City of Kenmore, Washington
City Council Regular Meeting
Minutes
May 28, 2013

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

Councilmembers present: Mayor David Baker, Deputy Mayor Bob Hensel, and Councilmembers Brent Smith, Laurie Sperry, Allan Van Ness, Milton Curtis, and Glenn Rogers

Staff present: Rob Karlinsey, City Manager; Nancy Ousley, Assistant City Manager; Joanne Gregory, Finance & Administration Director; Kris Overleese, Engineering & Environmental Services Director; Kent Vaughan, Senior Civil Engineer; Zack Richardson, Civil Engineer; Dawn Reitan, City Attorney; and Nancy Meehan, Administrative Assistant

FLAG SALUTE

Mayor Baker led the flag salute.

AGENDA APPROVAL

It was Council consensus to approve the agenda as submitted.

PRESENTATION

Water-Related Activities – City Manager Karlinsey introduced the presentation by stating that the City is working on a watercraft strategy as part of the parks plan update. This is in keeping with the City Council goal of connecting the community with the water. He noted that making this connection requires both physical improvements and programming to bring people to the water. Greg Barton, Olympic Gold Medalist & Member, USA Canoe/Kayak (USACK) High Performance Committee, and Mack Hickox, USA Canoe/Kayak (USACK) National Sprint Development Director & Two-Time Olympian, and other members of USACK provided a PowerPoint presentation about the organization, paddlesports, and the types of programming that Kenmore could provide. They were also available to answer any questions. They submitted USACK stickers and a handout regarding the USACK 2012 Strategic Plan and Goals.

CITIZEN COMMENTS

Ken Smith, 15816 70th Avenue NE, Kenmore, was present to thank the City for regularly allowing citizen comments. He also expressed his concerns regarding the implementation of the City's economic development plan, specifically the Kenmore Business Incubator and the consulting contract for marketing and media relations on the agenda at this meeting. He submitted a handout to the Council.

Dave Crawford, 7534 NE 175th Street, Kenmore, was present to say that he is very impressed with the Kenmore Newsletter. He also expressed his concerns about the City's budget and fees.

Corina Pfiel and Sara Pfiel, 18904 68th Avenue NE, #H204, Kenmore, and Catelin Jonas, were present to state their concerns regarding pedestrian safety in Kenmore and children not being able to ride their bicycles to school due to safety issues. They presented a poster map of intersections at which they would like to see crosswalks and flags.

Mayor Baker thanked the citizens for their comments and noted that creating safe routes to schools is a City priority.

CONSENT AGENDA

Councilmember Rogers moved to approve the consent agenda. Councilmember Van Ness seconded the motion.

Councilmember Sperry asked to pull Item C., "Approve Amendment No. 2 to Contract No. 11-C971 with Frause Full Spectrum Communications," from the consent agenda for separate consideration.

The motion to Approve the Minutes of the May 9, 2013 Joint Tri-City/School Board Meeting and May 13, 2013 City Council Regular Meeting; Check Nos. 27791 - 27861 in the amount of $334,378.39 for the period ending May 15, 2013; Amendment No. 4 to Contract No. 12-C1030 with Anchor QEA for Lake Washington Sediment Sampling Analysis; and Contract No. 13-C1106 for 73rd Avenue Demolition passed 6-1, with Councilmember Rogers voting no.

Approve Amendment No. 2 to Contract No. 11-C971 with Frause Full Spectrum Communications – Mayor Baker asked for comments on this item, which was pulled for separate consideration. Assistant City Manager Nancy Ousley provided information on the additional scope of work covered by the contract amendment and how it relates to City goals and City performance measures in the current biennial budget.

Councilmember Van Ness moved to Approve Amendment No. 2 to Contract No. 11-C971 with Frause Full Spectrum Communications. Mayor Baker seconded the motion. The motion passed unanimously.

BUSINESS AGENDA

Zayo Group Franchise – Nancy Ousley, Assistant City Manager, was present to introduce Dylan DaVito, Senior Director for Network Development with Zayo Group. Ousley stated that City Attorney Dawn Reitan has worked with the City to develop the proposed franchise agreement. She stated that any franchise agreement must be considered by the Council on two occasions before taking action. Attorney Reitan stated that Mr. DaVito is here to answer questions regarding the project details, while she would be happy to answer any questions regarding the franchise language.

Mr. DaVito gave the Council some details on the company and the project in response to Councilmember questions. Attorney Reitan stated that the current draft franchise agreement will probably be revised for the next consideration, specifically in Section 9, which talks about undergrounding. Mr. DaVito provided a PowerPoint presentation and commented on the project's potential benefits to the community.

Adopt Resolution No. 13-217 to Implement the Sidewalk Program – Kent Vaughan, Senior Civil Engineer, and Kris Overleese, City Engineer, were present to give a brief staff report. City Manager Karlinsey stated that this is a policy document, which can be changed by the Council. Senior Engineer Vaughan stated that the City Sidewalk Program is intended to be used as a policy planning guide to pursue grant funding for sidewalk projects. The program focuses on installing sidewalks on one side of the City arterial street network. He discussed the process for ranking and selecting projects for the program. They were also available to answer any questions.

City Engineer Overleese stated that the City has $100,000 per year for the program, but has to get grant money in addition. Some of the projects have costs so large that grant programs may not provide enough funding. She stated that as grant programs become available, staff does their best to choose the project based on the money available, the match required for a grant, and the criteria to fit that application. She noted that Safe Routes to Schools, sidewalks around schools, and finishing what we've started are critical and that staff's goal is to see where Council priorities are and then choose projects based on those priorities and the grants that are available.

Councilmember Rogers moved to advance the Arrowhead project, 64th to 151st, up the list, to pursue funding earlier than currently scheduled. Mayor Baker seconded the motion. The motion failed 4-3, with Councilmembers Curtis and Sperry, Deputy Mayor Hensel, and Mayor Baker voting no.

Councilmember Smith moved to advance the segment of 68th Avenue NE between NE 170th and NE 175th Streets up higher on the list by giving it six points. Mayor Baker seconded the motion. The motion failed 5-2, with Councilmembers Rogers, Van Ness, Curtis, and Sperry, and Deputy Mayor Hensel voting no.

It was Council consensus to add a note to the Sidewalk Program document stating that the segment of 68th Avenue NE between NE 170th and NE 175th Streets is regionally significant.

Councilmember Rogers moved to Adopt Resolution No. 13-217 to Implement the Sidewalk Program. Councilmember Curtis seconded the motion. The motion passed unanimously.

STAFF REPORT

City Manager Karlinsey announced the City Council Retreat on June 17th. He stated that he, City Engineer Overleese, and Senior Civil Engineer Vaughan have been invited to the Kenmore Community Club on June 4th to talk about SR 522. He noted that the topic of the June 4th Planning Commission meeting is parks. He also announced the upcoming Town Hall meeting with King County Councilmember Rod Dembowski and Mayor David Baker on June 5th at 7:00 p.m.

CITY COUNCILMEMBER REPORTS & COMMENTS

Mayor Baker stated that he has been appointed to a stakeholders group with the State legislature's Environmental Committee. They plan to draft legislation for 2014 dealing with watershed issues, so he and City Engineer Overleese will be in Olympia on May 30th. He stated that he donated a lunch with the Mayor at Inglewood to a Moorlands Elementary School auction, and had that lunch today with a mother and her two children. He requested that, if the City is unable to open up 175^{th} to join SR 522 down by 80^{th} Street, we put a sign there saying "Not a Through Street."

Mayor Baker distributed copies of a letter to Police Chief Sether from a Shoreline citizen expressing praise for the recent Citizen Academy, Chief Sether, and Deputy Mark Childers.

EXECUTIVE SESSION

Mayor Baker recessed the meeting at 9:00 p.m. to an executive session to discuss Property Acquisition, pursuant to RCW 42.30.110(1)(b), and Property Disposition, pursuant to RCW 42.30.110(1)(c). He stated that there will be a five-minute break before the executive session begins. He stated that the executive session will last for approximately 40 minutes and that action is anticipated when the meeting reconvenes.

POSSIBLE ACTION RESULTING FROM EXECUTIVE SESSION

<u>**Councilmember Rogers moved to move forward on the 45-day extension and $5,000 extra earnest money to complete additional testing at the former Shell gas station property. Councilmember Van Ness seconded the motion. The motion passed 5-2, with Councilmember Smith and Mayor Baker voting no.**</u>

ADJOURNMENT

Mayor Baker adjourned the meeting at 9:45 p.m.

DEPUTY MAYOR

~~**David Baker, Mayor**~~

ATTEST:

Patty Safrin, City Clerk