

CITY OF REDMOND
RESOLUTION NO. 1334

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DETERMINING A PORTION OF A PUBLIC UTILITY PROPERTY IS SURPLUS TO THE CITY'S NEEDS, IS NOT REQUIRED FOR CONTINUED PUBLIC UTILITY SERVICE, AND SUCH LAND CAN BE SOLD

WHEREAS, a parcel of public utility land, known as King County Tax Parcel 032505-9125, is owned by the City of Redmond and City of Kirkland as tenants-in-common in percentage interests of 34 percent and 66 percent respectively; and

WHEREAS, the City of Kirkland finds that a portion of the jointly-owned parcel, as described on attached Exhibit A, is necessary to accommodate capital improvement program projects planned by the City of Kirkland, commonly referred to as the NE 85th Street Corridor Improvements from I-405 to 132nd Avenue NE. The improvements will include a series of coordinated projects to minimize traffic delays; address safety issues for pedestrians, drivers, bicyclists, transit riders and others by adding continuous sidewalks; intersection capacity improvements at the locations of 132nd Avenue NE and NE 85th Street (Redmond Way); a new northbound-to-eastbound right-turn lane at 132nd Avenue NE; conversion of overhead utility lines to underground facilities along portions of the corridor; and improving storm water quality. The City of Kirkland's

improvement activities will commence in 2010 and continue through 2012; and

WHEREAS, an Interlocal Operating and Maintenance Agreement exists between the Cities of Redmond and Kirkland for the utility parcel and the agreement established a Joint Board; and

WHEREAS, RCW 35.94.040 provides that only the legislative body of the City can determine if land, originally acquired for public utility purposes, is surplus to the City's needs and not required for providing continued public utility services; and then the legislative body of the City has the authority by resolution, after a public hearing, to provide for the lands to be sold.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Joint Board Agreement. The Joint Board has determined it has no need for the portion of the parcel necessary to accommodate City of Kirkland's NE 85th Street Corridor Improvements Project and supports the conveyance.

Section 2. City of Redmond's Surplus. The City of Redmond's Council has determined that the portion of the parcel necessary to accommodate the City of Kirkland's project can be considered surplus, as there are no other City of Redmond utility or public needs for the portion of the parcel.

Section 3. City of Redmond's Authorization to Convey. The City of Redmond's Council authorizes the Mayor of Redmond to execute a deed and any associated documents to transfer its percentage share of a fee portion of the parcel to the City of Kirkland pursuant to RCW 35.94.040, following the receipt of a Fair Market Value consideration amount of Thirteen Thousand Four Hundred Dollars (\$13,400).

Section 4. Effective Date. This resolution shall become effective upon adoption.

ADOPTED by the Redmond City Council this 6th day of July, 2010.

CITY OF REDMOND



JOHN MARCHIONE, MAYOR

ATTEST:



MICHELLE M. MCGEHEE, CMC, CITY CLERK

(SEAL)

FILED WITH THE CITY CLERK: June 23, 2010
PASSED BY THE CITY COUNCIL: July 6, 2010
EFFECTIVE DATE: July 6, 2010
RESOLUTION NO.1334

ADOPTED 6-0: Allen, Cole, Margeson, Myers, Stilin and Vache

EXHIBIT A
LEGAL DESCRIPTION
PORTION OF KING COUNTY TAX PARCEL 032505-9125

THAT PORTION OF THE HEREINAFTER DESCRIBED PARCEL "A", LYING WEST OF A LINE THAT IS 46.50 FEET EAST OF AND PARALLEL WITH THE CENTERLINE OF 132ND AVENUE NORTHEAST.

CONTAINING 658 SQUARE FEET, MORE OR LESS.

PARCEL "A"

THAT PORTION OF THE WEST 180 FEET OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 25 NORTH, RANGE 5 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON, LYING SOUTHERL OF SECONDARY STATE HIGHWAY 2-D (KIRKLAND-REDMOND HIGHWAY);

EXCEPT THE WEST 30 FEET FOR 132ND AVENUE NE;

AND EXCEPT THE SOUTH 75 FEET THEREOF;

AND EXCEPT THAT PORTION DEEDED TO WASHINGTON STATE BY WARRANTY DEED RECORDED JANUARY 26, 1970 UNDER RECORDING NO. 6612761, RECORDS OF KING COUNTY, WASHINGTON.