Agenda

City Council
Regular Session

MONDAY 8:00 – 10:00 p.m.
December 14, 2009 Council Chambers (1E-126)

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1.	Call to Order		
2.	Roll Call, Flag Salute		
	(a) Swearing in of Councilmembers-elect Don Davidson, Conrad Lee and Kevin Wallace (four-year term)	Judge Gain	
	(The Mayor will declare a brief recess to allow for photographs to be taken immediately following the swearing in.)		
	(b) Recognition of King County Library System and Director Bill Ptacek	COUNCIL	2-1
3.	Communications: Written and Oral		
	Note: *Three-minute limit per person, or five minutes if representing the official position of a recognized community organization. Maximum of three persons are permitted to speak to each side of any one topic. Additional presentations may be heard at Agenda Item 13, including three additional persons speaking to topics heard at Agenda Item 3.*		
4.	Reports of Community Council, Boards and Commissions		

City Council meetings are wheelchair accessible. American Sign language (ASL) interpretation is available upon request. Please phone 452-6805 at least 48 hours in advance. Assisted Listening Devices are also available upon request.

City of Bellevue

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5.	Report of the City Manager		
	(a) Management Brief providing update on Enatai Tree Preservation Request	PCD Dan Stroh Mike Kattermann	5-1
6.	Council Business and New Initiatives		
	(a) Selection of Temporary Chair for January 4, 2010 Council Meeting	COUNCIL	6-1
7.	Approval of the Agenda		
8.	Consent Calendar		
	(a) Resolution No. 8023 authorizing approval of payment of $27,376.65 for a Release of All Claims in final settlement of a claim against the City for property damage to Puget Sound Energy equipment caused by a motor vehicle incident.	CAO	8-1
	(b) Resolution No. 8024 authorizing execution of a four-year agreement for public defense services with Stein, Lotzkar and Starr, P.S., Inc., in the estimated amount of $579,696, for the first year to provide public defense services to indigent defendants accused of misdemeanor and gross misdemeanor offenses occurring in the City.	CAO	8-5
	(c) Resolution No. 8025 authorizing execution of an agreement with Broadstripe which allows the phasing out of cable operations in the City over a period of time.	CAO	8-11
	(d) Ordinance No. 5922 amending the Bellevue City Code, Chapter 5.30 by: 1) requiring any applicant seeking an initial franchise with the City to meet service obligations for the entire ten year term of the initial franchise; 2) requiring, over a reasonable period of time, the construction of a cable system throughout the City upon renewal of the franchise; and 3) authorizing the service of a lesser area provided cable service is constructed throughout this lesser area.	CAO	8-15

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(e)	Resolution No. 8026 canceling City warrants not presented for payment within a minimum of one year of issuance and directing the transfer of all records of such warrants.	FIN	8-21
(f)	Resolution No. 8027 repealing Resolution No. 8022-D and providing for the banking capacity of levy capacity pursuant to RCW 84.55.092.	FIN	8-25
(g)	General Services Contracts – On-Call Painting Services Resolution No. 8028 authorizing execution of a one-year contract with Ski's Painting, Inc., with the option for an additional three-year renewal, in an amount not to exceed $240,000, for city-wide on-call painting services. Resolution No. 8029 authorizing execution of a one-year contract with Washington Industrial, with the option for an additional three-year renewal, in an amount not to exceed $240,000, for city-wide on-call painting services. Resolution No. 8030 authorizing execution of a one-year contract with Ellis Construction, Inc., with the option for an additional three-year renewal, in an amount not to exceed $240,000, for city-wide on-call painting services. Resolution No. 8031 authorizing execution of a one-year contract with Cortina's Painting & Restoration, with the option for an additional three-year renewal, in an amount not to exceed $240,000, for city-wide on-call painting services.	FIN	8-29
(h)	Resolution No. 8032 authorizing execution of a two-year professional services contract with Tri-Med Ambulance to provide Basic Life Support non-emergency patient transport services, with an option to renew for two additional one-year terms.	FIRE	8-39

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(i)	General Services Contracts – Landscaping Services Resolution No. 8033 authorizing execution of a general services contract up to four years with Teufel Landscape, in an amount not to exceed a potential total of $162,918.18, for maintenance at six natural resource sites. Resolution No. 8034 authorizing execution of a general services contract up to four years with Plantscapes, in an amount not to exceed a potential total of $108,900, for maintenance at four natural resource sites. Resolution No. 8035 authorizing execution of a general services contract up to four years with Teufel Landscape, in an amount not to exceed a potential total of $106,304.37, for maintenance at six resource management sites. Resolution No. 8036 authorizing execution of a general services contract up to four years with Signature Landscape, in an amount not to exceed a potential total of $111,963.59, for maintenance at three resource management sites.	PARK	8-45
(j)	Ordinance No. 5923 establishing a "No Parking Anytime" zone on the west side of 132nd Avenue NE in front of 1095 and 1011 132nd Avenues NE.	TRAN	8-57
(k)	Resolution No. 8037 authorizing execution of two five-year Lease Agreements, with an automatic five-year extension, with Sprint Spectrum Realty Company, L.P. at the Clyde Hill Water Reservoir Site, located at 2200 96th Avenue NE, Clyde Hill, Washington and the Lakemont 1150 Reservoir Site, located at 16859 SE 59th Street, Bellevue, Washington.	UTIL	8-63
(l)	Ordinance No. 5924 authorizing execution of a Phase II Stormwater Pass-through Grant Agreement with the Washington State Department of Ecology to accept state grant funds of $50,000 to support City-wide	UTIL	8-69

implementation of the National Pollutant Discharge Elimination System (NPDES) Phase II Municipal Stormwater Permit; establishing a project within the Operating Grants, Donations and Special Reserves Fund; appropriating unanticipated and future revenues to that fund; and authorizing the expenditure of said grant funds.

9. Public Hearings

10. Land Use

(a) *Consideration of the application of G.W. Williams Company (Carrington Apartments Rezone) to rezone 5.5 acres at 2501 148th Avenue SE from R-15 to R-20 (15 units per acre to 20 units per acre). The applicant requests the rezone to bring the property zoning into conformance with the existing built residential density which is 19.5 units per acre. The location of the site is within the East Bellevue Community Council jurisdiction. File No. 09-108001-LQ.

DSD
Carol Helland

10-1

**This is a Process III application, in which the Hearing Examiner provides a written recommendation to Council, which is the decision-making body. Should Council deny the application, their decision would be appealable to Superior Court.*

The Hearing Examiner recommends Council approval.

This site is located within the jurisdiction of the East Bellevue Community Council who will have final review after City Council action.)

Ordinance No. 5925 approving the rezone application of G .W. Williams Company (Carrington Apartment Rezone) to rezone 5.5 acres at 2501 148th Avenue SE from R-15 to R-20, without conditions.

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11.	Other Ordinances, Resolutions and Motions		
	(a) Resolution No. 8038 adopting the City of Bellevue State Legislative Agenda and State Legislative Statement of Policy for the 2010 legislative session.	CMO Diane Carlson	11-1
	(b) Ordinance No. 5926 updating the school impact fee schedule for Issaquah School District No. 411; amending Section 22.18.100 of the Bellevue City Code; providing for severability; and establishing an effective date.	DSD Carol Helland Catherine Drews	11-23
12.	Unfinished Business		
13.	Continued Oral Communications		
14.	New Business		
15.	Executive Session		
	(a) Personnel Matter *(approximately 1 hour)*		
16.	Adjournment		

* Quasi-judicial matters are those in which the Councilmembers sit as "judges" to decide issues involving specifically identified property or other rights between individuals or parties. This differs from Council's usual role of acting in a legislative or policy-making capacity