

**City of Kenmore
City Council Meeting
Special Meeting Minutes
Monday, December 12, 2022**

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 – Virtual
Councilmember David Baker
Councilmember Joe Marshall – Excused
Councilmember Angela Kugler
Councilmember Debra Srebnik
Councilmember Corina Pfeil – Virtual

Staff and Guests: Curtis Chambers, Inslee Best
Dennis McLerran, Cascadia Law Group
Deputy City Clerk Michelle Kang
Development Services Director Samantha Loyuk
Code Enforcement Officer Bridgit Baker

CALL SPECIAL MEETING TO ORDER

Mayor Herbig called the meeting to order at 6:30 PM.

EXECUTIVE SESSION

Pursuant to RCW 42.30.110(1)(i), the City Council entered an executive session to discuss pending or potential litigation. Mayor Herbig announced that the executive session was slated to last 45 minutes.

ACTION FOLLOWING EXECUTIVE SESSION

MOTION: Councilmember Kugler moved to approve and authorize the City Attorney’s office to intervene in the appeal before the Washington State Pollutions Hearing Board, in the matter of PCHB No. 22-089, in support of the Puget Sound Clean Air Agency’s Notice of Construction Order of Approval No. 11861, and take all actions necessary to implement and prosecute the same. Councilmember Srebnik seconded the motion

VOTE: 6 Yes; 0 No; 0 Abstain. **MOTION**

MOTION: Councilmember Srebnik moved to approve the Joint Defense and Common Interest Agreement between Puget Sound Clean Air Agency and the City of Kenmore, and authorize the City manager to execute said agreement and give the City Manager and City Attorney's office authority to take all actions necessary to implement the same. Councilmember Kugler seconded the motion.

VOTE: 6 Yes; 0 No; 0 Abstain. **MOTION**

MOTION: Councilmember Baker moved to approve and ratify all actions taken by the City Manager and City Attorney's office both retroactively and prospectively that relate to said Intervention and Joint Defense Agreement. Deputy Mayor O'Cain seconded the motion.

VOTE: 6 Yes; 0 No; 0 Abstain. **MOTION**

CONSENT AGENDA

- A. Approve City Council Special Meeting Minutes from November 30, 2022
[City Council Special Meeting Minutes from November 30, 2022](#)
- B. Approve Total Check #s 50893 through 50982 totaling \$567,458.02 and Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Account Electronic Deposits Dated 11/18/2022 in the amount totaling \$194,548.10 and ACH Payment to KBA Inc. in the amount of \$75,736.49, and ACH Payment to Road Construction NW in the amount of \$6,259.96, and Payroll Checks #10199-10201 in the amount of \$2,319.73.
[Voucher Approval 11-23-2022](#)
- C. Receive and File Notice of Excess Compensation
[Agenda Bill - Notice of Excess Compensation](#)

MOTION: Councilmember Baker moved to approve the consent agenda outlined above including items A-C. Deputy Mayor O'Cain seconded the motion.

VOTE: Consent Agenda was approved by UNANIMOUS CONSENT

ADJOURNMENT

Mayor Herbig adjourned the meeting at approximately 7:20 PM.


[Nigel Herbig \(Jan 10, 2023 17:11 PST\)](#)

Nigel Herbig, Mayor


[Michelle Kang \(Jan 10, 2023 14:34 PST\)](#)

Michelle Kang, Deputy City Clerk

City Council Special Meeting Minutes from December 12, 2022

Final Audit Report

2023-01-11

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