

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

April 16, 2007  
8:00 p.m.

Council Chamber  
Bellevue, Washington

PRESENT: Mayor Degginger, Deputy Mayor Chelminiak, and Councilmembers Balducci, Davidson, Lee, Marshall, and Noble

ABSENT: None.

1. Call to Order

The meeting was called to order at 8:06 p.m., with Mayor Degginger presiding.

2. Roll Call, Flag Salute

Upon roll call by the Deputy City Clerk, all Councilmembers were present. Councilmember Marshall led the flag salute.

Mayor Degginger announced that former City Councilmember Bill Lagen passed away. Mr. Lagen's father worked with the whaling fleet based in Bellevue in the 1920s and 1930s. He sold the Meydenbauer Marina property to the City in 1998 to help further the goal of creating a stronger public presence along the waterfront.

Councilmember Davidson served with Mr. Lagen on the City Council in the early 1980s. He noted Mr. Lagen's sense of humor and leadership, which contributed to his effectiveness in working on a divided Council. Mr. Lagen sold his house and another house along with the marina to the City, which will help create a significant public asset.

Councilmember Marshall fondly remembered Mr. Lagen for encouraging her to run for the City Council and for being instrumental in her successful election.

Councilmember Lee praised Mr. Lagen's community activism, sense of humor, and importance in the history of Bellevue.

Deputy Mayor Chelminiak remembered Mr. Lagen for being articulate and eager to share his views.

Mayor Degginger requested a moment of silence in remembrance of Mr. Lagen.

3. Communications: Written and Oral

- (a) Stacie LeBlanc Anderson, a Surrey Downs resident, noted her attendance at Sound Transit-related meetings over the past two years, including Council's Study Session earlier this evening. She expressed concern regarding the potential impacts, including the loss of homes, to the Surrey Downs neighborhood related to the alignment of Sound Transit light rail. Residents are interested in preserving open space and generally do not support a light rail tunnel entrance at the park.
- (b) Joe Rosmann concurred with Ms. Anderson's concerns about light rail and potential impacts to the Surrey Downs neighborhood. He addressed additional concerns regarding future redevelopment of the community and the preservation of neighborhoods.

Mayor Degginger requested information from staff regarding comments on specific Sound Transit communications cited by the speakers. Councilmember Marshall, a Sound Transit Board Member, said a final decision regarding a tunnel vs. elevated light rail system has not yet been made.

- (c) Doug Lee, President of West Bellevue Community Club, thanked the City for the work plan in the Neighborhood Livability Action Agenda. He described concerns regarding redevelopment and loss of vegetation. He is in favor of staff's proposed incentive approach to encourage more energy efficient homes and the preservation of trees and significant plants.
- (d) Renay Bennett thanked the City for the focus on neighborhoods described during the earlier Study Session. She encouraged the involvement of residents in upcoming discussions regarding a proposal to amend the Comprehensive Plan.
- (e) Sarah Ingersoll, Bellevue Business and Professional Women, invited Council and the public to the Pay Equity Recognition Day on April 24 in front of the Bellevue Square fountain. She invited Council to the Bellevue Arts Museum on June 2 for the Masquerade Ball, which is a benefit to provide scholarships for young single mothers.

4. Reports of Community Councils, Boards and Commissions: None.

5. Report of the City Manager

- (a) St. Margaret's Episcopal Church Request for 2007 CPA

City Manager Steve Sarkozy referenced the management brief on page 5-1 of the meeting packet pursuant to an April 2 letter from St. Margaret's Episcopal Church requesting a site-specific Comprehensive Plan Amendment (CPA) as part of the 2007 CPA work program. The proposal is to amend the designation of the 3.46-acre church site from Single Family-High (SF-H) to Community Business (CB).

Planning Director Dan Stroh noted that the request was submitted after the annual deadline for submitting CPA proposals. The applicant is asking the Council to initiate the amendment. Page 5-3 of the packet summarizes the three options for Council: 1) Initiate the CPA proposal for Threshold Review, 2) Initiate the CPA proposal directly into the Annual Work Program (bypassing Threshold Review), or 3) Do not initiate the CPA proposal. If the proposed amendment is not initiated, the applicant can wait until December/January to apply for the next CPA review process.

Responding to Deputy Mayor Chelminiak, Mr. Stroh said there is a question as to whether it makes more sense to process the proposal as requested for Community Business, or to consider a multifamily designation. The Threshold Review process could result in a designation of either CB or multifamily. If the proposal is directly initiated into the Annual Work Program, it would be forwarded as either CB or multifamily from the beginning and would be more difficult to change later.

- ➡ Councilmember Lee moved to initiate the St. Margaret's Episcopal Church CPA proposal into Threshold Review, and Mrs. Marshall seconded the motion.
- ➡ The motion to initiate the St. Margaret's Episcopal Church CPA proposal into Threshold Review carried by a vote of 7-0.

(b) Highlights of Consent Calendar Items

Chief Information Officer Toni Cramer commented on Agenda Item 8(e) representing an agreement to provide data center co-location services to the City of Seattle, with the placement of equipment in the data center of City Hall.

Responding to Councilmember Marshall, Ms. Cramer said the cost to the City of Seattle is based on a market-driven rate structure. The benefit for Seattle is access to the Fiber Consortium's network and the seismic stability of the structure.

Mr. Lee is pleased the City will make a profit in this agreement.

Mr. Sarkozy noted Agenda Item 8(h) initiating the Meydenbauer Bay Park and land use planning process, and Item 8(i) authorizing an agreement for master planning of Bellevue Botanical Garden. He recommended pulling Item 8(l) from Council consideration to allow further discussion of the resolution.

Referring to Agenda Item 8(f), Councilmember Noble expressed concern that the equipment to be replaced, covered by the ordinance, was purchased just last year. Ms. Cramer clarified that the Zone 1 equipment is fire equipment installed in Zone 1 vehicles using non-City funds. The current modems work, but not as quickly and as well as the fire fighters in the field would like in order to transfer the amount of information needed. The modems are due to be replaced next year, and Ordinance No. 5736 accelerates this schedule by approximately six months. Modem replacement will provide the opportunity for fire fighters to select different carriers for the best connectivity.

Mr. Noble reiterated his concern about the poor performance of the equipment and encouraged staff to ensure that the replacement equipment will fully meet the City's needs. Ms. Cramer said the new equipment has gone through extensive testing in the field and has proven to work well in the service areas.

6. Council Business

[Council Business was discussed during the earlier Study Session.]

7. Approval of the Agenda

➡ Deputy Mayor Chelminiak moved to approve the agenda, and Mr. Lee seconded the motion.

➡ The motion to approve the agenda carried by a vote of 7-0.

8. Consent Calendar

Deputy Mayor Chelminiak noted that Agenda Item 8(l) has been removed from the Consent Calendar at staff's request.

➡ Deputy Mayor Chelminiak moved to approve the Consent Calendar, with the exception of Item 8(l). Noble seconded the motion.

➡ The motion to approve the Consent Calendar, as amended, carried by a vote of 7-0, and the following items were approved:

- (a) Minutes of March 5, 2007 Study Session  
Minutes of March 5, 2007 Regular Session  
Minutes of March 12, 2007 Extended Study Session
- (b) Motion to approve payment of claims for the period March 31 through April 13, 2007 and payroll for the period March 16 through March 31, 2007.
- (c) Motion to award Bid No. 0725 to Ellis Construction in the amount of \$49,041.90 as low bidder for Medic I quarters and apparatus bay improvements.
- (d) Resolution No. 7543 authorizing purchase of the CISCO Wi-Fi wireless network equipment currently installed in the Central Business District as part of the BellevueCONNECT municipal wireless proof of concept, in an amount not to exceed \$101,651, and purchase of ongoing SMARTnet maintenance of the Wi-Fi wireless network equipment installed in the Central Business District, in an amount not to exceed \$11,418 per year.

- (e) Resolution No. 7535 authorizing execution of a one-year agreement to provide data center co-location services to the City of Seattle; and amendment to the 2007-2008 Information Technology Fund Budget adopted pursuant to Ordinance No. 5711, as amended, to increase appropriations by \$249,600, or in the amount actually received from the City of Seattle for such services.
- (f) Ordinance No. 5736 authorizing amendment of the 2007-2013 CIP Plan to increase the project budget for the Zone I Wireless Project by \$126,319 (CIP Plan No. PS-58) to reflect the revenue received and expected to be received from the Zone I Agencies; and amendment to the 2007-2008 Budget for the General CIP Fund to increase the appropriation by \$126,319.
- (g) Resolution No. 7544 authorizing execution of an equipment purchase agreement with Datec, in an amount not to exceed \$88,045.76, to replace hardware associated with the Public Safety Wireless System.
- (h) Resolution No. 7545 authorizing execution of a professional services agreement with Sasaki Associations, Inc., in an amount not to exceed \$749,926 for landscape architecture, land use planning, architecture and engineering services to prepare a park master plan for Meydenbauer Bay Park, and for a land use plan and strategy to guide future redevelopment of upland properties; and authorizing the approval of contract amendments up to 10% of the contract value. *(Previously discussed with Council on February 5 and March 19, 2007.)*
- (i) Resolution No. 7546 authorizing execution of an agreement with JGM Landscape Architects, in an amount not to exceed \$98,250 for Master Planning Update Services for the Bellevue Botanical Garden.
- (j) Resolution No. 7547 authorizing execution of a Modified Public Works Contract between the City and King County Directors Association (KCDA), in an amount not to exceed \$913,910.87 for the purchase and installation of Field Turf/Prestige synthetic turf at the Robinswood Soccer Field Project. *(Council has previously awarded related contracts on February 20, March 5, and March 19, 2007.)*
- (k) Resolution No. 7548 authorizing execution of a professional services agreement with Karen Guzak, Inc., in an amount not to exceed \$325,000 for the 140<sup>th</sup> Avenue Public Art project (CIP Plan No. CD-11). *(Discussed with Council on April 9, 2007.)*
- (m) Resolution No. 7550 authorizing execution of a professional services agreement with Financial Consulting Services Group (FCSG), in an amount not to exceed \$66,880 for the Development Services cost of service study and fee analysis.
- (n) Motion to award Bid No. 0715 to Dennis R. Craig Construction, as low bidder, in the amount of \$105,352.90 for the NE 24<sup>th</sup> Street sidewalk, east of 109<sup>th</sup> Avenue NE. (CIP Plan No. PW-NEP-1)

- (o) Motion to award Bid No. 0710 to Watson Asphalt Paving Company, as low bidder, in the amount of \$50,527.40 for the 140<sup>th</sup> Avenue NE median island project, north of NE 24<sup>th</sup> Street. (CIP Plan No. NEP-1)
- (p) Ordinance No. 5737 authorizing execution of an interlocal agreement with Seattle-King County Department of Public Health (DOH) to accept \$61,413.03 in grant reimbursement funds to implement hazardous waste prevention and education programs in accordance with the Local Hazardous Waste Management Plan (LHWMP); establishing a project within the Operating Grants and Donations Fund and appropriating unanticipated and future revenues to that fund.

Item Postponed:

- (l) Resolution No. 7549 authorizing execution of a professional services agreement with Cristalli Brown, Inc., in an amount not to exceed \$66,159.25 to design, fabricate, and install public art as part of an approved capital improvements project along the Pedestrian Corridor (CIP Plan Nos. CD-11, Public Art Program, and CD-19, Early Implementation of Downtown Plan). (*Discussed with Council on April 2, 2007, as part of Great Streets program discussion and included in public art work plan discussed on April 9, 2007.*)
9. Public Hearings: None.
10. Land Use: None.
11. Other Ordinances, Resolutions and Motions: None.
12. Unfinished Business
- (a) Motion to approve Interest Statement on King County Park Levies and directing staff to transmit to King County Council. (*Discussed with Council on April 9. Staff seeks Council approval by motion of the revised Interest Statement.*)

Parks and Community Services Director Patrick Foran requested Council action on the interest statement regarding King County park levies scheduled for August 2007. The desk packet contains an updated version of the interest statement based on Council feedback to date.

Mr. Foran reviewed key changes to the interest statement. It has been modified to indicate that the Bellevue City Council supports a 5-cent operating levy if it is accompanied by a long-term strategy supporting the maintenance and operations (M&O) requirements of King County Parks Department. There was also a suggestion to be more direct and assertive about the original King County Task Force's report and whether it produced the results that were intended. It is not apparent whether the decline of King County parks has stabilized. Another point is that the Bellevue City Council opposes any levy for expanding parks and recreation opportunities until a long-term, sustainable funding plan is established for both the current and proposed expansion of

the park system.

Mr. Foran responded to additional questions of clarification.

Mrs. Marshall suggested moving the third bullet point to be listed before the second bullet.

Mr. Noble said he attended the Regional Planning Committee to address the flood plan issue, which unexpectedly had been removed from the agenda. Instead the agenda included discussion of the park proposal. However, it was unclear as to why the topic was before the RPC because the Committee was unsure about what it was to do with the issue.

Mr. Noble reported that he shared Council's discussion last week including the points stated in the draft interest statement. A couple of the King County Councilmembers said there was nothing in the 2003 ballot measure that mentioned stop gap or interim funding. Mr. Noble opined that there will be disagreement with the first bullet in Bellevue's interest statement calling for sustainable funding, as the King County Council considers the levies as providing ongoing sustainable funding. He suggested adding language indicating that Bellevue supports the maintenance and operations of King County parks using other than ongoing levies.

Mr. Noble said he communicated to the RPC Bellevue's hesitation about expanding the King County parks system when the County recently disposed of parks to other jurisdictions. King County's response is that its planned acquisitions are extensions of trails or systems already in place.

Regarding cities competing for funds included in the expansion levy, there is an interest in the County paying cities that took over former County parks for the maintenance required to bring the parks up to city standards. Mr. Noble would be in favor of adding this point to the interest statement. He further stated a position that tax monies raised through the levy should be spent primarily in the jurisdictions where the money was collected.

Addressing Mr. Noble's suggestion about revising the language in the first bullet point, Mrs. Marshall speculated that the County's response would be to pursue a permanent levy for ongoing M&O expenses. She suggested instead embracing the idea and later communicating to the County how Bellevue would like the money to be spent.

Mr. Lee concurred with Mrs. Marshall's suggested revision.

Referring to one of Mr. Noble's suggestions, Mr. Degginger suggested adding a phrase to the third bullet item about cities upgrading parks they previously acquired from King County Parks.

Mrs. Marshall stated she does not support expansion of the County parks system.

Following Council comments and suggestions, there was Council consensus in support of the amended interest statement. Mayor Degginger asked staff to distribute the revised interest statement to Council before forwarding it to King County.

☛ Deputy Mayor Chelminiak moved to approve the Interest Statement regarding King County Park Levies, as amended. Councilmember Balducci seconded the motion.

☛ The motion to approve the amended Interest Statement regarding King County Park Levies carried by a vote of 7-0.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session

(a) Labor Negotiations

At 9:14 p.m., Mayor Degginger declared recess to Executive Session for approximately 30 minutes to discuss one item of labor negotiations.

16. Adjournment

The Executive Session ended at 9:35 p.m., and Mayor Degginger declared the meeting adjourned.

Myrna L. Basich  
City Clerk

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