



Legal Department

April 9, 2008

TO: Doug Baker, City Administrator
FROM: Karen Kirkpatrick, City Attorney *ll*
RE: Quarterly Report – for First Quarter Ending March 31, 2008

Attached is the listing of new projects that the Legal Department received this past quarter. In addition to the new projects, the Department also dealt with a number of ongoing projects and activities as listed below:

- Provided legal direction to the Council in the Wal-Mart appeal hearing. Outside counsel was retained to represent City staff's position. An appeal to Superior Court has been filed. A hearing is scheduled for July 11, 2008.
- Provided review and coordination between staff and Thurston County for an interlocal agreement regarding permitting in the Littlerock/70th annexation area. The interlocal agreement was entered January 28, 2008 and the annexation became effective February 1, 2008.
- Continued to stay in touch with outside counsel regarding the acquisition of water rights from the Doelman property and coordinated access to the property. Also met with CamWest representatives to discuss a development agreement for an urban village development.
- Assisted field staff with a question regarding a boundary line dispute.
- Continued to work with the City Attorneys from Olympia and Lacey and our joint outside counsel on issues in the All American Bottled Water case, including discussions with the bankruptcy trustee and his agents. The bankruptcy stay has been lifted and the condemnation is proceeding.
- A settlement was reached in the litigation with Puget Sound Energy. A check was received by the City in the amount of \$639,762 and the civil suit was dismissed on March 24, 2008.
- Tracked proposed legislation of interest to cities.
- During this quarter, the prosecutor handled 704 hearings on traffic and criminal matters.
- Continue to work with joint counsel on an Olympia lawsuit involving Triway and access to water. Tumwater should be dismissed out of this matter soon.
- Reviewed and/or approved approximately 86 documents from all city departments, including ordinances, resolutions, service provider agreements, public works contracts, maintenance agreements, and easements.
- Researched and provided direction to staff regarding issues relating to manufactured housing.

Attachment

LEGAL DEPARTMENT REPORT ON NEW PROJECTS/REQUESTS

For Period of January - March, 2008

To: Doug Baker, City Administrator
From: Karen Kirkpatrick, City Attorney
Date: April 9, 2008
RE: Report for First Quarter, Ending March 31, 2008

The following is a list of new projects/files opened by this office during the period of January through March, 2008:

Department	Proj #	Project Type	Description
Administration			
	2008-023	Interlocal Agreement	2008 Interlocal Agreement for the Solid Waste Management Plan
	2008-025	Interlocal Agreement	Budd Inlet Restoration & Cleanup
	<i>Total for Administration</i>		2
Development Services			
	2008-007	Administrative Appeal	Kenosha Leasing Program - Blomberg Industrial Park

Department	Proj #	Project Type	Description
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Development Services

2008-018	Review	Doelman Urban Village proposal
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Total for Development Services 2

Fire

2008-017	Agreement	Fire Services Master Plan - Autumn Enterprises (Richard Small)
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Total for Fire 1

Human Resources

2008-005	FCC Petition	Petition to FCC by Comcast alleging Effective Competition - Ken Fellman (Kissinger & Fellman)
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Total for Human Resources 1

Legal

2008-001	Information	Audit Report for 2006 (issued 12/31/07)
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2008-014	Legislation	Recording of Execution Sessions - HB 3292
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2008-015	Information	Electronic Records Retention
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2008-016	Easement/License	Sewer Line at BNSF railroad crossing (Wiseman Utilities and Jay Kobza Home Builders)
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Department	Proj #	Project Type	Description
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Legal

2008-020	Review/Opinion	Tumwater Corporate Park (Knapp)
2008-021	Information	Draft contact language to protect from Scoccolo
2008-022	Issue	Water Service to Jack Belmont project on 83rd Ave.

Total for Legal 7

Parks & Recreation

2008-003	Public Hearing	Parks Plan
2008-004	Public Hearing	Parks Impact Fee - Ordinance No. O2007-024
2008-010	RFB	Request for Bids - golf course restaurant remodel
2008-011	Agreement	National Golf Foundation to complete golf course business plan

Total for Parks & Recreation 4

Planning & Facilities

2008-006	Information	Strategic and Economic Development Plan Committee
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Department	Proj #	Project Type	Description
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Planning & Facilities

2008-008	Information	Truck Routes
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<i>Total for Planning & Facilities</i>			2
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Police

2008-009	Agreement	Chelan Co. jail
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<i>Total for Police</i>			1
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Public Works

2008-002	Public Hearing	2025 Transportation Plan
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2008-012	Agreement	Transportation Impact Fee Rate Study (Shea, Carr & Jewell)
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2008-013	RFB	Custer Way Sanitary Sewer Improvements
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2008-019	Information	Lakeland Manor Water System Acquisition
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2008-024	Review/Opinion	Extension of 7th Ave. (Somerset Hill)
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<i>Total for Public Works</i>			5
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