



Memorandum

**Date:** 11/1/2021  
**Meeting of:** City Council Special Meeting

**File No.** AM No. 21-161  
**Type:** Consent Item

**TO:** Members of the City Council  
**FROM:** Mayor Angela Birney  
**DEPARTMENT DIRECTOR CONTACT(S):**

Public Works	Dave Juarez	4255562733
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**DEPARTMENT STAFF:**

Public Works	Adnan Shabir	Senior Engineer
Public Works	Paul Cho	Engineering Manager

**TITLE:**  
Approval of the Leary Way Bridge Easement Agreement Renewal

**OVERVIEW STATEMENT:**

The Leary Way bridge is situated over Washington State Department of Natural Resources (WA DNR) Aquatics Land. In 1991 the City signed an Easement Agreement with WA DNR allowing for the bridge to be constructed and remain over DNR Aquatics land. This Agreement is set to expire in October 1, 2021 and must be renewed by January 1, 2022 for continued use of the bridge. DNR allows a grace period of 90 days from the expiration date to renew.

This request is to renew the Easement Agreement with WA DNR for the bridge to remain over DNR Aquatics Land.

**Additional Background Information/Description of Proposal Attached**

**REQUESTED ACTION:**

**Receive Information**       **Provide Direction**       **Approve**

**REQUEST RATIONALE:**

- **Relevant Plans/Policies:**  
N/A
- **Required:**  
RCW 35A.11.010
- **Council Request:**  
N/A
- **Other Key Facts:**  
The agreement includes an easement for the use of State land for the Leary Way Bridge over the Sammamish River. The term of the agreement is twelve years, from October 1, 2021-September 30, 2033. The City must

apply for a new easement at least one year prior to the end of this term.  
The existing agreement and the new agreement are substantially the same, both provide an Easement for the existing Leary Way Bridge to remain over State Aquatics Land. Some notable differences are as follows:

The existing agreement contained a 30-year term; however, the new agreement has a 12-year standard term. The State does not issue 30-year terms any longer.

Under the existing agreement, the State requires a 5-day advanced notice to be given in case of any substantial work activity in the Easement area. The new agreement has increased this notification period to a minimum 60 days.

**OUTCOMES:**

Renewing the easement agreement allows for the Leary Way Bridge to continue to serve as a critical part of Redmond's transportation infrastructure.

**COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:**

- **Timeline (previous or planned):**  
N/A
- **Outreach Methods and Results:**  
N/A
- **Feedback Summary:**  
N/A

**BUDGET IMPACT:**

**Total Cost:**  
\$1600

**Approved in current biennial budget:**       **Yes**       **No**       **N/A**

**Budget Offer Number:**  
N/A

**Budget Priority:**  
N/A

**Other budget impacts or additional costs:**       **Yes**       **No**       **N/A**

***If yes, explain:***

\$1600 Administrative Fee is a new one-time fee to renew the Easement calculated per State law

**Funding source(s):**  
General Fund -Traffic Operations Division Budget

**Budget/Funding Constraints:**  
N/A

**Additional budget details attached**

**COUNCIL REVIEW:**

**Previous Contact(s)**

<b>Date</b>	<b>Meeting</b>	<b>Requested Action</b>
10/12/2021	Committee of the Whole - Planning and Public Works	Provide Direction

**Proposed Upcoming Contact(s)**

<b>Date</b>	<b>Meeting</b>	<b>Requested Action</b>
N/A	None proposed at this time	N/A

**Time Constraints:**

Easement Agreement must be signed by DNR and the City by January 1, 2022. The Easement Agreement expires on Oct 1, 2021; however, DNR allows a 90-day grace period to renew the Agreement by January 1, 2022.

**ANTICIPATED RESULT IF NOT APPROVED:**

Washington State Department of Natural Resources has authority to ask the City to remove the bridge or stop use of the bridge. This would cause a significant transportation impact to the City as the bridge serves as a crucial transportation corridor into Downtown Redmond.

**ATTACHMENTS:**

Attachment A: Leary Way Bridge Vicinity Map  
Attachment B: DNR Easement Agreement