

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

April 7, 2014  
8:00 p.m.

Council Chamber  
Bellevue, Washington

PRESENT: Deputy Mayor Wallace and Councilmembers Chelminiak, Lee, Robertson, Robinson, and Stokes

ABSENT: Mayor Balducci

1. Call to Order

The meeting was called to order at 8:05 p.m., with Deputy Mayor Wallace presiding.

2. Roll Call, Flag Salute

All Councilmembers except Mayor Balducci were present. Councilmember Stokes led the flag salute.

(a) Proclamation for Arbor Day-Earth Day 2014 & Tree City USA Award

Deputy Mayor Wallace read a proclamation declaring May 3, 2014, as Arbor Day-Earth Day in Bellevue, and encouraged citizens to participate in community-wide celebrations and environment enhancement projects, including at Kelsey Creek Park.

Dustin VanNieulande, Park Ranger/Environmental Educator, introduced Terry Flatley, Urban Forestry Manager for the City of Renton.

Mr. Flatley, representing the Washington Community Forestry Council and the Washington Department of Natural Resources Urban Forestry Program, presented Bellevue with its 23<sup>rd</sup> Tree City USA award and 21<sup>st</sup> Growth Award. Mr. Flatley said the first Arbor Day in the country was April 10, 1872, and the day has been recognized in Washington since 1917. In 1957, the state legislature designated the second Wednesday in April as the official Washington State Arbor day.

Mr. Flatley said he is pleased to honor Bellevue with its Tree City USA award and Growth Award from the National Arbor Day Foundation.

Councilmember Robinson said she hopes the City continues to protect and expand its tree cover. She thanked the gentlemen for coming.

3. Communications: Written and Oral

- (a) Todd Anderson, representing the Somerset Community Association (SCA), spoke opposed to the proposed power line from Renton to Kirkland. He said Puget Sound Energy is not being straightforward about the additional power to be exported to Canada. He expressed concern about the impact on property values. He said one member of the SCA technical committee is a 30-year executive from Puget Sound Energy. Mr. Anderson said there will be significant changes in energy conservation and production over the next few years, including the increased use of solar energy. He believes that building codes for residential windows should be stricter. [Mr. Anderson submitted copies of a PSE report with his notes.]
- (b) Alex Zimmerman, StandUP-America, spoke in favor of limiting Councilmembers to two terms and of the City Manager holding a monthly forum with citizens. He referred to being prosecuted twice by the City, including the current one that is costing the City \$150,000 so far. He spoke against the use of red light cameras and against King County Proposition 1.

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

5. Report of the City Manager

- (a) Management Brief regarding Bellevue Police Department Re-Accreditation by Commission on Accreditation for Law Enforcement Agencies (CALEA)

Acting City Manager Brad Miyake noted the management brief regarding the re-accreditation of the Bellevue Police Department by the Commission on Accreditation for Law Enforcement Agencies (CALEA). This is the 12<sup>th</sup> consecutive year of re-accreditation, and Bellevue is one of the four percent of law enforcement agencies nationwide that have achieved CALEA accreditation.

Deputy Mayor Wallace congratulated the Police Department on their work.

6. Council Business and New Initiatives

- (a) Council Liaison Recommendation for 2014 Appointments to Special Events Committee and Parks & Community Services Board
- Councilmember Robinson nominated Meredith Langridge to serve on the Special Events Committee, and Debra Kumar to serve on the Parks and Community Services Board, both with terms expiring on May 31, 2018. Councilmember Robertson seconded the motion.

Councilmember Stokes noted Debra Kumar's PTA work over the years and her advocacy of the Parks Levy in 2008.

→ The motion carried by a vote of 6-0.

Councilmember Robinson reported that she attended the Bellevue Downtown Association (BDA) breakfast, Bellevue Chamber of Commerce lunch, a zip line tour of the South Bellevue community, Bellevue Youth Link's Gumbo Night, the Bellevue Foundation breakfast, and Tutta Bella Restaurant's oven blessing. Ms. Robinson met with representatives of the Cascade Bicycle Club, Ashwood neighborhood, Eastside Legal Assistance Program, the Eastside Incubator, Horizon Heights, and the Lake Hills area.

Councilmember Lee met with the African Chamber of Commerce and with a group of Chinese entrepreneurs. He attended the Youth Link Gumbo Night and the Seattle Lee Family Association dinner. Mr. Lee noted that, if Mr. Miyake accepts future contract negotiations, he will be the first minority and Asian city manager.

Councilmember Stokes reported that he has been ill, and Councilmember Robinson was able to attend the Bellevue Chamber lunch in his absence. Mr. Stokes said the Council spent Friday evening and all day Saturday with the City Manager candidates. As liaison to the Performing Arts Center Eastside (PACE)/Tateuchi Center project, Mr. Stokes met with PACE Executive Director John Haynes, City staff, and others. The group is finalizing a memorandum of understanding (MOU) for collaboration between PACE and the City.

Councilmember Chelminiak attended meetings of the Bellevue Convention Center Authority (BCCA) Board and the Puget Sound Regional Council (PSRC) Growth Management Planning Council. He said the BCCA/Meydenbauer Center is interested in providing input on the façade of the Downtown light rail station that will face the convention center. Mr. Chelminiak attended a meeting of the target markets committee of the Trade Development Alliance. He spent Friday night and Saturday with the Council, staff, and City Manager candidates.

Councilmember Lee observed that the east side of Meydenbauer Center needs some dressing up. He suggested that the light rail station project provides the opportunity to address design elements for both facilities.

Councilmember Robinson said it would be interesting to look at Meydenbauer Center's original design plans.

Deputy Mayor Wallace questioned whether the City should be working beside Meydenbauer Center in that discussion.

Councilmember Robertson attended the Environmental Services Commission (ESC) meeting, met with the director of the Eastside Legal Assistance Program, participated over the weekend in the City Manager interviews, and met with Redmond City Councilmember David Carson about the potential for a regional pool. She attended Youth Link's Gumbo Night and the Eastgate

Elementary PTSA Auction. She spoke with three Bellevue School Board members at those functions, who said they are interested in having joint meetings with the City Council. Councilmember Robertson said she attended the Overlake Hospital Bandage Ball, which raised \$1 million for the hospital and medical center. She noted that City staff has been assisting with public information activities related to the Oso mudslide.

Councilmember Robertson referred to the earlier comments by Todd Anderson about Puget Sound Energy's Energize Eastside project. She would like staff to follow up on the information he provided. She said Somerset residents are concerned about visual and property impacts. Ms. Robertson said she would like staff to follow up on the claim that PSE's project is primarily focused on exporting energy to Canada.

Acting City Manager Miyake said staff has been working with Puget Sound Energy and will follow up with the Council.

Ms. Robertson noted Mr. Anderson's testimony that local building codes regulating windows could be more strict for better energy conservation. She asked staff to earmark that topic to be addressed with the next regular review and update of the City's building codes.

Councilmember Robertson reported that the City of Kent banned medical marijuana, and the Division Court of Appeals upheld that ban and indicated that cities have a strong ability to regulate medical marijuana. She said the City already has its regulations in place. However, there are a growing number of incidents of fires, including property damage and loss of life, related to the processing of marijuana into hash oil.

- Councilmember Robertson moved to direct staff to bring back a regulation for Council consideration that would ban the processing of hash oil for medical marijuana in residential structures. Councilmember Lee seconded the motion.
- The motion carried by a vote of 6-0.

Councilmember Robertson commented on the loss of a child's life due to a fire the previous night. She reminded citizens to change their smoke detectors' batteries regularly in the spring and fall.

With regard to the Energize Eastside project, Councilmember Lee said he went to a public meeting held by PSE that was attended by hundreds of citizens. He said there are many technical experts in the community who are willing to participate in the discussions and planning. Councilmember Lee encouraged staff and the Council to gather a broad range of information, including the benefits and disadvantages, on the project.

Deputy Mayor Wallace said the Council and the City should continue to discuss and monitor this project. He acknowledged Mr. Miyake's earlier comment that staff is involved with PSE.

Deputy Mayor Wallace reported that former Councilmember Dr. Don Davidson received an award at the King County Republican Party Lincoln Day Dinner for his longtime public service.

Deputy Mayor Wallace said he attended the King County Regional Water Quality Committee meeting. Mr. Wallace thanked the Leadership Team, Council Executive Assistants Kim McCool and Sandy Nunnelee, and all staff involved in the City Manager recruitment process. Deputy Mayor Wallace offered special thanks to City Clerk Myrna Basich for her leadership and hard work in ensuring the success of this effort.

7. Approval of the Agenda

→ Councilmember Robertson 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 Chelminiak moved to approve the Consent Calendar, and Councilmember Stokes 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 March 10, 2014 Extended Study Session  
Minutes of March 17, 2014 Study Session  
Minutes of March 17, 2014 Regular Session
- (b) Resolution No. 8720 authorizing approval of payment in the amount of \$35,606.71 for a Release of All Claims in final settlement of a claim against the City for property damage to the Frederick and Elizabeth Reininger residence caused when a 6-inch water main broke in the street in front of and above their property.
- (c) Ordinance No. 6158 determining the public advantage in vacating a portion of 139th Avenue SE (entrance to Forest Ridge School of the Sacred Heart) in the City and vacating the same subject to certain conditions.
- (d) Resolution No. 8721 authorizing execution of a professional services agreement with Anchor QEA, LLC, in an amount not to exceed \$1,598,000, for landscape architectural, architectural, engineering and site design services to complete the first phase of Meydenbauer Bay Park.
- (e) Resolution No. 8722 authorizing execution of an Interlocal Agreement between Bellevue and the cities and organizations of Kent, Kirkland, Mountlake Terrace, Port of Seattle, Renton, SeaTac, Tacoma, Tukwila, Woodinville, Seattle Parks and Recreation, University of Washington, USDA Wildlife Services, and the US Fish and Wildlife Service, in the amount of \$2,230, for waterfowl management.

(f) Park Project Grant Requests

Resolution Nos. 8723, 8724, 8725, and 8726 authorizing the submittal of grant applications requesting a total of up to \$2,000,000 from the State of Washington's Recreation and Conservance Office (RCO) to assist with the cost of developing the Downtown Park Inspiration Playground and Meydenbauer Bay Park Phase 1.

(g) Motion to award Bid No. 14034 to Global Contractors LLC, as the lowest responsible bidder, for replacing a portion of the walkway at the Crossroads Park Water Spray Play Area.

(h) Resolution No. 8727 authorizing execution of a professional services agreement with PACE Engineers, Inc., in an amount not to exceed \$54,556, for engineering services for the Factoria Reservoir Coating Repairs and Overflow Modifications project.

(i) Resolution No. 8728 authorizing execution of a professional services agreement with Site Development Associates, LLC (SDA), in an amount not to exceed \$150,000, for engineering services for the Commercial Water Meter Replacement 2014 - Phase 2 Design project (CIP Plan No. W-98).

9. Public Hearings: None.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions: None.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

Deputy Mayor Wallace declared the meeting adjourned at 8:47 p.m.

Myrna L. Basich, MMC  
City Clerk

/kaw