



Legal Department

July 11, 2007

TO: Doug Baker, City Administrator

FROM: Karen Kirkpatrick, City Attorney

RE: Quarterly Report – for Second Quarter Ending June 30, 2007

The following is a highlight of projects and activities the Legal Department dealt with during the second quarter of 2007.

- Continued to stay in contact with outside counsel in the City's efforts to settle property acquisitions for the Littlerock Road widening project.
- The Pilot Travel Center appeal matter was settled.
- Continued to stay in touch with outside council regarding the acquisition of water rights from the Doelman property.
- The suit with Olympic Ambulance regarding fees charged by CAPCOM was settled.
- Held discussions and reviewed the warehouse ordinance. A SEPA appeal has been filed. Outside counsel is assisting the City.
- 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.
- Continued assisting outside counsel in the suit against Puget Sound Energy. A preliminary decision from the WUTC was in favor of the City, but may be appealed to the full Commission.
- A final EIS on the Wal-Mart project was issued. Outside counsel was retained to provide additional review. A SEPA appeal has been filed.
- Met with staff and prepared a draft ordinance establishing temporary standards for homeless encampments. Council will be holding a public hearing on the ordinance later this month.
- Met with staff and representatives of the Black Hills Soccer Association regarding well access.
- Obtained information concerning formation of Public Development Authorities (PDAs) and presented it to Council. At this time no formal request to form a PDA has come forward, but a grass roots group may approach the City and others in the near future.
- Prepared contract documents for the Tumwater Town Center Farmers Market 2007 season.

- Provided direction to staff on the City's sign ordinance.
- Met with staff from the Police Department regarding procedures for seizure and/or surrender of weapons in domestic violence cases.
- Attended continuing legal education courses, including the Washington State Municipal Attorney's conference and the WCIA-sponsored city attorney training.
- Reviewed contracts for various departments for approval as to form.
- Reviewed new state legislation of interest to the City.
- Continued working with staff in the Development Services Department regarding forms.
- Completed the RFQ process for a contract for prosecution services. Interviews were held and a contract was awarded effective June 1st.
- The prosecutor handles arraignments, pre-trial hearings, and some contested traffic tickets, as well as jury trials and appeals to Superior Court. During this quarter, the prosecutor handled 611 hearings. One appeal and one jury trial are pending.