

**WASHINGTON STATE BOUNDARY REVIEW BOARD  
FOR KING COUNTY**

**REGULAR MEETING MINUTES**

January 8, 2009

Bellevue, Washington

**I CALL TO ORDER**

Claudia Hirschey, Chair, convened the meeting at 7:00 P.M.

**II ROLL CALL**

The following members were present:

Evangeline Anderson	Charles Booth
Robert Cook	A.J. Culver
Robert George	Lynn Guttman
John Holman	Roger Loschen

**III MINUTES**

**A. REGULAR MEETING**

Chair Hirschey presented the minutes of the Regular Meeting of December 11, 2008 for review and action by the Board members.

*Action: Charles Booth moved and Evangeline Anderson seconded the motion to adopt the minutes for the Regular Meeting of December 11, 2008. The Board members voted seven in favor of approval of this record. Robert Cook and Roger Loschen abstained as they were absent from the meeting.*

**IV. CITY OF SAMMAMISH – CAMDEN PARK ANNEXATION (FILE NO. 2287) – SCHEDULING PUBLIC HEARING**

Lenora Blauman reported that the City of Sammamish has submitted a Notice of Intention for annexation of the Camden Park Area (113 acres). The City has invoked jurisdiction for this file in order to ensure that the citizens of the area have an opportunity to participate in an independent review process before the Board. Mrs. Blauman proposed public hearing dates for February 17, 2009 and February 19, 2009 (in the event that a second hearing date is required).

Board members who wish a tour of the site should notify Mrs. Blauman by no later than February 2, 2009.

**V. PUBLIC HEARING: WASHINGTON STATE BOUNDARY REVIEW BOARD FOR KING COUNTY – ORGANIZATION AND RULES OF PRACTICE AND PROCEDURES**

Chair Hirschey called for the Board to enter into a Special Meeting/Public Hearing to consider the proposed changes to the Organizational Rules of Practice and Procedure.

*Action: Robert Cook moved and Roger Loschen seconded a motion to enter into a Special Meeting/Public Hearing to consider proposed changes to the Organizational Rules of Practice and Procedure.*

The Board entered into the Special Meeting/Public Hearing at 7:10 P.M.

## VI. ADMINISTRATION

### A. CHAIR'S REPORT

General Business: Claudia Hirschey reported that the Board staff is currently working on several projects including: (1) coordinating programs with King County Executive/Council Work Program; (2) coordinating activities with the State Association for Legislature 2009; (3) pre-development review for future Notices of Intention; (4) closing of Year 2008 Budget; (5) administration of the Year 2009 Budget Proposal; and (6) planning of Orientation Program for 2009.

Board Membership: Claudia Hirschey reported that appointments and nominations to the Board are moving forward. More specifically, reappointment has been accomplished for AJ Culver (Cities of King County); Evangeline Anderson (Office of the Governor); and Michael Marchand (Office of the Governor). The reappointment of Lynn Guttman (King County Executive) is underway. One new appointment (Sylvia Bushnell) from the King County Executive is in process as well.

The Fire District has nominated Robert Cook to a new term of office and the Utility Districts have nominated Robert George to a new term of office. The Boundary Review Board must confirm these appointments.

*Action: AJ Culver moved and Charles Booth seconded a motion to approve the appointment of Robert Cook to a new term of office from February 2009 to February 2013. Board members voted unanimously to approve the reappointment of Robert Cook.*

*Action: AJ Culver moved and Charles Booth seconded a motion to approve the appointment of Robert George to a new term of office from February 2009 to February 2013. Board members voted unanimously to approve the reappointment of Robert George.*

Committee Assignments: Chair Hirschey distributed planned Boundary Review Board Committee assignments for 2009. There was discussion of the role of each of the Committees.

If Board members prefer different assignments, they are invited to notify Chair Hirschey of their interest in specific Boundary Review Board Committees.

Orientation 2009: Chair Hirschey reported that Board members have suggested the following topics for orientation sessions: Municipal Services Research Center; Impacts of Economic Situation on Land Use; Master Builders (Seattle); Annual Growth Report; Association of Washington Cities; 2009 at the Legislature.

Lenora Blauman will establish specific orientation programs and schedules based upon interests voiced by Board members.

Washington State Association of Boundary Review Boards: Lenora Blauman reported that the State Association and the King County Executive/County Council are working to develop a package of proposed legislation for Legislature 2009.

Association representatives and King County representatives are continuing to meet with Mike Shaw and Karen Freeman (King County) to begin to formulate a strategy for introducing bills to Legislature 2009.

Michael Shaw has solicited sponsors for the bill from the Senate and the House via a range of links with legislators – e.g., formal meetings with legislators and aides; providing narrative statements and testimony at the Legislature. Pending Senate sponsors for the bill are Senators Mary Margaret Haugen and Fred Jarrett. In the House, Sharon Nelson (Local Government) will be the prime sponsor. There are also efforts underway to secure support from interested jurisdictions and community groups.

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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.*

## B. Committee Reports

Budget Committee: AJ Culver and Lenora Blauman reported that the Boundary Review Board has completed 2008 with a small surplus of funds; these funds will be returned to King County.

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The Board has received funding of approximately \$333,000 for 2009. This funding is intended to support the Board for the entirety of 2009. Note was made of the fact that the Board is a type of "unfunded mandate" – that is, the State requires that the County provide and fund the Boundary Review Board if the State does not provide funding. The State has never funded the Boundary Review Board.

The County has numerous other programs (e.g., public health, law and justice) which are defined as unfunded mandates. For many of those programs, the County has provided a "lifeboat package" -- that is a six-month funding package only with a plan to seek additional support from the State for the second six months of 2009. The County will plan to reduce some elements of those programs if funding is not available from the State to support those undertakings.

The Boundary Review Board does not appear on the list of lifeboat programs. There are numerous reasons that Board is not appropriate for inclusion in the lifeboat. Most unfunded mandates are "umbrella" programs – that is the County must provide public health services, but the type and organization of services to be provided is at the discretion of the County. The statutory requirements for the Boundary Review Board are specific with respect to the type and organization of services. The County will need to provide these precise services either under the direction of the Boundary Review Board or directly by the County Council. Negligible – if any – cost savings would result from replacement of the Board with the County Council.

Updates on budgeting directives from the Council will be provided to our Board.

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County Council has adopted a Memorandum of Agreement requiring the Boundary Review Board to participate in the King County furlough program for 2009. The furlough dates have been confirmed as follows:

Friday	January 2
Friday	February 13
Friday	April 10
Friday	May 22
Friday	June 19
Monday	July 6
Friday	September 4
Monday	October 12
Wednesday	November 25
Thursday	December 24

Staff is working with County officials to address logistical matters affecting the structure and function of the Board.

### C. Executive Secretary's Report

File No. 2258: Fairwood Municipal Initiative: City of Fairwood Incorporation Petition: Lenora Blauman reported that Henderson and Young, the consultant team preparing the fiscal feasibility study for the proposed City of Fairwood continues meeting with the Fairwood Municipal Incorporation Team (FMI) and the Board's Fairwood Incorporation Study Review team (FIRSC) to address subjects of interest and to communicate information concerning the content of the Fiscal Feasibility Study.

Henderson & Young representatives are also working with Lenora Blauman, Project Manager, to obtain fiscal and service data from various King County government units.

The Draft Fiscal Feasibility Study is to be presented to FMI on January 13 and to FIRSC on January 15. The Draft Study is to be presented to a community meeting on February 9, 2009. Public hearings continue to be planned for Spring 2009.

City of Redmond - NE Rose Hill: The City of Redmond is reportedly is working with citizens to undertake a new Notice of Intention for annexation of this area.

City of Sammamish: The City of Sammamish has advised that one annexation (i.e., Aldarra) is being finalized with the intention to submit a Notice of Intention to the Board early in 2009.

City of Burien – North Highline: Mrs. Blauman reported that the Burien City Council has adopted a new Resolution for a North Highline Annexation.

The City of Burien is also working actively with King County in a mediation program that includes all affected government jurisdictions (e.g., City of Tukwila, City of Seattle, Fire District No. 11; Fire District No. 2) with the goal of attaining agreement for the establishment of governance and service plans for the North Highline Area. The City of Burien is seeking an agreement supporting a new Notice of Intention early in 2009.

### D. CORRESPONDENCE

General correspondence was presented by Chair Hirschey. Ms. Hirschey invited comment related to this correspondence.

A question was raised concerning the propriety of providing to the Board members letters from community members expressing opinions concerning files before the Board for future consideration at a public hearing. It was determined that those letters are a part of the public record and may be accorded objective consideration by the Board members in the course of a public hearing. Therefore, these communications do not constitute ex parte communication.

No other comments were offered by members.

## VII. NEW BUSINESS

### A. NEW FILES

File No. 2287 – City of Sammamish - Camden Park Annexation Area

The City of Sammamish proposes the annexation of 113 acres, known as the Camden Park Area. The area primarily comprises residential properties. As prescribed by RCW 35.14, the Camden Park/244<sup>th</sup> North Area Annexation is proposed based upon a Resolution by the Sammamish City Council (dated December 2008) approving a plan to incorporate this territory. Annexation is being proposed by the City of Sammamish at this time in order to facilitate the provision of coordinated governance and services to the properties proposed for annexation.

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Board members raised no substantive comments or questions with respect to the proposed Notice of Intention.

**B. PENDING FILES**

Bellevue	Bothell (6 files)	Burien
Covington Water District	Federal Way (2 files)	Issaquah (2 files)
Kirkland	North Bend	Redmond
Renton (4 files)	Sammamish (2 files)	

**VIII. ADJOURNMENT**

*Action:* Lynn Guttman moved and Robert Cook 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 8:20 P.M.