City Council

Regular Session

MONDAY 8:00 – 10:00 p.m.
August 3, 2009  Council Chambers (1E-126)

1. Call to Order
2. Roll Call, Flag Salute
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
5. Report of the City Manager
   (a) Parks and Open Space System Plan Update
      (For information and discussion. Staff will return with proposed update to the System Plan in approximately 12 months.)

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.
(b) Management Brief reporting on Mercer Slough Environmental Education Center attendance and usage projection  

(For information.)  

(c) Meydenbauer Bay Steering Committee Recommendation  

(For information and discussion. Presentation of the final EIS and draft Master Plan is tentatively scheduled for December, 2009.)  

(d) Management Brief providing Arts Commission recommendations on 2010 Guidelines for Eastside Arts Partnerships and Special Projects funding programs  

(For information and discussion. Staff seeks Council approval on the Guidelines and funding programs.)  

6. Council Business and New Initiatives  
7. Approval of the Agenda  
8. Consent Calendar  

(a) Minutes of July 6, 2009 Study Session  
Minutes of July 6, 2009 Regular Session  
Minutes of July 13, 2009 Extended Study Session  

(b) Motion to approve payment of claims for the period July 20, 2009 through July 31, 2009 and payroll for the period July 1, 2009 through July 15, 2009.  

(c) Ordinance No. 5893 amending the Bellevue City Code to provide for the use of alternative contracting procedure methods in the contracting of public works projects; creating a new Section 4.28.142 – Alternative Public Works Contracting in the Code; and establishing an effective date.  

(Discussed with Council on June 8, 2009.)
(d) Resolution No. 7957 authorizing execution of an amendment to the City’s annex to the King County Regional Hazard Mitigation Plan to reflect updates and revisions as required by FEMA.

(e) Resolution No. 7958 authorizing execution of an amended Interlocal Amendment between the Cities of Bellevue, Redmond, Kirkland, Bothell, Mercer Island, Snoqualmie, and the Shoreline Fire Department, Woodinville Fire and Safety, Eastside Fire and Rescue (Issaquah, North Bend, Sammamish, District No. 10, District No. 38), King County Fire Protection District No. 16 (Northshore), King County Fire Protection District No. 45 (Duvall), and King County Fire Protection District No. 27 (Fall City) for technical rescue.

(f) Motion to reject all bids for Bid No. 9179, Mercer Slough 112th Avenue SE Restoration Project and suspend the project until additional information is available at a later date.

(g) Motion to award Bid No. 9192 to Pinnacle Construction Group, in the amount of $43,324.00, as the lowest responsible bidder for the Bannerwood Baseball Backstop Replacement project.

(h) Motion to award Bid No. 9207 to Pacific Pride Roofing, Inc., in the amount of $42,390.00, as the lowest responsible bidder for re-roofing and flat roof maintenance coatings at the Highland Community Center.

(i) Motion to award Bid No. 9208 to Fidalgo Paving and Construction, LLC, in the amount of $148,671.80, as the lowest responsible bidder, for the asphalt overlay and ADA-compliant parking lot project at the Highland Community Center.

(j) Motion to award Bid No. 9209 to Tatley-Grund, Inc., in the amount of $52,598.00, as the lowest responsible bidder, for specified siding replacement and exterior painting of the Highland Community Center building.
(k) Ordinance No. 5894 authorizing execution of an Agreement with the Washington State Criminal Justice Training Commission (WSCJTC) to provide staffing to the WSCJTC and accept funding for staffing; amending the 2009-2010 General Fund budget and appropriation to increase by $169,725 and authorizing an additional FTE that will be paid from the funds from the WSCJTC.

(l) Resolution No. 7960 authorizing execution of a five-year Lease Agreement, with an automatic five-year extension, with New Cingular Wireless PCS, LLC at the Clyde Hill Water Reservoir Site, located at 2200 96th Avenue NE, Clyde Hill.

(m) Resolution No. 7961 authorizing execution of an agreement to relinquish a sanitary sewer pipeline easement covenant, bearing King County Recording No. 9507260214, no longer required by the Sewer Utility at 3135 Hunts Point Circle, Hunts Point.

(n) Resolution No. 7962 authorizing execution of a Professional Services Agreement with Parametix, in an amount not to exceed $100,000, to provide technical assistance for updating the City’s Storm and Surface Water Comprehensive Plan.

(o) Resolution No. 7963 ratifying the Emergency Declaration of the City Manager for emergency repair of a 72-inch storm culvert at 13220 SE 32nd Street.

(p) Motion to award Bid No. 9006 for 2009 PRV and Clyde Hill 335 Reservoir Control Valve Improvements, to RP & Company, in an amount not to exceed $211,508.29, as the lowest responsible and responsive bidder (CIP Plan Nos. W-67 and W-69).

(q) Motion to award Bid No. 9051 for PRV Replacement 2009, Phase 3, to Dennis R. Craig Construction, Inc., in an amount not to exceed $333,621.21, as lowest responsible and responsive bidder (CIP Plan No. W-67).
(r) Resolution No. 7964 authorizing approval of payment of $139,589.80 for a Release of All Claims in final settlement of a claim filed against the City for property damage and business income loss to the Plaza East Property, LLC caused by a water system failure.

(s) Resolution No. 7965 authorizing approval of payment of $26,537.64 for a Release of All Claims in final settlement of a claim filed against the City for property damage to the Trevizo residence caused by a water system failure.

(t) Ordinance No. 5895 authorizing: 1) execution of an Interagency Agreement with the Washington State Department of Ecology to accept grant funds of up to $167,447, to retain a consultant to help small businesses prevent pollution and improve related business practices; 2) amending the Operating Grants, Donations, and Special Reserves Fund to increase appropriations by $167,447; and, 3) expenditures of said grant funds.

(u) Motion to award Bid No. 9230 for the fleet Shop Floor Repair and Maintenance at Bellevue Service Center to Ski’s Painting, Inc., in the amount of $98,446.00, as the lowest responsive and responsible bidder.

9. Public Hearings

10. Land Use

11. Other Ordinances, Resolutions and Motions

(a) Neighborhood Livability Phase II – Land Use Code Amendments

(Discussed with Council on July 20, 2009.)

Ordinance No. 5896 amending the Bellevue Land Use Code relating to Phase II of the Neighborhood Livability Action Agenda, specifically amending Land Use Code Sections, 20.20.010, 20.20.525.C, 20.20.900. D, 20.50.012 (B Definitions), 20.50.016 (D Definitions) and 20.50.020 (F Definitions) of the
Bellevue Land Use Code; providing for severability and establishing an effective date.

Ordinance No. 5897 amending the Bellevue City Code relating to reducing impacts in single-family land use districts associated with vacant structures, abandoned construction sites, and construction-related noise; specifically amending Sections 9.10.030 and 9.18.020.B., and adopting a new Chapter 9.13 to provide maintenance standards for vacant residences and abandoned construction sites; providing for severability and establishing an effective date.

(b) Ordinance No. 5898 authorizing the creation of a Revitalization Area (RA) to implement the state’s Local Revitalization Financing program. The RA is a district within which tax increments and a portion of the state’s sales tax would be used to fund the extension of NE 4th Street.

(Discussed with Council on July 20 and a public hearing was held on July 27, 2009.)

(c) Resolution No. 7956 authorizing execution of a Consultant Agreement with NBBJ, in an amount not to exceed $99,640 to complete an analysis of the costs and benefits of constructing and operating a City jail alone or in partnership with the City of Kirkland on the current City Hall site.

(Discussed with Council on July 27, 2009 in Regional Issues.)

(d) Resolution No. 7959 authorizing execution of a Consultant Agreement with Parsons Brinckerhoff (PB Americas, Inc.), in an amount not to exceed $119,931, for technical assistance in the City’s analysis of at-grade light rail transit (Sound Transit’s East Link alternative C4A) in Downtown Bellevue.

12. Unfinished Business
13. Continued Oral Communications
14. New Business
15. Executive Session
16. Adjournment