



DATE: October 28, 2025

TO: Mayor Robinson and City Councilmembers

FROM: Trisna Tanus, City Attorney, 452-2970
City Attorney's Office

Charmaine Arredondo, City Clerk, 452-6466
City Clerk's Office

SUBJECT: Consideration of Appeal of Notice of Exclusion Issued by the Planning Commission Chair Negin Khanloo to Avrum (Alex) Tsimerman

On October 22, 2025, the Planning Commission Chair Negin Khanloo issued a Notice of Exclusion to Avrum (Alex) Tsimerman. The exclusion order barred Mr. Tsimerman from attending Planning Commission meetings for a period of 60 days, or until December 21, 2025. Chair Khanloo based the exclusion order on repeated violations of public participation rules in Bellevue City Code (BCC) chapter 3.64 over the past two years.

Under BCC 3.64.030.F.6 and Planning Commission bylaws, Chair Khanloo, the presiding officer, had authority to issue a notice of exclusion. In issuing the exclusion order, Chair Khanloo would have needed to consider these factors:

- The seriousness and number of disruptions or violations;
- Their impact on the orderly conduct of commission meetings;
- Whether the conduct threatens public safety; and
- The person's record of conduct at meetings.

Any person excluded from participation or attendance at future Planning Commission meetings could appeal the exclusion by submitting a written appeal stating the basis for the appeal to the City Clerk within six business days after the posting of the notice of the exclusion on the door of Room 1E-113.

As Mr. Tsimerman submitted a timely appeal of the notice of exclusion, Council will be considering Mr. Tsimerman's appeal by reviewing the notice of exclusion, including the reasons Chair Khanloo provided in issuing the exclusion order, and the written appeal, which was supposed to contain the basis for the appeal. The City Clerk has provided a copy of both the notice of exclusion and the appeal to Council. Council should not solicit any testimony or other information. After Council's review, Council will decide to either:

1. Deny the appeal (this would uphold the notice of exclusion); or
2. Grant the appeal (this would overturn the notice of exclusion)