

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

May 7, 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 8:07 p.m., with Mayor Degginger presiding.

2. Roll Call, Flag Salute

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

(a) Presentation of *Everyday Hero* Award to Judi Hagen

Judith Wing, President of Bellevue Sunrisers Kiwanis, presented the *Everyday Hero* award to Judi Hagan to recognize her involvement with children in the community. Ms. Hagan started the Shutter Bugs photography program for children and, more recently, a snowboarding program.

Ms. Hagan thanked Bellevue Sunrisers Kiwanis for supporting the Shutter Bugs program.

(b) Proclaiming May as National Older Americans Month

Mayor Degginger read a proclamation declaring May as Older Americans Month, which was presented in memory of Ran Dunnell.

3. Communications: Written and Oral

(a) Jerry Henry, Puget Sound Energy, provided an update on the Mercer Slough Environmental Education Center project. The King County Council has indicated its intent to approve a contribution of \$1 million. Mr. Henry said \$10 million has been raised so far, and two additional businesses have pledged their support.

- (b) Bryce Seidl, Pacific Science Center, encouraged Council support of Agenda Item 8(e), Resolution No. 7553 approving a contract to construct Phase 1 of the Mercer Slough Environmental Education Center project.
- (c) Jim Ellis, President Emeritus of the Mountains to Sound Greenway Trust, expressed support for the Mercer Slough Environmental Education Center project.

Councilmember Lee thanked Mr. Ellis for his involvement in the Mercer Slough Environmental Education Center project, and for his long-term contributions to and leadership in the community. [Amended by Council vote during May 21, 2007, Regular Session.]

- (d) Jackie Becker, a Somerset resident, said the neighborhood is interested in adding sidewalks on Somerset Avenue between Somerset Boulevard and 136th Place. Unlike other streets without sidewalks that have shoulders or paths for walking, this street has no other place to walk than in the street. She submitted a handout of photos depicting sidewalks in her area.
- (e) Cheryl Stillwell, an Enatai resident, expressed concern about the potential routing of Sound Transit light rail along Bellevue Way and 112th Avenue SE. She is concerned about the loss of homes, detrimental impacts on neighborhoods, and the environmental effects on Mercer Slough. She said a problem with the Sound Transit Phase 2 ballot measure to be presented to the voters is the lack of specific information regarding the project and its proposed alignment.
- (f) Bruce Ansell, President of Bellevue Fire Fighters Union, encouraged support for Resolution No. 7559 supporting the County-wide 2008-2013 Medic One/Emergency Medical Services (EMS) levy.

4. Reports of Community Councils, Boards and Commissions

- (a) Human Services Commission Update

Doug Hoople, Human Services Commission Chair, provided an update on the Commission's activities including briefings with human services agencies and a public hearing on human services needs and the potential use of Community Development Block Grant (CDBG) funds. In June, the Commission will be briefed by more human services agencies before starting its review of CDBG applications. The Commission receives ongoing updates regarding data collection results used in the development of the 2007-2008 Human Services Needs Update.

- (b) Transportation Commission – Neighborhood Sidewalk Project List

Lise Northey, Transportation Commission Vice Chair, described the Commission's recommendations regarding neighborhood sidewalk project priorities. [Written materials begin on page 4-1 of the meeting packet.] Evaluation criteria included: 1) Safety, 2) Access to activity centers, 3) Linkages to transit and existing pedestrian systems, 4) Completion of the Planned

Pedestrian System, and 5) Presence or absence of walking facilities on one side of the roadway.

5. Report of the City Manager

(a) Management Brief – 2006 Preliminary Results of Performance Measures Survey

City Manager Steve Sarkozy opened staff's presentation regarding preliminary results of the 2006 Performance Measures Survey.

Rich Siegel, Performance and Outreach Coordinator, noted that the final survey report will be completed within the next few weeks. Respondents continue to rate the quality of life in Bellevue highly, with 93 percent reporting that Bellevue is a good to excellent place to live. The highest quality features of the community according to the survey are City services, parks and recreation, City amenities, and neighborhoods. The primary negative issue cited was too much traffic. Mr. Siegel said 84 percent of the survey respondents feel they are getting their money's worth for their tax dollars. They are happy with City government and services as well as the Police and Fire Departments.

Survey respondents indicate that Bellevue is headed in the right direction in terms of City services, transportation improvements, and parks and open space. Reasons cited indicating that Bellevue is not on the right track were too much growth and construction, high cost of living, and transportation deficiencies. Mr. Siegel reported that Bellevue was identified as the 57th safest city in the country by USA Today. Of the 100 safest cities with populations of 75,000 or more, Bellevue is the only Pacific Northwest city on the list.

(b) Management Brief – King County Taxing Measures

Mr. Sarkozy noted packet materials beginning on page 5-9 regarding King County's effort to form a county-wide ferry (taxing) district.

Diane Carlson, Director of Intergovernmental Relations, explained that the King County Council approved an ordinance on April 30 to create a ferry district. The tax rate has not yet been determined. Turning to page 5-10, Ms. Carlson noted a chart listing King County revenue initiatives in 2007:

- Flood Control District,
- Parks Operating Levy,
- Parks Expansion Levy,
- Ferry District,
- Mental Health,
- Medic One Renewal, and
- Regional Transportation Investment District (RTID)/Sound Transit package.

Regarding the transportation package, Ms. Carlson suggested the Council become actively engaged in discussions with the King County Council, King County Executive, and other jurisdictions to communicate Bellevue's interests.

Councilmember Davidson feels it is important for citizens to understand the cumulative impact of King County's property taxes, some of which are imposed without a vote of the people. He expressed an interest in being involved in the discussions suggested by Ms. Carlson.

Councilmember Balducci is interested in participating in discussions as well. She is concerned that King County is entering into new services when it cannot financially support many existing services. She expressed an interest in learning more about King County's overall vision.

Responding to Deputy Mayor Chelminiak, Ms. Carlson said the County Ferry District would take over the Vashon Island ferry from the State. There is a proposal to evaluate a new route running between Kirkland and the University of Washington, as well as other potential routes. Ms. Carlson said ferries are considered a high capacity transit system. State ferries are considered extensions of state highways and are eligible for gas tax funding.

Councilmember Lee concurred with the importance of increasing communication with King County.

Councilmember Marshall suggested staff prepare a list of all taxes currently levied by King County. She stated that taxes collected throughout the County are disproportionately spent for projects benefiting the City of Seattle and the Port of Seattle. Mrs. Marshall encouraged the preparation of material regarding this equity issue. She suggested working with Councilmembers from other cities to clearly communicate municipal interests. She concurs with Dr. Davidson that a tax revolt by taxpayers is likely to occur.

Councilmember Noble concurred with Mrs. Marshall regarding a joint-city approach with King County and the King County Council. Responding to Mr. Noble, Ms. Carlson said staff recommends support of the 30-cent Medic One renewal levy.

Dr. Davidson said the introduction of more taxes by King County could jeopardize voter support for school district levies.

6. Council Business

(a) Recommended Reappointment to Transportation Commission

Councilmember Balducci noted the memo on page 6-1 of the meeting packet recommending the appointment of Al Yuen to serve a second four-year term on the Transportation Commission. Mr. Yuen currently serves as Chair of the Commission.

➡ Ms. Balducci moved to reappoint Al Yuen to serve a second term on the Transportation Commission, and Mr. Chelminiak seconded the motion.

➡ The motion to reappoint Al Yuen to serve a second term on the Transportation Commission carried by a vote of 7-0.

Turning to Council Business, Mr. Noble reported that he attended meetings of the Committee On Homelessness Executive Board and ARCH (A Regional Coalition for Housing) as well as the Wild and Woolly sheep shearing event at Kelsey Creek Park/Farm.

Mr. Chelminiak attended the sheep shearing event. He attended the Cascadia Clean Energy Seminar at Microsoft and a meeting of the Bel-Red Corridor Steering Committee.

Dr. Davidson attended meetings of the Regional Water Quality Committee, the Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC), and Bellevue's Environmental Services Commission.

Mr. Lee attended the Bel-Red Steering Committee meeting and a multicultural festival at Bellevue Community College along with Mayor Degginger.

Mrs. Marshall attended a meeting of the Sound Transit Board, which finalized a package to be put before the voters.

Mayor Degginger attended a meeting of the Jail Task Force.

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 moved to approve the Consent Calendar, and Mr. Lee seconded the motion.

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

- (a) Minutes of March 19, 2007 Study Session
Minutes of March 19, 2007 Regular Session
Minutes of March 26, 2007 Extended Study Session
Minutes of April 2, 2007 Study Session
Minutes of April 2, 2007 Regular Session
Minutes of April 9, 2007 Extended Study Session

- (b) Motion to approve payment of claims for the period April 14 through May 4, 2007 and payroll for the period April 1 through April 15, 2007.

- (c) Resolution No. 7551 authorizing entering into a 2007 through 2008 successor labor agreement with the International Association of Fire Fighters Union, Local No. 1604, representing the Fire Prevention Officers.
- (d) Resolution No. 7552 authorizing entering into a 2007 through 2009 successor labor agreement with the Public, Professional and Office-Clerical Employees and Drivers Local Union No. 763 representing Utilities and Parks employees.
- (e) Resolution No. 7553 authorizing approval of a contract to construct Phase 1 of the Mercer Slough Environmental Education Center (MSEEC) with Bershauer Phillips Construction Company.
- (f) Resolution No. 7554 authorizing: 1) an amendment to the Amended and Restated Purchase & Sale and Development Agreement for Ashwood Plaza (P&S) to revise the Professional Insurance requirements; and 2) an amendment to the P&S and associated Escrow Agreement to extend the deadline for completion of the construction documents.
- (g) Resolution No. 7555 correcting the reference to the contracting party from King County Directors Association (KCDA) to Atlas Tracks, Inc., on the Modified Public Works Contract for the purchase and installation of Field Turf/Prestige synthetic turf at Robinswood Park.
- (h) Resolution No. 7556 authorizing execution of the Second Amendment to the Interlocal Agreement between King County and the City providing for Domestic Violence Victim Advocacy Services.
- (i) Resolution No. 7557 authorizing execution of a four-year Professional Services Agreement with Gordon Hamasaki in an amount not to exceed \$80,000 per year, for Police Department Forensic Photography services.
- (j) Ordinance No. 5738 establishing 3-hour Parking 6am to 11pm on the north side of SE 37th Street from 156th Avenue SE eastward to the end of City right-of-way. This area is currently restricted to No Parking 11pm to 6am, which will remain in effect.
- (k) Motion to award Bid No. 0701 for the Vasa/SE 12th Street sanitary sewer repair, to Dennis R. Craig Construction, Inc., in the amount of \$243,343.11 as low bidder. (CIP Plan No. S-24)
- (l) Motion to award Bid No. 0702 for the Cherry Crest Reservoir concrete repairs 2007, to Michels Corporation, in the amount of \$31,027.58 as low bidder. (CIP Plan No. W-69)

9. Public Hearings: None.

10. Land Use: None.
11. Other Ordinances, Resolutions and Motions

- (a) West Nile Virus Update

Resolution No. 7558 authorizing execution of a non-professional services contract with Eden Advanced Pest Technologies to apply larvicide to City-owned stormwater catch basins during the 2007 and 2008 mosquito seasons.

Denny Vidmar, Utilities Director, provided an update on the potential for an outbreak of the West Nile Virus in King County this summer. He recalled that the Council received a briefing on the West Nile Virus on March 1. Up until 2006, the virus had become a significant public health issue in all of the lower 48 states except for Washington. In 2006, there were three human cases in Washington, and more instances are possible in 2007.

Mr. Vidmar said all property owners should do their part to reduce mosquitoes and minimize exposure to mosquito bites. Staff recommends Resolution No. 7558, authorizing the execution of a contract to apply larvicide to City-owned stormwater catch basins during the 2007 and 2008 mosquito seasons. An environmentally benign larvicide would be used, if warranted by the conditions.

The contract is written to be flexible and to provide for a wide range of response based on actual conditions and assessed risk to human health and safety. Expenditures could be as low as \$18,400 and as high as nearly \$575,000 over the next two years. This expense was not anticipated in the 2007-2008 Storm and Surface Water Operating Budget. Therefore, staff proposes that funding for the contract be allocated from the Utilities Stormwater Reserve Fund, which will be replenished later according to reserve fund policies. Actual expenditures could result in future rate impacts. If so, the issue would be brought to Council as part of the 2009-2010 Budget process.

Mr. Vidmar said if Seattle-King County Public Health identifies specific areas of high human risk or a human outbreak in progress, the next potential mosquito control action, after the use of larvicide, is to spray adult mosquitoes with pesticides. This strategy has been used in almost every state. Seattle-King County Public Health is investigating options to fund adult mosquito spraying on private and public property.

Responding to Mrs. Marshall, Mr. Vidmar recommended that private property owners eliminate standing water that stands for a period of seven or more days. Seattle-King County Public Health is recommending that citizens avoid being outside at dawn and dusk and that they use mosquito repellent containing DEET. Mrs. Marshall suggested providing an alert as well as guidelines regarding measures the public can take on the City's web site and in the *It's Your City* newspaper.

Ms. Balducci noted the City requires some private development to have stormwater detention ponds, and she questioned how these should be handled. Mr. Vidmar explained that a healthy

wetland and stormwater detention facility has natural predators, which helps to manage mosquito populations. A mosquito larvicide can be applied to these ponds as well. Staff said a brochure on preventative measures will be sent to all commercial and residential property owners.

Responding to Mr. Lee, Mr. Vidmar acknowledged the wide range of possible expenditures contained in the contract. Mr. Vidmar said the contract maximum is for three citywide applications. Council will be informed as each application is applied.

➡ Mr. Chelminiak moved to approve Resolution No. 7558, and Mr. Lee seconded the motion.

➡ The motion to approve Resolution No. 7558 carried by a vote of 7-0.

(b) Emergency Medical Services (EMS) Ballot Proposition

Resolution No. 7559 supporting the Countywide 2008-2013 Medic One/Emergency Medical Services (EMS) Levy.

Warren Merritt, Deputy Fire Chief, requested approval of Resolution No. 7559 supporting a countywide ballot proposition to fund Emergency Medical Services (EMS). The new levy would go into effect on January 1, 2008 and imposes a 30-cent per \$1,000 AV(assessed valuation) tax.

Mayor Degginger encouraged support of the EMS renewal levy.

Responding to Mr. Chelminiak, Deputy Chief Merritt said revenue from the EMS levy fully supports ALS (Advanced Life Support/Medic One) services. A portion of BLS (Basic Life Support) costs are covered by the levy as well. The 2008-2013 program allows the City of Bellevue to capture more BLS dollars due to a change in the formula based on calls for service as well as assessed valuation.

Responding to Mr. Lee, Deputy Chief Merritt said Bellevue will receive more funding into the future as its assessed valuation increases.

Responding to Mr. Chelminiak, Deputy Chief Merritt confirmed that seven cities with populations over 50,000, including Bellevue, must support the proposition in order for it to move forward to the ballot.

➡ Mr. Chelminiak moved to approve Resolution No. 7559, and Mr. Lee seconded the motion.

➡ The motion to approve Resolution No. 7559 carried by a vote of 7-0.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

Mayor Degginger declared the meeting adjourned at 9:40 p.m.

Myrna L. Basich
City Clerk

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