

**City of Kenmore
City Council Meeting
Regular Meeting Minutes
December 20, 2021**

These minutes are created to capture Council action. This is not a verbatim transcript. Meeting video and audio is available on the City YouTube channel.

PRESENT:

Councilmembers: Mayor David Baker
Deputy Mayor Nigel Herbig
Councilmember Joe Marshall
Councilmember Debra Srebnik
Councilmember Corina Pfeil
Councilmember Angela Kugler
Councilmember Melanie O'Cain

Staff: City Manager Rob Karlinsey
City Clerk Anastasiya Warhol
City Attorney Dawn Reitan
Community Development Director Debbie Bent
Development Services Director Bryan Hampson
Garrett Oppenheim, Policy Analyst, City Manager's Office

Speaking Guests: Dri Ralph, Northshore School District
Karen Greenacre, Cascadia Law Group
Dennis McLerran, Cascadia Law Group

Stacey Valenzuela, Kenmore Resident
Jon Culver, Kenmore Resident
Andy Pierson, Local Resident
John Peeples, Kenmore Resident
Peter Lance, Kenmore Resident
David Morton, Redmond Resident
Doug Levy, Kenmore Resident
Danny Howe, Kenmore Resident
Dakota Rash, Kenmore Resident
Elizabeth Mooney, Kenmore Resident
Sally Saverzan, Kenmore Resident
Nancy@ Glennwood Gardens, Kenmore Resident
Elizabeth Mooney, Kenmore Resident
Janet Hays, Kenmore Resident
Vicky Grayland, Kenmore Resident

CALL SPECIAL MEETING TO ORDER – 6 PM

Mayor Baker called the special meeting to order. The Clerk took the roll; all Councilmembers were present.

EXECUTIVE SESSION:

Pursuant to RCW 42.30.110(1)(i), the City Council entered an executive session to discuss pending and potential litigation. The session lasted approximately one hour. No final action was taken.

ADJOURN SPECIAL MEETING

The Special Meeting was adjourned at 6:55 pm.

CALL REGULAR MEETING TO ORDER – 7 PM

FLAG SALUTE

Mayor Baker led the flag salute.

AGENDA APPROVAL

The agenda was approved as written.

PRESENTATION

- A. Presentation: Northshore School District - School Levy and Bond Measure (Three Propositions) for February 8, 2022, Special Election, presented by Dri Ralph, Executive Director of Capital Projects and Operations

[Kenmore City Council Dec 20 NSD Bond and Levies](#)

- B. PUBLIC COMMENT: This is an opportunity to specifically comment on Resolution No. 21-374, Expressing support for the following three propositions:
 - 1. Replacement for Educational Programs and Operations Levy (Proposition No. 1), authorized by District Resolution No. 839.
 - 2. General Obligation Bonds - \$425,000,000 (Proposition No. 2), authorized by District Resolution. No. 840.
 - 3. Renewal Capital Projects (Technology) Levy (Proposition No. 3), authorized by District Resolution No. 841.

Mayor Baker opened the public comment. One person gave testimony; linked here: <https://youtu.be/MrhrjKWlmqw?t=4707>

- C. Resolution No. 21-374, expressing the City Council's Support for the Northshore School District No. 417 Replacement for Educational Programs and Operations Levy (Proposition 1); The District General Obligation Bonds - \$425,000,000 (Proposition 2) and the District Renewal Capital Projects (Technology Levy (Proposition 3), for *Discussion and/or Approval*
[Agenda Bill - 2022 Northshore School District Bond and Levies](#)
[Resolution 21-374 Expressing Support - NSD Bond and Levies](#)

MOTION: Councilmember Pfeil moved to approve Resolution No. 21-374, expressing the City Council's Support for the Northshore School District No. 417 Replacement for Educational Programs and Operations Levy (Proposition 1); The District General Obligation Bonds - \$425,000,000 (Proposition 2) and the District Renewal Capital Projects (Technology Levy (Proposition 3), Deputy Mayor Herbig seconded the motion.

VOTE: 7 Yes, 0 No, 0 Abstain.

PUBLIC COMMENT:

The Council took comments from the public from approximately 7:22 p.m. until 8 p.m.
Timestamped link included here: <https://youtu.be/MrhrjKWlmgw?t=4966>

CONSENT AGENDA

- A. Approve Minutes:
[City Council December 6, 2021, Special Meeting Minutes](#)
- B. Approve Total Check #s 48600 through 48694 totaling \$657,387.60 and Total Payroll/Taxes/Flexible Spending/Retirement & Health Savings Account Electronic Deposits Dated 12/03/21 in the amount totaling \$174,207.20 and an ACH Payment to Road Construction NW in the amount of \$313,926.92, and ACH Payment to US Bank in the amount of \$9,628.58, and Payroll Check #10177 Dated 12/03/21 in the amount of \$33.62.
[Voucher Approval Report Dated 12/10/21](#)
- C. Climate Action Plan - Approve Strategies and Actions
[Agenda Bill - Climate Action Plan Strategies and Actions](#)
[Kenmore Climate Action Plan Strategies & Actions - Updated 12.16](#)
- D. Receive and File Salary Commission Statement of Salaries
[Salary Commission December 9, 2021, Meeting Minutes and Statement of Salaries](#)
- E. Authorize the City Manager to execute Amendment #5 to Contract 16-C1625 with HDR Engineering, Inc., in the amount of \$465,832 to extend construction management services through July 2022 for the Juanita Drive NE Pedestrian and Bicycle Safety Improvements Project
[Agenda Bill – Juanita Drive NE Pedestrian and Bicycle Safety Improvements Project-Construction Management Service Contract](#)
- F. Extend the Pandemic Leave Policy through March 31, 2022
[Agenda Bill - Pandemic Policy Amendment 20-02.7](#)
[20-02.7 - Amendment Pandemic Policy](#)

Councilmember Pfeil moved to remove item D “Receive and File Salary Commission Statement of Salaries” from the consent agenda for independent discussion:

MOTION: Councilmember Kugler moved to approve the consent agenda, excluding item D. Councilmember O’Cain seconded the motion.

VOTE: Motion PASSED by unanimous consent.

The City Attorney clarified questions pertaining to item D, explaining that the City does not have Approval/Disapproval authority, but rather must receive and file the Statement of Salaries submitted by the Salary Commission.

MOTION: Deputy Mayor Herbig moved to Receive and File item D. Councilmember O’Cain seconded the motion.

VOTE: Motion PASSED by unanimous consent.

BUSINESS AGENDA

A. Asphalt Plant Notice of Construction Permit Update, presented by Development Services Director Bryan Hampson, *for Information*

Development Services Director Bryan Hampson and city consultants offered a brief update on the process of the Asphalt Plant Notice of Construction Permit. Cascadia Law Group has been monitoring the progress of the permit application process on behalf of the City. A draft permit is like to be issued by the Puget Sound Clean Air Agency in the next few months. Once the draft permit is issued, a public comment period is opened and the City and residents can review the permit and offer comments. The City has also insisted on a more formal Public Hearing. The Clean Air Agency would take comments under advisement before issuing a final permit. In addition, the City may choose to appeal the issuance of a final permit to the Pollution Control Hearings Board. This three-person quasi-judicial hearing body is appointed by the Governor.

B. Ballot Initiatives, presented by City Attorney Dawn Reitan and Policy Intern Garrett Oppenheim, *for Discussion and/or Action* [Staff Memorandum - Referenda and Initiatives White Paper](#) [Presentation - Local Initiative and Referendum Powers](#)

Garrett Oppenheim explained that an initiative is a tool which allows voters of a city to directly enact new laws or change existing ones. A referendum allows voters to approve or reject measures that have been enacted by the City Council before they become law.

MOTION: Councilmember Pfeil moved to request that the discussed item (Ballot initiatives and referendum powers) be returned as a Resolution for a future vote. The motion was seconded by Councilmember Marshall.

VOTE: Motion PASSED by unanimous consent.

STAFF REPORT

Tenant Evictions Moratorium

Community Development Director Debbie Bent noted that the current Tenant Evictions Moratorium is scheduled to expire on January 15, 2022 (Ordinance 21-0536), while other tenant protections will remain in place.

EXECUTIVE SESSION

Pursuant to RCW 42.30.110 1 (i), the Council entered a closed executive session to discuss pending or potential litigation. The executive session lasted nearly 30 minutes, as announced.

ADJOURNMENT

Mayor Baker adjourned the meeting at approximately 9:13 p.m.



David Baker, Mayor

ATTEST:



Anastasiya Warhol (Jan 25, 2022 17:18 PST)

Anastasiya Warhol, City Clerk

City Council December 20 2021 Meeting Minutes Final Draft cc

Final Audit Report

2022-01-26

Created:	2022-01-25
By:	Anastasiya Warhol (awarhol@kenmorewa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAA8VkhSCLrdIn12xpFDmsdl69JMcim5eld

"City Council December 20 2021 Meeting Minutes Final Draft cc" History

-  Document created by Anastasiya Warhol (awarhol@kenmorewa.gov)
2022-01-25 - 11:20:17 PM GMT- IP address: 20.36.220.138
-  Document emailed to david baker (dbaker@kenmorewa.gov) for signature
2022-01-25 - 11:20:55 PM GMT
-  Email viewed by david baker (dbaker@kenmorewa.gov)
2022-01-26 - 0:46:23 AM GMT- IP address: 104.28.116.136
-  Document e-signed by david baker (dbaker@kenmorewa.gov)
Signature Date: 2022-01-26 - 0:46:57 AM GMT - Time Source: server- IP address: 50.47.135.58
-  Document emailed to Anastasiya Warhol (awarhol@kenmorewa.gov) for signature
2022-01-26 - 0:46:59 AM GMT
-  Email viewed by Anastasiya Warhol (awarhol@kenmorewa.gov)
2022-01-26 - 1:17:46 AM GMT- IP address: 50.35.80.188
-  Document e-signed by Anastasiya Warhol (awarhol@kenmorewa.gov)
Signature Date: 2022-01-26 - 1:18:12 AM GMT - Time Source: server- IP address: 50.35.80.188
-  Agreement completed.
2022-01-26 - 1:18:12 AM GMT

