

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

June 6, 2016
8:00 p.m.

Council Chamber
Bellevue, Washington

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

ABSENT: Councilmember Robinson

1. Call to Order

The meeting was called to order at 8:10 p.m., with Mayor Stokes presiding.

2. Roll Call, Flag Salute

All Councilmembers except Councilmember Robinson were present. Deputy Mayor Chelminiak led the flag salute.

(a) World Elder Abuse Awareness Day Proclamation

Mayor Stokes read a proclamation declaring June 15, 2016, as World Elder Abuse Awareness Day in Bellevue.

Julie Gray, representing the Bellevue Network on Aging, accepted the proclamation. She noted that she is a social worker, educator, and member of the King County Elder Abuse Council. She thanked the Council for the proclamation. She said that most elder abuse is committed by family members or other trusted individuals. She said elder abuse is one of the most overlooked public health problems in the United States. She encouraged everyone to be vigilant to protect vulnerable adults and to call the State Protective Services' hotline at 1-866-363-HARM (4276) if abuse is suspected. Police also recommend calling 911 to request that they perform a "welfare check."

(b) Bellevue Youth Theatre Award Presentation

Mayor Stokes said the Bellevue Youth Theatre recently received the Grand Award for Excellence in Concrete by the Washington Aggregates and Concrete Association (WACA). The Theatre also received awards in the Cast-in-Place Structures category and the Special Applications-Technical Merit category.

Bruce Chattin, WACA's Chapter Director, presented the awards to the Council and said that 43 projects were entered in 13 award categories related to the usage of concrete. The Bellevue Youth Theatre won awards in two categories as well as the Grand Award for Excellence in Concrete.

Bob Becker, Becker Architects, thanked the City and others who supported the project. He said the architects also won a national award for precast concrete for the Bellevue Youth Theatre project, which he presented to the Council.

Mayor Stokes thanked them for the awards and encouraged the public to visit the theatre.

3. Approval of Agenda

- Councilmember Robertson moved to approve the agenda, and Councilmember Slatter seconded the motion.
- The motion to approve the agenda carried by a vote of 6-0.

4. Communications: Written and Oral

- (a) Keri Pravitz, Community Projects Manager, Puget Sound Energy, said PSE developed two optional bypass routes for the Energize Eastside project in order to avoid the jurisdiction of the East Bellevue Community Council. PSE believes this approach presents less permitting risk to the project in the event that the EBCC rejects any permanent application within its jurisdiction. She noted that the EBCC took action last year to block a separate electric reliability project. She said PSE would prefer to build the Energize Eastside project in the existing utility corridor. However, that corridor lies within the EBCC's jurisdiction. Ms. Pravitz said PSE identified the alternatives last week because it is important for the routes to be studied as part of the environmental impact statement (EIS) review. She described the bypass routes and said PSE looks forward to working with the City Council, EBCC, and residents. Ms. Pravitz left copies of a handout depicting PSE's preferred Willow 2 route and the two optional bypass routes.
- (b) Alex Zimmerman said he won a class action lawsuit in the past regarding the treatment of elderly and disabled individuals. He encouraged the public to stand up for America.
- (c) Dan Renn, a Wilburton resident, urged the Council to ensure that the Energize Eastside project remains in PSE's existing right-of-way. He expressed concerns regarding the two bypass options, which travel over the Wilburton Commercial District, future Grand Connection project, and future trail along the Burlington Northern rail corridor. The proposed routes are also adjacent to the new Spring District development. Mr. Renn submitted his comments in writing.
- (d) Joy Cafferty, representing Waterford Place Homeowners Association, spoke opposed to PSE's proposed bypass routes for the Energize Eastside project. She expressed concerns

about placing high voltage lines along the selected routes and about the negative impact on property values. Ms. Cafferty urged the Council to support placing the Energize Eastside project in the current utility corridor.

- (e) Karen Morris said residents have been working with City staff regarding concerns that the City is processing a permit application for a tent city, which will be the sixth one located in her neighborhood. The permit application was received by the City on May 16 for a stay starting potentially today. Ms. Morris said SHARE did not give advance notice before moving into a location elsewhere over the weekend without permission. Ms. Morris said neighbors have been working to improve the permit conditions with regard to safety and security issues for both tent city occupants and surrounding residents. She said there are discrepancies between what City staff has told residents and what Councilmembers have stated in the past about what is allowed under the consent decree. Ms. Morris asked the Council to help residents in this matter. She said SHARE recently closed its indoor shelters funded by the City of Seattle. SHARE relocated its homeless clients to a camp at the county administration building plaza to demand additional County funding. Ms. Morris said there have been news articles about questionable financial practices by SHARE. She said residents care about assisting the homeless and want a safe environment for everyone.
- (f) Michael Fuller expressed concerns regarding the poor treatment of veterans and the abuse of African-Americans by judges.
- (g) Steve Kasner said he was speaking as an individual regarding PSE's proposed bypass routes for the Energize Eastside project. He noted the East Bellevue Community Council meeting scheduled for June 7. He said he recently met with PSE staff to learn about the project. He said he and the other EBCC members have not discussed the project. Mr. Kasner expressed concern that PSE introduced the bypass routes on the last day of the Energize Eastside project comment period.

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

6. Report of the City Manager

- (a) Initial Report of the ULI National Technical Advisory Panel (TAP) on the Wilburton District

City Manager Brad Miyake said the Urban Land Institute (ULI) Technical Advisory Panel recently completed its review of the Wilburton District and the Grand Connection project.

Dan Stroh, Planning Director, recalled the Grand Connection design charrette co-sponsored by the Bellevue Arts Museum in April. The ULI report will not be published for a couple of months. However, staff wanted to provide an update on the preliminary findings.

Bradley Calvert, Community Development Program Manager, said the ULI Technical Advisory Panel was composed of seven experts (i.e., transportation, urban design, economics) from around

the country. The panel's visit included an open house reception for stakeholders and the panel's interviews of certain City staff, Councilmembers, property owners, residents, and other interested parties (i.e., Sound Transit, King County).

Mr. Calvert said the ULI panel was asked to assist in developing a vision for growth and innovation in the Wilburton Study Area, to provide advice about how to best leverage transportation investments and assets, and to provide examples of similar development in other communities.

The panel's economic analysis resulted in a recommended 20-year redevelopment plan for the study area accommodating 9,500 residents and 25,700 employees. The panel recommended dividing the Wilburton Study Area into four districts: 1) health and wellness (i.e., medical offices, hospitals, senior care facilities, workforce housing for medical employees, and potentially a nursing college in the area), 2) technology and innovation, 3) SoFo (South of 4th Street), and 4) T2 (transit- and trail-oriented development).

Mr. Calvert described the T2 district in the center of the study area, which includes a central open space (Grand Connection and Eastside Rail Corridor), mid-rise mixed use development, education and recreation facilities, creative office space, and entertainment. The plan recommends relocating the school bus parking currently on 120th Avenue NE and providing a connection to Bellevue Botanical Garden.

The panel recommends the implementation of a number of actions to carry out the plan including: 1) adding staff positions to support the effort, 2) requiring a certain percentage of workforce housing, 3) reducing permit processing times, 4) adopting a hybrid form-based Code, 5) adopting a Complete Streets policy, 6) providing green space, and 7) implementing a gradual upzoning to prevent overbuilding and fragmented development. The plan further recommends establishing strong partnerships between academia, industry, and government (especially in the health and wellness district); simplifying Land Use Codes; and enabling street-based businesses (e.g., artists' kiosks, food trucks).

Mr. Calvert said the preliminary report is available on the City's website, and the final report will be completed within 60-90 days. The report will help inform the Grand Connection visioning process, the selection of an urban design/land use/transportation consultant, and future public engagement opportunities and advisory committees.

Mr. Stroh invited Council feedback and questions on the findings to date.

Councilmember Robertson noted that Bellevue College has a nursing program. Mr. Calvert confirmed that the intention is a partnership with Bellevue College.

Councilmember Slatter noted that Bellevue sees itself as a global city and questioned whether there was any global input into the ULI Panel's work. Mr. Calvert said he would have to go back and review the materials from the ULI's visit. However, he believed that most of the work was focused on a national scale, including urban planning in other U.S. cities.

Ms. Slatter said she thinks a global perspective would be worthwhile, especially given the technology focus in this area and the competition with global entities.

Councilmember Slatter questioned the challenges anticipated with this type of plan. She observed there are implications for the current population related to growth and transportation needs, as well as other factors. Mr. Calvert said the recommendations do acknowledge challenges associated with land values, property acquisitions, and the street scale. He said there is an interest in determining how the area can serve as a transition between the urban Downtown and the single-family Wilburton neighborhood.

Councilmember Lee commended the process to date and the ULI Panel's expertise. He observed that the findings provide a good technical analysis and plan based on discussions by the City to date. He envisions centering technology companies more in the BelRed corridor. He believes the redevelopment can be unique and create a desirable, livable area. He thanked staff for their work.

Deputy Mayor Chelminiak said the ULI Panel's work is a beginning in the process of shaping the area's potential. He said the concept of the Grand Connection has received a great deal of interest in the community, perhaps beyond the City's initial expectations. He observed that the panel's findings build on the current uses in the area while looking to the future. He is interested in attracting senior housing in proximity to the health and wellness area and in retaining auto dealerships in the Wilburton area or elsewhere in Bellevue. Mr. Chelminiak said he likes the idea of phasing the redevelopment.

Councilmember Wallace expressed support for the work to date.

Mayor Stokes said he is pleased with the high interest in the Grand Connection. He expressed support for this early process and said he looks forward to seeing the full ULI Panel report.

7. Council Business and New Initiatives

Deputy Mayor Chelminiak recalled Karen Morris' comments earlier in the meeting regarding the tent city application. He said that some of the requested items are addressed in the City's ordinance or consent decree, and it is likely they cannot be changed. He said one recent change in the community has been restoring the Police bike patrols. He said residents have requested discontinuing the neighborhood litter patrols provided by tent city occupants.

Mr. Chelminiak asked the City Manager to report back regarding residents' concerns and the application. He noted that Bellevue Police took responsibility for conducting warrant checks with a previous tent city, which is one item requested by Ms. Morris. Mr. Chelminiak said he would like to consider implementing those checks again.

Responding to Councilmember Slatter, Mr. Chelminiak said there has not been any mediation between residents and the City. He acknowledged that most of the tent cities have been in Ms. Morris' neighborhood.

Responding to Councilmember Slatter, the City Manager said he did not have a current status report on the issue.

Moving to a different topic, Ms. Slatter questioned whether there will be an extended comment period in response to Puget Sound Energy's addition of two bypass route options for the Energize Eastside project.

City Manager Miyake said concerns have been raised by the Coalition of Eastside Neighborhoods for Sensible Energy (CENSE), and City staff is reviewing whether an extended comment period is warranted. Mayor Stokes said Councilmembers have voiced concern as well.

Deputy Mayor Chelminiak stated, for the public, that the Council has asked staff and legal counsel to review the need for an additional comment period. He noted that the addition of two new project options late in the comment period was an unusual event.

Councilmember Wallace suggested it would be helpful if the City's Neighborhood Outreach and/or other staff could work with PSE and the East Bellevue Community Council to attempt to facilitate a more collaborative approach. He noted that adding a new route increases costs for ratepayers and raises concerns for residents regarding a potential route that might ultimately not be implemented. He observed that more effective communication would be beneficial.

Councilmember Slatter concurred. She said the route was added to avoid potential delays, and she believes that a more collaborative approach to communication is warranted.

Councilmember Lee said the mayor of Bellevue's sister city of Hualien, Taiwan passed away. He suggested sending a letter offering condolences to the mayor's wife.

8. Consent Calendar

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

→ The motion to approve the Consent Calendar carried by a vote of 6-0, and the following items were approved:

- (a) Council Meeting Minutes
Minutes of May 9, 2016 Extended Study Session
Minutes of May 16, 2016 Study Session
Minutes of May 16, 2016 Regular Session
- (b) Resolution No. 9104 authorizing the City Manager or his designee to adopt, on behalf of the City, the City of Bellevue 2016 Water System Plan.
- (c) Resolution No. 9105 authorizing execution of a Cooperative Fire Protection Agreement between U.S. Department of Agriculture, Fire Service, Mt. Baker-Snoqualmie National Forest and the City of Bellevue to allow joint participation

in incident management teams, cooperation in the suppression of wildland fires, and to provide assistance or conduct operations during Presidential/Stafford Act declared disasters and emergencies.

- (d) Resolution No. 9106 authorizing execution of an amended Agreement and related documents between the City of Bellevue and Hopelink to allow a change in rent schedule and tenure for the homeless households served at Hopelink Place.
- (e) Motion to award Invitation to Quote (ITQ) No.16037 for the Guardrail Maintenance and Repair Contract to Petersen Brothers Inc. in the amount of \$125,569.20 for a three year term.
- (f) Motion to award Bid No. 16017, 108th Avenue NE and NE 4th Street Intersection Improvements (CIP Plan Nos. PW-R-176, Downtown Transportation Plan Implementation) to Kamins Construction, as the lowest responsible and responsive bidder, in the amount of \$516,047.97.

9. Public Hearings

- (a) Initial Public Hearing on the 2017-2018 Budget and 2017-2023 Capital Investment Program (CIP) Plan

Toni Rezab, Acting Finance Director, said this is the first public hearing for the 2017-2018 Operating Budget and the 2017-2023 Capital Investment Program (CIP) Plan. She said the Council held its first budget workshop in March. Staff anticipates addressing the long-range financial plan with the Council in late July and resuming the budget process in the fall. The City Manager's preliminary budget will be provided to the Council in October.

Ms. Rezab said budget information is provided on the City's website, including guidance regarding ongoing public engagement opportunities.

- Deputy Mayor Chelminiak moved to open the public hearing, and Councilmember Wallace seconded the motion.
- The motion carried by a vote of 6-0.

The following individuals came forward to speak:

- 1. Alexa Volwiler, Board member of the Cascade Bicycle Club, expressed support for expanded bike infrastructure and facilities in Bellevue.
- 2. Blake Trask, speaking on behalf of the Cascade Bicycle Club, expressed support for increasing investments in Bellevue's bike network beyond the Transportation Commission's recommended plan.

3. Marc Berejka, Director of REI's government affairs program, noted that REI has a letter of intent to relocate its campus to the Spring District in Bellevue. The company looks forward to creating a sustainable, visionary campus and to contributing to a livable, transit- and bike-friendly environment with a healthy natural environment.
 4. Pamela Johnson, representing the Bridle Trails Community Club, expressed support for the funding request by the Parks and Community Services Board. She requested the continued completion of projects in the 2008 parks levy package and the creation of a coordinated plan for preserving the tree canopy. She said both the built and natural environments are important for healthy development. She encouraged the City to join King County's One Million Trees campaign.
 5. Steve Kasner expressed strong support for the City's system of parks and open space and connections throughout the community. He asked the City to remove from the Transportation Facilities Plan (TFP) the SE 16th Street (148th Avenue to 156th Avenue) transportation project that would provide bike facilities. He noted that every other east-west road in East Bellevue has bike facilities. He said Microsoft traffic causes congestion in East Bellevue, and residents are interested in projects to improve traffic throughput at NE 8th Street and 148th Avenue. He said signal lights at 148th Avenue and Main Street will be replaced this year.
 6. Patrick Bannon, President of the Bellevue Downtown Association (BDA), expressed appreciation for the business survey and the outreach conducted by the City as an early element of the budget process. He said transportation and mobility projects continue to be a high priority for the business community. He expressed support for the work over the past year by the City's Economic Development Office.
- Deputy Mayor Chelminiak moved to close the public hearing, and Councilmember Robertson seconded the motion.
- The motion carried by a vote of 6-0.
10. Land Use: None.
 11. Other Ordinances, Resolutions and Motions
 - (a) Ordinance No. 6291 amending the Bellevue City Code to adopt certain State Building Code updates and local amendments thereto; amending Chapter 23.05 relating to construction code administration; repealing Chapter 23.10 in its entirety and replacing it with a new Chapter 23.10 reflecting amendments to state building codes; repealing Chapter 23.12 in its entirety and replacing it with a new Chapter 23.12 reflecting amendments to state residential codes; amending Chapter 23.16 to reflect amendments to swimming pool enclosures; repealing Chapter 23.50 in its entirety and replacing it with a new Chapter 23.50 reflecting amendments to state mechanical and related codes; repealing Chapter 23.60 in its

entirety and replacing it with a new Chapter 23.60 reflecting amendments to state plumbing and related codes, and establishing an effective date.

- (b) Ordinance No. 6292 repealing Chapter 23.11 of the Bellevue City Code and adopting a new Chapter 23.11 to adopt the 2015 International Fire Code with amendments; and establishing an effective date.

City Manager Miyake introduced discussion of Ordinance No. 6291 amending the Bellevue City Code with regard to State Building Code updates and Ordinance No. 6292 adopting the 2015 International Fire Code amendments.

Gregg Schrader, Building Official, said staff is requesting Council action on two ordinances related to building and fire codes. He said the agenda memo in the meeting packet addresses questions previously raised by the Council. He confirmed that the Energy Code is specifically designed for the two climate zones west and east of the Cascade Mountains.

With regard to the impact of measures to further reduce energy consumption, Mr. Schrader said staff has determined that there are not ways to save more energy without increasing construction costs. He said the development community has expressed concern about the Energy Code as it becomes more restrictive. While the City is allowed to make its Code more restrictive, staff does not recommend that action at this time.

Mr. Schrader recalled a question about the use of universal design standards. He said the agenda memo references a number of handbooks that are commonly used by architects to address those standards. The City has the authority to work with the public and architects to allow the incorporation of universal design standards in houses to anticipate aging in place opportunities.

Ken Carlson, Fire Marshal, recalled a request from the Council that staff conduct outreach to customers regarding a new State requirement for fire alarm design and installation requirements. Staff has begun that work and intends to also conduct outreach regarding plans to implement a confidence testing program on January 1, 2017.

Mayor Stokes thanked staff for the report.

- Deputy Mayor Chelminiak moved to adopt Ordinance No. 6291, and Councilmember Robertson seconded the motion.
- The motion carried by a vote of 6-0.
- Deputy Mayor Chelminiak moved to adopt Ordinance No. 6292, and Councilmember Lee seconded the motion.
- The motion carried by a vote of 6-0.

12. Unfinished Business: None.

13. Continued Oral Communications: None.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

At 9:40 p.m., Mayor Stokes declared the meeting adjourned.

Kyle Stannert
City Clerk

/kaw