

CITY COUNCIL AGENDA MEMORANDUM

SUBJECT

Resolution No. 8400 authorizing and directing execution of the Interlocal Agreement between the City of Bellevue and King County relating to the South Bellevue Annexation. This agreement would first take effect on June 1, 2012.

FISCAL IMPACT

This agreement supersedes the Interlocal Agreement for 150th Avenue S.E., executed by and between King County and the City of Bellevue on October 6, 1996 including the requirement that the City reimburse the County for the undepreciated value of the County's investment in the 150th SE Project upon the City's annexation of the territory surrounding the 150th SE Project.

This agreement does not change the terms of any other existing interlocal agreement with King County. This agreement does not require the City to pay for transferred real property or road-related property.

The City shall adopt legislation authorizing the County to charge applicants fees for applications processed by the County in accordance with the terms of this Agreement. The proposed resolution addresses this requirement by authorizing the County to collect fees for permits that it processes under the Agreement after annexation.

In order to cover the costs of providing review, technical and administrative assistance, including but not limited to providing testimony at public hearings, the City shall pay the County at such hourly rate as specified in the version of King County Code Title 27 in effect at the time the services are performed. The City shall retain the right to pre-authorize the County services contemplated by this Section, including the estimated cost of such services. Such pre-authorization by the City must be in writing. If the City does not provide pre-authorization, then the County shall neither provide nor invoice such services.

The County shall pay to the City any unexpended traffic impact fees collected by the County for development activity where all site improvements and building construction have not been completed prior to the Effective Date of annexation. Traffic impact fees collected by the County for permits that have not been issued shall be refunded to the applicant by the County. The City will assess and collect traffic impact fees for permits that the City has assumed responsibility for prior to permit issuance.

STAFF CONTACTS

Chris Salomone, Director, 452-6191
Dan Stroh, Planning Director, 452-5255

Nicholas Matz AICP, Senior Planner, 452-5371
Department of Planning and Community Development

POLICY CONSIDERATION

Should Bellevue enter into an Interlocal Agreement with King County for governance transfer as a result of the South Bellevue annexations of Eastgate, Tamara Hills, Horizon View, and Hilltop? The following Comprehensive Plan Annexation Element policies guide this transfer:

- **POLICY AN-13:** *After annexation, transfer all review authority for all land currently undergoing development review in King County to the City of Bellevue.*
- **POLICY AN-14:** *Make every effort to ensure a smooth transition from county to city administration.*

Interlocal agreements established under RCW 39.34 “permit local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities.”

BACKGROUND

City and County staff have worked closely to draft an Interlocal Agreement under RCW 39.34 for use in the South Bellevue Annexation governance transfer. The draft was presented to Council in Study Session on May 7, 2012. County and City staff have fine-tuned the draft, and it was presented for King County Council study on May 15, 2012. It was passed out of Council committee in anticipation of full KCC action on the afternoon of May 21, 2012. Staff will report to City Council regarding the outcome of the County Council agenda item. The agreement anticipates an annexation effective date of June 1, 2012, from which date the Interlocal Agreement would take effect.

The full Interlocal Agreement is provided to you under separate cover.

EFFECTIVE DATE

If approved, this Resolution becomes effective immediately upon Council adoption.

OPTIONS

1. Adopt Resolution No. 8400 authorizing and directing the City Manager to execute the Interlocal Agreement between the City of Bellevue and King County relating to the South Bellevue Annexation in anticipation of a June 1 effective date for Eastgate, Tamara Hills, and Horizon View, and a later effective date for Hilltop.
2. Do not adopt Resolution No. 8400.

RECOMMENDATIONS

Adopt Resolution No. 8400, authorizing and directing the City Manager to execute the Interlocal Agreement between the City of Bellevue and King County relating to the South Bellevue Annexation.

MOTION

Move to adopt Resolution No. 8400, authorizing and directing the City Manager to execute the Interlocal Agreement between the City of Bellevue and King County relating to the South Bellevue Annexation.

ATTACHMENTS

1. Proposed Resolution No. 8400

AVAILABLE IN COUNCIL OFFICE

1. Interlocal Agreement between the City of Bellevue and King County relating to the South Bellevue Annexation
2. King County legislative action

CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 8400

A RESOLUTION authorizing the execution of an Interlocal Agreement between the City of Bellevue and King County relating to the South Bellevue Annexation Areas of Eastgate, Tamara Hills, Horizon View, and Hilltop and authorizing the County to collect certain permit processing fees in accordance with the terms of such Interlocal Agreement.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City Manager or his designee is hereby authorized to execute an Interlocal Agreement with King County in order to facilitate an orderly transition of services associated with the South Bellevue Annexation Areas, a copy of which Interlocal Agreement has been given Clerk's Receiving No. _____.

Section. The County is hereby authorized to charge permit applicants permit processing and review fees in amounts currently specified or hereafter adopted in King County Code Title 27 for applications processed by the County in accordance with the terms of the Interlocal Agreement authorized in Section 1, which shall be collected as authorized in such Agreement.

Passed by the City Council this _____ day of _____, 2012, and signed in authentication of its passage this _____ day of _____, 2012.

(SEAL)

Conrad Lee, Mayor

Attest:

Myrna L. Basich, City Clerk