

**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, Myers, and Vache.

**ITEMS FROM THE AUDIENCE**

The following person spoke regarding securing sponsorship from the City of Redmond for operations of the Redmond Saturday Market: Mr. Jim Hoagland, President of the Redmond Saturday Market.

The following person spoke in opposition of Ordinance No. 2457, final plat approval of Pearce Planned Residential Development: Mr. Werner Deganseman.

The following person spoke in support of Ordinance No. 2457, final plat approval of Pearce Planned Residential Development: Mr. John Harkness, representing CamWest.

**CONSENT AGENDA**

MOTION: Councilmember McCormick moved to approve the Consent Agenda as presented with the exception of AM Nos 09-065 and 09-068, which would be addressed separately. The motion was seconded by Councilmember Allen.

1. Approval of the Minutes: Regular Meeting of April 7, 2009
2. Approval of Payroll/Direct Deposit and Claims Checks

PAYROLL/DIRECT DEPOSITS:

#170435 through #170504  
#206265 through #206949  
\$1,553,420.03

CLAIMS CHECKS:

#343454 through #343857  
\$1,713,857.68

3. AM No. 09-063: Approval of Eastside Public Safety Communications Agency (EPSCA) Transfer to Redmond: Associated Ordinances and Approval of Transfer of Leave Banks for Employees
  - a. Ordinance No. 2453: An Ordinance Making Adjustments to the City's Budget, Amending Ordinance No. 2428
  - b. Ordinance No. 2454: An Ordinance Amending the Non-Union Pay Plan for the Year 2009 Accommodating the Transfer of EPSCA Positions to Redmond, Providing for Severability and Establishing an Effective Date
4. AM No. 09-064: Approval of the Identity Theft Prevention Program in Compliance with the Fair and Accurate Credit Transactions Act (FACTA) of 2003
  - a. Resolution No. 1293: A Resolution Adopting An Identity Theft Prevention Program Pursuant to the Fair and Accurate Credit Transaction Act of 2003
5. *(This item was removed from the Consent Agenda and addressed separately.)*
6. AM No. 09-066: Approval of RCDG Rewrite Mission Statement
7. AM No. 09-067: Approval of COPLINK Intergovernmental Agreement
8. *(This item was removed from the Consent Agenda and addressed separately.)*

9. AM No. 09-069: Approval of Acquisition of Approximately Two Acres of King County Tax Parcel No. 062506-9016, located at the SW Corner of NE Union Hill Road and Proposed 188<sup>th</sup> Avenue NE, Project No. 100380
10. AM No. 09-070: Approval of Telecommunications Facility Lease with Sprint Spectrum Realty Company at Education Hill Water Tank Site (17100 NE 104<sup>th</sup> Street)
11. AM No. 09-071: Approval of Telecommunications Facility Lease with New Cingular Wireless PCS LLC at Education Hill Water Tank Site (17100 NE 104<sup>th</sup> Street)
12. AM No. 09-072: Approval of Consultant Agreements for Transportation On-Call Consultant Support with Keyes, Pensiero, Giacobazzi, Inc. (KPG), David Evans and Associates, Inc. (DEA), and Reid Middleton, Inc.
13. AM No. 09-073: Approval of Supplemental Agreement No. 1 for Final Design Services for Cleveland Street Sewer Replacement, Project No. 101370, with BHC Consultants, LLC, in an amount not to exceed \$115,500
14. AM No. 09-074: Approval of Ordinance Regarding Water Use Restrictions
  - a. Ordinance No. 2455: An Ordinance Relating to Water Use Restrictions, Repealing RMC Chapter 13.28, Sprinkling and Irrigation, and Adopting a New Chapter RMC 13.29, Water Use Restrictions, in Order to Provide for a Water Shortage Response Plan, Water Use

Restrictions, Enforcement and Penalties, and Providing for Severability, and Establishing an Effective Date

Mayor Marchione read Ordinance Nos. 2453, 2454, and 2455 and Resolution No. 1293 into the record.

VOTE: The motion to approve the Consent Agenda passed without objection. (7 - 0)

**ITEMS REMOVED FROM THE CONSENT AGENDA**

5. AM No. 09-065: Approval of First Amendment to the Ambulance Service Agreement

Councilmember Cole noted for the record that his son-in-law works for ARRA, and that he has been advised that no conflict of interest exists that would preclude him from voting on the question.

MOTION: Councilmember Cole moved to approve AM No. 09-065. The motion was seconded by Councilmember McCormick.

VOTE: The motion passed without objection. (7 - 0)

8. AM No. 09-068: Approval of Award of Bid: NE 36<sup>th</sup> Street Bridge Project with Tri-State Construction Inc, in the amount of \$21,431,945.28, Project No. 101040

Councilmember Cole spoke in support of AM No. 09-068, and advised that the groundbreaking will be held on May 1, 2009, at 1 p.m.

MOTION: Councilmember Cole moved to approve AM No. 09-068. The motion was seconded by Councilmember McCormick.

VOTE: The motion passed without objection. (7 - 0)

**REPORTS**

STAFF REPORTS

- a. AM No. 09-076: Review of Monthly Financial Report

Mr. Mike Bailey, Finance and Information Services Director, provided a staff report addressing:

- the local economy and Redmond's economy;
- sections of the report and changes in the format presented;
- a revenue summary and yearly comparisons of revenue;
- sales tax forecasting;
- activity in the utility tax, licenses and permits;
- the timeline in processing license renewals and how this shows differently than in previous reporting due to an earlier distribution of the renewals;
- charges for services;
- the intergovernmental and miscellaneous accounts;
- expenditures in the general fund;
- additional trend lines added to the report in order to offer more comparison detail;
- the total general fund account status, trending below budget;
- real estate excise tax trends;
- matching revenues to expenditures with regard to finalizing the Microsoft Development Agreement projects;
- the advanced life support fund activity; and
- the solid waste recycling fund activity.

Mr. Bailey noted that a review of the City's monthly financial report will be an agenda discussion item for each monthly Public Administration and Finance Committee meeting.

#### **PUBLIC HEARINGS**

1. AM No. 09-075: Open Record Proceeding - Quasi-Judicial Microsoft Long-Term Temporary Use Permit for Temporary Employee Parking Lot, L090065
  - a. Ordinance No. 2456: An Ordinance Adopting the Technical Committee's April 21, 2009, Recommendation to Approve with Conditions the Microsoft Long-Term Temporary Use Permit and Establishing an Effective Date

Mayor Marchione read Ordinance No. 2456 into the record and opened the public hearing.

There were no persons present wishing to present testimony.

Mayor Marchione closed the public hearing and discussion moved to the Council.

MOTION: Councilmember Cole moved to adopt Ordinance No. 2456. The motion was seconded by Councilmember Vache.

Councilmember Allen noted for the record that her spouse is a Microsoft employee, and that no conflict of interest exists that would preclude her from voting on the question.

Councilmember Carson noted for the record that he is a contractor for Microsoft, and that no conflict of interest exists that would preclude him from voting on the question.

VOTE: The motion passed without objection. (7 - 0)

#### OMBUDSMAN REPORT

Councilmember Margeson reported:

- receiving a citizen email regarding a "prep intake" meeting, and not being able to reach staff; staff has been contacted as of this time;
- receiving an email from a vendor providing thermal images of City Hall with the idea of energy savings in mind; the email has been forwarded to Wright Runstad; and
- that he had follow-up correspondence on a prior ombudsman issue related to winter yard waste collection.

#### COMMITTEE REPORTS

##### Public Administration and Finance Committee

Councilmember Cole reported that the Committee will be meeting on Thursday, April 23, 2009. He advised that financial reporting would be discussed, as well as the City's financial system and public defender screening services.

##### Planning and Public Works Committee

Councilmember Margeson overviewed the agenda items and discussion from the April 16, 2009, Planning and Public Works Committee meeting, including BROTS and stormwater billing by parcel.

Mayor Marchione advised that the BROTS discussion would be postponed until June and that persons affected by changes in stormwater billing are being notified of those changes.

King County Growth Management Council

Councilmember Allen reported that growth target updates are proposed, and that a meeting will be held in October to discuss City targets.

Eastside Transportation Partnership

Councilmember McCormick reported that Mike Cummings has offered to present to Council regarding Puget Sound Regional Council's 2040 presentation.

Members of the Council agreed that a report would be beneficial in approximately six months.

**UNFINISHED BUSINESS**

*(There was no Unfinished Business presented.)*

**NEW BUSINESS**

*(There were no New Business items presented.)*

**ORDINANCES AND RESOLUTIONS**

A. AM No. 09-077: Final Plat Approval Pearce PRD (a.k.a. Hazelwood Development) L040104, L040103 Quasi-Judicial

1. Ordinance No. 2457: An Ordinance Approving the Final Plat of Pearce PRD (Hazelwood), Pursuant to RCW 58.17.170 and RCDG 20F.40.150, City File Nos. L040103 and L040104, and Establishing an Effective Date

Mayor Marchione read Ordinance No. 2457 into the record.

CONFLICT OF INTEREST: Councilmember Vache declared a conflict of interest and recused himself from voting on the matter.

*(Councilmember Vache exited the chambers at this time.)*

Mr. Jim Roberts, Deputy Planning and Land Use Director, provided a staff report. Mr. Roberts noted that a piece of correspondence received by Mr. Werner Deganseman had inadvertently been omitted from the packet and recommended postponement of action on Ordinance No. 2457 until May 5, 2009,

April 21, 2009

so that members of the Council had adequate time to review the letter.

MOTION: Councilmember Allen moved to postpone Ordinance No. 2457 to a time certain of May 5, 2009. The motion was seconded by Councilmember McCormick.

VOTE: The motion to postpone to a time certain passed without objection. (7 - 0).

**ADJOURNMENT**

There being no further business to come before the Council, Mayor Marchione noted that the Regular Meeting would recess for 10 minutes, and Council would reconvene in Executive Session to discuss property negotiations for 30 minutes. Upon exiting Executive Session, the regular meeting adjourned at 9 p.m.

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MAYOR

\_\_\_\_\_  
CITY CLERK

*Minutes Approved: May 5, 2009*