CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

January 19, 2016 Council Chamber
8:00 p.m. Bellevue, Washington

PRESENT: Mayor Stokes, Deputy Mayor Chelminiak, and Councilmembers Lee, Robinson, and Slatter

ABSENT: Councilmembers Robertson and Wallace

1. Call to Order

The meeting was called to order at 8:03 p.m., with Mayor Stokes presiding.

2. Roll Call, Flag Salute

All Councilmembers except Councilmember Robertson and Councilmember Wallace were present. Councilmember Robinson led the flag salute.

3. Approval of Agenda

→ Deputy Mayor Chelminiak moved to approve the agenda, and Councilmember Slatter seconded the motion.

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

4. Communications: Written and Oral

(a) Duane Henderson, Manager of Gas System Integrity, Puget Sound Energy (PSE), said he is an engineer whose job is to ensure that PSE's network of more than 12,000 miles of natural gas pipelines are safe, reliable, and meet a number of state and federal requirements. He said safety is a top priority for PSE, and he wanted to correct information presented to the Council the previous week about locating electrical transmission power poles near pipelines. That individual commented that PSE does not follow the pipeline safety standards used by the Bonneville Power Administration (BPA). Mr. Henderson said the BPA is a federal corporation, not a regulatory agency. BPA does not adopt codes or set regulations. Like PSE, the BPA follows industry standards. Mr.

Henderson said there is a federal regulation that states that hazardous liquid pipelines must be a minimum of 12 inches from any underground structure. Mr. Henderson reiterated that BPA standards are not federal regulations, which do not prohibit pipelines from being constructed next to transmission structures. BPA standards outline when further engineering analysis and approval is necessary. PSE has similar design standards that are used to determine when engineering studies should be performed. Under those guidelines, pipelines can be and often are safely collocated adjacent to transmission structures. Mr. Henderson said the previous week's speaker also asked the Council to adopt a Land Use Code regulation to require power poles and pipelines to be separated by a minimum distance. Mr. Henderson said this could conflict with generally accepted industry standards, including federal and state regulations, and result in unintended consequences for the City.

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

6. Report of the City Manager

City Manager Brad Miyake noted that the Washington State Survey and Rating Bureau evaluates the City's fire response, readiness, preparedness, and prevention programs. He reported that Bellevue retained its Class 2 fire rating, which has positive implications for the insurance rates paid by businesses and residents. Mr. Miyake said this is a significant accomplishment for the Fire Department, Utilities Department, and the Development Services Department which establishes the Fire Code. He noted that no agencies in the state have a Class 1 rating, and very few in the state have a Class 2 rating.

7. Council Business and New Initiatives

Mayor Stokes recalled that the Council decided last year to submit written reports on Council business (e.g., City-related and regional meetings) instead of providing extensive oral reports during Council meetings.

Councilmember Lee said the National League of Cities (NLC) has been working with the Association of Washington Cities (AWC) to establish a federal legislative committee. Mr. Lee reported that the Transportation Commission recently discussed the Vision Zero program and is studying it on behalf of the Council. He said the Ambassador from India was in town and a number of Councilmembers attended a related event. There has been some discussion in the region about establishing an Indian consulate, potentially in Bellevue.

Mr. Lee said he was contacted by a resident who is concerned about a marijuana retail store siting in the Factoria area.

8. Consent Calendar

Deputy Mayor Chelminiak said the desk packet includes a memo noting a modification to the minutes.

Councilmember Robinson requested pulling Agenda Item (k) from the Consent Calendar for discussion.

Mr. Chelminiak said the Consent Calendar includes contracts related to utilities and a resolution for professional services related to the Wilburton Grand Connection project.

→ Deputy Mayor Chelminiak moved to approve the Consent Calendar, amended to include the revision to the minutes and to pull Agenda Item (k) for discussion. Councilmember Robinson 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) Council Meeting Minutes
Minutes for January 4, 2016 Study Session
Minutes for January 4, 2016 Regular Session [as amended]

(b) Resolution No. 9049 authorizing execution of a successor labor agreement by and between the City and the International Association of Firefighters, Union Local 1604, representing Fire Prevention Officers (Union) for the contract period January 1, 2015 through December 31, 2018.

(c) Resolution No. 9050 authorizing execution of a professional services agreement with Brown and Caldwell for Utilities Large On-Call Professional Services Sewer Contract (2016-2018) - for engineering and other associated services related to sewer utilities, in an amount not to exceed $5,000,000.

(d) Resolution No. 9051 authorizing execution of a professional services agreement with Murray, Smith & Associates, Inc. for Utilities Large On-Call Professional Services Water Contract (2016-2018) - for engineering and other associated services related to water utilities, in an amount not to exceed $5,000,000.

(e) Resolution No. 9052 authorizing execution of a professional services agreement with Louis Berger Group (Domestic), Inc. for Utilities Large On-Call Professional Services Storm Contract (2016-2018) - for engineering and other associated services related to storm utilities, in an amount not to exceed $5,000,000.

(f) Resolution No. 9053 authorizing execution of a professional services agreement with CH2M HILL for Utilities Large On-Call Professional Services Storm Contract (2016-2018) - for engineering and other associated services related to storm utilities, in an amount not to exceed $5,000,000.

(g) Resolution No. 9054 authorizing execution of a professional services agreement with Stantec Consulting Services, Inc. for Utilities Large On-Call Professional Services Water Contract (2016-2018) - for engineering and other associated services related to water utilities, in an amount not to exceed $5,000,000.

(h) Resolution No. 9055 authorizing execution of a professional services agreement with Jacobs Engineering Group, Inc. for Utilities Large On-Call Professional Services Sewer Contract (2016-2018) - for engineering and other associated services related to sewer utilities, in an amount not to exceed $5,000,000.

(i) Motion to approve payment of claims and payroll for the period December 1, 2015 through December 31, 2015.

(j) Resolution No. 9056 authorizing execution of a professional services agreement with the Urban Land Institute to provide technical advisory services for the Wilburton – Grand Connection study (CIP Plan No. CD-33 Grand Connection/Land Use Wilburton Zoning).

Item pulled for discussion:

(k) Approval of the Revised Draft 2016 State Legislative Agenda and Statement of Policy.

Councilmember Robinson referred to the Energy, Environment, and Utilities section of the Legislative Statement of Policy, and recommended language that includes infrastructure to support renewable energy: "Bellevue supports incentives for infrastructure that support renewable energy generation and storage, including solar heat recovery and geo-thermal." She feels it is incomplete to cite renewable energy without referencing infrastructure to support it.

Deputy Mayor Chelminiak noted existing language referring to "…equipment and facilities, including solar heat recovery and geo-thermal." He observed that equipment and facilities are infrastructure but he was not opposed to adding the word. Ms. Robinson said that infrastructure includes additional elements.

Responding to Councilmember Lee, Ms. Robinson said examples of infrastructure elements are energy storage and infrastructure for local generation.

Responding to Mayor Stokes, Joyce Nichols, Director of Intergovernmental Relations, said she is not aware of proposed legislation addressing energy storage or local generation. Ms. Nichols said the Statement of Policy is longer than the State Legislative Agenda. The former is a compilation of past and current Council positions. If a piece of legislation emerges that is not addressed in the shorter Agenda, staff uses the Statement of Policy to determine whether the specific topic was addressed in the past. If so, staff will follow that direction in advocating on behalf of the City.

Councilmember Robinson observed that her suggestion is consistent with Council policy and its support for renewable energy, including solar power. She believes it is an oversight to not also mention the infrastructure necessary to make renewable energy feasible for the community.

Councilmember Lee expressed support for Ms. Robinson's suggestion.

Councilmember Slatter observed that equipment and facilities represent infrastructure. However, she liked the suggestion to add energy storage. She proposed the following language: "Bellevue supports incentives for the installation of renewable energy generation and storage, including equipment, infrastructure and facilities." Councilmember Robinson concurred with that, noting that "including" could be omitted.

Mayor Stokes expressed concern that this particular issue has not been discussed by the Council. He said he would support adding "infrastructure" without citing specific elements, until the Council has the opportunity for further discussion. Deputy Mayor Chelminiak concurred.

Councilmember Robinson reiterated that she would like to include a reference to "storage."

Ms. Nichols asked the Council to consider approving the Agenda and Statement of Policy as presented, until this issue is discussed further in the future. She noted that this is a short 60-day legislative session and approval of the documents would help staff to move forward with its advocacy efforts.

Mr. Chelminiak expressed an interest in moving forward.

→ Deputy Mayor Chelminiak moved to adopt the Revised Draft 2016 State Legislative Agenda and Statement of Policy, amended to add Councilmember Robinson's language stated earlier in the discussion. Councilmember Slatter seconded the motion.

→ The motion carried by a vote of 5-0.

9. Public Hearings: None.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions

(a) Resolution No. 9057 authorizing execution of a new Interlocal Agreement among the jurisdictions of King County, City of Seattle, Pierce County, Snohomish County, and the cities of Bellevue, Issaquah, Kenmore, Kirkland, Mercer Island, Redmond, and Woodinville regarding the "Regional Equitable Development Initiative" (REDI) fund. The REDI fund is an $18+ million revolving loan fund for the purpose of acquiring equitable Transit Oriented Development (TOD) sites within King County and the greater Puget Sound region.

City Manager Miyake requested Council action on Resolution No. 9057, which was discussed with the Council last year. He said that questions raised by the Council at that time have been addressed in the meeting packet materials. He noted that Art Sullivan, Program Manager for ARCH (A Regional Coalition for Housing), was present to answer questions.

→ Deputy Mayor Chelminiak moved to approve Resolution No. 9057, and Councilmember Robinson seconded the motion.

→ The motion carried by a vote of 5-0.

(b) Resolution No. 9058 authorizing relinquishment of the public utility easement recorded under King County Recording Number 7610270788, in consideration for the granting of a 5-foot-wide public utility easement, across two parcels at 1005 and 1015 104th Avenue SE in Bellevue, the granting and recording of said easement being deemed in the best interest of the public.

Mr. Miyake requested Council action on Resolution No. 9058. He recalled that the topic was discussed with the Council on November 16 and December 7, 2015. Questions raised at that time by the Council are addressed in the meeting packet materials. Max Jacobs, Real Property Manager, was present to respond to questions.

→ Councilmember Lee moved to approve Resolution No. 9058, and Councilmember Robinson seconded the motion.

Responding to Deputy Mayor Chelminiak, Mr. Miyake confirmed that Councilmember Robertson's questions were fully addressed by staff.

→ The motion 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 8:37 p.m., Mayor Stokes declared the meeting adjourned.

Kyle Stannert
Acting City Clerk

/kaw