

CALL TO ORDER AND ESTABLISHMENT OF QUORUM

A Regular Meeting of the Redmond City Council was called to order by Mayor John Marchione at 7:30 p.m. in the Council Chamber. Councilmembers present and establishing a quorum were: Allen, Carson, Cole, Margeson, McCormick, and Myers.

MOTION: Councilmember Cole moved to excuse Councilmember Vache from attendance at the meeting. The motion was seconded by Councilmember Margeson.

VOTE: The motion passed without objection. (6 - 0)

ITEMS FROM THE AUDIENCE

The following persons spoke in opposition to the use of the Limited Edition site for placement of stormwater facilities in the Overlake area: Rev. Vladimir Malyuta, Mr. Sergey Novikov, Mr. Gorge Gutierrez, Ms. Irine Vaiman, and Mr. David Quigley.

The following persons spoke in support of the annexation of the Rose Hill area: Mr. Tom Matthews and Mr. Tim McGruder.

The following person spoke regarding his concerns related to icy road conditions in his neighborhood: Mr. Randy Slycord.

SPECIAL ORDERS OF THE DAY

Fire Captain Loren Charlston recognized Councilmember Nancy McCormick for her service to the City of Redmond and for her support and commitment throughout the years.

Parks Director Craig Larsen presented Councilmember McCormick with letters received in recognition of her dedication and support of the City of Redmond throughout the years.

Mayor Marchione presented Councilmember McCormick with a proclamation in honor of her service to the City of Redmond for her leadership and representation on the Redmond City Council for 24 years; wishing her all the best in her retirement.

Members of the Council each made their remarks and thanked Councilmember McCormick for her direction and leadership.

Councilmember McCormick spoke regarding her past experiences, milestones made in progress, her years of service, and the people she has had the pleasure to work with during her term in office. She expressed her deep gratitude to the City of Redmond and its residents for allowing her to represent them, and charged the remaining Council members with projects in their care.

In closing, Councilmember Cole read a poem submitted by Mr. Richard Grubb in honor of Councilmember McCormick.

CONSENT AGENDA

MOTION: Councilmember Cole moved to approve the Consent Agenda as presented, with the exception of Ordinance No. 2510, Resolution Nos. 1314 and 1317, and AM No. 09-280. The motion was seconded by Councilmember Allen.

Councilmember Cole noted a correction to the minutes of December 1, 2009, page 545, stating that he did not move approval of AM No. 09-260. *[After Clerk's research, this item was corrected to reflect Councilmember Myers as the maker of the motion to approve AM No. 09-260.]*

1. Approval of the Minutes: Regular Meeting of December 1, 2009, and Special Meeting of December 8, 2009
2. Approval of Payroll/Direct Deposit and Claims Checks

PAYROLL DIRECT DEPOSITS/CHECKS:

#171600 through #171657
#217465 through #218148

\$2,084,321.73

CLAIMS CHECKS:

#349897 through #350204

\$3,824,491.87

3. AM No. 09-277: Approval of Updates to Petty Cash Sections of the Redmond Municipal Code
 - a. Ordinance No. 2509: An Ordinance Amending Ordinance No. 1782 to Increase the Amount Allowed for Fund Balance, and Repealing RMC 3.62, Fire Department Petty Cash Fund
4. *(This item was pulled from the Consent Agenda and addressed separately.)*
5. AM No. 09-279: Approval of 2010 Salary Ordinances for the Redmond City Hall Employees Association (RCHEA), Police Support and Police Support Supplemental, AFSCME and AFSCME Supplemental, Police, and Fire Bargaining Units
 - a. Ordinance No. 2511: An Ordinance Establishing the 2010 Pay Plan for Employees Covered by the Redmond City Hall Employees Association Representing Employees in Professional, Technical and Administrative Positions
 - b. Ordinance No. 2512: An Ordinance Establishing the 2010 Pay Plan for Employees Covered by the Redmond Police Association Representing Police Support Employees
 - c. Ordinance No. 2513: An Ordinance Amending Supplemental "S-PS" Pay Plan in order to Set Supplemental Salaries for Redmond Police Association Representing Police Support for the Year 2010

- d. Ordinance No. 2514: An Ordinance Setting 2010 Salaries for Regular and Supplemental Employees Represented by the Washington State Council of County and City Employees, Local 21-RD (AFSCME)
- e. Ordinance No. 2515: An Ordinance Establishing the 2010 Pay Plan for Employees Covered by the Redmond Police Association
- f. Ordinance No. 2516: An Ordinance Amending the 2010 Fire Pay Plan for Employees Covered by the International Association of Fire Fighters #2829 Representing Fire Fighters, Lieutenants, Captains, and Battalion Chiefs
- 6. *(This item was pulled from the Consent Agenda and addressed separately.)*
- 6a. *(This item was pulled from the Consent Agenda and addressed separately.)*
- 7. AM No. 09-281: Approval of Appointment - City of Redmond Poet Laureate: Rebecca Meredith
- 8. *(This item was pulled from the Consent Agenda and addressed separately.)*

9. AM No. 09-283: Acceptance of Construction with Langsholt Construction, Inc. in an amount of \$229,735.29 for Bear Creek Rehabilitation Preliminary Grading, Project No. 100407/96-SD-22

10. AM No. 09-284: Approval of Supplemental Agreement No. 1 with Reid Middleton, Inc. in an amount not to exceed \$89,500 for Engineering Services - NE 116th Street Corridor (167th-174th), Project No. 101282

11. AM No. 09-285: Approval of Consultant Agreement with HDR Engineering, Inc. in an amount of \$319,138 for the 152nd Ave NE Corridor Study, Project No. 101280

12. AM No. 09-286: Approval of Consultant Agreement with Reid Middleton in an amount not to exceed \$146,967 for Engineering Services - Abbey Road Pond Improvements Project

13. AM No. 09-287: Approval of Supplemental Agreement No. 1 with Otak in an amount not to exceed \$40,528 for Overlake Village Stormwater and Park Facilities Conceptual Design, Project No. 101128

14. AM No. 09-288: Approval of Consultant Agreement with Northwest Hydraulic Consultants, for a period of three years, in an amount not to exceed \$150,000 per year, for Stormwater Modeling Services On-Call Consultant Support

15. AM No. 09-289: Approval of King Conservation District Member Jurisdiction and WRIA Forum Grant in an amount of \$93,738.23 for Valley Estates Bank Stabilization and Culvert Replacement, Project No. 100392

16. AM No. 09-290: Approval of Interlocal Agreement between the Washington State Public Works Board and the City of Redmond, providing the City with \$2 million in funding, for the Redmond Central Square (161st Avenue NE Extension), Project No. 101427

17. AM No. 09-291: Approval of Comprehensive Flood Hazard Management Plan (CFHMP)
 - a. Resolution No. 1315: A Resolution Adopting the Comprehensive Flood Hazard Management Plan

18. AM No. 09-292: Appointment of Redmond Business Tax/Transportation Improvements Advisory Committee for 2010-2014

19. AM No. 09-293: Approval of City Website Needs Assessment Developed by Pacific Technologies, Inc. (PTI)

20. AM No. 09-299: Approval of Technical Correction Amending the City's 2010 Property Tax Ordinance No. 2508 to Add Language to Comply with King County's Interpretation of State Law

- a. Ordinance No. 2520: An Ordinance Amending Ordinance No. 2508, to Include Language Requested by King County, Specific to the Dollar and Percentage Increases of Redmond's Property Tax over the Previous Year's Levy Amount

Councilmembers Carson and Allen stated that they are only voting in support of Ordinance No. 2520 as a technical amendment, and still do not support the action.

Mayor Marchione read Ordinance Nos. 2509, 2511, 2512, 2513, 2514, 2515, 2516, and 2520, and Resolution No. 1315 into the record.

VOTE: The motion passed without objection. (6 - 0)

ITEMS PULLED FROM THE CONSENT AGENDA

4. AM No. 09-278: Approval of Salary Ordinances Setting 2010 Salaries for Non-Union and Executive Employees

- a. Ordinance No. 2510: An Ordinance Amending Pay Plans "N" and "E" in Order to Set Salaries for Non-Union and Executive Employees for the Year 2010

MOTION: Councilmember McCormick moved to adopt Ordinance No. 2510.

[Clerk's Note: Debate ensued; no second was received for the main motion.]

MOTION: Councilmember McCormick moved to amend Attachment A, Exhibit 1, of Ordinance No. 2510, City of Redmond Non-Union Employees 2010 Pay Plan, to make the following technical amendment:

To strike the range amount of \$5,903; \$6,436; \$6,968 from the TDM Program Manager position and to replace it with the range amount of \$6,798; \$7,527; \$8,256.

(This amendment is being made as a technical amendment. It is necessary, as information

that was previously updated regarding the range of the TDM Program Manager did not transfer to the document before the Council for consideration this evening. The amendment is also applicable to the passage of pay plan amendments through 2009 for the same reason and a footnote will be made to those documents respectively. The correct TDM Program Manager range was adopted by the Council in January 2009 through the passage of Ordinance No. 2433 and should have been reflected in the subsequently adopted Ordinance Nos. 2454 and 2480.)

The motion was seconded by Councilmember Margeson.

VOTE: The primary amendment passed without objection. (6 - 0)

VOTE: The main motion as amended passed without objection. (6 - 0)

ⁱ6a. AM No. 09-298: Approval of Selection of Preferred Downtown Central Park Site

a1. Resolution No. 1317: A Resolution Selecting a Site for Redmond's Downtown Central Park

MOTION: Councilmember Margeson moved to adopt Resolution No. 1317. The motion was seconded by Councilmember Allen.

VOTE: The motion passed without objection. (6 - 0)

6. AM No. 09-280: Approval of Authorization to Proceed with Negotiating the Acquisition of Properties within the Preferred Downtown Central Park Site Located between Cleveland Street and Redmond Way

MOTION: Councilmember Margeson moved to approve AM No. 09-280. The motion was seconded by Councilmember McCormick.

VOTE: The motion passed without objection. (6 - 0)

8. AM No. 09-282: Approval of Redmond's Revised Hazard Mitigation Plan
- a. Resolution No. 1314: A Resolution Adopting the City of Redmond Hazard Mitigation Plan (HMP) Update for 2009-2014, as Approved by the Federal Emergency Management Agency (FEMA)

Councilmember Myers queried regarding financial commitments and any possible liability that the City may be imposing on itself through adoption of the plan. Mr. James Haney, City Attorney, confirmed that there is no liability created.

MOTION: Councilmember Myers moved to adopt Resolution No. 1314. The motion was seconded by Councilmember Carson.

VOTE: The motion passed without objection. (6 - 0)

HEARINGS AND REPORTS

PUBLIC HEARINGS

(There were no public hearings held).

STAFF REPORTS

- a. AM No. 09-294: Local Transit Study

Mr. Chester Knapp, Planning Program Coordinator, presented a staff report to the Mayor and Members of the Council.

Members of the Council noted their support for increased transportation for children/students.

OMBUDSMAN REPORT

Councilmember McCormick (reporting for Councilmember Vache in his absence) reported that she had forwarded the following citizen contacts regarding:

- innovative housing;
- icy streets;
- stormwater;
- license massage therapist; and
- mold in an apartment complex.

She noted that in some of these reports, Councilmember Vache responded to the individual to let them know that staff would be responding to their concerns.

Councilmember McCormick reported that she had responded to a citizen contact from a gentleman who received a parking ticket for parking in a 24-hour no parking zone on the street in front of his house.

COMMITTEE REPORTS

Planning and Public Works Committee

Councilmember Margeson reported that the committee will meet next on December 17, 2009, at 4 p.m. in the Council Conference Room.

Parks and Human Services Committee

Councilmember Myers reported that the committee held their last meeting of the year on December 8, 2009. The committee overviewed the plans of some Parks and Human Services programs that are ongoing and received year-end reports from both departments. He advised that the summaries from the departments will be given to the next committee meeting chair.

Public Safety Committee Meeting

Councilmember Carson reported that the December meeting of the committee had been cancelled.

Suburban Cities Association

Councilmember Cole reported that he and Councilmember Margeson attended the annual caucus meeting. He stated that two appointments were made to represent the north side. Suburban Cities also made their committee appointments for the next year; with Councilmember Allen being appointed to the Growth Management Planning Council and the Regional Transit Committee. Councilmember Cole noted his continued participation on the Puget Sound Regional Council Executive Board and his joining of their Operations Committee.

Lodging Tax Advisory Committee

Councilmember Carson noted that the Lodging Tax Advisory Committee met in the past week to discuss recommendations for funding.

Mayor's Report - Burlington Northern Santa Fe Railroad Spur through Redmond

Mayor Marchione noted that the Burlington Northern Santa Fe Railroad (BNSF) is scheduled to close with the Port of Seattle on Thursday regarding the BNSF purchase, and within the next 90 days the City of Redmond will be able to enter into contracts with the Port of Seattle to obtain its piece of the property.

COUNCIL BUDGET BY PRIORITIES MEASUREMENTS REPORT

Councilmember McCormick reported regarding the status of Council's performance measurements: publication of committee agendas; committee attendance by Council members; regional committee attendance by Council members; and training goals. She noted the report is available online for reference. Councilmember McCormick also advised that the report does not include data on Association of Washington Cities (AWC) participation. Councilmember McCormick commended the members of the Council for their regular committee participation.

UNFINISHED BUSINESS

(There were no Unfinished Business items presented.)

NEW BUSINESS

- A. AM No. 09-295: Approval of 2009 Transportation Standards and Impact Fee Regulations Update
1. Ordinance No. 2517: An Ordinance Amending the Redmond Municipal Code, Redmond Comprehensive Plan, to Update the 2022 Transportation Facilities Plan, which is an Adopted Portion of the Redmond Comprehensive Plan, to Indicate that Costs and Revenues Listed in Figures 6.1 and 6.2 are Estimates that Will Vary Over Time
 2. Ordinance No. 2518: An Ordinance Amending the Redmond Municipal Code, Redmond Community Development Guide, Chapters 20D.60 and 20D.210 to Update the Annual Process for the City to Index Fire, Park, and Transportation Impact Fees and to Update the Fee Schedule

MOTION: Councilmember Allen moved to adopt Ordinance Nos. 2517 and 2518. The motion was seconded by Councilmember McCormick.

Councilmember Cole noted that school impact fees are not being considered at this time. He also stated that he would like to call the Council's attention to fire impact fees, noting that single-family resident fees are substantially less than multi-family resident fees primarily due to the responses to nursing homes. He encouraged the staff to look at adjusting or putting a separate rate in for nursing facilities the next time the plan is updated so that the rates are more proportional to actual use.

Mayor Marchione noted that staff would look into this in the next year's update.

Councilmember Myers noted his concern regarding the impact of additional taxes or fees on development.

VOTE: The motion passed without objection. (6 - 0)

ORDINANCES AND RESOLUTIONS

A. AM No. 09-296: Annexation of the Defined Smaller Area of NE Rose Hill

1. Resolution No. 1316: A Resolution Expressing the City's Intent to Proceed with Annexation of the Defined Smaller Area Identified on the Direct Petition for the Annexation of NE Rose Hill

Mr. Marchione read Resolution No. 1316 into the record.

MOTION: Councilmember McCormick moved to adopt Resolution No. 1316. The motion was seconded by Councilmember Cole.

Councilmember McCormick stated that passage of annexation in this area has been a main goal for her for many years now. She supported the annexation of the last remaining area of land and thanked staff for their efforts in assisting the residents to make annexation a reality.

Mayor Marchione explained the process of annexation from this point forward.

VOTE: The motion passed without objection (6 - 0).

B. AM No. 09-297: Approval of Acquisition and Condemnation of Fee Interest in Real Estate for NE 124th Street / SR202 Intersection Improvements, Project No. 101173

1. Ordinance No. 2519: An Ordinance Providing for the Acquisition, Condemnation, Appropriation, and Taking of a Fee Interest in Certain Real Estate Commonly Known as the Fermi Wang Property, for the Purpose of Constructing Street, Sidewalk, and Utility Improvements as Part of the NE 124th Street/SR 202 Intersection Improvements, Project 101173; Providing that the Entire Cost Thereof Shall be Paid from Available Funds; and Directing Attorneys Retained by the City of Redmond to Prosecute the Appropriate Legal Proceedings Provided for Said Condemnation

Mayor Marchione read Ordinance No. 2519 into the record.

MOTION: Councilmember McCormick moved to adopt Ordinance No. 2519. The motion was seconded by Councilmember Carson.

Councilmember Carson noted for the record that he is a personal friend of the owner's representative in this matter.

VOTE: The motion passed without objection. (6 - 0)

EXECUTIVE SESSION

Mayor Marchione noted that the Council would be in recess for 10 minutes and if there was no objection, would be reconvening in Executive Session for approximately 15 minutes to discuss a potential litigation matter. No objection was noted.

(The regular meeting recessed at 9:20 p.m., and the Mayor and Members of the Council reconvened in Executive Session at 9:30 p.m.)

(The Mayor and Members of the Council reconvened into regular session at 9:42 p.m.)

MOTION: Councilmember McCormick moved that the City of Redmond defend and indemnify Officers Parsons and McAdam from claims brought in a lawsuit by Mr. William Bennett without any reservation of rights. The motion was seconded by Councilmember Carson.

December 15, 2009

VOTE: The motion passed without objection. (6 - 0)

ADJOURNMENT

There being no further business to come before the Council, the regular meeting adjourned at 9:43 p.m.

MAYOR

CITY CLERK

Minutes Approved: January 5, 2010

ⁱ This item was addressed out of order on the agenda.