

CITY OF BELLEVUE
CITY COUNCIL

Summary Minutes of Regular Session

November 20, 2017
8:00 p.m.

Council Chamber
Bellevue, Washington

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

ABSENT: None.

1. Call to Order

Mayor Stokes called the meeting to order at 8:06 p.m.

2. Roll Call, Flag Salute

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

Mayor Stokes read a commendation honoring Nancy Rising, a former Bellevue City Councilmember who recently passed away. She became the first woman elected to the City Council in 1969 and served two terms, and was the Bellevue Downtown Association's second executive director from 1978 to 1984. Ms. Rising was a community activist and served in leadership positions on a number of regional boards.

3. Approval of Agenda

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

→ The motion carried by a vote of 7-0.

4. Communications: Written and Oral

- (a) Chen Liu, Roy Su, and Brandon Jiang, members of the Cherry Crest Elementary FLL (First Lego League) Robotics Team, shared their concerns about garbage in bodies of water and the need to preserve clean water. The trash in the oceans around the world equals the size of Europe. The youth explained that when fish eat trash, and people eat

the fish, there is a risk for cancer and other illnesses. They described how trash and debris on streets flows into storm drains and potentially into natural bodies of water. They expressed concern about methane, a greenhouse gas that is 30 times more potent than carbon dioxide, generated from landfills. In order to limit methane emissions from landfills, the youths encouraged the City to enact a law prohibiting the disposal of kitchen scraps and compost into trash cans. Compost can be used as fertilizer and helps remove toxins from soil.

- (b) Glenn Extor encouraged the City to provide sidewalks on a specific segment of West Lake Sammamish Parkway. He said the project has been in the Capital Investment Program (CIP) Plan at different times since 2006. He said King County is currently working to replace a sewage line in the area. He suggested that the project include the City's installation of a sidewalk as well to achieve economies of scale for both projects.
- (c) Tom Fischer expressed support for Mr. Extor's request for sidewalks. Mr. Fischer said it is unsafe for pedestrians and he previously was struck by a vehicle while walking in the area. With the current work underway by King County in the right-of-way, it would be an ideal time to complete the sidewalks.

Deputy Mayor Chelminiak said the West Lake Sammamish Parkway Phase 2 project is funded for 2018-2019. Mark Poch, Assistant Director of Traffic Management, said the sidewalks referenced by the speakers are not in the Phase 2 project.

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

6. Report of the City Manager

- (a) Winter Weather Preparedness and Response - Office of Emergency Management

City Manager Brad Miyake introduced staff's update on the City's winter weather preparedness and response activities.

Curry Mayer, Emergency Manager for the Fire Department, described the role of the Office of Emergency Management in winter preparedness. Activities include training and monthly emergency exercises for City staff, public education and outreach, planning, and response. Ms. Mayer said residents and groups may request presentations on emergency preparedness through the City's website, which also provides tips, weather information, real-time traffic information, and the opportunity to sign up for emergency and weather alerts. The City provides information on social media as well including Facebook, Twitter, and NextDoor.

Mark Poch, Assistant Director of Traffic Management, described the Transportation Department's planning and preparation for winter weather events. He said late 2017 and early 2018 is predicted to be a La Nina winter. He said staff begins preparing equipment and supplies during the summer to be winter event ready on November 1. He noted the snow and ice already this fall on November 4 and the windstorm on November 13.

Mr. Poch said the City's winter preparedness and response activities involve staff and equipment from multiple departments (Civic Services, Fire, Parks and Community Services, Transportation, and Utilities). The City conducts annual interdepartmental training, and the snow response equipment includes 15 plow and sander vehicles. The vehicles are used for other purposes throughout the year, and are borrowed or repurposed from other departments beginning 7-10 days in advance of a potential storm.

The deicer program sprays liquid deicer on roadways when temperatures approach freezing, which decreases the number of incidents of black ice and helps to remove snow. The deicer allows the City to use less traction sand, which has negative effects on both air and stream quality. Mr. Poch highlighted a map of the priority routes for snow and ice removal. He said an event is not considered closed until every street in Bellevue has been assessed.

Mr. Poch noted that holiday traffic can be heavy, especially the week leading up to Christmas. The City's proactive management strategies to reduce traffic congestion include limitations on construction activity, including for the light rail project.

(b) 2017-2018 Mid-Biennium Budget Update *[Follow-up from earlier Study Session]*

Mr. Miyake noted that staff prepared follow-up information in response to a suggestion raised by the Council during the earlier Study Session.

Finance Director Toni Call described the option to establish a new Arts and Culture Fund (G-112) with \$200,000 annually for five years (2018-2022). The Council Contingency Fund (G-107) would continue to have \$500,000.

7. Council Business and New Initiatives

Mayor Stokes recapped the event held the previous Friday to celebrate the completion of significant transportation projects, including the NE 4th Street extension project and improvements to 116th Avenue NE and 120th Avenue NE. The projects provide continuous connections between the Downtown, Wilburton, Spring District, and overall BelRed corridor. Mr. Stokes noted that the City was able to secure a federal TIFIA (Transportation Infrastructure Finance and Innovation Act) loan to fund the projects. He thanked Councilmember Wallace for his proposal to use the low-interest TIFIA loan program to expedite needed transportation projects.

Mayor Stokes thanked Congressman Adam Smith for his role in achieving support for transportation funding.

8. Consent Calendar

→ 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 7-0, and the following items were approved:

- (a) Council Minutes
Minutes of October 23, 2017 Extended Study Session
Minutes of November 6, 2017 Study Session
Minutes of November 6, 2017 Regular Session
- (b) Ordinance No. 6379 relating to speed limits; amending Section 11.32.020 of the Bellevue City Code to establish a speed limit of 30 mph for 120th Avenue NE between NE 4th Street and NE Bellevue-Redmond Road and to reduce the speed limit for NE Bellevue-Redmond Road between 120th Avenue NE and 124th Avenue NE to 25 mph.
- (c) Resolution No. 9328 determining that portions of two water line easements and a portion of a sanitary sewer easement located at 1035 116th Ave NE, 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 partial release of these easements.
- (d) Ordinance No. 6380 relating to the City's requirements for Transportation Management Programs; amending Section 14.60.070 of the Bellevue City Code (BCC); repealing Section 14.60.080 BCC; and establishing an effective date.
- (e) Resolution No. 9329 authorizing execution of an amendment to the existing five-year agreement with Convergent Technologies increasing the total contract amount from \$90,000 to \$482,000, plus all applicable taxes, for the purchase, installation, and configuration of access control devices, cameras, and other security hardware for major City facilities.
- (f) Ordinance No. 6381 amending the 2017-2018 General Fund Budget adopted on December 5, 2016, as previously amended, to increase the appropriation by \$356,000 and authorizing administrative officials to receive, and expend said funds to staff a part-time Medic One paramedic unit within the City of Sammamish for a six month period, between August 1, 2017 and January 31, 2018.
- (g) Ordinance No. 6382 amending the 2017-2018 General Fund Budget adopted on December 5, 2016, as previously amended, to increase the appropriation by \$384,481 and authorizing administrative officials to receive, and expend said funds on behalf of the East Metro Training Group (EMTG) to provide entry-level and on-going training to fire personnel with Bellevue Fire and the other eight (8) EMTG partners.

- (h) Ordinance No. 6386 amending Section 22.18.100 of the Bellevue City Code to update the school impact fee schedule for Issaquah School District No. 411 and Renton School District No. 403; and establishing an effective date.
- (i) Resolution No. 9330 authorizing the execution of a hosted application service contract with Sarasota County, Florida, for a five-year term with the option to renew for one additional year, in an amount not to exceed \$222,055.79, exclusive of taxes and fees.
- (j) Motion to approve payment of claims and payroll for the period October 1, 2017 through October 31, 2017.
- (k) Resolution No. 9331 authorizing the execution of a General Services Agreement with Stuart Nakamura for public art in the Meydenbauer Bay Park project, in an amount not to exceed \$125,120, plus applicable taxes.

9. Public Hearing

- (a) Public Hearing on 2017-2018 Mid-Biennium Budget Update - Operating Budget and 2017-2023 Capital Investment Program (CIP) Plan

Mayor Stokes introduced the public hearing on the 2017-2018 Mid-Biennium Budget Update.

City Manager Miyake said state law requires that the Council hold a public hearing on the proposed budget. Upon the conclusion of the public hearing, staff is requesting Council direction to finalize the budget update for formal action on November 27.

Finance Director Toni Call said the Mid-Biennium Budget process consists primarily of technical corrections and minor adjustments to the 2017-2018 Biennial Budget. The budget proposes a one percent property tax increase for 2018, which results in an annual tax of \$6 for a home with an assessed valuation of \$791,000.

→ Deputy Mayor Chelminiak moved to open the public hearing, and Councilmember Robertson seconded the motion.

→ The motion carried by a vote of 7-0, and the following individuals came forward to comment:

1. Mitch Smith, CEO of MG2 and a Board Member for the Bellevue Arts Museum, requested \$100,000 from the City to enable BAM to continue to be an asset for the community. He noted that, in 2017, the museum enhanced its financial planning, hired a new Executive Director, and renewed its focus on community programming and exhibitions. He said the recent BAM breakfast for community leadership was the most successful in its history. Mr. Smith said the museum will launch a major fundraising campaign in 2018 to help secure an endowment for its long-term financial success. He said BAM's mission and programming aligns with the City's stated strategic goals related

to business, education, and culture. Mr. Smith said an arts economic prosperity study in 2016 demonstrated that attendees spend an average of \$24.60 above the admission price in the local community when they attend arts events. He said BAM's education programs extend to local schools, and the museum serves as a gathering place for the public and for arts and culture organizations.

2. Putter Bert, Executive Director of KidsQuest Museum, said the new museum opened in January through the support of the City and more than 400 donors. More than 10,000 individuals visited the museum during its first week, and 30 percent of the attendees were Bellevue residents. Ms. Bert requested \$500,000 in support of the museum's capital campaign. She said the museum serves the community and scholarships have increased significantly since 2016. She noted the museum's commitment to diversity in its staff and its programs. She said KidsQuest hosted the Northwest Association of Children's Museums conference in October.
3. Sherry Dione came forward with her son Tremel Johnson, who was able to visit KidsQuest Museum due to its scholarship program. His attendance helped to increase his interest in science, chess, and robotics. He started doing better in school and was more confident in asking questions and learning. Ms. Dione said KidsQuest is a wonderful place for children and families. She read a statement by Tremel, which shared his interest in science activities and noted that he always feels welcome at the museum. He likes being able to play with whatever he wants.
4. Sophie Lee said she has enjoyed years of visiting the KidsQuest Museum since she was eight years old. She enjoys volunteering with the marketing department as a way of expressing her appreciation for the museum. She values the time spent with her family at the museum and that it keeps her and her sister away from their cell phones. The museum allows her to explore her interest in humanities and her sister to further explore science. Ms. Lee said it is extremely gratifying to see children happy and having fun at the museum. She had the opportunity to contribute to the museum's blog, where she wrote an article on how the museum contributes to closing the age gap between siblings. She said there is a 10-year age difference between her and her sister.
5. Ellen Walker, Executive Director of Pacific Northwest Ballet and the Francina Russell Center in Bellevue, requested \$500,000 from the City to help cover building costs for the new facility that opened on September 6. She said the center replaces the former school that was demolished to accommodate Sound Transit's light rail project. The facility provides dance and arts education and currently has 670 students. Ms. Walker said PNB has had a presence on the Eastside for more than 30 years, and the organization was thrilled to be able to remain in Bellevue. The center provides free or low-cost space for arts and community groups, scholarships, and education programs in local schools. She thanked the Council for its consideration of PNB's request.
6. Kate Greenquist said she serves as an art docent at the Bellevue Arts Museum. She described the teen docent program, which teaches students about art and how to discuss art, and helps to build social and public speaking skills. She said the museum's

community education gallery provides the opportunity for local groups to display their art. She encouraged the City to continue to support the museum.

7. Rebecca Lyman, a BAM Board member, concurred with the comments expressed in support of the museum and noted additional supporters in the audience. She encouraged the City to foster its relationship with the museum, which she believes is the heart of the community. She said a community cannot be a great city without a commitment to the arts. She asked the City to consider increasing its support for BAM.
8. Susan Pappalardo, speaking on behalf of the Eastside aquatics community, said the group known as SPLASH 2.0 represents the use of swimming pools for leisure, active sports, and health. She said no new public pool has been built in the area in more than 45 years. She said Bellevue High School swimmers train in outdoor facilities built decades ago, and those pools are at the end of their lifespan. She urged the Council to support the project.
9. Susan Hainze said she is not a member of the SPLASH 2.0 group, but when she heard earlier tonight about the opportunity to speak about pools, she wanted to come to comment. She thanked the Bellevue Arts Museum for its benefit to the community. Her sons participated in the museum's programs, and one son joined the Teen Docent program. One son now plays water polo at the U.S. Naval Academy, and another son participates in water polo and swimming in high school. Ms. Hainze described traveling to Tacoma for the state championship meet because this area does not have a qualified pool for water polo tournaments. She noted wonderful aquatic facilities in other states and in Canada and said that Bellevue, as a world-class city, should have a world-class aquatics center.
10. Pamela Johnston said the KidsQuest Museum is the place to go to play in the winter. She highlighted her priorities of interest including the need identified in the City's electrical reliability study for staff with expert electrical knowledge, neighborhood parks, parks and trails in the BelRed area, increased administrative support for the City Council, government transparency and public engagement, tree master plan, phasing and budgeting of the Grand Connection project, and a new aquatics center. She noted the need to expand the capacity for swimming education, competition, and medical rehabilitation.
11. Glenn Extor asked the City to complete sidewalk projects in the West Lake Sammamish area between SE 34th Street and SE 35th Place and near 162nd Place SE. The project was supported by a petition of more than 50 residents and was included in the budget in the past. He said the road is an arterial that is heavily traveled, and the project was delayed due to the need for drainage improvements in the area. He noted a recent sidewalk project on SE Newport Way and asked the Council to fund the projects referenced above.
12. Tom Fischer concurred with Mr. Extor's concerns regarding pedestrian safety and the request for sidewalks. He said traffic volumes and traffic speeds have increased as more housing is built, and it is difficult to cross the street. He suggested that the City install a

crosswalk with flashing lights to enhance safety. He said this would be a good time to complete the sidewalk projects along with the King County public works project in the area.

- Deputy Mayor Chelminiak moved to close the public hearing, and Councilmember Robertson seconded the motion.
- The motion carried by a vote of 7-0.

City Manager Miyake said staff is seeking Council direction regarding what to bring back next week for Council adoption of the Mid-Biennium Budget Update.

Councilmember Wallace expressed appreciation for the community's input. He recalled his comments during the earlier Study Session in support of creating an Arts and Culture Fund providing \$200,000 annually over the next five years. The Council discussed directing staff to evaluate the three funding requests from BAM, PNB, and KidsQuest Museum in 2018, based on the Council's priorities adopted in 2006.

With regard to other requests raised tonight, Mr. Wallace suggested they would be more appropriately addressed during next year's Biennial Budget process, with the exception of the sidewalks requested in the West Lake Sammamish area. He said the sidewalk projects are a good fit for the neighborhood transportation levy funding. Mr. Wallace said the overall West Lake Sammamish Parkway project is a very expensive design, and grant funding is not available due to the low road capacity. However, he acknowledged that the traffic volumes are too high for the condition and age of the roadway. He suggested the consideration of interim measures to enhance safety before the larger project can be completed. Mr. Wallace spoke in favor of deferring consideration of the SPLASH request at this time.

Deputy Mayor Chelminiak requested Council consideration of the sidewalk request. He suggested that staff work with King County regarding its sewer project to determine whether pedestrian improvements can be made at this time, even if not a full sidewalk. He expressed support for staff's proposal regarding an Arts and Culture Fund, as described during the City Manager's Report earlier in the evening. He requested a commitment that the 2006 Council priorities are included in the distribution of arts and culture funds. He favors preserving a large Council Contingency Fund that will provide the opportunity to fund future community initiatives, including SPLASH 2.0 and the multicultural center study.

Councilmember Robertson expressed support for the proposal to create the new Arts and Culture Fund as proposed and to retain \$500,000 in the Council Contingency Fund for next year. She favors some level of support for a new aquatics center in the future. She confirmed her commitment to using the 2006 Council-adopted priorities in evaluating arts and culture funding requests.

Ms. Robertson questioned whether the West Lake Sammamish sidewalk project requested tonight will be included in the list of projects to be considered by the Transportation Commission

for neighborhood transportation levy funding. City Manager Miyake stated his understanding that the project is eligible for levy funding.

Councilmember Robertson encouraged the public to provide input to the Transportation Commission regarding potential levy projects. She expressed support for the 2017-2018 Mid-Biennium Budget Update as described to date.

Councilmember Lee acknowledged the importance of the requested sidewalk project. However, he feels the Council needs more information about how the sidewalks fit into the broader West Lake Sammamish Parkway project. He supports directing staff to explore the opportunity for working with King County to provide interim measures.

Mr. Lee expressed support for creating the Arts and Culture Fund. However, he said he was not sure whether it should be created now or discussed further in 2018. He encouraged a careful analysis of all of the funding requests and the criteria for approving funding. He reiterated his interest in taking another look at the West Lake Sammamish Parkway project and for creating the Arts and Culture Fund.

Councilmember Robinson noted that the overall West Lake Sammamish Parkway improvements are a phased project. She would like more information on past discussions about the project phasing. She said the Council has a goal of funding and completing the work. City Manager Miyake said staff will follow up with an update on that project, including the status, costs, and process.

Ms. Robinson expressed support for the \$200,000 annual commitment in a new Arts and Culture Fund over the next five years.

Councilmember Simas concurred with the need for sidewalks. He expressed support for the creation of a truly great aquatics center, and noted that swimming is as important as the arts. He expressed support for creating the Arts and Culture Fund. He noted that the Council's funding guiding principles state that organizations must have a sustainable, long-term financial model and a strong private sector financial commitment.

Mayor Stokes clarified that staff's proposal has two components: 1) creation of an Arts and Culture Fund providing \$200,000 annually over five years, beginning in 2018, and 2) retention of \$500,000 in the Council Contingency Fund. He said the process for distributing arts and culture funds will require more information.

Mr. Stokes noted that he was a competitive swimmer in college and his daughter participated in water polo and swimming in high school. He expressed support for the objective of achieving a regional aquatics center. He said the combination of arts, culture, parks, trails, and recreation facilities contribute to a creative edge for the community.

City Manager Miyake summarized the Council's input. He noted support for creating the Arts and Culture Fund as described above by the Mayor, consistent with the Council's 2006 funding principles. The Council Contingency of \$500,000 is preserved. Mr. Miyake said staff will

provide a report on the aquatics center proposal during the first quarter of 2018. Mr. Miyake noted staff's understanding that the Council supports the additional budget items discussed during several meetings, including the one percent property tax.

Councilmember Robinson recalled that the Council discussed allocating \$450,000 over a five-year period to Pacific Northwest Ballet, as well as allocating funds to KidsQuest Museum and the Bellevue Arts Museum.

Councilmember Wallace stated his understanding that the Council will create the Arts and Culture Fund providing \$1 million over a five-year period. Council will direct staff to work with the three organizations in preparing proposals for consideration in 2018, consistent with the four principles previously established by the Council. Mr. Wallace suggested continuing the historic practice of providing funding for capital needs rather than operating costs.

Ms. Call said staff will come back the following week for the formal adoption of the budget through four ordinances to: 1) set the property tax rate, 2) approve the property tax banked capacity, 3) approve development services fees, and 4) adopt the overall 2017-2018 Mid-Biennium Budget.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions

City Manager Miyake introduced Council consideration of three ordinances drafted by staff in response to Council direction on October 23.

- (a) Ordinance No. 6383 relating to parking; amending Section 11.23.020 of the Bellevue City Code regarding parking more than 24 hours; and establishing an effective date.

Nancy LaCombe, Assistant Director of the City Manager's Office, said Ordinance No. 6383 amends the parking code to prohibit parking on the same block without moving the vehicle for more than a 24-hour period. If adopted, the ordinance takes effect on December 26, 2017. Staff will conduct additional outreach to educate the community about the change in the law.

Monica Buck, Assistant City Attorney, said the ordinance amends the existing code, which currently reads that a vehicle cannot be parked in the same public place for a period exceeding 24 hours. The amended code is more specific in defining "public place."

→ Deputy Mayor Chelminiak moved to adopt Ordinance No. 6383, and Councilmember Wallace seconded the motion.

Mr. Chelminiak noted that the proposed change was discussed during the earlier Study Session.

→ The motion carried by a vote of 7-0.

- (b) Ordinance No. 6384 defining criminal conduct; amending Section 24.06.130 of the Bellevue City Code; adopting a new BCC Section 10.06---120 relating to unlawful sewage disposal; and establishing an effective date.

Ms. Buck said Ordinance No. 6384 amends the criminal code to make it unlawful to improperly dispose of sewage into the City's surface and storm water system.

→ Councilmember Wallace moved to adopt Ordinance No. 6384, and Councilmember Simas seconded the motion.

→ The motion carried by a vote of 7-0.

- (c) Ordinance No. 6385 defining criminal conduct; repealing BCC 3.43.040; adopting a new BCC Section 10.06---110 extending the prohibition against public camping to all City-owned property and public easements; and establishing an effective date.

Ms. Buck said Ordinance No. 6385 amends the code that currently makes it unlawful to camp in a City park to extend the prohibition to all City-owned properties and public easements. She said the version of the ordinance in the meeting packet did not include an exception for certain parks events. She said a revised ordinance is provided in the Council's desk packet. It allows the City Manager or designee to authorize or permit certain exceptions to the unlawful camping ordinance.

→ Deputy Mayor Chelminiak moved to adopt Ordinance No. 6385, as revised in the desk packet version. Councilmember Robertson seconded the motion.

→ The motion carried by a vote of 7-0.

12. Unfinished Business: None.

13. Continued Oral Communications

- (a) Stephanie Walter thanked the Council for the amendment to the 24-hour parking code. She said a neighborhood work group cleaned up all of the fir needles in their cul de sac over the weekend. She expressed concern that vehicles parked on streets interfere with street sweeping by the City, which allows the debris to block storm drains. She acknowledged the concept of vehicle residencies but said it is important to talk about the purpose and function of streets. She said there are no sidewalks on many streets, and allowing long-term parking interferes with the use of streets for pedestrians. Ms. Walter noted the need for alternative housing solutions.
- (b) David Bowling wished Councilmembers a happy thanksgiving and said he is thankful for the Council's work over the past year. He looks forward to continuing to work with the City on ways to help individuals who are experiencing homelessness. He said the winter shelter was opened 13 days early this year because the City reached out to partner with

Congregations for the Homeless and enable that to happen. He said up to 50 men stay in the shelter every night.

Deputy Mayor Chelminiak thanked CFH for opening the shelter within less than 24 hours in anticipation of the cold weather and snow earlier this month.

- (c) Pamela Johnston wondered how the parking code will be applied to a street with no sidewalk and no gutter. She said she was unsure whether she is allowed to park on the gravel strip in front of her house adjacent to the street.
- (d) Cynthia Cole, a Lake Hills resident, thanked the Council for the ordinance on wastewater disposal. She questioned how the City will enforce the ordinance, given that a homeless person does not have money and might likely not be concerned about being fined. She noted the problem of human waste in public areas, including Robinswood Park.

Deputy City Manager Kate Berens said the City received the complaint regarding the incident in Robinswood Park earlier in the day. Staff will follow up and will provide information on the City's website to outline the complaint and enforcement process.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

At 9:57 p.m., Mayor Stokes declared the meeting adjourned.

Kyle Stannert, CMC
City Clerk

/kaw