

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

October 1, 2012
8:00 p.m.

Council Chamber
Bellevue, Washington

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

ABSENT: None.

1. Call to Order

The meeting was called to order at 8:12 p.m., with Mayor Lee presiding.

2. Roll Call, Flag Salute

Upon roll call, all Councilmembers were present. Councilmember Balducci led the flag salute.

3. Communications: Written and Oral

- (a) Steve Kasner, speaking as an individual and longtime friend of Eastgate Park, recalled his past support of that park and development of the South Bellevue Community Center. He noted Cheryl Kuhn's recent retirement and praised her work over the years, including her involvement with annexations. Mr. Kasner thanked the City Manager and staff for continuing to work so hard on the ongoing development of our City in a Park.
- (b) Sam Bellomio suggested turning up the volume on public meetings, which he said are difficult to hear when listened to online. He said he is still requesting the cost of the four-year investigation involving Mr. Zimmerman. He asked the Mayor to look into how much that investigation cost. Mr. Bellomio reiterated his ongoing opposition to red light cameras and to fining people for minor mistakes. He expressed concern that 40 percent of the revenue goes to the camera vendor and another portion goes to King County. He said the use of red light cameras has not affected the number of traffic accidents.
- (c) Alex Zimmerman reiterated his ongoing request for the cost of a Police investigation. He estimates the cost at \$50,000. He referred to past class action lawsuits he has initiated and to 27 traffic tickets he has received in Bellevue. He said he has complained to the Police Department and the City's prosecutor about the Police Department's actions. He said he will continue to come to Council meetings.

- (d) Christie Hammond said she is a former member of the Surrey Downs East Link Committee and the Surrey Downs Community Club Board of Directors. She was involved in the Light Rail Best Practices effort in 2008, which resulted in the addition of new transportation policies to the Comprehensive Plan. The goal of the report was to study best practices to guide the development of light rail in Bellevue. She noted guiding principles related to the project's consistency with community character and to public involvement in the light rail planning process. She submitted her comments in writing and asked the Council to consider the guidelines she has highlighted in her letter.
 - (e) Betsy Blackstock, a Surrey Downs resident, recalled the extensive work of the Light Rail Best Practices Committee. She shared her concerns about the cost of the light rail project, neighborhood and environmental impacts, and the effectiveness of mitigation. She urged Councilmembers to make sure that their questions are addressed by City staff and/or Sound Transit. Ms. Blackstock said the issue of getting light rail across the I-90 bridge must be resolved before turning any dirt in Bellevue. She submitted her comments in writing and thanked everyone on the Council for their hard work.
 - (f) Wendy Jones, representing the Enatai Neighborhood Association Board, reported on a Sound Transit meeting with residents. She said there are some differences in what was presented to the group versus what was discussed tonight during the earlier Study Session tonight. She expressed concern about the negative impacts of light rail, including its proximity to homes. Ms. Jones urged the Council to carefully consider all of the details of the cost saving measures before supporting them.
4. Reports of Community Council, Boards and Commissions: None.
 5. Report of the City Manager: None.
 6. Council Business and New Initiatives

Councilmember Chelminiak reported that he attended meetings of the Bellevue Convention Center Authority (BCCA) Board, Trade Development Alliance Board, and the State Building Code Council. He attended an event sponsored by the Trust for Public Lands.

Mr. Chelminiak said he attended a meeting of the Economic Alliance of Snohomish County, which discussed the Growing Transit Communities Partnership. A subcommittee of that group is looking at value capture financing. Mr. Chelminiak said this mechanism could be of benefit for providing housing in the Bel-Red corridor and other areas.

Responding to Mayor Lee, Mr. Chelminiak said that Visit Bellevue Washington is redesigning its web site and expanding its events calendar. He noted that the group is requesting funding assistance from the City for its next budget.

Councilmember Davidson attended meetings of the Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC), Cascade Water Alliance, and the Puget Sound Salmon

Recovery Council. He attended the Bellevue Youth Theatre's fundraising event and the kickoff of the Rotary's Downtown Park project.

Deputy Mayor Robertson attended meetings of the Planning Commission, which is working to finalize the Shoreline Management Program Update by November, and the Puget Sound Regional Council (PSRC) Growth Management Policy Board. With Councilmembers Stokes and Wallace, she attended meetings related to the East Link Memorandum of Understanding (MOU). Ms. Robertson said that she and Mayor Lee toured Lake Sammamish with the Washington Sensible Shorelines Association.

Deputy Mayor Robertson noted comments during oral communications earlier in the meeting about the Light Rail Best Practices Committee and study. She believes it is important to keep the guiding principles of that work in mind as the Council is reviewing the cost savings options. She said it is also important that staff continue to look at those best practices as they work through the Land Use Code changes related to light rail. Ms. Robertson recalled that the Committee discussed having a robust citizen involvement effort related to station design, which she believes is important as well.

Councilmember Balducci attended the Large Jail Network Conference. She attended meetings of the Sound Transit Board and the PSRC Transportation Policy Board. She suggested that the Council update its State Legislative Policy Statement and Agenda soon.

Councilmember Stokes reported that he represented the City at a Hopelink event and at a Leadership Eastside annual event. He had lunch with residents of Pacific Regent retirement community in Downtown Bellevue near Ashwood Park. Mr. Stokes traveled with the Bellevue Downtown Association to Denver to tour public facilities and to learn about Denver's redevelopment and growth.

Councilmember Wallace said that he and Mayor Lee attended the Transit Master Planning joint meeting of Bellevue's Boards and Commissions. He commended Transportation Department staff for doing a great job in organizing that forum. He noted that he attended the East Link MOU Leadership Group meeting.

Mayor Lee attended the Bellevue Youth Theatre fashion show and fundraiser and the kickoff event for the Rotary project in Downtown Park. He participated in the State Auditor's exit interview with City staff and attended the Naturalization Ceremony held in Bellevue City Hall. He attended the Kin On Auction Gala [Kin On is an organization that supports the Asian elderly community of the greater Seattle area] and the Assistance League's back-to-school clothing event at Fred Meyer in Bellevue.

7. Approval of the Agenda

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

→ The motion to approve the agenda carried by a vote of 7-0.

8. Consent Calendar

→ Deputy Mayor Robertson moved to approve the Consent Calendar, and Councilmember Chelminiak seconded the motion.

→ The motion to approve the Consent Calendar carried by a vote of 7-0, and the following items were approved:

- (a) Minutes of July 30, 2012 Council Budget Workshop
Minutes of September 4, 2012 Study Session
Minutes of September 4, 2012 Regular Session

- (b) On-Call Graffiti Removal Services

Resolution No. 8453 authorizing execution of a four-year General Services Agreement with Graffiti Busters, for on-call Graffiti Removal Services; and,

Resolution No. 8454 authorizing execution of a four-year General Services Agreement with CleanScapes Inc., for on-call Graffiti Removal Services.

- (c) Resolution No. 8455 authorizing execution of a three-year professional services contract with Public Safety Testing, Inc., in an amount not to exceed \$69,000, to perform entry-level firefighter recruit testing.
- (d) Resolution No. 8456 authorizing the City Manager or his designee to take all actions necessary to wind down operations of Fire District 14, which was annexed in its entirety as a result of recent South Bellevue Annexations.
- (e) Resolution No. 8457 authorizing execution of an amendment to the Professional Services Agreement with Graham & Dunn, PC, to increase the total contract amount from \$565,000 to \$635,000, for legal services in the lawsuit of Weinsteins & Newport Yacht Club v. City of Bellevue, USDC No. C09-0589-MJP/Ninth Circuit Court of Appeals No. 12-35388.

9. Public Hearings: None.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions

- (a) Ordinance No. 6076 amending Chapter 14.30, Section 14.30.185 of the Bellevue City Code to address the relocation of facilities for City or other public projects in the right-of-way.

City Manager Steve Sarkozy noted that Ordinance No. 6076 addresses the relocation of facilities for City or other public projects in the right-of-way. He recalled that the Council was previously briefed on this item. This proposed amendment to the City Code ensures that public agencies and taxpayers do not bear the cost of relocating private facilities when they are in the public right-of-way (ROW). Mr. Sarkozy recalled that the Council had expressed concerns about potential impacts to Puget Sound Energy. City staff met with PSE staff to resolve their questions and made some revisions to the ordinance.

Transportation Director Dave Berg commented on the meeting with PSE. He said staff clarified that the ordinance amends the ROW Use Code but not the Franchise Code.

→ Deputy Mayor Robertson moved to adopt Ordinance No. 6076, and Councilmember Stokes seconded the motion.

Mr. Berg responded to questions of clarification.

Responding to Councilmember Chelminiak, Mr. Berg confirmed that the provisions will lower the costs of public projects.

→ The motion to adopt Ordinance No. 6076 carried by a vote of 7-0.

Mayor Lee reiterated Councilmember Balducci's suggestion that the Council update its legislative agendas and policy statements. Mr. Sarkozy indicated that staff would schedule that topic for October 22. Ms. Balducci asked staff to provide the previous statements.

Councilmember Stokes thanked staff for all they do to coordinate Council calendars and business.

12. Unfinished Business

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

At 9:21 p.m., Mayor Lee declared the meeting adjourned.

Myrna L. Basich, MMC
City Clerk

/kaw