

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

June 7, 2010  
8:00 p.m.

Council Chamber  
Bellevue, Washington

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

ABSENT: None.

1. Call to Order

The meeting was called to order at 8:03 p.m., with Mayor Davidson presiding.

2. Roll Call, Flag Salute

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

(a) Commendation of Retiring BSD Board Member Judy Bushnell

Mayor Davidson read a commendation recognizing Judy Bushnell for her 18 years of service on the Bellevue School District Board, including 10 years as Board President.

Ms. Bushnell said she has enjoyed serving on the Bellevue School Board, and meeting interesting and capable people throughout her tenure. She commented on the cooperation and collaboration between the City and the Bellevue School District to provide strong schools and youth programs over the years. She thanked the Council for helping to make her public service rewarding and meaningful.

Deputy Mayor Lee expressed appreciation for Ms. Bushnell's leadership and contributions in Bellevue's excellent school system.

(b) World Elder Abuse Awareness Day Proclamation

Cathy VonWald, Community Services Supervisor, introduced Diana Thompson from the Bellevue Network on Aging.

Ms. Thompson thanked the Council for its recognition of World Elder Abuse Awareness Day, and for bringing attention to the mistreatment perpetrated against older adults in whatever setting it may occur. She encouraged everyone to help prevent and end elder abuse.

Mayor Davidson read a proclamation recognizing June 15 as World Elder Abuse Awareness Day.

3. Communications: Written and Oral

- (a) Heather Trescases, Eastside Heritage Center, spoke about the Center's commitment to preserving the past, building community, and connecting people with Bellevue's heritage. Noting that she is excited about the Meydenbauer Bay draft Master Plan, she provided a brief history of the bay area. She feels that the park plan is consistent with the historic uses of the bay.
- (b) Pamela Ebsworth, speaking on behalf of the Meydenbauer Bay Neighbors Association, said the Association supports the park but does not see a need for expensive structures or the closing of 100<sup>th</sup> Avenue to create a great park. She submitted her comments in writing.
- (c) Jodi Freudenberger asked the Council to adopt the Meydenbauer Bay Park and Land Use Plan in its entirety, as recommended by the Steering Committee and Parks Board. She described her visions of family activities at the park and trips to neighboring restaurants. She expressed support for the activity center and the closure of 100<sup>th</sup> Avenue.
- (d) Anita Skoog-Neil encouraged the Council to visit the Mercer Slough walkway, which is 30 feet high, in order to compare it to the proposed elevated walkway in the Meydenbauer Bay Park plan. Regarding the marina, she said the extension of Piers 1 and 2 adds 105 feet and reaches the middle of the bay. The curved pier is approximately 300 feet long and extends approximately 35 percent across the bay at its proposed location. Ms. Skoog-Neil said the lengths of the piers are intrusive into the bay. She expressed concern regarding noise that might be generated from the activity center, noting that sounds are amplified across the water. She pointed out her 1931 cottage, located across from the ferry station, in the historic photos.
- (e) Marty Nizlek, representing the Sensible Shorelines Association, expressed concern with the Meydenbauer Bay Park plan. He testified that the complex being proposed far exceeds the scale appropriate to the neighborhood, and fails to respond to concerns expressed by residents. He suggested that the state Shoreline Management Act should be considered within the context of the plan. The Act speaks to no net loss of shoreline ecological function, yet the plan proposes significant development along the edge of the lake. Mr. Nizlek noted that private property owners are subject to shoreline environmental constraints in developing and redeveloping their properties.
- (f) Todd Woosley spoke to the proposed Wilburton Connections Local Improvement District (LID), which was discussed during the earlier Study Session. He expressed concern regarding the fairness and the impacts of an LID as a way to finance public infrastructure. He noted that businesses along 120<sup>th</sup> Avenue are already struggling given the current economy. Mr. Woosley said the LID is legally required to be passed directly through to

the small businesses which are tenants in several buildings. He wants to be sure that using the LID mechanism is consistent with City policy. If so, is it the best method for financing infrastructure improvements?

As a way to reduce costs and impacts, Mr. Woosley suggested placing bike lanes through the BNSF rail corridor, as an alternative to placing bike lanes in both directions on 120<sup>th</sup> Avenue. This would reduce property acquisition costs, as well as the adverse impacts to current businesses along 120<sup>th</sup> Avenue. As a bicyclist, Mr. Woosley said the BNSF corridor would be a more pleasant ride than along the street. If an LID is established, he suggested basing the assessments on the additional income generated by the infrastructure, if any, for specific businesses. He is concerned about an evaluation methodology based on comparable sales, especially due to the speculative market of recent years which artificially inflated property values.

Councilmember Chelminiak questioned whether Mr. Woosley owns property within the proposed LID boundary. Mr. Woosley said his family does not own property located within the boundary of the first LID. However, if a policy is set to finance the first phase of the 120<sup>th</sup> Avenue project using an LID, Mr. Woosley feels it is logical to expect that the same approach will be used for 120<sup>th</sup> Avenue north of NE 8<sup>th</sup> Street.

- (g) Chris Polanski questioned photo traffic enforcement on 148<sup>th</sup> Avenue NE and other areas. He referenced state law related to traffic infractions and questioned the \$125 fine. He said traffic camera enforcement is in violation of state law. Mr. Polanski submitted his comments in writing.
- (h) Rob Cash urged the Council to support the Meydenbauer Bay Park and Land Use Plan. He praised the City's park system, especially Lewis Creek Park and Robinswood Park. He expressed support for safe pedestrian movements, including the closure of 100<sup>th</sup> Avenue south of Main Street; an activity building; portable vendor carts and kiosks; safe and convenient parking; incorporation of the Bay's heritage into the design; and increased visual and physical access. Mr. Cash thanked Councilmembers for their work.

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

5. Report of the City Manager

- (a) Photo Enforcement Pilot Project Update

City Manager Steve Sarkozy asked staff to provide an update on the Photo Enforcement Pilot Project.

Major John Manning reviewed the total number of citations issued, and commented on the effect of the traffic cameras on driver behavior related to school zone speeds and red lights. Lake Hills Elementary had an overall speed reduction of 34 percent during the first six months of the enforcement effort.

Major Manning reviewed performance measures related to different types of collisions citywide. Three more cameras from the original pilot project are ready to be deployed, when approved, at Sunset Elementary School, 112<sup>th</sup> Avenue NE and NE 8<sup>th</sup> Street, and 116<sup>th</sup> Avenue NE and NE 8<sup>th</sup> Street.

Councilmember Degginger asked whether the Council had approved the expansion of photo enforcement cameras. Major Manning said the three cameras he mentioned were included in the pilot project. However, a number of logistical factors (e.g., easement issues, camera placement) delayed their deployment until now.

In continued response, City Attorney Lori Riordan said she will get back to the Council with the documentation of the Council's actions regarding the photo enforcement program.

Deputy Mayor Lee said this is a controversial topic requiring deliberate efforts to inform the public. He suggested evaluating the program's performance more thoroughly before moving forward with expanding the use of cameras. He did not realize that the cameras are also used for speed enforcement, as he thought the intent was to enforce red light violations.

Mayor Davidson recalled that the Council did discuss camera enforcement in the past, and he requested a review of past meeting minutes on this topic.

Councilmember Balducci said the performance measures are very good, and she appreciates the consistency. She requested information on the performance measures taken before and after the implementation of the photo enforcement program. She recalls that both red light and speed enforcement was discussed to be part of the pilot project.

Ms. Balducci said she is sympathetic to concerns related to enforcement cameras near Stevenson Elementary, as this is a major arterial that is built for speed. Ms. Balducci said perhaps there is a better way to balance school safety with the function of a major arterial. As the program and the evaluation of its effectiveness move forward, she suggested that this is one location the City might want to address in a different manner.

Mayor Davidson observed that the signage in the vicinity of Stevenson Elementary is quite good in terms of alerting drivers to the presence of the cameras. He noted that an important issue for him in implementing the program was ensuring that the public is aware of the enhanced enforcement.

Councilmember Wallace said he did not receive any information on this topic until 6:00 p.m. tonight. He would appreciate more information on the background and rationale for the program.

Deputy Mayor Lee agreed that the signage is good. However, he feels the Council needs to know more about the program. He noted that the cameras operate only at certain times of the day.

Councilmember Chelminiak said the message he sees with regard to Stevenson Elementary is to slow down.

Mayor Davidson suggested scheduling this topic for a future Study Session.

Responding to Councilmember Degginger, Mr. Sarkozy said staff will bring this back within the next few weeks, as the Council's schedule permits. Staff will not implement any additional intersections until information is provided to the Council for further evaluation. Staff will schedule individual briefings with Councilmembers if desired. Mr. Sarkozy said this presentation was intended to be a mid-course update on the pilot program.

On an unrelated topic, City Manager Sarkozy noted Agenda Item 8(f) regarding a contract to install synthetic turf sports fields at Newport Hills Park, which is part of the Parks and Open Space bond issue approved by the voters.

Responding to Councilmember Chelminiak, Mr. Sarkozy said the City is coordinating the project around the neighborhood's 4<sup>th</sup> of July celebration.

#### 6. Council Business and New Initiatives

Councilmember Robertson noted her role as Council liaison to both the Library Board and the Parks and Community Services Board.

→ Councilmember Robertson moved to appoint Loretta Lopez to the Library Board, and to appoint Mark Van Hollebeke to the Parks and Community Service Board. Councilmember Lee seconded the motion.

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

Councilmember Chelminiak attended a meeting of the regional Committee to End Homelessness, which included discussion regarding general interest in initiating a homeless housing project on the Eastside.

Councilmember Robertson attended the Eastside Human Services Forum breakfast, Bellevue Youth Link awards event, Special Olympics state championships, and a meeting with stakeholders interested in Meydenbauer Bay Park planning.

Deputy Mayor Lee reported the sad news that Wally Bristol, longtime pastor of St. Margaret's Episcopal Church, passed away this morning. He expressed his condolences to the Bristol family.

Mr. Lee met with a delegation of visitors representing the Global Federation of Chinese Business Women earlier in the day. He attended the Bellevue Schools Foundation luncheon, Memorial Day celebration at Bellevue College, and the Bellevue Youth Link awards ceremony.

Councilmember Balducci reported on the Sound Transit Board meeting, which included an update on the East Link light rail project. There will be a supplemental draft environmental impact statement (DEIS) to consider all alignments that were added in the Downtown Concept Report. Community workshops focused on 112<sup>th</sup> Avenue businesses and residents will be held

on June 15 and 29, and July 7. A final open house on Segment B is scheduled for July 14. All will be held at Bellevue City Hall.

Ms. Balducci attended the Bellevue Youth Link awards and Eastside Human Services Forum meeting. On behalf of the Arts Commission, she invited everyone to participate in the 10<sup>th</sup> biennial arts walk and sculpture exhibit at City Hall, Downtown Park, and other downtown locations. The exhibit opens on Saturday and will continue through early October.

Councilmember Wallace participated in discussions with constituents regarding the Meydenbauer Bay Park plan and East Link light rail.

Councilmember Degginger reported that last week he attended the third Transit Task Force meeting. He met with Senator Patty Murray regarding the Bel-Red corridor planning process. Mr. Degginger attended the Cascade Water Alliance retreat and Bellevue Jazz Festival. He noted that Bob Wallace is retiring from the Bellevue Convention Center Authority (BCCA) Board of Directors. Mr. Degginger attended the most recent Board meeting and will provide an update to the Council soon on Meydenbauer Center.

Mayor Davidson attended meetings of the Regional Water Quality Committee and the Environmental Services Commission, as well as the Cascade Water Alliance retreat. He attended the Bellevue Youth Link awards event, welcomed guests at the Bellevue Jazz Festival, and spoke at the Memorial Day ceremony at Sunset Cemetery.

7. Approval of the Agenda

- Deputy Mayor Lee moved to approve the agenda, and Councilmember Robertson seconded the motion.
- The motion to approve the agenda carried by a vote of 7-0.

8. Consent Calendar

- Deputy Mayor Lee 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) Minutes of January 14-16, 2010 Council Retreat  
Minutes of April 26, 2010 Extended Study Session  
Minutes of May 3, 2010 Study Session  
Minutes of May 3, 2010 Regular Session
  - (b) Motion to award Bid No. 10110 for the roof replacement at Fire Station 6 located at 1850 132nd Avenue NE to All Weather Roof Top Solutions, Inc., in an amount not to exceed \$78,583.48, as the lowest responsible and responsive bidder (CIP

Project PS-16).

- (c) Motion to award Bid No. 10135 for the roof replacement at Fire Station 9 located at 12412 SE 69th Way to SQI, Inc., in an amount not to exceed \$49,069.00, as the lowest responsible and responsive bidder (CIP Project PS-16.)
- (d) Ordinance No. 5949 authorizing execution of a four-year General Services Contract with Natural Start Preschool, in an amount not to exceed \$340,000, for operating and managing a pre-school program at South Bellevue Community Center; and amending the 2009-2010 General Fund Budget to increase by \$85,000 to reflect unanticipated revenues and expenses from the Natural Start Preschool program.
- (e) Motion to award Bid No. 10121 to Precision Earthworks, Inc., in an amount not to exceed \$948,757.00, as the lowest responsible bidder, to complete synthetic sportsfield improvements at Newport Hills Park (CIP Project P-AD-81). [*Parks Levy Project*]
- (f) Resolution No. 8100 authorizing execution of a Modified Public Works Contract with Shaw/Sportexe, in an amount not to exceed \$427,392.73, for the purchase and installation of synthetic turf at Newport Hills Park (CIP Project P-AD-81). [*Parks Levy Project*]
- (g) Resolution No. 8101 authorizing execution of a Public Works Contract with Western Wood Structures, Inc., in an amount not to exceed \$146,250, for the manufacture, delivery and installation of three wooden replacement pedestrian bridges for the Coal Creek Natural Area.
- (h) Resolution No. 8102 authorizing execution of a five-year Lease Agreement with Multicultural Radio Broadcasting, Inc., for lease of property located within the Mercer Slough Nature Park for the continued operation of an existing AM radio transmission facility located at 2205 118th Avenue SE.
- (i) Resolution No. 8103 authorizing execution of a Professional Services Agreement with Frontline Analysis, Inc., for crime prevention intelligence services focusing on the Eastside utilizing UASI grant funds.
- (j) Resolution No. 8104 authorizing execution of a one-year extension of a Professional Services Agreement with Gordon Hamasaki, in an amount not to exceed \$60,810, for Police Department Forensic Photography services.
- (k) Motion to award Bid No. 10106, Brookside Meadows Overlay as part of the City's Overlay Program, to Watson Asphalt Paving Co, Inc., in an amount not to exceed \$50,768.80, as the lowest responsible and responsive bidder (CIP Plan No. PW-M-1).

- (l) Resolution No. 8105 authorizing execution of a Professional Services Agreement with Hammond Collier Wade Livingstone, in an amount not to exceed \$400,000, for engineering services for the Storm Water System Conveyance Infrastructure Rehabilitation Project (CIP Plan No. D-64).
  - (m) Motion to award Bid No. 10073 for the 2010 Asphalt and Concrete Replacement Project to AA Asphalt Inc., in an amount not to exceed \$437,716.00, as the lowest responsible and responsive bidder (CIP Plan Nos. PW-M-8 and PW-W/B-53).
  - (n) Motion to award Bid No. 10017 for Clyde Hill 465 Standpipe Reservoir Repainting Project, to Coatings Unlimited, Inc., in an amount not to exceed \$71,175.00, as lowest responsible and responsive bidder.
  - (o) Motion to award Bid No. 10018 for Forest Hills Reservoir Roof Membrane Replacement, to Long Painting Company, in an amount not to exceed \$106,350.78, as lowest responsible and responsive bidder.
9. Public Hearings: None.
10. Land Use: None.
11. Other Ordinances, Resolutions and Motions
- (a) Resolution No. 8106 authorizing execution of a Purchase Agreement with TransCore ITS, LLC, in an amount not to exceed \$503,316, to install the SCATS traffic adaptive signal control system on key corridors in the Downtown and Factoria areas.

Transportation Director Goran Sparrman opened discussion regarding the purchase of the SCATS traffic adaptive signal control system. He recalled staff's presentation to the Council during the May 3, 2010 Study Session about the proposed system. At that time, the Council had questions about the financial stability and dependability of the contracting agent, which will be addressed tonight.

Mark Poch, Engineering Manager, said the proposed purchase agreement will fund SCATS traffic adaptive improvements on four corridors in Bellevue, including three in the downtown and one on Factoria Boulevard. The purchase agreement price of \$500,000 will be funded through the EERF (Electronic Equipment Rental Fund) Replacement Program.

Mr. Poch addressed the Council's concern that TransCore ITS is the sole source for the SCATS system in the United States. He explained that the Roads and Traffic Authority of New South Wales, a government agency, is the owner of the SCATS Adaptive System. The three companies that distribute the product outside of Australia are Quick Turn Circuits, Aldridge Traffic Controllers, and Tyco Traffic and Transportation. Tyco has an agreement with TransCore ITS to distribute SCATS in the United States and Canada. Mr. Poch said some redundancy is built into



the contract, should TransCore have any problems delivering the product. If this were to happen, the City would turn first to Tyco, and/or any of the other distributors for assistance.

Responding to Councilmember Degginger, Mr. Poch said Quick Turn, Aldridge, and Tyco have the ability to provide the services in the absence of TransCore.

In further response, Mr. Sparrman said TransCore will be legally responsible for upholding the contract with the City. However, if it became necessary in the future, the City could chose to contract with another entity that supplies the product.

Mr. Poch said a number of cities have been successful in contracting with TransCore for the SCATS system.

Responding to Councilmember Wallace, Mr. Poch explained that TransCore is a subdivision of Roper Industries, and TransCore has its own business relationship with Tyco.

Mr. Poch described the future phased implementation of the project to a total of 155 intersections at an estimated cost of \$2.3 million.

Councilmember Balducci expressed support for the project, which will help the City maximize the investments it has already made in its roads.

→ Councilmember Balducci moved to approve Resolution No. 8106, and Councilmember Robertson seconded the motion.

Responding to Councilmember Wallace, Mr. Poch said the \$120,000 study to evaluate the performance of the first phase of this project is not a necessary step. Staff is proposing this study to provide a detailed understanding of the project benefits.

Councilmember Wallace expressed an interest in amending the motion to remove the \$120,000 study. Mr. Poch clarified that the study is not part of this purchase agreement.

Responding to Deputy Mayor Lee, Mr. Sparrman said each project phase will function independently. However, the benefits of the overall system will be greatly enhanced as it is expanded.

Mr. Poch said that based on the experience of other cities, staff anticipates adding 25 to 30 intersections per year into the system.

→ The motion to approve Resolution No. 8106 carried by a vote of 7-0.

## 12. Unfinished Business

- (a) Wilburton Connections LID Feasibility Study [*Continued from Study Session Item 2(b)*]

Mr. Sparrman continued discussion from the earlier Study Session regarding the Wilburton Connections Local Improvement District (LID) feasibility study. Staff is seeking Council approval to move forward to the next phase of the feasibility analysis, which will provide more detailed information about the special benefit associated with each individual property within the proposed LID boundary. Mr. Sparrman noted a question in the Study Session about the policy context regarding the creation of LIDs. In speaking briefly with the City Attorney, it seems clear that state law and City Code both allow an LID to move forward.

City Attorney Lori Riordan noted the question raised regarding the City's financial policies as they relate to LIDs. City Code 15.04 adopts state law on forming LIDs, and reserves authority for the Council to establish LIDs in any manner allowed by state law, including a Council-initiated LID. Ms. Riordan said that the particular statement of policy being questioned is very brief and does not give enough context to know whether past Councils have adopted a policy to dictate limits on the use of LID procedures.

Councilmember Degginger recalled that the Mobility and Infrastructure Initiative finance plan adopted by the Council identified the LID as a potential funding mechanism.

Councilmember Chelminiak said the policy states that the City can consider an LID when a group of property owners wishes to accelerate infrastructure development. He feels this is consistent with the current situation. He noted that the Council has endorsed the Wilburton Connections project and voted to fund it.

Mr. Sparrman recalled a question regarding the types of properties included in LIDs in the past, and he had answered that the proposed Wilburton LID does not contain residential properties. However, the boundaries could be changed following the next phase of the feasibility and formation analysis. The City has assessed LIDs in the past that included residential properties.

Mayor Davidson noted that LIDs in the central business district in the past included residential zones, although residential development was not as prevalent as it is now. Mr. Sparrman said some single-family residences along NE 8<sup>th</sup> Street were located within an LID boundary in the 1980s.

Responding to Deputy Mayor Lee, Mr. Sparrman clarified that staff is seeking approval to move forward with an LID formation analysis. Council will not be asked until later this year to take action on whether or not to form an LID. The LID boundary is not firm at this time.

Responding to Councilmember Chelminiak, Bob Macaulay, the City's real estate appraisal consultant, said the purpose of the formation hearing is to determine whether to create an LID and whether the boundaries are reasonable. Once the LID is formed and the infrastructure is built, there will be a final assessment roll hearing. At that point, property owners could protest their individual assessment amounts.

Councilmember Chelminiak read, from the packet materials, statements that the LID could be stopped if protests by property owners representing 60 percent or more of the estimated assessments are received within 30 days after the adoption of the Formation Ordinance by the

City Council.

Councilmember Degginger feels it is prudent to go to the next step in the analysis. He reiterated that the Council identified the LID as a potential funding mechanism when it adopted the Mobility and Infrastructure Initiative. He suggested that the feasibility of this approach should be fully studied before making a decision.

→ Councilmember Wallace moved to extend the meeting by 10 minutes, and Councilmember Lee seconded the motion.

→ The motion to extend the meeting carried by a vote of 7-0.

Councilmember Wallace said he has a number of concerns about the proposed LID, and he would like information about the property owners who are interested in it.

Mr. Sarkozy said staff will follow up with additional information about the formation of a LID and how it has been used in the past. They tend to be used for projects with an area-wide benefit.

Councilmember Wallace referred to the history of LIDs in Bellevue, which has been involved in litigation at the State Supreme Court level three times. He expressed concern over potential lawsuits and delays if a LID is established.

Mr. Sparrman responded that staff's goal with regard to LID financing is fully consistent with state law, City Code, and conducting business as transparently as possible. He feels that staff has done this to date by informing property owners and parties potentially to be affected by the creation of an LID. He said legal issues will be addressed by the City Attorney's Office.

Mayor Davidson said the current approach is focused on property values as the basis for LID assessments. The City originally used trip generation as the basis for past assessments, but that approach was abandoned.

Councilmember Wallace questioned whether the creation of an LID is worth the potential legal and logistical issues. He noted public property within the proposed LID boundary, and questioned whether Bellevue School District will be subjected to LID fees.

Francine Johnson, Senior Planner, said the only property identified within the boundary as exempt from LID assessment is the U.S. Post Office property. The Bellevue School District and City-owned properties will be assessed.

Responding to Councilmember Robertson, Mr. Sparrman said KG Investments has been active in discussions about creating an LID. Additional property owners have been briefed. Some have expressed an interest in and general support for the transportation projects, but they are also concerned about the impacts to their future business operations.

Councilmember Robertson said she cannot support using LID dollars for regional transportation improvements, unless there is broad support from property owners.

Councilmember Balducci said she feels comfortable moving forward with collecting additional information and conducting a public process. As this information becomes available by the fall, she envisions that the Council will make a decision at the same time that it is reviewing the entire capital budget. Ms. Balducci said the City has significant capital infrastructure needs, including transportation projects to support the downtown. She said the Council must identify a viable way to fund these capital obligations.

Responding to Deputy Mayor Lee, Ms. Johnson said the cost of the formation analysis is \$122,000. The feasibility analysis already completed cost \$72,000.

Mayor Davidson noted general support for moving forward with the LID formation analysis.

→ Councilmember Degginger moved to proceed with the next phase of the LID feasibility and formation analysis, and Councilmember Balducci seconded the motion.

Councilmember Degginger said that Councilmember Balducci's statement is well taken, and that projects will need to be funded in some manner. The Council has agreed that the NE 4<sup>th</sup> Street project is a top priority in terms of improving mobility for the Downtown, Wilburton area, and Bel-Red corridor. If the Council does not find a way to pay for projects, they will not be built. The LID mechanism is one of several funding options. If there are issues that need to be resolved as the City goes through the LID process, Council and staff should continue to gather more information and work through the issues. Mr. Degginger suggested moving forward with additional analysis, and working with property owners to ensure the process is fair and that the LID boundary makes sense.

→ Councilmember Wallace move to extend the meeting to 10:15 p.m., and Councilmember Balducci seconded the motion.

→ The motion to extend the meeting carried by a vote of 7-0.

Councilmember Wallace said that for him the issue is not about how to pay for projects, but about whether this is an appropriate mechanism for funding infrastructure. He has serious concerns about the equity of the proposed boundary. It appears to exclude areas that will likely benefit from the improvements, and to include others that are less likely to benefit.

Mr. Wallace said he would like to have a broader discussion about all of the growth-related costs and taxes from the City and the State. He is concerned about the cumulative effects on development from impact fees, incentives, LID fees, and construction sales tax. He would like to take a look at whether an LID is equitable and would ultimately produce growth. Based on these concerns, he is not ready to support moving forward with further analysis at this point. He has a number of questions that he would like to have answered before moving forward.

→ The motion to proceed with additional analysis regarding the Wilburton LID carried by a vote of 5-2, with Councilmembers Robertson and Wallace opposed.

13. Continued Oral Communications: None.
14. New Business: None.
15. Executive Session: None.
16. Adjournment

At 10:14 p.m., Mayor Davidson declared the meeting adjourned.

Myrna L. Basich, MMC  
City Clerk

/kaw