

TOWN OF WOODWAY  
COUNCIL MEETING AGENDA

23920 113<sup>th</sup> Place West, Woodway, WA 98020

MONDAY, NOVEMBER 5, 2018  
7:00 P.M.

- |           |      |   |
|-----------|------|---|
| 7:00 P.M. |      | Call to Order, Flag Salute, Roll Call   |
| 7:00 P.M. | I    | Public Hearing - Resolution 18-406: Notice of Intent to Annex Point Wells   |
| 7:40 P.M. | II   | Public Hearing – Ordinance 18-593: Point Wells Annexation   |
| 8:20 P.M. | III  | Approval of Minutes – <i>September 17, 2018, October 1, 2018, October 14, 2018</i><br>Approval of Checks – <i>Claims, Payroll</i> |
| 8:25 P.M. |      | Audience Comments*  |
| 8:30 P.M. | IV   | Council Reports   |
| 8:35 P.M. | V    | Mayor’s Report  |
| 8:40 P.M. | VI   | Town Administrator’s Report   |
| 8:45 P.M. | VII  | 3 <sup>rd</sup> Quarter 2018 Finance Report   |
| 8:50 P.M. | VIII | Public Hearing: 2019 Revenue Sources  |
| 8:55 P.M. | IX   | Resolution 18-407: 2019 Property Tax  |
| 9:00 P.M. | X    | Public Hearing: Preliminary 2019 Budget   |
| 9:15 P.M. | XI   | Interlocal Agreement with Public Hospital District No. 2 (Verdant Health Commission)  |
| 9:20 P.M. |      | Audience Comments*  |
| 9:25 P.M. |      | General Council Discussion-Choice of Subjects   |
| 9:30 P.M. |      | Adjournment   |

*\* Audience comments only during the time specified. Council Deliberations will not be interrupted for audience comment.*

*Citizens desiring comment time in excess of five minutes should contact the mayor to schedule presentation time. Council agendas are subject to change before or during the council meetings upon motion. Anyone with a disability requiring special accommodations should contact the Town Clerk's Office at Town Hall or call (206)542-4443 before 1:00 p.m. the Thursday preceding the Council Meeting. For TDD relay service, call (206)587-5500, or outside the Seattle area #1-800-833-6388.*

## TOWN OF WOODWAY

### RESOLUTION 18-406

A RESOLUTION OF THE TOWN COUNCIL FOR THE TOWN OF WOODWAY, WASHINGTON, FORMALLY EXPRESSING ITS INTENT TO ANNEX, PURSUANT TO RCW 35A.14.295, TERRITORY LOCATED ADJACENT TO THE CURRENT TOWN LIMITS AND WITHIN ITS MUNICIPAL URBAN GROWTH AREA, AND SETTING A DATE FOR PUBLIC HEARING ON THIS RESOLUTION

WHEREAS, the Town of Woodway (“Town”) and Snohomish County (“County”) are required to plan under RCW 36.70A, the State’s Growth Management Act, for growth within unincorporated areas of the County designated for urban growth and future annexation; and

WHEREAS, both the Comprehensive Plans of the Town and the County reflect this planning through the designation of an urban unincorporated area as the Town’s municipal urban growth area (“MUGA”), depicted on Exhibit A, which is attached hereto and incorporated by this reference as if set forth in full; and

WHEREAS, the Town’s MUGA is adjacent to and within the same County-designated urban growth area as the Town; and

WHEREAS, the Town has planned for future urban growth within the Town’s MUGA and annexation of the MUGA to the Town through the preparation of the *Woodway Municipal Urban Growth Area Subarea Plan* (“Subarea Plan”); and

WHEREAS, the Town’s Subarea Plan and related policies were adopted by the Town Council on August 5, 2013, and provide for specific zone districts to implement the goals and policies of said Subarea Plan upon annexation of properties within the MUGA to the Town; and

WHEREAS, the Subarea Plan is incorporated into the Town’s Comprehensive Plan, which has been reviewed and approved by the Washington State Department of Commerce as compliant with the State Growth Management Act and the Puget Sound Regional Council as consistent with the region’s growth and transportation strategy; and

WHEREAS, the Town has previously adopted, in Woodway Municipal Code Chapter 14.40, pre-annexation zoning for its MUGA that will be applicable upon annexation; and

WHEREAS, the Town’s pre-annexation zoning for its MUGA includes a mixed-use Urban Village district at Point Wells; and

WHEREAS, the Town and the County on September 26, 2016, executed an interlocal agreement to facilitate the annexation and development of the Town’s MUGA, as amended on September 7, 2018; and



WHEREAS, RCW 35A.14.295, .297 and .299 establish a process by which legislative bodies of code cities such as the Town may, by resolution and subsequent ordinance, annex unincorporated territory having 80 percent of the boundaries of such territory contiguous to the code city; and

WHEREAS, the Town Council for the Town has determined that the above referenced process is the most appropriate mechanism under state law to annex the remainder of the Town's MUGA; and

WHEREAS, the Town Council desires to hold a public hearing on this Resolution, inviting interested persons to testify for and against the proposed annexation.

NOW, THEREFORE, the Town Council of the Town of Woodway does hereby resolve as follows:

Section 1. The Town Council of the Town of Woodway hereby declares its intent to annex the remaining unincorporated area within the Town's MUGA ("Annexation Area") pursuant to RCW 35A.14.295, .297 and .299.

Section 2. The boundaries of the proposed Annexation Area are described and depicted on Exhibits B and C to this resolution, which are attached hereto and incorporated by this reference as if set forth in full. The boundaries of the Annexation Area are approximately 96% contiguous with the Town.

Section 3. The Annexation Area includes residential property owners and approximately two voters.

Section 4. The Town intends that, upon annexation, the Town's previously adopted pre-annexation zoning, contained in Chapter 14.40 of the Woodway Municipal Code, will be applicable to the Annexation Area. Furthermore, the Annexation Area shall be subject to the existing indebtedness of the Town upon annexation.

Section 5. The Town Council hereby schedules a public hearing on this Resolution concerning the proposed annexation at the Town Council meeting of November 5, 2018, starting at 7 p.m., in the Town Hall Council Chambers, located at 23920 113<sup>th</sup> Place West, Woodway, WA 98020. Notice of the hearing will be given by publication in the Everett Herald at least once a week for two weeks prior to the date of the hearings.

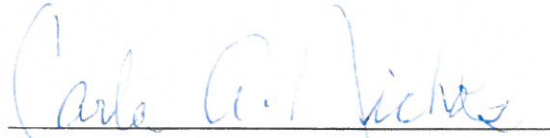
Section 6. The Town Council hereby authorizes the Mayor to file a Notice of Intention to Annex, along with any other necessary documents, with the Snohomish County Boundary Review Board and any other necessary party in accordance with the laws of the State of Washington.

Section 7. The Town Clerk-Treasurer is authorized to make any necessary corrections to this resolution and its exhibits, including but not limited to, the correction of scrivener's/clerical errors, references, resolution numbering, section/subsection numbers and any reference thereto.

Section 8. If any portion of this resolution is found or rendered invalid or ineffective, all remaining provisions shall remain in full force and effect. Any act consistent with this Resolution and prior to the effective date of this Resolution is hereby ratified and affirmed.

PASSED this 14<sup>th</sup> day of October 2018 by the Town Council of the Town of Woodway.

TOWN OF WOODWAY



Carla A. Nichols, Mayor

ATTEST:



Heidi K. S. Napolitano, Clerk-Treasurer







**Woodway Annexation Area Legal Description**

That portion of the southwest quarter of Section 35, Township 27 North, Range 3 E., W.M., described as follows:

Commencing at the center of said Section 35;

Thence west along the east and west centerline of said Section 35 to the westerly right-of-way line of the Seattle and Montana Railway Company, now known as the Burlington Northern Santa Fe Railway Company and the Point of Beginning;

Thence along the existing City Boundary, as established by the articles of incorporation of the Town in 1958 and revised by Ordinance numbers 97-325 and 16-572, the following courses: south, along said westerly right-of-way line to a point opposite the most westerly corner of Parcel 1 of Snohomish County Boundary Line Adjustment No. 04-109874, recorded under Auditor's File No. 200405180215;

Thence at a right angle to the right of way, South  $65^{\circ}57'14''$  East, 100 feet to the easterly margin of said right-of-way and said most westerly corner of said Parcel 1;

Thence South  $31^{\circ}23'34''$  East, along the westerly line of said parcel, 291.15 feet; Thence South  $1^{\circ}11'56''$  West, along the west line of said parcel, 455.24 feet;

Thence west 157 feet, to the intersection with a west line of the Bundrant property as recorded in a Statutory Warranty Deed recorded under Auditors File number 200510190704 records of Snohomish County;

Thence South, along said west line, 269.23 feet; Thence west to the east line of the County Road, (Heberlein Road as now vacated by Volume 44 of Commissioners records, Page 44 on February 26, 1962);

Thence south along said east line to the northwest corner of the Briggs Short Plat as recorded under Auditors File No. 9002090297 and shown on a Record of Survey of said Short Plat filed for record in Book No. 42 at Page 20, under Auditor's File No. 9402015006, all in Snohomish County, Washington;

Thence westerly for a distance of 86.41 feet, more or less, along the southerly boundary of the vacated portion of Heberlein Road, as shown in a vacation of County Road right-of-way, dated February 26, 1962, to a point on the north line of the E.L. Reber Tract and the intersection with the easterly right-of-way of the Burlington Northern Railway Company, formerly known as the Great Northern Railway Company;

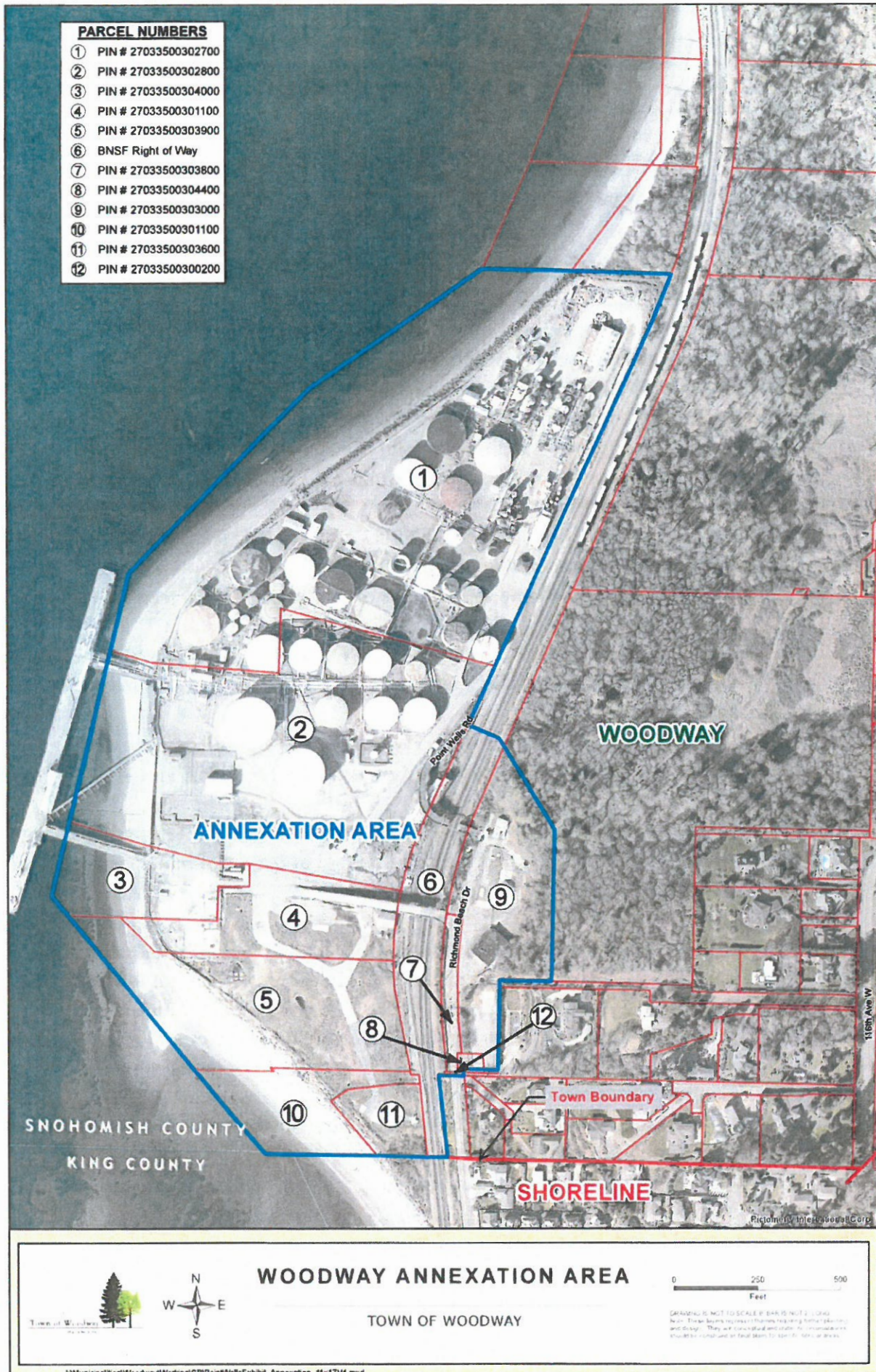
Thence south along said easterly right of way to the south line of said Section 35;

Thence, leaving the existing City Boundary, west along said south line of Section 35, to the inner harbor line in front of said Section 35,

Thence northwesterly, northerly and northeasterly, along the inner harbor line, to the north line of the southwest quarter of Section 35 and the existing City Boundary,

Thence east along said north line to the Point of Beginning.







## Heidi K. S. Napolitano

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**From:** bkrepick@sbcglobal.net  
**Sent:** Tuesday, October 23, 2018 6:38 PM  
**To:** Carla Nichols; Bill Anderson; Elizabeth Mitchell; Tom Howard; Kent Saltonstall; Tom Whitson; Eric Faison; Heidi K. S. Napolitano  
**Cc:** 'Chair Stephanie Wright'; 'Vice Chair Brian Sullivan'; 'Terry Ryan'; 'Nate Nehring'; 'Sam Low'; 'Dave Somers'; 'Jason Cummings'; 'Barb Mock'; 'Debbie Tarry'; 'Margaret King'; 'Lynne Danielson'; 'Keith Scully'; 'Doris McConnell'; 'Mayor Will Hall'; 'Chris Roberts'; 'Deputy Mayor Jesse Salomon'; 'Susan Chang'; 'Keith McGlashan'; 'Tom McCormick'; 'Tom Mailhot'; 'Jerry Patterson'; 'Bill Willard'; 'John John'; 'Phil Thompson'  
**Subject:** My Public Comments for Woodway's Point Wells Annexation Hearing (Nov 5, 2018)

To: Mayor Carla Nichols and Woodway Council Members; Eric Faison; Heidi Napolitano  
cc: Tom McCormick; SnoKing Environmental Coalition; Snohomish County Council Members; Shoreline Council Members  
From: Bill Krepick (concerned Woodway resident)  
Subj: My comments/questions for the 11/5/18 Upcoming Woodway Public Hearing on Point Wells Annexation (re the 10/19/18 letter from Mayor Nichols to Woodway residents)  
Date: October 23, 2018

*[Note to recipients: if this email format is jumbled up and you want a clean .doc word file, please let me know and I will send it to you.]*

Dear Mayor Nichols and Council Members,

Please enter this email letter and its attached Addendum into the record for the Nov 5<sup>th</sup> Annexation Hearing. Unfortunately, I will be out of town and will not be able to attend the Hearing. I have written this letter to you and the Council almost 2 weeks in advance of the Hearing in order to give you time to consider and address my issues and to hopefully put Annexation on hold while the Town works to resolve the numerous Point Wells' development disagreements and open issues between Woodway, Shoreline, and Snohomish County.

First of all, I want to thank you very much for writing such a detailed and informative October 19 letter re the Town's decision to pursue Annexation of Point Wells. It is very helpful to understand the motivation and political considerations behind the decision. Unfortunately, your letter lacks any discussion about the cost of Annexation – legal fees, administrative staffing; fire/EMT/police coverage; road construction/maintenance; storm water/waste water; consultants, etc. My attached Addendum lists many questions about numerous critical issues dealing with unknown costs for which I would appreciate Town responses.

I understand that you and the Woodway Council would like to separate the Annexation decision from the Point Wells development, but I believe that is neither appropriate nor justifiable. The Town's rush to an Annexation decision is putting the cart before the horse. The overriding issue facing the Council is the challenge of defining and limiting the scope and scale of the Point Wells 'Urban Village' development so it can be embraced by both Woodway and Shoreline/Richmond Beach residents. The challenge includes the successful negotiation of 'win-win' business solutions for Shoreline, Woodway, and Snohomish County – solutions that include appropriate and fair revenue sharing for tax and service fee revenues. A fair and equitable revenue sharing scheme should reflect the fact that any Point Wells development will materially affect the roads, environment, infrastructure, safety, and most of all quality of life of BOTH Woodway and Shoreline/Richmond beach taxpayers. The Annexation decision is inextricably tied to land use and development with a long list of open issues between the Town and the City of Shoreline. Without resolution of these issues, the Town's Annexation decision will lead to even more wasted taxpayer expense for lawyers, consultants, architects, and increased staff in Woodway – and worst of all, to quote you, *"this will be a long process and we may not be successful in the effort."*



I believe the vast majority of Woodway residents would like to see progress on a 'small' upscale Point Wells development. To make that happen, I would like to see the politicians and executives of Snohomish County, Woodway, and Shoreline place a moratorium on the development until the three political entities have negotiated an irrevocable Memorandum of Understanding (MOU) that results in a win-win for politicians and taxpayers and limits the scope of the project to 'fit' with the surrounding residential housing and maintains or enhances the quality of life of both Woodway and Shoreline/Richmond Beach residents.

To satisfy taxpayers, I believe the scope and scale of Point Wells should include a small number of residential units (in the low-to-mid 100's), buildings less than 5 stories tall, a small number of retail establishments/offices, a large public beach, and residential numbers that keep auto traffic within the constraints of existing Woodway and Shoreline levels of service. The tri-lateral MOU should be a binding and irrevocable legal contract and should include resolution of the following at a minimum:

- a) annexation;
- b) housing density and project design constraints to limit number of residents; number of buildings; height of buildings;
- c) percentage of land footprint reserved for public beach vs. buildings and roads;
- d) revenue sharing of property taxes; revenue sharing of stormwater/waste water fees; revenue sharing of excise (sales) taxes;
- e) responsibility for fire/EMT services and provision to provide existing Town of Woodway residents with such services at today's rates with inflationary caps on future years;
- f) responsibility and cost for police services
- g) responsibility and cost for constructing and managing a new storm water/waste water system
- h) responsibility, cost, and staffing to process project applications, project reviews, and project issues;
- i) responsibility and cost for building and maintaining 2<sup>nd</sup> access road; responsibility for acquiring catastrophic insurance for that road if there is a landslide many years into the future; responsibility for maintaining Richmond Beach Dr;
- j) agreement to require mediation in lieu of lawsuits to resolve future legal disagreements.

As far as I know there is not a single resident of Woodway or Richmond Beach who is in favor of any Point Wells development larger than a few hundred condo units. This is not a case of NIMBY (not in my backyard) – rather it is a case of NIMC (not in my city). When a development threatens to turn communities upside down and negatively impact virtually all aspects of quality of life it is time to bring a halt to the idea and start all over. Fortunately, the Snohomish County Council has enabled this by terminating the existing BSRE skyscraper project application after 7.5 years of the developer's foot dragging and missed deadlines. Going forward, it would be ludicrous to allow BSRE or any developer to file a development application for a project that is not supported by a super majority of residents who live within a 2-mile radius of the proposed development. At a minimum, for a Point Wells project to be accepted by residents who live within a 2-mile radius, the size and scale of the development must respect its neighbors and blend in with surrounding residences, meet existing traffic 'levels of service,' meet all environmental impact guidelines, and most importantly not result in any reduction in quality of life.

As Tom McCormick outlined in his Oct 18 letter to Woodway, Shoreline, and Snohomish County public officials – there has been far too much wasted taxpayer expense over the past 7.5 years associated with the Point Wells development and land use codes. He suggested that *"the parties work together and submit a request to the Snohomish County Council to impose a moratorium on accepting any applications to develop Point Wells under the County's current Urban Village zoning."* Tom has been passionately involved with the Point Wells project for the last 4.5 years and has been a very astute and articulate spokesperson for all affected taxpayers. I agree 100% with Tom's observations and recommendations.

It is time to turn over a new page on the Point Wells project and get all political entities to resolve all the contentious issues and get on the same page. That is the only way to stem the incessant wheel spinning and unending outflow of taxpayer dollars for consultants and lawyers! Annexation will not solve this problem and will likely lead to more wasted taxpayer dollars. The only solution to a resident supported Point Wells development is a tri-lateral MOU (negotiated, approved, and signed by Snohomish County, the Town of Woodway, the City of Shoreline) which describes a detailed development plan for a Point Wells Urban Village

including all the items listed above and an Interlocal business model dealing with fair and equitable sharing of tax revenues and service fee revenues. Annexation is only one part of that MOU.

I urge the Town to put Annexation on hold, petition the County to impose a moratorium on new Urban Village applications, and set a 6-month target to complete on a best efforts' basis a tri-lateral MOU.

Thank you for considering one Woodway resident's input!

Sincerely,

*Bill*

William Krepick  
11402 239<sup>th</sup> PI SW  
Woodway, WA 98020  
Email: [bkrepick@sbcglobal.net](mailto:bkrepick@sbcglobal.net)  
Tel: 650-964-7099

Attached: Addendum with questions on cost and strategy of Annexation

## **Addendum**

If the Town chooses NOT to support a tri-lateral Point Wells' development moratorium and tri-lateral MOU and if the Town decides to move forward with Annexation, then I believe the Town owes its taxpayers answers to the following questions either at the Nov 5<sup>th</sup> Hearing or within a few weeks after.

- (1) Historical spending on Point Wells. How much has Woodway spent in 2016, 2017, and 2018 YTD on outside consultants, architects, and lawyers on Point Wells related items? Was this spending anticipated in the fiscal years' budgets? How much does it anticipate spending in future years?
- (2) Financial objective. What is the Town's financial objective for Point Wells? Is it to exactly offset future tax and service fee revenues with future costs? Or is it to have a surplus in revenues that will either be used to increase the Town's capital reserve and/or reduce the future per capita cost of fire/EMT or police services? Or is it to balance the operating budget and not require Woodway taxpayers to be asked to pay future tax levies? This all needs to be decided before moving forward with Annexation and before sitting down at the table with the City of Shoreline to negotiate the MOU.
- (3) Financial pro-forma. Hopefully you understand that taxpayers do not want to issue a blank check for Annexation - regardless of whatever incremental tax and service fee revenues may accrue. Before Woodway taxpayers can support Annexation, the Council needs to develop a pro-forma financial analysis that includes all the shared tax and service fee revenues, along with all the costs, risks, and liabilities that the Town will face if it is successful with Annexation and with the tri-lateral MOU.
- (4) Ronald Waste Water litigation expense. To help taxpayers understand the magnitude and variety of costs associated with Annexation, you can start by detailing what has been spent on the Ronald Wastewater litigation in the last two years? Is the litigation cost and capital cost/operating cost of the storm water/ waste water infrastructure worth the approximate \$150/year in service fee revenue that Woodway will receive from each new condo at Point Wells (assuming no split in revenues to Shoreline)? Is it worth the aggravation and ill will between Woodway and Shoreline? To put the storm water/waste water revenues in perspective, if Woodway winds up providing the service for Point Wells, the Town might expect incremental annual service fee revenues of between \$45,000 (for 300 condos)



and \$75,000 (for 500 condos). Is this incremental revenue really worth spending hundreds of thousands of dollars in legal fees and taking on the future risk and liabilities associated with constructing and operating a brand-new infrastructure – even if it is contracted through Woodway's existing service provider - Olympic View? Is it really worth fighting over with Shoreline when there are bigger fish to fry?

- (5) Revenue sharing. Is the Town willing to develop a fair and equitable tax and service fee revenue sharing model with Shoreline (and the County) or does the Town think it deserves to get 100% of the incremental revenues if it annexes Point Wells? In order to negotiate a successful tri-lateral MOU, I believe that the Town will have to revisit its desire to control all aspects of Point Wells and will have to recognize that Shoreline and its residents are as or more affected by a Point Wells' Urban Village and therefore Shoreline deserves to share in the tax revenue and service fees. For negotiating deal points, maybe Shoreline takes responsibility for fire/EMT, police, and storm water/waste water management and gives concessions or reverse shares service fees back to Woodway?
- (6) 2<sup>nd</sup> access road. If Woodway annexes Point Wells, you indicated in your letter that the County will require the Town to build a 2<sup>nd</sup> access road. Is that true? Why would we want to be committed to build a 2<sup>nd</sup> access road? It will likely cost hundreds of thousands or millions of dollars to build the road because of the unstable soil underlying the route. Who will pay for the construction and maintenance? Who will pay for catastrophic insurance to protect against the possibility of a future landslide? With a 2<sup>nd</sup> access road the auto traffic will be spread across Richmond Beach Dr. which will allow more condos to be built because traffic counts will NOT bump up against either Woodway's or Shoreline's established traffic 'levels of service.' Why should Woodway undertake the 2<sup>nd</sup> access road risk and expense when it may result in 25-50% more condos? If we don't annex Point Wells doesn't that mean that we do NOT have to provide a 2<sup>nd</sup> access road which will result in a smaller development. All these issues need to be resolved in the tri-lateral MOU before moving forward with Annexation!
- (7) Fire/EMT service. It is understandable that Woodway wants to better control its fire/EMT costs but is it really more economic and less risky for Woodway to build a firehouse, buy trucks, hire firefighters and EMT technicians for our small community compared with some type of long-term cost-controlled contract with Shoreline? This is a critical factor in the financial analysis and the tri-lateral MOU. This is certainly a critical negotiating deal point when considering annexation, tax revenues, storm water/waste water treatment, and 2<sup>nd</sup> road access. See next point #8.
- (8) Why not use Woodway's 'intent to annex' and 2<sup>nd</sup> road access as high value negotiating levers? You have said that Woodway was forced into Annexation because Shoreline announced it was going to condemn all Point Wells property east of the RR tracks. You have said that Annexation is our only path to controlling the size, scope, and nature of the Point Wells development. I submit that is not at all true. Woodway is well positioned to prevail in a contested annexation given its Snohomish County location and overwhelming ownership of 95% of adjacent property. One would hope this is a positive deal point for Woodway that would enable a fair and equitable outcome in negotiations with Shoreline with respect to the many variables of annexation; 2<sup>nd</sup> access road; sharing tax and service fee revenues; providing fire/EMT services; providing storm water/waste water services; etc.
- (9) Woodway does not have a sterling record of consistently challenging the size and scope of Point Wells. Woodway has constantly changed its position on the number of units and heights of buildings it would accept at Point Wells:
  - a) the 2004 Comprehensive Plan referenced 270 residential units; one 100-room hotel; a 660 slip marina; and 8,250 auto trips/day!
  - b) March 2009 – a letter from the Town to Snohomish County planners suggesting a maximum of 1,100 units
  - c) Sept 2009 - a recommendation from the Town to amend the Urban Center Code and allow a maximum of 800 units and 65 ft tall buildings
  - d) May 2012 –the Town hired Soluri architects to recommend to BSRE a plan with over 2,000 units and seven buildings taller than 100 ft!

- e) 2014 – latest revision to the Comprehensive Plan – silent on the max number of units, but recognizing 273 vehicles per hour on roadways as meeting level of service!
- f) Oct 2017 – proposal to BSRE – 1,400 units

What are the maximum number of units and maximum height of buildings in the Point Wells Urban Village that Woodway will accept?

- (10) Incremental costs to respond to and manage the next developer application? If the Town annexes Point Wells – how much is it going to cost to process the next developer application, to conduct project reviews, and to provide legal support to interpret land use and building codes, etc.? Woodway has neither the budget nor the staff to be able to deal with complex development applications. How many new employees will be needed? Given the complexity of the project – including the toxic waste cleanup, it seems likely that annexation will drive hundreds of thousands, if not millions of dollars in incremental personnel, legal, and consulting expense. Why should taxpayers have to foot these bills? Maybe Shoreline has more resources to manage this aspect of the Point Wells development?
- (11) Do you consider the annexation decision to be irrevocable? Once Snohomish County has approved annexation by Woodway would you ever consider backing away from annexation if the costs or risks became untenable? Would you ever consider splitting or granting annexation rights to the City of Shoreline if Woodway received a fair share of property and excise tax revenues, and was able to receive fire/EMT or police coverage at reasonable cost? \_



## Heidi K. S. Napolitano

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**From:** bkrepick@sbcglobal.net  
**Sent:** Thursday, November 1, 2018 7:24 PM  
**To:** Carla Nichols; Bill Anderson; Elizabeth Mitchell; Tom Howard; Kent Saltonstall; Tom Whitson; Eric Faison; Heidi K. S. Napolitano  
**Cc:** 'Chair Stephanie Wright'; 'Vice Chair Brian Sullivan'; 'Terry Ryan'; 'Nate Nehring'; 'Sam Low'; 'Dave Somers'; 'Jason Cummings'; 'Barb Mock'; 'Debbie Tarry'; 'Margaret King'; 'Lynne Danielson'; 'Keith Scully'; 'Doris McConnell'; 'Mayor Will Hall'; 'Chris Roberts'; 'Deputy Mayor Jesse Salomon'; 'Susan Chang'; 'Keith McGlashan'; 'Tom McCormick'; 'Tom Mailhot'; 'Jerry Patterson'; 'Bill Willard'; 'John John'; 'Phil Thompson'  
**Subject:** My Public Comments for Woodway's Ordinance to Actually Annex Point Wells Hearing (Nov 5, 2018)

To: Mayor Carla Nichols and Woodway Council Members; Eric Faison  
cc: Tom McCormick; SnoKing Environmental Coalition; Snohomish County Council Members; Shoreline Council Members  
From: Bill Krepick (concerned Woodway resident)  
Subj: My additional public comments/questions for the 11/5/18 Ordinance Section of the upcoming Woodway Public Hearing on Point Wells Annexation (re the 10/31/18 letter from Mayor Nichols to Woodway residents)  
Date: November 1, 2018

*[Note to recipients: if this email format is jumbled up and you want a clean .doc word file, please let me know and I will send it to you.]*

Dear Mayor Nichols,

Thank you for your follow up letter of Oct 31 and short Q&A re the Nov 5 Point Wells Annexation Hearing. While I appreciate that you took the time to answer a few questions – there are many more questions that you failed to address. Please enter this email letter into the record for Public Comment on the Point Wells' Ordinance action for the Nov 5<sup>th</sup> Annexation Hearing. I hope that you and the Council will address my proposed negotiating strategy in this letter along with the numerous unanswered questions in the Addendum in my previous Oct 23 email. I would also appreciate it if you could tell me how much was spent on Point Wells related legal expense during each of the last 4 years, how much the Town anticipates spending in each of the next 4 years, and when the Town anticipates putting a new tax levy on the ballot.

I would like to point out that in your 10/31 letter to Woodway residents you didn't mention the fact that BSRE (the Point Wells developer) filed an Appeal to overturn the recent Snohomish County Council decision to terminate the BSRE Point Wells application. This appeal was filed on Oct 29 with King County Superior Court. A trial date of April 1, 2019 has been set. In addition, you failed to mention that the Shoreline City Council voted on Oct 29 to spend money in support of Snohomish County to intervene in the BSRE Appeal. Nor did you mention that Shoreline's Council also voted to pursue a declaratory judgement, injunction, or other challenge to Woodway's proposed annexation of Point Wells. Clearly the result of all these actions will result in yet more legal fees for Woodway and yet more bad feelings between Woodway and Shoreline.

What most concerns me about your latest letter to Woodway residents is that you fail to discuss options other than Annexation that would allow Woodway to control its operating expenses as well as control the scope and scale of the Point Wells development. I believe it is that single minded attitude that has left any discussions between Woodway and Shoreline at an impasse and has resulted in 10's of thousands of dollars in unnecessary litigation expense. I believe you and the Council should adopt a mantra of "Negotiation, not litigation." The residents of Woodway are tired of seeing our tax dollars spent on lawyers instead of being applied to creative ways to negotiate an Interlocal Agreement between Woodway and Shoreline.

In my previous public comment email, I outlined at least 6 different variables that could be used as negotiating points for a successful Point Wells agreement between Woodway and Shoreline. Let me suggest just one alternative strategy that could result in a win-win for both communities. I would appreciate it if you and the Council would discuss the pros and cons of this strategy before you vote on the Ordinance action.

*Proposed negotiating strategy:*

*If Woodway wants to control its operating costs, maintain its current levels of service to its residents, minimize future tax levies on residents, and ensure that a small upscale Point Wells development does not negatively impact the character and ambience of Woodway nor create unwanted traffic, then why would the Town not be willing to trade off its claims on annexation rights and its claims on storm water/sewer services to Shoreline in return for having Shoreline cover the cost of providing existing and Upper Bluff Woodway residents (approximately 500 houses) with all fire/EMT and police services and for having Shoreline share 20% of the Point Wells' property tax revenue with Woodway? In return for this arrangement, Shoreline would be allowed to annex Point Wells; conduct all developer application and review sessions; own and operate the Ronald wastewater treatment facilities for Point Wells; require the developer to build and maintain a 2<sup>nd</sup> access road; and retain 80% of property taxes, 100% of all excise (sales) taxes and 100% of wastewater revenues from Point Wells. Shoreline and Woodway would agree on critical land use requirements to limit the size and scope of the Point Wells development: maximum number of condo units, maximum height of buildings, ratio of public beach footprint to building /road footprint, traffic levels of service, etc.*

This strategy would basically end all litigation costs, limit the size and scope of Point Wells, get control of the Town's biggest expense (fire/EMT/police), and most likely eliminate the need for any new Woodway resident tax levies for many, many years into the future. This is just one possible negotiating scenario that would result in a win-win for Shoreline and Woodway taxpayers. I am sure there are other creative variants. I would really like to know why my proposed negotiated arrangement would be bad for Woodway residents?

As I said in my last public Hearing email, it is time to turn over a new page on the Point Wells project and get all political entities to resolve all the contentious issues and get on the same page. That is the only way to stem the incessant wheel spinning and unending outflow of taxpayer dollars for consultants and lawyers! Annexation will not solve this problem and will likely lead to more wasted taxpayer dollars. The only solution to a resident supported Point Wells development is a tri-lateral MOU (negotiated, approved, and signed by Snohomish County, the Town of Woodway, the City of Shoreline) which describes a detailed development plan for a Point Wells Urban Village including all the items listed above and an Interlocal business model dealing with fair and equitable sharing of tax revenues and service fee revenues. Annexation is only one part of that MOU.

I would love for a Shoreline Council member to attend the Nov 5 Hearing and comment on my proposal, as well as describe for the Woodway residents how the City of Shoreline's objectives for Point Wells development are either similar or different than Woodway's. Perhaps this would be one way to end the impasse on negotiations?

I urge the Town Council to vote to put its Annexation Ordinance on hold and restart negotiations with Shoreline and set a 6-month target to complete on a best efforts' basis a joint and comprehensive land use, revenue sharing, services, and development agreement for Point Wells.

Thank you for considering one Woodway resident's input!

Sincerely,

*Bill*

William Krepick  
11402 239<sup>th</sup> PI SW  
Woodway, WA 98020  
Email: [bkrepick@sbcglobal.net](mailto:bkrepick@sbcglobal.net)

Tel: 650-964-7099



# **TOWN OF WOODWAY**

## **ORDINANCE 18-593**

AN ORDINANCE OF THE TOWN COUNCIL FOR THE TOWN OF WOODWAY, WASHINGTON, ANNEXING CERTAIN TERRITORY COMMONLY KNOWN AS POINT WELLS, PURSUANT TO RCW 35A.14.295, PROVIDING FOR THE ASSESSMENT AND TAXATION OF REAL PROPERTY IN THE ANNEXATION AREA, APPLICATION OF THE TOWN'S COMPREHENSIVE PLAN, APPLICATION OF THE TOWN'S ZONING REGULATIONS IN CHAPTER 14.40 WMC, THE APPLICATION OF EXISTING INDENTEDNESS, THE BENEFITS OF THE ANNEXATION, THE SUFFICIENCY OF THE TOWN'S SERVICES, REFERENDUM PROCEDURE PURSUANT TO STATUTE, PUBLIC NOTICE; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE AND AUTHORIZING SUMMARY PUBLICATION BY ORDINANCE TITLE ONLY.

WHEREAS, the Town of Woodway ("Town") and Snohomish County ("County") are required to plan under RCW 36.70A, the State's Growth Management Act, for growth within unincorporated areas of the County designated for urban growth and future annexation; and

WHEREAS, both the Comprehensive Plans of the Town and the County reflect this planning through the designation of an urban unincorporated area as the Town's municipal urban growth area ("MUGA"), depicted on Exhibit A, which is attached hereto and incorporated by this reference as if set forth in full; and

WHEREAS, the Town's MUGA is adjacent to and within the same County-designated urban growth area as the Town; and

WHEREAS, the Town has planned for future urban growth within the Town's MUGA and annexation of the MUGA to the Town through the preparation of the *Woodway Municipal Urban Growth Area Subarea Plan* ("Subarea Plan"); and

WHEREAS, the Town's Subarea Plan and related policies were adopted by the Town Council on August 5, 2013, and provide for specific zone districts to implement the goals and policies of said Subarea Plan upon annexation of properties within the MUGA to the Town; and

WHEREAS, the Subarea Plan is incorporated into the Town's Comprehensive Plan, which has been reviewed and approved by the Washington State Department of Commerce as compliant with the State Growth Management Act and the Puget Sound Regional Council as consistent with the region's growth and transportation strategy; and

WHEREAS, the Town has previously adopted, in Woodway Municipal Code Chapter 14.40, pre-annexation zoning for its MUGA that will be applicable upon annexation; and

WHEREAS, the Town's pre-annexation zoning for its MUGA includes a mixed-use Urban Village district at Point Wells; and

WHEREAS, the Town and the County on September 26, 2016, executed an interlocal agreement to facilitate the annexation and development of the Town's MUGA, as amended on September 7, 2018; and

WHEREAS, RCW 35A.14.295, .297 and .299 establish a process by which legislative bodies of code cities such as the Town may, by resolution and subsequent ordinance, annex unincorporated territory having 80 percent of the boundaries of such territory contiguous to the code city; and

WHEREAS, the Town Council for the Town has determined that the above referenced process is the most appropriate mechanism under state law to annex the remainder of the Town's MUGA ("Annexation Area"); and

WHEREAS, the boundaries of the Annexation Area are described and depicted on Exhibits B and C to this resolution, which are attached hereto and incorporated by this reference as if set forth in full; and

WHEREAS, the boundaries of the Annexation Area are approximately 96% contiguous with the Town; and

WHEREAS, the Annexation Area includes residential property owners and approximately three voters; and

WHEREAS, on October 14, 2018, the Town Council adopted Resolution 18-406, declaring its intent to annex the Annexation Area ("Annexation"), setting for public hearing on November 5, 2018, consideration of such Resolution concerning the Annexation, and authorizing the Mayor to file with the Snohomish County Boundary Review Board a Notice of Intention to Annex, along with any other necessary documents; and

WHEREAS, notice of the hearing on Resolution 18-406 occurred by publication in the Everett Herald at least once per week for two weeks prior to the date of the hearing, as required by RCW 35A.14.295, and Council received testimony from persons for and against the Annexation on November 5, 2018; and

WHEREAS, the Town has submitted the Annexation to the Snohomish County Boundary Review Board ("BRB") and invoked the jurisdiction of the BRB pursuant to RCW 36.93.100(2); and

WHEREAS, after consideration of the public testimony, the facts and issues, the Town's comprehensive planning and development regulation, the Town Council believes it in the public

interest and consistent with the Town's planning for annexation of its MUGA to annex the Annexation Area.

NOW, THEREFORE, the Town Council of the Town of Woodway does hereby ordain as follows:

- Section 1. The Annexation Area is hereby annexed to the Town as of the effective date of this Ordinance.
- Section 2. The Annexation Area will be assessed and taxed at the same rate and on the same basis as other property within the Town's boundaries upon the effective date of this Ordinance.
- Section 3. The Town's Comprehensive Plan shall apply to the Annexation Area upon the effective date of this Ordinance.
- Section 4. The Town's regulations, including the Town's zoning regulations contained in Chapter 14.40 of the Woodway Municipal Code, shall be applicable to the Annexation Area upon the effective date of this Ordinance.
- Section 5. The Annexation Area shall be subject to the existing indebtedness of the Town upon the effective date of this Ordinance.
- Section 6. The Annexation by the Town best serves the health, welfare and safety of the residents of the Town and the Annexation Area; encourages the most appropriate use of land within the Annexation Area; secures safety from fire; promotes a coordinated development between the Town and the Annexation Area; encourages the integration of any new development of the Annexation Area with the neighboring community; helps conserve and restore natural beauty and other natural resources; and facilitates the adequate provision of transportation, water, sewerage and other public uses.
- Section 7. The Town's utilities, police, fire and other services are sufficient to service the Annexation Area, and the Annexation is consistent with the State's Growth Management Act.
- Section 8. This Ordinance, being subject to referendum pursuant to RCW 35A.14.297 and .299, and subject to approval by the BRB pursuant to RCW 36.93, shall take effect the later of: (a) the forty-sixth (46<sup>th</sup>) day from the date of passage of the Ordinance, if no timely and sufficient referendum petition has been filed; (b) the date of certification by the Snohomish County Auditor in an election in which fewer than a majority of the votes cast on the proposition are in opposition thereto, if a timely and sufficient referendum petition has been filed, or (c), the



effective date of the BRB's approval of, or the date the BRB is deemed to have approved, the Town's annexation of the Annexation Area.

Section 9. A notice of the proposed effective date of the Annexation, together with the description of the Annexation Area shall be noticed in one or more newspapers of general circulation within the area to be annexed at least once each week for two weeks subsequent to passage of this Ordinance.

Section 10. The Town's Clerk-Treasurer is authorized to make any necessary corrections to this Ordinance and its exhibits, including but not limited to, the correction of scrivener's/clerical errors, references, resolution numbering, section/subsection numbers and any reference thereto. Publication of the ordinance shall be by title only.

Section 11. If any part or portion of this Ordinance is declared invalid for any such reason, such declaration of invalidity shall not affect any remaining portion. Any act consistent with this Ordinance and prior to the effective date of this Ordinance is hereby ratified and affirmed.

PASSED this \_\_\_ day of November 2018 by the Town Council of the Town of Woodway.

TOWN OF WOODWAY

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Carla A. Nichols, Mayor

ATTEST:

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Heidi K. S. Napolitano, Clerk-Treasurer

APPROVED AS TO FORM:

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Greg Rubstello, Town Attorney

Date Passed by the Town Council:

Date Published:

Effective Date:

# TOWN OF WOODWAY

## COUNCIL MINUTES

**Meeting Date: September 17, 2018**

**Location: Woodway Town Hall - 23920 113<sup>th</sup> Place W.**

<b>Members Present</b>	<input checked="" type="checkbox"/> Mayor Carla Nichols <input checked="" type="checkbox"/> Councilmember William Anderson <input checked="" type="checkbox"/> Councilmember Elizabeth Mitchell	<input checked="" type="checkbox"/> Councilmember Tom Whitson <input checked="" type="checkbox"/> Councilmember Tom Howard <input checked="" type="checkbox"/> Councilmember Mike Quinn
<b>Staff &amp; Guests Present</b>	<input checked="" type="checkbox"/> Town Administrator Eric Faison <input type="checkbox"/> Public Works Director Terry Bryant <input type="checkbox"/> Police Chief Doug Hansen	<input checked="" type="checkbox"/> Clerk-Treasurer Heidi Napolitano <input type="checkbox"/> <input type="checkbox"/>

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
Call to Order, Flag Salute, Roll Call	Mayor Nichols called the meeting to order at 7:00 p.m.	
I – Approval of Minutes	<i>Councilmember Mitchell</i> moved to approve the minutes of August 20, 2018. <i>Councilmember Whitson</i> seconded the motion.	The motion passed unanimously.
I - Approval of Checks	<p><i>Councilmember Mitchell</i> moved to approve Claims Checks #12366 through 12379 totaling \$38,899.54. <i>Councilmember Quinn</i> seconded the motion.</p> <p><i>Councilmember Anderson</i> moved to approve the August 2018 Payroll EFT Transactions #1331-1358 totaling \$58,584.90. <i>Councilmember Whitson</i> seconded the motion.</p>	<p>The motion passed unanimously.</p> <p>The motion passed unanimously.</p>
Audience Comments	None.	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
II - Council Reports	<p><i>Councilmember Mitchell:</i></p> <ul style="list-style-type: none"> <li>• Informed the Council that she was unable to attend the upcoming Snohomish County Cities meeting and reminded them that all elected officials were welcome to attend.</li> </ul> <p><i>Councilmember Anderson:</i></p> <ul style="list-style-type: none"> <li>• Shared a resident complaint regarding the impacts of residential construction on Chinook Road.</li> <li>• Commented on upcoming affordable housing meetings and an open house for the new affordable housing project in Edmonds.</li> </ul>	
III - Mayor's Report	<ol style="list-style-type: none"> <li>1. Reported on the progress of the History Pavilion planning. Two resident volunteers worked with the Mayor to create pictures and text for the history reader board.</li> </ol>	
IV – Administrator's Report	<ol style="list-style-type: none"> <li>1. Reported that the Snohomish County Council approved the addendum to the Annexation Interlocal Agreement for Point Wells.</li> <li>2. Reminded the Council of the upcoming BSRE appeal hearing before the Snohomish County Council. BSRE has appealed the County Hearing Examiner's rejection of their development application.</li> <li>3. Shared that AESI had completed their review of the Madrona Schools water observation well report and found that there was no concern that Madrona School's stormwater installation would affect Woodway's water table.</li> <li>4. Updated the Council on staff changes in the Police and Public Works departments.</li> </ol>	
V - Proclamation: Childhood Cancer Awareness Month	Mayor Nichols read the proclamation designating September 2018 as Childhood Cancer Awareness Month.	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
<p>VI - Resolution 18-405: Supporting Countywide Proposition #1</p>	<p>Mayor Nichols introduced Resolution 18-405 and invited Dr. Kent Saltonstall, Woodway's representative to the Snohomish County Emergency Radio System (SERS) Board, to give background on the resolution. The resolution would confirm the Council's support of the upcoming ballot measure to fund the SERS radio system replacement. Discussion followed.</p> <p><i>Councilmember Mitchell</i> moved to approve Resolution 18-405: Supporting Countywide Proposition #1 as amended. <i>Councilmember Whitson</i> seconded the motion.</p> <p>Resident Meier Lowenthal asked several questions relating to the possible consolidation of SERS with Snohomish County 911.</p> <p>The consensus of the Council was that Dr. Saltonstall should vote in favor of consolidation of SERS with Snohomish County 911.</p>	<p>The motion passed unanimously.</p>
<p>VII - Snohomish County Health District Interlocal Agreement</p>	<p>Mayor Nichols presented the Snohomish County Health District Interlocal Agreement formalizing the previously approved \$1 per capita contribution to the health district. A brief discussion followed.</p> <p><i>Councilmember Mitchell</i> moved to authorize Mayor Nichols to sign the Snohomish County Health District Interlocal Agreement. <i>Councilmember Whitson</i> seconded the motion.</p>	<p>The motion passed unanimously.</p>

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
VIII - Ordinance 18-591: 3.32 - Fee Schedule	<p>Clerk-Treasurer Napolitino presented the proposed changes to the fee schedule, including the method of establishing the fee schedule, requiring interest for a broader range of past due fees/fines, and moving some language from the fee schedule to the code section. Ms. Napolitino answered several questions about payments to the Town.</p> <p><i>Councilmember Mitchell</i> moved to approve Ordinance 18-591: 3.32 - Fee Schedule. <i>Councilmember Whitson</i> seconded the motion.</p>	The motion passed unanimously.
IX - Ordinance 18-592: 1.14 - Civil Penalties	<p>Clerk-Treasurer Napolitino presented the proposed changes to Woodway Municipal Code (WMC) Section 1.14 - Civil Penalties that included moving penalties from the fee schedule to this section, increasing the standard fine from \$100 per day to \$250 per day plus payment of costs.</p> <p><i>Councilmember Mitchell</i> moved to approve Ordinance 18-592: 1.14 - Civil Penalties. <i>Councilmember Anderson</i> seconded the motion.</p>	The motion passed unanimously.
X - Resolution 18-404: Fee Schedule	<p>Clerk-Treasurer Napolitino presented the proposed changes to the fee schedule. Major changes included a \$2 increase to the WA State Building Code Council fee, increased Shoreline Fire Department permit fees, adding a new category for returned check fees, and moving language from the fee schedule to various code sections, as described in the previously approved ordinances.</p> <p><i>Councilmember Howard</i> moved to approve Resolution 18-404: Fee Schedule. <i>Councilmember Quinn</i> seconded the motion.</p>	The motion passed unanimously.

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
XI - Regulation of Short-term Housing Rentals and Accessory Dwelling Units	<p>Mayor Nichols presented a memo from Town Administrator Faison about the regulation of short-term housing rentals and accessory dwelling units. Council discussed the memo and the current regulations.</p> <p>Resident Amy Day commented on accessory dwelling unit regulations.</p> <p>Resident Meier Lowenthal commented on the possible changes to the applicable code sections.</p> <p>After a lengthy discussion, the Council asked that the topic be brought back at a future meeting.</p>	Staff will add the item to a future agenda.
XII - 2 <sup>nd</sup> Quarter 2018 Financial Report	Mayor Nichols presented the 2 <sup>nd</sup> Quarter 2018 Financial Report. Clerk-Treasurer Napolitano answered several questions about interest and REET revenues, expense categories, the cost of public records requests, police contract cost, and the need for a stormwater utility rate study in 2019.	
XIII - Town Hall Front Yard Improvement Grant	<p>Mayor Nichols presented the grant contract and answered several questions about the proposed design and timeline of the History Pavilion.</p> <p><i>Councilmember Quinn</i> moved to authorize Mayor Nichols to sign the Town Hall Front Yard Improvement Grant from Snohomish County, and expend the funds. <i>Councilmember Anderson</i> seconded the motion.</p>	The motion passed unanimously.
Audience Comments	None.	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
General Council Discussion – Choice of Subjects	<p>Councilmember Anderson shared that Pine Street adjacent to the Town limits had been recently paved.</p> <p>Councilmember Whitson had a further comment on the regulation of short-term housing rentals and accessory dwelling units.</p>	
XIV Executive Session for Approximately 10 Minutes to Discuss Potential Litigation	At 8:55 p.m., Mayor Nichols recessed to Executive Session for Approximately 10 Minutes to Discuss Potential Litigation. She reconvened the meeting at 9:04 p.m.	
Adjournment	<i>Councilmember Mitchell</i> moved to adjourn the meeting. <i>Councilmember Quinn</i> seconded the motion.	The motion passed unanimously. The meeting was adjourned at 9:04 p.m.

Respectfully Submitted,

APPROVED BY THE TOWN COUNCIL

\_\_\_\_\_  
Heidi K. S. Napolitano, Clerk-Treasurer

\_\_\_\_\_  
Carla Nichols, Mayor

(These minutes accurately reflect what was said at the Council Meeting. Publication does not vouch for the veracity of these statements.)

# TOWN OF WOODWAY

## COUNCIL MINUTES

**Meeting Date: October 1, 2018**

**Location: Woodway Town Hall - 23920 113<sup>th</sup> Place W.**

<b>Members Present</b>	<input checked="" type="checkbox"/> Mayor Carla Nichols	<input checked="" type="checkbox"/> Councilmember Tom Whitson
	<input checked="" type="checkbox"/> Councilmember William Anderson	<input checked="" type="checkbox"/> Councilmember Tom Howard
	<input checked="" type="checkbox"/> Councilmember Elizabeth Mitchell	<input checked="" type="checkbox"/> Councilmember Mike Quinn
<b>Staff &amp; Guests Present</b>	<input checked="" type="checkbox"/> Town Administrator Eric Faison	<input checked="" type="checkbox"/> Clerk-Treasurer Heidi Napolitano
	<input type="checkbox"/> Public Works Director Terry Bryant	<input checked="" type="checkbox"/> Shoreline Fire Department Chief Matt Cowan
	<input type="checkbox"/> Police Chief Doug Hansen	<input type="checkbox"/>

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
Call to Order, Flag Salute, Roll Call	Mayor Nichols called the meeting to order at 7:05 p.m. Councilmember Quinn had an excused late arrival and arrived at 7:33 p.m..	
Audience Comments	None.	
I - Approval of Checks	<i>Councilmember Mitchell</i> moved to approve Claims Checks #12381 through 12392 and EFT #1494 totaling \$149,030.95. <i>Councilmember Whitson</i> seconded the motion.	The motion passed unanimously.
	<i>Councilmember Anderson</i> moved to approve September 2018 Payroll EFT Transactions #1420, 1421, 1460-1488, 1492, & 1493 & Check #12380 totaling \$72,633.05. <i>Councilmember Mitchell</i> seconded the motion.	The motion passed unanimously.



AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
II - Council Reports	<p><i>Councilmember Anderson:</i></p> <ul style="list-style-type: none"> <li>• Attended a recent Alliance for Housing Affordability meeting. Recommended that the Council include a \$1 per capita additional contribution to the organization in the 2019 budget. Attended a meeting in Edmonds where residents and the Edmonds Mayor discussed affordable housing issues.</li> </ul> <p><i>Councilmember Mitchell:</i></p> <ul style="list-style-type: none"> <li>• Attended a recent Snohomish County Tomorrow meeting and heard a report by the head of WSDOT regarding the connection between traffic congestion and affordable housing and various other topics.</li> </ul> <p><i>Councilmember Whitson:</i></p> <ul style="list-style-type: none"> <li>• Shared that the WRIA-8 consortium (Woodway is a member) would be studying a new WA state law, which limits the number of new wells that can be drilled, and how it will impact stream restoration efforts.</li> </ul> <p><i>Councilmember Quinn:</i></p> <ul style="list-style-type: none"> <li>• Asked for an update on the arrows on the roadway that were painted by an outside organization for a 5K fun run last summer.</li> <li>• Requested that the documents posted on the reader boards be updated more frequently.</li> <li>• Shared concerns about the condition of asphalt in the right-of-way on south Woodway Park Road.</li> </ul>	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
III - Mayor's Report	<ol style="list-style-type: none"> <li>1. Chief Matt Cowan, Shoreline Fire Department, shared the 2017 annual report for Woodway calls. Chief Cowan shared that they implemented an impact fee on new development in Shoreline with the goal of building a new Station 62 that would serve the northwest corner of Shoreline and Woodway. He also shared the history of his attempted negotiations with the City of Edmonds to have South County Fire serve the north end of Woodway. Discussion followed including best practices for calling 911 from your mobile phone.</li> <li>2. Updated the Council on the status of the History Pavilion design.</li> <li>3. Reminded the Council of the Snohomish County Council closed record appeal hearing for the Point Wells development application on Wednesday, October 3.</li> </ol>	Chief Cowan will write an article for the next Whisper that outlines best practices for calling 911 from your mobile phone
IV – Town Administrator's Report	None.	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
V – 2019 Budget	<p>Mayor Nichols presented the preliminary 2019 budget, beginning with the budget summary. The Council reviewed and commented on the proposed revenues and expenditures including:</p> <ol style="list-style-type: none"> <li>1. Property tax, investment interest, and business license revenues;</li> <li>2. Projects that will be completed with grant money;</li> <li>3. Joining MyBuildingPermit.com's permit portal consortium;</li> <li>4. The emergency stormwater repair project in Twin Maples;</li> <li>5. The estimated cost of the Stormwater Comprehensive Plan update;</li> <li>6. Adding a \$1 per capita additional contribution to the Alliance for Housing Affordability;</li> <li>7. Town Hall maintenance and repair costs; and</li> <li>8. Exploring possible additional revenue sources.</li> </ol> <p>Town Administrator Faison presented the preliminary financial forecast through 2025.</p>	
VI – Town Hall Repairs Release Agreement with DCI	<p>Town Administrator Faison presented the release agreement; discussion followed. This agreement funds the final design for repairs to Town Hall.</p> <p><i>Councilmember Mitchell</i> moved to authorize the Mayor to sign the Town Hall Repairs Release Agreement with DCI substantially in the form presented. <i>Councilmember Anderson</i> seconded the motion.</p>	<p>The motion passed unanimously.</p>

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
VII - Ratify/Confirm Separation Agreement	<p>Town Administrator Faison presented the separation agreement, as it was approved by the Town's insurance authority and the former employee.</p> <p><i>Councilmember Mitchell</i> moved to ratify and confirm the separation agreement as executed by the Mayor and Jarrod Romine. <i>Councilmember Quinn</i> seconded the motion.</p>	The motion passed unanimously.
VIII – SERS Ballot Measure	The Council viewed a short movie and discussed the upcoming sales tax ballot measure to fund the Snohomish County Emergency Radio System (SERS) system replacement.	
Audience Comments	<p>Meier Lowenthal, Twin Maples resident, commented on his experience calling 911 from a VoIP phone at his residence. The call was answered first by Kitsap County and subsequently routed to the appropriate dispatch agency.</p> <p>A brief discussion of the Twin Maples emergency stormwater repairs followed.</p>	
General Council Discussion – Choice of Subjects	<p>Councilmember Quinn shared a recent discussion with a bluff resident who explained how they were addressing bluff stability concerns.</p> <p>The Council also discussed illegal tree topping by a resident on Woodway Park Road.</p>	
IX – Executive Session for Approximately 10 Minutes to Discuss Potential Litigation	The executive session was cancelled.	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
Adjournment	<i>Councilmember Quinn</i> moved to adjourn the meeting. <i>Councilmember Howard</i> seconded the motion.	The motion passed unanimously. The meeting was adjourned at 9:22 p.m.

Respectfully Submitted,

**APPROVED BY THE TOWN COUNCIL**

\_\_\_\_\_  
Heidi K. S. Napolitano, Clerk-Treasurer

\_\_\_\_\_  
Carla Nichols, Mayor

(These minutes accurately reflect what was said at the Council Meeting. Publication does not vouch for the veracity of these statements.)

# TOWN OF WOODWAY

## COUNCIL MINUTES - SPECIAL MEETING

**Meeting Date: October 14, 2018**

**Location: Woodway Town Hall - 23920 113<sup>th</sup> Place W.**

<b>Members Present</b>	<input checked="" type="checkbox"/> Mayor Carla Nichols	<input checked="" type="checkbox"/> Councilmember Elizabeth Mitchell
	<input checked="" type="checkbox"/> Councilmember William Anderson	<input checked="" type="checkbox"/> Councilmember Tom Whitson
	<input checked="" type="checkbox"/> Councilmember Kent Saltonstall	<input checked="" type="checkbox"/> Councilmember Tom Howard
<b>Staff &amp; Guests Present</b>	<input checked="" type="checkbox"/> Town Administrator Eric Faison	<input type="checkbox"/> Clerk-Treasurer Heidi Napolitino
	<input type="checkbox"/> Public Works Director Terry Bryant	<input type="checkbox"/>
	<input type="checkbox"/> Police Chief Doug Hansen	<input type="checkbox"/>

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
Call to Order, Flag Salute, Roll Call	Mayor Nichols called the special meeting to order at 10:09 a.m.	
I - Executive Session for Approximately 15 Minutes to Discuss Potential Litigation	At 10:09 a.m., Mayor Nichols recessed to Executive Session for approximately 15 minutes to discuss potential litigation. At 10:23 a.m., Mayor Nichols reconvened the meeting.	
II - Annexation of and condemnation actions within the Town's MUGA	<p>The Council discussed Resolution 18-406: Notice of intent to annex territory located adjacent to the current town limits and within its municipal urban grown boundary and setting a date for public hearing on the resolution.</p> <p><i>Councilmember Mitchell</i> moved to adopt Resolution 18-406. <i>Councilmember Anderson</i> seconded the motion.</p>	The motion passed unanimously.
III - Tree Code	Town Administrator Faison provided Council with an update on a code enforcement matter concerning the Town's tree code. Discussion ensued related to next steps.	Staff will return to Council with a recommendation.
General Council Discussion - Choice of Subjects	None.	

AGENDA ITEMS	COMMENTS & DISCUSSION	ACTION/ FOLLOW-UP
Adjournment	<i>Councilmember Quinn</i> moved to adjourn the meeting. <i>Councilmember Howard</i> seconded the motion.	The motion passed unanimously. The meeting was adjourned at 11:00 a.m.

Respectfully Submitted,

APPROVED BY THE TOWN COUNCIL

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Heidi K. S. Napolitano, Clerk-Treasurer

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Carla A. Nichols, Mayor

(These minutes accurately reflect what was said at the Council Meeting. Publication does not vouch for the veracity of these statements.)



TOWN OF WOODWAY  
CLAIMS APPROVAL

"I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described herein and that the claim is a just, due, and unpaid obligation against the Town of Woodway, Snohomish County, Washington, and that I am authorized to authenticate and certify to said claims."

\_\_\_\_\_  
Clerk Treasurer

The following transactions are approved for 2018 payment:

Claims checks #12423 through 12440 and EFTs #1634, 1635, & 1647 .....\$21,552.74

This 5<sup>th</sup> day of November 2018.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember

\*The three largest charges on the credit card bill are:

1. Vehicle fuel: \$647.02 – PD: \$186.28, PW: \$460.74
2. Clerk's office travel expenses: \$298.02
3. Postage: \$250.00





TOWN OF WOODWAY  
PAYROLL APPROVAL

“I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described herein and that the claim is a just, due, and unpaid obligation against the Town of Woodway, Snohomish County, Washington, and that I am authorized to authenticate and certify to said claims.”

\_\_\_\_\_  
Clerk-Treasurer

The following October 2018 Payroll transactions are approved for 2018 payment:

EFT Transactions #1599-1603, 1605-1624 & Check #12422 .....\$51,869.34

This 5<sup>th</sup> day of November 2018

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Councilmember



**Snohomish County**

**Public Works**

3000 Rockefeller Ave., M/S 607  
Everett, WA 98201-4046  
(425) 388-3464  
www.snoco.org

October 31, 2018

The Honorable Carla Nichols, Mayor  
Town of Woodway  
23920 113th Place W.  
Woodway, WA 98020

Re: Notice of Termination of Snohomish County participation in  
Interlocal Agreement for the Watershed Basins within Water Resource Inventory Area 8

Dear Mayor Nichols:

Snohomish County is a leader in water quality improvement and salmon restoration. In August of this year, the County's 16-year Smith Island Restoration Project culminated in breaching dikes in the Snohomish River Estuary and creating 377.5 acres of new Chinook salmon habitat. We understand that our economy and quality of life are dependent on our ability to manage our surface water resources and ensure those resources will be available for generations to come. However, we can only accomplish as much as our budgets allow.

Due to budgetary constraints, Snohomish County will not be making its \$62,460 cost share payment for 2019 under the Interlocal Agreement for the Watershed Basins within Water Resource Inventory Area 8 ("Interlocal Agreement," effective January 1, 2016). In accordance with Section 9 of the Interlocal Agreement, we are providing notice to all parties of termination of Snohomish County's participation in the Interlocal Agreement, and as a voting party in the WRIA 8 Salmon Recovery Council (SRC), effective December 31, 2018. We wish to give notice now so that the WRIA 8 Management Committee has sufficient time to plan adjustments as needed to the 2019 WRIA 8 budget.

Snohomish County is still fully committed to salmon recovery and the work of the WRIA 8 SRC, and we will continue ongoing salmon recovery activities in the Snohomish County portion of WRIA 8 (please see attached list of ongoing projects). This includes, but is not limited to, watershed scale stormwater planning, salmon recovery projects, marine stewardship, and education and outreach.

We plan to continue supporting and participating in the WRIA 8 SRC and committees, to the extent consistent within budget. If there are innovative ways to resolve this issue, we are very open to discussing them with you.

If you have any questions, please feel free to contact me at 425-388-6454.

Sincerely,

Gregg Farris, PE  
Surface Water Utility Director  
Snohomish County Public Works

cc: WRIA 8 SRC (by email only): Jason Mulvihill-Kuntz  
Snohomish County: Dave Somers, Brian Sullivan

Attachments

## WRIA 8 ILA Party Distribution

Jurisdiction	Name	Title
Beaux Arts	John Gillem	Mayor
Bellevue	John Chelminiak	Mayor
Bothell	Andy Rheaume	Mayor
Clyde Hill	George Martin	Mayor
Edmonds	Dave Earling	Mayor
Hunts Point	Joe Sabey	Mayor
Issaquah	Mary Lou Pauly	Mayor
Kenmore	David Baker	Mayor
Kent	Dana Ralph	Mayor
King County (Uninc.)	Dow Constantine	Executive
	Joe McDermott	Council Chair
Kirkland	Amy Walen	Mayor
Lake Forest Park	Jeff Johnson	Mayor
Maple Valley	Sean Kelly	Mayor
Medina	Cynthia Adkins	Mayor
Mercer Island	Debbie Bertlin	Mayor
Mill Creek	Pam Pruitt	Mayor
Mountlake Terrace	Jerry Smith	Mayor
Mukilteo	Jennifer Gregerson	Mayor
Newcastle	Allen Dauterman	Mayor
Redmond	John Marchione	Mayor
Renton	Denis Law	Mayor
Sammamish	Christie Malchow	Mayor
Seattle	Bruce Harrell	Council President
Shoreline	Will Hall	Mayor
Woodinville	James Evans	Mayor
Woodway	Carla Nichols	Mayor
Yarrow Point	Richard Cahill	Mayor

## **Snohomish County WRIA 8 Services/Activities Benefiting Salmon Recovery**

### Participation in the WRIA 8 Salmon Recovery groups

Surface Water Management staff will continue to participate in the WRIA 8 Technical Committee and Implementation Committee. *Anticipated investment - \$10,000*

### Fish Passage Improvements

SWM will continue to support the implementation of the Fish Passage Culvert Program which works to restore aquatic habitat by replacing county-owned culverts that prevent fish migration.

Current planned (or recently completed projects) include:

- Two culvert replacements on Golde Creek, a tributary to Scriber/Swamp Creek (2018)  
*Anticipated investment - \$498,000*
- Two culvert replacements on Tunnel Creek, a tributary to Swamp Creek (2018) *Included as part of \$7 million road improvement project*
- Three culvert replacements on tributaries to Swamp Creek (1 in 2018, 1 in 2019, and 1 in 2020)  
*Anticipated investment – greater than \$450,000*
- One culvert replacement on a tributary to North Creek (2019) *Anticipated investment - \$400,000*

### Protection and restoration of marine environment:

The Snohomish County Marine Resources Committee, staffed by Surface Water Management, promotes effective stewardship of Snohomish County's marine environment. MRC staff will continue to support project identification, development and implementation. Projects supported by MRC staff include:

- Participation on the Coastal Streams and Embayments Advisory Group - The Advisory Group informs the development of a prioritization framework to evaluate coastal embayments and streams along the railroad-impacted shoreline of Puget Sound (includes WRIA 8 shoreline).
- Support the development and implementation of Snohomish County Parks' Meadowdale Beach Park & Estuary Restoration project (PRISM # 18-1259)

### NPDES watershed planning in Little Bear Creek

SWM will continue NPDES-related efforts in Little Bear Creek, subject to funding availability. Activities in 2018 include prioritizing and developing concept plans for drainage and instream restoration projects to benefit water quality and habitat. *Anticipated investment in 2018 -- \$280,000; implementation unknown*

### Water quality and habitat monitoring

WRIA 8 streams will continue to be included in County-wide water quality and habitat monitoring under Surface Water Management's new Integrated Monitoring Program

### Education and outreach

Surface Water Management staff will continue to offer workshops for residents and businesses in WRIA 8 covering topics including Septic Care, Streamside Landowner, Natural Lawn Care, RainScaping (low impact development) and pet waste.

### Stewardship

Surface Water Management staff and Washington Conservation Corps crew will continue to steward Surface Water Management custodial properties and implement the native plant program.

### Project development and implementation

When appropriate and if resources allow, Surface Water Management staff will pursue grant funding to develop, design and implement projects to improve water quality and protect and restore salmon habitat and instream flows in WRIA 8.

## EXPENSE KEY

**Salary & Benefits:**

*Mandatory Services:*

- A. Clerk-Treasurer
- B. Deputy Clerk/Permit Technician
- C. Building Official
- D. Building Inspector
- E. Traffic Engineer
- F. Bonus Pool

*General Government:*

- A. Town Administrator

**Facility management:**

Building services: utilities, maintenance, debt service

Public space maintenance: streets, parks

Stormwater: repair, maintenance

**Operating expenses:**

Training/professional development, insurance, supplies, fuel, etc.

**Equipment:**

Purchase/rental/maintenance

**Governmental services:**

Audit, elections, voter registration, organization memberships, publication, ordinance codification

**Contract/Prof. Services:**

*Mandatory Services:*

- A. Legal Services
- B. Engineering Services
- C. Planning Services - Regular & MUGA
- D. Hearing Examiner Services

*General Government:*

- A. Legal services – MUGA
- B. Engineering - MUGA

Town of Woodway  
3rd Quarter 2018 Finance Report  
Budget Summary - As of 9/30/2018

<i>General Fund - 001</i>	<b>2018 Budget</b>	<b>2018 Actual</b>	
Beginning Fund Balance	1,361,261	1,361,261	
Revenues	1,371,520	1,040,384	76%
Expenses	1,646,595	1,018,797	62%
Ending Fund Balance	1,086,186	1,382,848	
 <i>Replacement Reserve Fund - 002</i>	 <b>2018 Budget</b>	 <b>2018 Actual</b>	
Beginning Fund Balance	60,838	60,838	
Revenues	20,000	20,000	100%
Expenses	21,000	20,731	99%
Ending Fund Balance	59,838	60,107	
 <i>Transportation Fund - 102</i>	 <b>2018 Budget</b>	 <b>2018 Actual</b>	
Beginning Fund Balance	209,730	209,730	
Revenues	277,490	154,560	56%
Expenses	340,270	257,886	76%
Ending Fund Balance	146,950	106,404	
 <i>Real Estate Excise Tax Fund - 104</i>	 <b>2018 Budget</b>	 <b>2018 Actual</b>	
Beginning Fund Balance	451,140	451,140	
Revenues	133,130	112,345	84%
Expenses	130,000	41,504	32%
Ending Fund Balance	454,270	521,981	
 <i>Stormwater Utility Fund - 420</i>	 <b>2018 Budget</b>	 <b>2018 Actual</b>	
Beginning Fund Balance	20,629	20,629	
Revenues	80,000	83,280	104%
Expenses	46,180	29,622	64%
Ending Fund Balance	54,449	74,287	

TOWN OF WOODWAY  
MONTHLY INVESTMENT REPORT  
AS OF SEPTEMBER 30, 2018

Bank	Term	Fund Total	Maturity Date	Interest Rate	Est Interest @ Maturity
<b>SUBTOTAL</b>		-			
<b>LGIP</b>		2,145,362.03			
<b>TOTAL</b>		2,145,362.03			

Reinvest CD Principal and interest  
Investment and interest fluid

As of 9/30/2018, the 3 month Treasury bill was at 2.15%

As of 9/30/2018, the 6 month Treasury bill was at 2.30%



Town of Woodway  
3rd Quarter 2018 Finance Report  
Revenues - As of 9/30/2018

	2018 Budget Amount	YTD	% Collected
General Fund	1,371,520	1,040,384	75.86%
Replacement Reserve Fund	20,000	20,000	100.00%
Transportation Fund	277,490	154,560	55.70%
Real Estate Excise Tax Fund	133,130	112,345	84.39%
Stormwater Utility Fund	80,000	83,280	104.10%
Agency Fund	-	32,442	

Notes

2nd half 2018 property taxes will be received in November

2nd half 2018 property taxes will be received in November

	2018 Budget Amount	YTD	% Collected
<b>General Fund</b>			
Property Tax: 80%	885,000	486,759	55.00%
<b>Other Taxes</b>			
Sales/Excise Taxes	144,000	184,134	127.87%
Utility Taxes/Fees	183,500	158,856	86.57%
<b>Other Taxes Total</b>	<b>327,500</b>	<b>342,990</b>	<b>104.73%</b>
<b>Other Revenue</b>			
Licenses/Other Permits/Fees	-	-	
Intergovernmental Revenue	27,620	25,601	92.69%
Fines	8,400	7,628	90.81%
Interest	8,100	28,680	354.08%
Other Revenue	2,600	3,376	129.85%
<b>Other Revenue Total</b>	<b>46,720</b>	<b>65,285</b>	<b>139.74%</b>

Notes

Sales tax revenue is at 130% of budgeted amount

Includes WCIA training reimbursement

Traffic infractions are lower than budgeted, other fines are higher than budgeted

As of September 30, LGIP had a 2.06% return rate

Includes garden book sales & fair donations



Town of Woodway  
3rd Quarter 2018 Finance Report  
Revenues - As of 9/30/2018

	2018 Budget Amount	YTD	% Collected
<b>Fees &amp; Permits</b>			
Development Permits/Fees	53,000	42,215	79.65%
Licenses/Other Permits/Fees	9,300	9,535	102.53%
<b>Fees &amp; Permits Total</b>	<b>62,300</b>	<b>51,750</b>	<b>83.07%</b>
<b>N/o</b>			
Development Permits/Fees	50,000	93,600	187.20%
<b>N/o Total</b>	<b>50,000</b>	<b>93,600</b>	<b>187.20%</b>
<b>General Fund Total</b>	<b>1,371,520</b>	<b>1,040,384</b>	<b>75.86%</b>
<b>Replacement Reserve Fund</b>			
Property Tax	20,000	20,000	100.00%
<b>Replacement Reserve Fund Total</b>	<b>20,000</b>	<b>20,000</b>	<b>100.00%</b>
<b>Transportation Fund</b>			
Property Tax: 20%	221,000	121,690	55.06%
<b>Other Revenue</b>			
Intergovernmental Revenue	30,990	23,151	74.70%
Other Revenue	-	2,669	
<b>Other Revenue Total</b>	<b>30,990</b>	<b>25,820</b>	<b>83.32%</b>
<b>Fees &amp; Permits</b>			
Development Permits/Fees	5,000	7,001	140.01%
Licenses/Other Permits/Fees	500	50	10.00%
<b>Fees &amp; Permits Total</b>	<b>5,500</b>	<b>7,051</b>	<b>128.19%</b>

Notes

Most businesses have renewed their license for the year

Reimbursement of development expenses

Right-of-Way permits

**Town of Woodway**  
**3rd Quarter 2018 Finance Report**  
**Revenues - As of 9/30/2018**

	2018 Budget Amount	YTD	% Collected
N/o			
Other Revenue	20,000	-	0.00%
<b>N/o Total</b>	<b>20,000</b>	<b>-</b>	<b>0.00%</b>
<b>Transportation Fund Total</b>	<b>277,490</b>	<b>154,560</b>	<b>55.70%</b>
<b>Real Estate Excise Tax Fund</b>			
<b>Other Revenue</b>			
Other Revenue	-	-	
<b>Other Revenue Total</b>	<b>-</b>	<b>-</b>	
N/o			
REET	120,000	99,215	82.68%
Other Revenue	13,130	13,130	100.00%
<b>N/o Total</b>	<b>133,130</b>	<b>112,345</b>	<b>84.39%</b>
<b>Real Estate Excise Tax Fund Total</b>	<b>133,130</b>	<b>112,345</b>	<b>84.39%</b>
<b>Stormwater Utility Fund</b>			
<b>Fees &amp; Permits</b>			
Utility Taxes/Fees	80,000	83,280	104.10%
<b>Fees &amp; Permits Total</b>	<b>80,000</b>	<b>83,280</b>	<b>104.10%</b>
N/o			
Other Revenue	-	-	
<b>N/o Total</b>	<b>-</b>	<b>-</b>	

[illegible]



Town of Woodway  
3rd Quarter 2018 Finance Report  
Revenues - As of 9/30/2018

	2018 Budget Amount	YTD	% Collected
<b>Stormwater Utility Fund Total</b>	<b>80,000</b>	<b>83,280</b>	<b>104.10%</b>
<b>Agency Fund</b>			
N/o			
Development Permits/Fees	-	26,553	
Licenses/Other Permits/Fees	-	-	
Fines	-	5,780	
Other Revenue	-	100	
Sales/Excise Taxes	-	9	
<b>N/o Total</b>	<b>-</b>	<b>32,442</b>	
<b>Agency Fund Total</b>	<b>-</b>	<b>32,442</b>	

## Notes

Town of Woodway  
3rd Quarter 2018 Finance Report  
Expenses - As of 9/30/2018

	2018 Budget Amount	YTD	% Expended
General Fund	1,646,595	1,018,797	61.87%
Replacement Reserve Fund	21,000	20,731	98.72%
Transportation Fund	340,270	257,886	75.79%
Real Estate Excise Tax Fund	130,000	41,504	31.93%
Stormwater Utility Fund	46,180	29,622	64.14%
Agency Fund	-	11,634	

## Notes

	2018 Budget Amount	YTD	% Expended
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## General Fund

## Mandatory Services

Salaries & Benefits	181,800	130,466	71.76%
Facility Management	55,841	-	0.00%
Operating Expenses	20,510	23,767	115.88%
Governmental Services	11,556	5,672	49.08%
Contract/Prof. Services - Other	76,500	58,975	77.09%
<b>Mandatory Services Total</b>	<b>346,207</b>	<b>218,880</b>	<b>63.22%</b>

## General Gov't

Salaries & Benefits	85,450	64,895	75.95%
Facility Management	47,350	27,596	58.28%
Operating Expenses	23,930	18,143	75.82%
Equipment	7,800	3,179	40.76%
Governmental Services	3,040	1,688	55.53%
Contract/Prof. Services - Other	83,000	26,359	31.76%

## Notes

Includes Town Hall debt service, paid late November

Includes items that are only billed once a year and have already been paid plus a portion of the Xpress Bill Pay module

Town Hall repairs, budgeted for 2018, are still on hold

Includes budget for Council/Mayor tablets that were purchased early (at end of 2017 instead of 2018)

Legal & engineering services for MUGA are lower than anticipated



Town of Woodway  
3rd Quarter 2018 Finance Report  
Expenses - As of 9/30/2018

	2018 Budget Amount	YTD	% Expended
Other Expenses	-	-	
<b>General Gov't Total</b>	<b>250,570</b>	<b>141,860</b>	<b>56.61%</b>
<b>Public Safety</b>			
Salaries & Benefits	168,400	108,601	64.49%
Facility Management	900	320	35.57%
Operating Expenses	14,110	10,815	76.65%
Equipment	5,250	1,975	37.62%
Contract Services - Fire & BLS	526,850	395,135	75.00%
Contract Services - Police/Dispatch	128,433	59,890	46.63%
Contract/Prof. Services - Other	4,935	4,692	95.08%
Other Expenses	4,440	206	4.65%
<b>Public Safety Total</b>	<b>853,318</b>	<b>581,634</b>	<b>68.16%</b>
<b>Public Works/Parks</b>			
Facility Management	3,000	1,383	46.10%
Contract/Prof. Services - Other	3,500	6,394	182.70%
<b>Public Works/Parks Total</b>	<b>6,500</b>	<b>7,777</b>	<b>119.65%</b>
<b>N/o</b>			
Salaries & Benefits	-	-	
Equipment	-	-	
Contract/Prof. Services - Other	190,000	68,646	36.13%
<b>N/o Total</b>	<b>190,000</b>	<b>68,646</b>	<b>36.13%</b>
<b>General Fund Total</b>	<b>1,646,595</b>	<b>1,018,797</b>	<b>61.87%</b>

Notes

This includes the yearly insurance payment

Mostly park hazard tree removal

Reimbursible development expenses

Town of Woodway  
3rd Quarter 2018 Finance Report  
Expenses - As of 9/30/2018

	2018 Budget Amount	YTD	% Expended
<b>Replacement Reserve Fund</b>			
N/o			
Equipment	21,000	20,731	98.72%
<b>N/o Total</b>	<b>21,000</b>	<b>20,731</b>	<b>98.72%</b>
<b>Replacement Reserve Fund Total</b>	<b>21,000</b>	<b>20,731</b>	<b>98.72%</b>
<b>Transportation Fund</b>			
<b>Public Works/Parks</b>			
Salaries & Benefits	270,850	212,024	78.28%
Facility Management	23,550	4,412	18.74%
Operating Expenses	21,720	17,130	78.87%
Equipment	12,150	14,283	117.55%
Contr/Prof Serv - Other	12,000	10,037	83.64%
<b>Public Works/Parks Total</b>	<b>340,270</b>	<b>257,886</b>	<b>75.79%</b>
<b>Transportation Fund Total</b>	<b>340,270</b>	<b>257,886</b>	<b>75.79%</b>
<b>Real Estate Excise Tax Fund</b>			
<b>Mandatory Services</b>			
Facility Management	60,000	22,771	37.95%
<b>Mandatory Services Total</b>	<b>60,000</b>	<b>22,771</b>	<b>37.95%</b>
<b>General Gov't</b>			
Facility Management	-	-	
<b>General Gov't Total</b>	<b>-</b>	<b>-</b>	

Notes

Public Works side-by-side vehicle

This includes the yearly insurance payment  
Vehicle repair costs were higher than budgeted  
Tree removal

Includes Town Hall debt service, paid late November



Town of Woodway  
3rd Quarter 2018 Finance Report  
Expenses - As of 9/30/2018

	2018 Budget Amount	YTD	% Expended
<b>N/o</b>			
Capital Projects	70,000	18,734	26.76%
Other Expenses	-	-	
<b>N/o Total</b>	<b>70,000</b>	<b>18,734</b>	<b>26.76%</b>
<b>Real Estate Excise Tax Fund Total</b>	<b>130,000</b>	<b>41,504</b>	<b>31.93%</b>
<b>Stormwater Utility Fund</b>			
<b>Public Works/Parks</b>			
Facility Management	7,000	1,881	26.87%
Operating Expenses	2,550	5,137	201.47%
Cont./Prof. Services - Other	3,500	9,474	270.67%
<b>Public Works/Parks Total</b>	<b>13,050</b>	<b>16,492</b>	<b>126.37%</b>
<b>N/o</b>			
Capital Projects	-	-	
Other Expenses	33,130	13,130	39.63%
<b>N/o Total</b>	<b>33,130</b>	<b>13,130</b>	<b>39.63%</b>
<b>Stormwater Utility Fund Total</b>	<b>46,180</b>	<b>29,622</b>	<b>64.14%</b>
<b>Agency Fund</b>			
<b>N/o</b>			
Governmental Services	-	4,366	
Other Expenses	-	7,268	
<b>N/o Total</b>	<b>-</b>	<b>11,634</b>	
<b>Agency Fund Total</b>	<b>-</b>	<b>11,634</b>	

**Notes**

Includes overlay \$ budgeted in the Transp. fund. They will be moved in the 2018 budget amendment but are listed here for now.

Includes a portion of the Xpress Bill Pay module

Engineering for the NPDES waiver application & Twin Maples repair engineering

Transfer out to Transportation Fund will occur after 2018 budget amendment is approved

**Ordinance / Resolution No.** 18-407  
**RCW 84.55.120**

**WHEREAS**, the Town Council of the Town of Woodway has met and considered  
(Governing body of the taxing district) (Name of the taxing district)  
its budget for the calendar year \_\_\_\_\_; and,

**WHEREAS**, the districts actual levy amount from the previous year was \$ 1,106,149.83; and,  
(Previous year's levy amount)

**WHEREAS**, the population of this district is ☐ more than or ☒ less than 10,000; and now, therefore,  
(Check one)

**BE IT RESOLVED** by the governing body of the taxing district that an increase in the regular property tax levy  
is hereby authorized for the levy to be collected in the 2019 tax year.  
(Year of collection)

The dollar amount of the increase over the actual levy amount from the previous year shall be \$ 11,061.50  
which is a percentage increase of 1 % from the previous year. This increase is exclusive of  
(Percentage increase)

additional revenue resulting from new construction, improvements to property, newly constructed wind turbines,  
solar, biomass, and geothermal facilities, and any increase in the value of state assessed property, any annexations  
that have occurred and refunds made.

Adopted this 5 day of November, 2018.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**If additional signatures are necessary, please attach additional page.**

This form or its equivalent must be submitted to your county assessor prior to their calculation of the property tax levies. A certified budget/levy request, separate from this form is to be filed with the County Legislative Authority no later than November 30<sup>th</sup>. As required by RCW 84.52.020, that filing certifies the total amount to be levied by the regular property tax levy. The Department of Revenue provides the "Levy Certification" form (REV 64 0100) for this purpose. The form can be found at: <http://dor.wa.gov/docs/forms/PropTx/Forms/LevyCertf.doc>.

To ask about the availability of this publication in an alternate format, please call 1-800-647-7706. Teletype (TTY) users may use the Washington Relay Service by calling 711. For tax assistance, call (360) 534-1400.

Town of Woodway | Budget Forecast

Beginning Fund Balances	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	
001 - General Fund	1,447,783	1,361,361	1,385,747	1,211,977	1,100,390	974,289	825,973	635,574	414,992	148,458	(146,422)	(495,770)	(878,652)
002 - Replacement Reserve Fund	44,983	60,838	60,107	80,107	100,107	120,107	140,107	140,107	160,107	180,107	200,107	200,107	220,107
102 - Transportation Fund	270,430	209,730	160,741	99,233	23,277	(59,001)	(153,206)	(259,969)	(379,955)	(513,864)	(662,428)	(826,418)	(1,006,642)
104 - Real Estate Excise Tax Fund	345,170	451,140	429,770	392,270	477,520	562,770	648,020	708,020	768,020	828,020	888,020	948,020	1,008,020
420 - Stormwater Utility Fund	12,076	20,629	3,529	2,055	25,371	55,628	85,823	141,204	196,519	251,767	306,947	362,055	417,091
645 - Agency Fund	600	64,439											
Operating Budget	1,763,196	1,631,930	1,606,596	1,391,318	1,223,774	1,035,394	812,875	515,712	195,144	(185,300)	(608,744)	(1,122,081)	

Beginning Fund Balances Yearly gain/loss vs previous year													
001 - General Fund	(40,742)	(86,422)	24,386	(173,770)	(111,587)	(126,101)	(148,315)	(190,400)	(220,581)	(266,535)	(294,880)		
002 - Replacement Reserve Fund	20,000	15,855	(731)	20,000	20,000	20,000	20,000	-	20,000	20,000	20,000		
102 - Transportation Fund	(6,934)	(60,699)	(48,989)	(61,508)	(75,956)	(82,279)	(94,204)	(106,763)	(119,987)	(133,909)	(148,564)		
	(27,676)	(131,266)	(25,334)	(215,278)	(167,544)	(188,380)	(222,520)	(297,163)	(320,568)	(380,444)	(423,444)		

The operating budget includes three funds: 001 - General, 002 - Replacement Reserve, 102 - Transportation



## Town of Woodway | Budget Summary

<i>General Fund</i>	<b>2018 Budget</b>	<b>2018 Proj. YE</b>	<b>2019 Proposed</b>		
Beginning Fund Balance	1,361,361	1,361,361	1,385,747		
Revenues	1,371,520	1,529,631	1,426,112	Difference in revenue:	158,111
Expenses	1,646,595	1,505,245	1,599,882	Difference in expenses:	(141,350)
Ending Fund Balance	1,086,286	1,385,747	1,211,977		
<i>Replacement Reserve Fund</i>	<b>2018 Budget</b>	<b>2018 Proj. YE</b>	<b>2019 Proposed</b>		
Beginning Fund Balance	60,838	60,838	60,107		
Revenues	20,000	20,000	20,000	Difference in revenue:	-
Expenses	21,000	20,731	-	Difference in expenses:	(269)
Ending Fund Balance	59,838	60,107	80,107		
<i>Transportation Fund</i>	<b>2018 Budget</b>	<b>2018 Proj. YE</b>	<b>2019 Proposed</b>		
Beginning Fund Balance	209,730	209,730	160,741		
Revenues	277,490	283,739	280,042	Difference in revenue:	6,249
Expenses	410,270	332,728	341,550	Difference in expenses:	(77,542)
Ending Fund Balance	76,950	160,741	99,233		
<i>Real Estate Excise Tax Fund</i>	<b>2018 Budget</b>	<b>2018 Proj. YE</b>	<b>2019 Proposed</b>		
Beginning Fund Balance	451,140	451,140	429,770		
Revenues	133,130	160,830	517,500	Difference in revenue:	27,700
Expenses	60,000	182,200	555,000	Difference in expenses:	122,200
Ending Fund Balance	524,270	429,770	392,270		
<i>Stormwater Utility Fund</i>	<b>2018 Budget</b>	<b>2018 Proj. YE</b>	<b>2019 Proposed</b>		
Beginning Fund Balance	20,629	20,629	3,529		
Revenues	80,000	85,000	155,000	Difference in revenue:	5,000
Expenses	46,180	102,100	156,474	Difference in expenses:	55,920
Ending Fund Balance	54,449	3,529	2,055		



## Town of Woodway | 2019 Preliminary Budget Revenues

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Collected	2019 Proposed	Notes
<b>General Fund</b>	<b>1,521,938</b>	<b>1,097,322</b>	<b>1,371,520</b>	<b>1,529,631</b>	<b>111.53%</b>	<b>1,426,112</b>	
<b>Replacement Reserve Fund</b>	<b>20,000</b>	<b>20,000</b>	<b>20,000</b>	<b>20,000</b>	<b>100.00%</b>	<b>20,000</b>	
<b>Transportation Fund</b>	<b>268,022</b>	<b>160,141</b>	<b>277,490</b>	<b>283,739</b>	<b>102.25%</b>	<b>280,042</b>	
<b>Real Estate Excise Tax Fund</b>	<b>178,910</b>	<b>130,425</b>	<b>133,130</b>	<b>160,830</b>	<b>120.81%</b>	<b>517,500</b>	
<b>Stormwater Utility Fund</b>	<b>98,076</b>	<b>84,177</b>	<b>80,000</b>	<b>85,000</b>	<b>106.25%</b>	<b>155,000</b>	
<b>Agency Fund</b>	<b>86,287</b>	<b>32,538</b>	<b>-</b>	<b>-</b>		<b>-</b>	

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Collected	2019 Proposed	Notes
<b>General Fund</b>							
<b>Property Tax: 80%</b>	<b>842,141</b>	<b>493,006</b>	<b>885,000</b>	<b>865,000</b>	<b>97.74%</b>	<b>873,769</b>	1% increase
<b>Other Taxes</b>							
Sales/Excise Taxes	188,308	203,415	144,000	221,000	153.47%	149,000	
Utility Taxes/Fees	197,132	174,152	183,500	186,500	101.63%	186,500	
<b>Other Taxes Total</b>	<b>385,440</b>	<b>377,568</b>	<b>327,500</b>	<b>407,500</b>	<b>124.43%</b>	<b>335,500</b>	
<b>Other Revenue</b>							
Licenses/Other Permits/Fees	-	-	-	-		-	
Intergovernmental Revenue	29,185	34,825	27,620	42,875	155.23%	32,160	
Fines	11,085	7,675	8,400	8,750	104.17%	3,733	
Interest	19,237	32,654	8,100	37,483	462.75%	26,100	We anticipate continued higher investment returns
Other Revenue	7,894	3,486	2,600	3,773	145.12%	2,100	
<b>Other Revenue Total</b>	<b>67,401</b>	<b>78,639</b>	<b>46,720</b>	<b>92,881</b>	<b>198.80%</b>	<b>64,093</b>	
<b>Fees &amp; Permits</b>							
Development Permits/Fees	116,399	44,354	53,000	54,200	102.26%	49,500	Includes \$2,000 estimated building permit technology fee revenue for 2019
Licenses/Other Permits/Fees	12,498	9,815	9,300	10,050	108.06%	8,250	
<b>Fees &amp; Permits Total</b>	<b>128,897</b>	<b>54,169</b>	<b>62,300</b>	<b>64,250</b>	<b>103.13%</b>	<b>57,750</b>	
<b>N/o</b>							
Development Permits/Fees	98,059	93,939	50,000	100,000	200.00%	95,000	Reimbursement of development expenses
<b>N/o Total</b>	<b>98,059</b>	<b>93,939</b>	<b>50,000</b>	<b>100,000</b>	<b>200.00%</b>	<b>95,000</b>	
<b>General Fund Total</b>	<b>1,521,938</b>	<b>1,097,322</b>	<b>1,371,520</b>	<b>1,529,631</b>	<b>111.53%</b>	<b>1,426,112</b>	



# Town of Woodway | 2019 Preliminary Budget Revenues

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Collected	2019 Proposed	Notes
<b>Replacement Reserve Fund</b>							
Property Tax	20,000	20,000	20,000	20,000	100.00%	20,000	
<b>Replacement Reserve Fund Total</b>	<b>20,000</b>	<b>20,000</b>	<b>20,000</b>	<b>20,000</b>	<b>100.00%</b>	<b>20,000</b>	
<b>Transportation Fund</b>							
Property Tax: 20%	210,535	123,252	221,000	221,000	100.00%	223,442	1% increase
<b>Other Revenue</b>							
Intergovernmental Revenue	31,294	25,705	30,990	31,020	100.10%	31,100	
Other Revenue	-	2,669	-	2,669		-	
<b>Other Revenue Total</b>	<b>31,294</b>	<b>28,374</b>	<b>30,990</b>	<b>33,689</b>	<b>108.71%</b>	<b>31,100</b>	
<b>Fees &amp; Permits</b>							
Development Permits/Fees	5,293	8,466	5,000	9,000	180.00%	5,000	
Licenses/Other Permits/Fees	900	50	500	50	10.00%	500	
<b>Fees &amp; Permits Total</b>	<b>6,193</b>	<b>8,516</b>	<b>5,500</b>	<b>9,050</b>	<b>164.55%</b>	<b>5,500</b>	
<b>N/o</b>							
Other Revenue	20,000	-	20,000	20,000	100.00%	20,000	Transfer in from stormwater utility fund
<b>N/o Total</b>	<b>20,000</b>	<b>-</b>	<b>20,000</b>	<b>20,000</b>	<b>100.00%</b>	<b>20,000</b>	
<b>Transportation Fund Total</b>	<b>268,022</b>	<b>160,141</b>	<b>277,490</b>	<b>283,739</b>	<b>102.25%</b>	<b>280,042</b>	
<b>Real Estate Excise Tax Fund</b>							
<b>Other Revenue</b>							
Other Revenue	-	-	-	27,700		397,500	Grant revenue
<b>Other Revenue Total</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>27,700</b>		<b>397,500</b>	
<b>N/o</b>							
REET	118,310	117,295	120,000	120,000	100.00%	120,000	
Other Revenue	60,600	13,130	13,130	13,130	100.00%	-	
<b>N/o Total</b>	<b>178,910</b>	<b>130,425</b>	<b>133,130</b>	<b>133,130</b>	<b>100.00%</b>	<b>120,000</b>	
<b>Real Estate Excise Tax Fund Total</b>	<b>178,910</b>	<b>130,425</b>	<b>133,130</b>	<b>160,830</b>	<b>120.81%</b>	<b>517,500</b>	
<b>Stormwater Utility Fund</b>							
<b>Fees &amp; Permits</b>							
Utility Taxes/Fees	85,076	84,177	80,000	85,000	106.25%	80,000	
<b>Fees &amp; Permits Total</b>	<b>85,076</b>	<b>84,177</b>	<b>80,000</b>	<b>85,000</b>	<b>106.25%</b>	<b>80,000</b>	
<b>N/o</b>							

Town of Woodway | 2019 Preliminary Budget Revenues

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Collected	2019 Proposed	Notes
Other Revenue	13,000	-	-			75,000	Proposed loan from Capital Fund to pay for repairs
N/o Total	13,000	-	-			75,000	
Stormwater Utility Fund Total	98,076	84,177	80,000	85,000	106.25%	155,000	
Agency Fund							
N/o							
Development Permits/Fees	71,600	26,560	-	-		-	
Licenses/Other Permits/Fees	2,200	-	-	-		-	
Fines	12,143	5,869	-	-		-	
Other Revenue	-	100	-	-		-	
Sales/Excise Taxes	344	9	-	-		-	
N/o Total	86,287	32,538	-	-		-	
Agency Fund Total	86,287	32,538	-	-		-	



Town of Woodway | 2019 Preliminary Budget Expenses

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Expended	2019 Proposed	Notes
General Fund	1,609,863	1,235,343	1,646,595	1,505,245	91%	1,599,882	
Replacement Reserve Fund	4,145	20,731	21,000	20,731	99%	-	
Transportation Fund	322,887	281,834	340,270	332,728	98%	341,550	
Real Estate Excise Tax Fund	77,371	86,784	130,000	182,200	140%	555,000	
Stormwater Utility Fund	89,523	35,896	46,180	102,100	221%	156,474	
Agency Fund	22,449	11,634	-	-		-	

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Expended	2019 Proposed	Notes
General Fund							
Mandatory Services							
Salaries & Benefits	193,107	145,378	181,800	178,950	98%	200,950	Includes 3% COLA
Facility Management	56,946	-	55,841	56,141	101%	54,441	Includes town hall debt service
Operating Expenses	26,047	24,112	20,510	25,561	125%	38,664	Inclues \$10,000 for permit portal and \$1,200 for add'l processing fees
Governmental Services	21,387	7,264	11,556	8,936	77%	20,475	Includes \$10,000 for biennial audit
Contract/Prof. Services - Other	97,812	94,053	76,500	103,500	135%	67,500	2018 is higher than expected for Engineering & Fire Marshal permitting. Also includes 85% of the SMP update costs.
Mandatory Services Total	395,300	270,807	346,207	373,088	108%	382,030	
General Gov't							
Salaries & Benefits	83,068	72,101	85,450	86,300	101%	89,500	Includes 3% COLA
Facility Management	52,386	31,435	47,350	45,350	96%	62,700	Includes \$24,000 for Town Hall painting
Operating Expenses	27,051	20,803	23,930	23,622	99%	23,681	
Equipment	11,580	3,674	7,800	5,733	74%	5,300	Includes new computer for Clerk's office
Governmental Services	1,639	1,688	3,040	8,028	264%	4,430	Includes \$5,000 AHA contribution in 2018, \$1 per capita in 2019
Contract/Prof. Services - Other	136,021	26,492	83,000	58,000	70%	54,000	
Other Expenses	-	-	-	-		-	
General Gov't Total	311,744	156,193	250,570	227,033	91%	239,611	
Public Safety							
Salaries & Benefits	150,687	118,641	168,400	157,250	93%	85,450	Includes 3% COLA
Facility Management	480	400	900	900	100%	900	



## Town of Woodway | 2019 Preliminary Budget Expenses

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Expended	2019 Proposed	Notes
Operating Expenses	14,029	11,798	14,110	13,220	94%	11,900	
Equipment	729	1,975	5,250	5,450	104%	2,500	
Contract Services - Fire & BLS	511,501	526,846	526,850	526,850	100%	542,656	3% increase per contract
Contract Services - Police/Dispatch	112,519	62,754	128,433	90,413	70%	222,000	2019 includes new police contract
Contract/Prof. Services - Other	4,844	5,101	4,935	5,101	103%	5,284	
Other Expenses	4,459	206	4,440	4,440	100%	4,551	
<b>Public Safety Total</b>	<b>799,247</b>	<b>727,721</b>	<b>853,318</b>	<b>803,624</b>	<b>94%</b>	<b>875,241</b>	
<b>Public Works/Parks</b>							
Facility Management	3,977	1,383	3,000	3,000	100%	2,000	
Contract/Prof. Services - Other	-	6,394	3,500	7,500	214%	6,000	
<b>Public Works/Parks Total</b>	<b>3,977</b>	<b>7,777</b>	<b>6,500</b>	<b>10,500</b>	<b>162%</b>	<b>8,000</b>	
<b>N/o</b>							
Salaries & Benefits	-	(220)	-	-	-	-	
Equipment	-	-	-	-	-	-	
Contract/Prof. Services - Other	99,595	73,064	190,000	91,000	48%	95,000	Reimbursible development expenses
Other Expenses	-	-	-	-	-	-	
<b>N/o Total</b>	<b>99,595</b>	<b>72,844</b>	<b>190,000</b>	<b>91,000</b>	<b>48%</b>	<b>95,000</b>	
<b>General Fund Total</b>	<b>1,609,863</b>	<b>1,235,343</b>	<b>1,646,595</b>	<b>1,505,245</b>	<b>91%</b>	<b>1,599,882</b>	
<b>Replacement Reserve Fund</b>							
<b>N/o</b>							
Equipment	4,145	20,731	21,000	20,731	99%	-	
<b>N/o Total</b>	<b>4,145</b>	<b>20,731</b>	<b>21,000</b>	<b>20,731</b>	<b>99%</b>	<b>-</b>	
<b>Replacement Reserve Fund Total</b>	<b>4,145</b>	<b>20,731</b>	<b>21,000</b>	<b>20,731</b>	<b>99%</b>	<b>-</b>	
<b>Transportation Fund</b>							
<b>Public Works/Parks</b>							
Salaries & Benefits	261,978	233,379	270,850	268,800	99%	258,500	Includes 3% COLA
Facility Management	20,785	5,939	23,550	11,100	47%	34,600	Increased tree removal budget due to diseased cedars in rights-of-way, Includes 7,500 for guard rail repair
Operating Expenses	19,724	18,186	21,720	21,678	100%	19,550	
Equipment	7,467	14,293	12,150	17,150	141%	11,900	
Contr/Prof Serv - Other	12,932	10,037	12,000	14,000	117%	17,000	



# Town of Woodway | 2019 Preliminary Budget Expenses

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Expended	2019 Proposed	Notes
<b>Public Works/Parks Total</b>	<b>322,887</b>	<b>281,834</b>	<b>340,270</b>	<b>332,728</b>	<b>98%</b>	<b>341,550</b>	
<b>Transportation Fund Total</b>	<b>322,887</b>	<b>281,834</b>	<b>340,270</b>	<b>332,728</b>	<b>98%</b>	<b>341,550</b>	
<b>Real Estate Excise Tax Fund</b>							
<b>Mandatory Services</b>							
Facility Management	60,000	22,771	60,000	60,000	100%	60,000	Includes town hall debt service, paid late November
<b>Mandatory Services Total</b>	<b>60,000</b>	<b>22,771</b>	<b>60,000</b>	<b>60,000</b>	<b>100%</b>	<b>60,000</b>	
<b>General Gov't</b>							
Facility Management	(60)	-	-	-		7,000	
<b>General Gov't Total</b>	<b>(60)</b>	<b>-</b>	<b>-</b>	<b>-</b>		<b>7,000</b>	
<b>N/o</b>							
Capital Projects	4,431	64,014	70,000	122,200	175%	413,000	2019 includes grant project expenditures
Other Expenses	13,000	-	-	-		75,000	
<b>N/o Total</b>	<b>17,431</b>	<b>64,014</b>	<b>70,000</b>	<b>122,200</b>	<b>175%</b>	<b>488,000</b>	2018 includes overlay funds that were originally budgeted in the Transportation fund. They will be transferred with the year-end budget amendment but are listed here for now.
<b>Real Estate Excise Tax Fund Total</b>	<b>77,371</b>	<b>86,784</b>	<b>130,000</b>	<b>182,200</b>	<b>140%</b>	<b>555,000</b>	
<b>Stormwater Utility Fund</b>							
<b>Public Works/Parks</b>							
Facility Management	-	4,906	7,000	10,000	143%	7,000	
Operating Expenses	8,923	5,275	2,550	5,893	231%	3,374	
Cont./Prof. Services - Other	-	12,509	3,500	23,000	657%	26,000	2018 includes bioswale engineering in Twin Maples & estimated engineering for culvert replacement; 2019 includes \$25,000 for estimated Stormwater Comp Plan update cost
<b>Public Works/Parks Total</b>	<b>8,923</b>	<b>22,689</b>	<b>13,050</b>	<b>38,893</b>	<b>298%</b>	<b>36,374</b>	
<b>N/o</b>							
Capital Projects	-	-	-	30,000		90,000	2018: 30,000 for estimated culvert replacement; 2019: 50,000 for estimated Twin Maples bio swales & 40,000 for estimated culvert replacement
Other Expenses	80,600	13,207	33,130	33,207	100%	30,100	
<b>N/o Total</b>	<b>80,600</b>	<b>13,207</b>	<b>33,130</b>	<b>63,207</b>	<b>191%</b>	<b>120,100</b>	
<b>Stormwater Utility Fund Total</b>	<b>89,523</b>	<b>35,896</b>	<b>46,180</b>	<b>102,100</b>	<b>221%</b>	<b>156,474</b>	

Town of Woodway | 2019 Preliminary Budget Expenses

	2017 Actual	2018 YTD	2018 Budgeted	2018 Projected YE	% Expended	2019 Proposed	Notes
<b>Agency Fund</b>							
N/o							
Governmental Services	12,596	4,366	-	-		-	
Other Expenses	9,853	7,268	-	-		-	
N/o Total	22,449	11,634	-	-		-	
Agency Fund Total	22,449	11,634	-	-		-	

## **INTERLOCAL AGREEMENT TO PROVIDE A WALKING PROGRAM**

This Agreement is made between Public Hospital District No. 2, Snohomish County, Washington and the Town of Woodway to provide a walking program at Deer Creek Park.

### **1. PARTIES**

1.1 Public Hospital District No. 2, Snohomish County, Washington ("PHD2"), a public hospital district formed under Chapter 70.44 RCW; and

1.2 The Town of Woodway, a Washington municipal corporation.

### **2. PURPOSE AND PROGRAM**

2.1 The purpose of this Agreement is to enable The Town of Woodway to provide a walking program at Deer Creek Park for the benefit of PHD2 residents (the "Walking Program"). The scope of the Walking Program is described in the Town of Woodway's grant application submitted on June 29, 2018 (attached hereto as Exhibit A (the "Application")).

2.2 As described in the Application, the Walking Program will provide opportunities for area residents to improve their health by walking and through exercise at Deer Creek Park and the program will include the improvement of a walking trail, installation of an exercise circuit, and other park improvements to encourage physical activity by area residents.

### **3. AUTHORITY**

3.1 PHD2 is authorized under RCW 70.44.240 to "contract" with any "legal entity" to "provide any hospital or other health care facilities or other health care services to be used by individuals, districts, hospitals, or others, including providing health care maintenance services." RCW 70.44.007 defines "other health care services" to include "services that promote health, wellness, and prevention of illness and injury."

3.2 The Town of Woodway is a Washington municipal corporation.

### **4. TERM AND TERMINATION**

4.1 The Agreement will begin on the date of the second signature on this Agreement.

4.2 The Agreement will end when the final reporting by The Town of Woodway is accepted and approved by PHD2 as described below.

### **5. OBLIGATIONS OF PHD2**



5.1 PHD2 will fund the Walking Program provided by the Town of Woodway in one payment of forty-seven thousand five hundred dollars and no cents (\$47,500.00) on November 15, 2018.

## **6. OBLIGATIONS OF THE TOWN OF WOODWAY**

6.1 The funds provided by PHD2 will be used by the Town of Woodway solely to fund a portion of the cost of walking path improvements including the design and installation of a walking path, an exercise circuit, and other park improvements to encourage physical activity by area residents, as specified in the Application. The improvements described in the Application will be completed by the Town of Woodway no later than July 1, 2019. The Town of Woodway will be solely responsible for ongoing maintenance of the walking path during the term of this agreement. The project scope may be further developed and refined, but not substantially altered from the scope described in the Application without the prior written authorization of PHD2.

6.2 As consideration for the participation of PHD2 in this agreement, the Town of Woodway agrees to make the new trail and facility at Deer Creek Park available during the term of this Agreement for use to encourage the physical activity by residents, schools and other community groups and organizations that offer physical activity opportunities in the PHD2 service area.

6.3 The Town of Woodway will measure the results of the Walking Program, including the number participants that take place in planned walks through Sherwood Elementary, the number of seniors that participate in organized exercise programs at the park and through activity counts collected through cards or other logs placed at the trail and within Deer Creek Park.

6.4 The Town of Woodway will submit progress reports of activities carried out under the program including summaries of outcomes and results and financial reports detailing use of the funds, according to the following schedule:

<b>Date due to PHD2</b>	<b>Type of report</b>
February 15, 2020	1 <sup>st</sup> annual report
February 15, 2021	2 <sup>nd</sup> annual report

6.5 The Town of Woodway will use the funds provided by PHD2 only for the Walking Program and will return any portion of the payments that are not used for the Walking Program by February 15, 2021.

6.6 The Town of Woodway recognizes that PHD2 is a public agency subject to audit by the Washington State Auditor. The Town of Woodway will provide PHD2 with any accessible information that PHD2 is requested to provide to the Washington State Auditor or

otherwise required to provide to the State of Washington or to the Federal Government or pursuant to the Washington Public Records Act.

6.7 The Town of Woodway will comply with all local, state and federal laws including, if applicable, the federal Health Insurance Portability and Accountability Act ("HIPAA"). Furthermore, the Town of Woodway will comply with all local, state and federal laws for bids, purchasing goods and services, and construction.

6.8 During the term of this Agreement, The Town of Woodway will give every consideration to suggestions by PHD2 for modifications to the Walking Program to obtain more favorable health outcomes of the participants.

6.9 The Town of Woodway will give credit to PHD2 that recognizes its funding of the Walking Program. The use of PHD2's logo, when appropriate, is encouraged. PHD2 and the Town of Woodway will work cooperatively to find a mutually agreeable way to recognize PHD2's funding of the Walking Program in Deer Creek Park.

## **7. MISCELLANEOUS PROVISIONS**

7.1 Relationship of the Parties. The relationship created between PHD2 and The Town of Woodway in this Agreement is strictly that of independent contractors. The Agreement creates no partnership or joint venture between the parties, nor may any officer or employee of one party be considered to be an employee or agent of the other. Further, the Agreement provides no rights to any third parties and may not be relied on by any other person or entity.

7.2 Applicable Law. The Agreement is entered under the laws of the State of Washington. Any litigation arising from this Agreement must be filed in Snohomish County Superior Court.

7.3 Liability and Insurance. The Town of Woodway will indemnify, defend and hold PHD2 harmless from any claims, lawsuits or other actions, and judgments arising in any way from the Walking Program provided under this Agreement. The Town of Woodway will maintain a liability insurance policy of at least \$1,000,000 per occurrence during the term of the Agreement.

7.4 Entire Agreement; Amendments. This Agreement is complete and integrates all understandings between the parties. No amendment or other change to the Agreement will be binding on either party unless agreed to in writing and signed by each party.

7.5 Severability. If a court of competent jurisdiction rules any part of this Agreement to be invalid, the remainder of the Agreement will still be in full force and effect.

7.6 Force Majeure. Neither party will be in default or liable for failure to perform its obligations under this Agreement if that failure is due to causes beyond its reasonable

control including, but not limited to, acts of God, acts of terrorism, fires, floods, windstorms earthquakes, labor disputes or governmental acts.

7.7 Notices and Reporting. Any notice or reporting required or otherwise given under this Agreement will be considered delivered or given when actually delivered or 48 hours after being deposited in the U.S. Mail as certified mail addressed to the following:

To PHD2:

Robin Fenn, Superintendent  
Public Hospital District No. 2, Snohomish County  
4710 196<sup>th</sup> Street  
Lynnwood, WA 98036

To the Town of Woodway:

Carla Nichols  
Town of Woodway  
23920 113<sup>th</sup> Place W  
Woodway, WA 98020

7.8 Assignment. This Agreement may not be assigned without the written consent of the other party. Each party may consent to or decline a request for assignment by the other party at the sole discretion of the party from which consent is requested.

AGREED TO:

PUBLIC HOSPITAL DISTRICT NO. 2  
SNOHOMISH COUNTY, WASHINGTON

By: \_\_\_\_\_  
Robin Fenn, Superintendent

Date: \_\_\_\_\_

THE TOWN OF WOODWAY

By: \_\_\_\_\_

Date: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_