

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.

EXECUTIVE SESSION

Mayor Marchione noted that the Council would exit into Executive Session at this time to address Labor Negotiations for ten minutes.

(The Mayor and Members of the Council exited into Executive Session at 7:31 p.m. and reconvened into regular session at 7:41 p.m.)

PROCLAMATION REGARDING AMATEUR RADIO WEEK

Mayor Marchione presented a proclamation in honor of Amateur Radio Week to Kevin Natallie, Emergency Coordinator for Redmond Amateur Radio Services. Mr. Natallie invited everyone to attend the 24-hour Redmond Amateur Radio Services field day on June 27, 2009, at Farrel McWhirter Park.

PROCLAMATION RECOGNIZING JUNE 16, 2009, AS REDMOND ARTS DAY

Mayor Marchione read a proclamation in recognition of June 16, 2009, as Redmond Arts Day, and presented the proclamation to the Chair of the Arts Commission, Mr. John Stilin.

Mayor Marchione presented the Redmond Arts Awards to three recipients: Ms. Nancy McKay, Rockwell Elementary School Music Teacher; Mr. Rob Kmiec, of DigiPen Institute of Technology; and Mr. Roy Arauz, of the Redwood Theater.

Mr. Clint McCune, with Katie Dyer and her friends, presented a mini-performance as the kick-off of "Arts in the Park."

ITEMS FROM THE AUDIENCE

The following person spoke regarding the installation of a sewer main line on 140th Avenue NE: Mr. JP Penesko.

The following person spoke regarding the need for public access to the Sammamish River Trail in the Mondavio subdivision: Ms. Justine Ehlers.

CONSENT AGENDA

MOTION: Councilmember McCormick moved to approve the Consent Agenda as presented with the exception of AM No. 09-122, which would be addressed separately. The motion was seconded by Councilmember Allen.

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

PAYROLL DIRECT DEPOSITS/CHECKS:

#170699 through #170767
#209052 through #209755

\$1,586,102.50

CLAIMS CHECKS:

#345030 through #345378

\$1,923,736.45

3. AM No. 09-120: Approval of 2009-2010 Budget Adjustment
 - a. Ordinance No. 2470: An Ordinance Amending Ordinance No. 2428, as Amended by Ordinance No. 2453, by Making Adjustments to the City's Budget, in Attachment A, Exhibit 1
4. AM No. 09-121: Approval of Contract with MuniServices to Provide Professional Services for Compliance Audits of the City's Utility Tax and Unlicensed Businesses

5. *(This item was removed from the Consent Agenda and addressed separately.)*
6. AM No. 09-123: Approval of Temporary Use Permit Fee Exemption Amendment, L090055
 - a. Ordinance No. 2471: An Ordinance Amending RCDG 20F.30.20-070(3) in Order to Exempt Temporary Use Permit Applications for Parking in the Downtown and Overlake Neighborhoods from the Requirement to Pay Application Fees, DGA L090055; Providing for Severability; and Establishing an Effective Date
7. AM No. 09-124: Award of Bid to Langsholt Construction Inc., in the amount of \$278,787, for Bear Creek Rehabilitation Preliminary Grading, Project No. 100407
8. AM No. 09-125: Approval of Consultant Agreement with Financial Consulting Services Group, in the amount of \$96,810, to Perform 2011-2012 Water and Wastewater Rate Studies
9. AM No. 09-126: Award of Bid to DLH Inc. in the amount of \$320,187, and Approval of Supplemental Agreement No. 1 for Architectural Services with Wagner Architects in an amount not to exceed \$28,000, for Fire Station No. 14 Renovation and Repair, Project No. 101061
10. AM No. 09-127: Award of Bid to Storey Construction, Inc., in the amount of \$173,954.80, for Localized Efficiency Action

Program (LEAP) 2009 Road
Improvements Project No. 101421

11. AM No. 09-128: Approval of Fleet Maintenance Reserve Funds, in the amount of \$100,000, to Implement Recommendations from the Snow Storm Operational Review
12. AM No. 09-129: Approval of Interlocal Agreement with the Washington State Department of Transportation (WSDOT) and the City of Redmond for SR 202 Redmond Way Landscape Maintenance Transfer
13. AM No. 09-130: Authorize Transfer of 4200 - 228th Avenue NE, Fire Station No. 15 to King County Fire Protection District No. 34

Mayor Marchione read Ordinance Nos. 2470 and 2471 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. 09-122: Approval of Contract to Pacific Technologies (PTI) in the amount of \$36,000 to Perform a Needs Assessment for the City's Internet Website

MOTION: Councilmember Cole moved to adopt AM No. 09-122. The motion was seconded by Councilmember Margeson.

MOTION: Councilmember Cole moved, Councilmember Allen seconded, to amend AM No. 09-122, Exhibit A to the contract, Scope of Work, Phase I, Section 3, Conduct Focus Groups, by striking the phrase, "...selected to demographically represent the composition of Redmond residents 18 years and older," from the second sentence, and to insert in its place the sentence, "Focus groups may

include youth participants with proper guardianship approval," to read:

3. Conduct Focus Groups

Consultant is to conduct up to 10 focus groups with 10 to 15 participants in each session. Participants of two focus groups will be Redmond residents. Focus groups may include youth participants with proper guardianship approval. In the response, the consultant is to indicate whether the task of recruiting participants for the resident focus groups will be handled by the consultant or a sub-consultant. The remaining focus groups will be divided up between business constituents and City staff of which the City will choose the participants.

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

VOTE: The main motion, as amended, passed without objection (7 - 0).

PUBLIC HEARINGS

1. AM No. 09-131: 2010-2015 Transportation Improvement Program (TIP)
 - a. Resolution No. 1295: A Resolution Adopting a Six-Year Transportation Improvement Program (TIP) for the Years 2010 - 2015, and Directing the Same to be Filed with the State Secretary of Transportation and the Transportation Improvement Board

Mayor Marchione read Resolution No. 1295 into the record and opened the public hearing.

The following person spoke in opposition to some of the projects contained in the 2010 - 2015 Transportation Improvement Program: Mr. Ernest Wilson.

There being no others who wished to present testimony, the public hearing closed and discussion moved to the Council.

MOTION: Councilmember McCormick moved to adopt Resolution No. 1295. The motion was seconded by Councilmember Myers.

Members of the Council discussed the projects included in the TIP. Councilmember McCormick requested that projects C48 and C49 be started as soon as possible, as well as improvements at the south end of 24th Avenue NE and West Lake Sammamish Parkway. Discussion ensued regarding a possible roundabout on West Lake Sammamish Parkway. It was noted for the record that a study session will be scheduled in the future to discuss the project.

VOTE: The motion passed with Councilmember Cole opposed (6 - 1).

REPORTS

STAFF REPORTS

- a. AM No. 09-136: Kick-off of Downtown Capital Improvement Public Relations Campaign

Mr. Jim Roberts, Deputy Planning Director, provided a report to the Mayor and Members of the Council regarding the kick-off of the Downtown Capital Improvement Public Relations Campaign. Several major projects are scheduled to take place in the Downtown over the next two years. The first of those is the Cleveland Street Sewer Replacement Project, to begin late July. Mr. Roberts discussed the efforts of the City to inform and gain input from the community, as well as public information available.

OMBUDSMAN REPORT

Councilmember Vache reported he received notice regarding:

- a complaint regarding litter in the way of advertising material that is being left in a resident's driveway; the matter has been referred to code enforcement for follow up;
- a property owner having difficulty keeping tenants due to permitting; the matter has been forwarded to staff for follow up;

- an email regarding appointment policies to the City's Boards and Commissions; the matter has been forwarded to staff for follow up;
- a mapping error regarding the Wedge subarea; the error has been corrected;
- collisions with bicyclists on the Sammamish River Trail; staff has consulted with King County, who has jurisdiction over the trail;
- blinding lights on SR520 and SR202 due to a state-sponsored enforcement exercise; complaints were forwarded to staff for follow up; and
- an Eagle Scout who is looking for a project; the matter has been forwarded to the Parks Department.

Mayor Marchione reported that he had met with Redmond Town Center representatives to work out an advertising sponsorship agreement to assist the Redmond Saturday Market. He continued by noting that Redmond Town Center will provide \$4,000 as a match to an appropriation from the Council of \$5,000 for the purpose.

MOTION: Councilmember McCormick moved to appropriate \$5,000 from the Council Contingency in the General Fund to support sponsorship of the Redmond Saturday Market. The motion was seconded by Councilmember Allen.

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

COMMITTEE REPORTS

Parks and Human Services Committee

Councilmember Myers:

- reported that the Committee met last Tuesday, and overviewed the agenda items discussed, including:
 - development of the Human Services Commission;
 - a presentation from the NE Funders Group;
 - Teen Center activities;
 - a Slough Park contract update;
 - NE Park development, and a large volunteer interest from the local community in this regard;
 - Derby Days, and the addition of Friday night events; and
 - "Fourth Saturday" on June 20, 2009, at Idylwood Park.

Planning and Public Works Committee

Councilmember Margeson noted that the next Committee meeting would be held on June 18, 2009, at 4 p.m.

Public Issues Committee (PIC)

Councilmember Margeson reported that he attended a PIC Committee meeting on June 10, 2009, in Renton. He noted that the Guiding Principles for transit service reduction were discussed. The Committee also discussed:

- service restoration; 40/40/20;
- mental health and drug dependency court; and
- a local hazardous waste management program.

Councilmember Margeson also reminded the Members of the Council regarding the Suburban Cities Association networking dinner on July 15, 2009.

Public Safety Committee

Councilmember Carson reported that the Committee will meet on June 18, 2009, at 8:30 a.m., in the Council Conference Room.

Eastside Transportation Partnership

Councilmember Allen reported that she and Councilmember McCormick attended the last Eastside Transportation Partnership meeting held where Metro service reductions were discussed; she noted that there has been a proposed decrease in service to the Eastside.

UNFINISHED BUSINESS

- A. AM No. 09-132: Richardson Redmond Comprehensive Plan and Community Development Guide Amendment (L070257, L080148, SEPA) - ***Quasi-Judicial***

Sarah Stitler, Senior Planner, provided a staff report to the Mayor and Members of the Council regarding AM No. 09-132. She noted that the Planning Commission recommended denial of the requested amendment, and discussed the rationale for their decision with the Members of the Council.

Members of the Council and staff discussed:

- the proposal to rezone as General Commercial, from the current R12 classification;
- the existing conditions of the property;
- the appropriateness of the site for commercial use;
- incompatibilities with the General Commercial classification;
- conflicts with Comprehensive Planning policies;
- conflicts with the Grass Lawn Neighborhood Plan;
- the intersection improvement study conducted for Old Redmond Road and W. Lake Sammamish Parkway; and
- the prior meeting held before Council in July 2008, at which time, the matter was referred to the Planning Commission for further study.

MOTION: Councilmember Allen moved to extend debate beyond ten minutes per side. The motion was seconded by Councilmember Myers.

VOTE: The motion to extend debate passed with Councilmember Cole opposed (6 - 1)

(The regular meeting recessed at 9:19 p.m. and reconvened at 9:32 p.m.)

MOTION: Councilmember McCormick moved to limit debate to 20 minutes per side. The motion was seconded by Councilmember Allen.

VOTE: The motion to limit debate passed without objection.

Jill Richardson, Applicant, testified that:

- she believes that the Planning Commission did not follow procedural rules and regulations, nor usage conditions;
- the property is a natural mixed-use site;
- the property was not included in the Intersection Study, noting that she was never consulted regarding access issues, etc.;
- she was not provided an appropriate amount of time in which to respond during the April 29, 2009, meeting before the Planning Commission;
- the Planning Commission never discussed conditions, and also refused to discuss a concomitant agreement;
- the surrounding zoning is varied;

- the location of the property is between two main arterials;
- the property is the last property in the area with an R-12 zoning classification;
- the change to General Commercial has no negative impact on the neighborhood;
- she was advised that there could be no Neighborhood Commercial zoning near General Commercial zoning;
- she did share the list of proposed uses for the property with the Planning Commission; and
- she is willing to work with all stakeholders regarding the use list for the property.

Linda O'Hara, Bud Brown, and Duane Nakano, of Marymoor Trails Condominiums, testified that:

- they are representatives for 54 families that currently live in the Marymoor Trails Condominiums;
- their concerns are related to change of ownership of the property and the incompatible uses that will be available to the current applicant and future owners through the General Commercial zoning request;
- there is poor visibility with regard to access to the property;
- there has been no proposed use stated by Ms. Richardson regarding her request for the re-zone;
- there are significant parking limitations with regard to running a business on the property, and they are concerned with parking spill-over into their residential parking areas; and
- they are not opposed to development on the site, but that they are not supportive of the General Commercial zoning proposal.

Jill Richardson, Applicant, testified that:

- the issues with parking on the site are old, and that they can be addressed when redevelopment occurs;
- she is willing to work with the Marymoor Trails Condominiums owners to find a workable solution;
- access to the property was previously taken away due to Redmond City road improvements in the area; and
- her intent is to build a mixed-use facility with residential units above.

Linda O'Hara, Bud Brown, and Duane Nakano, of Marymoor Trails Condominiums, testified that:

- the property was originally zoned as R-12; and

- Ms. Richardson is not pursuing a Neighborhood Commercial designation, but rather a General Commercial designation.

Members of the Council and staff discussed:

- the inability of the property to be zoned Neighborhood Commercial due to the conflicts with the Comprehensive and Neighborhood plans;
- placing conditions on the type of use created from a re-zone;
- the differences in uses between Neighborhood Commercial and General Commercial;
- the proceedings that occurred in April at the Planning Commission level when the matter was remanded back to them by the City Council, Ms. Richardson's ability to testify at that time, and creating a development agreement with regard to the site; and
- the process of holding a public hearing on any development agreement that may be created.

MOTION: Councilmember Cole moved to extend the meeting beyond 11 p.m. The motion was seconded by Councilmember Vache.

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

MOTION: Councilmember McCormick moved to approve the proposed Richardson Comprehensive Plan Amendment. The motion was seconded by Councilmember Cole.

MOTION: Councilmember Cole moved to postpone discussion and final action on the matter to a time certain of October 26, 2009, in order to give the applicant and staff adequate time to address the application for a development agreement regarding the proposal. The motion was seconded by Councilmember McCormick.

[Clerk's Note: The date of resuming debate on the matter was rescheduled administratively to October 20, 2009, a regular Council meeting date.]

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

NEW BUSINESS

(There were no New Business items presented.)

ORDINANCES AND RESOLUTIONS

(There were no Ordinances or Resolutions presented.)

ADJOURNMENT

There being no further business to come before the Council,
the regular meeting adjourned at 11:11 p.m.

*(The Study Session, scheduled immediately following the regular
meeting was cancelled at this time.)*

MAYOR

CITY CLERK

Minutes Approved: July 7, 2009