City of Kenmore, Washington
City Council Regular Meeting
Minutes
November 24, 2014

CALL TO ORDER – The regular meeting of the Kenmore City Council was called to order by Mayor David Baker at 7:05 p.m.

Councilmembers present: Mayor David Baker, Deputy Mayor Allan Van Ness and Councilmembers Brent Smith, Laurie Sperry, Milton Curtis, Nigel Herbig and Stacey Denuski

Staff present: Rob Karlinsey, City Manager; Nancy Ousley, Assistant City Manager; Kris Overleese, Engineering & Environmental Services Director; Debbie Bent, Community Development Director; Bryan Hampson, Development Services Director; Lauri Anderson, Senior Planner; Samantha Loyuk, Assistant Planner; Rod Kaseguma, City Attorney; and Patty Safrin, City Clerk

FLAG SALUTE

Chip Davidson led the flag salute.

AGENDA APPROVAL

It was Council consensus to approve the agenda as submitted.

PRESENTATION

White House 5-Gold Medal Achiever for Let's Move! Cities, Towns and Counties - Rob Karlinsey, City Manager, presented the framed award letter from First Lady Michelle Obama to Mayor Baker and Councilmember Denuski for their work on the Let's Move! initiative in Kenmore. Baker and Denuski each gave some history of the City's participation in the program and provided information on the five goals for which the City received gold. Kenmore is one of only 23 cities in the United States to receive the gold medal.

CITIZEN COMMENTS

Todd Banks, 6321 NE 175th Street, Kenmore, was present to request a 50' height allowance for Kenmore Air, and is interested in a compromise. He suggested staff look at WSDOT language about zoning around airports.

Hanna Welander, 2210 NE 169th Street, Kenmore, was present to request that the City pass a resolution in support of public health services.

Carl Michelman, 8727 NE 197th Street, Kenmore, was present to speak as a business owner as well as resident about his concern regarding the current process for downtown zoning regulations, and would like to see Council take more time with this decision.

Chip Davidson, 6201 NE 175th Street, Kenmore, was present to speak about his concerns regarding the recommended height restrictions in the proposed Waterfront Commercial Zone and their potential effect on his business, the Northlake Marina.

The following citizens were present to speak in support of the Planning Commission's recommended height restrictions in the proposed Waterfront Commercial Zone:

Bob Greene, 6250 NE 182nd Street, Kenmore
Angela Kugler, 15140 65th Avenue NE, Kenmore
Jim Howard, 20017 61st Avenue NE, Kenmore
Doug Huxtable, 15743 61st Avenue NE, Kenmore
Mark Ohrenschall, 19551 67th Avenue NE, Kenmore
Dennis Mendrey, 6410 NE 182nd Street, Kenmore
Douglas Nugent, 7055 NE 13rd Street, Kenmore
Debra Srebnik, 19521 63rd Avenue, Kenmore
Bill Leak, 15102 64th Court NE, Kenmore, who also stated that he is in favor of development agreements as a good solution for current businesses who wish to build higher.

Jim Davidson, 23227 49th Avenue SE, Kenmore, was present to speak as a property owner of the Northlake Marina. He stated that they provide access to Lake Washington to as many citizens as they can. In order to do that, they have to take advantage of opportunities when the time is right economically, for example to provide more boat storage. He urged Council to reconsider the height limits and to raise them to at least 45 feet.

Mayor Baker thanked the citizens for their comments.

CONSENT AGENDA

Deputy Mayor Van Ness moved to approve the consent agenda as submitted. Mayor Baker seconded the motion to Adopt the Minutes for the November 3, 2014 City Council Meeting and Approve SR 522 West A Project Agreements with Frontier, Contract No. 14-C1333; Puget Sound Energy, Contract No. 14-C1334; and Seattle City Light, Contract No. 14-C1337. The motion passed unanimously.

PUBLIC HEARING

Public Hearing to Receive Public Testimony on Allowing a "Drive-Through Service" as a Temporary Use at 6532 NE Bothell Way in the Downtown Commercial Zone - Bryan Hampson, Development Services Director, was present to provide a brief report. He was also available to answer any questions.

Mayor Baker opened the public hearing to receive public testimony on this issue at 8:02 p.m.

The following citizen spoke:

Carl Michelman, 5727 197th Street, Kenmore, was present to state that he supports Espresso Works having the temporary drive-through. He suggested having bullet points in the written materials for public hearings.

As there was no further testimony, Mayor Baker closed public hearing at 8:04 p.m.

BUSINESS AGENDA

Allow a "Drive-Through Service" as a Temporary Use for One Year at 6532 NE Bothell Way in the Downtown Commercial Zone, Subject to Conditions - Bryan Hampson, Development Services Director, was available to answer any additional questions.

Councilmember Herbig moved to Allow a "Drive-Through Service" as a Temporary Use for One Year at 6532 NE Bothell Way in the Downtown Commercial Zone, Subject to Conditions. Deputy Mayor Van Ness seconded the motion. The motion passed 7-0.

Council Reconsideration of Heights in Proposed Waterfront Commercial Zone - Debbie Bent, Community Development Director, and Lauri Anderson, Senior Planner, were present to give a brief report. They were also available to answer any questions.

The tabled motion from the November 17, 2014 City Council meeting, to reconsider the height restrictions, was brought forward for voting and passed 4-3, with Councilmembers Curtis, Herbig and Smith voting no.

It was Council consensus to add a Public Hearing to the December 8th City Council meeting and to notify business owners of the opportunity to present their opinions at that time.

Councilmember Herbig moved to consider as one of the options a 40-foot height limit, maintaining the development agreement option, but with no setbacks and no view corridors. Councilmember Smith seconded the motion.

Mayor Baker moved to amend the motion for a 40-foot height limit with no setbacks and no view corridors by allowing an additional 5 feet in height with setbacks. Deputy Mayor Van Ness seconded the motion. The motion failed 0-7.

The main motion, as stated by Councilmember Herbig, passed unanimously.

It was Council consensus that the 50' height option not be reconsidered.

Senior Planner Anderson gave a summary of the four options that Council is considering, all of which include development agreements as an option. They are as follows:

- The original Planning Commission recommendation, 35 feet with the ability to go to 40 feet with a 5-foot additional setback
- 40 feet with the ability to go to 45 feet with setbacks
- 40 feet with the ability to go to 45 feet with setbacks and 30% view corridor
- 40 feet with no setbacks and no view corridors

Authorize City Manager to Execute Contract No. 14-C1345, with CRW Systems, Inc. for Development Services Software, and Contract No. 14-C1346 for Software Maintenance and Support - Bryan Hampson, Development Services Director, and Samantha Loyuk, Assistant Planner, were present to give a PowerPoint presentation on CRW Systems, Inc. TRACKiT software for the Development Services department. They were also available to answer any questions.

Director Hampson stated that the department is having problems meeting the City's needs with the software they are currently using, requiring time-consuming workarounds. In addition, the current software is no longer being supported. He detailed the various modules and services to be provided by CRW Systems and noted that the software is web-based. Implementation will take nine to twelve months. During implementation, a current staff member will act as project manager for 20 hours per week, and a temp will be hired to fill in for some of that person's regular duties. Assistant Planner Loyuk stated that the software is significantly the frontrunner of those that were considered, and it is comparable in cost to the others.

Councilmember Curtis moved to Authorize the City Manager to Execute Contract No. 14-C1345, with CRW Systems, Inc. for Development Services Software, and Contract No. 14-C1346 for Software Maintenance and Support. Councilmember Sperry seconded the motion. The motion passed 7-0.

Continuation of 2015-2016 Biennial Budget Discussion - Rob Karlinsey, City Manager, was present to briefly report on the remaining Special Funds. Nancy Ousley, Assistant City Manager, was present to give a brief report on the Kenmore Business Incubator. They were also available to answer any questions.

Ousley stated that the Business Incubator will probably add three new in-house companies as of this week, and the virtual incubator is also doing well. Some of the current companies are also adding jobs. She stated that with the new companies, the City has exceeded its goals. She reviewed some options for the future of the program through 2016.

Mayor Baker noted that the Economic Development Administration is interested in possibly providing grant funding for the City's incubator.

Deputy Mayor Van Ness moved to continue the Business Incubator through 2016 as it now exists, including the virtual incubator. Councilmember Curtis seconded the motion. The motion passed 7-0.

City Manager Karlinsey reviewed the Strategic Opportunities Fund, which was created in the current biennium, and which currently funds the Business Incubator as well as the Rhododendron Park float and pedestrian and bicycle safety improvements, among other things.

Karlinsey referred to pages 181-184 in the Preliminary Budget book for information on the Kenmore Village Fund and the current cost estimate for the Town Green. He stated that staff is working hard to whittle down the Town Green estimate and will come back to Council with a budget and design in January.

Adopt Ordinance No. 14-0388, Relating to the 2015 Regular Property Tax Levy; Providing for Severability; and Establishing an Effective Date - Rob Karlinsey, City Manager, was present to state that staff is asking Council to decide on a 0% or a 1% property tax levy for 2015. He noted that a public hearing was held on this issue on October 27, 2014. He was also available to answer any questions.

Councilmember Herbig moved to Adopt Ordinance No. 14-0388, Relating to a 1% Regular Property Tax Levy for 2015; Providing for Severability; and Establishing an Effective Date. Councilmember Curtis seconded the motion. The motion passed 4-3, with Deputy Mayor Van Ness, Mayor Baker and Councilmember Smith voting no.

STAFF REPORT

City Manager Karlinsey gave an update on Transportation Improvement Board (TIB), Bridge Replacement Advisory Committee (BRAC) and other grant applications that the City has made. He stated that Sound Transit long-range planning for light rail from Northgate to Totem Lake currently shows Kenmore on the route. Mayor Balducci is sponsoring amendments to the long-term plan, including express bus service on 145th connecting to I5. City Engineer Overleese asked for Council permission for the Mayor and City Manager to sign a letter in favor of these amendments. There were no objections.

CITY COUNCILMEMBER REPORTS & COMMENTS

Deputy Mayor Van Ness reported on the recent National League of Cities (NLC) meeting in Austin, TX, and noted upcoming NLC meetings.

Councilmember Sperry noted that every week she is amazed at everything our staff does, and thanked staff. She stated that the Kenmore Library Board interviewed six applicants for three Library Board positions. Other positions will be coming up, so they would like to put the remaining three applicants on a reserve or alternate list. She would like to bring these positions to the Council on December 8th for approval.

Mayor Baker distributed a Safe Energy Leadership Alliance handout and briefly discussed it. If there are no objections, he will add the City of Kenmore's signature to that letter. There were no objections.

ADJOURNMENT

Mayor Baker adjourned the regular meeting at 10:49 p.m.

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David Baker, Mayor

ATTEST:

Patty Safrin
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Patty Safrin, City Clerk