

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

June 2, 2003  
8:00 p.m.

Council Chambers  
Bellevue, Washington

PRESENT: Deputy Mayor Degginger, and Councilmembers Creighton, Davidson, Lee, Mosher, and Noble

ABSENT: Mayor Marshall

1. Call to Order

The meeting was called to order at 8:00 p.m. by Deputy Mayor Degginger, who presided.

2. Roll Call, Flag Salute

Upon roll call by the City Clerk, all Councilmembers except Mayor Marshall were present. Mr. Creighton led the flag salute.

(a) Bellevue Chamber of Commerce Award to Bellevue Botanical Garden Society

Parks and Community Services Director Patrick Foran introduced Betty Nokes, President and CEO of the Bellevue Chamber of Commerce. Ms. Nokes presented the Chamber's Eastside Destination Award to Bellevue Botanical Garden Society. This award recognizes organizations that have made an effort to attract and retain customers, visitors, residents, and tourists to the Eastside.

Bob Cromwell, President of the Society, accepted the award. He said the garden attracts more than 300,000 visitors annually including 40,000 for the holiday Garden D'Lights event. The Living Lab program serves approximately 1,000 students each year. Mr. Cromwell noted the passing of Cal Shorts and his legacy with the garden. He thanked Council for the City's support and partnership with the Garden and the Society. Mr. Cromwell distributed copies of *Sunset* magazine in which Bellevue Botanical Garden was rated one of the four best free public gardens in the nation.

(b) 24-Hour Relay Challenge Proclamation

Rob Ott, Relay Director, invited Councilmembers to participate in the opening and closing ceremonies for the 24-Hour Relay Challenge on June 21-22 in Downtown Park.

Deputy Mayor Degginger read a proclamation signed by the Mayor declaring June 21 and 22 as Bellevue's 24-Hour Relay Challenge Days. He encouraged citizens to participate in and celebrate Bellevue's fifth annual 24-Hour Relay Challenge.

(c) American Public Works Association Project of the Year Award

Dave Berg, Transportation Assistant Director, announced that the City recently received the American Public Works Association's Project of the Year Award. Katherine Claeys, Treasurer of the APWA Washington State Chapter, presented the award for Bellevue's 140<sup>th</sup> Avenue Corridor Improvements Project. She praised the project's roadway, pedestrian, bicycle, sound wall, and aesthetic components.

Mr. Berg introduced and thanked the project team: Les Wagner, Project Manager; Melisa Floyd, Chief Inspector; Gwynne Johnson, Real Property Agent; KPG, design consultants; Jim Wells, KBA; R.W. Scott, contractors; and Puget Sound Energy. Mr. Berg acknowledged the involvement of Diane Pottinger and the project's Citizen Advisory Committee, who worked hard to make this project a success.

Deputy Mayor Degginger congratulated the project team and thanked them for their hard work.

3. Communications: Written and Oral

- (a) David Hathaway recalled his visit to Council two years ago requesting funding for skate facilities in the community. He encouraged Council approval of staff's Skate Park Plan and introduced other skateboarders in the audience.
- (b) Bruce Nurse, Vice President of Kemper Development Company, noted the company's recent commitment to purchase and complete the Lincoln Square project in downtown Bellevue. He asked Council to consider the application of sky bridges more widely than is currently enabled in the Comprehensive Plan and zoning regulations.
- (c) Robert Thorpe, representing the Dana Comprehensive Plan Amendment (CPA), Agenda Item 11(a)(3), encouraged Council approval of the proposal. He noted his prior work on the Denali (Pancake Corral) CPA as well as a change in circumstances in which Mr. Dana upgraded sewer, water, and gas lines to allow for the development of new homes.
- (d) Gary Milligan discussed the Milligan CPA, Agenda Item 11(a)(7). He said he cannot get a ruling on what constitutes "significant change" without being involved in the review process, yet he cannot get into the CPA Docket review process without proving significant change has occurred. He explained that City staff recommended the proposal be submitted for a full review based on the recent construction of homes three lots to the

north on non-conforming parcels and the split-zoning of the property. City staff concluded that the project is likely consistent with all current local, county, and state policies. Mr. Milligan requested fair treatment in allowing a full review of the proposal.

- (e) Linda Youngs, attorney for the Milligans, clarified that they are requesting the opportunity to have their proposal placed on the CPA Docket so it can be fully studied and reviewed, while project approval or denial would occur at a later date. She noted staff's recommendation to move the proposal forward for a full review. She feels the Planning Commission responded to community opposition in its recommendation to not initiate the proposal.
- (f) Peter Joufflas noted his correspondence to Council dated May 30 and encouraged approval to initiate the Northup East and Plaza 520 CPAs, Agenda Items 11(a)(4) and (5), in the CPA Docket process.
- (g) Peter Larsen expressed opposition to the Milligan CPA proposal, which he said would convert an existing lot into two non-conforming lots.

Deputy Mayor Degginger announced that tonight's meeting will end around 8:45 p.m. in order for Council to attend a special 50Fest/Happy Birthday performance by the Bellevue Youth Symphony Orchestra at 9:00 p.m.

- (h) Carol Garnett encouraged Council to protect neighborhoods in its consideration of the CPA Docket. She expressed concern about the potential loss of 20 mature Evergreen trees along 100<sup>th</sup> Avenue SE due to a proposed rezoning.
- (i) Julie Larsen spoke against the Milligan CPA proposal and noted no change in circumstances since a 1996 review. She called attention to others in the audience opposed to the proposed CPA.

- 4. Reports of Community Councils, Boards and Commissions: None.
- 5. Report of the City Manager

City Manager Steve Sarkozy highlighted Agenda Item 8(e) adopting the Bellevue Transit Plan 2001-2007 and directing staff to transmit the plan to the King County Executive and the King County Council.

Mr. Sarkozy noted Agenda Item 8(g), Kelsey Creek Fishway Improvements, and asked staff to provide more details on the City's efforts to preserve fish habitats. Alison Bennett, Policy Program Manager, described three projects to be constructed this summer that will improve fish passage within the community: 1) Mercer Slough fish ladder replacement, 2) NE 8<sup>th</sup> Street fishway replacement, and 3) Bannerwood culvert project. Two of the projects will also address flooding and erosion issues. Bellevue maintains more than 70 miles of open streams containing significant naturally spawning salmon.

6. Council Business

Councilmember Creighton read a statement announcing that he will not run for re-election this fall. He reflected on Council's accomplishments during the past eight years including only one property tax increase (2 percent) in eight years, achievement of Moody's Aaa bond rating, \$20 million in LEOFF I retirement funding, park acquisitions and development, a new BMX track, Ivanhoe Youth Theatre, major transportation projects including the Access Downtown project currently underway, the Bel-Red Overlake Transportation Study (BROTS) Interlocal Agreement with Redmond, Fire Department facility upgrades, utility upgrades and the City's work with the Cascade Water Alliance, streamlining of the City's permit process, purchase of the Qwest Building, as well as funding for arts, human services, e-government, and affordable housing through ARCH (A Regional Coalition for Housing). He thanked residents for allowing him to represent them these past eight years.

Deputy Mayor Degginger thanked Mr. Creighton for his service to the community through the School Board and as Mayor and Councilmember.

Dr. Davidson attended a meeting of the Water Purveyors Committee. He requested that the issue of downtown sky bridges be placed on tonight's agenda.

Mr. Noble attended the Youth Link Community Service Awards, Ivanhoe Theatre's production of *Peter Pan*, and the Chamber of Commerce Eastside conference.

Mr. Mosher attended Advance Bellevue's graduation event, the Youth Link awards ceremony, a Chamber of Commerce leadership function at Microsoft, and Association of Washington Cities events and meetings. He thanked Larry Shannon for his many years of service on the Transportation Commission.

Mr. Lee commended Councilmember Creighton's leadership as mayor when the BROTS Interlocal Agreement was established with the City of Redmond. Mr. Lee attended the Youth Link awards, Ivanhoe Theatre's production of *Peter Pan*, and the Chamber's Eastside leadership conference on economic development.

7. Approval of the Agenda

Dr. Davidson reiterated his request to place the downtown sky bridge issue on the agenda, recognizing that discussion will be postponed to a future meeting.

Deputy Mayor Degginger suggested continuing Agenda Item 11 to next week due to Council's time constraint.

- ➡ Mr. Lee moved to approve the agenda, as amended to add the sky bridge issue and to continue Agenda Item 11. Mr. Mosher seconded the motion.
- ➡ The motion to approve the agenda, as amended, carried by a vote of 6-0.

8. Consent Calendar

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

➡ The motion to approve the Consent Calendar carried by a vote of 6-0, and the following items were approved:

- (a) Minutes of May 19, 2003 Study Session  
Minutes of May 19, 2003 Regular Session
- (b) Motion to approve payment of claims for the period ending May 23, 2003, and payroll for the period May 1 through May 15, 2003.
- (c) Ordinance No. 5444 authorizing the City Manager to accept the 2003 Emergency Medical Services Advanced Life Support (ALS) and Basic Life Support (BLS) services contract amendments with King County for support of Medic 3, January 1, 2003 through December 31, 2007, and amending the Fire Department's 2003-2004 General Fund budget and authorized FTE count.  
*(Council confirmed support for the Medic 3 proposal on February 24, 2003.)*
- (d) Motion to award Bid No. 0315 for the 112<sup>th</sup> Avenue SE/South Bellevue Park and Ride Links to Sanders General Construction as low bidder, in the amount of \$544,929. (CIP Plan No. PW-W/B-56)
- (e) Resolution No. 6859 adopting the Bellevue Transit Plan (2001-2007) and directing staff to transmit the Plan to the King County Executive and King County Council. *(Discussed with Council on May 12, 2003.)*
- (f) Resolution No. 6860 authorizing the City Manager to execute a grant agreement (and supplements if necessary) with the Washington State Department of Transportation, Office of Local Programs, for the acceptance of approximately \$818,000 in federal Surface Transportation Program (STP) funds for CIP Plan No. PW-R-117, 148<sup>th</sup> Avenue SE Roadway Improvements.
- (g) Motion to award Bid No. 0318, Kelsey Creek Fishway Improvements Project, CIP Plan No. D-62, Utility Capital Investment Program fund 4690, to CDM of Bellevue, Washington, as low bidder in the amount of \$230,068.48.
- (h) Motion to award Bid No. 0319, AC Watermain Replacement at 165<sup>th</sup> Avenue SE, south of SE 31<sup>st</sup> Street in the *Spiritridge neighborhood*, and replacing 31 deteriorated water "saddles" connecting customer waterlines to the City's mainline in the *Wilburton neighborhood* (CIP Plan No. W-16, Utility Capital Investment Program fund 4690) to Bonner Brothers Construction of Redmond, Washington, as low bidder in the amount of \$138,630.18.

- (i) Resolution No. 6861 authorizing the City Manager to execute a Professional Services Agreement with S&B Inc. for engineering design, assembly, and integration for Coal Creek Utility District/Bellevue Telemetry Upgrades. *(Terms of the assumption agreement with Coal Creek Utility District obligate Bellevue to provide telemetry for water and sewer facilities within the assumption area.)*
- (j) Ordinance No. 5445 authorizing and directing the City Manager to execute the First Amendment to the Interlocal Agreement implementing the City of Bellevue's partial assumption of the Coal Creek Utility District to share costs with the District to replace an AC watermain.
- (k) Resolution No. 6862 establishing final determination authorizing use of the GC/CM contracting method for the new city building redevelopment project.
- (l) Resolution No. 6863 approving Master Plan Alternative 4 and the name "Meadow Wood Park" for the neighborhood park located at 13817 SE 60<sup>th</sup> Place.

9. Public Hearings: None.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions

The following items were postponed to the June 9, 2003, meeting.

- (a) Initiation of 2003 Comprehensive Plan Amendment (CPA) Docket *(The Planning Commission's recommendations are underlined.)*
  - (1) Move to initiate/not initiate the **NE 20<sup>th</sup> St commercial area** Docket suggestion into the 2003 CPA work program and direct the Planning Commission to return recommendations through the CPA annual review process.
  - (2) Move to initiate/not initiate the **Belmont Place** Docket suggestion into the 2003 CPA work program and direct the Planning Commission to return recommendations through the CPA annual review process.
  - (3) Move to initiate/not initiate the **Dana** Docket suggestion into the 2003 CPA work program and direct the Planning Commission to return recommendations through the CPA annual review process.
  - (4) Move to initiate/not initiate the **Northup East** Docket suggestion into the 2003 CPA work program and direct the Planning Commission to return recommendations through the CPA annual review process.

- (5) Move to initiate/not initiate the **Plaza 520** Docket suggestion into the 2003 CPA work program and direct the Planning Commission to return recommendations through the CPA annual review process.
- (6) Move to initiate/not initiate the **Botch Family Property** Docket suggestion into the 2003 CPA work program and direct the Planning Commission to return recommendations through the CPA annual review process.
- (7) Move to initiate/not initiate the **Milligan** Docket suggestion into the 2003 CPA work program.
- (8) Move to confirm the previously initiated Critical Areas and Downtown Implementation Plan policy amendments into the 2003 Annual CPA work program.

12. Unfinished Business: None.
13. Continued Oral Communications: None.
14. New business: None.
15. Executive Session: None.
16. Adjournment

At 8:58 p.m., Deputy Mayor Degginger declared the meeting adjourned. Council departed to attend the Bellevue Youth Symphony Orchestra's 50Fest performance.

Myrna L. Basich  
City Clerk

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