



CITY OF KIRKLAND

City Attorney's Office

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MEMORANDUM

To: Houghton Community Council

From: Kevin Raymond, City Attorney

Date: March 13, 2017

Subject: Continuation of Existence of Houghton Community Council

The term of existence for a community municipal corporation is four years. This may be extended an additional four years if approved by the voters within the jurisdiction at a general election.

In accordance with state law, RCW 35.14.060, there are two options for authorizing continuation of a community municipal corporation. One is to adopt a resolution not less than seven months prior to the end of the term of existence, and the second is to file a petition for continuation signed by at least ten percent of the registered voters residing within the service area not less than six months prior to the end of the term of existence.

The purpose of the Special Meeting on March 26, 2017 is to consider adoption of Resolution 2017-4 to continue the existence of the HCC. If it is adopted the resolution directs the City Clerk to notify the Kirkland City Council and file a certified copy with the Director of Elections and Records for King County. The resolution also contains the words to be included on the ballot that will be before the voters in the November general election.

cc: City Clerk
Case No. PLN17-00005

RESOLUTION 2017-4

A RESOLUTION OF THE COMMUNITY COUNCIL FOR THE HOUGHTON COMMUNITY MUNICIPAL CORPORATION REQUESTING, PURSUANT TO RCW 35.14.060 AND KIRKLAND MUNICIPAL CODE CHAPTER 2.16, RELATING TO THE CONTINUATION OF THE EXISTENCE OF THE HOUGHTON COMMUNITY MUNICIPAL CORPORATION AND ITS COMMUNITY COUNCIL FOR AN ADDITIONAL FOUR YEAR PERIOD, AND REQUESTING THAT THE QUESTION OF SUCH CONTINUANCE BE SUBMITTED TO THE VOTERS RESIDING WITHIN THE HOUGHTON COMMUNITY MUNICIPAL CORPORATION AT AN ELECTION TO BE HELD IN CONJUNCTION WITH THE REGULARLY SCHEDULED GENERAL CITY ELECTIONS TO TAKE PLACE IN NOVEMBER 2017. CASE NUMBER PLN17-00005.

WHEREAS, when the Cities of Kirkland and Houghton were consolidated in 1968, the voters in Houghton also voted to establish within the former City of Houghton a community municipal corporation known as the Houghton Community Municipal Corporation; and

WHEREAS, under state law, the community municipal corporation may continue in existence for four year periods upon approval of the voters within it; and

WHEREAS, the term of the existence of the Houghton Community Municipal Corporation was extended at the general election held in November 2013 and shall end on December 31, 2017; and

WHEREAS, the Houghton Community Council believes that the electors of the Houghton Community Municipal Corporation should have an opportunity to vote on the question of whether or not the Houghton Community Municipal Corporation and its Community Council should continue in existence for at least an additional four-year period.

NOW, THEREFORE, be it resolved by the Community Council of the Houghton Community Municipal Corporation:

Section 1. The Houghton Community Council requests that an election be held in the manner provided for by RCW 35.14.060, and that the ballot at the election contain the words:

PROPOSITION

The community council of the Houghton Community Municipal Corporation has adopted Resolution No. 2017-1 concerning this proposition to continue the existence of the Houghton Community Municipal Corporation. Pursuant to RCW 35.14.060, the existence of the Houghton Community Municipal Corporation expires on December 31, 2017. This proposition would continue the existence of the

Houghton Community Municipal Corporation until December 31, 2021.
Should this proposition be:

- () Approved (for continuation of corporation)
- () Rejected (against continuatin of corporation)

And shall also contain the names of the candidates who have filed for election to the seven positions on the Houghton Community Council.

Section 2. The Clerk for the Houghton Community Council is hereby authorized and directed to file this resolution with the City Clerk for the City of Kirkland.

Upon receipt of this resolution, as provided in RCW 35.14.060, the City Clerk notify the Kirkland City Council and file a certified copy of this resolution with the Director of Elections and Records for King County (as ex officio King County Supervisor of Elections). Such filing shall be made within sufficient time to allow the election to be held in conjunction with the regularly scheduled general municipal election to take place in November 2017.

Adopted by majority vote of the Houghton Community Council in their regular meeting held on the ____ day of _____, 2017.

Rick Whitney, Chair
Houghton Community Council