



CITY COUNCIL MEETING AGENDA

August 5, 2013

**6:30 p.m. - Special Meeting: Executive Session to discuss
potential litigation and litigation**

7:00 p.m. – Regular Meeting

- | | | | |
|---|---|---------------------|------|
| 1. CALL TO ORDER | 2. PLEDGE OF ALLEGIANCE | 3. ROLL CALL | |
| 4. AGENDA
CONFIRMATION | | | |
| 5. PUBLIC COMMENT | Individuals will please limit their comments to three minutes, and groups to five minutes. | | |
| 6. CORRESPONDENCE
FOR THE RECORD | a. Email Dated July 18, 2013, from R. DeLorm. | | 3. |
| | b. Email Dated July 30, 2013, from Nancy Tosta. | | 5. |
| | c. Emails Dated July 30 & 24, 2013, from Michelle Guthrie. | | 7. |
| 7. CONSENT AGENDA | a. Approval of Check Register: Numbers 35200 - 35364 in the Amount of \$1,947,335.94 for Payment on August 5, 2013, and Payroll Salaries and Benefits Numbers 5846 - 5863 for Direct Deposits and Wire Transfers in the Amount of \$276,649.36 for July 1 – July 15, Paid on July 19, 2013. | | 11. |
| | b. Approval of Minutes: Regular Meeting, July 15, 2013. | | 35. |
| | c. Motion to Adopt Ordinance No. 584, Authorizing a 1 year Line of Credit and Authorize City Manager to Execute Purchase and Sale Agreement for the Former Sunny Terrace Elementary School Property from Highline School District. | | 39. |
| 8. BUSINESS AGENDA | a. Seahurst Park North Seawall & Beach Restoration Project - Staff Update. | | 59. |
| | b. Discussion and Direction Regarding Selection of Executive Search Firm to Conduct a City Manager Search. | | 83. |
| | c. Discussion on and Possible Motion to Adopt Resolution No. 347, Authorizing Investment of City of Burien Monies in the Local Government Investment Pool. | | 95. |
| | d. Presentation of 2 nd Quarter 2013 Financial Report. | | 101. |
| | e. City Manager's Report. | | 115. |
| 9. COUNCIL BUSINESS | | | |
| 10. ADJOURNMENT | | | |

COUNCILMEMBERS

Brian Bennett, Mayor	Lucy Krakowiak, Deputy Mayor	Jack Block, Jr.	
Rose Clark	Bob Edgar	Joan McGilton	Gerald F. Robison

City Hall, 400 SW 152nd Street, 1st Floor

Carol Allread

From: Public Council Inbox
Sent: Friday, July 19, 2013 10:19 AM
To: 'RM Delorm'
Subject: RE: newsletter costs to Burien citizens

Dear Mr. DeLorm,

Thank you for writing to the City Council to express your concerns. Your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
caroia@burienwa.gov

From: RM Delorm [<mailto:rmdchd@q.com>]
Sent: Thursday, July 18, 2013 10:59 AM
To: Public Council Inbox
Subject: Fw: newsletter costs to Burien citizens

To Monica Lusk,

Could you please be sure that this gets to the Council and gets in the next city packet.

Thanks,
R. DeLorm

Letter to the Burien City Council;

Why are Burien citizens still paying newsletter printing and mailing costs to send the Burien City Newsletter to Area Y/White Center citizens?

Eight months ago the citizens of Area Y turned down by a 2 to 1 vote annexation to the City of Burien. Burien citizens were told during the annexation campaign run by the City of Burien that the newsletter was being sent to Area Y residents to give them information about a city they might be joining. The cost of the newsletter production and mailing cost and is still costing the citizens of Burien thousands of dollars out of the Burien budget to mail to Area Y.

Yesterday, I went up to see a friend of mine who lives in Area Y. To my surprise, he was still receiving City of Burien newsletters and not just one but two of them each time the city sent out a newsletter. I am wondering why the citizens of Burien are still paying to send City of Burien newsletters to the citizens of Area Y when they rejected annexation.

CFTR: 8/5/13

CC: Nhan Nguyen,
1 Management Analyst

In these tough economic times for the City of Burien, it seems strange that Burien would still be mailing to non citizens. Can anyone explain why this is still costing Burien taxpayers money and still happening?

R. DeLorm

No virus found in this incoming message.

Checked by AVG - www.avg.com

Version: 9.0.932 / Virus Database: 3204.1.1/5998 - Release Date: 07/16/13 23:49:00

Carol Allread

From: Public Council Inbox
Sent: Tuesday, July 30, 2013 1:15 PM
To: 'ntosta@comcast.net'
Subject: RE: City Manager Selection Process

Dear Ms. Tosta,

Thank you for writing to the City Council to express your concerns. Your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
caroia@burienwa.gov

From: ntosta@comcast.net [<mailto:ntosta@comcast.net>]
Sent: Tuesday, July 30, 2013 11:01 AM
To: Public Council Inbox
Cc: Angie Chauffy
Subject: City Manager Selection Process

Please include in the August 5th Council packet.

Dear Mayor Bennett and Burien City Council Members:

I was disheartened to read in the recently released RFP for Executive Search Services (<http://burienwa.gov/DocumentCenter/View/4420>) that you are "interested in completing the search and selection process for the new City Manager by the end of January 2014." As you are aware, the hiring of a new City Manager is of great importance to our community and is of interest to many Burien residents. We are all aware that the City Manager plays a critical role in working closely with and carrying out the directives of the Council, overseeing City staff, and serving the interests of all of us who live in Burien.

The timing noted in the RFP raises several issues. January is not the time to finalize a selection, but rather the time to have a newly-elected Council affirm the criteria and characteristics that define the type of person we want to have running our City and to begin a selection process. With four contested Council positions, one without an incumbent, we know there will be changes in the composition of the Council. Our new City Manager deserves to know who he/she will be working for and the expectations of Council members for the Manager. The new Council deserves nothing less than the right to define the attributes they are seeking in a Manager and select who they will work closely with for the next 2-4 years.

The worst situation will be for our current Council to make a selection that is then rejected by the incoming Council and whatever investment is made now in a search firm and selection process turn out to be wasted

CFTR: 8/5/13

1 CC: Angie Chauffy
Human Resources Manager

resources. Any search firm and potential candidate worthy of consideration in this process would have to agree.

Your decision to move forward in the time frame shown in the RFP shows a lack of respect for the citizens of Burien. Many community members have been very vocal about this issue and I'm sure will welcome the opportunity to engage with and meet potential City Manager candidates. There seems little need to rush this decision and so I ask that you reconsider the timing to allow the 2014 City Council the opportunity to define and fully participate in this process. Thank you for considering this request.

Sincerely,

Nancy Tosta

Carol Allread

From: Public Council Inbox
Sent: Tuesday, July 30, 2013 1:13 PM
To: 'Gmail'
Subject: RE: Ditches

Dear Ms. Guthrie,

This will be included with your previous correspondence on this topic and included in a future council packet.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

-----Original Message-----

From: Gmail [<mailto:twinmm2@gmail.com>]
Sent: Tuesday, July 30, 2013 12:55 AM
To: Public Council Inbox
Subject: Ditches

Hi city of Burien council, I was following up on an email that I sent you last week . This is in regards to filling in the ditches in front of my house and my neighbors house(11408 14th ave SW Burien, WA. 98146). I wanted to mention another reason that I find should really make it a higher priority to be filled. There are now a number of smaller children on the block and when it rains, it fills with lots of water, sometimes standing and is a drowning hazard. We personally have a 22 month old and have play dates here often. I hold Burien to be a great city and one better than Seattle because of its good budgeting. I really hope you can help us with this issue or point us in the direction to help get it started.

Thank you,

Michelle Guthrie

CFTR: 8/5/13

cc: manya Andrews, Public Works Director

Carol Allread

From: Public Council Inbox
Sent: Wednesday, July 24, 2013 1:44 PM
To: 'Gordo and Michelle'
Subject: RE: ditches

Dear Ms. Guthrie,

Thank you for writing to the City Council to express your concerns. Your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

-----Original Message-----

From: Gordo and Michelle [<mailto:twinmm2@gmail.com>]
Sent: Wednesday, July 24, 2013 1:33 PM
To: Public Council Inbox
Subject: ditches

Hi my name is Michelle Guthrie and I live at 11408 14th ave SW Burien. I have been living here for about 9 years now, and am concerned about our ditches that are in front of our home and our next door neighbor. We are the only two homes around here that still have these unfilled ditches. I believe the previous home owner, Steve Cox, tried to have them filled, but at that time we were still unincorporated. My concern is that over the course of 9 years, we have had about 5 people get high centered and stuck by turning into my driveway, or by leaving my driveway. Some drive away unharmed, while others need work done to their vehicle. We even had a mail lady about two years ago, get so stuck, it took a good tow truck driver to figure out the best way to get her out. We also get flooded with garbage, as we live close to McDonalds and two schools. It's a high risk to those coming over to my home, and I'd really like Burien City Council to review these two ditches and find a way to fit them into budget to be filled as soon as possible. My Mother was the most recent victim of getting high centered.

Thank you,

Michelle Guthrie
206-251-7090
twinmm2@gmail.com

CFTR: 8/5/13

CC: maiya Andrews, Public Works Director

Carol Allread

From: Public Council Inbox
Sent: Wednesday, July 24, 2013 1:44 PM
To: 'Gordo and Michelle'
Subject: RE: ditches

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Sincerely,

Carol Allread
Executive Assistant, City Manager Office City of Burien
(206) 248-5508 Office
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From: Gordo and Michelle [<mailto:twinmm2@gmail.com>]
Sent: Wednesday, July 24, 2013 1:33 PM
To: Public Council Inbox
Subject: ditches

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Thank you,

Michelle Guthrie
206-251-7090
twinmm2@gmail.com

CFTR: 8/5/13

CC: Maiya Andrews, Public Works Director

COMPUTER CHECK REGISTER

CHECK REGISTER APPROVAL

WE, THE MEMBERS OF THE CITY COUNCIL OF BURIEN, WASHINGTON, HAVING RECEIVED DEPARTMENT CERTIFICATION THAT MERCHANDISE AND/OR SERVICES HAVE BEEN RECEIVED OR RENDERED, DO HEREBY APPROVE FOR PAYMENT ON This 5th day of August 2013 THE FOLLOWING:

CHECK NOS. 35200-35364

IN THE AMOUNTS OF \$1,947,335.94

WITH VOIDED CHECK NOS. 0

PAYROLL SALARIES AND BENEFITS APPROVAL

FOR July 1st - July 15th PAID ON 19th July 2013

CHECK NOS. 5846-5863

DIRECT DEPOSITS AND WIRE TRANSFERS IN THE AMOUNT OF: \$276,649.36

Accounts Payable

Checks for Approval



User: cathy
 Printed: 08/01/2013 - 9:10 AM

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35200	08/05/2013	General Fund	Rental & Lease	First Student	240.00
Check Total:					240.00
35201	08/05/2013	General Fund	Repairs And Maintenance	AAA All City Contracting LLC	5,000.00
Check Total:					5,000.00
35202	08/05/2013	General Fund	Dues/memberships	Auto Club of America	329.90
Check Total:					329.90
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	25.15
35203	08/05/2013	General Fund	Office And Operating Supplies	Ace Hardware	43.53
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	4.58
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	4.54
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	13.12
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	2.31
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	37.21
35203	08/05/2013	General Fund	Strawberry Festival	Ace Hardware	13.24
35203	08/05/2013	Street Fund	Office And Operating Supplies	Ace Hardware	16.41
35203	08/05/2013	General Fund	Strawberry Festival	Ace Hardware	51.01
35203	08/05/2013	General Fund	Strawberry Festival	Ace Hardware	19.18
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	17.50
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	14.21
35203	08/05/2013	General Fund	Office And Operating Supplies	Ace Hardware	11.49
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	1.64
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	6.48
35203	08/05/2013	General Fund	Office and Operating Supplies	Ace Hardware	74.42
35203	08/05/2013	General Fund	Office And Operating Supplies	Ace Hardware	11.49
35203	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Ace Hardware	2.19
35203	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Ace Hardware	1.36
35203	08/05/2013	Street Fund	Office And Operating Supplies	Ace Hardware	1.37

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35203	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Ace Hardware	19.43
				Check Total:	391.86
35204	08/05/2013	General Fund	Office And Operating Supplies	Adamson Police Products	546.41
				Check Total:	546.41
35205	08/05/2013	General Fund	Quarterly Newsletter	Adelante Media of Seattle LLC	750.00
35205	08/05/2013	General Fund	Quarterly Newsletter	Adelante Media of Seattle LLC	260.00
				Check Total:	1,010.00
35206	08/05/2013	General Fund	Repairs And Maintenance	Tyco Integrated Security LLC	10.95
35206	08/05/2013	General Fund	Repairs And Maintenance	Tyco Integrated Security LLC	93.77
				Check Total:	104.72
35207	08/05/2013	Street Fund	Repairs & Maint. - Fleet	Airport & Burien Towing	180.67
35207	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	Airport & Burien Towing	180.68
				Check Total:	361.35
35208	08/05/2013	General Fund	Office and Operating Supplies	Airgas USA LLC	92.30
35208	08/05/2013	General Fund	Office and Operating Supplies	Airgas USA LLC	84.99
				Check Total:	177.29
35209	08/05/2013	Street Fund	Office And Operating Supplies	Alpine Fence Company	244.93
				Check Total:	244.93
35210	08/05/2013	Street Fund	Office And Operating Supplies	Alpine Products Inc	4,463.04
35210	08/05/2013	Street Fund	Office And Operating Supplies	Alpine Products Inc	8,990.61
35210	08/05/2013	General Fund	Office and Operating Supplies	Alpine Products Inc	598.09
35210	08/05/2013	Street Fund	Office And Operating Supplies	Alpine Products Inc	712.56
35210	08/05/2013	Street Fund	Office And Operating Supplies	Alpine Products Inc	427.89
				Check Total:	15,192.19
35211	08/05/2013	General Fund	Office and Operating Supplies	Amerigas - Kent	305.78
35211	08/05/2013	General Fund	Office and Operating Supplies	Amerigas - Kent	329.07

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	634.85
35212	08/05/2013	General Fund	Pet Licenses	A Place for Pets	2.00
				Check Total:	2.00
35213	08/05/2013	General Fund	Professional Services	American Society Composers, Au	330.50
				Check Total:	330.50
35214	08/05/2013	General Fund	Office and Operating Supplies	Aquatic Specialty Services Inc	289.56
35214	08/05/2013	General Fund	Office and Operating Supplies	Aquatic Specialty Services Inc	42.65
				Check Total:	332.21
35215	08/05/2013	General Fund	Registration - Trainng/Workshp	Nicholas Minzghor	2,875.00
35215	08/05/2013	General Fund	Registration - Trainng/Workshp	Nicholas Minzghor	250.00
				Check Total:	3,125.00
35216	08/05/2013	General Fund	Professional Services	Balagan Theatre	1,200.00
				Check Total:	1,200.00
35217	08/05/2013	General Fund	Telephone	JACK BLOCK JR	55.48
				Check Total:	55.48
35218	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Bryant's Tractor & Mower Inc	9.72
35218	08/05/2013	Street Fund	Office And Operating Supplies	Bryant's Tractor & Mower Inc	9.72
35218	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Bryant's Tractor & Mower Inc	55.43
35218	08/05/2013	Street Fund	Office And Operating Supplies	Bryant's Tractor & Mower Inc	55.44
				Check Total:	130.31
35219	08/05/2013	General Fund	Professional Services	Control Contractors Inc	437.46
				Check Total:	437.46
35220	08/05/2013	General Fund	Office And Operating Supplies	CDW-G	394.44

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	394.44
35221	08/05/2013	General Fund	Professional Services	Coast & Harbor Engineering	1,195.36	
					Check Total:	1,195.36
35222	08/05/2013	General Fund	Telephone	ROSE CLARK	53.62	
					Check Total:	53.62
35223	08/05/2013	General Fund	Office and Operating Supplies	Clay Art Center Inc	714.38	
					Check Total:	714.38
35224	08/05/2013	General Fund	Nuisance and Abatement Costs	CleanScapes Inc	28.64	
35224	08/05/2013	General Fund	Professional Services	CleanScapes Inc	1,244.60	
35224	08/05/2013	General Fund	Professional Services	CleanScapes Inc	166.71	
35224	08/05/2013	General Fund	Professional Services	CleanScapes Inc	20.53	
					Check Total:	1,460.48
35225	08/05/2013	General Fund	Telephone	CenturyLink	60.82	
35225	08/05/2013	General Fund	Telephone	CenturyLink	48.22	
35225	08/05/2013	General Fund	Telephone	CenturyLink	46.53	
35225	08/05/2013	General Fund	Telephone	CenturyLink	50.12	
35225	08/05/2013	General Fund	Telephone	CenturyLink	46.53	
35225	08/05/2013	General Fund	Telephone	CenturyLink	46.53	
35225	08/05/2013	Street Fund	Telephone	CenturyLink	51.80	
35225	08/05/2013	Surface Water Management Fund	Telephone	CenturyLink	51.80	
35225	08/05/2013	General Fund	Telephone	CenturyLink	45.33	
35225	08/05/2013	General Fund	Telephone	CenturyLink	47.33	
					Check Total:	495.01
35226	08/05/2013	General Fund	Burien Marketing Strategy	Cardmember Service	235.65	
35226	08/05/2013	General Fund	Professional Services	Cardmember Service	87.60	
35226	08/05/2013	General Fund	Registration - Training/Workshp	Cardmember Service	40.00	
35226	08/05/2013	General Fund	Senior Trips	Cardmember Service	384.80	
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	237.20	
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	67.60	
35226	08/05/2013	General Fund	Strawberry Festival	Cardmember Service	407.55	
35226	08/05/2013	General Fund	Admission and Entrance Fees	Cardmember Service	450.04	

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35226	08/05/2013	General Fund	Admission and Entrance Fees	Cardmember Service	576.86
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	1,118.25
35226	08/05/2013	General Fund	Admission and Entrance Fees	Cardmember Service	768.00
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	8.75
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	27.76
35226	08/05/2013	General Fund	Senior Trips	Cardmember Service	160.00
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	43.92
35226	08/05/2013	General Fund	Operating Rents & Leases	Cardmember Service	328.50
35226	08/05/2013	General Fund	Office And Operating Supplies	Cardmember Service	709.09
35226	08/05/2013	General Fund	Office And Operating Supplies	Cardmember Service	153.56
35226	08/05/2013	General Fund	Other Travel	Cardmember Service	16.00
35226	08/05/2013	General Fund	Office And Operating Supplies	Cardmember Service	34.72
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	461.87
35226	08/05/2013	General Fund	Strawberry Festival	Cardmember Service	82.13
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	32.84
35226	08/05/2013	General Fund	Office and Operating Supplies	Cardmember Service	185.37
35226	08/05/2013	General Fund	Software Subscription Fees	Cardmember Service	59.95
35226	08/05/2013	General Fund	Software Subscription Fees	Cardmember Service	59.95
35226	08/05/2013	General Fund	Registration - Trainng/Workshp	Cardmember Service	1,274.37
35226	08/05/2013	General Fund	Registration - Trainng/Workshp	Cardmember Service	75.00
35226	08/05/2013	General Fund	Machinery/Eqpt - Noncapitaliz	Cardmember Service	766.49
35226	08/05/2013	General Fund	Miscellaneous Contingencies	Cardmember Service	60.38
35226	08/05/2013	General Fund	Website	Cardmember Service	125.00
35226	08/05/2013	General Fund	Registration - Trainng/Workshp	Cardmember Service	154.93
Check Total:					9,194.13
35227	08/05/2013	General Fund	Drug Seizure Proceeds KCSO	COMCAST	68.30
Check Total:					68.30
35228	08/05/2013	General Fund	Professional Services	Comforce Inc	750.00
Check Total:					750.00
35229	08/05/2013	General Fund	Professional Services	CTS Language Link	12.88
Check Total:					12.88
35230	08/05/2013	General Fund	Software Subscription Fees	City of Bellevue Treasurer	4,515.89
Check Total:					4,515.89
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	65.03

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	39.32
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	16.60
35231	08/05/2013	Transportation CIP	Construction	City of Seattle	3,200.49
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	55.54
35231	08/05/2013	General Fund	Utilities	City of Seattle	30.90
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	26.40
35231	08/05/2013	General Fund	Utilities	City of Seattle	15.60
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	15.45
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	44.75
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	246.79
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	74.59
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	98.99
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	58.45
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	71.83
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	26.93
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	80.17
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	15.98
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	16.00
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	77.41
35231	08/05/2013	General Fund	Utilities	City of Seattle	14.05
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	326.88
35231	08/05/2013	Street Fund	Utilities-Street Lighting	City of Seattle	45.92
35231	08/05/2013	Street Fund	Utilities-Street Lighting	City of Seattle	19.92
35231	08/05/2013	Street Fund	Utilities-Street Lighting	City of Seattle	10.62
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	249.62
35231	08/05/2013	Street Fund	Utilities-Street Lighting	City of Seattle	12.39
35231	08/05/2013	Street Fund	Utilities-Street Lighting	City of Seattle	4,919.70
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	142.13
35231	08/05/2013	Street Fund	Utilities - Traffic Signals	City of Seattle	256.35
Check Total:					10,274.80
35232	08/05/2013	Street Fund	Operating Rentals And Leases	City of SeaTac	287.50
35232	08/05/2013	Surface Water Management Fund	Operating Rentals And Leases	City of SeaTac	287.50
Check Total:					575.00
35233	08/05/2013	Street Fund	Office And Operating Supplies	WaterCo of Pac.NW Inc	17.79
35233	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	WaterCo of Pac.NW Inc	17.80
Check Total:					35.59
35234	08/05/2013	General Fund	Office And Operating Supplies	Datec Inc.	134.69

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	134.69
35235	08/05/2013	General Fund	Human Svc-Family/Youth	Domestic Abuse Womens Network	12,000.00	
					Check Total:	12,000.00
35236	08/05/2013	Transportation CIP	Construction	DPK Inc.	510,538.01	
35236	08/05/2013	Transportation CIP	Construction	DPK Inc.	7,321.30	
					Check Total:	517,859.31
35237	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Dunn Lumber Co.	2.56	
35237	08/05/2013	General Fund	Office and Operating Supplies	Dunn Lumber Co.	26.60	
35237	08/05/2013	General Fund	Office and Operating Supplies	Dunn Lumber Co.	67.64	
					Check Total:	96.80
35238	08/05/2013	General Fund	Admission and Entrance Fees	Evergreen Comm. Aquatic Center	518.45	
35238	08/05/2013	General Fund	Admission and Entrance Fees	Evergreen Comm. Aquatic Center	112.30	
					Check Total:	630.75
35239	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	Elidrew, LLC	11.83	
35239	08/05/2013	Street Fund	Repairs & Maint. - Fleet	Elidrew, LLC	11.83	
35239	08/05/2013	General Fund	Citizens Patrol/ Crime Prevent	Elidrew, LLC	11.83	
					Check Total:	35.49
35240	08/05/2013	General Fund	Telephone	ROBERT EDGAR	71.95	
					Check Total:	71.95
35241	08/05/2013	General Fund	Operating Rentals and Leases	Emerald City Water, LLC	147.83	
					Check Total:	147.83
35242	08/05/2013	General Fund	Office and Operating Supplies	First Choice Screen Printing	281.25	
35242	08/05/2013	General Fund	Office and Operating Supplies	First Choice Screen Printing	1,250.16	
35242	08/05/2013	General Fund	Office and Operating Supplies	First Choice Screen Printing	397.80	
					Check Total:	1,929.21

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35243	08/05/2013	Street Fund	Office And Operating Supplies	Ferrellgas LP	82.66
				Check Total:	82.66
35244	08/05/2013	General Fund	Admission and Entrance Fees	Family Fun Center, LLC	1,010.35
35244	08/05/2013	General Fund	Admission and Entrance Fees	Family Fun Center, LLC	540.22
				Check Total:	1,550.57
35245	08/05/2013	General Fund	Operating Rents & Leases	Festival Rentals LLC	2,637.63
				Check Total:	2,637.63
35246	08/05/2013	General Fund	Office And Operating Supplies	Global Cleaning Inc	194.36
				Check Total:	194.36
35247	08/05/2013	General Fund	Professional Services	Brian Gilles	725.00
35247	08/05/2013	General Fund	Professional Services	Brian Gilles	250.00
35247	08/05/2013	General Fund	Professional Services	Brian Gilles	275.00
				Check Total:	1,250.00
35248	08/05/2013	General Fund	Office and Operating Supplies	Grainger	25.42
35248	08/05/2013	General Fund	Office and Operating Supplies	Grainger	97.71
				Check Total:	123.13
35249	08/05/2013	General Fund	Human Svc-Family/Youth	Highline Area Food Bank	2,500.00
				Check Total:	2,500.00
35250	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	HD Fowler Company	1,244.38
				Check Total:	1,244.38
35251	08/05/2013	General Fund	Human Svc-Family/Youth	Hospitality House	2,500.00
				Check Total:	2,500.00
35252	08/05/2013	Street Fund	Special Event Clean up	Highway Specialties LLC	1,443.26

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	1,443.26
35253	08/05/2013	General Fund	Operating Rentals and Leases	Head-quarters	81.50	
					Check Total:	81.50
35254	08/05/2013	General Fund	Machinery And Equipment	Highline School District #401	87.50	
					Check Total:	87.50
35255	08/05/2013	Street Fund	Office And Operating Supplies	IBS, INC.	273.47	
35255	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	IBS, INC.	273.47	
35255	08/05/2013	Street Fund	Office And Operating Supplies	IBS, INC.	24.79	
35255	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	IBS, INC.	24.79	
					Check Total:	596.52
35256	08/05/2013	Street Fund	Office And Operating Supplies	ICON Materials	75.56	
35256	08/05/2013	Street Fund	Office And Operating Supplies	ICON Materials	85.96	
35256	08/05/2013	Street Fund	Office And Operating Supplies	ICON Materials	115.74	
35256	08/05/2013	Street Fund	Office And Operating Supplies	ICON Materials	65.95	
35256	08/05/2013	Street Fund	Office And Operating Supplies	ICON Materials	85.96	
35256	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	ICON Materials	611.22	
35256	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	ICON Materials	85.96	
35256	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	ICON Materials	249.87	
35256	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	ICON Materials	85.96	
					Check Total:	1,462.18
35257	08/05/2013	General Fund	Operating Rentals And Leases	RICOH USA Inc	644.39	
					Check Total:	644.39
35258	08/05/2013	General Fund	Miscellaneous	Iron Mountain	566.64	
					Check Total:	566.64
35259	08/05/2013	General Fund	Miscellaneous	Iron Mountain	162.60	
35259	08/05/2013	General Fund	Miscellaneous	Iron Mountain	648.00	
					Check Total:	810.60

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35260	08/05/2013	General Fund	Miscellaneous	Ingallina's Box Lunch Inc	45.94
				Check Total:	45.94
35261	08/05/2013	General Fund	Repair/Maint-Vehicle	Interstate Tire & Automotive	50.81
35261	08/05/2013	General Fund	Repair/Maint-Vehicle	Interstate Tire & Automotive	350.03
				Check Total:	400.84
35262	08/05/2013	General Fund	Instructors Prof Svcs	Virginia Jenkins	200.00
				Check Total:	200.00
35263	08/05/2013	General Fund	Telephone	LUCY KRAKOWIAK	54.99
				Check Total:	54.99
35264	08/05/2013	General Fund	Office And Operating Supplies	Gina Kallman	34.70
				Check Total:	34.70
35265	08/05/2013	Street Fund	Office And Operating Supplies	King County Fleet Adm	64.89
35265	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	King County Fleet Adm	64.90
				Check Total:	129.79
35266	08/05/2013	General Fund	Substance Abuses	King County Finance	2,144.83
				Check Total:	2,144.83
35267	08/05/2013	General Fund	Miscellaneous	King County Recorder	77.00
				Check Total:	77.00
35268	08/05/2013	General Fund	Police Contract - King Co	King County Sheriff's Office	845,663.58
35268	08/05/2013	General Fund	Drug Seizure Proceeds KCSO	King County Sheriff's Office	1,368.20
				Check Total:	847,031.78
35269	08/05/2013	General Fund	Plan Review Fee Fire Dist 2	King County Fire District #2	1,871.74

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					1,871.74
35270	08/05/2013	General Fund	Seasonal Security	King County Security Guards LL	1,341.25
35270	08/05/2013	General Fund	Seasonal Security	King County Security Guards LL	200.00
35270	08/05/2013	General Fund	Seasonal Security	King County Security Guards LL	1,091.50
35270	08/05/2013	General Fund	Seasonal Security	King County Security Guards LL	111.00
Check Total:					2,743.75
35271	08/05/2013	General Fund	King Co Pet License Trust Acct	King County Pet License	170.00
Check Total:					170.00
35272	08/05/2013	Surface Water Management Fund	TV Inspection and Vactoring	King County Solid Waste Div.	2,075.04
Check Total:					2,075.04
35273	08/05/2013	Surface Water Management Fund	County Collection Fee	King County Office of Finance	9,550.96
Check Total:					9,550.96
35274	08/05/2013	General Fund	Attorney Srvc - Litigation	Kenyon Disend, PLLC	4,046.50
Check Total:					4,046.50
35275	08/05/2013	General Fund	Professional Services	Derrick Lockhart	1,000.00
Check Total:					1,000.00
35276	08/05/2013	General Fund	Office and Operating Supplies	McLendon Hardware Inc	70.51
35276	08/05/2013	General Fund	Office and Operating Supplies	McLendon Hardware Inc	37.90
35276	08/05/2013	General Fund	Office and Operating Supplies	McLendon Hardware Inc	137.12
35276	08/05/2013	Street Fund	Special Event Clean up	McLendon Hardware Inc	91.02
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	138.34
35276	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	McLendon Hardware Inc	74.83
35276	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	McLendon Hardware Inc	34.60
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	34.61
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	118.29
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	143.30
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	42.51
35276	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	McLendon Hardware Inc	80.27
35276	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	McLendon Hardware Inc	146.91

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	146.91
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	43.32
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	155.99
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	6.50
35276	08/05/2013	Street Fund	Office And Operating Supplies	McLendon Hardware Inc	-16.26
Check Total:					1,486.67
35277	08/05/2013	General Fund	Sales Tax Auditing Costs	Microflex Inc	288.80
Check Total:					288.80
35278	08/05/2013	General Fund	Instructors Prof Srvs	Paul Miller	400.00
35278	08/05/2013	General Fund	Instructors Prof Srvs	Paul Miller	350.00
Check Total:					750.00
35279	08/05/2013	General Fund	Office and Operating Supplies	Miller Paint Company Inc	51.66
35279	08/05/2013	General Fund	Nuisance and Abatement Costs	Miller Paint Company Inc	36.51
35279	08/05/2013	General Fund	Nuisance and Abatement Costs	Miller Paint Company Inc	22.46
35279	08/05/2013	General Fund	Office and Operating Supplies	Miller Paint Company Inc	29.07
Check Total:					139.70
35280	08/05/2013	General Fund	Human Svc-Family/Youth	Multi-Service Center	15,907.75
Check Total:					15,907.75
35281	08/05/2013	General Fund	Citizens Patrol/ Crime Prevent	National Association of Town W	621.30
Check Total:					621.30
35282	08/05/2013	General Fund	Strawberry Festival	National Barricade Co LLC	610.16
Check Total:					610.16
35283	08/05/2013	Surface Water Management Fund	Operating Rentals And Leases	NC Machinery Co.	685.06
Check Total:					685.06
35284	08/05/2013	General Fund	Computer Related Supplies	NetIG	104.27

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	104.27
35285	08/05/2013	Street Fund	Office And Operating Supplies	National Safety Inc	45.09	
35285	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	National Safety Inc	45.08	
					Check Total:	90.17
35286	08/05/2013	General Fund	Building Maintenance	OpenWorks-Billing Agent	1,003.00	
35286	08/05/2013	General Fund	Building Maintenance	OpenWorks-Billing Agent	605.00	
					Check Total:	1,608.00
35287	08/05/2013	Street Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	36.20	
35287	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	36.20	
35287	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	14.22	
35287	08/05/2013	Street Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	14.23	
35287	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	19.70	
35287	08/05/2013	Street Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	19.70	
35287	08/05/2013	Street Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	13.13	
35287	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	13.13	
35287	08/05/2013	Street Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	14.23	
35287	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	OReilly Auto Parts	14.22	
					Check Total:	194.96
35288	08/05/2013	Surface Water Mgmt CIP	NERA DRAINAGE IMPR PROG	OTAK, Inc	116,797.58	
35288	08/05/2013	Surface Water Mgmt CIP	NERA DRAINAGE IMPR PROG	OTAK, Inc	86,518.38	
					Check Total:	203,315.96
35289	08/05/2013	General Fund	Operating Rents & Leases	Pacific Office Auotmation Inc	473.51	
35289	08/05/2013	General Fund	Operating Rents & Leases	Pacific Office Auotmation Inc	339.31	
35289	08/05/2013	General Fund	Operating Rents & Leases	Pacific Office Auotmation Inc	725.81	
					Check Total:	1,538.63
35290	08/05/2013	General Fund	Operating Rentals And Leases	Park Place Professional Bldg	490.00	
					Check Total:	490.00
35291	08/05/2013	General Fund	Human Svc-Family/Youth	Pregnancy Aid of So. King Coun	375.00	

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	375.00
35292	08/05/2013	Transportation CIP	Construction Inspection	Perteet Inc.	39,128.88	
					Check Total:	39,128.88
35293	08/05/2013	General Fund	Miscellaneous	Petty Cash Custodian	5.36	
35293	08/05/2013	General Fund	Office/Operating Supplies	Petty Cash Custodian	11.41	
35293	08/05/2013	General Fund	Office And Operating Supplies	Petty Cash Custodian	3.25	
35293	08/05/2013	General Fund	Office/Operating Supplies	Petty Cash Custodian	7.32	
35293	08/05/2013	Surface Water Management Fund	Mileage	Petty Cash Custodian	36.61	
35293	08/05/2013	General Fund	Miscellaneous	Petty Cash Custodian	21.18	
35293	08/05/2013	General Fund	Office And Operating Supplies	Petty Cash Custodian	7.11	
35293	08/05/2013	General Fund	Mileage	Petty Cash Custodian	12.49	
35293	08/05/2013	General Fund	Other Travel	Petty Cash Custodian	10.99	
35293	08/05/2013	General Fund	Miscellaneous	Petty Cash Custodian	5.44	
35293	08/05/2013	General Fund	Miscellaneous	Petty Cash Custodian	8.99	
35293	08/05/2013	General Fund	Mileage	Petty Cash Custodian	45.21	
35293	08/05/2013	General Fund	Wellness Activities	Petty Cash Custodian	23.96	
35293	08/05/2013	General Fund	Mileage	Petty Cash Custodian	19.72	
35293	08/05/2013	General Fund	Miscellaneous	Petty Cash Custodian	19.75	
35293	08/05/2013	General Fund	Mileage	Petty Cash Custodian	4.52	
35293	08/05/2013	General Fund	Office/Operating Supplies	Petty Cash Custodian	31.98	
35293	08/05/2013	Surface Water Management Fund	Machinery And Equipment	Petty Cash Custodian	47.25	
35293	08/05/2013	General Fund	Mileage	Petty Cash Custodian	6.78	
35293	08/05/2013	General Fund	Other Travel	Petty Cash Custodian	1.25	
35293	08/05/2013	General Fund	Miscellaneous	Petty Cash Custodian	8.21	
					Check Total:	338.78
35294	08/05/2013	Street Fund	Repairs & Maint. - Fleet	PIRTEK	241.35	
35294	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	PIRTEK	241.35	
					Check Total:	482.70
35295	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Pacific Industrial Supply	61.99	
35295	08/05/2013	Surface Water Management Fund	Repairs & Maint. - Fleet	Pacific Industrial Supply	137.69	
35295	08/05/2013	Street Fund	Repairs & Maint. - Fleet	Pacific Industrial Supply	137.69	
35295	08/05/2013	Street Fund	Office And Operating Supplies	Pacific Industrial Supply	45.33	
					Check Total:	382.70
35296	08/05/2013	General Fund	CERT / Citizens Academy	Pizza Gallery	182.83	

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	182.83
35297	08/05/2013	Street Fund	Registration - Trainng/Workshp	Andrea F Pollard	210.00
35297	08/05/2013	Surface Water Management Fund	Registration - Training/Workshp	Andrea F Pollard	330.00
				Check Total:	540.00
35298	08/05/2013	General Fund	Office And Operating Supplies	Poly Bag, LLC	78.56
				Check Total:	78.56
35299	08/05/2013	General Fund	Operating Rentals And Leases	PRG Investment Company, LLC	2,000.00
				Check Total:	2,000.00
35300	08/05/2013	General Fund	Bldg Security	Protection One Alarm Monitorin	47.38
35300	08/05/2013	General Fund	Parks Building Security	Protection One Alarm Monitorin	110.70
				Check Total:	158.08
35301	08/05/2013	General Fund	Admission and Entrance Fees	Pacific Science Center	608.00
				Check Total:	608.00
35302	08/05/2013	Street Fund	Utilities-Street Lighting	PSE Pmt. Processing	1,651.72
				Check Total:	1,651.72
35303	08/05/2013	General Fund	Redflex Red Light Camera	Redflex Traffic Systems	9,850.00
				Check Total:	9,850.00
35304	08/05/2013	General Fund	Refund Clearing Account -Parks	Kennedy High School	145.00
				Check Total:	145.00
35305	08/05/2013	General Fund	Refund Clearing Account -Parks	Washington Warriors	91.00
				Check Total:	91.00
35306	08/05/2013	Street Fund	Business Licenses	J C Ehrlich Co Inc	37.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	<u>37.50</u>
35307	08/05/2013	General Fund	Security/Performance Bond Payb	Lee Anh	2,000.00
				Check Total:	<u>2,000.00</u>
35308	08/05/2013	General Fund	Pet Licenses	Helen Hawkins	15.00
				Check Total:	<u>15.00</u>
35309	08/05/2013	General Fund	Pet Licenses	Glenda Hanson	20.00
				Check Total:	<u>20.00</u>
35310	08/05/2013	General Fund	Refund Clearing Account -Parks	ReWA	100.00
				Check Total:	<u>100.00</u>
35311	08/05/2013	General Fund	Refund Clearing Account -Parks	St Francis CYO	297.50
				Check Total:	<u>297.50</u>
35312	08/05/2013	General Fund	Refund Clearing Account -Parks	Araceli Alfaro	204.00
				Check Total:	<u>204.00</u>
35313	08/05/2013	General Fund	Refund Clearing Account -Parks	Hork Do	500.00
				Check Total:	<u>500.00</u>
35314	08/05/2013	General Fund	Refund Clearing Account -Parks	Gordon Quinn	34.00
				Check Total:	<u>34.00</u>
35315	08/05/2013	General Fund	Refund Clearing Account -Parks	Tobias Togi	125.00
				Check Total:	<u>125.00</u>
35316	08/05/2013	General Fund	Security/Performance Bond Payb	Mario Segale	27,846.65

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	27,846.65
35317	08/05/2013	Street Fund	Business Licenses	Fancy Stucco	17.71	
					Check Total:	17.71
35318	08/05/2013	General Fund	Office and Operating Supplies	Safeway Inc	8.97	
35318	08/05/2013	General Fund	Office and Operating Supplies	Safeway Inc	66.83	
35318	08/05/2013	General Fund	CERT / Citizens Academy	Safeway Inc	86.34	
					Check Total:	162.14
35319	08/05/2013	General Fund	Office and Operating Supplies	School Specialty Inc.	37.93	
35319	08/05/2013	General Fund	Office and Operating Supplies	School Specialty Inc.	122.17	
					Check Total:	160.10
35320	08/05/2013	General Fund	Jail Contracts	SCORE	38,365.92	
35320	08/05/2013	General Fund	Jail Contracts	SCORE	400.00	
					Check Total:	38,765.92
35321	08/05/2013	General Fund	Advertising	Seattle Times	274.29	
35321	08/05/2013	General Fund	Advertising	Seattle Times	606.50	
35321	08/05/2013	General Fund	Advertising/Legal Publications	Seattle Times	450.00	
					Check Total:	1,330.79
35322	08/05/2013	General Fund	Office and Operating Supplies	Seatown Locksmith	30.66	
					Check Total:	30.66
35323	08/05/2013	General Fund	Professional Services	Nancy Shattuck	1,761.00	
					Check Total:	1,761.00
35324	08/05/2013	General Fund	Fuel/Gas/Gasoline Consumption	Shell Fleet Plus	212.94	
35324	08/05/2013	Street Fund	Fuel/Gas/Gasoline Consumption	Shell Fleet Plus	2,364.63	
35324	08/05/2013	Surface Water Management Fund	Fuel/Gas/Gasoline Consumption	Shell Fleet Plus	3,423.06	
35324	08/05/2013	General Fund	Fuel/Gas Consumption	Shell Fleet Plus	55.61	
35324	08/05/2013	General Fund	Citizens Patrol/ Crime Prevent	Shell Fleet Plus	151.94	
35324	08/05/2013	General Fund	Fuel/Gas/Gasoline Consumption	Shell Fleet Plus	301.54	

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35324	08/05/2013	General Fund	Fuel/Gas/Gasoline Consumption	Shell Fleet Plus	1,136.93
				Check Total:	7,646.65
35325	08/05/2013	General Fund	Nuisance and Abatement Costs	Sherwin-Williams Co.	28.81
35325	08/05/2013	General Fund	Nuisance and Abatement Costs	Sherwin-Williams Co.	65.29
				Check Total:	94.10
35326	08/05/2013	General Fund	Professional Services	Sound Law Center	994.00
35326	08/05/2013	General Fund	Hearing Exam Nonreimbursed	Sound Law Center	574.00
				Check Total:	1,568.00
35327	08/05/2013	General Fund	Drug Seizure Proceeds KCSO	Special Services Group LLC	1,200.00
				Check Total:	1,200.00
35328	08/05/2013	Surface Water Management Fund	Professional Services	Summit Security & Sound System	60.00
35328	08/05/2013	Street Fund	Professional Services	Summit Security & Sound System	60.00
				Check Total:	120.00
35329	08/05/2013	General Fund	Human Svc-Family/Youth	Society of St. Vincent de Paul	3,210.00
				Check Total:	3,210.00
35330	08/05/2013	General Fund	Office and Operating Supplies	STAPLES- Credit Plan	40.49
35330	08/05/2013	General Fund	Office/Operating Supplies	STAPLES- Credit Plan	27.38
35330	08/05/2013	General Fund	Office and Operating Supplies	STAPLES- Credit Plan	13.12
				Check Total:	80.99
35331	08/05/2013	General Fund	Professional Services	Summit Law Group	619.50
				Check Total:	619.50
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	441.00
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	237.00
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	55.00
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	55.00
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	55.00
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	155.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
35332	08/05/2013	General Fund	Utilities	Southwest Suburban Sewer Dist.	108.40
				Check Total:	1,106.40
35333	08/05/2013	General Fund	Human Svc-Family/Youth	Southwest Youth & Family Servi	8,000.00
				Check Total:	8,000.00
35334	08/05/2013	General Fund	Prof. Svcs-Instructors	Bonnie Taschler	140.00
				Check Total:	140.00
35335	08/05/2013	General Fund	Professional Services	Total Experience Gospel Choir	500.00
				Check Total:	500.00
35336	08/05/2013	Surface Water Management Fund	Professional Services	The Work Clinic	53.00
35336	08/05/2013	Street Fund	Professional Services	The Work Clinic	90.00
				Check Total:	143.00
35337	08/05/2013	General Fund	Registration - Training Worksh	TLG Learning	2,094.99
				Check Total:	2,094.99
35338	08/05/2013	General Fund	Office and Operating Supplies	The Part Works Inc	191.86
				Check Total:	191.86
35339	08/05/2013	General Fund	Parks Maintenance	Trugreen-landcare/NW Region	45,593.57
35339	08/05/2013	General Fund	Parks Maintenance	Trugreen-landcare/NW Region	594.59
35339	08/05/2013	General Fund	Parks Maintenance	Trugreen-landcare/NW Region	48.18
35339	08/05/2013	General Fund	Parks Maintenance	Trugreen-landcare/NW Region	66.80
				Check Total:	46,303.14
35340	08/05/2013	General Fund	Human Svc-Family/Youth	Tukwila Pantry	1,250.00
				Check Total:	1,250.00
35341	08/05/2013	General Fund	Professional Services	Tumbao LLC	900.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	900.00
35342	08/05/2013	General Fund	Operating Rentals & Leases	Valley View Sewer District	1,030.00	
35342	08/05/2013	General Fund	Utilities	Valley View Sewer District	130.08	
					Check Total:	1,160.08
35343	08/05/2013	General Fund	Telephone	Verizon Wireless	173.73	
35343	08/05/2013	General Fund	Telephone	Verizon Wireless	40.01	
35343	08/05/2013	General Fund	Telephone	Verizon Wireless	72.50	
35343	08/05/2013	General Fund	Telephone	Verizon Wireless	187.87	
35343	08/05/2013	General Fund	Drug Seizure Proceeds KCSO	Verizon Wireless	200.09	
35343	08/05/2013	General Fund	Telephone	Verizon Wireless	180.80	
35343	08/05/2013	Street Fund	Telephone	Verizon Wireless	342.28	
35343	08/05/2013	Surface Water Management Fund	Telephone	Verizon Wireless	414.31	
					Check Total:	1,611.59
35344	08/05/2013	General Fund	Jail Contracts	WASPC-Regional Cities EHM	2,522.00	
					Check Total:	2,522.00
35345	08/05/2013	General Fund	Pet Licenses	White Center Auto Agency	2.00	
					Check Total:	2.00
35346	08/05/2013	General Fund	Human Svc-Family/Youth	White Center Food Bank	2,500.00	
					Check Total:	2,500.00
35347	08/05/2013	General Fund	Utilities	Water District No 20	45.89	
					Check Total:	45.89
35348	08/05/2013	General Fund	Utilities	King Co Water Dist 49	912.07	
35348	08/05/2013	Street Fund	Landscape Maint - Utilities	King Co Water Dist 49	86.00	
35348	08/05/2013	Street Fund	Landscape Maint - Utilities	King Co Water Dist 49	646.50	
35348	08/05/2013	Transportation CIP	Construction	King Co Water Dist 49	11,981.49	
35348	08/05/2013	Street Fund	Landscape Maint - Utilities	King Co Water Dist 49	65.00	
35348	08/05/2013	Street Fund	Landscape Maint - Utilities	King Co Water Dist 49	65.00	
35348	08/05/2013	Street Fund	Landscape Maint - Utilities	King Co Water Dist 49	65.00	

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	13,821.06
35349	08/05/2013	General Fund	Repairs And Maintenance	Wescom	82.15
				Check Total:	82.15
35350	08/05/2013	General Fund	Subscriptions/Publications	West Payment Center	425.20
				Check Total:	425.20
35351	08/05/2013	Surface Water Management Fund	Office And Operating Supplies	Wilbur-Ellis Company	430.09
35351	08/05/2013	Surface Water Management Fund	Minor Tools & Equipment	Wilbur-Ellis Company	528.94
				Check Total:	959.03
35352	08/05/2013	General Fund	Admission and Entrance Fees	WILD WAVES	1,553.37
				Check Total:	1,553.37
35353	08/05/2013	Street Fund	Operating Rentals And Leases	Wilken Properties, LLC	2,783.16
35353	08/05/2013	Street Fund	Operating Rentals And Leases	Wilken Properties, LLC	2,783.17
				Check Total:	5,566.33
35354	08/05/2013	General Fund	Jury & Witness Fees	Georgina Lopez Munoz	13.39
				Check Total:	13.39
35355	08/05/2013	General Fund	Jury & Witness Fees	Nancy L Bonner	13.39
				Check Total:	13.39
35356	08/05/2013	General Fund	Jury & Witness Fees	Kevin Bonner	13.39
				Check Total:	13.39
35357	08/05/2013	General Fund	Jury & Witness Fees	Tanna Avila	32.60
				Check Total:	32.60
35358	08/05/2013	General Fund	Jury & Witness Fees	Cassandra Young	10.26

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	10.26
35359	08/05/2013	General Fund	Jury & Witness Fees	Robert Ehlert	56.33
				Check Total:	56.33
35360	08/05/2013	General Fund	Office And Operating Supplies	Walter E Nelson Co	360.12
35360	08/05/2013	General Fund	Office and Operating Supplies	Walter E Nelson Co	180.06
35360	08/05/2013	General Fund	Office Supplies	Walter E Nelson Co	60.02
				Check Total:	600.20
35361	08/05/2013	Street Fund	Professional Services	Washington State D.O.T.	38.95
				Check Total:	38.95
35362	08/05/2013	General Fund	Professional Services	Washington State Patrol	50.00
				Check Total:	50.00
35363	08/05/2013	General Fund	State Surcharge	STATE TREASURER	886.90
				Check Total:	886.90
35364	08/05/2013	General Fund	Human Svc-Family/Youth	YWCA Seattle King Snohomish Co	1,105.00
				Check Total:	1,105.00
				Report Total:	1,947,335.94

DRAFT

Burien
WASHINGTON

CITY COUNCIL REGULAR MEETING MINUTES

July 15, 2013

**6:00 p.m. - Special Meeting: Executive Session to discuss
litigation, real estate acquisition and labor negotiations**

7:00 p.m. – Regular Meeting

**400 SW 152nd Street, 1st Floor
Burien, Washington 98166**

To hear Council's full discussion of a specific topic or the complete meeting, the following resources are available:

- Watch the video-stream available on the City website, www.burienwa.gov
- Check out a DVD of the Council Meeting from the Burien Library

SPECIAL MEETING

Mayor Bennett called the Special Meeting of the Burien City Council to order at 6:00 p.m. for the purpose of holding an Executive Session to discuss litigation per RCW 42.30.110(1)(i), real estate acquisition per RCW 42.30.110(1)(b) and labor negotiations.

Present: Mayor Brian Bennett, Deputy Mayor Lucy Krakowiak, Councilmembers Jack Block, Jr., Rose Clark, Bob Edgar, Joan McGilton and Gerald F. Robison.

Administrative staff present: Mike Martin, City Manager, Craig Knutson, City Attorney, and Dan Trimble, Economic Development Manager.

No action was taken.

The Special Meeting adjourned to the Regular Meeting at 6:30 p.m.

CALL TO ORDER

Mayor Bennett called the Regular Meeting of the Burien City Council to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

Mayor Bennett led the Pledge of Allegiance.

ROLL CALL

Present: Mayor Brian Bennett, Deputy Mayor Lucy Krakowiak, Councilmembers Jack Block, Jr., Rose Clark, Bob Edgar, Joan McGilton and Gerald F. Robison.

Administrative staff present: Mike Martin, City Manager; Craig Knutson, City Attorney; Dan Trimble, Economic Development Manager; Kim Krause, Finance Director; Chip Davis, Community Development Director; and, Monica Lusk, City Clerk.

AGENDA CONFIRMATION

Direction/Action

Councilmembers agreed to move Consent Agenda Item 7 “d” Motion to Authorize the City Manager to Execute CARES Contract Amendment No. 3 to Business Agenda Item 8 “d” and renumber the subsequent item.

Direction/Action

Motion was made by Deputy Mayor Krakowiak, seconded by Councilmember McGilton and passed unanimously to affirm the July 15, 2013, Agenda as amended.

PUBLIC COMMENT

John White, Discover Burien, 427 SW 152nd Street, Burien

John White, 14645 25th Avenue SW, Burien

Trish Woolery, P.O. Box 48137, Burien

Roger DeLorm, 13254 2nd Avenue SW, Burien

Goodspaceguy, 10219 Ninth Avenue South, Seattle

Rachel Levine, 430 South 124th Street, Burien

Scott Schafer, 15106 10th Avenue SW, Burien

Tonya Engeset, 1449 SW 152nd Street, Burien

Dale King, 1795 182nd Street, Burien

Quinton Thompson, 1795 182nd Street, Burien

Jim Clingan, 14682 22nd Avenue SW, Burien

CORRESPONDENCE FOR THE RECORD

- a. Email Dated June 27, 2013, from Mark Owen.
- b. Email Dated July 9, 2013, from Dick West.
- c. Email Dated July 9, 2013, from Brian Gemeroy.

CONSENT AGENDA

- a. Approval of Check Register: Numbers 35086 - 35199 in the Amount of \$4,457,297.13 for Payment on July 15, 2013, and Payroll Salaries and Benefits Numbers 5821 - 5845 for Direct Deposits and Wire Transfers in the Amount of \$312,452.51 for June 16 – June 30, Paid on July 5, 2013.
- b. Approval of Minutes: Regular Meeting, July 15, 2013.
- c. Motion to Authorize the City Manager to Execute Interlocal Agreements with King County for F-Line Fiber Sharing.
- d. Motion to Authorize the City Manager to Execute CARES Contract Amendment No. 3.

Direction/Action

Motion was made by Deputy Mayor Krakowiak, seconded by Councilmember McGilton, and passed unanimously to approve the July 15, 2013, Consent Agenda as amended to add a correction to Item “b” Approval of Minutes: Regular Meeting, July 1, 2013.

Under Agenda Confirmation, Consent Agenda Item “d” Motion to Authorize the City Manager to Execute CARES Contract Amendment No. 3” was moved to the Business Agenda as Item “d.”

BUSINESS AGENDA

Presentation of Seattle City Light Undergrounding Financing for 1st Avenue South

Follow-up

Staff will schedule a discussion on mechanisms besides property tax for underground refinancing to include how the refinancing would affect the City’s credit rating.

Motion to Adopt Resolution No. 346, Approving the Development Agreement for Miller Creek Court

Councilmember McGilton left the dais at 7:51 p.m.

Direction/Action

MOTION was made by Deputy Mayor Krakowiak, seconded by Councilmember McGilton and passed unanimously, 6-0, to adopt Resolution No. 346, approving the Development Agreement for Miller Creek Court.

Councilmember McGilton returned to the dais at 7:55 p.m.

Consider and Approve Ordinance No. 584, Authorizing a 1 year Line of Credit and Authorize City Manager to Execute Purchase and Sale Agreement for the Former Sunny Terrace Elementary School Property from Highline School District

Direction/Action

Councilmembers requested placing Ordinance No. 584 on the August 5, 2013 Consent Agenda for approval.

Follow-up

Staff will include clarification on Key Bank Exhibit A relating to the prepayment penalty fee.

**Motion to Authorize the City Manager to Execute CARES Contract Amendment No. 3
(moved under Agenda Confirmation from the Consent Agenda)**

Direction/Action

MOTION was made by Deputy Mayor Krakowiak, seconded by Councilmember McGilton to authorize the City Manager to Execute Community Animal Resource Education Society (CARES) Contract Amendment No. 3. **Motion** passed 4-3. Opposed, Deputy Mayor Krakowiak, Councilmembers Block and Edgar.

Review of Council Proposed Agenda Schedule

Follow-up

Staff will schedule a discussion on mechanisms for 1st Avenue South underground refinancing to include the affects to the City's credit rating, and a discussion on increasing the number and types of domestic animals allowed.

City Manager's Report

Follow-up

Staff will report on how much the 1st Avenue South Phase 2 project is under budget noting where the funds are deposited, and provide the impacts to the City of Burien of EHB 2068, 2013-14 concerning the annexation of unincorporated territory within a code city.

COUNCIL BUSINESS

Councilmember McGilton spoke to the City of Burien's successful 4th of July Parade.

ADJOURNMENT

Direction/Action

MOTION was made by Deputy Mayor Krakowiak, seconded by Councilmember McGilton and passed unanimously to adjourn the meeting at 8:34 p.m.

Brian Bennett, Mayor

Monica Lusk, City Clerk

CITY OF BURIEN, WASHINGTON
LIMITED TAX GENERAL OBLIGATION BOND
(NON-REVOLVING LINE OF CREDIT), 2013 (TAXABLE)

ORDINANCE NO. 584

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AUTHORIZING THE ISSUANCE AND SALE OF A LIMITED TAX GENERAL OBLIGATION BOND OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$3,600,000 FOR THE PURPOSE OF PROVIDING FUNDS TO ACQUIRE AND IMPROVE REAL PROPERTY; PROVIDING THE FORM, TERMS, CONDITIONS, COVENANTS AND MATURITY OF THE BOND; AND AUTHORIZING THE SALE OF THE BOND TO KEYBANK NATIONAL ASSOCIATION.

PASSED: AUGUST 5, 2013

PREPARED BY:

PACIFICA LAW GROUP LLP
Seattle, Washington

CITY OF BURIEN
ORDINANCE NO. 584
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* This Table of Contents is provided for convenience only and is not a part of this ordinance.

CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 584

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AUTHORIZING THE ISSUANCE AND SALE OF A LIMITED TAX GENERAL OBLIGATION BOND OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$3,600,000 FOR THE PURPOSE OF PROVIDING FUNDS TO ACQUIRE AND IMPROVE REAL PROPERTY; PROVIDING THE FORM, TERMS, CONDITIONS, COVENANTS AND MATURITY OF THE BOND; AND AUTHORIZING THE SALE OF THE BOND TO KEYBANK NATIONAL ASSOCIATION.

WHEREAS, the City Council (the "Council") of the City of Burien, Washington (the "City"), has deemed it in the best interest of the City and its citizens that the City acquire and improve certain real property (the "Project"); and

WHEREAS, the City is authorized by chapter 35A.40 RCW to issue general obligation bonds to pay the costs of the Project and RCW 39.46.050 provides that a local government authorized to issue bonds may establish a line of credit with any qualified depository to be drawn upon in exchange for its obligation; and

WHEREAS, the City has received the offer of KeyBank National Association (the "Bank") dated July 10, 2013 set forth in Exhibit A attached hereto (the "Proposal") to establish a line of credit for the purpose of financing the Project; and

WHEREAS, it is deemed necessary and advisable that the City accept the Bank's offer to establish the line of credit in an amount of not to exceed \$3,600,000 and to issue to the Bank a limited tax general obligation bond in the principal amount of not to exceed \$3,600,000 (the "Bond") to evidence such line of credit;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON DOES ORDAIN AS FOLLOWS:

Section 1. Definitions and Interpretation of Terms.

(a) *Definitions.* As used in this ordinance, the following words shall have the following meanings:

Bank means KeyBank National Association.

Bond means the City's Limited Tax General Obligation Bond (Non-Revolving Line of Credit), 2013 (Taxable) authorized to be issued pursuant to this ordinance.

Bond Fund means the “City of Burien Bond Redemption Fund, 2013” authorized to be created pursuant to this ordinance.

Bond Register means the registration records for the Bond maintained by the Bond Registrar.

Bond Registrar means the Finance Director, whose duties include registering and authenticating the Bond, maintaining the Bond Register, transferring ownership of the Bond, and paying the principal of and interest on the Bond.

City means the City of Burien, Washington, a municipal corporation duly organized and existing by virtue of the laws of the State of Washington.

City Manager means the City Manager or Interim City Manager of the City, or his or her designee as appointed by the City Manager or Interim City Manager in writing, or any successor to the functions of that position.

Code means the Internal Revenue Code of 1986, as amended, and shall include all applicable regulations and rulings relating thereto.

Council means the City Council as the general legislative authority of the City, as the same shall be duly and regularly constituted from time to time.

Finance Director means the Finance Director of the City, or the successor to such officer.

Interest Rate means the rate of interest set forth in Section 10.

Northeast Redevelopment Area means the City adopted redevelopment area bounded by 8th Avenue South, Des Moines Memorial Drive and South 138th Street.

Outstanding Principal Balance means on any particular day the aggregate of all funds that the City has drawn from the Bank under the Bond to that day, less the aggregate of all principal payments on the Bond made by the City on or before that day.

Project means the project described in Section 2 of this ordinance.

Project Fund means the “Project Fund” as described in Section 7 of this ordinance.

Proposal means the proposal letter submitted by the Bank to purchase the Bond and included as Exhibit A attached hereto.

Registered Owner means the person in whose name the Bond is registered on the Bond Register.

Request for Draw means a written request by the City Manager or Finance Director for a draw from the line of credit authorized to be established by this ordinance, in substantially the form set forth in Exhibit B attached hereto.

Rule means the Commission's Rule 15c2-12 under the Securities Exchange Act of 1934, as the same may be amended from time to time.

(b) *Interpretation.* In this ordinance, unless the context otherwise requires:

(1) The terms "hereby," "hereof," "hereto," "herein," "hereunder" and any similar terms, as used in this ordinance, refer to this ordinance as a whole and not to any particular article, section, subdivision or clause hereof, and the term "hereafter" shall mean after, and the term "heretofore" shall mean before, the date of this ordinance;

(2) Words of the masculine gender shall mean and include correlative words of the feminine and neutral genders and words importing the singular number shall mean and include the plural number and vice versa;

(3) Words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations and other legal entities, including public bodies, as well as natural persons;

(4) Any headings preceding the text of the several articles and sections of this ordinance, and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this ordinance, nor shall they affect its meaning, construction or effect; and

(5) All references herein to "articles," "sections" and other subdivisions or clauses are to the corresponding articles, sections, subdivisions or clauses hereof.

Section 2. Authorization of the Project. The Bond is being issued, in part, to provide funds to finance costs of acquiring and improving real property located in the Northeast Redevelopment Area (the "Project") of the City. The cost of all necessary appraisals, negotiation, closing, architectural, engineering, financial, legal and other consulting services, inspection and testing, administrative and relocation expenses and other costs incurred in connection with the Project shall be deemed a part of the Project.

Section 3. Authorization of the Bond. The City shall, for the purpose of financing costs of the Project and paying costs of issuing the Bond, establish a line of credit. To evidence such line, the City shall issue its limited tax general obligation bond in the principal amount of not to exceed \$3,600,000 (the "Bond"). The Bond shall be designated the "City of Burien, Washington, Limited Tax General Obligation Bond (Non-Revolving Line of Credit), 2013 (Taxable)," shall be dated as of its date of delivery, shall be fully registered as to both principal and interest, shall be in one denomination, and shall mature one year from its dated date, as provided in the Bond. Amounts drawn on the line of credit evidenced by the Bond shall bear interest at the Interest Rate pursuant to a Request for Draw in substantially the form set forth on Exhibit B, which is hereby incorporated by this reference. The City shall maintain records of amounts drawn on the Bond. The City hereby delegates to the City Manager or Finance Director authority to make written Request for Draws pursuant to the terms of this ordinance.

Interest on each draw on the Bond shall accrue from the date money is drawn until paid and shall be calculated per annum on the basis of a 360-day year and the actual number of days elapsed. All accrued interest and principal on the Bond shall be payable at maturity.

At the option of the City Council and with the consent of the Bank, the final maturity of the Bond may be extended on each anniversary of its dated date (each, an "Extension Date") for up to four additional one-year terms, resulting in a final maturity of no later than five years from the dated date of the Bond. If the City Council determines that it is in the best interest of the City to extend the term of the Bond, and the Bank approves such extension, the City Council shall authorize the extension by the adoption of a new ordinance or an amendatory ordinance establishing the terms and conditions, including any adjustment to the Interest Rate, for such extension. Thereafter, the City shall authenticate and deliver a replacement Bond to the Registered Owner. If the City has determined that it is in the best interest of the City to not extend the term of the Bond, all accrued interest and principal on the Bond shall be payable at maturity.

Section 4. Registration, Exchange and Payments.

(a) *Registrar/Bond Registrar.* The Finance Director shall act as Bond Registrar. The Bond Registrar is authorized, on behalf of the City, to authenticate and deliver the Bond if transferred or exchanged in accordance with the provisions of the Bond and this ordinance and to carry out all of the Bond Registrar's powers and duties under this ordinance.

(b) *Registered Ownership.* The City and the Bond Registrar may deem and treat the Registered Owner of the Bond as the absolute owner for all purposes, and neither the City nor the Bond Registrar shall be affected by any notice to the contrary. Payment of the Bond shall be made only as described in subsection (e) below. All such payments made as described in subsection (e) below shall be valid and shall satisfy the liability of the City upon the Bond to the extent of the amount so paid.

(c) *No Transfer or Exchange of Registered Ownership.* The Bond shall not be transferrable unless (i) the Bank's corporate name is changed and the transfer is necessary to reflect such change; or (ii) the transferee is a successor in interest of the Bank by means of a corporate merger, an exchange of stock, or a sale of assets.

(d) *Registration Covenant.* The City covenants that, until the Bond has been surrendered and canceled, it will maintain a system for recording the ownership of the Bond that complies with the provisions of Section 149 of the Code.

(e) *Place and Medium of Payment.* Both principal of and interest on the Bond shall be payable in lawful money of the United States of America. Principal on the Bond shall be payable by check or warrant or by other means mutually acceptable to the Bank and the City. Interest shall be payable as provided in Section 3. Upon final payment of principal and interest of the Bond, the Registered Owner shall surrender the Bond for cancellation at the office of the Bond Registrar.

Section 5. Form of Bond. The Bond shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. R-1

\$3,600,000
(or as much thereof as
may be drawn hereunder)

STATE OF WASHINGTON

CITY OF BURIEN
LIMITED TAX GENERAL OBLIGATION BOND
(NON-REVOLVING LINE OF CREDIT), 2013 (TAXABLE)

INTEREST RATE: _____ %
MATURITY DATE: _____, 2014
REGISTERED OWNER: KEY BANK NATIONAL ASSOCIATION
PRINCIPAL AMOUNT: NOT TO EXCEED THREE MILLION SIX HUNDRED
 THOUSAND AND NO/100

The City of Burien, Washington (the "City"), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, on or before the Maturity Date identified above, the Outstanding Principal Balance (as defined in the within-mentioned Bond Ordinance). The Outstanding Principal Balance shall bear interest at the Interest Rate identified above, as set forth in Ordinance No. 584 of the City, adopted on August 5, 2013 (the "Bond Ordinance"). Interest on each draw making up the Outstanding Principal Balance shall accrue from the date money is drawn, pursuant to a Request for Draw, until paid and shall be computed per annum on the principal amount outstanding on the basis of a 360-day year and the actual number of days elapsed. All accrued interest and principal on this bond shall be payable on the Maturity Date identified above, unless such date is extended as provided in the Bond Ordinance. Capitalized terms used in this bond have the meanings given such terms in the Bond Ordinance.

Both principal of and interest on this bond are payable in lawful money of the United States of America. Principal and interest shall be paid to the Registered Owner out of the Bond Fund of the City. Interest shall cease to accrue on the date this bond is paid in full.

This bond may be prepaid prior to maturity as provided in the Bond Ordinance.

The City covenants that it will levy taxes annually upon all the taxable property in the City within the levy limits permitted to cities without a vote of the electors and in amounts sufficient, with other moneys legally available therefor, to pay the principal of and interest on this bond as the same shall become due. The full faith, credit, and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and the prompt payment of such principal and interest.

This bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Ordinance until the Certificate of Authentication hereon shall have been manually signed by or on behalf of the Bond Registrar or its duly designated agent.

This bond is issued pursuant to the Constitution and laws of the State of Washington, and duly adopted ordinances of the City, to provide interim financing for a legal settlement and to pay costs of issuance for this bond.

This bond is not transferrable unless (i) the Registered Owner's corporate name is changed and the transfer is necessary to reflect such change; or (ii) the transferee is a successor in interest of the Registered Owner by means of a corporate merger, an exchange of stock, or a sale of assets.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington to exist, to have happened, been done and performed precedent to and in the issuance of this bond have happened, been done and performed and that the issuance of this bond does not violate any constitutional, statutory or other limitation upon the amount of bonded indebtedness that the City may incur.

IN WITNESS WHEREOF, the City of Burien, Washington has caused this bond to be executed by the manual or facsimile signatures of the Mayor and the City Clerk and the seal of the City imprinted, impressed or otherwise reproduced hereon as of this ____ day of _____, 2013.

[SEAL]

CITY OF BURIEN, WASHINGTON

By /s/ manual or facsimile
Mayor

ATTEST:

 /s/ manual or facsimile
City Clerk

The Certificate of Authentication for the Bond shall be in substantially the following form:

CERTIFICATE OF AUTHENTICATION

This is the Limited Tax General Obligation Bond (Non-Revolving Line of Credit), 2013 (Taxable) of the City of Burien, Washington, dated _____, 2013, as described in the within-referenced Ordinance No. 584 of the City.

FINANCE DIRECTOR, as Bond Registrar

By _____

Section 6. Execution of Bond. The Bond shall be executed on behalf of the City with the manual or facsimile signatures of the Mayor and City Clerk of the City and the seal of the City shall be impressed, imprinted or otherwise reproduced thereon.

Only such Bond as shall bear thereon a Certificate of Authentication in the form hereinbefore recited, manually executed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this ordinance. Such Certificate of Authentication shall be conclusive evidence that the Bond so authenticated has been duly executed, authenticated and delivered hereunder and are entitled to the benefits of this ordinance.

In case either of the officers who shall have executed the Bond shall cease to be an officer or officers of the City before the Bond so signed shall have been authenticated or delivered by the Bond Registrar, or issued by the City, such Bond may nevertheless be authenticated, delivered and issued and upon such authentication, delivery and issuance, shall be as binding upon the City as though those who signed the same had continued to be such officers of the City. The Bond may also be signed and attested on behalf of the City by such persons who at the date of the actual execution of the Bond, are the proper officers of the City, although at the original date of such Bond any such person shall not have been such officer of the City.

Section 7. Application of Bond Proceeds. The City shall establish a fund designated the "Project Fund" (the "Project Fund") into which the proceeds of draws on the Bond shall be deposited. Money in the Project Fund shall be used to pay the costs of the Project and costs of issuance of the Bond. The Finance Director may invest money in the Project Fund in legal investments for City funds. Earnings on such investments shall accrue to the benefit of the Project Fund. Money remaining in the Project Fund after all costs of the Project have been paid (including costs of issuance) may be used for any lawful City purpose.

Section 8. Bond Fund and Provision for Tax Levy Payments. The City hereby authorizes the creation of a fund to be used for the payment of debt service on the Bond, designated as the "City of Burien Bond Redemption Fund, 2013" (the "Bond Fund"). The Bond Fund shall be drawn upon for the sole purpose of paying the principal of and interest on the Bond.

The City hereby irrevocably covenants and agrees that, unless the principal of and interest on the Bond are paid from other sources, it will make annual levies of taxes upon all of the property in the City subject to taxation within and as a part of the tax levy permitted to cities without a vote of the electors in amounts sufficient to pay such principal and interest as the same shall become due. The full faith, credit and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and for the prompt payment of such principal and interest.

Section 9. Right of Prepayment. The City reserves the right to prepay and redeem the Bond, in whole or in part, on any date, at a price of the Outstanding Principal Balance plus accrued interest to the date of redemption, plus a prepayment fee determined pursuant to the Proposal.

Section 10. Sale of the Bond. The City hereby accepts the Bank's Proposal in accordance with the terms contained in this ordinance and the Bank's Proposal, which is attached as Exhibit A. The Finance Director is hereby authorized to approve the Interest Rate for the Bond, which shall be a fixed rate of interest equal to the Bank's one-year fixed rate cost of funds plus 1.09%, as provided in the proposal; provided, however, such Interest Rate shall not exceed 2.0%. The Finance Director is hereby authorized to agree to any other terms, conditions and covenants that are in the best interest of the City and in accordance with the Bank's Proposal.

The appropriate City officials are hereby authorized and directed to do everything necessary for the prompt issuance, execution and delivery of the Bond and for the proper application and use of the proceeds thereof.

Section 11. Ongoing Disclosure; Information to be Provided to Bank. The Bond is exempt from ongoing disclosure requirements of the Rule.

While the Bond is outstanding, the City will provide the following information to the Bank:

- (a) Unaudited financial statements for the City within 180 days of each fiscal year end (the City's fiscal year currently ends December 31);
- (b) Audited financial statements within 10 days of completion; and
- (c) Such other information as may be reasonably requested by the Bank from time to time.

Section 12. Lost, Stolen or Destroyed Bond. In case the Bond shall be lost, stolen or destroyed, the Bond Registrar may execute and deliver a new Bond of like date, number and tenor to the Registered Owner thereof upon the Registered Owner's paying the expenses and charges of the City and the Bond Registrar in connection therewith and upon his/her/its filing with the City evidence satisfactory to the City that such Bond was actually lost, stolen or destroyed and of his/her/its ownership thereof, and upon furnishing the City and/or the Bond Registrar with indemnity satisfactory to the City and the Bond Registrar.

Section 13. Severability; Ratification. If any one or more of the covenants or agreements provided in this ordinance to be performed on the part of the City shall be declared by any court of competent jurisdiction to be contrary to law, then such covenant or covenants, agreement or agreements, shall be null and void and shall be deemed separable from the remaining covenants and agreements of this ordinance and shall in no way affect the validity of the other provisions of this ordinance or of the Bond. All acts taken pursuant to the authority granted in this ordinance but prior to its effective date are hereby ratified and confirmed.

Section 14. Effective Date of Ordinance. This ordinance shall be effective five (5) days after its passage, approval and publication as provided by law.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 5TH DAY OF AUGUST, 2013, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE OF THIS 5TH DAY OF AUGUST, 2013.

CITY OF BURIEN, WASHINGTON

Brian Bennett, Mayor

ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Pacifica Law Group LLP, Bond Counsel

Filed with the City Clerk: _____

Passed by the City Council: _____

Ordinance No. 584

Date of Publication: _____

Exhibit A

Bank's Proposal
(attached)



July 24, 2013
Ms. Kim Krause
Finance Director
400 SW 152nd Street
Burien WA 98146
City of Burien

Re: City of Burien
\$3,600,000 Limited Tax General Obligation Bond (Non-Revolving Line of Credit)

Dear Kim:

KeyBank is pleased to offer the City of Burien, Washington the following proposal in response to your request for financing of the purchase of Real Estate. Although we believe the indicative terms and conditions listed below are responsive to your request, we welcome your input as to any aspects that may not suit the City's needs.

BORROWER: City of Burien

CREDIT FACILITY: Limited Tax General Obligation Bond (Non-Revolving Line of Credit)

AMOUNT: Up to \$3,600,000

PURPOSE: To finance the purchase of property. The Credit Facility will bridge the receipt of proceeds from the sale of property and/or the issuance of bonds.

SECURITY: Secured by a full faith and credit pledge of the City of Burien.

TAX STATUS: Taxable

ORIGINATION FEE: No loan fee will be required for this facility.

MATURITY: One Year. Multiyear extensions of the Limited Tax General Obligation Bond are available subject to updated Interest Rates on Note and Bank approval.

REPAYMENT: Principal and interest due at maturity.

INTEREST RATES: KeyBank's 1 year Fixed Rate Cost of Funds + 1.09%
(Fixed rate of 1.65% if closed today)

A callable option is available with applicable pricing in subsequent years

DAY COUNT BASIS: Interest payments will be calculated on an actual/360 basis.

PREPAYMENT: A prepayment penalty fee to be determined by the Bank based on market conditions, may apply should the Credit Facility be prepaid. Any penalty would be determined in accordance with the attached Prepayment Addendum.

EXPENSES: Borrower shall pay all costs and expenses including the Bank's outside attorney's costs and fees, and any other costs of the Bank in connection with this Credit Facility.

LOAN DOCUMENTS: All required documentation including the borrowing resolution, the Note, and the associated tax and validity opinion, will be prepared by acceptable Bond counsel, and delivered to Bank prior to closing. All documents must be acceptable to Bank and Bank's legal counsel. All legal fees for this documentation will be assessed to the account of the Borrower.

COVENANTS:

- 1) Receipt of full-year unaudited financial statements within 180 days of the fiscal year end. Receipt of full-year audited financial statement within 10 days of completion. Receipt of other information as Bank may from time to time reasonably request.

CONDITIONS:

- 1) Receipt and satisfactory review of resolutions authorizing the borrowing.
- 2) Receipt and satisfactory review of legal opinion certifying Borrower's ability to enter into the transaction and the tax status of the obligation.

- 3) The Borrower shall agree to notify the Bank promptly of any material adverse development that might affect the repayment of the Credit Facility to the Bank.

**ADDITIONAL
INFORMATION:**

The Bank may reasonably request additional information in order to secure credit approval.

TIMING:

The Bank's approval process will take approximately 10 business days from the time all requested information is received.

OTHER:

Multiple draws are available on Non Revolving Line of Credit

This proposal shall expire September 30, 2013, unless extended by mutual agreement and must close within sixty days after indication of acceptance.

The Bank's proposed obligation under this proposal shall be subject to satisfaction of all of the conditions contained herein and all documentation that is customarily undertaken in a loan transaction and is subject to the final credit approval. The issuance of this proposal shall not prejudice the Bank's rights of review and approval, including without limitation, of all documents and materials heretofore delivered to the Bank by or on behalf of the City.

Sincerely,

Mike Tibbits
Vice President
Senior Relationship Manager

Addendum 1

Yield Maintenance Prepayment Penalty

Borrower shall have the right to prepay at any time in advance of the Maturity Date all or any portion of the principal indebtedness evidenced by this Note, together with accrued interest on the principal so prepaid to the date of such prepayment, provided that any partial prepayment shall not affect the Borrower's obligation to continue making the installment payments provided for in this Note.

As consideration of the privilege of making such prepayment, Borrower shall pay to the Lender, as of the prepayment date, the difference between (i) the present value of the remaining payments applying the Current Index Rate as the discount rate, and (ii) the present value of the remaining payments applying the Original Index Rate as the discount rate, from the prepayment date through the Maturity Date or the date of the next scheduled interest rate adjustment, if any. The remaining payments are to be calculated by taking (i) the aggregate of regular payments of principal and interest necessary to amortize the prepaid Principal from the date of prepayment through the Maturity Date or (ii) in the case the loan has a next scheduled interest rate adjustment, the aggregate of regular payments of principal and interest plus one irregular payment of principal and interest necessary to amortize the prepaid principal from the date of prepayment through the next scheduled interest rate adjustment date. For each regular payment or irregular payment, if any, the Original Index Rate will apply to determine accrued unpaid interest. If the premium so calculated is a positive amount, then Borrower shall pay such amount to Lender. If the premium is a negative amount, no amount is to be paid by Lender to Borrower.

"Original Index Rate" is the yield calculated by the linear interpolation of the yields on United States Treasury Obligations, in effect on the origination date or a scheduled interest rate adjustment date, whichever is most recent, adjusted to a constant maturity having a term most nearly corresponding to the shorter of the period from the origination date or the most recent scheduled interest rate adjustment date through the next scheduled interest rate adjustment date or the maturity date. **"Current Index Rate"** is the yield calculated by linear interpolation, in effect two (2) business days prior to the date of prepayment, on United States Treasury Obligations adjusted to a constant maturity having a term most nearly corresponding to the shorter of the period from the prepayment date through the next scheduled interest rate adjustment date or the maturity date. United States Treasury yields are published by the Board of Governors of the Federal Reserve System in the Federal Reserve Statistical Release H.15 (519), or by such other quoting service, index or commonly available source utilized by the Lender for such purposes.

Exhibit B

Form of Request for Draw
(attached)

CITY OF BURIEN, WASHINGTON
LINE OF CREDIT

Request for Draw No. _____

To: KeyBank National Association

Attn: _____

On behalf of the City of Burien, Washington (the "City"), I hereby certify that:

1. I am the City Manager/Interim City Manager/Finance Director of the City, or his/her authorized designee, authorized by Ordinance No. 584 of the City Council passed on August 5, 2013 (the "Ordinance") to request this draw on the line of credit established by the Bond and to make the representations on behalf of the City set forth herein.

2. The City requests a draw in the amount of \$_____.

The amount of this draw plus the current Outstanding Principal Balance on the line of credit established by the Bond does not exceed \$3,600,000. Please disburse the draw to the City on _____, 20__, by depositing funds to the City as follows:

ABA Number _____
For the Account of the City
Account No. _____
City - Draw No. _____

3. The City acknowledges that this draw requires satisfaction of the conditions set forth in the Ordinance.

4. The draw will be expended to finance the Project, as authorized by the Ordinance.

5. Except as previously disclosed to the Bank, there is no action, suit, proceeding or investigation at law or in equity before or by any court or governmental body pending or, to the best of the knowledge of the City, threatened against the City to restrain or enjoin passage of the Ordinance or the execution and delivery of the Bond, or the collection and application of funds as contemplated by the Ordinance and the Bond, which, in the reasonable judgment of the City, would have a material and adverse effect on the ability of the City to pay the amounts due under the Ordinance and the Bond.

6. All representations of the City in the Ordinance were true and correct when made, and remain true and correct on this date.

Dated as of this _____ day of _____, 20__.

CITY OF BURIEN, WASHINGTON

By: _____
City Manager/Interim City Manager/
Finance Director/Designee

CERTIFICATE

I, the undersigned, City Clerk of the City Council of the City of Burien, Washington (the "City"), DO HEREBY CERTIFY:

1. That the attached Ordinance is a true and correct copy of Ordinance No. 584 of the City Council (the "Ordinance"), duly passed at a regular meeting thereof held on the 5th day of August, 2013.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the City Council voted in the proper manner for the passage of the Ordinance; that all other requirements and proceedings incident to the proper passage of the Ordinance have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of August, 2013.

Monica Lusk, City Clerk

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Seahurst Park North Seawall & Beach Restoration Project - Staff Update		Meeting Date: August 5, 2013
Department: Parks, Recreation & Cultural Svcs.	Attachments: Seahurst Presentation	Fund Source: Parks & General Gov't CIP – Seahurst Park - North Shoreline
Contact: Steve Roemer, Parks Development & Operations Manager		Activity Cost: N/A
Telephone: (206) 248-5513		Amount Budgeted: N/A
		Unencumbered Budget Authority: N/A
Adopted Initiative: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Initiative Description: Seahurst Park North Seawall Removal / Beach Restoration	
<p>PURPOSE/REQUIRED ACTION:</p> <p>The purpose of this Agenda Bill is to hear an update from staff regarding the Seahurst Phase II Shoreline Ecosystem Restoration Project with the US Army Corps of Engineers.</p> <p>BACKGROUND (Include prior Council action & discussion):</p> <p>The Seahurst Phase II Shoreline Ecosystem Restoration Project is a joint project between the City and the US Army Corps of Engineers (Corps) to remove the North Seawall and restore the adjacent beach. The goal of this work is to restore the marine habitat to the pre-wall conditions that existed prior to 1972. Council reviewed the project, the proposed scope of work, and the preliminary budget estimates on August 3, 2009. Council then approved the Project Feasibility Cost Share Agreement on August 17, 2009. The Corps subsequently conducted its feasibility study and 35% design, which concluded in late 2010. On September 1, 2011 a Project Partnership Agreement was executed formalizing the Corps and City's relationship to continue towards final project design and construction. The project and its associated budget authority is also part of the adopted 2013-2014 CIP.</p> <p>Over the last several months staff has sought additional project funds through both state and federal funding sources. These sources have included the state Estuary and Salmon Recovery Program (ESRP) and the Puget Sound and Adjacent Resources Program (PSAR). Included with and in addition to the ESRP program, funding was also sought through an Environmental Protection Agency (EPA) grant specifically targeting highly visible seawall removal projects. All of these grants have been funded totaling \$5.7M available for the project. In addition to grant funds, the Army Corps of Engineers have also secured \$3.9M in federal funds towards the construction. So the project is fully funded, based on the estimated budget.</p> <p>Construction is currently scheduled to begin the week of September 23, 2013, during which time the park will be closed to the public.</p> <p>OPTIONS (Including fiscal impacts): N/A</p>		
Administrative Recommendation: Receive update.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Steve Roemer	Craig D. Knutson	
Administration _____	City Manager _____	
Today's Date: July 30, 2013	File Code: R:/CC/AgendaBills 2013/080513pk-1 parksSeahurstupdate	

Seahurst Park Seawall Removal and Park Restoration





Existing Site Conditions North Shore

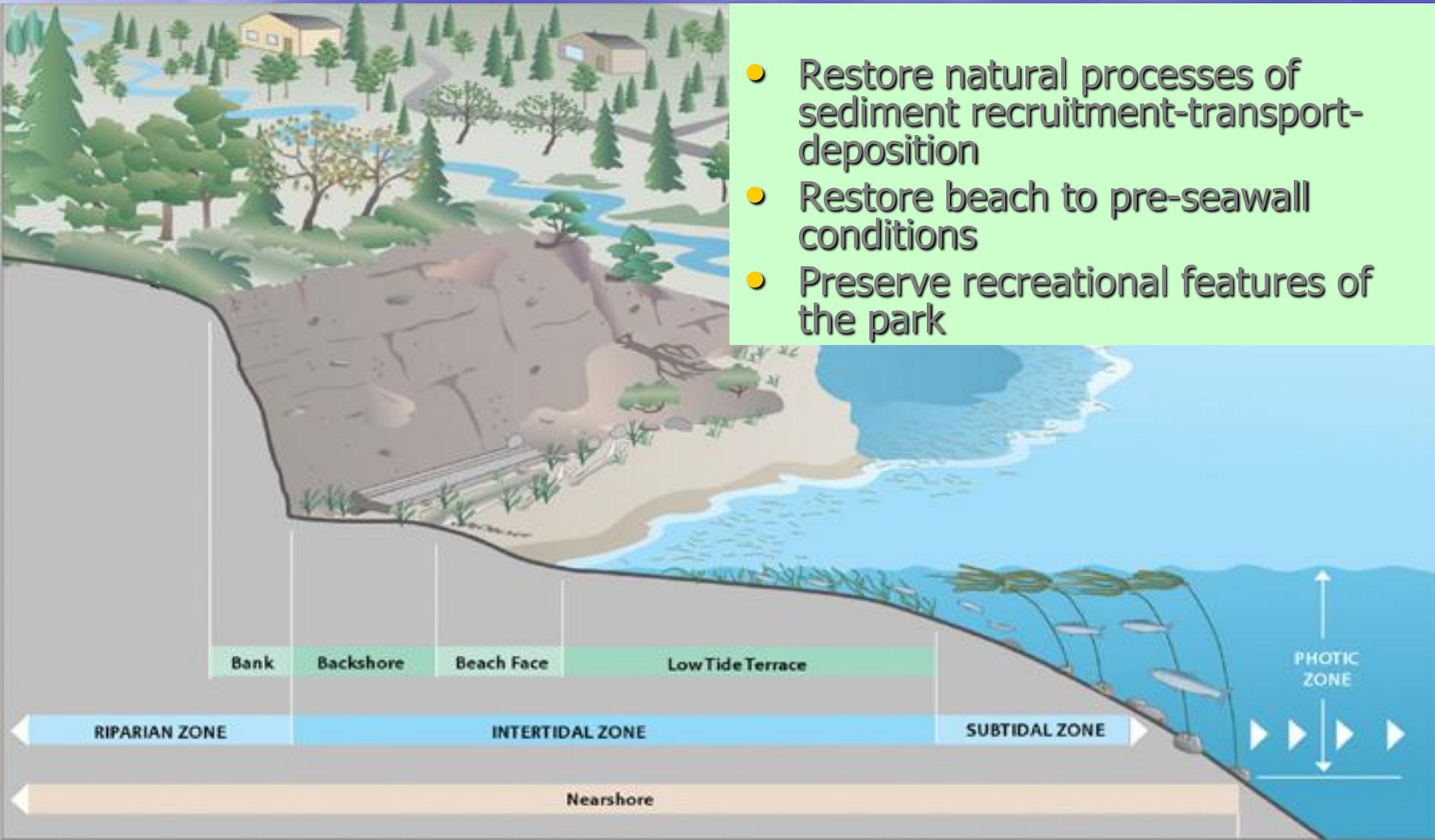


Existing Site Conditions North Shore



Project Goals

- Restore natural processes of sediment recruitment-transport-deposition
- Restore beach to pre-seawall conditions
- Preserve recreational features of the park



Restoration Phase

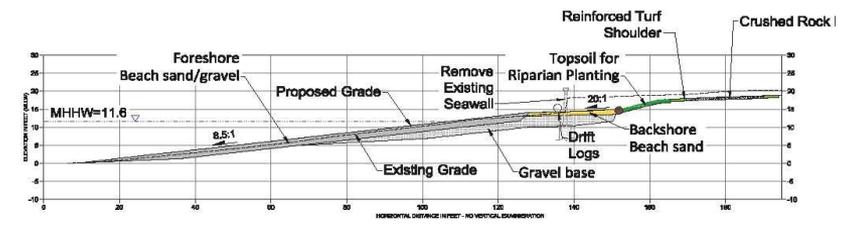
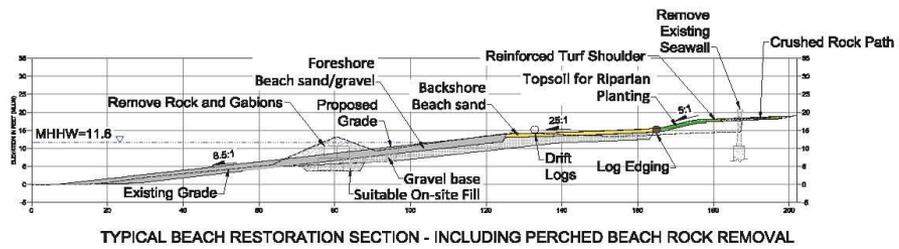
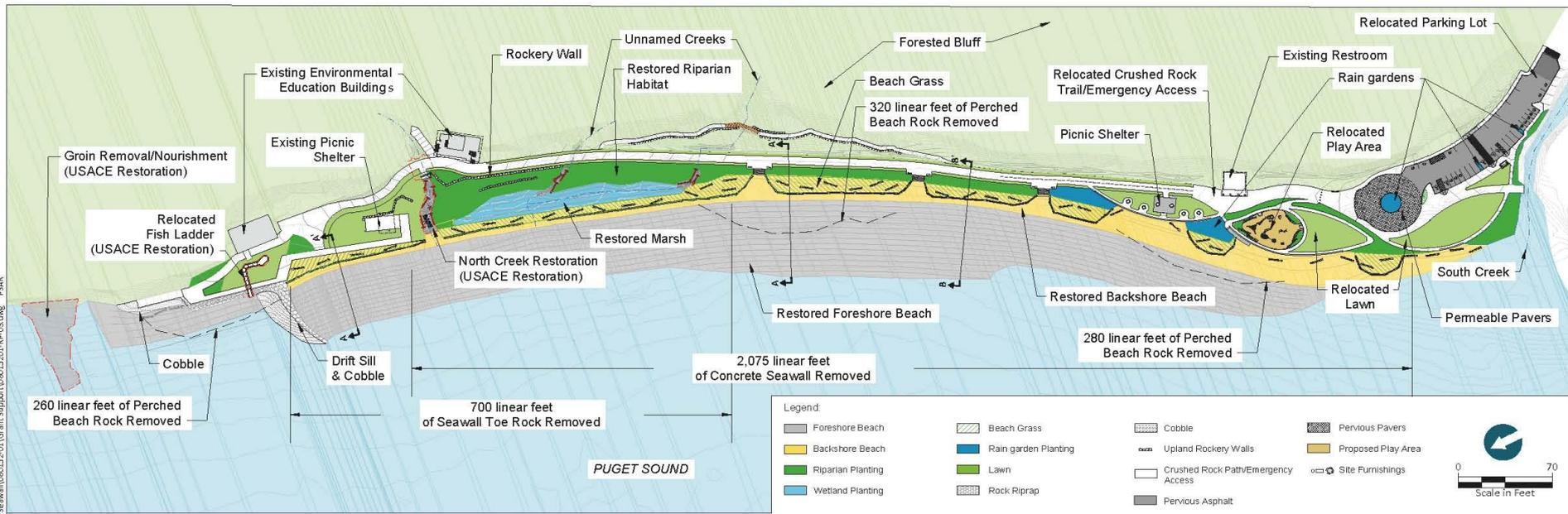
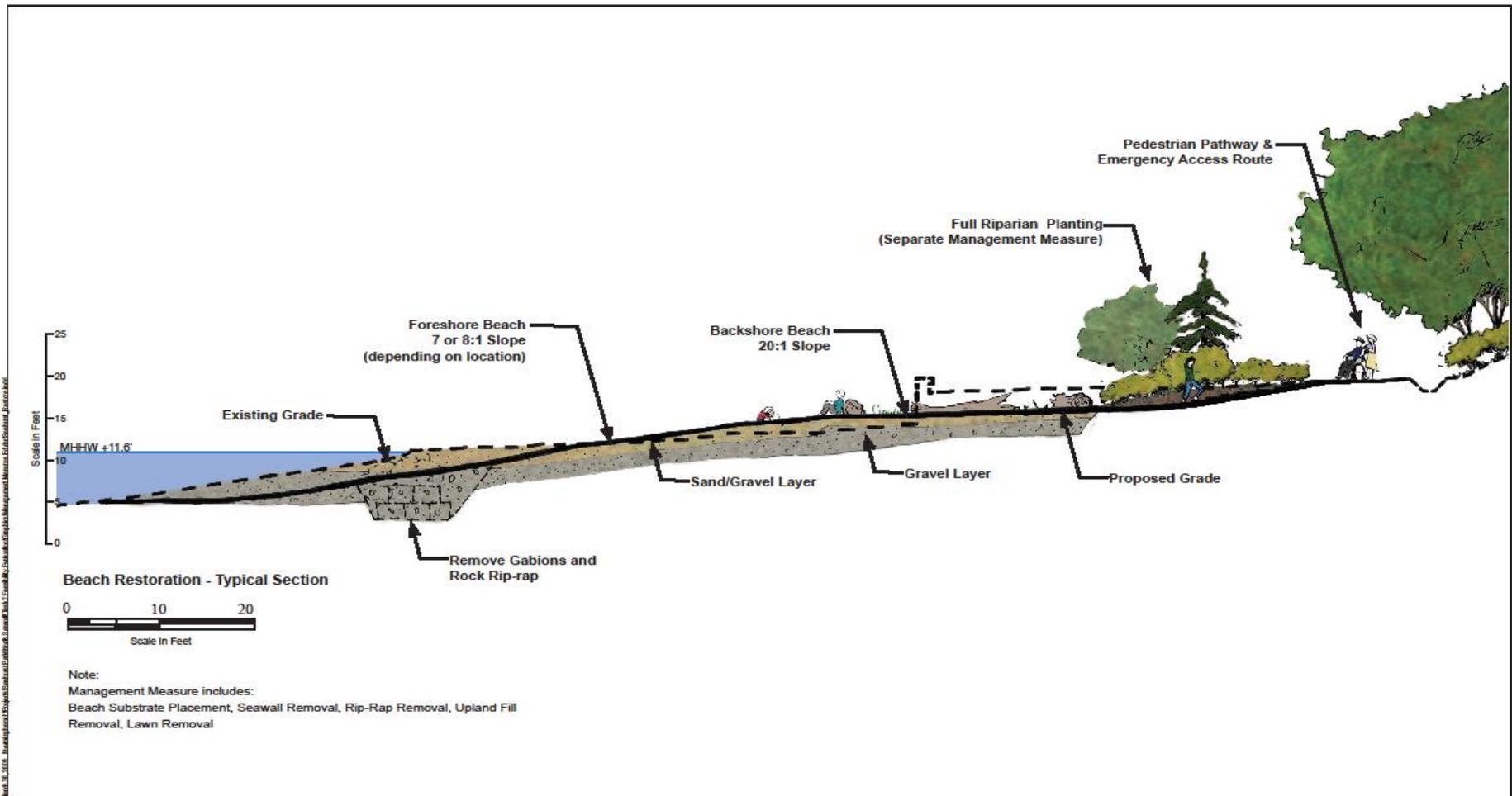


Figure 2
 Restoration Design
 Seahurst Park Shoreline Restoration Project
 PSAR Grant Application

Restoration Phase : Typical



Restoration Phase

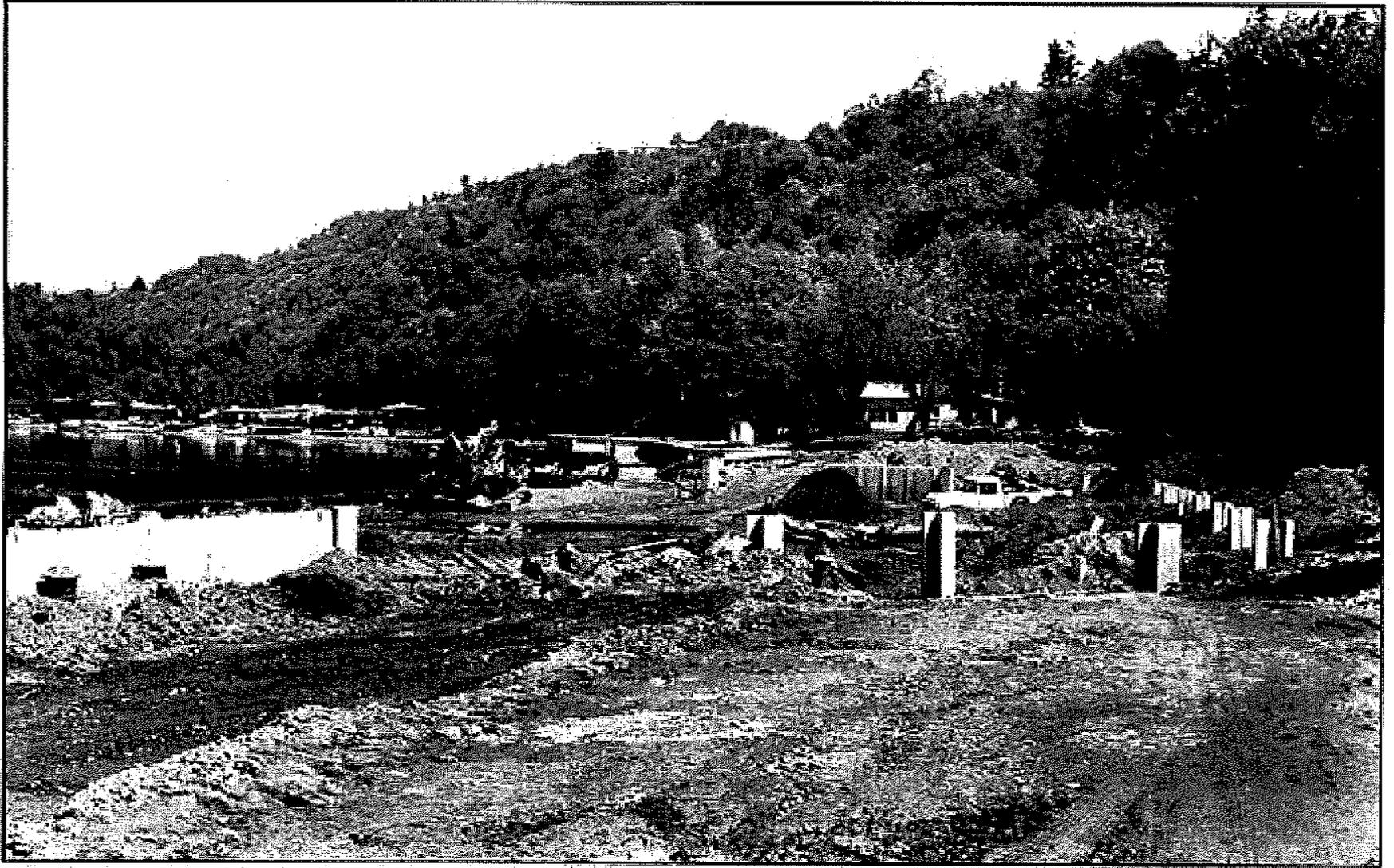


Figure 4. Construction along the beach in Seahurst Park, 1974.



Import/ Export Material



Spread It Around



It Starts to Look Like...



A Beach

Restoration Phase



Restoration Phase



Restoration Phase



Some Restoration Statistics

- Restores 2800 feet of Marine Shoreline
- Removes 84% of the shoreline armoring
- Re-nourish 25,000 tons of gravel and sand
- Adds 17,000 riparian plants

Current Schedule of Restoration

- Solicit Bids
 - August 2, 2013
- Award Bid
 - September 4, 2013
- Construction Start
 - September 23, 2013
- Construction Complete
 - May 2014

Project Funding Partners

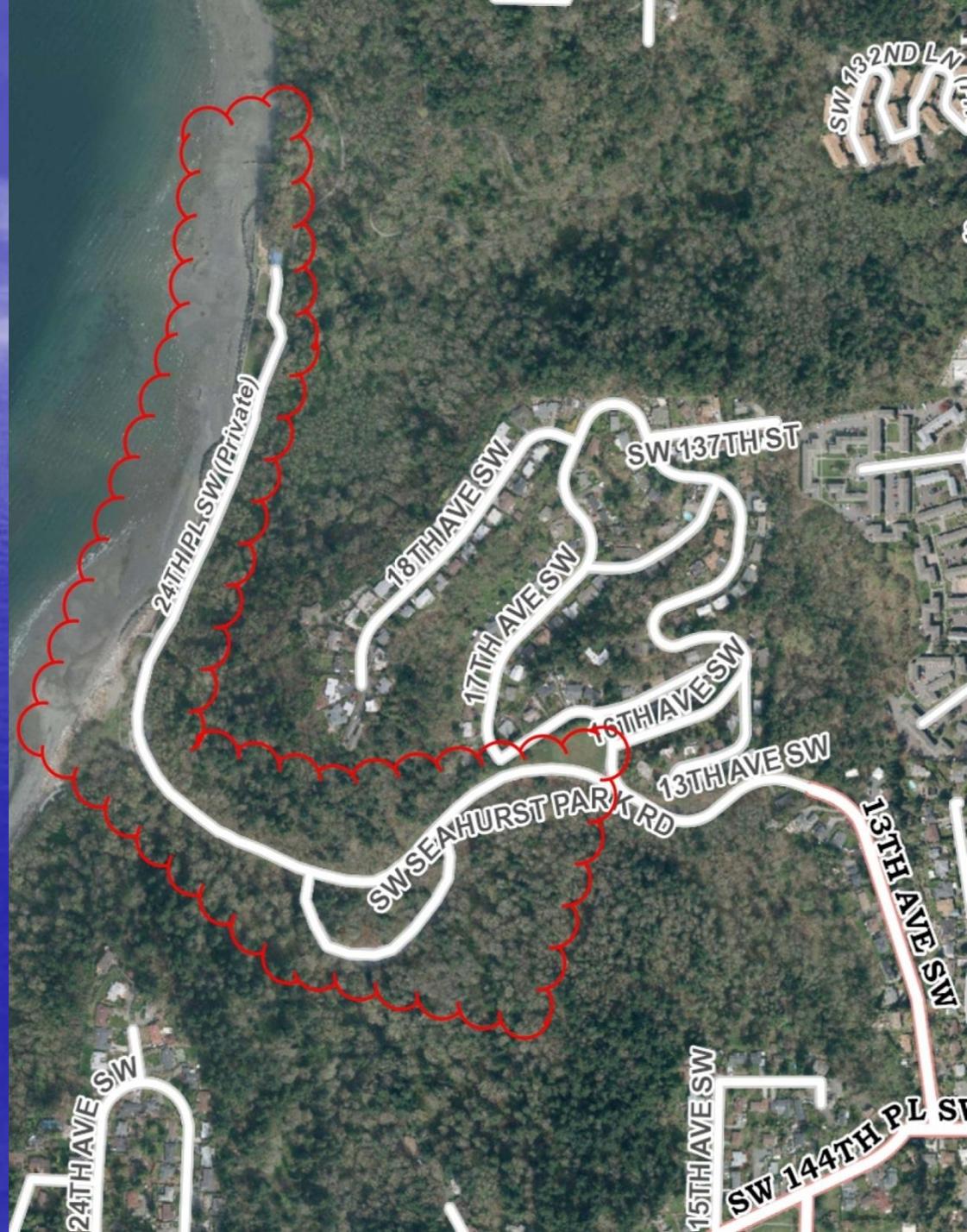
- Army Corps of Engineers
- Washington Department of Fish and Wildlife (ESRP)
- Environmental Protection Agency (EPA)
- Salmon Recovery Funding Board (PSAR)
- King Conservation District

Project Funding

Army Corps of Engineers	\$3,925,000
Estuary Salmon Recovery Program (Includes EPA Funds)	\$432,567
Salmon Funding Recovery Board	\$742,000
Puget Sound and Adjacent Resources	\$1,460,373
King Conservation District	\$510,000
Burien Capital Funds	\$355,060
Total	\$7,425,000

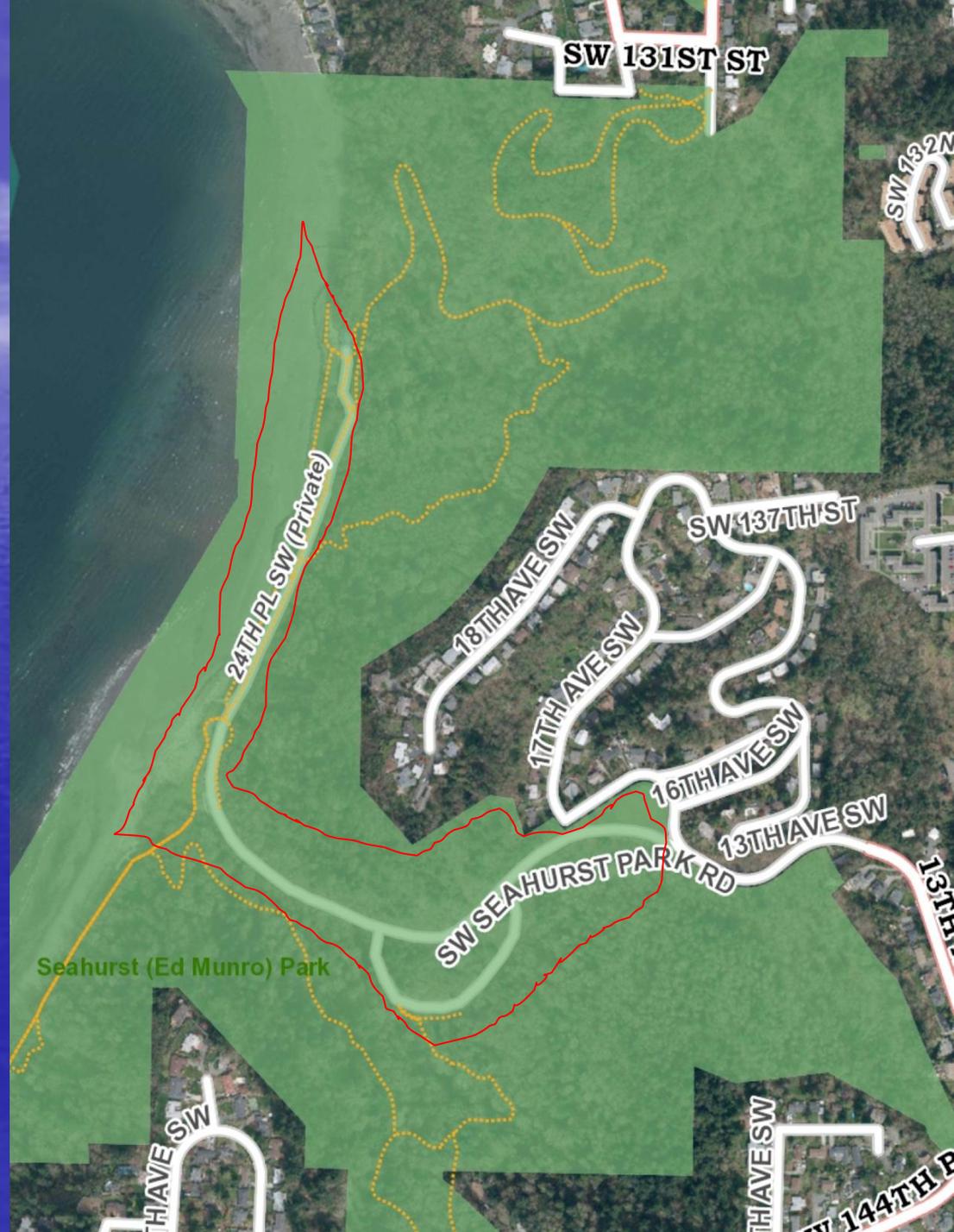
Park Closure

- Main Park Gate closed
- Upper Parking Lot
Construction Staging Area
- Lower Parking Lot
Relocated
- Marine Lab and ESC Staff
Access by North Service Road
- Access for Lab Students by
Chaperone



Park Closure

- Upper Trails Open
- No Shoreline Access
- Other Impacts
 - Periods of night time work due to low tides



Questions?



**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion and direction regarding Selection of Executive Search Firm to Conduct a City Manager Search		Meeting Date: August 5, 2013
Departments: Human Resources	Attachments: 1. Tentative Executive Search Firm Selection Schedule Examples. 2. RFP for Executive Search Services.	Fund Source: General Fund Activity Cost: Amount Budgeted: Unencumbered Budget Authority:
Contact: Angie Chaufy		
Telephone: (206) 248-5504		
Adopted Work Plan Priority: Yes No X	Work Plan Item Description:	
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to discuss and provide direction regarding the process they wish to employ to select an executive search firm to conduct the City Manager search.</p> <p>BACKGROUND (Include prior Council action & discussion): The attached Request for Proposals (RFP) for an executive search firm to conduct the selection process for the City Manager (Attachment 2) was issued on July 24, 2013. The RFP submittal deadline is August 6, 2013.</p> <p>OPTIONS (Including fiscal impacts): The following executive search firm selection processes are available:</p> <ol style="list-style-type: none"> 1. <u>Staff Review</u> – Staff reviews and evaluates the RFP submittals according to the criteria identified in Article VII of the RFP, conducts reference checks on top firms, interviews top firms, and submits a recommendation to Council. Council confirms recommendation. 2. <u>Council Review</u> – Council reviews and evaluates the RFP submittals according to the criteria identified in Article VII of the RFP, conducts or directs staff to conduct reference checks on top firms, conducts interviews of the top three firms, and names selected consultant. 3. <u>Hybrid Staff/Council Review</u> - Staff reviews and evaluates the RFP submittals according to the criteria identified in Article VII of the RFP and conducts reference checks on top firms. Council conducts interviews of the top three firms identified and names selected consultant. 4. <u>Other</u> – To be determined through Council discussion. <p>Attachment 1 provides a tentative timeline for Options 1 – 3.</p>		
Administrative Recommendation: Option 3.		
Advisory Board Recommendation: N/A		
Suggested Motions: I move to use <u>Option 3</u> for selecting an executive search team to conduct the City Manager selection process.		
Submitted by: Angie Chaufy		
Administration _____		City Manager _____
Today's Date: July 29, 2013		File Code: R:\CC\Agenda Bill 2013\080513cm-1 Selection of Exec Search Firm Process

Option #1 - Tentative Executive Search Firm Selection Schedule			
Staff Review - Staff reviews executive search firm proposals and submits recommendation to Council for approval.			
When?	What?	Why?	Who?
July 24 – August 6, 2013	Executive Search Firm RFP Period.	Solicit proposals from interested firms.	Staff
August 5, 2013	Cncl Mtg – Discuss Executive Search Firm selection process	Determine process.	Council, Staff
August 7 – 18, 2013	Review of proposals, conduct reference checks, interview 2-3 firms, and provide recommendation to Council.	Formulate recommendation for Council.	Staff
August 19, 2013	Cncl Mtg – Review recommendation. Discussion and motion to award contract to firm.	Selection of consultant.	Council
August 20-30, 2013	Execute contract.		Staff, Search Firm
September 16, 2013	Cncl Mtg - Kick off: Identify timeline & process.	Consultant leads discussion regarding timeline & process.	Council, Consultant

Option #2 - Tentative Executive Search Firm Selection Schedule			
Council Review - Council reviews all executive search firm proposals, selects 2-3 firms for interview, and conducts interviews.			
When?	What?	Why?	Who?
July 24 – August 6, 2013	Executive Search Firm RFP Period.	Solicit proposals from interested firms.	Staff
August 5, 2013	Cncl Mtg – Discuss Executive Search Firm selection process. Designate individual to contact references.	Determine process.	Council, Staff
August 8, 2013	Copies of all proposals transmitted to Council.	Council review.	Staff
August 19, 2013	Cncl Mtg – Council discusses proposals, selects 2-3 firms for interview.	Selection of 2-3 firms for interview.	Council
September 16, 2013	Cncl Mtg – Interview 2-3 Search Firms; Discussion and motion to award contract to firm.	Selection of consultant.	Council
September 17 - 30, 2013	Execute contract.		Staff, Search Firm
October 7, 2013	Cncl Mtg - Kick off: Identify timeline & process.	Consultant leads discussion regarding timeline & process.	Council, Consultant

Option #3 - Tentative Executive Search Firm Selection Schedule**Hybrid Staff/Council Review - Staff** reviews executive search firm proposals and selects 2-3 firms for **Council** to interview.

When?	What?	Why?	Who?
July 24 – August 6, 2013	Executive Search Firm RFP Period.	Solicit proposals from interested firms.	Staff
August 5, 2013	Cncl Mtg – Discuss Executive Search Firm selection process.	Determine process.	Council, Staff
August 7 – 18, 2013	Review of proposals and schedule Council interviews for 2-3 firms.	Identify top 2-3 firms.	Staff
August 19, 2013	Cncl Mtg – Interview 2-3 Search Firms; Discussion and motion to award contract to firm.	Selection of consultant.	Council, Search Firms
August 20-30, 2013	Execute contract.		Staff, Search Firm
September 16, 2013	Cncl Mtg - Kick off: Identify timeline & process.	Consultant leads discussion regarding timeline & process.	Council, Consultant

City of Burien Request for Proposals for Executive Search Services

I. Purpose of Request

The City of Burien, Washington (“City”) is requesting proposals from skilled independent executive search consultants to assist the City with conducting a search that will lead to the selection of a new City Manager. The City is interested in completing the search and selection process for the new City Manager by the end of January, 2014.

Burien is a council-manager code city with a seven-member City Council, a Council-elected Mayor and an appointed City Manager.

The City is a 100-year-old waterfront community that incorporated in 1993. With six miles of Puget Sound shoreline and expansive mountain views, the City is strategically located in the Puget Sound region, 11 miles south of Seattle, 17 miles west of Bellevue, and 26 miles north of Tacoma.

Burien has a current population of approximately 47,660 residents with minorities making up 38.5% of the total population. The City provides a wide array of municipal services to its residents employing approximately 72 FTE’s. City departments include City Manager’s Office, City Attorney, Community Development, Finance, Parks, Recreation and Cultural Services, and Public Works. The City contracts with King County Sheriff’s Office for police services and with Fire District 2 and North Highline Fire district for fire services. Water, sewer, and power are provided by outside public and private entities. The City operates with a biennial budget of approximately \$72.2 million.

II. Time Schedule

The City intends to follow a timetable that should result in the selection of a consultant by mid August, 2013. Proposals will be accepted from Wednesday, July 24, 2013 through Tuesday, August 6, 2013.

III. Scope of Services

- A. Same Consultant for Duration of Project. The proposal, based upon which the Council awards a contract, will identify the individual(s) responsible for all aspects of the project and must not delegate non-clerical work to lower level staff without the prior approval of the City Council and/or Council committee.
- B. Schedule “A”. The consultant will conduct the search for qualified candidates and will assist in narrowing the pool of candidates. The consultant will propose the manner in which those tasks are conducted. Typically, the types of tasks could include the following, referred to herein as Schedule “A”:

1. Develop a recruiting specification, in conjunction with the City Council and other key individuals and sources selected by the City, that addresses the specific duties, responsibilities, operational issues, education and training, personal characteristics and traits, and other factors that are relevant to the position.
 2. Develop a community profile and recruitment brochure, and conduct a search, with recruiting activities that include targeted mailings, selected advertising, networking, direct inquiries, and using the consultant's knowledge of candidates from other searches.
 3. Assist the staff/Council in screening the initial pool of applicants to an appropriate number of semifinalists. Provide the Council with summary reports on all semifinalists and respond to Council questions.
 4. Work with the City Council to select finalists through an appropriate interview process. Assist Council by suggesting the involvement of other key stakeholders in the process.
 5. Conduct in-depth interviews and detailed background investigations, and verify references and credentials of finalists. Prepare a detailed report on each finalist. Assist the City Council with their interviews and investigations and in confirming candidates to be interviewed.
 6. Assist in the interview and selection process as directed by the City Council.
 7. Coordinate and/or conduct any additional assessments and background investigations as directed by the City Council.
 8. If requested by the City, assist in the negotiation of an employment agreement with the final candidate, as directed by the City Council and coordinated with the City Attorney's Office.
- C. Schedule "B". The consultant may be responsible for providing the following additional services to the City, referred to herein as Schedule "B":
1. Make a site visit to the work place of each of up to four (4) finalists to conduct an in-depth interview of the individual and conduct a detailed background investigation, verify references and credentials, and speak to other relevant individuals not listed as references.
 2. Coordinate site visit(s) to the work place of each of up to four (4) finalists for the City Council to conduct an in-depth interview of the individual and speak to other relevant individuals not listed as references.

- D. Guarantee. The consultant must continue to provide the services above until a City Manager is appointed or until the contract is cancelled by the City. In addition, should the new City Manager be terminated for cause or resign within eighteen (18) months, the consultant must conduct a replacement search at no charge.
- E. Compliance with Laws. The consultant must comply with and perform the services in accordance with all applicable federal, state and local laws.
- F. Warranty. The consultant must warrant that it has the requisite training, skills and experience necessary to provide the requested services and that it is accredited and licensed by all applicable agencies and governmental entities.
- G. Insurance. During the term of service to the City, the consultant must have commercial general liability insurance naming the City as an additional insured with coverage of \$1,000,000 combined single limits and \$2,000,000 aggregate, and automobile insurance and professional liability insurance with both policies having combined single limits of \$1,000,000, and must provide a certificate evidencing all such insurance.
- H. City Business License. The consultant must have a City of Burien business license.

IV. Terms and Conditions

- A. The City reserves the right at its sole discretion to reject all submittals received without penalty and not to issue a contract as a result of this Request for Proposals. The City also reserves the right at its sole discretion to waive minor administrative irregularities contained in any submittal.
- B. The City reserves the right to request clarification of information submitted and to request additional information from any party submitting proposals.
- C. The City reserves the right to award any contract to the next most qualified consultant that responds to this Request for Proposals, if the successful consultant does not execute a contract within fifteen (15) days after the award.
- D. Any proposals may be withdrawn until the date set forth above as the deadline for accepting proposals. Any proposals not so timely withdrawn shall constitute an irrevocable offer, for a period of ninety (90) days – or until one or more of the proposals have been approved by the City, whichever occurs first – to negotiate a contract in good faith with the City.
- E. The City is not responsible for any costs incurred by a consultant in preparing, submitting or presenting its proposal. Additionally, if an oral presentation is required to supplement and/or clarify a proposal for the Burien City Council, such presentation expenses shall be borne by the consultant.

- F. The contract resulting from acceptance of a proposal by the City must be in a form approved by the City and must reflect the specifications in this Request for Proposals (standard City contract for services attached). The City reserves the right to reject any proposed contract that does not conform to the specifications contained in this Request for Proposals and which is not approved as to form by the City Attorney.
- G. The consultant will be required to assume responsibility for all services offered in its proposal, whether or not directly performed by the consultant. Further, the consultant will be the sole point of contact for the City with regard to contractual matters, including payment of any and all charges resulting from the contract.
- H. The City reserves the right to make an award without further discussion of the proposal submitted. Therefore, the proposal should be submitted initially on the most favorable terms which the consultant can propose. The consultant shall specifically stipulate that the proposal is predicated upon acceptance of all terms and conditions of this Request for Proposals.

V. Compensation Issues

- A. Fee and Expenses. The successful consultant will be paid based upon a unit price (e.g. hourly rate) with a “not to exceed” amount for each task, as well as a per-unit fee schedule for reimbursable expenses. Reimbursable expenses may include travel, advertising, long distance phone charges, printing, postage, and other direct expenses that may be approved by a designated representative of the City.
- B. Method of Payment. Payment by the City for the executive search services will be made only after the services have been performed and an invoice is submitted in a form specified by the City. The invoice should specifically describe the services performed and the name(s) of the personnel performing such services. The appropriate City representative must approve the invoice. The City will make payment on a monthly basis, within thirty (30) days after receipt of the invoice.
- C. Taxes. The consultant will be solely responsible for the payment of any taxes imposed by any lawful jurisdiction as a result of the delivery of services to the City of Burien.

VI. Instructions for Proposers

- A. Proposers are asked to respond to the following items in the sequence presented:
 - 1. Qualifications. Describe the consultant’s background, public sector experience, and executive search capabilities. Please give specific information regarding

qualifications to conduct City Manager searches in cities of similar size and complexity as the City of Burien.

2. Scope of Services. Provide a scope of services and a proposed outline of tasks, products and project schedule, keeping in mind the ambitious timeline for completion of the process by the end of January, 2014. Major proposed deviations from the desired scope of services outlined in this Request for Proposals should be clearly noted.
3. Consulting Staff. Provide the name of the individual(s) responsible for the project, the percentage of time said individual(s) will allocate to the project, and the specific experience of the individual(s) relative to the project, in accordance with Section III - A, "Same Consultant for Duration of the Project", of the Request for Proposals.
4. References. Provide a list of a minimum of five (5) clients who can verify the consultant's ability to provide the scope of services requested. References from Mayors and City Councilmembers in cities of similar size and complexity who have recently hired City Managers are strongly preferred. Also, please provide a list of current clients who are receiving services similar to those requested by the City of Burien and a short description of the work in which the consultant is currently engaged.
5. Cost. Provide separate cost proposals for Schedule "A" and Schedule "B" per Section III, Scope of Services, as well as for the consultant's proposed scope of services, if different. The bid for each schedule should be broken down into fixed costs and per unit fee schedules for reimbursable expenses per Section V, Compensation Issues, and should include estimates of quantities for per unit fees.
6. Approach. Provide a general statement, based on experience, as to how the consultant would approach the process, including estimated timelines, and how the consultant would involve stakeholders and work together with the City Council towards final appointment of the successful candidate. Include key milestones, deliverables, and "intersection points" with the City during the recruitment.
7. Early termination. Provide a proposal for how the consultant would address compensation and process issues related to early termination of the search and selection process, if necessary.
8. Sample materials. Samples of recruiting specifications, community profiles, recruitment brochures, invitee letters, announcements, and so forth, are desired.
9. Submission of Proposals. Refer to Section VI - B (below) for contact information to submit proposals and inquires. The City requests that respondents to this Request for Proposals not contact City staff and/or members of the Burien City

Council during the proposal process and evaluation phase. All proposals become the property of the City upon submission.

- B. All proposals must be sent, and inquiries directed, to:

Angie Chaufty
Human Resources Manager
City of Burien
400 SW 152nd Street, Suite 300
Burien, WA 98166

Phone: 206-248-5504
Email: angiec@burienwa.gov

- C. Proposers must submit 10 copies of their proposals in a sealed envelope and clearly marked in the lower left-hand corner: "RFP – City Manager Search". All proposals must be received by **5:00 pm PST, Tuesday, August 6, 2013**. No faxes, postmarks, telephone, or e-mail qualifications will be accepted.
- D. Proposals should be prepared simply and economically, providing a cogent description of provider capabilities to satisfy the requirements of the request. Emphasis should be on completeness and clarity of content. Proposals should not contain staples or bindings that impede easy photocopying of materials and must be on eight and one-half by eleven (8 ½ x 11) inch of paper. Responses are to be no more than fifteen (15) pages long (one sided).
- E. The City will endeavor to notify the consultant selected during the week of August 19, 2013.

VII. Selection Criteria

Each proposal will be independently evaluated based on the following criteria:

- A. Experience. Experience in providing services similar to those requested and having obtained favorable outcomes. ("Favorable outcomes" should be measured in terms of number of City Managers or other professionals placed, length of service of City Managers placed, and level of satisfaction with City Managers placed as determined by Mayors and City Councilmembers.)
- B. Cost. Total estimated fees and expenses for the services. While cost will be a consideration in the award of the contract, the contract will not necessarily be awarded to the firm submitting the lowest cost proposal. The City's intent is to award the contract to the firm whose proposal is deemed to offer the best overall value and fit to the needs of the City.

- C. References. Evaluation of past performance as stated by references and of relevance of past experience as reported in the proposal.
- D. Dependability. Ability to meet time and cost estimates as evidenced by documentation provided through references.
- E. Responsiveness. The overall quality of the proposal and its responsiveness to this Request for Proposals.

PUBLICATIONS:

Seattle Times:	Wednesday, July 24, 2013
Daily Journal of Commerce:	Wednesday, July 24, 2013
www.burienwa.gov:	Wednesday, July 24, 2013 – Tuesday, August 6, 2013

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion on and Possible Motion to Adopt Resolution No. 347 Authorizing Investment of City of Burien Monies in the Local Government Investment Pool		Meeting Date: August 5, 2013
Department: Finance Department	Attachments: 1. Resolution No. 347 2. Transaction Authorization Form	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Kim Krause, Finance Director		
Telephone: (206) 439-3150		
PURPOSE/REQUIRED ACTION: The purpose of this agenda item is to discuss and potentially adopt Resolution No. 347 Authorizing Investment of City of Burien Monies in the Local Government Investment Pool.		
BACKGROUND (Include prior Council action & discussion): The City invests excess funds in the Local Government Investment Pool (LGIP). Staff received notice that the LGIP has recently updated its resolution and is requiring all participants to adopt the updated resolution. The updated resolution designates Finance Director Kim Krause as the “authorized individual” to authorize all amendments, changes, or alterations to the Transaction Authorization Form (attached) or any other documentation including designating other individuals to make deposits and withdrawals on behalf of the governmental entity.		
OPTIONS (Including fiscal impacts): N/A		
Administrative Recommendation: Hold discussion and place on the August 19, 2013 consent agenda for adoption.		
Advisory Board Recommendation: N/A		
Suggested Motion: N/A		
Submitted by: Administration _____ City Manager _____		
Today’s Date: July 30, 2013	File Code: \\File01\records\CC\Agenda Bill 2013\080513ad-1 Local Government Investment Pool Resolution.docx	

CITY OF BURIEN, WASHINGTON

RESOLUTION NO. 347

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AUTHORIZING INVESTMENT OF CITY OF BURIEN MONIES IN THE LOCAL GOVERNMENT INVESTMENT POOL

WHEREAS, pursuant to Chapter 294, Laws of 1986, the Legislature created a trust fund to be known as the public funds investment account (commonly referred to as the Local Government Investment Pool (LGIP)) for the deposit of money by an authorized governmental entity for purposes of investment by the State Treasurer; and

WHEREAS, from time to time it may be advantageous to the authorized governmental entity, City of Burien, the “governmental entity”, to deposit funds available for investment in the LGIP; and

WHEREAS, any deposits made on behalf of the governmental entity shall be first duly authorized by the City Council, the “governing body” of the governmental entity, in this resolution or a subsequent resolution, and a certified copy of said resolution shall be filed with the State Treasurer’s Office; and

WHEREAS, the governing body attests by the signature of its members that it is duly authorized and empowered to enter into this agreement, to direct the deposit of governmental entity monies, and to delegate certain authority to make adjustments to the incorporated transactional forms, to the individuals designated herein.

NOW THEREFORE, BE IT RESOLVED that the governing body does hereby authorize the deposit and withdrawal of governmental entity monies in the LGIP in the manner prescribed by law, rule, and applicable policies and procedures for LGIP.

BE IT FURTHER RESOLVED that the governing body has approved the Local Government Investment Pool Transaction Authorization Form (Form) as completed by the City of Burien and incorporates said form into this resolution by reference and does hereby attest to its accuracy.

BE IT FURTHER RESOLVED that the governmental entity designates Kim Krause, Finance Director, the “authorized individual” to authorize all amendments, changes, or alterations to the Form or any other documentation including designating other individuals to make deposits and withdrawals on behalf of the governmental entity.

BE IT FURTHER RESOLVED that this delegation ends upon termination of the authorized

individual's relationship with the governmental entity or further action by the governing body terminating the delegation. It is the responsibility of the governing body to notify the State Treasurer's Office immediately when any action has been taken to end this delegation.

BE IT FURTHER RESOLVED that the Form as incorporated into this resolution or hereafter amended by delegated authority or any other documentation signed or otherwise approved by the authorized individual shall remain in effect should the authorized individual's delegate authority be terminated or otherwise end. No amendments, changes, or alterations shall be made to the Form or any other documentation until the entity passes a new resolution naming a new authorized individual.

BE IT FURTHER RESOLVED that the governing body acknowledges that neither the State of Washington nor the state treasurer guarantees any investment made by the governmental entity in the LGIP and it is possible to lose money by investing in the LGIP. Therefore, the governing body agrees to hold the State of Washington, the state treasurer, and the LGIP harmless from any investment losses incurred as a result of investment with the LGIP.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AT A REGULAR MEETING THEREOF THIS ____ DAY OF ____, 2013.

CITY OF BURIEN, WASHINGTON

Brian Bennett, Mayor

ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Craig D. Knutson, City Attorney

**LOCAL GOVERNMENT INVESTMENT POOL
TRANSACTION AUTHORIZATION FORM**

Please fill out this form completely, including any existing information, as this form will **replace** the previous form.

Name of Entity:	Mailing Address:
Fax Number:	
E-mail Contact:	

Do you wish to have your monthly LGIP statements faxed to the number listed above?

Please note – if you choose to receive statements via fax, you will not receive another copy via U.S. mail.

YES, please fax statements **No**, please send statements via U.S. mail

Bank account where funds will be wired when a withdrawal is requested.

(Note: Funds **will not** be transferred to any account other than that listed).

Bank Name:
Branch Location:
Bank Routing Number:
Account Number:
Account Name:

Persons authorized to make deposits and withdrawals for the entity listed above.

Name	Title	Signature	Telephone Number

By signature below, I certify I am authorized to represent the institution/agency for the purpose of this transaction.

<i>(Authorized Signature)</i>	<i>(Title)</i>	<i>(Date)</i>
<i>(Print Authorized Signature)</i>	<i>(E-mail Address)</i>	<i>(Telephone number)</i>

Any changes to these instructions must be submitted in writing to the Office of the State Treasurer. Please mail this form to the address listed below:

OFFICE OF THE STATE TREASURER
LOCAL GOVERNMENT INVESTMENT POOL
PO BOX 40200
OLYMPIA, WA 98504-0200
FAX: (360) 902-9044

Date Received: ____ / ____ / ____
Fund Number: _____
(for LGIP use only)

State of Washington)
County of _____) ss.

Signed or attested before me by _____.
Dated this ____ day of _____, 20__.

SEAL OR STAMP

Signature of Notary

Typed or printed name of Notary
Notary Public in and for the State of Wash.
My appointment expires: _____

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Presentation of 2 nd Quarter 2013 Financial Report		Meeting Date: August 5, 2013
Department: Finance Department	Attachments: 1. Operating Budget Report 2. Capital Improvement Program Report 3. Contracts over \$25,000 4. Budgeted Transfers	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Kim Krause, Finance Director		
Telephone: (206) 439-3150		
<p>PURPOSE/REQUIRED ACTION:</p> <p>The purpose of this agenda item is to present the 2nd Quarter 2013 Financial Report.</p> <p>BACKGROUND (Include prior Council action & discussion):</p> <p>As discussed during the adoption of 2013 financial policies as part of the 2013-14 budget process, staff is presenting the 2nd Quarter 2013 Financial Report. The attached reports include a comparison of the operating funds for 2nd Quarters 2012 and 2013, the financial status of the 2013 budgeted capital improvement projects, contracts over \$25,000 signed by the City Manager, and a copy of the budgeted transfers.</p>		
<p>OPTIONS (Including fiscal impacts): N/A</p>		
<p>Administrative Recommendation: N/A</p>		
<p>Advisory Board Recommendation: N/A</p>		
<p>Suggested Motion: N/A</p>		
<p>Submitted by: Administration _____ City Manager _____</p>		
Today's Date: July 30, 2013	File Code: \\File01\records\CC\Agenda Bill 2013\080513ad-2 2nd Quarter 2013 Financial Report.docx	

City of Burien
2013 2nd Quarter Financial Report

	2013			2012			Year End Actual Audited
	Adopted Budget	2nd Quarter Year-to-Date	% of Budget	Revised Budget	2nd Quarter Year-to-Date	% of Budget	
GENERAL FUND							
Revenues							
Beginning Fund Balance	\$ 3,814,905	\$ 6,446,023	168.97%	\$ 3,240,799	\$ 3,899,799	120.33%	\$ 3,899,799
Property Tax	5,657,000	3,007,578	53.17%	5,979,000	3,078,100	51.48%	5,955,057
Sales Tax	4,496,000	1,537,911	34.21%	4,496,000	1,446,585	32.17%	4,697,730
Sales Tax - Annexation Credit	541,000	181,921	33.63%	500,000	171,245	34.25%	552,823
Sales Tax - Local Criminal Justice	975,000	319,479	32.77%	975,000	293,297	30.08%	998,672
Business & Occupation Tax	563,000	241,016	42.81%	563,182	230,211	40.88%	530,770
Utility Taxes	2,851,000	1,391,332	48.80%	2,945,749	1,349,887	45.82%	3,149,631
Gambling Excise Tax	575,000	187,770	32.66%	575,000	176,097	30.63%	462,399
Total Taxes	15,658,000	6,867,008	43.86%	16,033,931	6,745,421	42.07%	16,347,082
Misc. Licenses & Permits	85,000	33,431	39.33%	84,319	35,690	42.33%	77,450
Franchise Fees	580,000	306,292	52.81%	580,024	283,744	48.92%	579,233
Permits - Building Related	394,000	188,810	47.92%	391,500	170,220	43.48%	396,223
Permits - Electrical	80,000	60,297	75.37%	82,080	59,049	71.94%	124,921
Permits - Right of Way	80,000	56,013	70.02%	105,268	28,806	27.36%	85,763
Total Licensing & Permits	1,219,000	644,842	52.90%	1,243,191	577,510	46.45%	1,263,590
Federal Grants	74,000	250	0.34%	-	78,623	0.00%	103,940
State Grants	30,000	45,301	151.00%	50,000	4,106	8.21%	7,817
State - City Assistance	57,000	3,176	5.57%	-	25,415	0.00%	46,465
State - Criminal Justice	266,000	116,578	43.83%	262,000	167,862	64.07%	320,932
DUI Programs	10,000	4,314	43.14%	10,000	4,568	45.68%	8,909
Liquor Tax & Profit	443,000	214,514	48.42%	535,804	377,360	70.43%	650,952
Intergovernmental Services	150,000	89,197	59.46%	201,500	23,862	11.84%	97,627
Intergovernmental - Seattle City Light	925,000	420,881	45.50%	681,000	502,348	73.77%	1,067,615
Total Intergovernmental	1,955,000	894,211	45.74%	1,740,304	1,184,144	68.04%	2,304,257
Planning Fees	100,000	79,714	79.71%	153,900	28,953	18.81%	74,418
Building Plan Review Fees	205,000	133,205	64.98%	205,200	92,574	45.11%	177,188
Other Miscellaneous Charges	22,000	36,801	167.28%	-	21,174	0.00%	56,884
Parks & Recreation Charges	660,000	393,963	59.69%	718,740	350,577	48.78%	668,644
Total Charges for Services	987,000	643,683	65.22%	1,077,840	493,278	45.77%	977,134
Penalties, Fines and Forfeitures Total	200,000	183,877	91.94%	410,000	149,606	36.49%	281,309
Miscellaneous Total	10,000	28,860	288.60%	63,000	255,213	405.10%	753,561
Total Current Revenues	\$ 20,029,000	\$ 9,262,481	46.25%	\$ 20,568,266	\$ 9,405,172	45.73%	\$ 21,926,933
Transfers In	75,000	-	0.00%	159,000	-	0.00%	159,000
Total Revenues and Transfers	\$ 20,104,000	\$ 9,262,481	46.07%	\$ 20,727,266	\$ 9,405,172	45.38%	\$ 22,085,933
TOTAL ALL RESOURCES	\$ 23,918,905	\$ 15,708,504	65.67%	\$ 23,968,065	\$ 13,304,971	55.51%	\$ 25,985,732

City of Burien
2013 2nd Quarter Financial Report

	2013			2012			Year End Actual Audited
	Adopted Budget	2nd Quarter Year-to-Date	% of Budget	Revised Budget	2nd Quarter Year-to-Date	% of Budget	
GENERAL FUND							
Expenditures by Department							
City Council	\$ 211,130	\$ 108,935	51.60%	\$ 209,400	\$ 110,574	52.80%	\$ 180,401
City Manager	1,156,265	483,284	41.80%	1,148,249	427,985	37.27%	964,706
Economic Development	258,215	130,962	50.72%	301,012	115,945	38.52%	285,121
Human Resources	174,400	69,801	40.02%	170,371	84,144	49.39%	156,044
Finance	2,391,110	871,768	36.46%	2,898,054	1,102,045	38.03%	2,289,277
Legal	956,555	460,668	48.16%	930,666	446,138	47.94%	1,254,563
Police	10,236,600	3,969,887	38.78%	10,134,700	3,846,011	37.95%	9,648,092
Public Works	565,650	236,854	41.87%	513,322	201,128	39.18%	439,605
Community Development	1,389,260	544,449	39.19%	1,419,490	607,198	42.78%	1,301,241
Parks, Recreation & Cultural Services	2,736,345	1,047,855	38.29%	2,729,898	1,054,704	38.64%	2,697,889
Total Expenditures	\$ 20,075,530	\$ 7,924,464	39.47%	\$ 20,455,162	\$ 7,995,871	39.09%	\$ 19,216,938
Transfers Out	476,000	-	0.00%	357,000	-	0.00%	322,771
Total Expenditures and Transfers	\$ 20,551,530	\$ 7,924,464	38.56%	\$ 20,812,162	\$ 7,995,871	38.42%	\$ 19,539,709
Expenditures by Line Item							
Salaries	\$ 3,678,940	\$ 1,623,068	44.12%	\$ 3,723,805	\$ 1,668,443	44.80%	\$ 3,602,790
Personnel Benefits	1,334,180	574,052	43.03%	1,348,048	555,007	41.17%	1,203,019
Total Salaries and Benefits	5,013,120	2,197,120	43.83%	5,071,853	2,223,450	43.84%	4,805,809
Supplies	186,310	63,997	34.35%	167,890	62,484	37.22%	180,790
Professional Services	2,811,510	857,203	30.49%	3,019,465	1,018,761	33.74%	2,497,495
Communications	88,200	34,380	38.98%	107,364	40,703	37.91%	76,932
Travel, Meals, Mileage	34,350	2,071	6.03%	38,900	3,659	9.41%	7,365
Advertising	13,950	5,831	41.80%	23,500	4,041	17.19%	9,837
Operating Rents and Leases	91,500	30,139	32.94%	63,450	27,268	42.98%	62,596
Insurance	200,110	199,026	99.46%	190,000	171,397	90.21%	171,397
Utility Services	201,700	71,501	35.45%	221,000	90,453	40.93%	219,344
Repairs and Maintenance	65,200	26,736	41.01%	62,200	24,352	39.15%	59,813
Dues and Memberships	114,870	89,133	77.59%	127,110	87,953	69.19%	109,392
Printing and Binding	19,700	4,328	21.97%	78,091	5,526	7.08%	28,083
Registrations and Training	58,710	12,694	21.62%	51,100	5,632	11.02%	23,139
Subscriptions and Publications	42,150	30,022	71.23%	39,107	27,255	69.69%	35,736
Other Miscellaneous	42,150	(14,509)	-34.42%	63,182	30,595	48.42%	487,709
Total Services and Charges	3,784,100	1,348,554	35.64%	4,084,469	1,537,596	37.64%	3,788,838
Total Intergovernmental Services	11,054,500	4,313,695	39.02%	11,116,450	4,159,735	37.42%	10,422,563
Total Capital Outlay	37,500	1,097	2.93%	14,500	12,607	86.94%	18,938
Total Expenditures	\$ 20,075,530	\$ 7,924,464	39.47%	\$ 20,455,162	\$ 7,995,871	39.09%	\$ 19,216,938
Transfers Out	476,000	-	0.00%	357,000	-	0.00%	322,771
Total Expenditures and Transfers	\$ 20,551,530	\$ 7,924,464	38.56%	\$ 20,812,162	\$ 7,995,871	38.42%	\$ 19,539,709
Ending Fund Balance	3,367,375	-	0.00%	3,155,903	-	0.00%	6,446,023
TOTAL ALL USES	\$ 23,918,905	\$ 7,924,464	33.13%	\$ 23,968,065	\$ 7,995,871	33.36%	\$ 25,985,732

City of Burien
2013 2nd Quarter Financial Report

	2013			2012			Year End Actual Audited
	Adopted Budget	2nd Quarter Year-to-Date	% of Budget	Revised Budget	2nd Quarter Year-to-Date	% of Budget	
STREET FUND							
Revenues							
Beginning Fund Balance	\$ 119,062	\$ 423,366	355.58%	\$ 55,176	\$ 150,218	272.25%	\$ 150,218
Solid Waste Utility Tax	394,000	159,248	40.42%	-	-	0.00%	-
Parking Tax	150,000	67,146	44.76%	-	24,868	0.00%	50,437
Business License Fees	290,000	70,858	24.43%	290,000	31,744	10.95%	282,943
Solid Waste Franchise Fees	220,000	108,140	49.15%	216,275	105,408	48.74%	213,016
Motor Vehicle Fuel Tax	984,000	464,900	47.25%	1,075,000	459,845	42.78%	973,648
Disaster Assistance	-	-	0.00%	-	-	0.00%	73,965
Miscellaneous	-	899	0.00%	-	1,320	0.00%	3,837
Total Revenue	\$ 2,038,000	\$ 871,192	42.75%	\$ 1,581,275	\$ 623,185	39.41%	\$ 1,597,846
TOTAL ALL RESOURCES	\$ 2,157,062	\$ 1,294,558	60.01%	\$ 1,636,451	\$ 773,403	47.26%	\$ 1,748,064
Expenditures							
Salaries	\$ 510,470	\$ 182,633	35.78%	\$ 414,581	\$ 151,292	36.49%	\$ 382,873
Personnel Benefits	188,905	69,591	36.84%	142,150	58,168	40.92%	142,505
Total Salaries & Benefits	699,375	252,225	36.06%	556,731	209,460	37.62%	525,378
Supplies	123,000	58,257	47.36%	59,000	21,058	35.69%	86,860
Professional Services	256,000	55,846	21.81%	283,000	47,085	16.64%	204,600
Telephone	8,000	2,179	27.24%	5,000	2,232	44.65%	5,052
Other Travel	1,000	-	0.00%	3,000	85	2.83%	190
Advertising	500	-	0.00%	1,000	-	0.00%	-
Operating Rents & Leases	50,000	21,389	42.78%	48,000	27,401	57.09%	47,226
Utilities	130,000	43,819	33.71%	115,500	44,172	38.24%	108,027
Repairs And Maintenance	40,000	8,980	22.45%	120,000	43,735	36.45%	87,649
Dues & Memberships	1,000	666	66.60%	1,000	673	67.25%	1,196
Printing & Binding	1,200	-	0.00%	1,200	710	59.20%	1,170
Registrations & Training	4,000	2,189	54.71%	8,000	977	12.21%	1,827
Miscellaneous	4,000	30	0.75%	5,500	188	3.42%	388
Total Other Services & Charges	495,700	135,098	27.25%	591,200	167,258	28.29%	457,325
King County Street Maintenance	75,000	-	0.00%	75,000	-	0.00%	15,380
King County Traffic	250,000	38,846	15.54%	250,000	11,049	4.42%	158,997
Total Intergovernmental	325,000	38,846	11.95%	325,000	11,049	3.40%	174,376
Machinery And Equipment	-	-	0.00%	1,000	-	0.00%	1,258
Total Expenditures	\$ 1,643,075	\$ 484,426	29.48%	\$ 1,532,931	\$ 408,825	26.67%	\$ 1,245,197
Operating Transfers Out	375,000	100,000	26.67%	79,500	-	0.00%	79,500
Total Expenditures and Transfers	\$ 2,018,075	\$ 584,426	28.96%	\$ 1,612,431	\$ 408,825	25.35%	\$ 1,324,697
Ending Fund Balance	138,987		0.00%	24,020		0.00%	423,366
TOTAL ALL USES	\$ 2,157,062	\$ 584,426	27.09%	\$ 1,636,451	\$ 408,825	24.98%	\$ 1,748,064

City of Burien
2013 2nd Quarter Financial Report

	2013			2012			Year End Actual Audited
	Adopted Budget	2nd Quarter Year-to-Date	% of Budget	Revised Budget	2nd Quarter Year-to-Date	% of Budget	
SURFACE WATER MANAGEMENT FUND							
Revenues							
Beginning Fund Balance	\$ 253,293	\$ 747,377	295.06%	\$ 141,950	\$ 258,278	181.95%	\$ 258,278
Storm Drainage Fees	2,780,000	1,417,085	50.97%	2,482,000	1,268,774	51.12%	2,543,590
Miscellaneous	2,000	891	44.54%	4,000	163,923	4098.07%	173,276
Total Revenue	\$ 2,782,000	\$ 1,417,976	50.97%	\$ 2,486,000	\$ 1,432,696	57.63%	\$ 2,716,866
TOTAL ALL RESOURCES	\$ 3,035,293	\$ 2,165,353	71.34%	\$ 2,627,950	\$ 1,690,974	64.35%	\$ 2,975,144
Expenditures							
Salaries	\$ 682,920	\$ 250,356	36.66%	\$ 571,332	\$ 237,097	41.50%	\$ 533,054
Personnel Benefits	283,765	99,349	35.01%	208,953	91,624	43.85%	200,717
Total Salaries & Benefits	966,685	349,706	36.18%	780,285	328,721	42.13%	733,770
Supplies	117,000	24,822	21.22%	42,000	19,797	47.14%	77,363
Professional Services:	338,000	25,025	7.40%	251,000	52,004	20.72%	167,908
Communications	6,000	2,548	42.47%	6,000	2,034	33.91%	5,320
Other Travel	1,000	62	6.24%	1,000	412	41.21%	1,113
Operating Rents & Leases	50,000	20,691	41.38%	50,000	22,337	44.67%	37,518
Utilities	8,000	2,110	26.38%	12,500	1,909	15.27%	2,787
Repairs & Maintenance	46,000	7,826	17.01%	78,000	27,226	34.91%	59,067
Dues & Memberships	1,000	815	81.46%	600	722	120.25%	849
Printing & Binding	1,500	4	0.27%	1,500	-	0.00%	77
Registrations & Training	8,000	2,602	32.52%	9,000	530	5.89%	1,993
Subscriptions and Publications	800	68	8.47%	1,500	-	0.00%	-
Other Miscellaneous	10,000	1,122	11.22%	10,500	254	2.42%	393
Interest on PWTFP Pond	5,800	11,625	200.43%	7,600	6,227	81.94%	6,227
Total Other Services & Charges	476,100	74,499	15.65%	429,200	113,656	26.48%	283,252
Intergovernmental Services	380,000	76,812	20.21%	395,000	60,024	15.20%	300,477
Machinery And Equipment	350,000	-	0.00%	15,000	2,146	14.31%	3,404
Total Expenditures	\$ 2,289,785	\$ 525,839	22.96%	\$ 1,661,485	\$ 524,345	31.56%	\$ 1,398,266
Operating Transfers Out	550,000	-	0.00%	829,500	-	0.00%	829,500
Ending Fund Balance	195,508		0.00%	136,965		0.00%	747,377
TOTAL All USES	\$ 3,035,293	\$ 525,839	17.32%	\$ 2,627,950	\$ 524,345	19.95%	\$ 2,975,144

PUBLIC WORKS RESERVE FUND							
Revenues							
Beginning Fund Balance	\$ 200,776	\$ 380,618	189.57%	\$ 116,620	\$ 185,776	159.30%	\$ 185,776
Real Estate Excise Tax 1st Quarter	325,000	267,796	82.40%	325,000	175,470	53.99%	435,303
Real Estate Excise Tax 2nd Quarter	325,000	267,796	82.40%	325,000	175,470	53.99%	435,303
State REET	2,000	1,225	61.26%	-	2,724	0.00%	16,121
Parks Mitigation Fees	15,000	4,603	30.69%	15,000	2,769	18.46%	10,487
Interest Income	1,000	408	40.79%	3,000	221	7.37%	628
Total Revenue	\$ 668,000	\$ 541,828	81.11%	\$ 668,000	\$ 356,653	53.39%	\$ 897,842
TOTAL ALL RESOURCES	\$ 868,776	\$ 922,445	106.18%	\$ 784,620	\$ 542,429	69.13%	\$ 1,083,618
Expenditures							
Operating Transfers Out	\$ 800,000	\$ 310,000	38.75%	\$ 703,000	\$ 200,000	28.45%	\$ 703,000
Ending Fund Balance	68,776		0.00%	81,620		0.00%	380,618
TOTAL All USES	\$ 868,776	\$ 310,000	35.68%	\$ 784,620	200,000	25.49%	\$ 1,083,618

City of Burien
2013 2nd Quarter Financial Report

	2013			2012			Year End Actual Audited
	Adopted Budget	2nd Quarter Year-to-Date	% of Budget	Revised Budget	2nd Quarter Year-to-Date	% of Budget	
EQUIPMENT RESERVE FUND							
Revenues							
Beginning Fund Balance	\$ 413,983	\$ 522,522	126.22%	\$ 317,851	\$ 383,983	120.81%	\$ 383,983
Interest Income	-	315	0.00%	-	254	0.00%	625
Operating Transfers In	250,000	-	0.00%	230,000	-	0.00%	233,404
TOTAL ALL RESOURCES	\$ 663,983	\$ 522,837	78.74%	\$ 547,851	\$ 384,237	70.14%	\$ 618,012
Expenditures							
Machinery and Equipment	\$ 200,000	\$ 62,052	31.03%	\$ 200,000	\$ 1,075	0.54%	\$ 79,327
Machinery and Equipment/Noncap.	-	10,117	0.00%	-	14,824		16,163
Ending Fund Balance	463,983		0.00%	347,851	-	0.00%	522,522
TOTAL All USES	\$ 663,983	\$ 72,168	10.87%	\$ 547,851	\$ 15,899	2.90%	\$ 618,012

ART IN PUBLIC PLACES FUND							
Revenues							
Beginning Fund Balance	\$ 42,624	\$ 33,491	78.57%	\$ 51,541	\$ 45,424	88.13%	\$ 45,424
Interest Income	100	23	23.49%	200	30	15.06%	67
Operating Transfers In	5,000	-	0.00%	5,000	-	0.00%	-
TOTAL ALL RESOURCES	\$ 47,724	\$ 33,515	70.23%	\$ 56,741	\$ 45,454	80.11%	\$ 45,491
Expenditures							
Works of Art	\$ 7,500	\$ -	0.00%	\$ 8,000	\$ 3,000	37.50%	\$ 12,000
Ending Fund Balance	40,224	-	0.00%	48,741	-	0.00%	33,491
TOTAL All USES	\$ 47,724	\$ -	0.00%	\$ 56,741	\$ 3,000	5.29%	\$ 45,491

CAPITAL PROJECTS RESERVE FUND							
Revenues							
Beginning Fund Balance	\$ 638,303	\$ 670,418	105.03%	\$ 1,274,623	\$ 1,202,723	94.36%	\$ 1,202,723
Property Tax	668,000	315,775	47.27%	664,380	373,255	56.18%	661,851
Interest Income	1,200	518	43.18%	1,200	815	67.90%	1,849
TOTAL ALL RESOURCES	\$ 1,307,503	\$ 986,711	75.47%	\$ 1,940,203	\$ 1,576,792	81.27%	\$ 1,866,423
Expenditures							
Transfers Out	\$ 934,000	\$ 350,000	37.47%	\$ 1,230,000	\$ 500,000	40.65%	\$ 1,196,005
Ending Fund Balance	373,503		0.00%	710,203		0.00%	670,418
TOTAL All USES	\$ 1,307,503	\$ 350,000	26.77%	\$ 1,940,203	\$ 500,000	25.77%	\$ 1,866,423

City of Burien
2013 2nd Quarter Financial Report

	2013			2012			
	Adopted Budget	2nd Quarter Year-to-Date	% of Budget	Revised Budget	2nd Quarter Year-to-Date	% of Budget	Year End Actual Audited
TRANSPORTATION BENEFIT DISTRICT FUND							
Revenues							
Beginning Fund Balance	\$ -	\$ 23,599	0.00%	\$ -	\$ -	0.00%	\$ -
TBD Vehicle Fee	300,000	164,611	54.87%	300,000	159,905	53.30%	324,959
Interest Income	-	66	0.00%	1,500	49	3.26%	139
TOTAL ALL RESOURCES	\$ 300,000	\$ 188,276	62.76%	\$ 301,500	\$ 159,954	53.05%	\$ 325,099
Expenditures							
Transfers Out	\$ 300,000	\$ 50,000	16.67%	\$ 301,500	\$ 100,000	33.17%	\$ 301,500
Ending Fund Balance	-	-	0.00%	-	-	0.00%	23,599
TOTAL ALL USES	\$ 300,000	\$ 50,000	16.67%	\$ 301,500	\$ 100,000	33.17%	\$ 325,099

DEBT SERVICE FUND							
Revenues							
Beginning Fund Balance	\$ 78,905	\$ 105,431	133.62%	\$ 90,628	\$ 89,587	98.85%	\$ 89,587
Build America Bonds Subsidy	118,810	54,237	45.65%	119,000	59,405	49.92%	118,810
Town Square Mitigation Fees	48,165	48,164	100.00%	48,164	48,164	100.00%	48,164
Special Assessment Revenue	84,000	55,376	65.92%	116,000	44,083	38.00%	92,722
Interest Income	-	59	0.00%	-	39	0.00%	176
Miscellaneous Revenue	-	-	0.00%	-	-	0.00%	-
Transfers In	2,400,000	810,000	33.75%	2,411,500	800,000	33.17%	2,343,276
Total Revenue	\$ 2,650,975	\$ 967,837	36.51%	\$ 2,694,664	\$ 951,692	35.32%	\$ 2,603,150
TOTAL ALL RESOURCES	\$ 2,729,880	\$ 1,073,267	39.32%	\$ 2,785,292	\$ 1,041,279	37.38%	\$ 2,692,737
Expenditures							
Debt Service Principal and Interest	\$ 2,696,400	\$ 872,861	32.37%	\$ 2,705,346	\$ 897,782	33.19%	\$ 2,586,931
Bond Administrative Fees	1,500	901	60.07%	-	375	0.00%	375
Total Expenditures	\$ 2,697,900	\$ 873,762	32.39%	\$ 2,705,346	\$ 898,158	33.20%	\$ 2,587,306
Ending Fund Balance	31,980	-	0.00%	79,946	-	0.00%	105,431
TOTAL ALL USES	\$ 2,729,880	\$ 873,762	32.01%	\$ 2,785,292	\$ 898,158	32.25%	\$ 2,692,737

City of Burien, Washington
Capital Projects Expenditure Report - Second Quarter 2013

Project Name	Budget Authority thru 2013	Expended thru June 30, 2013	Remaining Budget
Parks & General Government Capital Projects			
Burien Community Center - Roof Replacement	\$ 169,000	\$ 433	\$ 168,567
City Facilities Upgrade	100,000	-	100,000
Dottie Harper Playground Improvements	205,000	-	205,000
Parks, Recreation, Open Space (PROS) Plan - closed	75,000	72,071	2,929
Parks Facilities Restoration	108,000	88,547	19,453
Puget Sound Park Improvements - closed	130,000	122,458	7,542
Seahurst Park - North Shoreline	7,977,527	2,286,960	5,690,567
Strategic Information Systems	74,560	30,871	43,689
Transportation Capital Projects			
1st Ave S Phase 1 (SW 146th St. to SW 163rd PL)	31,016,374	30,714,818	301,556
1st Ave S Phase 2 (SW 140th St to SW 146th St)	9,202,295	7,454,607	1,747,688
4th Ave SW/SW 148th Street Intersection	10,038	10,038	-
16th Ave SW Intelligent Traffic System Project	204,000	93,893	110,107
Ambaum Blvd Pedestrian Safety Project - closed	91,000	76,109	14,891
Citywide ADA Sidewalks Project	310,000	1,144	308,856
Citywide Traffic Intersections/Corridor Imprvmnts	300,000	734	299,266
Hazel Valley Sidewalk Imprvmnts (132nd St) - closed	1,006,500	908,493	98,007
Lake to Sound Trail	5,000	1,910	3,090
NERA Transportation Improvements	2,180,195	331,366	1,848,829
S. 132nd Street Pedestrian and Bicycle Trail	171,000	-	171,000
S. 136th Street Sidewalk Improvements	-	-	-
Street Overlay Program	10,412,000	10,291,302	120,698
Sylvester Bridge Replacement Project	100,000	-	100,000
Transportation Master Plan - closed	175,000	172,313	2,687
Surface Water Management Capital Projects			
Capacity Improvements at SW 158th St & 4th Ave SW	75,000	-	75,000
Drainage Master Plan Update - closed	150,000	140,047	9,953
SW 152nd St and 8th Ave SW Drainage Improvements	245,000	7,520	237,480
Hermes/Mayfair Study	250,000	-	250,000
NERA Drainage Improvements	4,953,033	692,892	4,260,141
Residential Drainage Improvement Project (RDIP)	562,342	128,129	434,213

City of Burien, Washington
Contracts Over \$25,000 Signed by the City - Second Quarter 2013

Contract Number	Vendor Name	Contract Description	Contract Amount
3803	Puget Sound Access	2013-2014 Videographer and Channel 21 Programming	\$60,000 (\$30,000 per year)
3804	CH2M Hill Inc.	Design Engineering Services for New Eastbound Off-Ramp from SR518 to Des Moines Memorial Drive	\$ 1,989,717.26
3820	Para Los Ninos de Highline	2013-2014 Aprendamos Juntos (Let's Learn Together) Program at Hazel Valley Elementary School - Human Services Funding	\$30,000 (\$15,000 per year)
3823	Washington State Dept. of Transportation (WSDOT)	Application for JA Account for Preliminary Engineering of SR518 Off-Ramp in NERA	\$ 50,000
3874	Washington State Dept. of Transportation (WSDOT)	Local Agency Agreement for Preliminary Engineering of SR518 Off-Ramp in NERA (Federal FHWA Grant)	\$ 1,630,195
3878	RECP/UP Burien II (Harbor Urban)	Settlement - CR2A Agreement for Remaining Town Square Properties	\$ 3,170,000
3879	Legacy Partners Residential LLC	First Amendment to Agreement to Purchase Real Estate and Accept Assignment of Town Square Disposition and Development Agreement	\$ 3,170,000

TRANSFERS IN

<u>Transfer TO</u>	<u>2013 Amount</u>	<u>2014 Amount</u>	<u>Transfer FROM</u>
General Fund	\$ 25,000	\$ 25,000	Street Fund
General Fund	50,000	50,000	Surface Water Management Fund
Total General Fund	\$ 75,000	\$ 75,000	
Equipment Reserve Fund	\$ 150,000	\$ 150,000	General Fund
Equipment Reserve Fund	50,000	50,000	Street Fund
Equipment Reserve Fund	50,000	50,000	Surface Water Management Fund
Total Equipment Reserve Fund	\$ 250,000	\$ 250,000	
Art in Public Places Fund	\$ 5,000	\$ 5,000	Parks & Gen. Gov. CIP Fund
Debt Service Fund	\$ 216,000	\$ 216,000	General Fund
Debt Service Fund	300,000	300,000	Street Fund
Debt Service Fund	800,000	700,000	Public Works Reserve Fund
Debt Service Fund	784,000	934,000	Capital Projects Reserve Fund
Debt Service Fund	300,000	300,000	Transportation Benefit Dist. Fund
Total Debt Service Fund	\$ 2,400,000	\$ 2,450,000	
Capital Projects			
Parks and General Gov't CIP Fund	\$ 110,000	\$ -	General Fund
Parks and General Gov't CIP Fund	150,000	-	Capital Projects Reserve Fund
Total Parks & Gen. Gov. CIP Fund	\$ 260,000	\$ -	
Transportation CIP Fund	\$ 250,000	\$ -	Surface Water Mngmnt CIP Fund
Surface Water Mgmt CIP Fund	\$ 450,000	\$ 650,000	Surface Water Management Fund
Surface Water Mgmt CIP Fund	243,035	-	Parks and General Gov't CIP Fund
Total Surface Water Mgmt CIP Fund	\$ 693,035	\$ 650,000	
TOTAL TRANSFERS IN	\$ 3,933,035	\$ 3,430,000	

TRANSFERS OUT

<u>Transfer FROM</u>	<u>2013 Amount</u>	<u>2014 Amount</u>	<u>Transfer TO</u>
General Fund	\$ 150,000	\$ 150,000	Equipment Reserve Fund
General Fund	216,000	216,000	Debt Service Fund
General Fund	110,000	-	Parks and General Gov't CIP Fund
Total General Fund	\$ 476,000	\$ 366,000	
Street Fund	\$ 25,000	\$ 25,000	General Fund
Street Fund	50,000	50,000	Equipment Reserve Fund
Street Fund	300,000	300,000	Debt Service Fund
Total Street Fund	\$ 375,000	\$ 375,000	
Surface Water Management Fund	\$ 50,000	\$ 50,000	General Fund
Surface Water Management Fund	50,000	50,000	Equipment Reserve Fund
Surface Water Management Fund	450,000	650,000	Surface Water Mgmt CIP Fund
Total Surface Water Mgmt Fund	\$ 550,000	\$ 750,000	
Public Works Reserve Fund	\$ 800,000	\$ 700,000	Debt Service Fund
Capital Projects Reserve Fund	\$ 784,000	\$ 934,000	Debt Service Fund
Capital Projects Reserve Fund	150,000	-	Parks and General Gov't CIP Fund
Total Capital Projects Reserve Fund	\$ 934,000	\$ 934,000	
Transportation Benefit District Fund	\$ 300,000	\$ 300,000	Debt Service Fund
Capital Projects			
Parks & General Gov. CIP Fund	\$ 5,000	\$ 5,000	Art in Public Places Fund
Parks & General Gov. CIP Fund	243,035	-	Surface Water Mgmt CIP Fund
Total Parks & Gen. Gov. CIP Fund	\$ 248,035	\$ 5,000	
Surface Water Mgmt CIP Fund	\$ 250,000	\$ -	Transportation CIP Fund
TOTAL TRANSFERS OUT	\$ 3,933,035	\$ 3,430,000	



Burien

Washington, USA

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MEMORANDUM

TO: Honorable Mayor and Members of the City Council
FROM: Craig Knutson, Interim City Manager
DATE: August 5, 2013
SUBJECT: City Manager's Report

I. INTERNAL CITY INFORMATION

A. Community Center Roof to be Replaced

The design phase for the Burien Community Center re-roofing project, which is being prepared by Allana Buick & Bers, Inc., is nearing completion. The construction start for this Community Development Block Grant (CDBG) project is scheduled for late August, 2013, and has total funding of \$169,000 for both design and construction, with all funds coming from the CDBG program.

B. Water Damage at Community Center

Extensive damage was caused by a broken water line on June 28 at the Community Center and caused significant disruption to the Parks, Recreation & Cultural Services (PaRCS) Department's administrative operations. Despite this event staff was able to keep programming and activities on schedule with minimal impact to the public. Approximately 3,600 square feet of carpet tile had to be replaced. Remediation and repair costs amounted to approximately \$90,000, and ancillary costs, such as lost staff time, have also been tracked for reimbursement. These costs are covered by the City's insurer, Washington Cities Insurance Authority, less a \$5,000 deductible.

C. Seahurst Park Trail Restoration Partnership Program to Continue (Page 121)

The Burien Adopt-a-Park Program is partnering again this summer with several organizations to accomplish trail improvements along the North Nature Trail at Seahurst Park. The project will continue renovations along this chronically muddy trail, which causes hikers to create offshoot trails that damage the park hillsides. The renovation will redirect water drainage, provide stable trail surfacing, and add gravel to extensive sections for better footing. One partner, the King County Work Training Program, utilizes high school students that will spend six weeks earning school credit as well as embarking on work training for a wage. This is the City's third year coordinating with the King County program, which was profiled in a KING-5 television news segment last year (www.bit.ly/PmEO2u). For more information about this project, a staff memo is attached.

D. Music In The Park

The summer concerts are well underway and being enjoyed by many in the community. The concerts at Lake Burien School Park continue to draw crowds of 400+. The Burien Library joins in the festivities each week providing crafts for kids and promoting the summer reading program. Food vendors are available or attendees can bring their own snacks and drinks, spread out on the lawn, and enjoy the music and sunshine. In addition to the Lake Burien concerts, the North SeaTac Park Music in the Park program kicked off last week with a good crowd. The Boulevard Park Library staff will also be there weekly with activities for kids.

E. 2nd Annual Family Campout at Seahurst Beach

The Family Campout July 21-22 at Seahurst Beach was successful again this year. There were 28 families registered for a total of 130 attendees; many were returning families and several were new to the campout. Events included low-tide beach walks provided by the Beach Naturalist program, beach explorations and cookie decorating provided by Environmental Science Center, and sun and star gazing provided by International Dark Sky Association and Seattle Astronomical Society.

F. Port of Seattle's "Sustainability Aviation Master Plan" Scoping Workshop

On July 25 Interim City Manager Craig Knutson and Councilmember Rose Clark at the invitation of the Port of Seattle attended the Sustainability Aviation Master Plan Scoping Workshop at Sea-Tac Airport. The two year study (with a 10 – 20 year planning horizon) is funded by the Federal Aviation Administration (FAA). This was a scoping meeting to determine the substance of the study. Knowing that there will be no future expansions of Sea-Tac Airport, they are challenged to meet the demands of increasing aircraft and passengers while providing services within the current airport property. This must be done in an environmentally sustainable way that includes addressing climate change within the region. It is presumed that as airport operations increase some commercial facilities currently located on airport property will have to be moved off-site to properties the Port of Seattle owns in neighboring cities, such as Burien. Once those potential needs have been identified there may be economic development opportunities for businesses to co-locate with these airport facilities.

G. "Obliteride" to Travel Through Burien (Page 123)

The following is in response to Councilmember McGilton's inquiry about the Obliteride event to benefit Fred Hutchinson Cancer Research Center, and how it might impact traffic in Burien:

Burien's scenic streets will host Obliteride, a 180-mile bicycle ride to help end cancer on Sunday, August 11, on its return route from Tacoma to Seattle. A route map of the event can be found at <http://www.obliterate.org/map#180mi> and a screen shot of the scheduled route through Burien is attached. The approximately 70 riders will be staggered as they pass through the community on Sunday morning. Obliteride organizers say there will be minimal or no impact to traffic. Still, staff requested that they notify the local blogs and presses as well as the Burien Police and Fire Departments. Obliteride assured Staff that they will have ride referees, safety

captains, and prominent markers along the routes to ensure road-sharing courtesy and safety compliance. About a week prior to the event, tour organizers will post informational flyers along the routes for area residents.

H. Volunteer Recognition Plan (Page 125)

The City of Burien benefits from the efforts and dedication of many volunteers. These volunteers serve on advisory boards, commissions, and ad hoc committees and work on city-sponsored events and programs. In the past, staff members expended personal funds to buy gifts for volunteers around the holiday season. The Leadership Team recently appointed a Volunteer Appreciation Committee to investigate ways to recognize the volunteers' contributions on a consistent basis. The Volunteer Recognition Plan recommended by the Committee is attached. Funding for this program will be a part of the upcoming amended budget for Council's consideration.

I. Expedited Review Projects Completed

Land Use Reviews were recently completed for three major development projects using the expedited review framework established in the 2013 Community Development Work Program. The Highline School District Health Sciences Building Type 1 Review was approved on May 17 in just 90 days (a 25% reduction), the Southwest Suburban Sewer District Administrative and Maintenance Facility Type 1 Review was approved on July 16 in 90 days (also a 25% reduction), and the Navos/Ruth Dykeman Wellness Center Master Plan was approved on July 23 in 84 days (a 33% reduction). The projects are now completing building permit review and construction should begin in the fall.

J. Animal Husbandry Code Updates

In response to City Council and public inquiries regarding the possibility of increasing the number of chickens, bees, rabbits and goats a Burien resident may keep at their residence and recognizing what neighboring cities currently allow, an item was added to the 2013 Community Development Work Program to review and update the Burien Zoning Ordinance. Work will commence on reviewing BMC 19.17.100 - Keeping of Animals - during the 3rd Quarter with research and development of proposed code language. Presentations to the Planning Commission and consideration of ordinance by the City Council are scheduled for the 4th Quarter of this year.

K. 2nd Quarter 2013 Construction and Land Use Permit Report (Page 127)

Attached is the Construction and Land Use Permit Activity Report for the 2nd Quarter of 2013. Work remains steady for building staff when compared with 2nd Quarter 2012. This quarter brought in the highest amount of permit revenue and had the highest number of major construction permits issued when compared to recent years. The number of land use applications, land use decisions issued, and number of pre-application meetings conducted all increased significantly in 2nd Quarter 2013 when compared with 2nd Quarter 2012.

L. Construction Project Updates

Burien Children's Dentistry: Construction was completed and occupancy approval given on July 11, 2013, for Burien Children's Dentistry located at 14411 Ambaum Blvd. SW Suite B. Work included alteration to 1840 square feet including interior partitions, equipment, finishes and lighting.

El Dorado West Retirement Home: Phase one is now complete for the total rebuild of the Ed Dorado West Retirement Home located at 1010 SW 134th St. The occupants can now move from the old building to the new wing. The old building will be demolished during phase two and replaced with a new facility. When complete, the new building will contain 102 assisted care apartment units.

M. Wellness Program Update

During the past few months, the Wellness Committee partnered with our Employee Assistance Program provider and ICMA Retirement Corporation to bring these informational trainings to our employees:

- Happiness: Key to Life's Satisfaction
- Improving Your Memory
- Estate Planning.

In August, the webinar "Talking About Tough Subjects with your Elderly Parents or Loved Ones" will be offered.

Beginning July 29, eighteen employees embarked on a six week program, European Vacation, designed to emphasize the importance of balance and variety in wellness. The program includes strategies to impact the employee's health in six dimensions:

- Social
- Occupational
- Spiritual
- Physical
- Intellectual
- Emotional.

Employees will "visit" a different European country each day and complete an activity, like taking a 20-minute walk or getting their blood pressure checked.

N. Health Questionnaire (HQ)

Prevention is the best way to control rising health care costs. The Health Questionnaire (HQ) is an assessment tool available to all employees and spouses/domestic partners with AWC Employee Benefit Trust medical insurance. It helps individuals identify and understand their current health conditions and provides participants with an in-depth report identifying options on how to improve their health. Participants who complete the HQ between August 1 and November 1, 2013 will earn a \$35 Visa debit card. In addition, cities that meet or exceed the 50% participation rate will receive an AWC mini-grant designated for employee wellness activities. The 50% participation rate in the HQ is also a new requirement for earning the 2014 WellCity Award.

O. Request for Proposals for Executive Search Firm Issued

Per Council direction at their July 1, 2013 meeting, staff has issued a request for proposals for an executive search firm to conduct a recruitment for the City Manager position. The submittal period is July 24, 2013 through August 6, 2013.

II. COUNCIL UPDATES/REPORTS

A. Final 2013 State Legislative Report (Page 135)

The attached report from Mike Doubleday, Government Relations Specialist, includes the 2013 State Legislative agenda, outcomes, and bills that passed that affect Burien.

B. Letter from WABI Burien (Page 175)

City Manager Mike Martin received a letter dated July 11, 2013, from Maureen Hoffmann, WABI Burien President, thanking the City for supporting the Downtown Burien Bike Rack Project.

C. Notices: (Page 177)

The following (attached) Notices were published:

- Notice of Decision: File Number PLA 13-0733; Type 2 Land Use Review, SEPA Review, Shoreline Substantial Development, and Critical Area Review of a Master Plan for redevelopment of the Navos Ruth Dykeman Campus.
- Notice of Decision: File Number PLA 13-0604; Approval of Type I Land Use Review, Critical Area Review, and SEPA Checklist Review, subject to conditions.
- Notice of Decision: File Number PLA 12-1757; Approval of Type I Land Use Review & SEPA Checklist Review for the construction of 10 apartment units in three buildings (two 3-plexes and one 4-plex).
- Notice of Application: File Number PLA 13-1201; Short plat one residential lot into two residential lots.

CITY OF BURIEN, WASHINGTON
MEMORANDUM

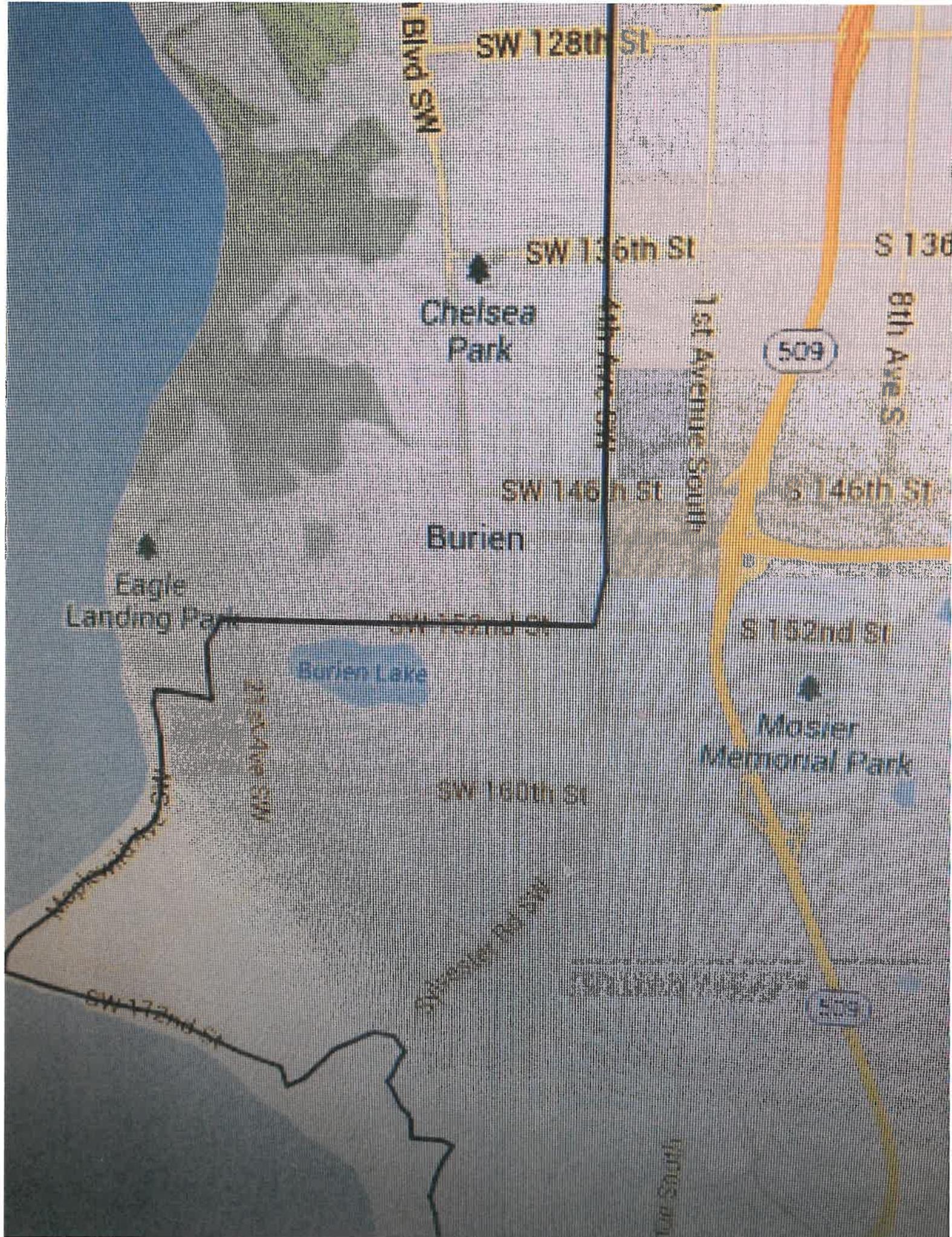
TO: Mayor Brian Bennett
City Council Members
cc: Mike Martin, City Manager
FROM: Michael Lafreniere, Director, Parks, Recreation & Cultural Services
DATE: July 16, 2013
SUBJECT: Seahurst Park Trail Restoration Partnership Project
Phase II (7-8-2013 to 8-15-2013)

The Burien Adopt-a-Park program has entered into a summer partnership program focusing on trail improvements along the North Nature Trail in Seahurst Park, continuing work that began last summer. The King County Work Training Program runs for six weeks during the summer as an opportunity for youth to earn high school credit as well as embark on work training for a wage.

The Seahurst project is a collaborative effort between City of Burien Parks, Recreation, and Cultural Services (PaRCS) Department, Highline School District's New Start High School, King County Work Training Program, Volunteers for Outdoor Washington (VOW), the Environmental Science Center (ESC) and Des Moines Food Bank. This is the City's third year of involvement with the King County program. The County has provided education and training services to youth in Burien/White Center area since 1999 and run the Work Training Program since 1971. It has had a partnership with the Highline School District since 2005.

Parks staff is providing the project location, oversight and tools for the student participants and coordination of the program partners. New Start High School is providing education and oversight with the classroom component held at Highline School District's Marine Tech Center operated through the Puget Sound Skills Center. King County is providing funding for the Work Training Program, while VOW and ESC are providing tools, project oversight and guidance for the trail improvements. Finally, the Des Moines Food Bank is providing daily lunch for the participants (as well as any children at Seahurst Park under age 18) on weekdays from 11:45 am – 12:15 pm.

Student participants will learn about team work, earn school credit, learn about trail design, construction, native plant habitat/identification, and why it is important to care for their public parks. This year's project will target three priority areas along the North Nature Trail. Overall, 200 lineal feet of muddy trail will see improved drainage and added gravel along the trail, making it greatly improved for year-round hiking use.



SW 128th St

Blvd SW

SW 136th St

Chelsea Park

S 136

8th Ave S

509

1st Avenue South

SW 146th St

S 146th St

Burien

Eagle Landing Park

SW 152nd St

S 152nd St

Burien Lake

Mosier Memorial Park

SW 160th St

7th Ave SW

3rd Avenue South

505

SW 172nd St

1st Avenue South

VOLUNTEER RECOGNITION PLAN 07/16/13

Recommended by the Volunteer Appreciation Committee (Gina Kallman, Monica Lusk, Nhan Nguyen) and approved by the Leadership Team and City Manager.

1. Commissions/Boards

- a. 37 members
- b. Recognize retiring members with a verbal thank-you from Council at the April Council meeting each year accompanied by a certificate and/or pin.
- c. Recognize members who are not able to finish term with a hand-written thank you card from the Mayor.
- d. Staff members who lead committee can recognize committee members with holiday cards and/or small tokens of appreciation.*

2. Ad Hoc Committees

- a. Recognize with a hand-written thank you card from staff or council member who lead committee.

3. Long-Term Volunteers (volunteers who give weekly or monthly service)

- a. 50-60 (approximate amount of city-wide volunteers each year)
- b. Recognize with holiday cards and/or small tokens of appreciation.*

4. One-time event volunteers

- a. Recognize with thank-you cards or e-mails after the event.

ACTION ITEMS

- Print artist-created thank you cards and distribute to all departments
- Provide Appreciation Funds (\$1,000) for staff to use for tokens of appreciation*
- In fall of 2013, committee will discuss possibility of creating a yearly volunteer appreciation party in February or April, 2014 (April 21-27 is National Volunteer Week). All commissioners and board member and long-term volunteers could be invited (with families). Hearty appetizers, pizza, activities for kids, etc.

***Parameters for Use of Appreciation Fund**

- Staff who manages volunteer(s) will have access to budget line item
- Staff can use up to \$10 per volunteer per year
- Alcohol cannot be gifted

CITY OF BURIEN, WASHINGTON

DATE: July 2013
TO: Mayor Brian Bennett and City Council
FROM: Jan Vogee, C.B.O., Building Official
SUBJECT: Construction and Land Use Permit Activity Report for 2nd Quarter 2013

1. CONSTRUCTION-RELATED PERMITS ISSUED—QUARTERLY:

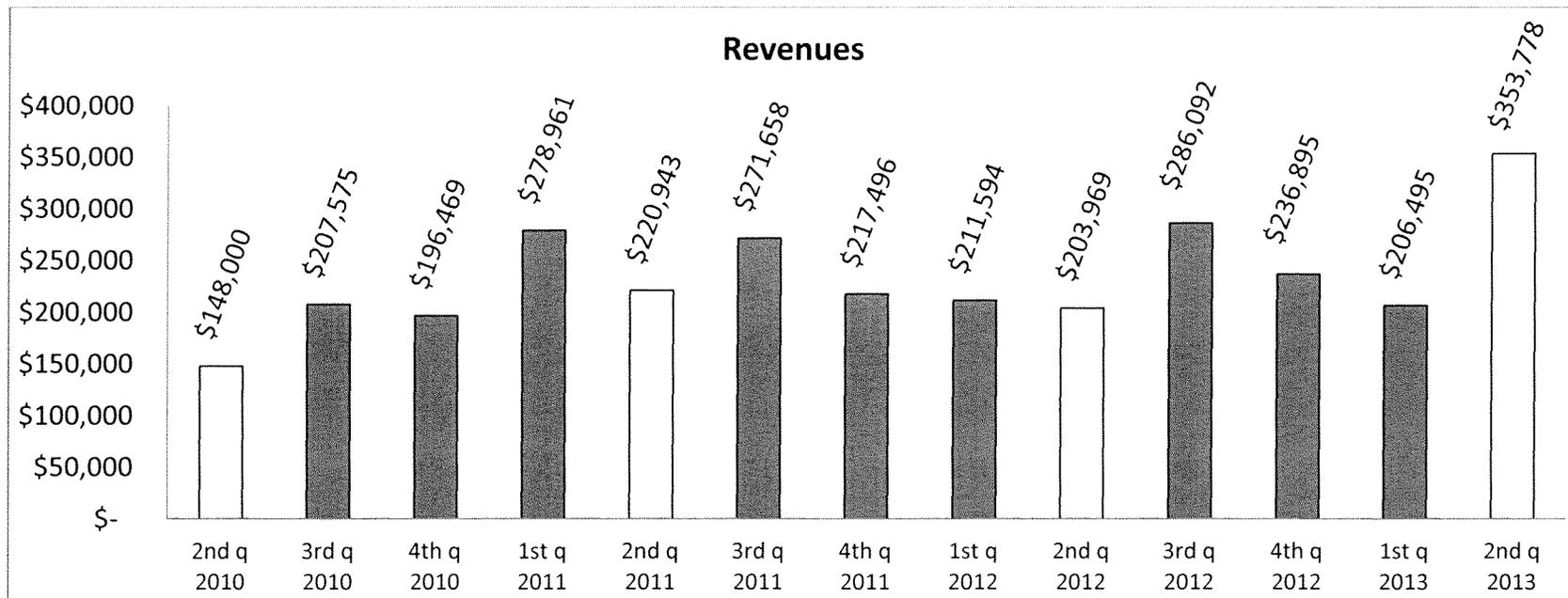
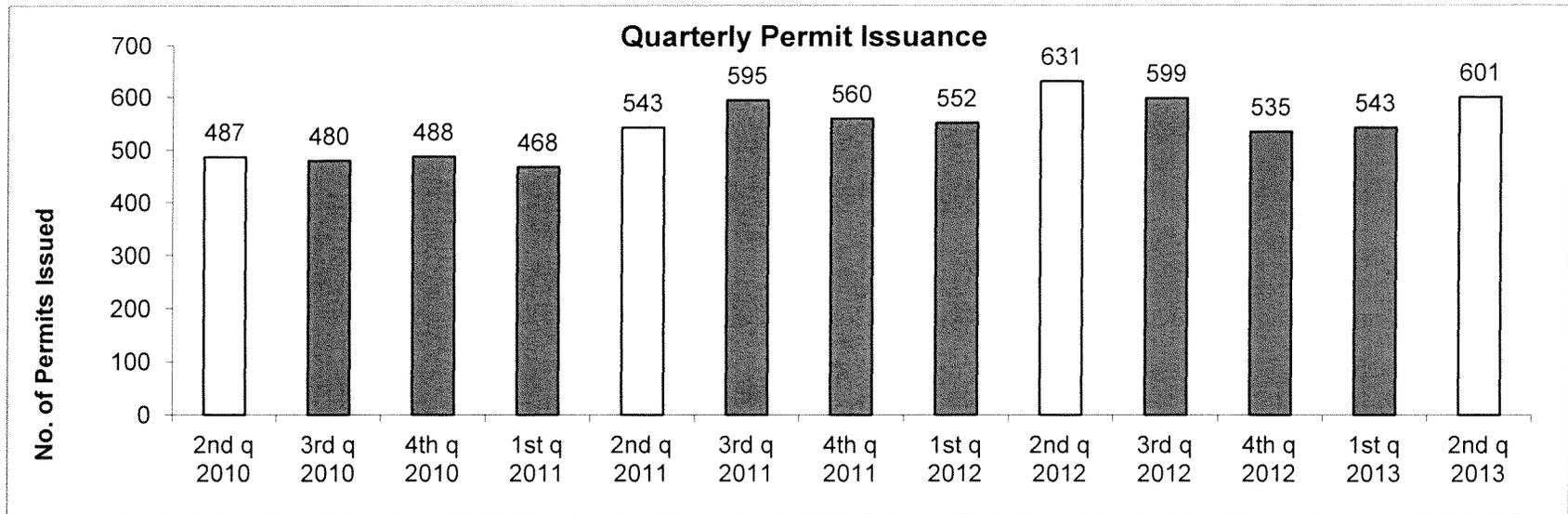
The chart below shows the number of different construction-related permits issued over the past three years, along with the revenues generated by those permits. This quarter showed the highest revenue in the past few years with the number of larger project on the increase.

ISSUED PERMITS	2 nd q 2010	3 rd q 2010	4th q 2010	1 st q 2011	2nd q 2011	3 rd q 2011	4th q 2011	1 st q 2012	2 nd q 2012	3 rd q 2012	4th q 2012	1 st q 2013	2 nd q 2013
Building	62	75	73	73	117	110	76	68	78	107	62	72	93
Demolition	24	17	17	16	11	6	10	13	11	16	3	12	12
Electrical	172	146	169	179	201	223	209	235	262	215	214	204	230
Fire Protection	11	15	15	16	23	32	35	30	38	27	18	34	22
Mechanical	77	58	67	60	44	65	89	73	63	74	81	67	81
Plumbing	32	35	28	33	43	38	29	24	37	37	34	34	35
Right-of-Way	95	105	82	63	74	79	87	81	116	105	100	103	100
Sign	24	29	37	28	26	30	25	28	26	18	23	17	27
TOTALS	487	480	488	468	543	595	560	552	631	599	535	543	600
Revenues	\$148,000	\$ 207,575	\$196,469	\$278,961	\$220,943	\$271,658	\$217,496	\$211,594	\$203,969	\$286,092	\$236,895	\$206,495	\$353,778
Valuation (\$millions)	\$ 5.2	\$ 13.7	\$ 4.8	\$ 21.5	\$ 10.2	\$ 13.8	\$ 8.4	\$ 7.7	\$ 11.0	\$ 20.6	\$11.0	\$ 5.2	\$ 16

2. CONSTRUCTION-RELATED PERMITS ISSUED-- SUMMARY:

The chart below shows a summary of permits issued, total revenue, and valuation by year. Permit volumes and revenue are on target.

	2006	2007	2008	2009	2010	2011	2012	2013 through 2nd Quarter
Permits Issued	2003	2074	2153	1715	1799	2166	2317	1143
Total Revenues	\$ 1,005,796	\$ 916,181	\$ 1,122,922	\$ 507,866	\$ 684,494	\$ 989,058	\$ 938,550	\$ 560,274
Total Valuation	\$ 65,308,000	\$ 97,574,866	\$ 107,568,900	\$ 23,073,791	\$ 27,616,215	\$ 57,661,370	\$ 50,258,095	\$ 21,201,891



3. MAJOR CONSTRUCTION PERMITS ISSUED (over \$300,000 valuation):

The following table shows major construction permits issued in 2nd quarter of 2013 with a valuation over \$300,000.

Permit No.	Address	Project Name	Project Description	Valuation	Issued
BLD 10-1940	157 SW 116 TH ST	VIETNAMESE CHRISTIAN FELLOWSHIP	CONSTRUCTION OF 24,000 SF NEW ASSEMBLY HALL	\$2,760,826	5/8/2013
BLD 10-2009	819 SW 152 ND ST	HIGHLINE HERITAGE MUSEUM	CONSTRUCT NEW 2 STORY 15,000 + SF MUSEUM	\$5,090,000	6/28/2013
BLD 13-0156	158 SW 148 TH ST	STAPLES	CONSTRUCT AN ADDITION TO THE EXISTING BLDG A	\$701,383	4/16/2013
BLD 13-0496	14400 1 ST AVE S	BURIEN CHEVROLET ADDITION	REMODEL WITH NEW CAR DELIVERY / NEW FINISHES IN ALL CUSTOMER AREAS / NEW LIGHTING & EXTERIOR CLADDING	\$400,000	4/30/2013
BLD 13-0557	15026 1 ST AVE S	BURIEN HONDA SHOWROOM	REMODEL TO FIT HONDAS NEW DESIGN STANDARDS & IMPROVE OVERALL QUALITY OF SHOWROOM : INCLUDES NEW WINDOWS, DOORS, EXTERIOR MATERIALS / ADDITION OF A DRIVE-THRU SERVICE CENTER	\$400,000	5/29/2013
BLD 13-0775	140 S 140 TH ST	KENNEDY HIGH SCHOOL SCIENCE WING	RENOVATION OF EXISTING SCIENCE LAB & INSTALLATION OF MECHANICAL, ELECTRICAL & FIRE SPRINKLER INFRASTRUCTURE FOR ENTIRE FLOOR.	\$421,411	6/17/2013
BLD 13-1161	16222 SYLVESTER RD SW	SYLVESTER MIDDLE SCHOOL RE-ROOF	'COMPLETE TEAR OFF AND REROOF OF BUILDING #300	\$407,000	6/11/2013

4. E-PERMITS – (MyBuildingPermit.com, AKA MBP)

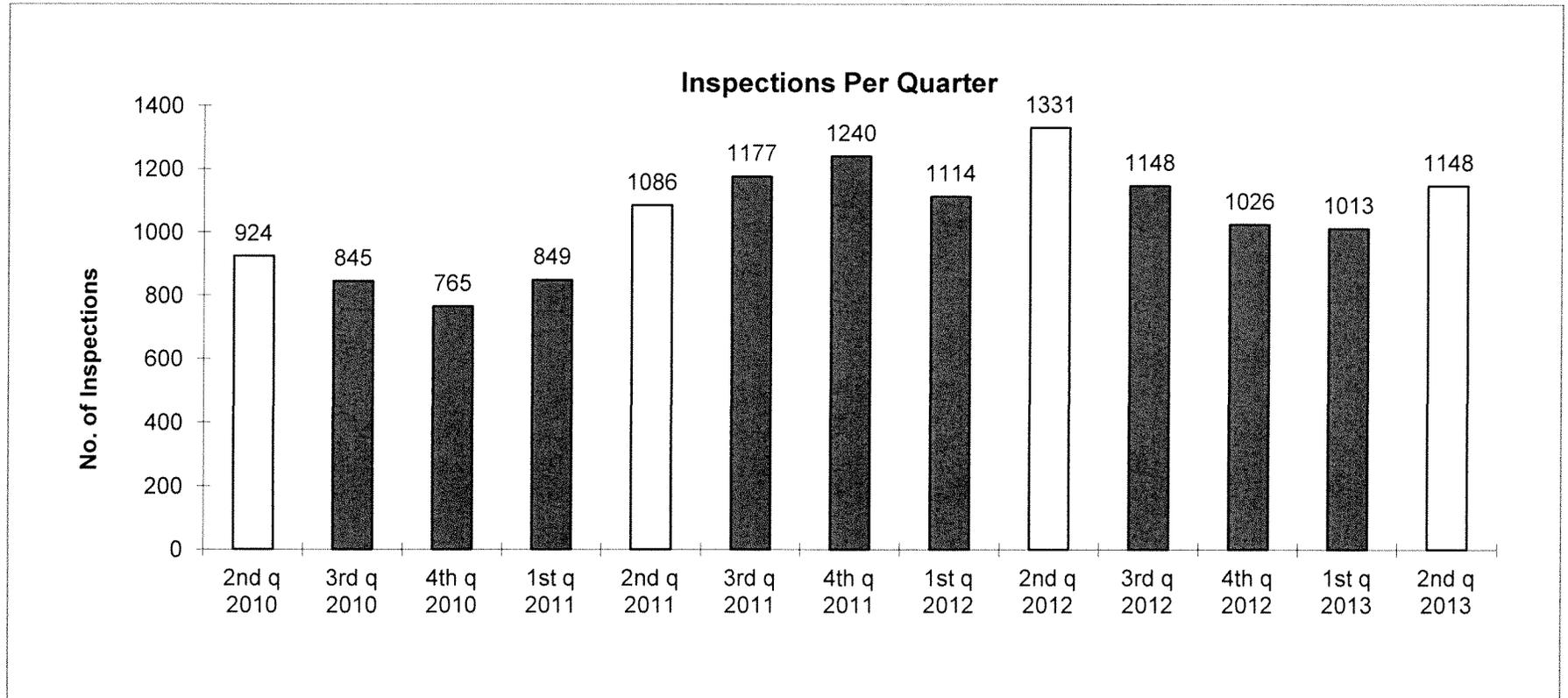
The chart below shows the number of permits that have been issued on line in relation to the total number of permits issued by the city for each permit type. Work on Phase 2 of the E-Plan project which will allow additional development related permits including all building, planning, fire service, and right of way to be accepted, reviewed and issued online is now available. Additional Building permits requiring plan review are now available to be submitted, reviewed and issued online. Planning and Public works staff continue to configure the options and information needed into the computer program for their permit types and have not yet implemented any online permits.

E-PERMITS ISSUED	2008 Totals	2009 Totals	2010 Totals	2011 Totals	1st q 2012	2nd q 2012	3rd q 2012	4th q 2012	2012 Totals	1st q 2013	2nd q 2013
Building (Re-roof)	3/43 (7%)	2/36 (6%)	4/30 (13%)	2/50 (4%)	0/4 (0%)	1/11 (9%)	1/12 (8%)	0/2 (0%)	2/30 (7%)	2/7 (29%)	1/7 (14%)
Mechanical	68/160 (43%)	133/251 (53%)	132/254 (52%)	142/254 (56%)	39/74 (53%)	39/63 (62%)	39/74 (53%)	53/82 (65%)	170/293 (58%)	46/67 (63%)	81/111 (73%)
Plumbing	37/108 (34%)	36/146 (25%)	31/112 (28%)	26/141 (18%)	4/23 (17%)	8/37 (22%)	13/38 (34%)	13/34 (38%)	38/132 (29%)	9/34 (26%)	10/35 (29%)
Electrical	93/520 (18%)	117/502 (23%)	145/598 (24%)	279/ 80 (36%)	116/234 (50%)	138/262 (53%)	79/210 (38%)	96/215 (45%)	429/922 (47%)	106/204 (52%)	100/230 (43%)
TOTALS	201/831 (24%)	288/935 (31%)	312/994 (32%)	449/1225 (38%)	159/335 (47%)	186/373 (50%)	132/335 (39%)	162/333 (49%)	639/1377 (46%)	159/312 (51%)	192/383 (50%)

5. CONSTRUCTION INSPECTIONS:

Burien's Building inspectors perform a variety of building, electrical, plumbing and mechanical inspections in addition to performing plan reviews and assisting the public at the counter and on the phone. They also assist with code enforcement complaints related to construction projects. Inspection requests can be called into a voice mail system, or submitted online through the City's website or www.mybuildingpermit.com.

INSPECTIONS	2009 Total	2 nd q 2010	3 rd q 2010	4 th q 2010	2010 Total	1 st q 2011	2 nd q 2011	3 rd q 2011	4 th q 2011	2011 Total	1 st q 2012	2 nd q 2012	3 rd q 2012	4 th q 2012	2012 Total	1 st q 2012	2 nd q 2012
No. of Inspections	3980	924	845	765	3314	849	1086	1177	1240	4352	1114	1331	1148	1026	4619	1013	1148
Average No. of inspections per day per inspector	6.4	5.8	5.3	4.9	5.3	5.5	6.8	7.4	8.1	6.9	7.2	8.3	7.3	6.6	7.4	6.6	7.2



6. NORMANDY PARK PLAN REVIEWS AND INSPECTIONS:

In January, 2006, Burien began providing plan review and inspection services to the City of Normandy Park. These services are provided by Burien's Building Official and our three inspectors. The inspections and review listed here are in addition to those performed for Burien. This quarter is showing a higher number of plan reviews and inspections compared with 2nd quarter activity in recent years.

The following chart shows the number of plan reviews and inspections performed by Burien staff on behalf of Normandy Park.

	2006 Total	2007 Total	2008 Total	2009 Total	2010 Total	1 st q 2011	2 nd q 2011	3 rd q 2011	4 th q 2011	2011 Total	1st q 2012	2 nd q 2012	3 rd q 2012	4th q 2012	2012 Total	1st q 2013	2 nd q 2012
No. of Plan Reviews + Other	48	77	125	56	33	9	11	10	8	38	6	12	8	18	44	12	15
No. of inspections	672	1242	1473	1035	695	124	149	164	175	612	161	156	230	242	789	189	223
Average # inspections per day	2.7	4.9	5.9	4.2	2.8	2	2.3	2.6	2.9	2.4	2.6	2.4	3.7	3.9	3.1	3.1	3.5

7. LAND USE PRE-APPLICATION MEETINGS:

Pre-application meetings are required for most planning and land use-related actions. Meetings are held every other Thursday for up to 3 pre-application reviews. Staff from planning, building, public works, fire, and police attends as needed to discuss fatal flaws and to identify various requirements for a proposed development. A written report is provided to the applicant, as well as meeting minutes. Although this service requires a substantial amount of staff time, it has proven to be valuable to both the applicant and the city and helps to expedite the formal review later in the process. The following chart shows the number of pre-application reviews by project type. The first quarter of 2013 saw a significant increase in the number of pre-application meeting requests compared with the same quarter last year and this trend is continuing through the second quarter.

Pre-Application Project Type	2009 Total	2 nd q 2010	3 rd d 2010	4 th q 2010	2010 Total	1 st q 2011	2 nd q 2011	3 rd q 2011	4 th q 2011	2011 Total	1st q 2012	2 nd q 2012	3 rd q 2012	4 th q 2012	2012 Total	1st q 2013	2 nd q 2013
Short Plat (4 or fewer lots)	2		3	2	9	1	1	2		4	1	2	3		6	4	2
Subdivision (5 or more lots)				1	1								1	1	2		1
Multi-Family							1		2	3	1			1	2		2
Critical Area Review—Single-Family	2		2		2	1	1	2	1	5		2	2	3	7	1	6
Critical Area Review—Other	2				1											3	0
Commercial/Mixed Use—New	4	2	3		6	1		2	1	4		1	1		2	3	1
Commercial/Mixed Use—Addition, Renovation	4		1	1	5	2	1		1	4	1	1	1	4	7	2	0
Change of Use		1	1	1	3	1		2	1	4	4		2		6	1	4
Other	7		2	2	6		1		1	2			1		1	1	1
TOTALS	21	3	12	7	33	6	5	8	7	26	7	6	11	9	26	15	17

8. LAND USE APPLICATIONS:

The following chart shows the types of planning and land use applications received categorized by project type.

Project Type	2009 Total	2 nd q 2010	3 rd q 2010	4 th q 2010	2010 Total	1 st q 2011	2 nd q 2011	3 rd q 2011	4 th q 2011	2011 Total	1 st q 2012	2 nd q 2012	3 rd q 2012	4 th q 2012	2012 Total	1 st q 2013	2 nd q 2013
Accessory Dwelling Unit	9	3	1		5	2	2	1	1	6		4	1	1	6	1	3
Critical Area Review—Admin.				1	1		1			1		1					
Critical Area Review—Type 1		2			2		3			3							
Lot Line Adjustment	8		4	1	5		6	2	2	10	2	3	3	1	9	1	2
Land Use Review—Type 1	6		1	1	2	3			1	4	1		1	2	4	4	1
Land Use Review—Type 2	1			1	2												1
Land Use Review—Type 3	1							1		1							
Master Sign Plan	1		1		1		1			1						2	1
Multi-Family Tax Exemption																	
Rezone	1															1	
Shoreline Exemption	2			3	3	3	1	3	1	8	1	1	3	2	7	3	4
Short Plat--Preliminary	1	3	2	1	8	1	1	1		3	1	1	3	2	7		3
Short Plat--Final	3		1	5	6		1		1	2	2		1	3	6	2	1
Subdivision—Preliminary																2	
Subdivision--Final								1		1							
Tree Removal Permit	13	8	3	3	21	1	5	5	5	16	6	5	3	9	23	5	10
Temporary Use Permit	2						1			1							
TOTALS	48	17	13	16	57	10	22	14	11	57	13	15	15	20	63	21	26

9. LAND USE DECISIONS ISSUED:

	2009	2 nd q 2010	3 rd q 2010	4 th q 2010	2010 Total	1 st q 2011	2 nd q 2011	3 rd q 2011	4 th q 2011	2011 Total	1 st q 2012	2 nd q 2012	3 rd q 2012	4 th q 2012	2012 Total	1 st q 2013	2 nd q 2013
Number of Decisions Issued	15	6	7	3	18	2	3	6	3	14	1	0	1	3	5	3	5
Percent Issued By Target Date	80%	100%	86%	100%	89%	100%	67%	100%	100%	93%	0%	n/a	100%	100%	80%	100%	100%

Mike Doubleday
Doubleday Government Relations
July 2013

Final 2013 State Legislative Report

City of Burien

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City of Burien 2013 Federal & State Legislative Priorities

Promote Economic Development through Infrastructure

Advocate for \$10 million in federal support and a state transportation revenue package to assist with the SR 518/Des Moines Memorial Drive interchange improvement project, improving access and providing incentives for commercial development in the airport-affected Northeast Redevelopment Area (NERA). (Federal and State) The 2013-15 transportation budget as passed during the regular session, **ESSB 5024**, contains no new projects. The new revenue transportation package (**ESHB 1954**, revenue and **1955**, projects) that was passed by the House only contains \$10M for the SR 518/DMMD project and \$600,000 for the 136th St/8th Avenue W. Walkway project.

Maintain and Strengthen City Services and Facilities

Work to retain local control over City Business and Occupation (B&O) taxes, while encouraging the simplification of collection. (State) **HB 5656** (a choice for cities between the state business license system, BLS, or the city online business portal for city business licensing) and **HB 5688** (DOR only could amend the city B&O model ordinance, that was later amended to be a local B&O/state study) both died.

Work with other local jurisdictions to pursue equitable cost-recovery for responding to Public Records requests. (State) **HB 1128** did not pass; it

allowed a court to issue an injunction against harassing requestors of public records from public agencies. **HB 1037** did not pass; it allowed cities to charge for time accrued in gathering public records for out of the area “data miners.” There is funding in the final operating budget (**3ESSB 5034**) for the Ruckleshaus Center to convene the public record parties during interim to work toward a compromise.

Support state-wide efforts to maximize recovery of liquor sales tax and other local tax sources. (State) The final 2013-15 operating budget reduces state-shared liquor excise taxes to cities by half for the 2013-2015 biennium. Therefore, preliminary calculations suggest Burien would receive about \$77,500 in liquor excise tax revenues in 2014 as opposed to about \$155,000 without the reduction. State-shared liquor profit amounts were not disturbed in the budget.

- Maintain partnership efforts to improve the health of Puget Sound, including:
 1. Continue federal and state support for shoreline protection plans through the work of the Puget Sound Partnership and U.S. Army Corps of Engineers (Federal and State); see below
 2. Support the Puget Sound Salmon Recovery Council’s request for the Puget Sound Acquisition and Restoration Fund to fund the restoration works currently in progress at watersheds across Puget Sound. (State); The final 2013-15 capital budget funded the Puget Sound Acquisition and Restoration (PSAR) account at \$70M and the Puget Sound Estuary and Salmon Restoration (ESRP) account at \$10M. The Seahurst Park bulkhead removal project is funded at \$4.42M in PSAR and \$1.28 in ESRP. The US Army Corps of Engineers included \$4M for this project in their FY 2013 workplan. The project will commence in the fall of 2013.
 3. Create a pharmaceutical return program to prevent toxic prescription drugs from entering the Sound through inappropriate disposal practices. (Federal & State) this issue was not addressed in 2013.

Bills that Passed in 2013 Affecting Burien

I. Finance Bills

➤ Fiscal Bills that Passed

1. 2013-15 Operating Budget (ESSB 5034), Senator Hill, prime sponsor

The 2013-15 state operating budget was passed on June 28, the day before adjournment and well into the 2nd special session. The lengthy budget negotiations (ending June 28) were focused on providing more funding for K-12 education per the recent *McCleary* decision.

Funding important to Burien included the following:

- State-shared liquor excise taxes to cities are cut in half from what Burien would have received beginning in October 2013; liquor excise tax revenues were suspended September 2012-September 2013 and were to resume at full funding levels in October, 2014: that amount is halved to cities. (\$24.7M from \$49.5M)
- State-shared liquor revolving account (liquor profits), were retained at their current level
- Streamlined sales tax mitigation funding, municipal criminal justice assistance account funding, and the annexation sales tax credit were all funded at current levels
- Law enforcement agencies (i.e. Burien police) will continue to pay 25% of the cost to send officers to training, and continue to pay for ammunition
- Public health (Seattle/King County public health department) funded at \$73M, a \$25M increase over last biennium
- Municipal Research and Services Center (MRSC) was funded at current level.
- A budget proviso funds an effort by WSU's Ruckelshaus' Center to "collaborate with local governments, the media, and representatives of the public regarding **public record requests** made to local

government. The center shall facilitate meetings and discussions and report to the appropriate committees of the legislature.” (section 607).

2. 2013-15 Capital Budget (ESSB 5035), Senator Honeyford, prime sponsor

The 2013-15 state capital budget was passed on June 29, well into the 2nd special session and was the last legislation to pass this session. Funding specific to Burien included the following:

- The Seahurst Park Sewall Removal project will receive **\$4.42 M** from the Puget Sound Acquisition and Restoration (PSAR) account, and **\$1.28M** from Puget Sound Estuary and Salmon Restoration (ESRP) account. This funding will be sufficient to complete the project.
- Navos Mental Health Housing received **\$1.575M**

Other capital budget items of interest to Burien are the following:

- **The Public Works Trust Fund** (Public Works Assistance Account, PWAA): 2014 Construction Loan list was suspended; \$277M of the PWAA account for 2013-15 was swept into the state general fund; **HB 2051** redirects the following PWAA revenue sources into the state general fund for six years, leaving only about 10% of these revenues for PWAA projects over the next three biennia:
 - 100% of the Public Utility Tax
 - 100% of the Solid Waste Tax
 - 67% of the state Real Estate Excise Tax (REET)
- **Stormwater:** \$81M in competitive stormwater grants to cities and counties, and development of an ongoing statewide stormwater financial assistance program to be implemented no later than July 1, 2015.
- **Puget Sound Restoration and Salmon Recovery Grants:**
 - \$75M for the Salmon Funding Board
 - \$70 M for the Puget Sound Acquisition and Restoration (PSAR) account (**Seahurst Park will receive \$4.42M of these funds**)

- \$10M for the Puget Sound Estuary and Salmon Restoration (ESRP) account. (**Seahurst Park will receive \$1.28M of these funds**).
- **Washington Wildlife and Recreation Program (WWRP): \$65M**
- **Housing Trust Fund: \$70M**

3. Implementation of Basic Education Expenditures/Operating Budget Revenue bill (ESHB 2051), Rep. Lytton, prime sponsor

The operating budget revenue bill initially consisted of three measures:

1. An extension of the beer tax,
2. An extension of the state B&O surcharge on services (surcharge increased the tax from 1.5% to 1.8% of gross receipts),
3. The closure of thirteen tax preferences (tax loopholes)

The bill that passed, **ESHB 2051**, abandoned that approach and transferred funds from the capital budget Public Works Assistance Account (PWAA) into the Education Legacy Trust Account (ELTA) for six years (three biennia) as follows:

- most revenues currently deposited into the PWAA are deposited into the ELTA through June 30, 2019:
- From July 1, 2013, through June 30, 2019, (6 years), 2% of the 6% REET (one-third) is deposited into the PWAA, and 4.1% (two-thirds) is deposited into the ELTA. Thereafter, 6.1 percent is deposited in the PWAA.
- From July 1, 2013, through June 30, 2019, (6 years) the portion of the Public Utility Tax that is currently deposited into the PWAA is deposited into the ELTA. Thereafter, the Public Utility Tax is deposited into the PWAA.
- As under current law, the Solid Waste Collection Tax is deposited in the State General Fund through June 30, 2015. From July 1, 2015, through June 30, 2018, 50 percent is deposited into the ELTA rather than the PWAA. From July 1, 2018, through June 30, 2019, the Solid Waste Collection Tax is deposited into the ELTA, and thereafter it is deposited into the PWAA.

4. **Communications Services Reform (2E2SHB 1971), Rep. Carlyle, prime sponsor**

Background: Enhanced 911 Excise Tax on Prepaid Wireless. Counties are currently authorized to impose a 70 cent per line tax on landline, cellular, and voice over internet protocol (VoIP) telephone services. The state is authorized to impose a 25 cent per line tax on these same services. The tax is referred to as the enhanced 911 (E911) excise tax, which is used to fund emergency communications systems. While prepaid wireless is not explicitly addressed in statute, in 2010 the State Supreme Court ruled that prepaid wireless is subject to the E911 excise tax.

Landline Telephone Sales and Use Tax Exemption. In 1983 state and local retail sales tax was extended to telephone services. However, an exemption was provided for individuals "subscribing to a residential class of telephone service." The Department of Revenue (DOR) interpreted this exemption to apply only to residential telephone service that is regulated by the Washington Utilities and Transportation Commission (UTC). The UTC regulates the rates and services of telephone companies providing landline telephone services in Washington. However, the UTC does not regulate cable services, cellular phone services, VoIP services, or internet service provider services.

In 2007 the DOR assessed Sprint Spectrum (Sprint) with retail sales tax on wireless telephone services sold to non-business customers for the audit period July 1, 1999, through December 31, 2002. The assessment was upheld on appeal; however, in 2011, a Washington superior court reversed the decision by ruling that Sprint's sales of cellular telephone services to non-business customers qualifies for the residential telephone service exemption. It was determined that the state (and local governments) would lose a significant amount of tax revenue if the "Sprint" case was not reversed in the legislature (the fiscal note had the state losing about \$73M in tax revenue in the 2015-17 biennium, and local governments losing about \$31M in that same timeframe).

2E2SHB 1971 made the following tax changes to the telecommunications industry. The bill was part of the 2013-15 operating budget negotiations.

Enhanced 911 Excise Tax on Prepaid Wireless.

The state and county E911 excise taxes must be collected by the seller of a prepaid wireless telecommunications service for each retail transaction occurring in this state at the point of sale. Sellers of prepaid wireless telecommunications service are subject to the same administrative sales-tax provisions as companies providing wireline, wireless, and VoIP telecommunications services. Until July 1, 2018, a seller of prepaid wireless telecommunications service may charge an additional 5 cents per retail transaction as compensation for the cost of collecting and remitting the tax.

Landline Telephone Sales and Use Tax Exemption.

The state and local retail sales and use tax exemption for residential telephone services is eliminated. The state and local sales tax exemption for coin-operated telephone service is also repealed. The bill provides an exemption for VoIP telephone services provided by a cable company prior to the effective date of the bill. This section of the bill takes effect immediately.

Cities will receive modest revenues from the enactment of this bill.

5. Lodging Tax Uses (ESHB 1253), Rep. Blake, prime sponsor

Background: A hotel-motel tax is a special sales tax on lodging rentals by hotels, motels, rooming houses, private campgrounds, RV parks, and similar facilities. Cities and counties are authorized to levy a basic, or state-shared hotel-motel tax of up to 2 percent. These taxes are credited against the state sales tax on the furnishing of lodging. Other hotel-motel taxes are imposed in addition to ordinary state and local sales taxes and are added to the amount paid by the customer. The latter type is often referred to as special hotel-motel taxes.

Initially authorized in 1967 to provide King County with a funding source for the building of the Kingdome, the state-shared lodging tax was incrementally expanded over the years to cover additional cities, counties and fund uses. The additional (special) lodging tax was initially authorized in 1982. In 1997 the Legislature repealed the assortment of multiple uses for the lodging tax and instead required the future revenues to be used for tourism-related purposes.

In 2007, several changes were made to the lodging tax laws. First, the permissible uses of lodging tax revenues were expanded to include expenditures for operations related to tourism promotion, including operations relating to special events and festivals. Second, the definition of "tourism-related facility" was broadened to include property owned by various types of nonprofit organizations. Third, local jurisdictions using lodging tax revenues were required to submit an annual economic impact report providing information on the amount and use of lodging tax revenues to the Department of Commerce. All of these changes were set to expire on June 30, 2013.

Pursuant to ESHB 1253, the following changes were made to the use of lodging taxes:

- the June 30, 2013, expiration date was removed.
- therefore, lodging tax revenues can continue to be used for the operations expenditures for tourism promotion, including the operation of special events and festivals.
- nonprofit organizations can continue to own "tourism-related facilities."
- lodging tax revenues can be used for capital expenditures for tourism-related facilities owned or operated by municipalities or public facility districts.
- jurisdictions no longer have to provide an annual report of the use of lodging tax revenues to the Department of Commerce. However, an organization applying to a local jurisdiction for use of lodging tax

revenues must include an estimate regarding benefits resulting from the use of such revenues, and in jurisdictions with a population of 5,000 or more, must also provide the application to the local lodging tax advisory committee.

- the definition of tourist is removed.
- a post-event report must be submitted to the local jurisdiction evaluating the actual benefits from the estimated benefits in the application.

6. Fire Suppression Water Facilities and Services Provided by Municipal and Other Water Purveyors (SHB 1512), Rep. Takko, prime sponsor

Cities may provide for the sewerage, drainage, and water supply of the city and may establish, construct, and maintain water supply systems and systems of sewers and drains within or without their corporate limits. Cities are also authorized to establish rates and charges for providing water and sewer services. In 2002 the Legislature passed House Bill 2902, which expressly authorizes cities operating water supply systems to include fire hydrants as an integral utility service incorporated within general rates.

In *Lane v. City of Seattle* (2008) (*Lane*), the Washington Supreme Court held that providing fire hydrants is a government responsibility, not a proprietary one, for which the government must pay out of its General Fund. In reaching its holding, the court also found that a monthly fire hydrant charge paid by water utility ratepayers to a public utility was a tax and not a fee for three reasons: (1) the purpose of the charge was to increase revenue and not to regulate fire hydrants or water usage; (2) ratepayers paid the same fixed charge whether they used the hydrants or not; and (3) all persons benefitted from the hydrants, not just ratepayers.

Tacoma and Tacoma Public Utilities had franchise agreements with Pierce County, Fircrest, University Place, and Federal Way to provide water services. Prior to *Lane*, Tacoma paid for fire hydrants in its jurisdiction and

the other jurisdictions by charging ratepayers a hydrant fee. Following *Lane*, Tacoma and Tacoma Public Utility ceased charging Tacoma ratepayers and sent bills to the other jurisdictions for hydrant costs. The jurisdictions refused to pay the costs.

In *City of Tacoma vs. City of Bonney Lake* (2012), the Washington Supreme Court held that Tacoma, acting in a proprietary capacity in entering into the franchise agreements, was contractually obligated by the agreements to provide hydrant services and to bear the costs of those services. It noted that Tacoma and Tacoma Public Utilities could have negotiated for the cost of the hydrants to be borne by the other jurisdictions, but it had not. The court also declined to find that a charge for hydrants always results in a tax, and held that whether a charge is a tax or a fee depends on how the charge is levied.

In SHB 1512, the Legislature specifically responded to the Washington Supreme Court cases of *Lane* and *Bonney Lake*. It finds that governmental and nongovernmental water purveyors play a key public service role in providing water for fire protection, and there is currently uncertainty and confusion as to a water purveyor's role, responsibilities, cost allocation, and recovery authority related to those services. Specific provisions are:

Cost Allocation and Recovery. A purveyor may allocate and recover the costs of fire suppression water facilities and services: (1) from all customers as costs of complying with state law and regulations; (2) from customers based on service, benefits, burdens, and impacts; or (3) both.

Contracts for Facilities and Services. A city or county may contract with purveyors for the provision of fire suppression water facilities, services, or both.

Payment by Counties. A county is not required to pay for fire suppression water facilities or services unless it is a customer, acting as a purveyor, or has agreed to do so consistent with applicable law.

Liability. Municipal and nonmunicipal purveyors are not liable for any damages that arise out of a fire event, relating to the operation, maintenance, and provision of fire suppression water facilities and services, under certain circumstances.

7. Local Government Purchasing of Supplies, Materials, or Equipment (ESSB 5110), Senator Tom, prime sponsor

Background: When making large purchases of supplies, materials, or equipment from private suppliers, local governments must generally award contracts to the lowest bidder. However, local governments that impose sales, and business and occupation (B&O) taxes may consider the tax revenue they would receive if they purchased the items from a local supplier. Local governments may only consider sales, and business taxes they impose—not sales and business taxes imposed by other local governments. After considering that tax revenue, local governments must award contracts to the lowest bidder.

Generally, with respect to transactions involving in-state sellers and buyers, sales taxes are collected based on a buyer's location. However, sales taxes on certain items, including motor vehicles, are collected based on a seller's location. This can result in a local government awarding a contract outside of its jurisdiction due to the tax differential.

Summary: A local government authorized to impose sales, and business and occupation taxes may award a contract for purchase of supplies, materials, or equipment to the lowest bidder before sales and business and occupation taxes imposed by any local government are applied. The local government must provide notice of its intent to award a contract based on this method prior to submission of bids. This was a City of Kirkland bill.

8. Monitoring the Development of a One-Stop State Portal for Washington Businesses (SSB 5718), Senator Brown, prime sponsor

Background: The state's Office of the Chief Information Officer (OCIO) has been directed under Executive Order to work collaboratively with the Department of Commerce (COM), the Department of Revenue (DOR), the Office of Regulatory Assistance (ORA), and other executive agencies that license businesses or collect taxes and insurance premiums.

The Executive Order requires OCIO to review the needs of the business community and evaluate technical options for creating an integrated enterprise system using a single sign-on portal called MyAccount for business interactions with state agencies.

In November 2012, OCIO produced a report entitled MyAccount – Streamlining Business Transactions with Government. The report provides an action plan with a long-range vision for creating and implementing MyAccount, which businesses will be able to utilize to conduct all their interactions with state government in a single, web-based location. The plan outlines the high-level technological architecture and implementation steps necessary to achieve this streamlined project.

Pursuant to SSB 5718, the Legislature intends to monitor the progress toward the development and implementation of the one-stop business portal. OCIO, in collaboration with DOR, the Department of Labor and Industries, the Secretary of State, the Employment Security Department, COM, and ORA, must provide the Legislature with a plan for establishing performance benchmarks, and for measuring the results of implementing a one-stop business portal by November 2013. The plan must specify how OCIO and other state agencies intend to collaborate with the business community in order to receive business feedback and use business recommendations in the development of the one-stop business portal.

OCIO must submit annual progress reports to the Legislature until the portal has reached initial implementation.

➤ **Finance Bills That Did Not Pass**

1. Revising Business License Systems (SB 5656) Senator Braun, prime sponsor

In 2011, the Legislature transferred administrative authority over the state business license system (BLS) from the Department of Licensing to the Department of Revenue (DOR) in order to align business licensing processes with existing business systems at DOR. BLS currently issues over 100 state licenses and over 70 city licenses.

Pursuant to SB 5656, all cities that impose a business and occupation tax must have their general business licenses issued and renewed, if renewal is applicable, through the state's business licensing system by July 1, 2016. Cities that do not impose a business and occupation tax must have their general business licenses issued and renewed, if renewal is applicable, through the state's business licensing system by January 1, 2019.

DOR may delay or phase-in the implementation dates if: (1) funding or other resources are insufficient to enable DOR to meet the required deadlines; (2) additional time is required for a city's efficient transition to the business licensing system; or (3) additional time is required to ensure the business licensing system can effectively process all general business licenses. DOR is authorized to work in collaboration with cities to establish a schedule for assuming the issuance and renewal of general business licenses. Cities may continue to issue and renew their general business licenses until such licenses have been incorporated into the business licensing system.

In the House, the policy committee made the following changes to the bill:

- Required cities to issue and provide for the renewal of their general business licenses through the web-based Business Licensing Service

or "System" of the Department of Revenue (DOR) or a city-developed portal by July 1, 2019.

- Authorized delays or phasing-in of the city requirements beyond the July 1, 2019, date if funding or other resources are insufficient for the DOR or cities to meet the deadline.
- Required the DOR to report to the Legislature by July 1, 2017, on actions and costs associated with the license issuance requirements.
- Expired all provisions on July 1, 2018, and provides intent provisions for the expiration.

SB 5656 was heard in House Appropriations but was not voted out of that committee.

2. Simplifying Definitions and Classifications of State and Local B&O Taxes (SB 5688) Senator Braun, prime sponsor

Thirty-nine cities impose their own B&O taxes, with variations in rates, exemptions, deductions, and thresholds. In 2003, the Legislature directed the cities to form a committee and work with the Association of Washington Cities (AWC) to adopt a model ordinance on municipal B&O taxes. That model ordinance may be amended through a process allowing for business and public input. Amendments to definitions and tax classifications in the model ordinance are allowed no more than once every four years, however amendments to comply with state law are allowed at any time.

Pursuant to SB 5688, beginning January 1, 2014, only the Department of Revenue (DOR) may amend the model ordinance. The four-year limitation on amendments is removed. Cities must have B&O tax ordinances that provide tax classifications and definitions consistent with state law, with limited exceptions. B&O tax classifications must be uniform among all cities and with state B&O tax classifications. Descriptions of cities' deviations from non-mandatory provisions of the model ordinance must be made available to DOR for publication. Any DOR guidance, rule, or statement on B&O taxes takes precedence over a city's conflicting interpretation.

Some state B&O tax classifications are consolidated to reduce complexity for taxpayers, decrease disputes between taxpayers and DOR, and move toward uniformity between state and local B&O tax systems.

SB 5688 lost support in the Senate when the consolidation of state B&O tax classifications caused some businesses B&O taxes to rise. A substitute bill requiring a DOR study of state and local B&O taxes was passed, but the bill was not heard in the House.

3. Impact Fee Deferral Program (EHB 1652) Rep. Liias, prime sponsor

Planning jurisdictions under the Growth Management Act may impose impact fees on development activity as part of the financing of public facilities needed to serve new growth and development. This financing must provide a balance between impact fees and other sources of public funds and cannot rely solely on impact fees. Impact fees:

- may only be imposed for system improvements, a term defined in statute,
- may not exceed a proportionate share of the costs of system improvements; and
- must be used for system improvements that will reasonably benefit the new development.

Brought by the King and Snohomish County master builders, **EHB 1652** was first introduced in 2011 and reintroduced in 2012 and 2013. **EHB 1652** obligated cities, counties, and school districts that collect impact fees to adopt a system for the collection of impact fees from applicants for residential building permits that includes one or more of the following:

- a process by which an applicant for any development permit that requires payment of an impact fee must record a covenant against title to the lot or unit subject to the impact fee obligation. Covenants recorded through this process must satisfy delineated requirements, including, requiring payment of all impact fees applicable to the lot or unit at the rates in effect at the time the building permit was issued, less a credit for paid deposits. The covenants, which must

serve as liens that are binding upon all successors in title, must be removed by the local government upon receiving payment, and must provide for the payment of the impact fees at the time of closing or 18 or more months after the issuance of a building permit, whichever is earlier.

- As an alternative to these impact fee deferral processes, counties, cities, and towns may adopt local deferral systems that differ from the covenant and final inspection or certificate of occupancy processes if the payment timing provisions are consistent with those processes.

Additionally, cities, counties, or school districts with an impact fee deferral processes on or before December 1, 2013, are exempted from the obligation to establish an impact fee deferral system if the locally-adopted deferral process, which may be amended in accordance with specified requirements, delays all fees and remains in effect after December 1, 2013.

Proponents argued that “up front” payment of impact fees was slowing the rejuvenation of the construction industry from the 2008 initiated economic downturn. **The bill was vetoed by the Governor.**

4. Reducing the Frequency of Local Sales and Use Tax Changes (SSB 5697, HB 1612) Senator Braun and Rep. Angel, prime sponsors

Background: Local sales and use tax changes can take effect no sooner than 75 days after the Department of Revenue (DOR) receives notice of the change and only on the first day of January, April, July, or October, so four times per year.

These bills sought to reduce the frequency of local sales and use tax changes to twice per year, down from the four times per year under existing law. A compromise was reached on three changes per year, on the first day of January, April, or July. The DOR must still receive notice 75 days prior to the change. The bill passed the Senate but not the House.

II. Public Records Bills

No public records bills passed that will make a material change in city costs to produce public records; however, the following language was inserted into the 2013-15 operating budget:

\$25,000 is provided solely for the Ruckelshaus center to collaborate with local governments, the media, and representatives of the public regarding public record requests made to local government. The center shall facilitate meetings and discussions and report to the appropriate committees of the legislature. The report shall include information on:

- (a) Recommendations related to balancing open public records with concerns of local governments related to interfering with the work of the local government;
- (b) Resources necessary to accommodate requests;
- (c) Potential harassment of government employees;
- (d) Potential safety concerns of people named in the record;
- (e) Potentially assisting criminal activity; and
- (f) Other issues brought forward by the participants.

The center shall report to the appropriate committees of the legislature by December 15, 2013.

➤ Public Records Bills That Did Not Pass

1. Injunctive Relief Against Harassing Public Records Requests (HB 1128, Rep. Takko, prime sponsor)

Background: The Public Records Act (PRA) requires that most records maintained by state, county, and city governments, and all special purpose districts be made available to members of the public. The definition of "public record" includes any writing that contains information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

Agencies must make available for public inspection and copying all public records, unless the record falls within a specific exemption. Upon receiving a request for public records, agencies must respond within five business days. The agency must either provide the records, provide a reasonable estimate of the time the agency will take to respond to the request, or deny the request. The law treats a failure to properly respond as a denial.

The PRA provides any person denied an opportunity to inspect or copy a public record, or who believes that an agency has not made a reasonable estimate of the time that it requires to respond to a request, with judicial review of the agency action.

An agency or its representative may seek injunctions against specific public records requests. An injunction may be ordered where examination of a record clearly would not be in the public interest and would substantially and irreparably damage any person or vital government function. Public records requests by persons serving criminal sentences in correctional facilities may be enjoined.

The bill as passed the House Local Government Committee had two new components:

Injunctions Against Public Records Requests

The inspection or copying of any public record may be enjoined upon the request of a local agency or a person named in the record, or any of their representatives. Requests made by news media may not be enjoined. To issue an injunction under this section, a court must find that the request:

- (1) was made to harass or intimidate an agency or its employees,
- (2) upon a showing by clear and convincing evidence, will materially interfere with the work of the local agency, but the “undue burden” language was removed,
- (3) if fulfilled, would likely threaten the safety or security of persons named in the record, any person to whom the record pertains, agency

employees, or specified others; or (4) if fulfilled, would likely assist criminal activity.

Record requestors must be notified of an agency's intent to seek an injunction, and they have 15 days to revise their requests. Agencies must continue to fulfill record requests while motions for injunctions are pending.

Limiting Agency Time Responding to Records Requests

Secondly, a local agency may limit the number of hours it devotes to responding to public records requests. To adopt a policy limiting response hours, an agency must make certain documents publicly available, including budgets, agendas and minutes, resolutions and ordinances, and certain contracts. Different standards for whether documents are "publicly available" are established for agencies with a general fund budget of equal to or greater than \$1 million and for agencies with a general fund budget of less than \$1 million. Agencies may also prioritize the order in which requests will be fulfilled. Larger agencies like Burien may not adopt policies that allow them to spend fewer than 12 hours per month responding to requests.

2. Establishing Cost Recovery for Public Records Sought for Commercial Purposes (HB 1037, Rep. Moeller, prime sponsor)

Background: The Public Records Act (PRA) requires that state and local government agencies make all public records available for public inspection and copying unless they fall within certain statutory exemptions. The PRA disclosure provisions must be interpreted liberally, and the exemptions narrowly, in order to effectuate a public policy favoring disclosure. Agencies are prohibited from requiring a requestor of public records to provide information about the purpose of the request, except to determine whether disclosure is exempted or prohibited by statute.

Unless authorized by statute, an agency cannot charge a fee for the inspection of records or for an agency's efforts to locate records, redact them if necessary to protect confidential information, and make them available for copying.

An agency may assess a reasonable charge, not greater than 15 cents per page, for the cost of providing copies and for the use of agency equipment for making copies. However, the agency's charges cannot exceed those necessary to reimburse the agency for the actual costs directly incident to copying and shipping the records, such as the cost of the paper, the per-page cost for use of the copying equipment, and the cost of postage or delivery.

An agency may charge for staff time to copy and mail the requested records, but otherwise may not charge for staff salaries, benefits, or other general administrative or overhead costs. The agency must maintain for public inspection a statement of the actual, per-page cost or other costs of providing public records, and how these costs were determined.

Pursuant to HB 1037, agencies may charge a fee for providing a public record, when the request is made for the purpose of sale or resale of the record or a document or database containing all or part of the public record. The fee may be a flat fee, a fee-per-record, or other type of fee, but it may not exceed the agency's actual cost of providing the records. The actual cost includes, but is not limited to, the costs to locate, assemble, redact, review, and provide the records. Before charging fees, an agency must develop a fee schedule with notice and public hearing. The agency must publish the fee schedule and the methodology by which its fees have been established. The agency must also establish a process by which a requestor can appeal the amount of a fee.

Misrepresentation of the Commercial Purpose of the Request

Agencies ordinarily will not assess a fee when the requestor does not report that the request is for the purpose of sale or resale. However, if an agency has reason to believe the requestor is misrepresenting his or her purpose, the agency may require the requestor to sign a statement under penalty of perjury. A person who misrepresents the purpose or eligibility for an exemption, or who intentionally induces another person to make such a misrepresentation, is liable for a civil penalty at least equivalent to what the agency would have charged for the records.

Exemptions from the Cost-Recovery Fee

Agencies are not authorized to assess the fee if the request is made by a member of the news media, a nonprofit organization, or an education institution, to further a purpose of that institution. The fee also may not be charged to a person or entity that is otherwise entitled to obtain the requested information, either by an agency contract, memorandum of understanding, or other binding agreement, or under authority of a law other than the Public Records Act.

III. Environment

➤ Environmental Bills That Passed

1. Model Toxics Control Act (2E2SSB 5296) Senator Ericksen, prime sponsor

Background: The state Model Toxics Control Act (MTCA) is administered by the Department of Ecology (DOE) to ensure that the vast majority of sites at which hazardous substances were released are cleaned up. MTCA is funded by a 0.7 percent tax on the wholesale value of hazardous substances, cost recovery from remedial actions, mixed waste fees, and to a lesser extent fines, penalties, and other charges. The State Toxic Control Account (SCTA) receives 47 percent of the revenue obtained from the

hazardous substance tax (HST), while the Local Toxic Control Account (LTCA) receives 53 percent.

DOE is responsible to investigate, conduct remedial actions, enforce actions to protect human health, and provide technical and administrative assistance. DOE must prioritize funding to clean up hazardous waste sites and prevent future hazardous waste sites. Hazardous waste sites are ranked by considering the amount and type of contamination, the risk that contamination will spread, and routes of exposure. Sites are considered a higher priority when the contamination threatens drinking water supplies, exists in high quantity or over a large area, is toxic to animals or fish, may affect a body of water, or affects public health.

DOE must use LTCA funds for grants and loans to local governments with a prioritized order beginning with remedial actions, hazardous waste plans and programs, solid waste plans and programs, cleanup of methamphetamine production sites, and cleanup and disposal of hazardous substances from abandoned or derelict vessels.

2E2SSB 5296 is a bill to make the states toxic cleanup programs work more effectively, to create jobs by focusing funds on core uses like cleanups and stormwater, and to protect the funding sources that sponsor this important work from the sort of legislative raids that have plagued the account in previous bad budget years. Among the elements bill that are beneficial to cities:

- provides greater certainty that large complicated cleanups will have the long-term state financial backing necessary for cities and other public entities to take on the large financial liabilities. The bill provides for a new extended grant agreement framework that will be the top priority for funding moving forward.
- New tools to help facilitate the cleanup of small sites known as brownfields. These sites, such as old dry cleaners or gas stations, are often common in cities and haven't been as successful at securing

state financial support. These tools should help bring more properties back into use.

- Stormwater assistance is specifically authorized for the first time and is now the second priority for the local toxics account (after toxic cleanups).
- Development and promotion of “model remedies” to help speed up the more common types of cleanups and reduce the time needed to get a cleanup plan through the Ecology process.
- Creation of the Environmental Legacy and Stewardship Account which will now receive a share of revenues dedicated to performance and outcome-based investments in toxic cleanups and prevention, stormwater, and derelict vessels. This account should be a catalyst for ensuring the legislature refrains from siphoning these funds to the general fund and instead has a mechanism to direct dollars towards the highest-priority projects around the state.

Previous versions of this proposal had considered limiting access to these funds for solid waste work and organic composting feasibility studies. Those provisions caused concerns for some cities, but were eliminated in the final draft.

2. Incentivizing Up-front Environmental Planning, Review, and Infrastructure Construction Actions (ESHB 1717) Rep. Fitzgibbons, prime sponsor.

ESHB 1717 authorizes cities to recover latecomer fees for upfront SEPA work. Generally cities have done this as an economic development tool but paid for it themselves. This will allow cities to still offer streamlined off-the-shelf permitting saving developers time and money, but also allow cities to recover costs.

ESHB 1717 also requires cities to provide for latecomer agreements that allow developers to be reimbursed from new developers who benefit from sewer infrastructure that was installed at the expense of the earlier developer. Cities

have flexibility on how to administer this and are given authority to charge administrative costs.

IV. Law/Public Safety Bills

➤ Law/Public Safety Bills That Passed

1. **Enhancements to the Driving Under the Influence (DUI) statute (SB 5912), Senator Padden, prime sponsor**

A number of DUI-caused traffic fatalities in 2012 caused the legislature to toughen the DUI statute. The major components of the bill are as follows:

- **Arrest Without a Warrant.** A police officer must arrest and take into custody, pending release on bail, a person without warrant when the officer has probable cause to believe that the person violated the DUI or PC (personal control of a vehicle) laws and has a prior offence for DUI or PC within ten years.
- **Ignition Interlocks.** As a condition of release from custody before arraignment or trial, a defendant who has a prior DUI, PC, vehicular homicide, or vehicular assault offense must be ordered to have a functioning ignition interlock device installed with proof filed with the court within five business days of the date of release, or comply with the 24/7 Sobriety monitoring program, or both.
- **Driving on the Wrong Side of the Road.** When setting penalties for DUI and PC offenses, the court must particularly consider whether during the commission of the offense, the defendant was driving in the opposite direction of the normal flow of traffic on a multiple-lane highway with a posted speed limit of 45 miles per hour or greater (can be considered an “aggravating” circumstance and thus a greater sentence).
- **Statewide 24/7 Sobriety Program.** The statewide 24/7 sobriety program pilot project is established and administered by the Washington Association of Sheriffs and Police Chiefs (WASPC), effective January 1, 2014. Up to three counties and two cities may be

selected to participate in the pilot project. Selections are made through a request for proposal process. The cities selected must not be within counties selected for the project. Other local jurisdictions are encouraged to establish 24/7 programs as soon as practicable. It is the intent of the legislature that 24/7 programs be implemented statewide by January 1, 2017.

- **Impaired Driving Work Group.** An impaired driving work group is established to study effective strategies to reduce vehicle related deaths and serious injuries that are a result of impaired driving incidents. The work group must report its findings and recommendations to the Legislature by December 1, 2013.

2. Asserting Conditions Under Which the Department of Corrections Provides Rental Vouchers to an Offender/Local Government Involvement (SSB 5105) Senator Dammeier, prime sponsor

Background: Offenders committed to a correctional facility operated by the Department of Corrections (DOC) earn early release time for good behavior and good performance. Offenders subject to community custody are under the supervision of DOC upon release. Before an offender may be released early from confinement to community custody, DOC must approve the offender's release plan. The release plan includes the specific residence and living arrangements of the offender.

Pursuant to ESB 5105, DOC must maintain a list of housing providers that meets specifically outlined criteria. DOC must consider the compatibility of the housing with the surrounding neighborhood and underlying zoning and must limit the concentration of housing providers who provide housing to sex offenders in a single neighborhood or area.

Anytime a new housing provider or location is added to the list of housing providers, DOC must give notice to local government where the housing is located. The local government may provide DOC with a community impact statement that includes the number and location of other special-

needs housing in the neighborhood and a review of services and supports in the area to assist offenders in their transition. DOC must consider the community impact statement in determining whether to add the provider to the list.

If the provider does not have a certificate of inspection as required by law and local regulation, the local government has ten days to inspect the housing. If local government determines that the housing is in a neighborhood with an existing concentration of special needs housing, local government may request that the housing provider be removed from the list within ten days of receiving notice of the new provider.

Local governments may request that a housing provider be removed from the list at any time if it finds the housing does not comply with state and local codes or zoning regulations. After receiving a request for removal, DOC must immediately notify the housing provider. If the provider cannot demonstrate compliance with the reasons for the request for removal, DOC must remove the provider from the list.

3. Requiring Hospitals to Report When Providing Treatment for Bullet Wounds, Gunshot Wounds, and Stab Wounds to all Patients. (ESB 5305) Senator Becker, prime sponsor

Background: The Health Insurance Portability and Accountability Act (HIPAA) and state law generally limit disclosure of a patient's health care information, if a patient has not authorized disclosure. However, both HIPAA and state law permit disclosure of health care information without a patient's authorization under some circumstances. If a state law permits such disclosure, a patient's authorization is not required under HIPAA.

Washington State law requires hospitals to report bullet, gunshot, and stab wounds to law enforcement as soon as reasonably possible if a patient is unconscious or unable to make such a report. Information to be reported

includes: the name, residence, sex, and age of the patient, whether the patient has received a bullet, gunshot, or stab wound, and the name of the health care provider providing treatment.

Pursuant to ESB 5305, hospitals must report bullet, gunshot, or stab wounds to law enforcement as soon as reasonably possible when the hospital is providing treatment for such an injury. This requirement must consider the patient's emergency care needs but is mandated whether or not the patient is unconscious. If the patient states that his or her injury is the result of domestic violence, the hospital must follow its procedures for informing the patient of resources to assure safety of the patient and the patient's family.

4. Felony Firearm Offenders (SHB 1612) Rep. Hope, prime sponsor

Background: The Washington State Patrol (WSP) is the state's central repository for criminal history data, and maintains the Criminal History Record Information (CHRI) database. The CHRI consists of fingerprint-based records and disposition information submitted by law enforcement agencies and courts throughout the state. Criminal justice agencies may request and receive unrestricted CHRI from the WSP for criminal justice purposes. The public may also request and receive CHRI for non-criminal justice purposes, limited to conviction information only, and information regarding registered sex or kidnapping offenders.

Pursuant to SHB 1612, the WSP is required to maintain a felony firearm offense conviction database of felony firearm offenders. Felony firearm offenders are persons who have been convicted or found not guilty by reason of insanity in this state of various felony firearm offenses. The registry is only for law enforcement purposes and is not subject to public disclosure.

5. **Reducing Scrap Metal Theft (ESHB 1552) Rep. Goodman, prime sponsor**

The legislature sought to reduce scrap metal theft through expanded criminal penalties and other remedies.

Pursuant to ESHB 1552, the legislature took the following steps to combat metal theft:

- expands criminal penalties for metal theft and malicious mischief.
- allows for civil forfeiture for any property used in the commission of a crime involving the Theft, Trafficking, or Unlawful Possession of Commercial Metal Property
- creates a database by which scrap metal businesses may determine if a potential client has a criminal conviction which makes him or her ineligible to sell property to a licensed business.
- prohibits cash transactions, except if certain documentation is captured
- creates a grant program to support additional enforcement efforts targeting metal theft.

V. **Transportation / Infrastructure Bills**

➤ **Transportation Bills that Passed**

1. **Transportation Budget, 2013-15 (ESSB 5024), Senator King, prime sponsor**

A no new revenue 2013-15 transportation budget was passed during the regular session of the legislature. There is a proviso of regional interest as follows:

- The I-90 Comprehensive Tolling Study and Environmental Review project was funded. DOT is to review the I-90 bridge tolling for managing traffic and for providing funding for “the construction of the unfunded SR 520 from I-5 to Medina project.” DOT must provide “significant outreach to potential affected communities.”

- As part of the project, DOT must perform a study of all funding alternatives to tolling I-90, “including allowing all Washington residents to traverse a portion of the tolled section of I-90 without paying a toll.”

2. Altering Speed Limits on Local Roads (HB 1045), Rep. Ryu, prime sponsor

Background: State law establishes speed limits on all roads in the state. These limits depend upon the type of road being limited—city streets, county roads, or state highways. On city streets, the limit is set at 25 miles per hour. On county roads, the limit is set at 50 miles per hour.

Cities may either increase or decrease these limits on their own accord; however, a city must undertake an engineering and traffic investigation before making such a change.

Pursuant to **HB 1045**, a city is not required to conduct an engineering and traffic investigation if the city reduces the speed limit on a non-arterial highway within a residence or business district to 20 miles per hour. This waiver applies, however, only if the city has developed procedures for establishing such lower speed limits. The requirement is also waived if the city seeks to cancel a lower speed limit that had been established through the previously described process. In that case, the cancellation must occur within one year of the initial establishment of the 20-mile-per-hour limit.

3. Reducing Costs on Public Contracts for Transportation Improvement Projects (SHB 1420), Rep. Liias, prime sponsor

Background: State law requires that public improvement contract provisions include a contract retainage of no more than 5 percent of the monies earned by the contractor. The retainage is to be set aside as a trust fund in the event that claims arise under the contract or taxes are not paid by the contractor. The Department of Revenue (DOR), the Employment Security Department (ESD), and the Department of Labor and Industry

(L&I) are authorized to collect taxes, increases, and penalties from the contract retainage. The contract retainage provisions apply to the state, as well as to counties, **cities**, districts, boards, and other public bodies.

Pursuant to **SHB 1420**, all public improvement contracts that are funded in whole or in part by federal transportation funds are added to the types of contracts exempted from the contract retainage requirement.

4. Fuel Usage of Publicly Owned Vehicles, Vessels, and Construction Equipment (ESB 5099) Senator Rivers, prime sponsor

Background: Under current law, by the year 2018, cities and counties must satisfy 100 percent of their fuel needs for all vessels, vehicles, and construction equipment from electricity or biofuels. By June 1, 2015, The State Department of Commerce must adopt rules to address criteria and a phase-in schedule for cities and counties to convert their fleet to electricity and biofuels.

Pursuant to ESB 5099, Commerce must convene an advisory committee of representatives of local government subdivisions, representatives from organizations representing each local government subdivision, and a representative from either an electric utility or a natural gas utility to work with Commerce to develop the rules. Commerce may invite additional stakeholders to participate in the advisory committee as needed.

The rules adopted by Commerce must include the authority for local government subdivisions to exempt police, fire, and other emergency response vehicles, including utility vehicles used for emergency response, from the fuel usage requirement. If a local government subdivision elects to exempt emergency response vehicles, a local government subdivision must provide notice to Commerce. The notice must include the rationale for the exemption and an explanation of how the exemption is consistent with the rules adopted by Commerce.

Engine retrofits that would void warranties are exempt from the requirement that, by the year 2018, cities and counties satisfy 100 percent of their fuel needs for all vessels, vehicles, and construction equipment from electricity or biofuels. Additionally, compliance with this requirement is not intended to require replacement of equipment before the end of its useful life.

5. Revisions to Alternative Public Works Contracting Procedures (SHB 1466) Rep. Haigh, prime sponsor

Background: Job Order Contracting

In 2003 Job Order Contracting was authorized as an alternative public works contracting procedure. Under a job order contract, a contractor agrees to perform an indefinite quantity of public works jobs, defined by individual work orders, over a fixed period of time. A public entity may not have more than two job order contracts in effect at any one time. The maximum total dollar amount that is awarded under a job order contract may not exceed \$3 million in the first year, \$5 million over the first two years, or \$8 million over a three-year period, if the contract is renewed or extended.

The authorization to use alternative public works contracting procedures expires June 30, 2013.

Pursuant to SHB 1466, the authorization to use alternative public works contracting procedures is extended to 2021.

Job Order Contracting is modified to be used only by public bodies of the State of Washington, and the maximum contract amount per year is increased from \$4 million to \$6 million for counties with a population over 1 million people.

6. Electric Vehicle Charging Stations Standards (ESSB 5849), Senator Tom, prime sponsor

Background: In 2009, the Legislature passed a bill that required all cities and counties statewide to allow motor vehicle battery charging stations as a use in all zones, except residential, resource, or critical areas.

Additionally, the 2009 legislation directed the Puget Sound Regional Council and the Department of Commerce to develop guidance for local governments regarding the development of an electric vehicle charging network. According to the Municipal Research Services Center, 16 local governments have adopted ordinances related to electric vehicle charging.

The Washington State Department of Transportation periodically adopts the Manual on Uniform Traffic Control Devices (MUTCD), published by the Federal Highway Safety Administration. MUTCD provides guidance on a variety of traffic control devices to state and local traffic engineers. MUTCD contains a standard sign for use by governments to indicate the location of an electric vehicle charging station.

Pursuant to ESSB 5849, electric vehicle charging stations must be indicated by vertical signage identifying the space as an electric vehicle charging station, indicating that parking is only for electric vehicles that are charging. The sign must be consistent with MUTCD. The parking space must also be indicated by green pavement markings.

It is a parking infraction with a penalty of \$124 for any person to park a vehicle in an electric vehicle charging station if the vehicle is not connected to the charging equipment. The parking infraction applies to both public and private electric vehicle charging stations.

➤ **Transportation / Infrastructure Bills That Did Not Pass**

1. Transportation Revenue Package (ESHB 1954 and ESHB 1955), Rep. Clibborn, prime sponsor

A transportation revenue package effort was led by House Transportation Committee Chair, Rep. Judy Clibborn. The consensus was that this effort was

“behind” the operating budget negotiations and its’ effort to add \$1 billion to K-12 education per the *McCleary* decision. While the revenue package was heard in both the House and Senate transportation committees, it was only passed by the House during the final week of the 2nd special session in late June.

The House-passed package was a 10.5 cent gas tax phased in over two years (6.5 cents in FY 2014, and 4 cents in FY 2015) plus some truck weight fees and other fees. The major elements in the package for Burien were as follows:

- \$10.3M for the interchange at SR 518 and Des Moines Memorial Way Drive
- \$600,000 for the 136th St./8th Avenue W. walkway
- Local options including:
 - Up to 1.5% MVET for King County Metro, public vote required, with 40% going to cities in King County,
 - Increase in the transportation benefit district fee from \$20 to \$40, councilmanic authority only.

2. Department of Transportation Project Delivery (ESHB 1957), Rep. Clibborn, prime sponsor

ESHB 1957 was passed by the House only as one of a package of transportation “reform” bills some insisted were needed before they would vote of a transportation revenue package. The major elements of this bill were:

- Requires the Washington State Department of Transportation (WSDOT) to seek approval for specific project changes and specifies the process for how project changes are approved.
- Sets baselines for staffing levels in the highway construction program and for the ferry vessel terminal construction program.
- Requires the WSDOT to submit a report to the Governor and Transportation Committees of the Legislature on the progress made towards delivery of all projects and activities subject to the bill.

- Creates expert review panels for the Alaskan Way Viaduct project, the State Route 520 Bridge project, and the Columbia River Crossing project.
- Requires the WSDOT to use available technologies to minimize permit delays for, inform and interact with interested parties regarding, and optimize effectiveness of compensatory mitigation projects.
- Requires the WSDOT to consider the correction of fish-passage barriers on city streets and county roads within the same watershed as a proposed project for compensatory mitigation and requires that the WSDOT submit a report to the Legislature regarding the use, effectiveness, and suggested improvements to the mitigation option by December 1, 2014.

3. Permitting Transportation Projects (ESHB 1978), Rep. Zeiger, prime sponsor

A second transportation “reform” bill also passed the House only and contained the following elements:

- Creates a seven-step required permitting process for all transportation projects undertaken by the Washington State Department of Transportation (WSDOT) that require the preparation of an environmental impact statement (EIS) under the National Environmental Policy Act.
- Requires the Department of Ecology to undertake rule-making and convene a work group regarding local permitting of transportation projects under the Shoreline Management Act.
- Directs the WSDOT to continue using the multiagency permit program and places various requirements upon the staff and the program.
- Requires the WSDOT environmental staff to develop all environmental documentation and oversee project work in order to insure environmental compliance.
- Creates various training, design, and funding requirements related to

environmental permitting.

4. Powers of Water-Sewer Districts (HB 1239), Rep. Takko, prime sponsor

Background: Water-Sewer Districts

Water-sewer districts have specifically enumerated powers in statute, including the authority to purchase, construct, maintain, and supply water works to furnish water to inhabitants within and outside of the district. Water-sewer districts are also authorized to develop and operate systems of sewers and drainage, and may create facilities, systems, and programs for the collection, interception, treatment, disposal, and pollution control of wastewater. Water-sewer districts may exercise any of the powers granted to cities and counties with respect to the acquisition, construction, maintenance, operation of, and fixing rates and charges for water works and systems of sewerage and drainage.

Cities: Cities are granted broad powers with respect to municipal utilities. Cities may establish, construct, maintain systems of sewers, drains, and water supplies within and outside of their corporate limits. In exercising these powers, cities have extensive powers to control, regulate, manage, and establish service prices related to these systems. Cities, as general purpose local governments, also have general building and permitting authority for projects located within their jurisdiction.

Pursuant to HB 1239, water-sewer districts were granted the authority to exercise the same power granted to cities and towns with respect to the design, construction, inspection, and final approval of facilities that are critical infrastructure for the functions of water works and systems of sewerage and drainage. This power may be exercised to the same extent as cities and counties exercise as to their own critical infrastructure. "Critical infrastructure" constitutes facilities that have as their exclusive purpose, the functions necessary to water works and systems of sewerage and drainage.

A substitute bill made the following changes: A provision in the original bill granting water-sewer districts the authority to "exclusively" exercise the same power as cities and towns with respect to the design, construction, inspection, and approval of facilities that are critical infrastructure for the functions of water works and systems of sewerage and drainage was deleted. A provision in the original bill granting water-sewer districts the same power as cities and towns with regarding permitting critical infrastructure facilities was deleted. Water-sewer districts were authorized to exercise "final approval" authority, rather than "approval" authority for specified critical infrastructure.

VI. Personnel / Labor Bills

➤ Personnel/labor Bills that Did Not Pass

1. **Criteria to be Used by Interest Arbitration Panels (SB 5733), Senator King, prime sponsor**

Background: The Public Employees' Collective Bargaining Act (PECBA) provides for collective bargaining by certain public employers and their employees, including uniformed personnel. Uniformed personnel includes law enforcement officers, firefighters, and certain correctional employees. The scope of mandatory bargaining is limited to personnel matters, including wages, hours, and working conditions. To resolve impasses over contract negotiations, PECBA requires binding interest arbitration for uniformed personnel.

State law provides a number of factors the arbitration panel must consider when making its determination:

- the cost of living;
- changes in circumstances during the pendency of the proceedings;
- other factors traditionally taken into consideration in the determination of wages, hours, and conditions of employment; and

- the wages, hours, and conditions of employment of like personnel of like employers of similar size on the west coast of the United States.

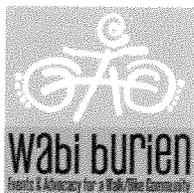
For firefighter personnel, other west coast employers may not be considered when an adequate number of comparable employers exist within Washington.

Pursuant to SB 5733, uniform personnel interest arbitration panels must consider the following additional criteria when making a determination:

- the budget priorities as determined by the governing body;
- financial and budgetary constraints including the designation of a reasonable operating reserve as established by the governing body;
- internal equity within the organization.

For law enforcement arbitration proceedings, the wages, hours, and conditions of employment of like personnel of other west coast employers may not be considered when an adequate number of comparable employers exist within Washington. For both law enforcement and firefighter arbitration proceedings, like employers will be determined by factors including population, financial conditions, population demographics, workforce size, and assessed valuation.

The bill was brought forward by AWC for the second year in a row but did not receive a hearing in 2013.



WABI Burien
Events & Advocacy for a Walk/Bike Community

web: www.WabiBurien.org • email: info@WabiBurien.org • facebook: WABI Burien

RECEIVED
JUL 12 2013
CITY OF BURIEN

July 11, 2013

City Manager Mike Martin
City of Burien
400 SW 152nd St, Suite 300
Burien WA 98166

Dear Mike,

Thank you so much for your support of
the Downtown Burien Bike Rack Project.

This has been a tremendous community-building effort, garnering involvement from businesses and individuals throughout the City of Burien. The project will have long-lasting effects by:

- aiding citizens' physical health and well-being
- revitalizing the local economy through "shop local" thinking, and
- assisting the choice of two wheels instead of four as a means of transportation.

Our ribbon-cutting ceremony on June 29 was a tremendous success, with a hundred people present to applaud the installation of the new bike racks, including Mayor Brian Bennett and Councilmember Rose Clark. The energy of the crowd was a testament to the community enthusiasm for this project.

WABI also thanks you and the City of Burien for the collaboration we've had with Michael Lafreniere, in PaRCS, and Maiya Andrews, Brian Roberts, Sam Basmeh and the installers from Public Works. They've all been attentive, helpful, professional and supportive of the efforts necessary for the project.

There are images and a retelling of the ceremony on the WABI web site:
<http://www.wabiburien.org/100-ribbon-cutters/>

Again, thank you, Mike.
I wish you well in your move north to Lynden.
All best regards,

Maureen A. Hoffmann

WABI Burien President • Graphics & Media • TEL: 206.281.8146



Notice of Decision

City of Burien 400 SW 152nd Street, Suite 300 Burien, Washington 98166-3066

Date July 23, 2013

Applicant Navos

Proposal Type 2 Land Use Review, SEPA Review, Shoreline Substantial Development and Critical Area Review of a Master Plan for redevelopment of the Navos Ruth Dykeman Campus

File No. PLA 13-0733

Location 1033 SW 152nd Street, Burien, Washington

Tax Parcel No. 1923049054

Decision Hearing Examiner Approval Subject to Conditions Found in the Hearing Examiner's Findings, Conclusions and Decision issued on July 17, 2013.

Appeals The City of Burien has issued the decision described above. **For the Type 2 Land Use and Critical Area Review:** Parties of record may appeal this decision to the City Council pursuant to Burien Municipal Code Section 19.65.070.7. The deadline for filing a written Notice of Appeal with the City Clerk is prior to 5:00 p.m. on August 6, 2013. Copies of the "Notice of Appeal" document may be obtained at the Department of Community Development. **For the Shoreline Substantial Development Permit:** Any person aggrieved by the granting of a permit on shorelines of the state pursuant to RCW 90.58.140 may seek review from the shorelines hearings board by filing a petition for review within twenty-one (21) days of the date of filing, as defined in RCW 90.58.140(6).

There is a non-refundable filing fee of \$300 for the submittal of an appeal. For more information please contact the project planner (see below).

Property Tax Revaluation Affected property owners may request a change in valuation for property tax purposes notwithstanding any program of revaluation. For more information, please contact the King County Assessor's Office at (206) 296-7300.

Project Planner Stephanie Jewett
Department of Community Development
City of Burien
400 SW 152nd Street, Suite 300
Burien, WA 98166
Phone: (206) 439-3152 E-Mail: stephaniej@burienwa.gov

Attachments Findings, Conclusions and Decision of the Hearing Examiner



Notice of Decision

City of Burien 400 SW 152nd Street, Suite 300 Burien, Washington 98166-2209

Date	July 16, 2013
Applicant	Galen Page of Page & Beard Architects, representing SW Suburban Sewer District
Proposal	Construction of new Operations Facility for Southwest Suburban Sewer District consisting of an administrative building, a vehicle storage and maintenance building, a vehicle washing area, a fuel storage and filling station, material storage bins and associated public and employee parking, landscaping and storm water detention.
File No.	PLA 13-0604 File is available for viewing at Burien City Hall during regular business hours.
Location	900 SW 146 th Street, Burien, WA
Tax Parcel No.	322304-9009
Decision	Approval of Type 1 Land Use Review, Critical Area Review and SEPA Checklist Review, subject to conditions.
Appeals	The City of Burien has issued the decision described above. Parties of record may appeal this decision to the Hearing Examiner pursuant to Burien Municipal Code Section 19.65.065.5. The deadline for filing a written Notice of Appeal with the City Clerk is prior to 5:00 p.m. on July 30, 2013 . Copies of the "Notice of Appeal" document may be obtained at the Department of Community Development. There is a non-refundable filing fee of \$300 for the submittal of an appeal. For more information please contact the project planner (see below).
Property Tax Revaluation	Affected property owners may request a change in valuation for property tax purposes notwithstanding any program of revaluation. For more information, please contact the King County Assessor's Office at (206) 296-7300.
Project Planner	Charles W. "Chip" Davis, AICP Department of Community Development City of Burien 400 SW 152 nd Street, Suite 300 Burien, WA 98166 Phone: (206) 248-5501 E-Mail: chipd@burienwa.gov
Attachments	Conditions of approval and development standards

**Galen Page of Page & Beard Architects, representing SW Suburban Sewer District
Type 1 Land Use, Critical Area Review and SEPA Approval for Operations Facility
File No. PLA 13-0604**

1. This application is subject to the applicable requirements contained in the Burien Municipal Code (including but not limited to the Zoning Code, Building Code and Fire Code), the 2009 King County Surface Water Design Manual, 2009 Stormwater Pollution Prevention Manual, as amended and the 2008 Burien Road Standards. It is the responsibility of the applicant to ensure compliance with the various provisions contained in these documents.
2. Prior to the issuance of any development permits, the Applicant shall:
 - a. Submit detailed on-site and off-site access improvement plans for Public Works Department review designed in accordance with the requirements of the 2008 Burien Road Standards (BRS) and addressing the twenty-three (23) conditions outlined in the June 10, 2013 Development Review Engineer's review memorandum. Plans for this work shall be prepared by a Civil Engineer, licensed in the State of Washington.
 - b. Submit a revised Technical Information Report and detailed surface water management plans designed in accordance with the 2009 King County Surface Water Design Manual (KCSWDM) for on-site surface water detention and treatment facilities for review and approval by the Surface Water Management Engineer addressing the six (6) conditions outlined in the May 3, 2013 Surface Water Management Engineer's review memorandum. Plans for this work shall be prepared by a Civil Engineer, licensed in the State of Washington.
 - c. Submit to the City a signed and notarized Critical Areas Notice and Hold Harmless Agreement, and required fees, to be recorded with King County. The notice shall be recorded to run with the land per BMC 19.40.160.6 and 19.40.210.1.
 - d. Submit to the City a signed and notarized Critical Area Protective Easement, and required fees, to be recorded with King County. The notice shall be recorded to run with the land per BMC 19.40.220.
 - e. Protect all significant trees to be retained on the site with protective measures in conformance with BMC 19.25.150.
 - f. Protect with access control fencing installed in accordance with BMC 19.40.200.1 the wetland and wetland buffer area.
 - g. Clearly stake, using permanent survey markers installed by a licensed surveyor, the outer edge of any required critical area buffer, tract or protective easement. The survey markers shall be installed at the applicant's expense and accepted by the Director prior to issuance of any permits for site clearing or construction.
3. Prior to beginning any work in the public right-of-way or on-site, the applicant shall apply for and obtain Right-of-Way Construction Permit and Grading and Clearing Permit for all construction in the public right-of-way and on-site.
4. Prior to final occupancy, the applicant shall:
 - a. Install and underground all utilities as required by the appropriate Districts.
 - b. Install the surface water management facilities as required and provide approved

performance and maintenance bonds or other security methods as required by the Public Works Department.

- c. Demonstrate compliance with all of the requirements of the Fire Marshal relating to access and fire safety.
- d. Install the required landscaping and irrigation system consistent with the approved plans.
- e. Submit a plan and assurance that all new trees, landscaping and irrigation will be maintained for a period of at least two years following installation.
- f. Follow the recommendations of the Critical Area Study, dated March, 2013 and Revised Wetland Mitigation Plan Drawings, dated June 6, 2013 by The Watershed Company, and comply with the wetland buffer reduction, enhancement and monitoring plan as specified therein.
- g. Provide written confirmation from The Watershed Company that the project has been constructed in accordance with the recommendations in the Critical Area Study and Revised Wetland Mitigation Drawings, dated March, 2013 and June 6, 2013 respectively.



Notice of Decision

City of Burien 400 SW 152nd Street, Suite 300 Burien, Washington 98166-2209

Date July 30, 2013

Applicant Blake Lanz, Burien 10, LLC

Proposal Type 1 Land Use Review & SEPA Checklist Review for the construction of 10 apartment units in three buildings (two 3-plexes and one 4-plex).

File No. PLA 12-1757
File is available for viewing at Burien City Hall during regular business hours.

Location 120xx Des Moines Memorial Drive, Burien, WA

Tax Parcel No. 2985000792

Decision Approval of Type 1 Land Use & SEPA Checklist Review, subject to conditions.

Appeals The City of Burien has issued the decision described above. Parties of record may appeal this decision to the Hearing Examiner pursuant to Burien Municipal Code Section 19.65.065.5. The deadline for filing a written Notice of Appeal with the City Clerk is prior to 5:00 p.m. on **August 13, 2013**. Copies of the "Notice of Appeal" document may be obtained at the Department of Community Development. There is a non-refundable filing fee of \$300 for the submittal of an appeal. For more information please contact the project planner (see below).

Property Tax Revaluation Affected property owners may request a change in valuation for property tax purposes notwithstanding any program of revaluation. For more information, please contact the King County Assessor's Office at (206) 296-7300.

Project Planner Stephanie Jewett, AICP
Department of Community Development
City of Burien
400 SW 152nd Street (Suite 300)
Burien, WA 98166-3066
Phone: (206) 439-3152 E-Mail: stephaniej@burienwa.gov

Attachments Conditions of approval

CONDITIONS OF APPROVAL
Burien 10 LLC
File No. PLA 12-1757

1. This application is subject to the applicable requirements contained in the Burien Municipal Code (including but not limited to the Zoning Code, Building Code and Fire Code), the 2009 King County Surface Water Design Manual and the 2009 Stormwater Pollution Prevention manual as adopted by the City of Burien (ref. BMC § 13.10.020) and the 2008 Burien Road Standards. It is the responsibility of the applicant to ensure compliance with the various provisions contained in these documents. **Land use approval does not guarantee that the number of dwelling units proposed can be accommodated on the subject parcel.**

2. Prior to the issuance of development permits, the Applicant shall:
 - a. Address the comments presented in the Development Review Engineer's memorandum dated July 8, 2013.
 - b. Address the comments presented in the Surface Management Engineer's memorandum dated June 28, 2013.
 - c. Submit revised plans detailing the exact location and functional layout of the required private recreation space and the required 2,000 square feet of common outdoor recreational space proposed for the development. The common recreation space shall comply with the minimum standards of BMC 19.17.010.1 B and C and the required play space for children shall be clearly defined. **Note that the requirement for common recreational space may result in revisions to the proposed building layout or the number of residential units that can be provided on the site.**
 - d. Submit a tree retention plan indicating how the requirement for the retention of 3 significant trees on site will be met and a tree protection plan to be used during construction for any significant trees to be retained. If this required number of significant trees cannot be retained, the required number of significant trees that are removed shall be replaced with:
 - 1) Transplanted significant trees; or
 - 2) New trees measuring three-inch caliper or more, at a replacement rate of one and one-half (1.5) inches diameter for every one inch diameter of the removed significant tree; or
 - 3) New trees measuring less than three-inch caliper at a replacement rate of two inches diameter for every one inch diameter of the removed significant tree.
 - e. Submit a revised detailed landscape and irrigation plan for review and approval by the Department of Community Development.
 - f. Submit revised plans indicating how the roofline variation requirements found in the City's transition area standards (BMC 19.17.015) will be met on the two buildings adjacent to the western property boundary. Roofline variation shall be achieved by using one or more of the following methods: vertical or horizontal offset in ridge line, variation of roof pitch, gables, or any other technique approved by the Director that achieves the intent of the transition standards. The standards also require the maximum





Notice of Application

City of Burien 400 SW 152nd Street, Suite 300 Burien, Washington 98166-3066

Date July 17, 2013

Applicant Han Phan with PBG, LLC

Proposal Short Plat One Residential Lot into Two Residential Lots

File No. PLA 13-1201
File is available for viewing at Burien City Hall during regular business hours.

Location 422 SW 124th Street, Burien Washington

Tax Parcel No. 6341000021

Current Zoning RS-7200, Single Family Residential Zone

Application Submitted/Complete
Submitted: June 17, 2013
Complete: July 11, 2013

Other Permits Needed Building Permit & Right-of-way Permit

Other Studies Needed None

Existing Environmental Info. None

Review Process and Public Comment
The decision on this application will be made by the Community Development Director. Prior to the decision, there is an opportunity for the public to submit written comments. **Written comments must be received prior to 5:00 p.m. on Friday, August 16, 2013.** Send written comments to the project planner (see below). Please indicate your name and address and refer to the file indicated above. Only people who submitted comments as indicated above may appeal the decision on this application.

Project Planner (for written comments and more information)
Brandi Eyerly, AICP
Department of Community Development
City of Burien
400 SW 152nd Street, Suite 300
Burien, WA 98166
Phone: (206) 248-5519 E-Mail: brandie@burienwa.gov

Published in the Seattle Times Date of Notice: July 17, 2013 ✓

cc: Burien City Council
Burien Staff
Burien Library
Discover Burien
Highline Times

Seahurst Post Office
White Center Now
B-Town Blog
Web site: www.burienwa.gov
Burien Daily

