 0 Abstain.
MOTION PASSES.

MAIN MOTION AS AMENDED: Adopt Ordinance No. 24-0621 as amended.
VOTE: 4 Yes – Sasson, Srebnik, Loutsis, Herbig; 3 No – O’Cain, Culver, Marshall; 0 Abstain.
MOTION PASSES.

The Council moved Business Agenda items “C” and “D” below to a future special meeting, scheduled for Thursday November 7, 2024.

- C. *MOVED* - Budget Presentations: General Fund, Strategic Reserve, Strategic Opportunities, Transportation Benefit District, UTGO Debt Service, Real Estate Excise Tax, Walkways & Waterways, Transportation Impact Fee, Public Works Operations Center, Affordable Housing, Surface Water Management (SWM), SWM Capital, Swamp Creek, and Equipment Replacement, presented by Department Heads and Staff

[Agenda Bill - Budget Presentations \(updated 10/24\)](#)

[Attachment 1 - Budget Presentations \(updated 10/28\)](#)

- D. *MOVED* - Proposed Ordinance No. 24-0617, Amendments to the 2023-2024 Biennial Budget, presented by Finance & Administration Director Melinda Merrell, *for discussion*

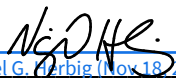
[Agenda Bill - Amendments to the 2023-2024 Biennial Budget \(added 10/22\)](#)

[Attachment 1 - 2024 Year End Recommended Budget Adjustments](#)

[Presentation - 2023-2024 Budget Amendments \(added 10/25\)](#)

ADJOURNMENT

Mayor Herbig adjourned the meeting at approximately 11:37 PM.


[Nigel G. Herbig \(Nov 18, 2024 19:57 PST\)](#)

Nigel Herbig, Mayor


[Anastasiya Warhol \(Nov 19, 2024 14:35 PST\)](#)

Anastasiya Warhol, City Clerk

City Council Regular Meeting Minutes from October 28, 2024

Final Audit Report

2024-11-19

Created:	2024-11-18
By:	Michelle Kang (mkang@kenmorewa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAJvtuKVVUzjeJHLQ7ALEu0OX6xA8PuySL

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2024-11-19 - 3:57:21 AM GMT- IP address: 50.235.209.34
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