

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

October 20, 2008
8:00 p.m.

Council Chamber
Bellevue, Washington

PRESENT: Mayor Degginger and Councilmembers Bonincontri, Chelminiak, Davidson, Lee and Noble

ABSENT: Deputy Mayor Balducci

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, all Councilmembers except Deputy Mayor Balducci were present. Councilmember Chelminiak led the flag salute.

- (a) Commendation of Bellevue School District Superintendent Dr. Mike Riley's Service to the Community

Mayor Degginger noted the passing of former Bellevue School District Superintendent Mike Riley. He read a commendation recognizing Dr. Riley's service to the community and contributions as a local and statewide leader in education.

Councilmember Noble noted his previous experience on the Bellevue School Board and praised Dr. Riley's influence in promoting excellence in instruction.

Dr. Davidson commended Dr. Riley's service as a leader in education.

Councilmember Bonincontri reflected on her children's positive experience in Bellevue schools and noted that teachers frequently spoke highly of Dr. Riley.

Councilmember Lee praised Dr. Riley for raising the expectations of students, teachers, and parents.

Councilmember Chelminiak noted his stepdaughter is a product of Bellevue schools and is in her first year at the University of Washington. He highlighted the importance of Dr. Riley's commitment to providing college preparatory education in local high schools.

City Manager Steve Sarkozy complimented Dr. Riley for setting a tone for innovation and collaboration. He noted the success of the Wrap Around Services program as one example of the partnerships between the City and Bellevue School District.

(b) Recognition of Police Volunteer Gerry Katt

Marjorie Trachtman, Volunteer Program Coordinator for the Police Department, introduced Gerry Katt, who has been a Bellevue Police Volunteer since 1995. He is responsible for transporting all patrol vehicles to and from the Service Center, dealership, or specialized vendor for any necessary maintenance or repair work. He also responds to reports of found or abandoned bicycles by picking them up and bringing them to the Property Room. Mr. Katt reports to work every morning at 6:30 a.m. and stays until the day's work is completed.

Ms. Trachtman presented the President's Volunteer Lifetime Service Award to Mr. Katt. The requirement for this award is to have served at least 4,000 volunteer hours during a lifetime with one organization. Mr. Katt has worked more than 7,300 hours and is the first Bellevue volunteer to receive this award.

Mr. Katt accepted the award and commented that what he likes most about his volunteer work is the opportunity to interact with the younger police officers throughout his day.

Mayor Degginger asked Mr. Katt to come forward to shake hands with Councilmembers.

3. Communications: Written and Oral: None.

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

5. Report of the City Manager

(a) Management Brief – Update on Development of Successor Agreement to Existing BROTS (Bel-Red Overlake Transportation Study) Interlocal Agreement

Kevin O'Neill, Assistant Director of Transportation, provided a briefing regarding ongoing work to update the Bel-Red Overlake Transportation Study (BROTS) Interlocal Agreement. He reviewed the current BROTS area affected by the agreement, and described boundary changes to be reflected in the updated agreement. Mr. O'Neill reviewed candidate 2008 BROTS core area projects that address the objectives to minimize peak single-occupancy vehicle trips, avoid road widening, direct regional trips to the regional system, and to protect neighborhoods. He reviewed public outreach activities to date.

Mr. O'Neill noted that citizens are interested in transit improvements, particularly in an enhanced route from the Eastgate Park and Ride to the Overlake area. It is possible that some projects from the Pedestrian and Bicycle Plan will be proposed for inclusion in the BROTS agreement.

Next steps are to continue to refine the BROTS project list and to prepare cost estimates. Candidate BROTS projects will be discussed with both the Bellevue and Redmond City Councils this fall. Adoption of the replacement Interlocal Agreement by both Councils is anticipated in early 2009.

Mayor Degginger thanked Mr. O'Neill for the report.

6. Council Business and New Initiatives

Councilmember Lee attended the Police Volunteers Recognition event, Fire Fighters Graduation, City Employees Appreciation Breakfast, and the Bellevue Convention Center Authority (BCCA) Board's retreat.

Councilmember Bonincontri attended the Puget Sound Regional Council (PSRC) Growth Management Policy Board meeting.

Councilmember Davidson attended a meeting of the Cascade Water Alliance Resource Subcommittee.

Councilmember Noble represented the City and the City Council at Dr. Riley's memorial service.

Councilmember Chelminiak participated in interviews of candidates for the Parks and Community Services Board.

Mayor Degginger attended meetings of the PSRC Transportation Policy Board and the Growth Management Planning Board.

7. Approval of the Agenda

→ Councilmember Noble moved to approve the agenda, and Councilmember Chelminiak seconded the motion.

→ The motion to approve the agenda carried by a vote of 6-0.

8. Consent Calendar

Councilmember Lee expressed concern regarding Agenda Item 8(d) adopting Ordinance No. 5838 pertaining to City credit card limits.

Mr. Sarkozy explained that City credit cards are used only for City functions and purposes, and are a more efficient way to conduct many transactions than the old purchase order system.

Following brief discussion, the Council agreed to delay action on the item. Staff will provide additional information and review the language of the Ordinance.

- Councilmember Chelminiak moved to approve the Consent Calendar, amended to remove Agenda Item 8(d). Councilmember Noble seconded the motion.
- The motion to approve the Consent Calendar, as amended, carried by a vote of 6-0, and the following items were approved:
 - (a) Minutes of September 22, 2008 Extended Study Session
Minutes of October 6, 2008 Study Session
Minutes of October 6, 2008 Regular Session
 - (b) Motion to approve payment of claims for the period October 2, 2008 through October 17, 2008, and payroll for the period September 16, 2008 through September 30, 2008.
 - (c) Resolution No. 7811 authorizing execution of a four-year professional services agreement with Retail Lockbox, Inc., in an amount not to exceed \$200,000, for lockbox processing of Bellevue's business tax returns and payments.
 - (e) Ordinance No. 5839 authorizing: 1) execution of an Interlocal Agreement with the Northshore Fire Department to provide implementation services and integration into the City of Bellevue Public Safety Wireless Project; 2) amendment of the 2007-2008 General CIP Fund budget to increase the appropriation by \$30,690; and 3) amendment of the 2007-2013 General Capital Investment Program Plan to increase the project budget for Zone 1 Public Safety Wireless Project to reflect revenue to be received from the Northshore Fire Department (CIP Plan No. PS-58).
 - (f) Resolution No. 7812 authorizing execution of a five-year lease agreement with an automatic five-year extension with Seattle SMSA Limited Partnership dba Verizon Wireless, at Coal Creek Natural Area.
 - (g) Resolution No. 7813 authorizing execution of the second amendment to the Emergency Police Communication Services Agreement with the City of Clyde Hill for emergency dispatching services.
 - (h) Resolution No. 7814 authorizing execution of the fifth amendment to the Emergency Fire and Medical Communication Services Agreement with the Zone One Fire dispatch customers for emergency dispatching services.

- (i) Resolution No. 7815 authorizing execution of a consultant agreement with David Evans and Associates, Inc., in an amount not to exceed \$236,413, to prepare a pre-design analysis for the proposed roadway improvements and slope stabilization on 152nd Avenue SE between Newport Way and SE 46th Street (CIP Plan No. PW-W/B-74).
- (j) Ordinance No. 5840 modifying the parking restrictions on 108th Avenue NE between NE 10th Street and NE 12th Street from “No parking from 7 a.m. to 6 p.m., except Sundays and Holidays” to “Two hour parking from 7:00 a.m. to 6:00 p.m., except Sundays and Holidays”, amending Ordinance No. 5272.
- (k) Motion to award Bid No. 8270, Highland Middle School Trail, to Construct Co., in the amount of \$45,836.10, as lowest responsible and responsive bidder as part of the Pedestrian Access Improvements Program (CIP Plan No. PW-W/B-56).
- (l) Motion to award Bid No. 8016 to Road Construction NW, in the amount of \$147,134.00, as the lowest responsible bidder as part of the Neighborhood Enhancement Program to install a 6-foot concrete sidewalk, curb and gutter on the east side of 130th Place SE, from Newport Way to 130th Avenue SE (CIP Plan No. NEP-1 and PW-W/B-56 Pedestrian Access Improvements).

Action Postponed:

- (d) Ordinance No. 5838 amending Chapter 3.37 of the Bellevue City Code relating to the duties and authority of the Director of Finance; amending Sections 3.37.090, 3.37.100 and 3.37.110. The amended sections will enable the Finance Director to set monthly credit limits on credit cards issued to staff.

9. Public Hearings: None.

10. Land Use

- (a) Consideration of the application of the West Pacific Development Company (Zheng Rezone) to rezone a .57-acre parcel at 16226 Northup Way from Single Family-High density (R-5) to Single Family-Urban Residential (R-7.5). This site is located in the Crossroads Subarea. File No. 08-122538-LQ.

Ordinance No.5841 approving the rezone application of West Pacific Development, LLC (Jack Zheng) to rezone a .57 acre tract of land at 16226 Northup Way, from Single Family-High Density (R-5) to Single Family-Urban Residential (R-7.5), subject to one condition. The site is located in the Crossroads Subarea. File No. 08-122538-LQ.

[Council discussion on this matter was held on October 6, 2008. This is a Process III application, in which the Hearing Examiner provides a written

recommendation to Council, which is the decision-making body. Should the Council deny the application, the decision would be appealable to Superior Court.]

City Manager Steve Sarkozy recalled a brief report to the Council on October 6 regarding the Zheng rezone application.

Matt Jackson, Neighborhood Development Planning Manager, noted meeting packet materials regarding the proposal and requested Council action on the rezone application.

→ Councilmember Chelminiak moved to adopt Ordinance No. 5841 approving the rezone application of West Pacific Development, LLC (Jack Zheng). Mr. Noble seconded the motion.

→ The motion to adopt Ordinance No. 5841 carried by a vote of 6-0.

11. Other Ordinances, Resolutions and Motions

- (a) Resolution No. 7816 authorizing: 1) execution of a contract with Wallace Properties for the management and leasing of the Lincoln Center property; and 2) execution of all leases and renewals associated with the Lincoln Center property.

Nora Johnson, Civic Services Director, recalled Council's approval in August to purchase the Lincoln Center property located at 555 116th Avenue NE. Since that time staff issued a Request for Qualifications (RFQ) to identify a property management firm to manage the leased office space in the two buildings on the site. Staff recommends authorizing a contract with Wallace Properties for the management and leasing of the Lincoln Center property.

Ms. Johnson and Frank Pinney, Facilities Planning Manager, responded to questions of clarification.

Councilmember Chelminiak spoke in favor of the alternate version of Resolution No. 7816 provided in Council's desk packet.

→ Councilmember Chelminiak moved to approve Alternate Resolution No. 7816, as reflected in the revised version provided in Council's desk packet. Councilmember Noble seconded the motion.

→ The motion to approve Alternate Resolution No. 7816 carried by a vote of 6-0.

- (b) Resolution No. 7817 authorizing: 1) execution of an Environmental Covenant between the City, Advanta I, LLC, The Boeing Company and the Department of Ecology; and 2) execution of a Side Agreement Regarding Landfill Management Systems between the City, Advanta I, LLC and The Boeing Company in regards to the Eastgate park property.

Deputy City Attorney Kate Berens explained that Resolution No. 7817 executes an Environmental Covenant and a Side Agreement regarding Landfill Management Systems as they relate to the Eastgate park property, which was formerly owned by The Boeing Company.

The proposed Environmental Covenant differs from the 2002 Covenant in that all three property owners (City, Schnitzer West, and Boeing) are parties to the 2008 Covenant. The Side Agreement between the City, The Boeing Company, and Advanta I (Schnitzer West) clarifies that existing agreements regarding landfill management responsibility will apply to any obligations imposed by DOE.

→ Councilmember Chelminiak moved to approve Resolution No. 7817, and Councilmember Davidson seconded the motion.

→ The motion to approve Resolution No. 7817 carried by a vote of 6-0.

- (c) Resolution No. 7818 authorizing execution of a Master Easement Agreement between the City, the Bellevue Convention Center Authority and The Bravern, LLC.

Ms. Berens briefly described the Master Easement Agreement between the City, the Bellevue Convention Center Authority (Meydenbauer Center), and The Bravern. The agreement essentially maps out how the parties will handle respective easements once construction of the Bravern development is completed.

Responding to Mayor Degginger, Ms. Berens said that the BCCA Board determined that the agreement will retain sufficient loading area to accommodate the operations of the Theatre at Meydenbauer Center.

Ms. Berens responded to additional brief questions of clarification.

→ Councilmember Chelminiak moved to approve Resolution No. 7818, and Councilmember Lee seconded the motion.

→ The motion to approve Resolution No. 7818 carried by a vote of 6-0.

Councilmember Lee noted that Roger Anderson, Chair of the BCCA Board of Directors, and Stacy Graven, Meydenbauer Center Executive Director, were in the audience. He thanked them for their work on the easement agreement.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

At 9:18 p.m., Mayor Degginger declared the meeting adjourned.

Michelle Murphy, CMC
Deputy City Clerk

/kaw