

**City of Kenmore, Washington
City Council Special & Regular Meeting
Minutes
April 22, 2013**

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 recessed the special meeting at 6:00 p.m. to an executive session to discuss Potential Litigation, pursuant to RCW 42.30.110(1)(i); Property Disposition, pursuant to RCW 42.30.110(1)(c); and Property Acquisition, pursuant to RCW 42.30.110(1)(b). He stated that the executive session will last for approximately one hour and that no action is anticipated when the meeting is reconvened.

ADJOURNMENT – Mayor Baker adjourned the special meeting at 7:00 p.m.

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

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

Councilmembers excused: Councilmember Laurie Sperry

Staff present: Rob Karlinsey, City Manager; Nancy Ousley, Assistant City Manager; Joanne Gregory, Finance & Administration Director; Kris Overleese, Engineering & Environmental Services Director; Dawn Reitan, City Attorney; and Patty Safrin, City Clerk

FLAG SALUTE

Mayor Baker led the flag salute.

AGENDA APPROVAL

Deputy Mayor Hensel moved to approve the agenda as submitted. Councilmember Van Ness seconded the motion. The motion passed unanimously.

PROCLAMATION

Child Abuse Prevention Month, April 2013 – Mayor Baker read the proclamation into the record. Talia Speer, Junior Board Member of Children's Response Center, was present to accept the proclamation. She gave a brief speech in which she noted that the Children's Response Center assisted 89 victims in Kenmore during 2012.

CITIZEN COMMENTS

David Mason, 20305 60th Avenue NE, Kenmore, was present to state his concerns regarding plans for employees' retirement, in light of the current economic problems affecting cities and other government entities.

Dave Crawford, 7534 NE 175th Street, Kenmore, was present to state his concerns regarding bond issues for parks, the 3-minute citizen comment period, and raised medians. He submitted a historical picture of the City of Anacortes City Hall to Council.

Patrick O'Brien, 6330 NE 181st Street, Kenmore, was present to state his concerns regarding tolling on State highways, air quality, and court codes. He stated that he wants low buildings along the waterfront and the same level of City services with no new taxes.

Hugh Wiese, 18011 58th Avenue NE, Kenmore, was present to express his gratitude to the Council for the improved traffic signal at 61st Avenue NE and NE 181st Street.

Don Williams, 18430 60th Place NE, Kenmore, was present to thank the Council, former City Engineer Ron Loewen, and City Engineer Kris Overleese for the improved traffic signal at 61st Avenue NE and NE 181st Street.

Elizabeth Mooney, 5934 NE 201st Place, Kenmore, was present to state her concerns regarding the business registration ordinance, asphalt fumes, and an optional SEPA process for the shoreline.

Mayor Baker thanked the citizens for their comments. He stated that additional ways for citizens to provide input to Council are to send an e-mail or come in to City Hall to state their concerns.

CONSENT AGENDA

Deputy Mayor Hensel moved to pull Consent Agenda Item D., Adopt Council Rules and Procedures, Resolution No. 13-215, for separate consideration. It was Council consensus to pull Consent Item D. for separate consideration.

Councilmember Van Ness moved to Approve the Minutes of the April 8, 2013 City Council Special & Regular Meeting; Approve Check Nos. 26634 - 27696 in the Amount of \$212,735.96 and Electronically Transferred Payroll Funds Totaling \$62,887.22 and Payroll Check Nos. 210061 – 210063 in the Amount of \$1,687.07 for the Period Ending April 12, 2013; and Adopt the National Volunteer Week Proclamation, April 21-27, 2013. The motion passed unanimously.

There was Council discussion on Consent Agenda Item D., Adopt Council Rules and Procedures, Resolution No. 13-215.

It was Council consensus that the official record should provide more information, as detailed below, regarding the creation of the current Council Rules and Procedures document, as the Agenda Bill for this item did not include all relevant information.

The Council Rules and Procedures to be adopted with Resolution No. 13-215 represent a significant amount of work over the last couple of years, revising the Council Rules of Procedure, which had become cumbersome and lacked coherence after several previous revisions. A Rules and Procedures committee was formed in early 2011, and was comprised of Councilmembers Curtis and Hendrickson and Deputy Mayor Hensel. The committee solicited comments from citizens, consulted with Ann McFarlane of Jurassic Parliament, consulted with two attorneys, including the City Attorney, and came up with several possible revised versions. At the most recent Council Retreat in January of 2013, the Council expressed a desire to move the process along, and Councilmember Curtis consolidated all the input into one cohesive document.

Deputy Mayor Hensel moved to approve Consent Item D., Adopt Council Rules and Procedures, Resolution No. 13-215. Councilmember Rogers seconded the motion. The motion passed unanimously.

PUBLIC HEARING

Public Hearing to Receive Public Testimony Regarding Ordinance No. 13-0356, Business Registration Program – Nancy Ousley, Assistant City Manager, was present to provide a brief staff report, including a PowerPoint presentation. She reviewed the background of the proposal, the timeline, next steps, goals for program design, and the State Department of Revenue (DOR) service. She also gave highlights of the current business registration proposal, pointing out revisions to the original proposal, and noted exemptions from business registration. She was also available to answer any questions. Chief Torpin of the Northshore Fire Department was present to answer any questions regarding how business registration and a business directory can be helpful for emergency services.

Mayor Baker opened the public hearing to receive public testimony on this issue at 8:25 p.m.

The following citizens spoke:

Carl Michelman, 18023 62nd Avenue NE, Kenmore, was present to state his concerns regarding the business registration program.

Krista Michelman, 18023 62nd Avenue NE, Kenmore, was present to state her concerns regarding the business registration program.

Patrick O'Brien, 6330 NE 181st Street, Kenmore, was present to state his concerns regarding the business registration program.

Stan Isenhath, 16328 Inglewood Road NE, Kenmore, was present to state his opinion that if businesses perceive that the registration will add value to their businesses, possibly in terms of branding, networking, and marketing, they would be in favor of it.

Ken Smith, 15816 70th Avenue NE, Kenmore, was present to state his concerns regarding the business registration program.

As there was no further testimony, Mayor Baker closed the public hearing at 8:55 p.m.

BUSINESS AGENDA

Business Registration Program – Ordinance No. 13-0356 – Nancy Ousley, Assistant City Manager was present to thank the citizens for their comments and to answer any further Council questions.

It was Council consensus that “gross income” should mean gross revenue and not a net figure.

Councilmember Van Ness moved to postpone the business registration decision for at least a month. Mayor Baker seconded the motion. The motion failed 3-3, with Councilmembers Rogers and Curtis and Deputy Mayor Hensel voting no.

Councilmember Curtis moved to Adopt Ordinance No. 13-0356, Business Registration Program. Mayor Baker seconded the motion. The motion passed 4-2, with Councilmembers Smith and Van Ness voting no.

STAFF REPORT

City Manager Karlinsey stated that approximately 60 volunteers turned out for the volunteer event on Saturday. He thanked Council for providing hot dogs. He requested that anyone wanting to be a greeter for the upcoming Volunteer Appreciation event show up a little early. Also coming up this week is a ribbon cutting and reception for the 61st Avenue NE and NE 181st Street traffic signal and a Business Plan seminar.

CITY COUNCILMEMBER COMMENTS/REPORTS

Councilmember Van Ness stated that he is glad the City is proceeding with the business registration program.

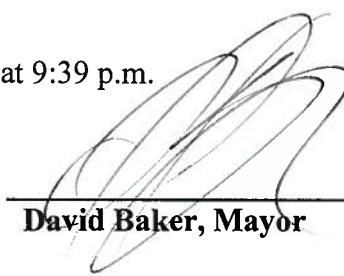
Councilmember Rogers thanked Councilmember Curtis and his team for putting together the new Council Rules and Procedures. He thanked the Public Works department and the community workers program crew for the great work they have done on SR 522 and stated his concerns regarding King County's commitment to maintaining their side of SR 522.

Deputy Mayor Hensel thanked the volunteers from Saturday's event.

Mayor Baker stated that he was in Olympia on Friday and testified in front of the House Transportation Committee on the transportation package, funding, and local options. He also met with Senator Frockt and Representative Pollett. He will testify in front of the Senate Transportation Committee tomorrow morning. He stated that the Lake Washington Mayors' group drafted a letter regarding the piecemeal approach to regional tolling and the unanticipated impacts to cities which will be sent to Puget Sound Regional Council (PRSC) Executive Director Bob Drewel tomorrow.

ADJOURNMENT

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



David Baker, Mayor

ATTEST:



Patty Safrin, City Clerk