

**City of Kenmore
City Council Regular Meeting
Minutes
January 27, 2020**

(Council photographs took place between 7:00-7:30 p.m.)

CALL TO ORDER - Mayor David Baker called the meeting to order at 7:30 p.m.

ROLL CALL

Mayor David Baker
Deputy Mayor Nigel Herbig
Councilmember Joe Marshall
Councilmember Milton Curtis
Councilmember Debra Srebnik (Absent)
Councilmember Corina Pfeil
Councilmember Melanie O'Cain

FLAG SALUTE

AGENDA APPROVAL

Mayor Baker stated that Item H: *Authorize the Acquisition of Permanent and Temporary Easements on the Lakepointe, Inc. and Pioneer Towing Properties* on the Consent Agenda will be pulled and rescheduled to another meeting.

PRESENTATION

Inglemoor High School Crew Team - Lance Gatter, Athletic Director, Inglemoor High School

CITIZEN COMMENTS

John Hendrickson
5919 NE 202nd Lane
Kenmore, Washington 98028

Mr. Hendrickson spoke against the improvements at the St. Edward ballfields.

Majid M. (Last name spelling not confirmed)
6411 NE 190th Street
Kenmore, Washington 98028

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Mr. Majid read a handout to the Council regarding the Planning Commission's docket on Affordable Housing.

Tracy Banaszynski
5863 NE 197th Street
Kenmore, Washington 98028

Ms. Banaszynski spoke against the improvements at the St. Edward ballfields.

Sara Solum Hayashi
14619 81st Avenue NE
Kenmore, Washington 98028

Ms. Haysaski spoke in favor of Consent Item C, the recommendation that Jennifer Dixon be selected as the Artist.

Phyllis Finley
5962 NE Arrowhead Drive
Kenmore, Washington 98028

Ms. Finley spoke about the PROS Plan and asked for five corrections to be made to the document.

Ann Agaard
16524 104th NE
Bothell, Washington 98011

Ms. Agaard spoke against the improvements at St. Edward ballfields.

RECESS TO EXECUTIVE SESSION

The meeting recessed to Executive Session at 8:01 p.m. to discuss Potential Litigation per RCW 42.30.110 (1) (i) for approximately 20 minutes.

RECONVENE BACK TO REGULAR SESSION

The meeting reconvened to regular session at 8:21 p.m.

POSSIBLE ACTION RELATING TO EXECUTIVE SESSION

MOTION: Councilmember O'Cain made a motion to extend time to review FCC Form 394 to February 29, 2020, relating to the request to transfer the Frontier Communications franchise to Northwest Fiber LLC and authorize the City Manager and his designee to continue negotiating the

transfer request, Councilmember Curtis seconded the motion. The motion passed unanimously.

CONSENT AGENDA

MOTION: Deputy Mayor Herbig made a motion to approve the consent agenda, Councilmember Curtis seconded the motion. The motion passed unanimously.

The consent agenda included the following items:

Authorize the City Manager to Increase the Contract Authority with Jacobs Engineering for Providing Engineering Services During Construction of the West Sammamish River Bridge Project

Authorize the City Manager to Execute a Contract with Construction Management Services with KBA, Inc. for the West Sammamish River Bridge Project

Approve the Ad-Hoc Public Art Committee's Recommendation that Jennifer Dixon be Selected as the Artist to Design and Install Artwork at the Three Walkways and Waterways Projects at Log Boom, Squires Landing and Rhododendron Parks

Authorize the City Manager to Enter into a Design Contract (20-C2135) with the Artist (Jennifer Dixon)

Total Check #s 44091 through 44182 in the Amount of \$524,259.90.
Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Account Electronic Deposits Dated: 1/3/20 in the Amount of \$104,561.92.

Authorize the City Manager to Execute Contract No. 19-C2121 with Olympic Environment Resources for Recycling Event Project Management for 2020 and 2021

Receive and File the November, 2019 Financial Report for the City of Kenmore

City Council Meeting Minutes of November 25, 2019 and December 9, 2019

Authorize the City Manager to Execute Contract 20-C2133 the Northshore School District Lease Agreement for Rhododendron Park Boathouse

Authorize the City Manager to Execute Contract 19-C2061 Amendment No. 2 with Washington State Parks and Recreation Commission Regarding Reimbursement for Costs for an Environmental Impact Statement (EIS) for the St. Edward Ballfield Improvement Project

BUSINESS AGENDA

Review Proposed Changes to the Parks, Recreation and Open Space (PROS) Plan - Debbie Bent, Community Development Director and Lauri Anderson, Principal Planner

Director Bent and Principal Planner Anderson explained that on January 13, the Council requested several changes to the recommended Parks, Recreation and Open Space (PROS) plan. The revised Plan includes those changes, identified with yellow highlighting. Staff requests Council review the proposed changes, identify any further changes and provide direction on moving forward with a final PROS Plan. Once approved, the final Plan, along with an adopting Resolution, will be placed on the Council's agenda. That adoption is tentatively scheduled for the February 10, 2020 Council Meeting.

To reduce the number of pages to review, the appendices have not been included in Attachment 1 in the Council packets. The appendices were attached to the January 13 meeting packet and no amendments were requested. The appendices will, of course, be included in the final document presented for Council approval.

Specific changes to the PROS Plan requested by the Council include:

- Separate findings from recommendations in the demand and needs analysis. See pages 51, 63, 65, 72, 73, 76, and 79.
- Reinforce the importance of partnerships, particularly around the pool and ballfields. See pages 24, 27, 69, and 72. Existing text on pages 23, 29, 31, 33, 37, 64, 78, 90 also provides support for partnerships.
- Add a map of trails and walkways to programming implementation. See page 75.
- Clarify that the KWAC information is for membership, not necessarily participation. See pages 70 and 71.
- Remove references to future development of the St. Edward State Park ballfields, referring instead to development of ballfields, generally. See pages 69, 72, 78, 79, 84, and 95.
- Describe the existing passive use of the St. Edward State Park ballfields. Camp Roots is mentioned on page 23 of the Plan.
- Correct references and other editorial changes. See pages 38, 52, 59, 75, 78, 79, 81, 94, 95, and 96.

Council made one other request that does not require Plan amendments:

- Consider Linwood Park for a possible dog park. This would be addressed through the master planning project (see page 78). Support for a dog park is already in the Plan (see page 81).

The PROS plan identifies a “Moorlands Neighborhood Trail Connection” (page 76) as a new recommended project. The project is to “acquire and develop a new trail connecting Rhododendron Park to Moorlands Park, preferably separated from roadways as much as possible. The location of the trail has not been defined and will need to be determined at a future date”. In the Capital Facilities Plan, this project is identified as a long-term (13+ years) project with an estimated cost of \$5m (page 96). Connectivity and safe access to parks is an overall theme as is more nature trails and this project could support both. However, there is existing sidewalk and/or low volume residential streets that connects the two areas so this may be a lower priority. There is also a ravine corridor in private ownership among parcels of single-family homes, which could provide an alternative trail connection although the feasibility has not been determined. An alternative trail to sidewalk may be a lesser priority but the planning commission recommended keeping this project in the PROS plan in case an opportunity arose.

The City Manager raised several concerns about the project last October with regard to a trail in the ravine including: A trail in a ravine being challenging both environmentally and politically; the trail would get very little use given the low volume residential streets between the two parks which provide for viable pedestrian use; cost-prohibitive at \$5m estimated, but likely more; creates an unrealistic expectation that the project could happen. Staff raised these concerns with the Planning Commission in November but the Commission recommended keeping the project in the PROS plan for the reasons outlined above. The City Manager recommends the Council remove the project from the PROS plan given the concerns described.

MOTION: Councilmember Curtis made a motion to remove Moorlands Trails from the PROS Plan, Mayor Baker seconded the motion. The motion passed unanimously.

MOTION: Councilmember Curtis made a motion to change the amount for the St. Edward ballfields from \$7 million to \$3.5 million, Councilmember Pfeil seconded the motion. The motion passed unanimously.

This item will come back for action at the February 10 Council Meeting.

2020 Annual Docket for the Planning Commission - Debbie Bent, Community Development Director and Lauri Anderson, Principal Planner

Director Bent and Principal Planner Anderson reviewed the proposed 2020 annual Planning Commission docket for Council action. Staff recommends that Council assign four projects to the Planning Commission:

- Parks, Recreation and Open Space (PROS) Element of the Comprehensive Plan. The PROS plan is currently being reviewed by Council, with adoption estimated 2/10/20. The next step to update the PROS Element of the Comprehensive Plan to reflect and be consistent with the adopted PROS plan.
- Housing Strategy Plan: Flexible re-use of tax-exempt or publicly-owned sites for affordable housing
- Housing Strategy Plan: “Missing Middle” housing
- Economic Development Strategy: Consider incentives to office development.

Staff recommends that as part of the consideration of flexible re-use of tax-exempt or publicly-owned sites for affordable housing, the Planning Commission also look at options for projects on private property designed to address affordable housing needs. This approach would allow some consideration of the one private request the City received for this year. Staff recommends against adding the full Comprehensive Plan and Zoning Map amendments request by Mohajer-Jasbi to the docket given the site-specific nature of the proposal and the upcoming consideration of residential densities as part of the 2023 Comprehensive Plan update.

See Attachment 1 in the Council packet for an analysis of all of the recommended projects against the docket criteria. After considering a project, the City Council has three options (KMC 19.20.060.D.3):

- Accept application for review by the planning commission in the current amendment cycle;
- Recommend delay of the amendment to the next amendment cycle; or
- Deny amendment based upon the threshold criteria analyzed in Attachment 1 or other findings of fact.

The annual docket review process, outlined in Chapter 19.20 of the KMC, determines which amendments to the City’s Comprehensive Plan and related development regulations will be forwarded to the Planning Commission for their review and recommendation during the year. Private applicants have the opportunity to submit requests for amendments during an open docket application period, which, for 2020, occurred in November of 2019. The City received one private request for a Comprehensive Plan/Zoning amendment during this period from Mohajer-Jasbi et. al. (see Attachment 2).

A number of projects have been identified by staff, the City Manager, the Planning Commission, the City Council, and others as work program or potential docket items. Attachment 3 to this memo outlines all of these pending proposals and assigns potential years of consideration: either 2020 or 2021 and beyond (2020+).

Threshold criteria for inclusion on the annual docket are established in KMC19.20.080. The criteria are:

1. The City has the resources, including staff and budget, necessary to review the proposal; and
2. It has been more than two years since the proposed amendment has been considered unless a compelling reason for changed circumstances can be made; and
3. The proposal would correct an inconsistency within or make a clarification to a provision of the comprehensive plan; or
4. All of the following:
 - a. The proposal demonstrates a strong potential to serve the public interest by implementing specifically identified goals and policies of the comprehensive plan; and
 - b. The public interest would best be served by considering the proposal in the current year, rather than delaying consideration to a later subarea plan review or plan amendment process.

Once the City Council sets the 2020 annual docket work program, the Planning Commission would spend the year reviewing and discussing the proposed docket amendments before making their recommendations to the City Council.

MOTION: Councilmember Curtis made a motion to approve the 2020 Annual Docket for the Planning Commission, Mayor Baker seconded the motion. The motion passed unanimously.

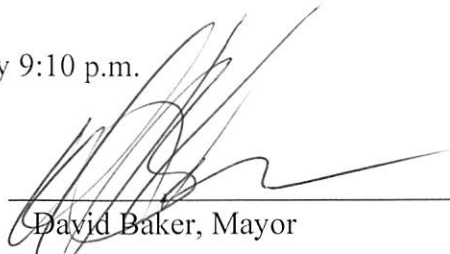
ADJOURNMENT

The meeting was adjourned at approximately 9:10 p.m.

ATTEST:



Kelly M. Chelin, City Clerk



David Baker, Mayor