

CODE

ATTACHMENT A

**CITY OF REDMOND
ORDINANCE NO. _____**

AN ORDINANCE OF THE CITY OF REDMOND,
WASHINGTON, AMENDING THE REDMOND MUNICIPAL
CODE SECTION 2.36, CITY ATTORNEY, INCLUDING
SECTIONS 2.36.020 DUTIES, 2.36.030
COMPENSATION, 2.36.040 PREVIOUS COMPENSATION,
AND 2.36.050 ASSOCIATE COUNSEL

WHEREAS, RCW 35A.12.020 relates to appointed officers of the
City duties and compensation, including the City Attorney; and

WHEREAS, the Redmond City Council authorized the hiring of an
in-house City Attorney in the 2025-2026 Biennial Budget; and

WHEREAS, Ordinance No. 300 codified provisions relating to
the City Attorney and established duties, compensation, and use of
associate counsel; and

WHEREAS, the Council desires to revise Redmond Municipal Code
(RMC) Section 2.36 to establish the office of an in-house City
Attorney.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND,
WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a
general and permanent nature and shall become a part of the City
Code.

Section 2. Amendment of Section. Redmond Municipal Code
2.36, City Attorney, Sections 2.36.020-2.36.050, are hereby
amended to read as follows:

2.36.020 Duties.

The City Attorney shall advise the City authorities and
officers on all legal matters pertaining to the business of
the City and shall approve all ordinances as to form. [HE]
They shall represent the City in all actions brought by or
against the City or against the City officials or employees
in their official capacity. [HE] They shall attend all regular
and special meetings of the City Council and shall prosecute
violations of city ordinances as directed by the City Council.
[HE] The City Attorney shall perform such other legal duties
as the City Council shall order from time to time or direct
by ordinance.

~~[2.36.030 COMPENSATION.~~

~~THE CITY ATTORNEY SHALL RECEIVE A MONTHLY RETAINER IN SUCH
AMOUNTS AS THE COUNCIL MAY, FROM TIME TO TIME, ESTABLISH BY
ORDINANCE. THE MONTH RETAINER PAID BY THE CITY AS FIXED FROM
TIME TO TIME BY ORDINANCE SHALL BE COMPENSATION TO THE CITY
ATTORNEY FOR ALL LEGAL SERVICES PERFORMED IN CONNECTION WITH
OR HAVING TO DO WITH ALL CITY OPERATIONS IN A GOVERNMENTAL,
AS DISTINGUISHED FROM A PROPRIETARY CAPACITY; PROVIDED
HOWEVER, THAT THIS SHALL NOT INCLUDE REPRESENTING THE CITY IN~~

~~ANY SUPERIOR COURT ACTION, NOR PREPARATION THEREFOR, NOR SHALL THE RETAINER INCLUDE TIME SPENT ON PURCHASING OF PROPERTY, OBTAINING EASEMENTS, RIGHTS OF WAY, NOR TIME SPENT ON OBLIGATION BOND ISSUE, REVENUE BOND ISSUES OR CONDEMNATION ACTIONS, NOR TIME SPENT IN THE PREPARATION AND DRAFTING OF SPECIAL ORDINANCES OR RESOLUTIONS, NOR SERVICES RENDERED IN CONNECTION WITH ANY LOCAL IMPROVEMENT DISTRICTS OR ANNEXATION. IT IS CONTEMPLATED THAT, FROM TIME TO TIME, SOME CAUSE MAY COME BEFORE THE CITY REQUIRING SERVICES OVER AND ABOVE THE FORMAL DUTIES OF THE CITY ATTORNEY, AND THAT WHEN SUCH SERVICES ARE REQUESTED AND REQUIRED BY THE CITY COUNCIL, THEY TOO SHALL BE COMPENSATED AT THE RATE NOW FIXED FOR ADDITIONAL DUTIES, WHICH RATE SHALL BE CONSISTENT WITH AND BASED ON THE HOURLY FEE AND COURT PROCEEDINGS FEE ESTABLISHED BY THE SEATTLE-KING COUNTY BAR ASSOCIATION. THE RATE SHALL BE THE RATE PAID FOR ALL SERVICES PERFORMED BY THE CITY ATTORNEY OTHER THAN THOSE COVERED BY THE MONTHLY RETAINER; PROVIDED HOWEVER, THAT IF THE RATE ESTABLISHED BY THE SEATTLE-KING COUNTY BAR ASSOCIATION SHOULD BE CHANGED OR A FEE SCHEDULE SHOULD BE HEREAFTER ADOPTED BY THE EAST KING COUNTY BAR ASSOCIATION, THEN THE RATE MAY BE CHANGED ACCORDINGLY BY ORDINANCE. IT IS FURTHER PROVIDED THAT IN THE EVENT ADDITIONAL SERVICES OR DUTIES ARE REQUIRED OF THE CITY ATTORNEY, FOR WHICH ADDITIONAL COMPENSATION IS TO BE PAID AS ABOVE SET~~

~~FORTH, ADDITIONAL DUTIES AND SERVICES SHALL BE REFLECTED IN THE MINUTES OF THE CITY COUNCIL.~~

~~**2.36.040 PREVIOUS COMPENSATION.**~~

~~COMPENSATION HERETOFORE PAID AND RECEIVED BY THE CITY ATTORNEY FOR ALL PREVIOUS ACTIONS PERFORMED BY THE CITY ATTORNEY UNDER THE DIRECTION OF THE MAYOR AND CITY COUNCIL IS HEREBY RATIFIED AND CONFIRMED. THE CITY COUNCIL HEREBY DECLARING THAT THE COMPENSATION HAS BEEN MADE FOR SUCH ACTIONS IN ACCORDANCE WITH THE ABOVE PROVISIONS AS THROUGH THE ORDINANCE CODIFIED IN THIS CHAPTER HAD BEEN PREVIOUSLY ENACTED.]~~

2.36.050 Associate Counsel

From time to time, as need arises, the City Council may employ additional counsel to assist the City Attorney in superior court actions, financing arrangements or other proceedings. The compensation for [HIS] these services shall be set by the Council at the time of the employment of the additional counsel.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

ADOPTED by the Redmond City Council this 15th day of April,
2025.

ANGELA BIRNEY, MAYOR

(SEAL)

CITY ATTORNEY, DANIEL KENNY

Ordinance No. _____
AM No. 25-