

City of Kenmore, Washington
City Council Special Meeting
Minutes
December 3, 2012

CALL TO ORDER - The special meeting of the Kenmore City Council was called to order by Mayor David Baker at 6:00 p.m.

EXECUTIVE SESSION

Mayor Baker adjourned the special meeting at 6:00 p.m. to an executive session to discuss Potential Litigation, pursuant to RCW 42.30.110(1)(i). He stated that the executive session will last for approximately one hour and that action may be taken when the meeting is reconvened.

CALL TO ORDER – Mayor Baker reconvened the special meeting 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; Jennifer Gordon, Public Works Operations Manager; Kent Vaughan, Senior Civil Engineer; Rod Kaseguma, City Attorney; and Patty Safrin, City Clerk

POSSIBLE ACTION RESULTING FROM EXECUTIVE SESSION

Councilmember Sperry moved to approve the settlement agreement and release between the City of Kenmore and the Harbour Village Condominium Association dated December 3, 2012, which settles the King County Superior Court case of Harbour Village Condominium Association v. City of Kenmore, Cause No. 11-2-05806-7; and to authorize the City Manager, in consultation with the City Attorney, to modify the procedure and details, but not the substance, of paragraph 3 of the settlement agreement and release, if determined to be necessary and appropriate by the City Manager; and to authorize the City Manager to sign the settlement agreement and release on behalf of the City of Kenmore, as currently drafted or as amended by the City Manager pursuant to the authority of this motion. Councilmember Rogers seconded the motion. The motion passed unanimously.

Councilmember Sperry moved to approve the settlement agreement and release between the City of Kenmore and the Harbour Village Marina Association of Condominium Owners dated December 3, 2012, which settles the King County Superior Court case of Harbour Village Marina Association of Condominium Owners v. City of Kenmore, Cause No. 11-2-05806-9; and to authorize the City Manager to sign the settlement agreement and release on behalf of the City of Kenmore. Deputy Mayor Hensel seconded the motion. The motion passed unanimously.

PRESENTATION

Presentation to 32nd Legislative District Delegation – Senator Maralyn Chase and Representative Cindy Ryu were present representing the 32nd Legislative District. Due to redistricting, Kenmore will now be in the 46th Legislative District. Mayor Baker offered the City's thanks and appreciation for their excellent representation and for their support of the City's legislative priorities and presented them with plaques. Senator Chase and Representative Ryu each spoke briefly.

CONSENT AGENDA

Deputy Mayor Hensel moved to approve the consent agenda as submitted. Councilmember Rogers seconded the motion to Approve the Minutes of the July 24, 2012 Council Special Meeting; September 6, 2012 Council Special Meeting; September 17, 2012 Council Special Meeting; and October 1, 2012 Council Special Meeting; and Approve Check Nos. 26845 - 26905 in the amount of \$754,568..61 and Electronically Transferred Payroll Funds Totaling \$58,693.85 for the Period Ending November 26, 2012. The motion passed unanimously.

BUSINESS AGENDA

Sale Listing Agreement with Colliers International for Kenmore Village, Contract No. 12-C1092 – Nancy Ousley, Assistant City Manager; Rod Stevens of Spinnaker Strategies; and Corey Marx of Jones Lang LaSalle were present to give a brief staff report. They were also available to answer any questions.

Assistant City Manager Ousley reviewed that originally the thought was to use one brokerage; however, to get the mix of expertise that the City needs, we ended up with one brokerage agreement with Colliers International, for the commercial property, and a subagreement with Jones Lang LaSalle for the residential property. City Manager Karlinsey stated that the City will combine the RFP and RFQ processes for expediency and will keep the Council posted along the way. Rod Stevens stated that the brokers suggested inviting developers to make offers right away in order to invest them in the process. The goal is to get 3 or 4 good offers that will establish a true market value for the properties. Corey Marx stated that part of the bidding process is the developers being able to convince the brokers that they can provide what the City and the citizens of Kenmore want.

It was Council consensus that they would like Paul Slee from Colliers International, who was not able to attend tonight's meeting, to come to a Council meeting as soon as possible.

Councilmember Rogers moved to Approve Contract No. 12-C1092, Sale and Listing Agreement with Colliers International for Kenmore Village. Councilmember Curtis seconded the motion. The motion passed unanimously.

Transportation Improvement Board (TIB) Funds for SR 522 West A, Contract No. 12-C1094 and for 68th Avenue NE Sidewalk, Contract No. 12-C1095 – Kris Overleese, Engineering & Environmental Services Director, was present to give a brief staff report. She stated that they would like to enter into agreements for the TIB funds in December. She was also available to answer any questions.

Deputy Mayor Hensel moved to Authorize the City Manager to Execute Contract No. 12-C1094 to Accept Transportation Improvement Board (TIB) Funds for SR 522 West A and

Contract No. 12-C1095 to Accept TIB Funds for 68th Avenue NE Sidewalk.
Councilmember Rogers seconded the motion. The motion passed unanimously.

Adoption of Right-of-Way Acquisition Procedures, Resolution No. 12-211 - Kris Overleese, Engineering & Environmental Services Director, Kent Vaughan, Senior Civil Engineer; and Caroline Brabrook of H.W. Lochner, were present to give a brief staff report. City Engineer Overleese provided a PowerPoint presentation and introduced Caroline Brabrook as the project manager. She noted that Steve Reinhart of Universal Field Services would be the lead in negotiating right-of-way acquisitions. They were also available to answer any questions.

Councilmember Rogers moved to Approve Resolution No. 12-211 Adopting Right-of-Way Acquisition Procedures. Councilmember Van Ness seconded the motion. The motion passed unanimously.

STAFF REPORT

City Manager Karlinsey called councilmembers' attention to the two handouts that were distributed to them at the meeting, the October 2012 Financial Report and the 20-Year Sidewalk Plan memo. He stated that the 20-Year Sidewalk Plan, which is a Council priority, is being handed out now in order to give Council time to think about it over the next three months. He also updated the Council on potential electric vehicle charging stations at City Hall. He stated that originally when Public Works Operations Manager Jennifer Gordon contacted the vendor, she was told that grant money would pay most of the costs. However, the more cities that apply for the grants, the less money each gets, and a number of cities have applied. He recommends that the City not put in electric vehicle charging stations at this time, as the cost/benefit does not seem favorable.

It was Council consensus to put the electric vehicle charging stations on hold for now.

CITY COUNCILMEMBER COMMENTS/REPORTS

Mayor Baker stated that he is glad to see the Sidewalk Plan moved up.

Councilmember Sperry stated that honoring the 32nd District representatives was very positive and informative.

Councilmember Van Ness reported on the recent National League of Cities meeting he attended with Councilmember Rogers and Mayor Baker. He stated that the Christmas lights on the trees that were turned on today are a nice touch.

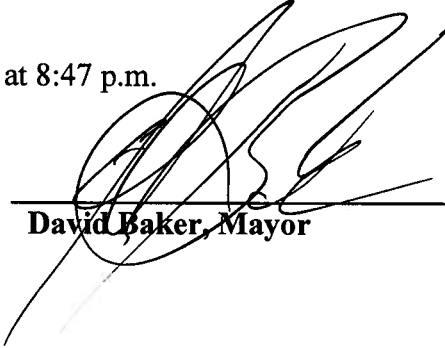
Councilmember Rogers stated that he is trying to get copies of National League of Cities publication, "Role of Elected Officials in Economic Development," for Council and staff. He stated that in his nine years on the Council this has been the greatest year in his opinion, and thanked everyone for a great year for the City.

Deputy Mayor Hensel thanked everyone for their hard work this year and wished everyone happy holidays.

Mayor Baker also reported on the recent National League of Cities meeting, and noted that it will be in Seattle next year, November 5th through 9th.

ADJOURNMENT

Mayor Baker adjourned the special meeting at 8:47 p.m.



David Baker, Mayor

ATTEST:



Patty Safran, City Clerk