

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

March 16, 2009
8:00 p.m.

Council Chamber
Bellevue, Washington

PRESENT: Mayor Degginger, Deputy Mayor Balducci, and Councilmembers Bonincontri, Chelminiak, and Noble

ABSENT: Councilmembers Davidson and Lee

1. Call to Order

The meeting was called to order at 8:00 p.m., with Mayor Degginger presiding.

2. Roll Call, Flag Salute

Upon roll call, all Councilmembers were present except Councilmembers Davidson and Lee. Councilmember Chelminiak led the flag salute.

- (a) King County Councilmember Reagan Dunn [Report occurred following Agenda Item 3, Oral Communications]

King County Councilmember Reagan Dunn reported on his activities on behalf of Bellevue. He supports a light rail tunnel alignment through Bellevue's downtown as well as the multi-jurisdictional effort to establish a jail for north and east King County cities. Councilmember Dunn chairs the new King County Council government accountability and oversight committee, which reviews all existing programs for efficiencies and cost savings. Councilmember Dunn's legislative priorities include the King County budget and regional transportation projects. He is active in working with the Sheriff's Office to address drug houses and related landlords' responsibilities.

Councilmember Dunn noted his and Councilmember Hague's efforts to reduce funding for the county flood control district, which unfortunately was unsuccessful. Mayor Degginger noted that the Bellevue City Council supports flood control activities but was concerned about the allocation of costs and expenditures.

Mayor Degginger thanked Councilmember Dunn for his report.

(b) Presentation of Sister City Gift from Hualien, Taiwan

Bob Derrick , Director of Economic Development, introduced Sally Nichols, Development Services Land Use Planner, who reported on her Sister City Exchange experience in Hualien, Taiwan last fall. Ms. Nichols presented a gift from the Sister City to the Bellevue City Council.

3. Communications: Written and Oral

- (a) Barbara Wood, petitioned the Council's help in seeking compassionate relief with regard to a setback issue. She noted Bellevue's history of environmental stewardship, and described her energy conservation home improvements. She has been informed by the City that her contractor did not get a permit for the work, and that her porch/greenhouse encroaches into her private road. A land use review revealed that there are encroachment allowances for a detached greenhouse or a minor building element such as a porch or bay window. However, the current code does not address passive solar applications. Staff informed Ms. Wood that the City does not grant variances. She explained that removing or remodeling her porch/greenhouse will destroy this solar heat source.

Mayor Degginger asked the City Manager to look into the issue and report back to the Council.

- (b) Ali Biria said he came to Bellevue in 1979 to escape a corrupt and racist government and to live in freedom in the United States. He explained that he and other small property and business owners along Main Street and 106th Avenues are concerned about the proposed alignment of Sound Transit light rail along 106th Avenue, which he said is the most expensive downtown route. Mr. Biria said the business owners' position is that 110th Avenue provides the most sensible, direct, and economic route with the least impact on small businesses. He noted that more than 60 percent of small businesses in Rainier Valley were destroyed by light rail construction, and businesses are being destroyed on Capital Hill as well. He does not want to see the same adverse impacts in Bellevue.
- (c) Linda Hall, representing the YWCA of Seattle-King County-Snohomish County, briefly described the agency's services to more than 40,000 people annually. She thanked the Council in advance for what she hopes will be a favorable outcome of the ARCH Executive Board's recommendation for funding to build the YWCA Family Village at Issaquah.
- (d) Andy Taber, Opus Northwest, spoke to Bel-Red Comprehensive Plan amendments affecting the Uwajimaya site on 156th Avenue NE, which is now owned by Walgreens. He expressed concern regarding proposed Land Use Code amendments, which will delay development of the site for years because market rents will not support what will be required to meet LUC regulations.
- (e) Charlie Kling, attorney with Groen Stephens and Kling, spoke on behalf of Dave Robertson, a property owner at the northeast corner of 132nd Avenue and Bel-Red Road. Regarding proposed Bel-Red Land Use Code amendments, he expressed support for

Council's review of existing uses. However, as changes occur in the area over the next 10 to 20 years, existing property owners and businesses will be restricted by regulations on their activities. Mr. Kling expressed concern regarding code language addressing discontinued, and potentially abandoned, businesses and uses. He will submit additional details in writing.

Following King County Councilmember Dunn's report described above, Mayor Degginger allowed Mr. Kling to speak again. Mr. Kling said he is the parent coordinator for Boy Scouts Troop 638, which is participating in an annual food drive this week to benefit Hopelink. If residents received a door hanger, scouts will pick up their donations on Saturday. Otherwise, he encouraged residents to donate at Hopelink and at Somerset Elementary School.

Mayor Degginger thanked the Boy Scouts for their work and encouraged residents to support the food drive.

4. Reports of Community Council, Boards and Commissions

- (a) Transportation Commission Report on Recommendation to Adopt 2009-2020 Transportation Facilities Plan (TFP)

[Deferred to March 26, 2009.]

5. Report of the City Manager

- (a) Comprehensive Storm and Surface Water Plan Update

[Agenda Item was discussed during earlier Study Session.]

- (b) Management Brief – Electric Service Reliability

[Agenda Item was discussed during earlier Study Session.]

6. Council Business and New Initiatives

[Agenda Item was discussed during earlier Study Session.]

7. Approval of the Agenda

→ Deputy Mayor Balducci moved to approve the agenda, and Councilmember Noble seconded the motion.

→ The motion to approve the agenda carried by a vote of 5-0.

8. Consent Calendar

- Deputy Mayor Balducci moved to approve the Consent Calendar, amended to remove Items 8(i) and 8(r). Councilmember Noble seconded the motion.
- The motion to approve the Consent Calendar, as amended, carried by a vote of 5-0, and the following items were approved:
 - (a) Minutes of January 26, 2009 Extended Study Session
Minutes of February 2, 2009 Study Session
Minutes of February 2, 2009 Regular Session
 - (b) Motion to approve payment of claims for the period of February 14, 2009 through March 13, 2009 and payroll for the period of January 16, 2009 through February 28, 2009.
 - (c) Resolution No. 7892 authorizing a two-year extension to the four-year agreement with Copiers Northwest and Postal Express for services related to copy machines and management of the Copy Center, Mail Room and Central Receiving areas of City Hall.
 - (d) Motion to award Bid No. 9022, for kitchen alterations at Fire Stations 1 and 5, to Schuchart, in the amount of \$117,295.74, as the lowest responsible and responsive bidder (CIP Project PS-16).
 - (e) Resolution No. 7893 authorizing execution of a software maintenance agreement with Interloc Solutions, in an amount not to exceed \$68,500 for the first year, with the option to renew for a subsequent year, for the City's maintenance management software (Maximo).
 - (f) Resolution No. 7894 authorizing execution of a professional services agreement with DA Hogan and Associates, in an amount not to exceed \$131,070, for site design and engineering services to convert the existing natural grass soccer field at Newport Hills Park to a synthetic surface.
 - (g) Resolution No. 7895 authorizing execution of a professional services agreement with Bruce Dees and Associates, in an amount not to exceed \$72,500, for site design and engineering services to convert the existing all-weather soccer field at Wilburton Hill Community Park to a synthetic surface.
 - (h) Motion to award Bid No. 9030 to Emerald Paving Inc., in the amount of \$189,974.60, as the lowest responsible bidder for the North Bellevue Community Center (NBCC) Parking Lot Repair project (CIP Plan No. P-R-11).
 - (j) Motion to award Bid No. 9048, Traffic Computer System Communication upgrade, to Western Systems, in the amount of \$138,106.81, as lowest responsible and responsive bidder (CIP Plan NO. PW-R-155).

- (k) Resolution No. 7897 authorizing execution of an agreement to relinquish a sanitary sewer pipeline easement no longer required by the Sewer Utility at 3121 Hunts Point Circle, in Bellevue.
- (l) Resolution No. 7898 authorizing execution of agreements to relinquish two sanitary sewer pipeline easements no longer required by the Sewer Utility at 818 - 112th Avenue NE, in Bellevue.
- (m) Resolution No. 7899 authorizing execution of an agreement to relinquish a storm drainage pipeline easement no longer required by the Storm and Surface Water Utility at 2 Cascade Key, in Bellevue.
- (n) Resolution No. 7900 authorizing approval of payment of \$30,603.19 for final settlement of a claim filed against the City for property damage to the Travis residence caused by a wastewater system failure.
- (o) Resolution No. 7901 authorizing the City Manager to sign and certify the annual report documents required by the National Pollutant Discharge Elimination System (NPDES) Phase II Municipal Storm water Permit for submittal to the Washington State Department of Ecology.
- (p) Resolution No. 7902 authorizing execution of all documents necessary to enter into agreements for the funding of the YWCA Family Village at Issaquah Highlands affordable housing project, as recommended by the ARCH Executive Board. ARCH funding request of Bellevue is \$300,000.
- (q) Resolution No. 7903 approving the 2009 A Regional Coalition for Housing (ARCH) Budget and Work Plan.
- (s) Resolution No. 7889 authorizing execution of a four-year professional services agreement with Yates, Wood & MacDonald, Inc., for property management services at Parks Rental Properties.

Items postponed:

- (i) Resolution No. 7896 approving the 2009-2020 Transportation Facilities Plan.
 - (r) Resolution No. 7875 authorizing execution of a four-year professional services agreement with Yates, Wood & MacDonald, Inc., for property management services at the Bayvue Village Apartments.
9. Public Hearings: None.
10. Land Use: None.
11. Other Ordinances, Resolutions and Motions

- (a) WSDOT I-405/NE 8th Street to SR 520 Braided Ramp Interchange Improvement Project

Resolution No. 7904 authorizing execution of the following Agreements between the Washington State Department of Transportation (WSDOT) and the City: 1) Cooperative Agreement GCA 5852 for the acceptance of roles and responsibilities for Design and Construction Coordination; 2) Cooperative Agreement GCA 5853 that outlines the details associated with the payment for a City of Bellevue Project Coordinator; 3) Utility Construction Agreement UT 1294 that details how the City will reimburse WSDOT for the actual cost of utility protection, modification and/or relocation; and 4) Letter of Amendment to GM 1363 amending the agreement that allows the City to maintain and operate WSDOT owned traffic signal systems, by adding the new signal to be installed at NE 10th Street to SR 520 on-ramp.

City Manager Steve Sarkozy requested Council action on Resolution No. 7904, which was discussed during the earlier Study Session. The Resolution authorizes agreements with the Washington State Department of Transportation (WSDOT) for the I-405/NE 8th Street to SR 520 Braided Ramp Interchange Improvement project. The project recently received federal stimulus funding through the American Recovery and Reinvestment Act.

- Deputy Mayor Balducci moved to approve Resolution No. 7904, and Councilmember Noble seconded the motion.
- The motion to approve Resolution No. 7904 carried by a vote of 5-0.

- (b) Surrey Downs Master Plan and Building Zone

Resolution No. 7905 adopting the 2009 Surrey Downs Park Master Plan and Building Zone Parameters.

Mr. Sarkozy noted that Council action is requested on Resolution No. 7905 to adopt the 2009 Surrey Downs Park Master Plan and Building Zone Parameters. The plan was discussed during the earlier Study Session and on March 9.

Glenn Kost, Parks Planning Manager, recalled that the plan was originally presented to the Council last May. The Master Plan is the result of a collaborative effort with the community to design a park offering both passive and active recreation opportunities for all ages. Along with the Master Plan, the Council is asked to adopt a set of Building Zone Parameters to provide guidelines for developing a community center on one portion of the site.

- Deputy Mayor Balducci moved to approve Resolution No. 7905 adopting the 2009 Surrey Downs Park Master Plan and Building Zone Parameters. Councilmember Chelminiak seconded the motion.

→ The motion to approve Resolution No. 7905 carried by a vote of 5-0.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

At 8:46 p.m., Mayor Degginger declared the meeting adjourned.

Myrna L. Basich
City Clerk

/kaw