



## CITY OF KIRKLAND

City Attorney's Office

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### MEMORANDUM

**To:** Houghton Community Council

**From:** Kevin Raymond, City Attorney

**Date:** March 4, 2021

**Subject:** Continuation of Existence of Houghton Community Council, File No. PLN21-00154

For the Council's consideration, attached is Resolution 2021-1, which requests that the question of the continuance of the community municipal corporation for an additional four year period be submitted to the voters as a ballot measure in the November 2021 general election and sets forth the ballot title. If adopted, the resolution directs the City Clerk to both notify the Kirkland City Council and file a certified copy with the Director of Elections and Records for King County.

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.

If the resolution is adopted, staff will bring additional actions related to the ballot measure statement/voters' pamphlet pro/con committee selection process to the Council for consideration at a future meeting.

cc: City Clerk  
File No. PLN21-00154

RESOLUTION 2021-3

A RESOLUTION OF THE COMMUNITY COUNCIL FOR THE HOUGHTON COMMUNITY MUNICIPAL CORPORATION 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 ELECTION TO TAKE PLACE IN NOVEMBER 2021.

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 2017 and shall end on December 31, 2021; 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 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. 2021-3 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, 2021. This proposition would continue the existence of the Houghton Community Municipal Corporation until December 31, 2025. 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 2021.

Adopted by majority vote of the Houghton Community Council in their regular meeting held on the 22nd day of March, 2021.

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Rick Whitney, Chair  
Houghton Community Council