

**CITY OF LAKE FOREST PARK
CITY COUNCIL REGULAR MEETING MINUTES
December 8, 2022**

It is noted this meeting was held in person in the City Council Chambers and remotely via Zoom.

Councilmembers present: Tom French, Deputy Mayor; Phillippa Kassover, Lorri Bodi (via Zoom), Tracy Furutani (via Zoom), Larry Goldman, Jon Lebo, Semra Riddle

Councilmembers absent: none

Staff present virtually: Jeff Johnson, Mayor; Phillip Hill, City Administrator; Kim Adams Pratt, City Attorney; Mike Harden, Police Chief; Lindsey Vaughn, Finance Director; Jeff Perrigo, Public Works Director; Steve Bennett, Planning Director; Andy Silvia, Senior Project Manager; Cory Roche, Environmental and Sustainability Specialist (via Zoom); Matt McLean, City Clerk

Others present: 23 visitors

CALL TO ORDER

Mayor Johnson called the December 8, 2022 City Council regular meeting to order at 7:00 p.m.

FLAG SALUTE

Mayor Johnson led the Pledge of Allegiance.

ADOPTION OF AGENDA

Cmbr. Kassover moved to approve the agenda as presented. **Cmbr. Riddle seconded.**

Cmbr. Bodi moved to amend the agenda to add an item after the consent agenda to direct the city administration to send a letter to Sound Transit regarding the BRT.

Deputy Mayor seconded.

The motion to adopt the agenda as amended carried unanimously.

PRESENTATION – State of the Court Report

Judge Grant and Court Administrator McConville presented the State of the Court Report and responded to questions.

1 **PRESENTATION – Sheridan Beach Community Club – Sound Transit Presentation**

2
3 Andy Bohutinsky and Scott Mesic from the Sheridan Beach Community Club gave a short
4 presentation regarding the impact of the Sound Transit project on the Sheridan Beach
5 community.

6
7 **CITIZEN COMMENTS**

8
9 The following members of the audience shared comments with the Council:

10
11 The following people spoke against the Sound Transit project and asked the Council to
12 intervene to advocate for the City:

- 13
14 • John Crew from Lake Forest Park
15 • Jeff Snedden from Lake Forest Park
16 • Vicki Scuri from Lake Forest Park
17 • Cami Gearheart from Lake Forest Park
18 • Alexi Bailey from Lake Forest Park
19 • Ann Paine from Lake Forest Park
20 • Barbara Sharky from Lake Forest Park
21 • Jean Reid from Lake Forest Park
22 • John from Lake Forest Park
23
24 • Tom Fog from Lake Forest Park spoke about the problems with curbing on 35th Avenue

25
26 **CONSENT CALENDAR**

27
28 **Deputy Mayor French moved** to approve the consent calendar as presented. **Cmbr.**
29 **Kassover seconded. The motion to approve the consent calendar as presented carried**
30 **with an abstention from Cmbr. Furutani.**

- 31
32 1. November 10, 2022 City Council Work Session Minutes
33 2. November 10, 2022 City Council Regular Meeting Minutes
34 3. November 17, 2022 City Council Special Meeting Minutes
35 4. Approval of City Expenditures for the Period Ending November 23, 2022, (prepaid)
36 covering Claims Fund Check Nos. 84202 through 84252 in the amount of \$173,492.72;
37 Payroll Fund ACH transactions in the amount of \$161,714.29 and Direct Deposit
38 transactions in the amount of \$162,027.08; additional ACH transactions Elavon,
39 \$606.28; Lexis Nexis, \$264.97; Washington State Excise Tax, \$14,628.86; total approved
40 Claims Fund transactions, \$512,734.20
41 5. Approval of City Expenditures for the Period Ending December 8, 2022, covering Claims
42 Fund Check Nos. 84253 through 84297 in the amount of \$375,408.91; Payroll Fund ACH
43 transactions in the amount of \$150,437.21 and Direct Deposit transactions in the

amount of \$167,514.68; additional ACH transactions US Bank, \$62,527.68; Wex Bank, \$107.97; total approved Claims Fund transactions, \$588,481.77

6. Resolution 1870/Authorizing the Mayor to Sign Agency Services Agreement with Shoreline/Lake Forest Park Senior Center for 2023-2024 Calendar Years
7. Resolution 1871/Authorizing the Mayor to Sign Agency Services Agreement with Center for Human Services for 2023-2024 Calendar Years
8. Resolution 1872/Authorizing the Mayor to Sign Agency Services Agreement with Shoreline/Lake Forest Park Arts Council for 2023-2024 Calendar Years
9. Resolution 1873/Authorizing the Mayor to Sign Agency Services Agreement with Friends of Third Place Commons for 2023-2024 Calendar Years
10. Resolution 1874/Authorizing the Mayor to Sign an Agreement with City of Shoreline to Provide an After School Program, "Hang Time," for Kellogg Middle School for the 2023-2024 Calendar Years

Directing the City Administration to request a 90-day pause on the Bus Rapid Transit project in Lake Forest Park from Sound Transit Board

Cmbr. Bodi moved to direct the Lake Forest Park City Administration to request that the Sound Transit Board and Executive put into effect a 90-day pause on the Lake Forest Park segment of the project, in order to hear our citizens' concerns and work directly with the City and our community to develop new design refinements, including: 1) significant reductions in the amount of tree canopy destruction and property acquisitions; 2) to better address and improve mitigation plans for noise, tree removal, and environmental impacts; and 3) to rethink and reimagine the retaining wall design, safety, and landscaping. **Deputy Mayor French seconded.**

Cmbr. Lebo recused himself from this item.

After a brief discussion by the Council, **Deputy Mayor French moved** to suspend the three-touch rule for this item. **Cmbr. Bodi seconded. The motion to suspend the three-touch rule for this item carried, with an abstention from Cmbr. Lebo.**

The motion to approve to direct the Lake Forest Park Administration to request a 90-day pause from the Sound Transit Board as presented carried with an abstention from Cmbr. Lebo.

RESOLUTION 1862/Authorizing the Mayor to Sign a Professional Services Agreement with Consor North America, Inc., for On-Call Professional Services

Senior Project Manager Silvia presented the item and responded to questions.

Cmbr. Riddle moved to approve as presented Resolution 1862/Authorizing the Mayor to Sign a Professional Services Agreement with Consor North America, Inc., for On-Call Professional Services. **Cmbr. Kassover seconded.**

1 Cmbr. Lebo stated there a lot of local firms that could do this work, and this firm is too large.

2
3 **The motion to approve Resolution 1862 carried, with Cmbr. Lebo opposed.**

4
5 **RESOLUTION 1869/Authorizing the Mayor to Sign Amendment No. 1 to the Professional**
6 **Services Agreement AG-22-001 with Gray & Osborne, Inc., for 35th Avenue NE Drainage**
7 **Project**

8
9 Senior Project Manager Silvia presented the item and responded to questions.

10
11 **Deputy Mayor French moved** to suspend the three-touch rule for Resolution 1869.

12 **Cmbr. Goldman seconded. The motion to suspend the three-touch rule for Resolution**
13 **1869 carried unanimously.**

14
15 **Deputy Mayor French moved** to approve as presented Resolution 1869/Authorizing the
16 Mayor to Sign Amendment No. 1 to the Professional Services Agreement AG-22-001
17 with Gray & Osborne, Inc., for 35th Avenue NE Drainage Project. **Cmbr. Riddle seconded.**
18 **The motion to approve Resolution 1869 carried unanimously.**

19
20 **RESOLUTION 1881/Authorizing the Mayor to Sign a Professional Services Agreement with The**
21 **Watershed Company for Lyon Creek Flood Mitigation Project – Monitoring and Agency**
22 **Coordination**

23
24 Senior Project Manager Silvia presented the item and responded to questions.

25
26 **Deputy Mayor French moved** to suspend the three-touch rule for Resolution 1881.

27 **Cmbr. Kassover seconded. The motion to suspend the three-touch rule for Resolution**
28 **1881 carried unanimously.**

29
30 **Deputy Mayor French moved** to approve as presented Resolution 1881/Authorizing the
31 Mayor to Sign a Professional Services Agreement with The Watershed Company for Lyon
32 Creek Flood Mitigation Project – Monitoring and Agency Coordination. **Cmbr. Riddle**
33 **seconded. The motion to approve Resolution 1881 carried unanimously.**

34
35 It is noted this item was listed as Resolution 1870 on the agenda and is corrected by a
36 scrivener's error to reflect Resolution 1881 as the corrected number.

37
38 **RESOLUTION 1875/Authorizing the Mayor to Sign Amendment No. 1 to a Professional**
39 **Services Agreement with The Watershed Company for Additional Assistance with the Tree**
40 **Inventory of Lake Forest Park**

41
42 Planning Director Bennet presented the item and responded to questions.

1 **Deputy Mayor French moved** to suspend the three-touch rule for Resolution 1875.
2 **Cmbr. Kassover seconded. The motion to suspend the three-touch rule for Resolution**
3 **1875 carried unanimously.**

4
5 **Deputy Mayor French moved** to approve as presented Resolution 1875/Authorizing the
6 Mayor to Sign Amendment No. 1 to a Professional Services Agreement with The
7 Watershed Company for Additional Assistance with the Tree Inventory of Lake Forest
8 Park. **Cmbr. Goldman seconded. The motion to approve Resolution 1881 carried**
9 **unanimously.**

10
11 (Cmbr. Furutani left the meeting at 8:40 p.m.)

12
13 **RESOLUTION 1876/Authorizing the Mayor to Sign the Agreement for Homeless Services with**
14 **the King County Regional Homelessness Authority**

15
16 City Administrator Hill and Alexis Rinck, Director of Sub-Regional Planning and Equitable
17 Engagement for the King County Regional Homelessness Authority, presented the item and
18 responded to questions.

19
20 **Deputy Mayor French moved** to approve as presented Resolution 1876/Authorizing the
21 Mayor to Sign the Agreement for Homeless Services with the King County Regional
22 Homelessness Authority conditioning the Mayor's execution of the document on
23 agreement by both parties on allocation and expenditure of City funds through a
24 Memorandum of Understanding (MOU). **Cmbr. Riddle seconded. The motion to**
25 **approve Resolution 1876 carried unanimously, with Cmbr. Furutani absent.**

26
27 **RESOLUTION 1877/Adopting the 2023-2024 State Legislative Agenda**

28
29 City Administrator Hill presented the item and responded to questions.

30
31 **Deputy Mayor French moved** to approve as presented Resolution 1877/Adopting the
32 2023-2024 State Legislative Agenda. **Cmbr. Bodi seconded. The motion to approve**
33 **Resolution 1877 carried unanimously, with Cmbr. Furutani absent.**

34
35 **RESOLUTION 1878/Authorizing the Mayor to Sign an Interlocal Agreement with Yakima**
36 **County Technology Services for Offsite Data Storage**

37
38 Finance Director Vaughn presented the item and responded to questions.

39
40 **Cmbr. Kassover moved** to suspend the three-touch rule for Resolution 1878. **Cmbr.**
41 **Riddle seconded. The motion to suspend the three-touch rule for Resolution 1878**
42 **carried unanimously, with Cmbr. Furutani absent.**

1 **Cmbr. Kassover moved** to approve as presented Resolution 1878/Authorizing the Mayor
2 to Sign an Interlocal Agreement with Yakima County Technology Services for Offsite
3 Data Storage. **Cmbr. Riddle seconded. The motion to approve Resolution 1878 carried**
4 **unanimously, with Cmbr. Furutani absent.**

5
6 **RESOLUTION 1879/Authorizing the Mayor to Sign a Services Agreement with Pat's Tree and**
7 **Landscape, Inc., for 2022-2023 Tree Service**

8
9 Public Works Director Perrigo presented the item and responded to questions. He also asked
10 the Council to ratify the expenditures made in 2022.

11
12 **Cmbr. Kassover moved** to suspend the three-touch rule for Resolution 1879. **Cmbr.**
13 **Riddle seconded. The motion to suspend the three-touch rule for Resolution 1879**
14 **carried unanimously, with Cmbr. Furutani absent.**

15
16 **Deputy Mayor French moved** to approve as presented Resolution 1879/Authorizing the
17 Mayor to Sign a Services Agreement with Pat's Tree and Landscape, Inc., for 2022-2023
18 Tree Service. **Cmbr. Riddle seconded. The motion to approve Resolution 1879 carried**
19 **unanimously, with Cmbr. Furutani absent.**

20
21 **Deputy Mayor French moved** to ratify the expenditures from January 1, 2022 to
22 December 31, 2022 in excess of the \$30,000. **Cmbr. Riddle seconded.**

23
24 **Deputy Mayor French moved** to suspend the three-touch rule for ratifying the
25 expenditures. **Cmbr. Riddle seconded. The motion to suspend the three-touch rule for**
26 **ratifying the expenditures carried unanimously, with Cmbr. Furutani absent.**

27
28 **The motion to ratify the expenditures carried unanimously, with Cmbr. Furutani**
29 **absent.**

30
31 **ORDINANCE 1260/Amending Chapter 15.06 of the Lake Forest Park Municipal Code Related**
32 **to Building Permit Expirations**

33
34 Public Works Director Perrigo presented the item and responded to questions.

35
36 **Deputy Mayor French moved** to suspend the three-touch rule for Ordinance 1260.
37 **Cmbr. Riddle seconded. The motion to suspend the three-touch rule for Ordinance**
38 **1260 carried unanimously, with Cmbr. Furutani absent.**

39
40 **Deputy Mayor French moved** to approve as presented Ordinance 1260/Amending
41 Chapter 15.06 of the Lake Forest Park Municipal Code Related to Building Permit
42 Expirations. **Kassover seconded. The motion to approve Ordinance 1260 carried**
43 **unanimously, with Cmbr. Furutani absent.**

1 **ORDINANCE 1261/Adopting the Compost Procurement Policy**

2
3 Public Works Director Perrigo presented the item and responded to questions.

4
5 **Cmbr. Kassover moved** to suspend the three-touch rule for Ordinance 1261. **Deputy**
6 **Mayor French seconded. The motion to suspend the three-touch rule for Ordinance**
7 **1261 carried unanimously, with Cmbr. Furutani absent.**

8
9 **Cmbr. Kassover moved** to approve as presented Ordinance 1261/Adopting the Compost
10 Procurement Policy. **Deputy Mayor French seconded. The motion to approve Ordinance**
11 **1261 carried unanimously, with Cmbr. Furutani absent.**

12
13 **RESOLUTION 1880/Adopting the City of Lake Forest Park City Council Meeting Calendar for**
14 **2023**

15
16 City Clerk McLean presented the item and responded to questions.

17
18 **Deputy Mayor French moved** to suspend the three-touch rule for Resolution 1880.
19 **Cmbr. Riddle seconded. The motion to suspend the three-touch rule for Resolution**
20 **1880 carried unanimously, with Cmbr. Furutani absent.**

21
22 **Cmbr. Goldman moved** to approve as presented Resolution 1880/Adopting the City of
23 Lake Forest Park City Council Meeting Calendar for 2023. **Cmbr. Bodi seconded. The**
24 **motion to approve Resolution 1880 carried unanimously, with Cmbr. Furutani absent.**

25
26 **COUNCIL COMMITTEE REPORTS/COUNCIL/MAYOR/CITY ADMINISTRATOR REPORTS**

27
28 Councilmembers reported on meetings they attended.

29
30 **EXECUTIVE SESSION – Litigation, per RCW 42.30.110(1)(iii) and Evaluate the Performance of a**
31 **Public Employee, per RCW 42.30.110(1)(g)**

32 **CLOSED SESSION – Collective Bargaining, per RCW 42.30.140(4)(a)**

33
34 At 9:40 p.m., for approximately 40 minutes, the City Council went into Executive Session to
35 discuss litigation, per RCW 42.30.110(1)(iii) and to evaluate the performance of a public
36 employee, per RCW 42.30.110(1)(g) and Closed Session for collective bargaining, per RCW
37 42.30.140(4)(a). Mayor Johnson noted action may be taken following the Executive Session.

38
39 The City Council returned from Executive Session and Closed Session at 10:20 p.m.

40
41 **EMPLOYMENT CONTRACT with Police Chief Mike Harden**

42
43 **Deputy Mayor French moved** to approve an employment contract with Mike Harden for
44 Police Chief for a three-year term and two one-year extensions. **Cmbr. Bodi seconded.**

1 **The motion to approve the employment contract carried unanimously, with Cmbr.**
2 **Furutani absent.**
3

4 **ADJOURNMENT**

5
6 There being no further business, the meeting was adjourned at 10:25 p.m.
7

8
9 _____
10 Jeff Johnson, Mayor
11

12
13 _____
14 Matt McLean, City Clerk

DRAFT