



## *Legal Department*

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October 11, 2007

TO: Doug Baker, City Administrator

FROM: Karen Kirkpatrick, City Attorney *KK*

RE: Quarterly Report – for Third Quarter Ending September 30, 2007

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

- Provided direction and coordination between staff and special counsel for the Littlerock/70th annexation. A hearing before the Boundary Review Board is scheduled for later this month.
- Assisted in the review and drafting of an agreement between the City and the Black Lake Fire District to settle concerns which will result from the proposed annexation.
- Continued to stay in touch with outside counsel regarding the acquisition of water rights from the Doelman property.
- Continued efforts to settle property acquisitions for the Littlerock Road widening project.
- A non-project SEPA appeal was heard on the warehouse ordinance. Outside counsel assisted the City. The hearing examiner upheld the ordinance, which will now be scheduled for General Government Committee review.
- 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. Motions before the bankruptcy court are scheduled.
- Attempted settlement discussions with Puget Sound Energy. Continued assisting outside counsel in the lawsuit. An appeal to the full Commission is scheduled.
- The hearing examiner approved issuance of the conditional use permit for the Accountability and Restitution Center.
- Provided legal advise to staff regarding public disclosure exemptions.
- 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.
- 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 698 hearings. An appeal is still pending.
- Discussions with staff regarding RFP for the golf course restaurant.
- Worked with attorneys for Thurston County, Lacey and Olympia regarding the Family Investment Initiative.

- Drafted and/or reviewed various ordinances, including ordinances dealing with civil code enforcement, warehouses, homeless encampments.
- Prepared various agreements, including a draft interlocal agreement with Thurston County for transitional permitting in an annexation area, contract for repairs to the Crosby House Museum.

# LEGAL DEPARTMENT REPORT ON NEW PROJECTS/REQUESTS

For Period of July - September, 2007

To: Doug Baker, City Administrator

From: Karen Kirkpatrick, City Attorney

Date: October 11, 2007

RE: Report for Third Quarter, Ending September 30, 2007

The following is a list of new projects/files opened by this office during the period of July through September, 2007:

Department	Proj #	Project Type	Description
<b>Administration</b>			
	2007-044	Interlocal Agreement	Family Investment Initiative
	2007-047	Review	Greenhouse Gas Offset by purchase of TerraPass
	<i>Total for Administration</i>		2
<b>Development Services</b>			
	2007-033	SEPA APPEAL	Prologis Park

Department	Proj #	Project Type	Description
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**Development Services**

2007-045	Citizen Complaint	Noise from Temtco Steel project
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2007-048	Citizen Complaint	Requirement for WABO certified special inspectors
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<i>Total for Development Services</i>			3
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**Finance**

2007-049	PDA Request	Regarding Temtco Steel
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<i>Total for Finance</i>			1
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**Fire**

2007-038	Agreement	Fire District 5 (Black Lake)
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<i>Total for Fire</i>			1
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**General Government**

2007-043	Agreement	Thurston Community TV
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<i>Total for General Government</i>			1
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**Legal**

2007-035	Ordinance	Draft Ordinance for Civil Code Enforcement
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Department	Proj #	Project Type	Description
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**Legal**

	2007-036	Information	Dangerous Dog Registry
	2007-040	Issue	Eagles Landing Mobile Home Park - ability of developer to sell land
	2007-042	Complaint	Parking truck on residential street
	2007-046	Lawsuit	Triway Enterprises RE: Access to water from Olympia
	2007-052	Research/Policy	Contractor Signature Authority
	2007-053	Information	Waiver of Conflict

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*Total for Legal* 7

**Parks & Rec**

	2007-050	Agreement	Party Outfitters
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*Total for Parks & Rec* 1

**Public Works**

	2007-037	Agreement	Property Exchange with Tumwater School District (TSD)
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Department	Proj #	Project Type	Description
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**Public Works**

2007-041	Issue	Construction in alley (ramp)
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*Total for Public Works*

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