

WASHINGTON STATE BOUNDARY REVIEW BOARD  
FOR KING COUNTY

REGULAR MEETING MINUTES

May 29, 2008

Renton, Washington

**I CALL TO ORDER**

Chair Claudia Hirschey convened the meeting at 7:10 P.M.

**II ROLL CALL**

The following members were present:

Evangeline Anderson	Charles Booth
Robert Cook	A.J. Culver
Robert George	John Holman
Roberta Lewandowski	Roger Loschen
Michael Marchand	

**III MINUTES**

**A. SPECIAL MEETING – CITY OF RENTON: LIBERTY ANNEXATION (FILE NO. 2274)**

Chair Hirschey presented the minutes of the Special Meeting/Public Hearing of April 22, 2008 for review and action by the Board members.

A request was made to amend this report to confirm that John Holman was present at the Special Meeting/Public Hearing.

*Action: Charles Booth moved and Robert George seconded the motion to adopt the minutes, as amended, for the Special Meeting/Public Hearing Meeting of April 22, 2008. The Board members voted nine in favor of approval of this record. Roberta Lewandowski abstained as she was not present at the Special Meeting/Public Hearing.*

**B. REGULAR MEETING**

Chair Hirschey presented the minutes of the Regular Meeting of April 10, 2008 for review and action by the Board members.

*Action: Roger Loschen moved and AJ Culver seconded the motion to adopt the minutes for the Regular Meeting of April 10, 2008. The Board members voted eight in favor of approval of this record. Evangeline Anderson and Michael Marchand abstained as they were not present at the Regular Meeting.*

**IV. ORIENTATION PROGRAM**

Ashley Probart, of the Association of Washington Cities, provided a presentation entitled "State and Local Government Overview of Funding for Washington Cities and Towns."

Mr. Probart presented information on the following topics:

- City and Town Statistics
- Population Characteristics
- State Total Revenues/General Fund Revenues
- State Operating Expenditures: All Funds/General Funds
- City Revenues: All Funds - Operating, Capital, Utilities

- City Operating Revenues – General and Special Funds
- City Expenditures: All Funds - Operating, Capital, Utilities
- City Operating Expenditures – General and Special Funds
- Per Capita Operations Expenditures
- Property Tax Limits
- Cities Are In A Fiscal Vice
- Water, Sewer and Stormwater
- Cities – Transportation Shortfall
- Gas Tax Distribution – Inflation and Population Growth
- The Future – Changing Landscape – Policy Impacts and Fiscal Impacts

Mr. Probart reported that major issues – from both the policy perspective and the fiscal perspective – relate to basic services (e.g., law & justice, education), transportation, infrastructure and protection of the environment (e.g., stormwater management).

Board members entered into a discussion with Mr. Probart concerning several key elements of the presentation, including, but not limited to: accessibility to and balancing of revenue (e.g., taxes) and expenditures at the state, regional (e.g., county), and local levels of government; allocation of funding for services and facilities; streamlining of sales taxes; and management of fiscal issues through policy development and implementation.

Mr. Probart will provide supplemental information pursuant to key issues delineated by members of the Board.

The Board expressed great appreciation to Mr. Probart for an excellent, interesting presentation.

#### **IV. RESOLUTION AND HEARING DECISION**

##### **CITY OF RENTON: LIBERTY ANNEXATION - (FILE NO. 2274)**

Chair Hirschey and Mrs. Blauman introduced the City of Renton proposal for the Liberty Annexation (File No. 2274). The City of Renton submitted a Notice of Intention to annex the Liberty Area (199.7 acres). The Board conducted a Public Hearing for this Notice of Intention on April 22, 2008. On April 22, 2008, the Board entered into deliberations and came to a preliminary decision to approve the proposed Liberty Area Annexation.

In the event that the Boundary Review Board denies the proposed Liberty Area, then the annexation proposal would be terminated.

Chair Hirschey invited the Board to enter into final decision-making for the Liberty Area Notice of Intention.

*Motion: Roger Loschen moved and AJ Culver seconded the motion to adopt the Resolution and Hearing Decision for File No. 2274 approving the proposed City of Renton Liberty Area Annexation (199.7 acres). The Board members voted nine in favor of and none in opposition to the motion to adopt the Resolution and Hearing Decision for File No. 2270. Roberta Lewandowski abstained as she did not attend the public hearing for File No. 2274.*

Chair Hirschey reported that the Resolution and Hearing Decision will be filed on May 30 2008. A 30 day appeal period will then commence for the Resolution and Hearing Decision, as mandated by RCW 36.93.

## VI. ADMINISTRATION

### A. CHAIR'S REPORT

General Business: Lenora Blauman reported that the Board staff is currently working on several projects including: (1) an orientation program for the Boundary Review Board; (2) coordinating programs with King County Executive/Council Work Program; (3) coordinating activities with the State Association for Legislature 2009; (4) pre-development review for future Notices of Intention; (5) Year 2008 Budget management; and (6) preparation of the Year 2009 Budget Proposal.

Orientation Programs: Lenora Blauman reported that orientation programs are being arranged to provide information on Vision 2040 (August 14, 2008) and other topics relating to regional planning.

File No. 2258: Fairwood Municipal Initiative: City of Fairwood Incorporation Petition: Lenora Blauman reported that the Boundary Review Board Fairwood Incorporation Review Sub-Committee (FIRSC) has completed the design of the Request for Proposal (RFP) the Fairwood Municipal Initiative Request for Proposal for the formation of a new City of Fairwood.

The Request for Proposal was published on May 22, 2008. Lynn Guttman and Lenora Blauman will join the County Contracts representatives to staff a Pre-Proposal Information Meeting for interested consultants on June 2, 2008. Bidding will close on June 12. FIRSC plans to select a consultant in June. The tentative review schedule for the proposed incorporation has been distributed to the Boundary Review Board members.

At the conclusion of the selection process, the FIRSC team will present to the Board an overview of the plans for completing the Fairwood Incorporation Study and for the authorities/responsibilities of the Board with respect to the evaluation of the proposed incorporation.

Washington State Association of Boundary Review Boards: Chair Hirschey invited Roger Loschen to provide a report on Washington State Association Spring Training Workshop. Mr. Loschen reported that the event was most successful. The program was well attended by both new members and experienced members from counties around the State. Presentations provided excellent basic information. Currently relevant issues were presented in an interesting manner and engendered lively discussion among the members. Particularly outstanding contributions were provided by Robert Kaufman and by a team of Spokane County members who conducted a mock hearing.

All members are encouraged to attend the upcoming Annual Conference and to attend the 2009 Spring Workshop.

Boundary Review Board Meeting Schedule: Mrs. Blauman reported that the Board will not be holding the Regular Meeting of June 2008. Agendas for the July Regular Meeting and August Regular Meeting will be completed shortly. These meetings are anticipated to include several special programs and requirements for decisions. All members are encouraged to attend these Regular Meetings.

Report from the State Legislature: Lenora Blauman reported that both the State Association and King County intend to develop a package of proposed legislation for Legislature 2009.

Based upon the importance of establishing a statutory mandate to permit boundary review boards to administer annexations to meet RCW 36A.70, RCW 36.93, *et seq.*, King County officials are reported to have made a commitment to bring a package of annexation legislation to Olympia to Legislature 2009. That package will reportedly contain, but not be limited to, a proposal to extend SSB 6686 beyond 2010 and to expand its benefits to the City of Seattle. The package will reportedly also include a proposal to grant authority to boundary review boards to expand annexations in accord with the provisions of RCW 36.93, *et seq.*

In addition, the Association will consider either directly (or in conjunction with King County) proposing a bill to replicate SHB 1622 to permit boundary review boards to expand proposed annexations by a maximum of 100% of area based upon consistency with applicable statutory mandates (e.g., RCW 36.70A; RCW 36.93).

Association representatives and King County representatives will meet with Mike Shaw in June 2008 to begin to formulate a strategy for introducing bills to Legislature 2009.

## **B. Committee Reports**

Budget Committee: AJ Culver and Lenora Blauman reported that the Board has submitted the proposed 2009 Business Plan/Budget for the Boundary Review Board to the County Executive.

The comprehensive budget package is due in late Spring; however, the key document (the "Business Plan") is due to the County on May 9, 2008. To that end, Mrs. Blauman is preparing a draft document to be presented to the Board's Budget Committee.

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Chair Hirschey deferred other Committee reports to the Regular Meeting of May 29, 2008.

## **C. Executive Secretary's Report**

American Planning Association Conference: Mrs. Blauman expressed appreciation for the Boundary Review Board's support for her attendance at the American Planning Association Conference. The Conference was a most interesting event with a wide array of workshops and record attendance – more than 60000 participants. Particularly interesting sessions included:

- Keynote Presentation: Planning & Our Global Challenges (Urbanization, Poverty, and Climate Change)
- Regional Agencies and Multi-Jurisdictional Communities
- Bargaining for Development: Development and Annexation Agreements
- APA in the Courts – Part I
- APA in the Courts – Part II
- County Leadership for Regional Collaboration
- Transforming Metropolitan Planning (Vision 2040 – Four Washington Counties)
- The Ultimate Smart Growth Model

Mrs. Blauman has provided papers from various sessions which are available to be copied for Board members.

Growth Management Planning Council: Mrs. Blauman reported that the GMPC is presently considering several items of interest to our Boundary Review Board, including:

- Proposed Amendments to the Potential Annexation Area Map (to reflect annexations and modifications to PAA boundaries)
- Modifications to the Sammamish and Issaquah Potential Annexation Area boundaries
- Resolution of the assignment of North Highline to Seattle, Burien, Tukwila and SeaTac.

- Proposed amendments to the Urban Growth Area.
- Revisions of Policies – Overlapping PAAs.

Mrs. Blauman provided a brief summary of the issues before GMPC. She reported that materials documenting the topics before the GMPC have been provided to Board members.

King County Comprehensive Plan/County Annexation Initiative: Mrs. Blauman reported that the King County Executive and the County Council are working to develop a revised Comprehensive Plan for 2008. The updated Comprehensive Plan will address both urban lands and rural lands.

In conjunction with the revisions to the Comprehensive Plan, County officials will consider updates to the County Annexation Initiative.

County officials report that there are no immediate plans to change policies relating to annexation. However, it is noted that the County's goal to achieve annexation of major unincorporated areas by the Year 2012 may need to be extended to account for the current and estimated future pace of annexation.

In fact, annexation of several major unincorporated areas has been achieved in recent times. Several more annexations are currently in process. However, some cities are reluctant to undertake annexation of larger unincorporated areas based upon likely costs for providing essential major improvements to infrastructure and/or services.

Under present conditions, therefore, it appears that pockets of urban land will remain unincorporated for a protracted period of time. As such, the County may want to consider a variety of approaches to providing additional incentives to support annexations of those territories. County officials will take this matter under advisement.

Fire District No. 38: The Fire District is preparing an annexation of 35 acres (Blakely Woods) within the County's Rural Area for the purpose of providing fire suppression and emergency services.

North Highline: The Cities of Burien, Seattle, and Tukwila are continuing to consider annexation of the North Highline Area. There is no due date for decisions in this matter. However, Burien is reporting a plan to propose a Notice of Intention to annex a portion of the North Highline Area.

City of Kent - Panther Lake: The City of Kent is considering an immediate annexation of the entire Panther Lake Area (population at 25,000) under a petition/election system. On May 20<sup>th</sup> the City passed a resolution in support of annexation, however, the Council members apparently emphasized that there is no commitment to move ahead and that they have several other issues currently in negotiation with the county which must be resolved prior to moving forward with annexation. The annexation appears to be economically feasible, however, staff has been directed to pursue several issues related to governance and service provision in the annexation area. With resolution of various county and local issues, perhaps, the action will become a greater priority for City officials.

City of Kirkland: City officials report that a preliminary decision was made in April 2008 to decline to pursue annexation at this time. Annexation will be reconsidered in May, 2008. If that endeavor fails, then there will be future consideration – and if studies are completed in a timely manner with findings supporting the efficacy of annexation – the City would likely submit a Notice of Intention to the Boundary Review Board.

City of Redmond - NE Rose Hills: The City of Redmond is reportedly seeking from the Court authority to bring NE Rose Hills to the Boundary Review Board for reconsideration of the City's proposed annexation. It appears that a new application will be provided to the Board in the near future.

Grant Funds for Archiving of Records. Mrs. Blauman reported that the State has granted the Boundary Review Board monies to archive records. Mrs. Blauman expressed appreciation to Reginald Holmes who located the grant program and prepared the application for grant funding. Mrs. Blauman expressed appreciation to Mr. Holmes for his diligence in seeking funding and for receiving these awards which are reportedly provided to very few agencies.

**D. CORRESPONDENCE**

Correspondence was presented by Chair Hirschey. Board members raised no questions or issues related to these materials.

**VI NEW BUSINESS**

**A. NEW FILES**

No new files were submitted for this Regular Meeting. Files are expected in the near future from Fire District No. 38, the City of Redmond, and the City of Burien.

**B. PENDING FILES**

Bellevue	Bothell (6 files)	Covington Water District
Federal Way (2 files)	Issaquah (2 files)	Kent
Kirkland	North Bend	Redmond
Renton (4 files)	Sammamish	Snoqualmie
Soos Creek Water & Sewer District		

**VI. ADJOURNMENT**

Action: Charles Booth moved and Michael Marchand seconded a motion to adjourn the Boundary Review Board Regular Meeting. The Board voted unanimously in favor of the motion. The meeting was adjourned at 8:55 P.M.