

City of Kenmore, Washington
City Council Special & Regular Meeting
Minutes
July 13, 2015

CALL TO ORDER – The special meeting of the Kenmore City Council was called to order by Mayor David Baker at 6:30 p.m.

EXECUTIVE SESSION

Mayor Baker recessed the special meeting to an executive session at 6:30 p.m. to discuss Potential Litigation, pursuant to RCW 42.30.110(1)(i). He stated that the executive session will last for approximately 30 minutes 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 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; Joanne Gregory, Finance & Administration Director; Kris Overleese, Engineering & Environmental Services Director; Bryan Hampson, Development Services Director; Rod Kaseguma, City Attorney; and Patty Safrin, City Clerk

FLAG SALUTE

Derek Wycoff led the flag salute.

AGENDA APPROVAL

It was Council consensus to approve the agenda as submitted.

CITIZEN COMMENTS

Noel Barnett, 420 SW 11th Avenue, Canby, stated that he works for Cemex and asked that the City notify them as quickly as possible as a courtesy any time there is a complaint or issue.

Janet Hays, 6303 NE 181st Street, #301, Kenmore, was present to state her concerns regarding future light rail in the City.

Richard Honour, 19211 64th Place NE, Kenmore, was present to state his concerns regarding the safety of children from traffic accidents along 182nd Street.

Kate Donaldson, 6401 NE 181st Street, Kenmore, was present to state her concerns regarding Cemex and the pace of waterfront activities in Kenmore.

Patrick O'Brien, 6330 NE 181st Street, Kenmore, was present to state his concerns about Cemex and CalPortland.

Elizabeth Mooney, 5934 NE 201st Street, Kenmore, was present to state her concerns about Cemex and CalPortland.

Mayor Baker thanked the citizens for their comments.

CONSENT AGENDA

Councilmember Smith and Mayor Baker asked to pull Consent Agenda Item C. for separate consideration.

Deputy Mayor Van Ness moved to approve the consent agenda as modified. Councilmember Smith seconded the motion to Adopt the Minutes of the June 15, 2015 and June 22, 2015 City Council Meetings; Approve Check Nos. 32272 - 32384 in the Amount of \$2,597,287.17 and Electronically Transferred Payroll Funds Totaling \$80,538.18 for the Period Ending June 19, 2015; and Approve Contract No. 15-C1414 with KPFF for 62nd Avenue Corridor Improvement Project Design. The motion passed unanimously.

Development Services Director Bryan Hampson came forward to answer any questions regarding Consent Agenda Item C., "Approve Contract No. 14-C1261 Amendment No. 1, Extending the Interlocal Agreement for Cooperative Odor Complaint Investigations with Puget Sound Clean Air Agency (PSCAA) for One Year."

Councilmember Smith moved to Approve Contract No. 14-C1261 Amendment No. 1, Extending the Interlocal Agreement for Cooperative Odor Complaint Investigations with Puget Sound Clean Air Agency (PSCAA) for One Year. Deputy Mayor Van Ness seconded the motion. The motion passed unanimously.

BUSINESS AGENDA & PUBLIC HEARINGS

Public Hearing and Discussion of New Regulations for Heavy Manufacturing Businesses and Amending and Updating Title 5, Business Licenses and Regulations - Bryan Hampson, Development Services Director, was present to provide a brief overview of the proposed new regulations and Title 5 amendments. He listed the Title 5 topics being addressed and reviewed the recommended changes. He stated that State law preempts the City on covered loads, so staff recommends not pursuing that. City Attorney Rod Kaseguma responded to Council questions as to why the City cannot be stricter than the State law for covered loads. They were also available to answer any additional questions.

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

The following citizens spoke:

Noel Barnett, 420 SW 11th Avenue, Canby, was present to state his concerns about the timeline of the proposed ordinance. He referred to the letter submitted to the City by Cemex on July 10th, and stated that they would like to work together with the City.

Chris Iaccio, Cemex Vice President and General Manager, Pacific Northwest Region, submitted a letter to the City on July 10th stating Cemex's concerns with the proposed legislation and their suggestions for moving forward.

Janet Hays, 6303 NE 181st Street, #301, Kenmore, was present to state her concern about Cemex's hours of operation.

Elizabeth Mooney, 5934 NE 201st Street, Kenmore, was present to state her concern about Cemex fumes.

Patrick O'Brien, 6330 NE 181st Street, Kenmore, was present to state his concerns about the Cemex plant.

Pete Stoltz, 6423 NE 175th Street (CalPortland), Kenmore, was present, as Manager of Permitting and Government Affairs for CalPortland, to state his concerns about the proposed legislation, to state what he feels the company brings to the area, and to state that they would be happy to work with the City in developing a monitoring program.

Kate Donaldson, 6401 NE 181st Street, Kenmore, was present to state her concern about Cemex.

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

Public Hearing and Discussion of Ordinance No. 15-0398, Temporarily Eliminating the Road Impact Fee and Minimum Parking Requirements for Changes of Use of Existing Buildings in the North Subarea of the Regional Business Zone (RBZ) East of 68th Avenue NE - Bryan Hampson, Development Services Director, was present to provide an overview of the reason for the ordinance and the details of the temporary program. 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:

Patrick O'Brien, 6330 NE 181st Street, Kenmore, was present to state his concerns regarding this proposed ordinance.

As there was no further testimony, Mayor Baker closed the public hearing at 8:07 p.m.

Kenmore Village Spencer Square Development Agreement Discussion - Bryan Hampson, Development Services Director, and Rob Karlinsey, City Manager, were present to give a brief report. They were also available to answer any questions. City Manager Karlinsey reviewed the history of the Kenmore Village project, including both the residential and commercial portions of the property. Director Hampson summarized the main deal points of the proposed development agreement. He noted that there will be two public hearings on this topic, at the July 20th and July 27th City Council meetings. Kelly Price, President of Main Street Property Group; Kim Faust, Project Manager; Tony Radovich, Dahlin Group Senior Architect; and Sean Whitacre, Senior Designer from the Dahlin Group, presented their building plans for the North lot next to Kenmore Camera, which will consist of approximately 90 apartments and roughly 20,000 square

feet of office space. They stated that an agreement has been reached with Evergreen Health to occupy that office space. The building will be built on top of a parking garage with a dedicated area for commercial parking. The Evergreen space is slated to be ready for tenant improvements by the fall of 2016, with Evergreen planning to open in late 2017.

STAFF REPORT

Sound Transit 3 (ST3) – Rob Karlinsey, City Manager, stated that it has been a real team effort to make our voices heard for the need for transit facilities. He noted that the newly formed group, 522 Now, is headed by well-respected Kenmore residents and has been very active. He stated that mayors from neighboring localities appear to be supportive of Kenmore's project requests.

CITY COUNCILMEMBER REPORTS & COMMENTS

Councilmember Smith thanked the City Manager and others who quickly mobilized leadership for ST3.

Councilmember Sperry requested taking a look at licensing requirements for secondhand stores, for which some of the pawn shop requirements may be a burden.

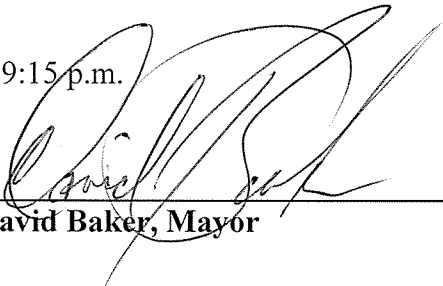
Councilmember Herbig stated that he spoke with several ST3 members last week, one of whom was very supportive.

Deputy Mayor Van Ness stated that he and Councilmember Sperry went on the Swamp Creek Park nature walk this morning, which was very informative and well worth doing. He reported on an Eastside Transportation Partnership (ETP) meeting he attended last week.

Mayor Baker summarized the Fire Department responses to 4th of July activities inside and outside of the City. He stated that he has attended a number of meetings on ST3, and that the City's position is clear and focused and is getting a good response. He suggested that citizens could learn from our ethnic populations here in Kenmore by having representatives teach their native cooking.

ADJOURNMENT

Mayor Baker adjourned the regular meeting at 9:15 p.m.



David Baker, Mayor

ATTEST:



Patty Safran, City Clerk