

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

September 5, 2017
8:00 p.m.

Council Chamber
Bellevue, Washington

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

ABSENT: Councilmember Wallace

1. Call to Order

The meeting was called to order at 8:08 p.m., with Mayor Stokes presiding.

2. Roll Call, Flag Salute

All Councilmembers except Councilmember Wallace were present. Councilmember Simas led the flag salute.

Mayor Stokes acknowledged that there have been a few disturbing national events, including the rallies and violence in Charlottesville, Virginia. He said Bellevue stands together and with everyone across the country in protecting our communities. Mr. Stokes reaffirmed that Bellevue welcomes the world and diversity is our strength. He expressed concern and empathy for the many people and businesses impacted by Hurricane Harvey. Mayor Stokes said Bellevue is a caring community and he knows there are people who have reached out and are helping.

(a) National Recovery Month Proclamation

Mayor Stokes read the proclamation recognizing September as National Recovery Month in Bellevue and encouraging awareness of the need for services and support for those suffering from mental illness and substance abuse.

(b) National Drive Electric Week

Mayor Stokes said the City will host a National Drive Electric Week event on September 11, 4:00-7:00 p.m., at the Downtown Park to learn more about electric vehicle technology. He welcomed a representative from the Bellevue Square Tesla dealership; Jeff Finn, Treasurer of Plug in America; and the City's Transportation Technology Partnership Manager Steve Marshall to accept the proclamation.

Mayor Stokes read the proclamation recognizing September 9-17, 2017, as National Drive Electric Week in Bellevue. The meeting paused briefly for the Council to pose for photos with the meeting guests.

(c) Proclamation of Flavors of India Day

Mayor Stokes noted that he and Councilmembers Lee and Robinson attended the Northwest Ukrainian International Festival in August, and the Flavors of India annual event was held over the past weekend at Crossroads Park.

Mayor Stokes read the proclamation recognizing September 3, 2017, as Flavors of India Day in Bellevue. He encouraged everyone to attend next year's festival.

3. Approval of Agenda

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

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

4. Communications: Written and Oral

(a) Don Marsh, President of the Coalition of Eastside Neighborhoods for Sensible Energy (CENSE), described how batteries could serve as an attractive alternative to Puget Sound Energy's Energize Eastside project. He said the use of battery infrastructure would avoid the removal of trees as well as the risk of locating the electrical lines along the same corridor as the oil pipeline. He said the 3 R's of battery technology are reliability, renewables, and reduced costs. He quoted a report regarding the use of giant batteries as part of the electrical grid in the northeast United States. He noted that he emailed the link to the full article to the Council. Mr. Marsh asked the City to explore the potential for using batteries and to work with the state legislature to amend laws that make a transmission line more profitable for PSE than batteries.

(b) Jack McCullough, McCullough Hill Leary, spoke on behalf of several downtown property owners and developers regarding the concept of increasing the required separation of towers within a project from 20 feet to 30 feet. He noted that the Planning Commission recommended a 20-foot separation. He said the idea of increasing that setback emerged in February 2017, after years of work on the Downtown Livability Initiative. He said the increased separation would substantially impede the ability to develop in the Downtown. It would also penalize the smaller, mid-block sites for the benefit of adjoining parcels that might not develop for decades. He noted his letter to the Council about the affordable housing component of the Downtown Livability Land Use Code amendments, which is provided in the Council's desk packet. He encouraged the fee in lieu option for affordable housing that is in place in the BelRed corridor.

- (c) John Sambrook expressed concerns regarding female and male genital mutilation. He opined that the latter is hidden behind the term circumcision. He asked the Council and the public to educate themselves about the issue and he referred to a YouTube video, *An Elephant in the Hospital*, as well as a film called *American Circumcision*.
 - (d) Katrina Couch expressed concerns regarding parking in Old Bellevue. She noted the lack of available parking due to the addition of the bike lane on NE 2nd Street. She said allowing cars with placards indicating disabilities to park without a time restriction provides a challenge for businesses because potential customers are not able to park. She described a situation involving an individual with multiple placards on four vehicles parked on the street. She said it is an infraction of the American Disabilities Act (ADA) if a person is using a placard while not transporting the person who has been issued the parking privilege. Ms. Couch asked the City to impose a time restriction on parking, as allowed by law. She said a local jurisdiction may impose, by ordinance, time restrictions of no less than four hours on the use of a non-reserved, on-street parking space by vehicles displaying the special parking placards or license plates. She called the Police regarding several vehicles that have been parked on the street and have not been moved for some time. She was told the Police cannot write a ticket if there is a placard in the window.
 - (e) Sam Roberson, representing Tent City 4, thanked Councilmember Lee for visiting them last year and for attending a recent meeting. Mr. Roberson encouraged the Council to consider changing Ordinance No. 5615, which regulates temporary homeless encampments. He said Tent City 4 has always abided by the rules of permits in Bellevue. He asked the Council to consider amending policies regarding the length of stay, the required time interval between locating tent cities in Bellevue, and the number of shower heads and portable toilets.
5. Reports of Community Council, Boards and Commissions: None.
6. Report of the City Manager
- (a) Creative Edge Project Update

City Manager Brad Miyake introduced discussion regarding the Creative Edge project, which is a collaboration of staff in the economic development and arts programs.

Joshua Heim, Arts Manager, said the Creative Edge project will identify how the arts, culture, and creative sectors (i.e., creative economy) contribute to Bellevue's community and to the broader economy. The project is a partnership of the arts program and the Office of Economic Development. It supports the Economic Development Plan adopted by the Council in 2014 by strengthening and diversifying Bellevue's economic base.

Mr. Heim said the two foundational strategies of the Creative Edge project are to: 1) support the development and attraction of world-class talent, and 2) continue to make Bellevue a great place to live and visit by cultivating community spaces, events, and festivals that add vibrancy to the

community. The project supports the Cultural Compass plan adopted by the Council in 2004 by furthering two key strategies: 1) strengthening the arts and culture organizations and artists, and 2) employing Bellevue's arts and cultural assets to advance economic development priorities.

Mr. Heim noted the significance of the creative economy in Bellevue. He commented on the importance of strategically coordinating investments in both the arts and economic development. The Creative Edge project's research and economic analysis phases have been completed, and the results suggest that the creative economy is important and vital to Bellevue's future.

Mr. Heim said the creative economy is defined as that part of the larger economy that applies ideas and processes to generate goods, services, and innovations that provide both economic and aesthetic value. It includes the work of independent artists, museums, gaming companies, and other technology innovators. Mr. Heim said research indicates that the creative economy is growing at rates that are double that of other industries in the Puget Sound region. He said Bellevue ranks at the top of national creative economy indices including talent, tolerance, and technology.

Mr. Heim said the second phase of the project will develop a creative economy strategy. A presentation to the Arts Commission on September 12 will present an updated vision and address the City's strategic role. A technical advisory group has been established to discuss the findings and to help the City set strategic goals.

Mr. Heim welcomed the community to a workshop on September 13 to help develop tactics that will carry the City's strategies into the future. He said staff will provide an update during the economic development quarterly report to the Council in October.

Mayor Stokes said he recently spoke with individuals from both Kirkland and Redmond who are aware of the program. He expressed support for the importance of linking economic vitality, arts and culture programs, and quality of life.

Councilmember Lee encouraged staff to engage the multicultural community in the development of the creative economy strategy.

7. Council Business and New Initiatives: None.

8. Consent Calendar

Deputy Mayor Chelminiak highlighted the following items in the Consent Calendar: purchase of fire trucks, scoping for the West Lake Sammamish Parkway Phase 2 project, road resurfacing and ADA improvements on the Lake Hills Connector and Richards Road, engineering analysis for the traffic congestion relief project on 150th Avenue SE (Eastgate area), funding the Commute Trip Reduction (CTR) plan, and the receipt of a \$3 million grant from King County for park land acquisitions.

→ Deputy Mayor Chelminiak moved to approve the Consent Calendar, and Councilmember Robertson 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 Minutes
Minutes of July 24, 2017 Extended Study Session
Minutes of August 7, 2017 Study Session
Minutes of August 7, 2017 Regular Session
- (b) Resolution No. 9299 authorizing execution of a purchase agreement with Owen Equipment for the purchase of one water jetter truck for the Utilities Department, in an amount not to exceed \$302,964, exclusive of all applicable taxes.
- (c) Ordinance No. 6370 authorizing execution of an interlocal agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) for receipt of 2017-2019 state funds in the amount of \$204,946 to support the City's Commute Trip Reduction (CTR) program; 2) amending the 2017-2018 Operating Grants, Donations and Special Reserves Fund to increase the appropriation by \$204,946; and, 3) authorizing execution of an interlocal agreement (and supplements if necessary) with King County Metro (KCM) in an amount up to \$240,079 for CTR services at CTR-affected employer worksites and at Transportation Management Program (TMP)-affected building sites.
- (d) Resolution No. 9300 authorizing execution of a multi-year purchasing agreement with Pierce Manufacturing, Inc. to purchase four fire engines for the Bellevue Fire Department, in an amount not to exceed \$3,012,425, exclusive of applicable taxes.
- (e) Motion to award Bid No. 17001, Richards Road and Lake Hills Connector Resurfacing and ADA Improvements (CIP Plan No. PW-M-1) to Lakeside Industries, Inc. as the lowest responsible and responsive bidder, in the amount of \$2,728,959.50, plus all applicable taxes.
- (f) Resolution No. 9301 authorizing the execution of a Professional Services Agreement with HDR, Inc. in the amount of \$160,587.35, plus all applicable taxes, to identify the location and project limits to construct pedestrian and bicycle improvements on West Lake Sammamish Parkway, Phase 2 (CIP Plan No. PW-R-183).
- (g) Resolution No. 9302 authorizing the execution of a Professional Services Agreement with David Evans and Associates in the amount of \$515,498, plus all applicable taxes, to develop preliminary design for congestion relief improvements on 150th Avenue SE at SE 37th Street and SE Newport Way, as part of the Neighborhood Safety and Connectivity Levy projects (CIP Plan No. PW-R-198).

- (h) Resolution No. 9303 authorizing execution of an amendment to the Professional Services Contract with Solarc Energy Group, LLC, by \$80,950 for a total contract value of \$169,227, plus any applicable taxes, to continue engineering and design services for the Air Handler Units upgrade at City Hall.
 - (i) Resolution No. 9304 determining that a water line easement and a portion of a sanitary sewer easement located at 16231 NE 12th Place, are surplus to the City's needs and are no longer required for providing continued public utility service; and setting a time and place for a hearing to consider the release of these easements.
 - (j) Resolution No. 9305 authorizing execution of an amendment to the Agreement for Professional Services with Pacifica Law Group LLP, outside counsel for the City in the lawsuit of Greensun v. City of Bellevue (KCSC Case No. 14-2-29863-3 SEA), in an amount not to exceed \$500,000 exclusive of any applicable taxes.
 - (k) Resolution No. 9306 authorizing execution of all documents necessary to implement settlement of the City's claim for recovery of costs related to the 120th Avenue NE Stage 2 project (CIP Plan No. PW-R-164) in the City of Bellevue v. Bakker's Fine Dry Cleaning, Inc. (King County Superior Court Cause No. 15-2-15557-1 SEA) matter.
 - (l) Ordinance No. 6371 authorizing execution of an amendment to the Interlocal Agreement with King County (and supplements if necessary) providing the City with \$3,096,500 in King County Conservation Futures Levy proceeds, and 2) amending the 2017-2018 General CIP Fund appropriation by \$3,096,500 from King County Conservation Futures Levy proceeds and 3) Amending the 2017-2018 Capital Investment Program (CIP) Plan to increase the budget for the Parks & Open Space Acquisition (CIP Plan No. P-AD-82) by \$3,096,500.
 - (m) Motion to award Bid No. 17052 for Storm Drain Trenchless Repair (2017) to Michels Corporation, as the lowest responsible and responsive bidder, in the amount of \$1,025,230.00 plus all applicable taxes (CIP Plan No. D-64).
- 9. Public Hearing: 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

At 8:46 p.m., Mayor Stokes declared the meeting adjourned.

Kyle Stannert, CMC
City Clerk

/kaw