

# Agenda

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City Council

## Regular Session

MONDAY  
July 23, 2007

8:00 – 10:00 p.m.  
Council Chambers (1E-126)

Page

1. Call to Order
2. Roll Call, Flag Salute
3. Communications: Written and Oral

*Note: Three-minute limit per person, or five minutes if representing the official position of a recognized community organization. Maximum of three persons are permitted to speak to each side of any one topic. Additional presentations may be heard at Agenda Item 13, including three additional persons speaking to topics heard at Agenda Item 3.*

4. Reports of Community Council, Boards and Commissions
5. Report of the City Manager

- (a) Management Brief regarding Hazard Mitigation Plan

*(For information. Staff anticipate submitting the agreement to participate in the King County Regional Plan in the Fall, with adoption of the final plan in late 2007 or 2008.)*

FIRE  
Steven  
Thomas

5-1

**City Council meetings are wheelchair accessible. American Sign language (ASL) interpretation is available upon request. Please phone 452-6805 at least 48 hours in advance. Assisted Listening Devices are also available upon request.**



City of Bellevue

		<u>Page</u>
(b) Management Brief regarding Kelsey Creek Shopping Center	PCD Carol Helland	<u>5-3</u>
<i>(For information. The related rezone will become quasi-judicial when the application is received. This site is within the jurisdiction of the East Bellevue Community Council.)</i>		
6. Council Business and New Initiatives		
(a) Light Rail Best Practices Committee Charge	COUNCIL	<u>6-1</u>
7. Approval of the Agenda		
8. Consent Calendar		
(a) Minutes of June 11, 2007 Extended Study Session		<u>8a-1</u>
(b) Resolution No. 7593 authorizing execution of a third amendment to the Professional Services Agreement with Miller & Van Eaton, PLLC to increase the total contract amount from \$200,00 to \$230,000 for legal services in the lawsuit <i>Qwest Corporation v. City of Bellevue</i> , KCSC No. 05-2-33667-6 SEA.	CAO	<u>8-1</u>
(c) Resolution No. 7594 authorizing execution of all documents necessary for the sale of a remnant City parcel located at 16403 SE 24 <sup>th</sup> Street to the adjacent property owner, Rebecca Ferrell, in the amount of \$28,500.	CIVIC	<u>8-5</u>
(d) Resolution No. 7595 authorizing execution of a Settlement Agreement and Release of Claims with Tod L. Ostrem, Tracey L. Ostrem, and Gina M. Meyers transferring title of a portion of 103 <sup>rd</sup> Avenue SE and settling the quiet title action filed in King County Superior Court, cause number 07-2-04105-2SEA.	CIVIC	<u>8-11</u>
(e) Motion to approve payment of claims for the period July 7, 2007 through July 20, 2007 and payroll for the period June 16, 2007 through June 30, 2007.	FIN	<u>8-15</u>

(f) Actions relating to Supplemental CIP

(1) Ordinance No. 5753 authorizing amendment of 1) the 2007-2013 Capital Investment Program (CIP) Plan to create a new CIP project entitled PW-W/B-76, Neighborhood Sidewalk Improvements and to increase the project budgets for CD-19, Downtown Investments/DIP Implementation; PW-R-150, NE 2<sup>nd</sup> Street Roadway Enhancements; and PW-R-141, West Lake Sammamish Parkway Improvements by a total of \$14,000,000; and, 2) the 2007-2008 General CIP Fund to increase the appropriation by \$304,000. FIN 8-17

(2) Resolution No. 7596 authorizing and directing the Finance Director to execute a certificate of official intent declaring the City's intent to reimburse the General Capital Investment Program (CIP) Fund from future bond proceeds to implement the Supplemental CIP. FIN 8-31

(g) Resolution No. 7597 authorizing execution of a 2007-2009 successor labor agreement with the International Association of Firefighters Union, Local #1604, representing Bellevue Firefighters. HR 8-37

(h) Resolution No. 7598 authorizing execution of Fiber Optic Project Agreement #30 as an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, to add Seattle Public Utilities, through the City of Seattle, to the existing Interlocal Agreement. ITD 8-43

(i) Motion to approve funding proposed for 2007 Special Projects. PCD 8-47

(j) 97<sup>th</sup> Avenue SE/SE 11<sup>th</sup> Street Slide Treatment Alternative Analysis TRAN 8-59

Motion to amend the 2007-2013 CIP Plan by adjusting the 97<sup>th</sup> Avenue SE/SE 11<sup>th</sup> Street Slide Treatment Alternative Analysis (CIP Plan No. PW-M-16) and the SE 16<sup>th</sup> Street Improvements (CIP Plan No. PW-R-

118) project budgets; and

Motion to award Bid No. 0716, 97<sup>th</sup> Place SE Retaining Wall Maintenance, to Epic Construction LLC, in the amount of 82,790.00 as the lowest responsive and responsible bidder to conduct necessary repairs and maintenance on two existing retaining walls on 97<sup>th</sup> Place SE.

- (k) Motion to award Bid No. 0735 for the 2007 Asphalt and Concrete Replacement Program to AA Asphalt in the amount of \$554,162.30 as lowest and responsible bidder. UTIL 8-65

9. Public Hearings

*NOTE: Three-minute limit per person, or five minutes if representing the official position of a recognized community organization.*

- (a) Issuance of tax-exempt bonds by a Colorado entity to be used in whole or in part to finance educational facilities of the Jewish Day School. 9-1

1. Staff Report
2. Motion to open public hearing
3. Public testimony
4. Motion to close public hearing
5. Council discussion

CAO  
Kate Berens

Resolution No. 7599 approving the issuance of tax-exempt revenue bonds of the Colorado Educational and Cultural Facilities Authority for the benefit of The Jewish Day School of Metropolitan Seattle in accordance with the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended.

*(Council action on this Resolution does not subject the City to any liability regarding issuance of the proposed bonds or the construction of the School project. The*

*City's approval is for the purpose of complying with Section 147(f) of the Internal Revenue Code of 1986 only.)*

- (b) Consideration of taking an official position on the King County Ballot Proposition for Regional Roads and Transit System on the November 6, 2007 General Election ballot.

9-11

Ballot Title: *SOUND TRANSIT (A REGIONAL TRANSIT AUTHORITY) AND RTID (A REGIONAL TRANSPORTATION INVESTMENT DISTRICT) PROPOSITION # TBD REGIONAL ROADS AND TRANSIT SYSTEM*

*To reduce transportation congestion, increase road and transit capacity, promote safety, facilitate mobility, provide for an integrated regional transportation system, and improve the health, welfare, and safety of the citizens of Washington, shall Sound Transit (a regional transit authority) implement a regional rail and transit system linking Lynnwood, Shoreline, Northgate, Seattle, Bellevue, Redmond, SeaTac airport, Kent, Federal Way and Tacoma as described in the Sound Transit 2 plan, financed by the existing taxes approved by the voters in 1996 and an additional sales and use tax of up to five-tenths of one percent imposed by Sound Transit, all as provided in Resolution No. [2007-insert number]; and shall a regional transportation investment district (RTID) be formed and authorized to implement and invest in improving the regional transportation system by replacing vulnerable bridges, improving safety, and increasing capacity on state and local roads to further link major education, employment, and retail centers as described in Moving Forward Together: A Blueprint for Progress – King Pierce Snohomish Counties, financed by a sales and use tax of up to one-tenth of one percent and a local motor vehicle excise tax of up to eight-tenths of one percent imposed by RTID, all as provided in Resolution No. PC-2007-02; further provided that the Sound Transit taxes shall be imposed only within the boundaries of Sound Transit, and the RTID taxes shall be imposed only*

*within the boundaries of the RTID?*

YES.....

NO.....

1. Limited public hearing rules and procedures

CAO  
Kate Berens

2. Staff report

CMO/  
TRAN  
Diane  
Carlson  
Kim  
Becklund

3. Motion to open the limited public hearing

4. Public testimony in support of the ballot  
Proposition *(limited to 1 hour)*

5. Public testimony in opposition to the ballot  
Proposition *(limited to 1 hour)*

6. Motion to close the limited public hearing

7. Council discussion

*(Should Council choose to take a position on the ballot  
measure, the following Resolutions are provided for  
your action this evening or at a subsequent meeting.)*

Resolution No. 7600-A supporting the 2007 joint roads  
and transit ballot Proposition.

**OR**

Resolution No. 7600-B opposing the 2007 joint roads  
and transit ballot Proposition.

10. Land Use

11. Other Ordinances, Resolutions and Motions

12. Unfinished Business

13. Continued Oral Communications

14. New Business
15. Executive Session
16. Adjournment