

City of Kenmore, Washington
City Council Regular Meeting with Study Session
Minutes
December 9, 2013

CALL TO ORDER – Mayor Baker called the regular meeting study session to order at 6:00 p.m.

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

Councilmembers excused: Deputy Mayor Bob Hensel

Staff present: Rob Karlinsey, City Manager; Nancy Ousley, Assistant City Manager; Kris Overleese, Engineering & Environmental Services Director; Debbie Bent, Director of Community Development; Bryan Hampson, Development Services Director; Marc Connelly, Parks Projects Manager; Andrew Bauer, Associate Planner; Zack Richardson, Civil Engineer; Rod Kaseguma, City Attorney; and Patty Safrin, City Clerk

FLAG SALUTE

Mayor Baker led the flag salute.

STUDY SESSION AGENDA

Proposed Boathouse, Boardwalk and Dock at Rhododendron Park – Rob Karlinsey, City Manager; Debbie Bent, Community Development Director; and Marc Connelly, Parks Projects Manager, were present to provide a brief staff report. They were also available to answer any questions. The design of the boathouse and boardwalk is at 30%; however, a larger boathouse is being requested by the community. In addition, soil conditions of the site make the costs much higher than originally estimated. The local Muckleshoot Tribe has not approved the proposed dock, but the City is continuing to work with them to try to get approval.

It was Council consensus to suspend the Council Rules regarding speakers during this Study Session in order to allow comments from the audience regarding the proposed boathouse, boardwalk and dock.

Councilmember Rogers moved that the City continue to move forward with the boardwalk at this time. Mayor Baker seconded the motion. The motion failed 3-3.

It was Council consensus to continue with the permitting only for the boardwalk, to continue discussions with the Muckleshoot Tribe, and to continue to look into a backup plan for the boathouse in case the dock at Rhododendron Park is not approved.

CALL TO ORDER – Mayor Baker reconvened the meeting at 7:16 p.m. after a short break.

AGENDA APPROVAL

It was Council consensus to amend the agenda by pulling Consent Agenda Item VII. D., Weisband Consulting contract amendment, from the Consent Agenda and adding it to the

Business Agenda as Item IX. D., making 2014 Proposed Legislative Agenda new Business Item IX. E.; and adding Business Item IX. F., El-Sharawy Settlement Agreement and Release.

It was Council consensus to approve the agenda as amended.

CITIZEN COMMENTS

Dave Crawford, 7534 NE 175th Street, Kenmore, was present to state his concerns regarding the 1% property tax increase approved by Council for 2014.

Mayor Baker thanked the citizen for his comments.

CONSENT AGENDA

Councilmember Sperry moved to approve the consent agenda as amended. Councilmember Rogers seconded the motion to Adopt the Minutes of the November 12, 2013 and November 18, 2013 Special and Regular Meetings; Approve Amendment No. 1 to Contract No. 12-C1057 with Joyce Ziker Parkinson for Environmental Legal Services; Approve Amendment No. 1 to Contract No. 12-C1081 with Osborn Consulting for Surface Water Services; Approve Amendment No. 2 to Contract No. 12-C1014, City Manager's Employment Contract; and Cancel Regular Council Meetings for December 16 and December 23, 2013. The motion passed unanimously.

PUBLIC HEARING

Public Hearing to Receive Public Testimony Regarding Ordinance No. 13-0371, Kenmore Village Residential Development Agreement with Main Street Property Group, LLC – Rob Karlinsey, City Manager; Bryan Hampson, Development Services Director; and Andrew Bauer, Associate Planner, were present to provide a PowerPoint presentation giving an overview of the project, highlights of the development agreement, the public process to date, and next steps. They also presented a more detailed overview of Phase I of the project. They were also available to answer any questions.

City Manager Karlinsey noted that it has only been five months since the City selected them to do the project and we already have a full site plan for the property. Kelly Price, President of Main Street Property Group, LLC; Kim Faust, Director of Development; and a project architect and engineer were present in the audience.

Mayor Baker opened the public hearing to receive public testimony on this issue at 7:54 p.m.

The following citizen spoke:

Dave Crawford, 7534 NE 175th Street, Kenmore, was present to comment.

As there was no further testimony, Mayor Baker closed the public hearing at 7:56 p.m.

BUSINESS AGENDA

Adopt Ordinance No. 13-0371 Approving Contract No. 13-C1198, Kenmore Village Residential Development Agreement with Main Street Property Group, LLC – Rob Karlinsey, City Manager, and Andrew Bauer, Associate Planner, were available to answer any additional questions.

Councilmember Van Ness moved to Adopt Ordinance No. 13-0371 Approving Contract No. 13-C1198, Kenmore Village Residential Development Agreement with Main Street Property Group, LLC. Councilmember Rogers seconded the motion. The motion passed 6-0.

Adopt Resolution No. 13-229 Approving Amendment No. 3 to Contract No. 13-C1170, Purchase & Sale Agreement with Main Street Property Group, LLC – Rob Karlinsey, City Manager, was present to review the reasons for the amendment. He was also available to answer any questions.

Councilmember Rogers moved to Adopt Resolution No. 13-229 Approving Amendment No. 3 to Contract No. 13-C1170, Purchase & Sale Agreement with Main Street Property Group, LLC. Councilmember Curtis seconded the motion. The motion passed 6-0.

The meeting was briefly recessed to allow the City Manager and Kelly Price, President of Main Street Property Group, to sign the documents.

Economic Development Strategy Implementation Update – Nancy Ousley, Assistant City Manager, and Consultant Barry Weisband were present to provide a PowerPoint presentation. They presented some metrics regarding incubator participation and detailed the program budget and program revenue as well as next steps for the program. They were also available to answer any questions.

Approve Amendment No. 1 to Contract No. 12-C1062 with Weisband Consulting for Business Incubator – Nancy Ousley, Assistant City Manager, and Consultant Barry Weisband were available to answer any questions.

Councilmember Van Ness moved to approve Amendment No. 1 to Contract No. 12-C1062 with Weisband Consulting and to authorize the City Manager to execute it following approval as to form by the City Attorney's office. Councilmember Curtis seconded the motion. The motion passed 6-0.

Approve City of Kenmore 2014 Proposed State Legislative Agenda – Nancy Ousley, Assistant City Manager, was present to provide additional background information based on a request from Council at their December 2, 2013 meeting. She stated that the Mayor had expressed interest in adding support for legislation providing for increasing the property tax thresholds for disabled individuals who are either retired or veterans of the Armed Forces to the policy action section of the State Legislative Agenda. The statute was last updated in 2004 and needs to be adjusted to reflect inflation over the last decade. She was also available to answer any questions.

Councilmember Rogers moved to add this item to the State Legislative Agenda in a supportive role only. Mayor Baker seconded the motion. The motion failed 3-3, with Councilmembers Curtis, Sperry, and Smith voting no.

Councilmember Curtis moved to Approve the City of Kenmore 2014 Proposed State Legislative Agenda. Councilmember Van Ness seconded the motion. The motion passed 5-1, with Mayor Baker voting no.

El-Sharawy Settlement and Release Agreement, Contract No. 13-C1240 – Rod Kaseguma, City Attorney was present to give Council the background of the claim for damages regarding a landslide on the El-Sharawy property. He and Kris Overleese, City Engineer, were also available to answer any questions. He stated that the Washington Cities Insurance Association (WCIA) defended the City on all points, and there is no payment of City money to the plaintiff through this settlement. Insurance defense attorney Stephanie Kroll has recommended the settlement.

Councilmember Van Ness moved to approve the Settlement Agreement and Release between the City of Kenmore and Guirguis El-Sharawy and Haidy El-Sharawy dated December 9, 2013, and authorize the City Manager to sign it. Councilmember Curtis seconded the motion. The motion passed 6-0.

STAFF REPORT

Employee Benefit Review Team Report – Joanne Gregory, Finance & Administration Director, was present to review the goals of the team and to provide a status report. She stated that the team will likely recommend that the City maintain current health options and add a high-deductible plan option. She detailed the next steps for the team and was available to answer any questions.

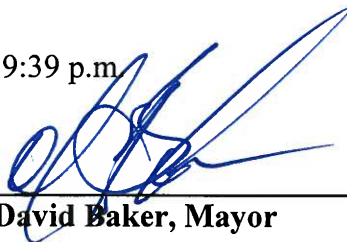
City Manager Karlinsey noted that January will be a busy month for Council and reviewed some of the upcoming events. He wished everyone a Merry Christmas and Happy New Year.

CITY COUNCILMEMBER COMMENTS/REPORTS

Mayor Baker reported on a Local Economic Development Initiatives presentation that he and Assistant City Manager Ousley made at a recent Sound Cities meeting. He and Ousley also met with the Army Corps of Engineers, Seattle District, today to try to get on a work plan for 2014.

ADJOURNMENT

Mayor Baker adjourned the regular meeting at 9:39 p.m.



David Baker, Mayor

ATTEST:



Patty Safrin, City Clerk