

**CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

A Regular Meeting of the Redmond City Council was called to order by Mayor John Marchione at 7:15 p.m. in the Council Chamber. Councilmembers present and establishing a quorum were: Allen, Carson, Cole, Margeson, McCormick, Myers, and Vache.

Mayor Marchione presented an award to the Redmond High School Environmental Club for their demonstrated commitment to the environment and conservation.

Mayor Marchione presented a proclamation in honor of National Drinking Water Week to City of Redmond Lead Water Quality Technician Tom Fix. Mayor Marchione recognized Mr. Fix for his knowledge and experience in providing safe drinking water to Redmond's water utility customers.

Mayor Marchione presented a proclamation in honor of Older Americans' Month, and recognized the Redmond Senior Center and its volunteers for their contributions and programs provided to older adults in the community.

Mayor Marchione presented the Outstanding Senior Volunteer Award to Ms. Joy Littlefield and Ms. Martha Olson, and recognized the Sophisticated Swing Big Band for their dedication to the senior community in Redmond.

Mayor Marchione presented a proclamation in recognition of National Peace Officers' Week and National Peace Officers' Memorial Day. Members of the Police Department were in attendance to receive the proclamations.

Mayor Marchione and Mr. Craig Larson, Parks and Recreation Director, recognized Mr. Ken Wong, City of Redmond Recreation Program Administrator, who was honored by the Washington Recreation and Parks Association, with the Outstanding Professional Teen Service Section Award.

**ITEMS FROM THE AUDIENCE**

The following person spoke regarding the Group Health Cooperative's desire to continue the master planning process of its hospital in Redmond, and in support of AM No. 09-080: Mr. Larry Martin.

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

until the applicants have conformed to the tree plan:  
Mr. Werner Deganseman.

The following person spoke in support of Ordinance No. 2457,  
final plat approval of Pearce Planned Residential Development,  
stating that the applicant has met all necessary criteria for  
approval: Mr. John Harkness, representing CamWest.

Discussion ensued regarding placement of trees, a screening  
fence, and conditions of the plat approval.

#### **CONSENT AGENDA**

MOTION: Councilmember McCormick moved to approve the  
Consent Agenda as presented with the  
exception of AM No 09-080, which would be  
addressed separately. The motion was  
seconded by Councilmember Allen.

1. Approval of the Minutes: Regular  
Meeting of April 21, 2009
2. Approval of Payroll/Direct Deposit  
and Claims Checks

#### PAYROLL DIRECT DEPOSITS/CHECKS:

#170505 through #170571  
#175072 through #175073  
#206950 through #207652  
\$1,530,983.17

#### CLAIMS CHECKS:

#343858 through #344243  
\$8,407,845.38

3. AM No. 09-078: Award of Consultant  
Contract to SHKS Architects in the  
Amount of \$88,555 for Recreation  
Buildings Assessment Design (Old  
Redmond Schoolhouse Community  
Center, Old Firehouse Teen Center,  
Redmond Senior Center, Hartman  
Pool), Phase I

4. AM No. 09-079: Award of Consultant Contract for Development of Slough Park/Dudley Carter Site Master Plan to JA Brennan and Associates in the Amount of \$50,000
5. *(This item was removed from the Consent Agenda and addressed separately.)*
6. AM No. 09-081: Approval of Supplemental Agreement No. 2 to Northwest Hydraulics Consultants (NHC) in an Amount Not to Exceed \$63,437, for Overlake Watershed Stormwater Modeling Project No. 101128
7. AM No. 09-082: Approval of Consultant Agreement to Geo Engineers, Inc. in an Amount Not to Exceed \$200,000 for the Two-year Contract Duration for On-Call Geotechnical and Environmental Engineering Design and Review Services
8. AM No. 09-083: Approval of Supplemental Consultant Agreement No. 1 to Otak in an Amount Not to Exceed \$252,806 for Engineering Services, Valley Estates Bank Stabilization and Culvert Replacement, Project No. 100392
9. AM No. 09-084: Condemnation of Temporary and Permanent Property Rights for SE Redmond Transmission Main, Project No. 101227
  - A. Ordinance No. 2458: An Ordinance Providing for the Acquisition, Taking, Condemnation, and Appropriation of a Fee Interest in a Certain Parcel and Easement Interests in Other Parcels of Real Estate Located in the Vicinity of 180<sup>th</sup> Avenue NE and

Avondale Road and Legally Described Herein, for the Purpose of Constructing the Southeast Redmond Transmission Main Project, Bear Creek Crossing, CIP No. 101227; 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

10. AM No. 09-085: Approval of Consultant Agreement to Reid Middleton, Inc. in an Amount Not to Exceed \$250,000 for Engineering Services, NE 116<sup>th</sup> Street Improvements (167<sup>th</sup> Avenue NE to 174<sup>th</sup> Avenue NE), Project No. 101282
11. AM No. 09-086: Authorizing the Mayor to Enter into an Interlocal Agreement with King County Office of Public Defense to Provide Public Defender Screening Services for the City of Redmond
12. AM No. 09-087: Approval of a Memorandum of Understanding (MOU) for participating jurisdictions pertaining to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

Mayor Marchione read Ordinance No. 2458 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. 09-080: Approval of Consultant Agreement with Otak in an Amount Not to Exceed \$637,918

for Overlake Village Stormwater  
and Parks Facilities Conceptual  
Design, Project No. 101128

MOTION: Councilmember Vache moved to approve AM No. 09-080, to approve the consultant agreement for engineering services for Overlake Village Stormwater and Parks Facilities Conceptual Design, Project No. 101128, with Otak, in an amount not to exceed \$637,918, including contingencies, authorize the Mayor to sign the Agreement, and direct staff to consider during the conceptual design process all known future growth-related impacts to the area. These include Sound Transit routing, the 148<sup>th</sup> Avenue NE Slip Ramp project, and the anticipated development/redevelopment of Group Health and other properties. The motion was seconded by Councilmember Myers.

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

**REPORTS**

STAFF REPORTS

- a. AM No. 09-088: Manufacturing Park/ Business Park Phase I, Comprehensive Plan and Development Guide Amendment, L090018, L090019, SEPA

Ms. Sarah Stiteler, Senior Planner, provided a staff report.

Councilmember Allen requested to know the traffic impacts to the Willows Road area if the proposed amendment passes. She spoke regarding auto and boat repair businesses potentially receiving a lower fee than other similar businesses located in other zoning areas and questioned the use of a special use permit process for these types of businesses.

Councilmember Cole:

- spoke to his concerns regarding pedestrian and traffic safety, noting that he did not see it addressed in the report;
- requested to see what the Planning Commission had gathered in the way of permitted uses in this zoning classification in other jurisdictions;

- opined that the purpose of the zone is not to allow more retail businesses in those areas; and
- opined that residential doesn't belong in the zone at all.

Councilmember McCormick requested to know the ITE traffic counts for these types of zones and asked that they be compared to traffic impacts that are estimated to occur in the Willows Road area.

Councilmember Allen concurred that she is also interested in knowing how other jurisdictions are approaching uses in these zones and stated that she would also be interested in knowing the different infrastructure requirements that are needed in these zones.

Councilmember Myers stated that he would like to make sure that the area retains its current character, that infrastructure needs are different depending upon the use, and asked that the economic development/vitality efforts of Mr. Jim Roberts' research be included as the area is reviewed.

b. AM No. 09-089: 2009 Downtown Development Guide Amendment Plan, L090002

Mr. Gary Lee, Senior Planner, provided a staff report to the Mayor and Members of the Council. He noted that the amendments will (1) make the zoning and land use regulations more consistent with the vision for Downtown, (2) establish a new, innovative, land use category of "Drive-through in a garage of a multi-story building," and (3) provide additional clarity in the Downtown zoning regulations by providing some minor edits that clarify the differences between public schools and private schools, and clarify that public parking structures and parking lots are permitted uses.

Mayor Marchione requested that the item come forward at the next regular Council meeting for consideration. No objection was heard.

c. AM No. 09-090: Planning Process for Art Hill

Mr. Craig Larsen, Parks and Recreation Director, provided a staff report.

Members of the Council discussed the options presented to them and the majority sentiment was to wait until after the Park and

Ride opens to continue the conversation regarding the Art Hill planning process.

A future study session was requested to be scheduled at that time to include a conversation of Phase VI of the Campus Master Plan. Mayor Marchione stated that a study session would be scheduled in July.

d. H1N1 - "Swine" Flu Update (Verbal Report)

Mr. Phil Grieb, Fire Captain, provided a PowerPoint presentation regarding the status of the flu, noting that it is not being considered a full-scale pandemic. He spoke regarding regional and local efforts to stay informed about the flu, and joint-agency efforts to address the matter as new information is known.

**PUBLIC HEARINGS**

*(There were no public hearings held.)*

OMBUDSMAN REPORT

Councilmember Margeson reported:

- receiving an invitation to attend a Chamber of Commerce Government Affairs meeting;
- receiving an email related to a land use designation change; he informed the person inquiring that the matter had the potential to become a quasi-judicial matter and, therefore, the Council would not be able to comment at this time;
- receiving a misdirected email, meant for the City of Redmond, Oregon;
- receiving a zoning change request; he informed the person inquiring that the matter had the potential to become a quasi-judicial matter and, therefore, the Council would not be able to comment at this time;
- receiving a inquiry regarding a conflict in the code with State Statute; Mr. Haney is looking into the matter; and
- that he was contacted by a resident of Education Hill that had some concerns regarding development in the area; he noted that the area looked good, and will be forwarding information to staff for follow-up.

Councilmember Allen:

- stated that she had received an inquiry from a musician interested in any work opportunities that may be available

in the City of Redmond; she will forward his contact information to the Mayor's Office in follow-up; and

- informed that she had been contacted by a resident who relayed that their neighbor incorporated a fenced native growth protection area into their property by removing the protective fence from that area.

Councilmember Carson stated that he had received an email regarding construction being done on the SR 520. He stated that he would forward the inquiry to the appropriate staff for response.

#### COMMITTEE REPORTS

##### Parks and Human Services Committee

Councilmember Myers spoke regarding the April 9, 2009, committee meeting agenda, noted that the Committee toured the Kindering Center in Bellevue, overviewed the items discussed at that meeting, including computer training classes that have been coordinated by Councilmember Carson that will be offered here on campus for job seekers; Councilmember Carson will be instructing.

Councilmember McCormick thanked Councilmember Carson for his work in organizing the computer training classes, noting that the organization that has partnered with Redmond to produce the classes is "Work Source."

##### National League of Cities Green Cities Convention

Councilmember Myers reported regarding his attendance at the Green Cities Convention in Portland and about information he received on green building and sustainability. He noted a growing awareness of environmental considerations, and encouraged the City of Redmond's membership in the "ICLEI" environmental group.

#### **UNFINISHED BUSINESS**

A. AM No. 09-077: Final Plat Approval Pearce PRD (a.k.a. Hazelwood Development) L040104, L040103 (*Continued from 04/21/09, Main Motion Needed on 05/05/09*)

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

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

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

Mr. Judd Black, Development Review Planning Manager, provided a staff report and answered questions from the Council.

MOTION: Councilmember Myers moved to adopt Ordinance No. 2457. The motion was seconded by Councilmember Carson.

Discussion ensued regarding:

- the conditions of approval, staff review of the tree replacement plan to ensure conformity, and whether or not the plans are consistent with the code requirements;
- designating replacement of trees during the preliminary plat stage of the process, and losing the ability to do so after that point;
- the eight options contained in the code, and whether or not they are ranked in a priority order; staff has advised that they are not ranked;
- the topography of the neighboring property and whether or not the privacy fence actually provides "screening;" and
- statements of the developer that trees will be placed along the property lines once the houses in the development have been built.

Councilmembers Allen and McCormick opined that they did not believe the applicant had met the conditions of final approval. Councilmember Cole stated that he did believe the applicants had met the conditions of approval and that it was not reasonable to specify tree placement when the houses of the development had yet to be built.

VOTE: The motion passed with Councilmembers McCormick and Allen opposed. (4 - 2)

*(Councilmember Vache returned to the chamber at this time.)*

#### **NEW BUSINESS**

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

**ORDINANCES AND RESOLUTIONS**

- A. AM No. 09-091: Marymoor Park Place Comprehensive Plan Amendment (L070248, L080411 SEPA) ***Quasi-Judicial***
1. Ordinance No. 2459: An Ordinance Amending the Redmond Municipal Code, Redmond Comprehensive Plan, to Adopt a Comprehensive Land Use Map Amendment from Manufacturing Park to Business Park for a 2.35-Acre Site in Southeast Redmond Consisting of Parcels 131830-0180 and 131830-0190, Providing for Severability, and Establishing an Effective Date
  2. Ordinance No. 2460: An Ordinance Amending the Redmond Municipal Code, Redmond Community Development Guide, to Adopt a Zoning Map Amendment from Manufacturing Park to Business Park for a 2.35-Acre Site in Southeast Redmond Consisting of Parcels 131830-0180 and 131830-0190, Establishing the Applicability of Affordable Housing Regulations, Providing for Severability, and Establishing an Effective Date

Mayor Marchione read Ordinance Nos. 2459 and 2460 into the record.

MOTION: Councilmember Allen moved to adopt Ordinance Nos. 2459 and 2460. The motion was seconded by Councilmember Margeson.

The applicant requested the support of the Council in adoption of the ordinances.

Members of the Council voiced their support/opposition of the zoning amendment. Location, uses, neighboring compatibility, and transit were discussed.

VOTE: The motion passed with Councilmembers McCormick and Cole opposed. (5 - 2)

*(The regular meeting recessed at 9:40 p.m. The Mayor announced that the Council would reconvene in Executive Session for 20 minutes to discuss property acquisition.)*

**EXECUTIVE SESSION**

*(The Council exited executive session at this time.)*

MOTION: Councilmember McCormick moved to approve the Happ claim in the amount of \$17,500, and to authorize the Mayor to sign the settlement agreement.

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

**ADJOURNMENT**

There being no further business to come before the Council, the regular meeting adjourned at 10:05 p.m.

\_\_\_\_\_  
MAYOR

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

*Minutes Approved: May 5, 2009*