

**City of Kenmore, Washington
City Council Special & Regular Meeting
Minutes
September 10, 2012**

CALL SPECIAL MEETING TO ORDER - The special meeting of the Kenmore City Council was called to order by Mayor David Baker at 6:02 p.m.

EXECUTIVE SESSION

Mayor Baker adjourned the special meeting at 6:02 p.m. to an executive session to discuss Litigation, pursuant to RCW 42.30.110(1)(i). He stated that the executive session will last for approximately 1 hour and that action may be taken when the meeting is convened to regular session.

CALL REGULAR MEETING 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, 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; Debbie Bent, Director of Community Development; Bryan Hampson, Development Services Director; Jennifer Gordon, Public Works Operations Manager; Lauri Anderson, Senior Planner; Rod Kaseguma, City Attorney; and Patty Safrin, City Clerk

FLAG SALUTE

Mayor Baker led the flag salute.

AGENDA APPROVAL

Councilmember Curtis moved to amend the agenda to Add New Business Agenda Item B., to Approve a Settlement Offer of \$450,000 Payable to the City by the Defendant in the HDR/MidMountain Lawsuit with the Allocation Between Defendants to be Determined at the Discretion of the City Engineer; Add a New Business Agenda Item C., to Amend Contract No. 11-C956 with Perteet for Additional Survey Work in the Amount of \$25,200; Add a New Business Agenda Item D., to Amend Contract No. 12-C1037 with Kenmore Camera to Extend the Feasibility Period for an Additional 30 Days; and Add a New Business Agenda Item E. to Authorize the City Manager to Execute a Backup Offer/Backup Purchase and Sale Agreement for the Purchase of two Parcels at 6532 NE Bothell Way in the Amount of \$750,000. Councilmember Glenn Rogers seconded the motion. The motion passed.

CITIZEN COMMENTS

Greg Pergament of Bothell Ski & Bike, 8020 NE Bothell Way, Kenmore, was present to state that he is happy with the support his business receives in Kenmore, but he has some concerns with safety issues in the parking lot and requests the City's help in solving these issues.

John Ethen of Bothell Ski & Bike, 8020 NE Bothell Way, Kenmore, was also present to state his concerns regarding safety issues in the business's parking lot.

Leona Moran, 14916 Juanita Drive, Kenmore, was present to state her concerns regarding the safety of the intersection at 67th Avenue NE and NE 181st Street. She distributed a handout to the Council.

Beratta Gomillion, Executive Director for the Center for Human Services and a Kenmore resident, 6297 NE 193rd Court, Kenmore, was present to thank the City for the National Recovery Month proclamation. She noted that the Center for Human Services has expanded and located several services here in Kenmore in the last couple of years, including after school, substance abuse, and Head Start programs. She emphasized that the agency depends on the financial support they receive from the City.

Dennis Mendrey, 6410 NE 182nd Street, Kenmore, was present to state his concerns regarding the two-month delay in the shoreline testing process and to thank the City for contributing funds to assist in the testing. He gave a handout to the Council which included several other concerns, including a backup purchase offer for a parcel of property on Bothell Way, Department of Ecology's Public Participation Plan, the banners on SR 522, and Kenmore Village development.

Kent Sturgis, 18821 64th Avenue NE, Kenmore, was present to state his concerns regarding traffic on NE 181st Street, particularly the intersection near the library.

Mayor Baker summarized the comments. City Manager Karlinsey and City Engineer Overleese commented on some of the citizens concerns.

CONSENT AGENDA

Councilmember Sperry moved to approve the consent agenda as submitted.
Councilmember Curtis seconded the motion to Approve the Minutes of the May 14, 2012 and May 21, 2012 Regular Council Meetings. The motion passed unanimously.

PRESENTATION

Washington Finance Officers Association (WFOA) Professional Finance Officer Awards – Mayor Baker presented WFOA Awards to Joanne Gregory, Finance & Administration Director, and Brian Randall, Accountant. He congratulated them on their good work for the City.

PROCLAMATION

National Recovery Month, September 2012 – Mayor Baker read the proclamation into the record. Dick Crabbe, Care Authorizer & Contract Monitor for the Chemical Abuse &

Dependency Services Division of King County Mental Health, was present to receive the proclamation.

PUBLIC HEARING

Public Hearing to Receive Public Testimony on Ordinance No. 12-0342, Moratorium on Medical Cannabis (Marijuana) Collective Gardens – Debbie Bent, Community Development Director, was present to give a brief staff report. She was also available to answer any questions.

Mayor Baker opened the public hearing to receive public testimony on this issue at 7:35 p.m.

The following citizens spoke:

Dennis Mendrey, 6410 NE 182nd Street, Kenmore, was present to state his opinion that the moratorium is a good decision, partially due to the conflict with federal government legislation, and to thank the City for taking a stand.

Mark Prince, 19330 55th Avenue NE, Kenmore, was present to state that he is totally against cannabis collective gardens due to safety concerns, and he thanked the City for taking up the issue.

As there was no further testimony, Mayor Baker closed the public hearing at 7:38 p.m.

BUSINESS AGENDA

Business Incubators – Discussion – Nancy Ousley, Assistant City Manager, was present to give a brief staff report regarding the business incubator pilot program, including its purpose, background and history. She was joined by Barry Weisband, Consultant, who gave a PowerPoint presentation. They were also available to answer any questions. City Manager Karlinsey also provided some information to Council. Assistant City Manager Ousley requested Council direction regarding moving forward with the pilot program.

Councilmember Van Ness moved to Authorize Staff to Move Forward with the Business Incubator Pilot Program. Councilmember Rogers seconded the motion. The motion passed unanimously.

Approve a Settlement Offer of \$450,000 Payable to the City by Defendants in the HDR/MidMountain Lawsuit with the Allocation Between the Defendants to be Determined at the Discretion of the City Engineer.

Councilmember Sperry moved to Approve a Settlement Offer of \$450,000 Payable to the City by Defendants in the HDR/MidMountain Lawsuit with the Allocation Between the Defendants to be Determined at the Discretion of the City Engineer. Councilmember Curtis seconded the motion. The motion passed unanimously.

Amend Contract No. 11-C956 with Perteet, Inc. for Additional Survey Work in an Amount Not to Exceed of \$25,200.

Councilmember Rogers moved to Amend Contract No. 11-C956 with Perteet, Inc. for Additional Survey Work in an Amount Not to Exceed of \$25,200. Councilmember Hensel seconded the motion. The motion passed unanimously.

Amend Contract No. 12-C1037 to Extend the Feasibility Period for an Additional 30 days – To allow the survey work to be done and the easements to be determined to conclude the purchase and sale agreement with Kenmore Camera.

Councilmember Van Ness moved to Amend Contract No. 12-C1037 to Extend the Feasibility Period for an Additional 30 days. Councilmember Curtis seconded the motion. The motion passed unanimously.

Authorize the City Manager to Execute a Backup Offer/Backup Purchase and Sale Agreement for the Purchase of Two Parcels at 6532 NE Bothell Way in the Amount of \$750,000.

Councilmember Hensel moved to Authorize the City Manager to Execute a Backup Offer/Backup Purchase and Sale Agreement for the Purchase of Two Parcels at 6532 NE Bothell Way in the Amount of \$750,000. Councilmember Rogers seconded the motion. The motion passed 6 to 1, with Councilmember Sperry voting no.

STAFF REPORT

Sidewalk and Street Improvement Grant Applications – City Engineer Overleese stated that the City has applied for five grants, all for sidewalk segments except for one TIB grant for SR 522, and provided information regarding the application process and funding possibilities. She noted that her department is also in the process of putting together a regional mobility grant.

City Manager Karlinsey mentioned the upcoming staff appreciation picnic being put on by the Council. He also called Councils' attention to the Capital Improvement Program (CIP) binders that they received. Finally, he gave information about the two upcoming volunteer events to weed invasives and do planting along the Burke-Gilman Trail on September 22nd and October 20th, Jack Crawford Day.

CITY COUNCILMEMBER COMMENTS/REPORTS

Councilmember Sperry stated that, while we have some elements of a walkable Kenmore, we also have more traffic now. In addition, she thinks that we need more pedestrian lighting.

Councilmember Curtis thanked staff for their work, but stated that he would be unable to attend the staff appreciation picnic. He loves his iPad for electronic agendas and wondered why the Council was given a hard copy of the Capital Improvement Program (CIP).

Councilmember Van Ness had the same question regarding the CIP binder. Regarding the 67th Avenue NE and 181st Street intersection, he suggested posting some signs in the parking lot about using the crosswalk and not parking in front of Kenmore Village, to avoid having to cross the street to go to the library.

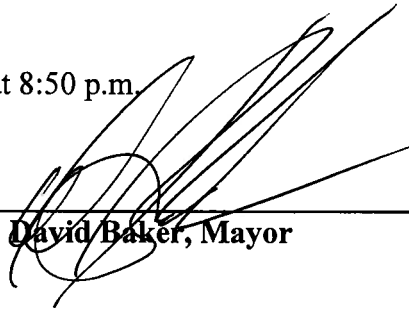
Councilmember Rogers had a question regarding the Bothell Chamber of Commerce luncheon, which City Manager Karlinsey responded to.

Deputy Mayor Hensel thanked staff for their work, but stated that he would be unable to attend the staff appreciation picnic. His feeling is that the intersection problems demonstrate that the City's investment is drawing people to the area. He expressed confidence in being able to work out the problems.

Mayor Baker reported that he has been asked to join a group of other Mayors to work on transportation issues. They are trying to create a transportation package which would be acceptable to both the voters and legislators. He stated that there are huge transportation needs in the state and no money. The group is currently working on a couple of options and hope to make some decisions after the elections.

ADJOURNMENT

Mayor Baker adjourned the regular meeting at 8:50 p.m.



David Baker, Mayor

ATTEST:



Patty Safrin, City Clerk