



CITY OF KIRKLAND

City Manager's Office

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www.kirklandwa.gov

MEMORANDUM

To: Kurt Triplett, City Manager

From: Lorrie McKay, Intergovernmental Relations and Economic Development Manager

Date: April 29, 2019

Subject: 2019 LEGISLATIVE UPDATE #8

RECOMMENDATION:

Council should receive its eighth and likely final update on the 2019 legislative session.

BACKGROUND DISCUSSION:

The legislature concluded its business on April 28, the one hundred and fifth day of this 105-day, long session of 2019. In November of 2018, the City Council adopted six top legislative priorities for the 2019 session and with the final gavel, the City's efforts proved to be remarkably successful. A summary of legislative outcomes is attached (see Attachment A).

Council's Legislative Workgroup

Council's Legislative Workgroup consists of Mayor Sweet, Deputy Mayor Arnold and Councilmember Curtis. The Workgroup is staffed by the City Manager, the Intergovernmental Relations and Economic Development Manager and Waypoint Consulting, the City's state legislative advocacy consultants. The Workgroup met weekly on Fridays to track the status of the City's priorities and provide support and oversight of strategies for achieving the priorities. Waypoint will keep the Council and staff updated on actions by the Governor that matter to Kirkland such as section vetoes or bill signing dates. The Legislative Workgroup will hold one final wrap-up meeting in May and then disband until late summer/early fall, when it will convene to plan for 2020.

Overview of 2019 Session Bill Statistics

As of 11:30pm, April 28, a total of 2,986 bills had been introduced in Olympia. The House had introduced 1,545 bills, while the Senate introduced 1,441. With the close of session, 486 bills (16.27%) of the total bills introduced were successfully passed by both chambers.

A total of 307 bill proposals were assigned to the City's subject-matter experts for their review, analysis and recommendation. Between April 11 and April 25, bill review continued and was completed on another series of bills and substitute bills (Attachment B). The bill tracker report, updated on Thursday's for the Friday meeting of the Legislative Workgroup, provides an at-a-glance overview of the City's position (Support/Neutral/Monitor/Oppose) on certain bills. The 4/25/19 Bill Position Tracker report (Attachment C) reflects the City's position on bills reviewed. Reports were included in Council packets during session.

April 28 (Sine Die): Summary of the outcomes of the City's 2019 Legislative Priorities

Outcomes of the City's Legislative Priorities in the Context of the negotiated final budget

Negotiated Final Budget	City Priority Program/Project	Funding Level
Operating ESHB 1109	<ul style="list-style-type: none"> Basic Law Enforcement Academy <i>(Page 157, Line 22)</i> Study home-sharing for privately-owned residential <i>(Page 328, Line 7)</i> 	19 classes \$80,000
Capital SHB 1102	<ul style="list-style-type: none"> Intersection Improvements Juanita Dr. <i>(Page 38, Line 38)</i> 	\$750,000
	<ul style="list-style-type: none"> Crossing project at Kirkland Ave. & Lake Street <i>(Page 53, Line 4)</i> Re-appropriated from the SKPR TOD/CKC project 	\$1,000,000
	<ul style="list-style-type: none"> Key Kirkland Sidewalk Repairs <i>(Page 39, Line 3)</i> 	\$537,000
Transportation ESHB 1160	<ul style="list-style-type: none"> Authorization for a TOD pilot project at Kingsgate park and ride <i>(Page 32, line 27)</i> Multimodal Transportation Account 	\$350,000 to WSDOT

New funding and tools to address homelessness and affordable housing

- Flexibility on existing REET and potential expansion
[EHB 1219](#) providing cities and counties authority to use real estate excise taxes to support affordable housing and homelessness projects (sponsors Rep. Walen-48). 1219 was signed into law by the Governor on April 19. This law extends the sunset six years and caps use of this resource for cities who have not accessed it for this purpose prior to June 30, 2019.
- Provide property tax exemptions for service-connected disabled veterans and senior citizens
[ESSB 5160](#), concerning property tax exemptions for service-connected disabled veterans and senior citizens (Senator Dhingra-45, sponsor) was amended and passed by the House on April 27. This bill creates an adjustable income threshold of those qualifying for property tax deferrals, and will expand the pool of senior, disabled and veterans who would qualify for property tax relief. The House amended included provisions within HB 2157 concerning updating the Washington tax structure to address the needs of Washingtonians, which Council's Legislative Workgroup prioritized in early April. The Senate concurred with the House amendment and final passage of the 5160 took place today, April 28
- Encouraging investments in affordable and supportive housing
[SHB 1406](#) provides a sales tax credit for affordable housing for local governments. The bill was amended in Senate Ways & Means which (1) Adds a voter approved property tax levy used solely for affordable housing is eligible to be a qualifying local tax source; (2) Removes provisions regarding calculation of median income for certain cities whose median income is not available from the United States Census Bureau; and (3) Reduces the tax rates in the bill as follows: (a) 0.02% in bill changed to 0.0146%; (b) 0.01% in bill changed to 0.0073%. An amendment to link it to HB 1923, was removed by amendment on the Senate floor on April 28. The House concurred with the Senate's amendments and final passage took place today, April 28.
- Transit Oriented Development (TOD) Pilot Project at the Kingsgate Park and Ride
Legislative authorization for WSDOT to proceed with a TOD Pilot Project at the state-owned Kingsgate Park and Ride located in Totem Lake was included in the negotiated Transportation Budget [ESHB 1160](#). The negotiated final transportation budget included \$350,000 to WSDOT for implementation work.

- Funding for research on best practices for shared housing strategies and operations
The negotiated final operating budget ([ESHB 1109](#)) included \$80,000 in funding to the University of Washington School of Public Health to study "home-sharing for privately-owned residential properties. Final passage of the negotiated operating budget happened tonight, April 28 at 11:10 PM.

Sustainable funding for Basic Law Enforcement Academy (BLEA) and corrections officers

The negotiated final operating budget ([ESHB 1109](#)) included funding for 19 Basic Law Enforcement Academy classes and three additional Corrections Officer Academy classes each fiscal year. Final passage of the negotiated operating budget happened tonight, April 28 at 11:10 PM.

Extending and accelerating the construction of express toll lanes on I-405

[ESSB 5825](#) addressing the tolling of Interstate 405, state route number 167, and state route number 509. 5825 proposes to combine the I-405 express toll lanes (from Lynnwood) and State Route 167 high occupancy toll lanes (to Puyallup) into one express toll lanes corridor and account, making the State Route 167 pilot program permanent, and authorizes the toll funding needed to complete the Gateway Project, located at S.R. 167 and S.R. 512. Further, it allows for the completion of the Express Toll Lanes connecting Renton and Bellevue, dedicating legislatively-assumed tolling revenue to help fund the project. On April 25, the Senate adopted the Zeiger amendment which added the provisions from HB 2132 regarding the issuance of bonds. The bill was heard on Saturday morning in House Transportation. The City of Kirkland sent a letter in support of the bill (Attachment D). The bill was moved out of committee on Saturday. Passage of 5825 required a 60% super majority, which it received. ESSB 5825 was amended and passed by the House on April 27. The Senate concurred with the House amendments and final passage took place today, April 28.

Support measures that promote safe, responsible gun ownership and reduce gun violence

1. [SHB 1225](#), concerns law enforcement response to domestic violence victims. 1225 was passed and has been delivered to the Governor for his signature.
2. [SSB 5181](#), concerning involuntary treatment. 5181 was passed and has been delivered to the Governor for his signature.
3. [SHB 1786](#), concerns protection orders. 1786 was passed and has been delivered to the Governor for his signature.
4. [SB 5205](#), concerning provisions governing firearms possession by persons who have been found incompetent to stand trial and who have a history of one or more violent acts. 5205 was passed and has been delivered to the Governor for his signature.
5. [SHB 1739](#), concerning firearms that are undetectable or untraceable. 1739 was passed and has been delivered to the Governor for his signature.

Funding for prioritized local infrastructure projects:

Three local projects were included in the negotiated final Capital Budget ([SHB 1102](#))

1. \$750,000 was included for the Intersection Improvements project on Juanita Drive NE at NE 132 & NE 124, sponsored by Representative Kloba (LD 1).
2. \$1,000,000 was included for the Kirkland Scramble project at Kirkland Ave and Lake Street/Lake St S. sponsored by representative Walen (LD 48).
3. \$537,000 was included for several key Kirkland sidewalk repairs and the sidewalk project at NE 104th Street, sponsored by Senator Kuderer (LD 48).

Montlake Exit Transit Queue Bypass

While the temporary transit queue bypass off westbound SR 520 may not be maintained beyond its planned June 2019 closure, mobility improvement solutions identified by WSDOT because of Kirkland's efforts are being implemented. In particular, the improvement of traffic signal interconnectivity on Montlake Boulevard, which has not been updated for decades, will provide a significant benefit to traffic flow in all directions around Montlake Boulevard. The Montlake Project construction is scheduled for completion in 2023.

Attachments:

- A. Summary Outcomes of the City's 2019 Legislative Priorities – 4/28/19
- B. Reviewer Analysis and Recommendations Report – 4/5/19 thru 4/25/19
- C. Bill Position Tracker Report – 4/26/19
- D. City's support letter SB 5825

City of Kirkland 2019 Legislative Priorities – Status
Updated: April 28, 2019

Attachment A

2019 Legislative Priority	Bill #	Prime Sponsor	Status
<p>New local funding and policy tools to address homelessness and create more affordable housing, such as:</p> <ul style="list-style-type: none"> Flexibility on existing REET and potential expansion Provide property tax deferrals for service-connected disabled veterans and senior citizens Funding research on best practices for shared housing strategies and operations Authorization of TOD Pilot Project at Kingsgate Park and Ride Encouraging investments in affordable and supportive housing 	<p>HB 1219 SB 5160 PSHB 1109 PSHB 1160 HB 1406</p>	<p>Rep. Walen Sen. Dhingra Rep Ormsby Rep Fey Rep Robinson</p>	<p>4/19 – Signed by the Governor</p> <p>4/27 – House PASSED – 98 yeas, 0 nays 4/28 – Senate CONCURRENCE – 35 yeas, 11 nays > En route to Governor</p> <p>4/27 – Conference committee 4/28 – Conference committee report 4/28 – Senate CONCURRED – 27 yeas, 21 nays > En route to Governor</p> <p>4/27 – Conference committee 4/28 – Conference committee report 4/28 – Senate CONCURRED – 49 yeas, 0 nays > En route to Governor</p> <p>4/27 – Senate PASSED – 33 yeas, 15 nays 4/28 – House CONCURRED – 62 yeas, 36 nays > En route to Governor</p>
<p>Support continued sustainable funding to maintain statewide training for law enforcement officers and corrections officers to ensure no waiting period to get trained and in the field</p>	<p>PSHB 1109</p>	<p>Rep Ormsby</p>	<p>4/27 – Conference committee 4/28 – Conference committee report 4/28 – Senate CONCURRED – 27 yeas, 21 nays > > En route to Governor</p>
<p>Support extending and accelerating the construction of express toll lanes on I-405 north of Kirkland, and support implementing express toll lanes on I-405 south of Bellevue, to coincide with the 2024 opening of Sound Transit’s BRT operations.</p>	<p>SB 5825</p>	<p>Sen. Hobbs</p>	<p>4/25 – Senate PASSED – 30 yeas, 18 nays 4/27 – House PASSED – 60 yeas, 38 nays 4/28 – Senate CONCURRED – 32 yeas, 14 nays > En route to Governor</p>
<p>Support gun safety measures that promote safe and responsible gun ownership and reduce gun violence, and that are consistent with the 2nd Amendment of the US Constitution and Article I, Section 24 of the Washington State Constitution</p>	<p>HB 1225 SB 5181 HB 1786 SB 5205 HB 1739</p>	<p>Rep. Jenkins Sen. Kuderer Rep. Jenkins Sen. Dhingra Rep. Valdez</p>	<p>4/26 – Delivered to the Governor</p> <p>4/25 – Delivered to the Governor</p> <p>4/26 – Delivered to the Governor</p> <p>4/25 – Delivered to the Governor</p> <p>4/26 – Delivered to the Governor</p>
<p>Support capital and transportation budget funding for prioritized local infrastructure projects, such as:</p> <ul style="list-style-type: none"> Key Kirkland Sidewalk Repairs – 48th LD {\$537K} Intrsectn Imprvmnts – Juanita Dr NE/NE 132 & NE 124 – 1st LD {\$750K} Kirkland Scramble - Kirkland Ave and Lake Street/Lake St S {\$1M} 	<p>PSHB 1102 PSHB 1102 PSHB 1102</p>	<p>Rep Tharinger Rep Tharinger Rep Tharinger</p>	<p>4/3 – House PASSED – 94 yeas, 0 nays, 4 excused 4/27 – Senate PASSED – 48 yeas, 0 nays 4/28 – House CONCURRED – 97 yeas, 1 nay > En route to Governor</p>
<p>Support the Transit Bypass Queue, at Montlake Exit from SR-520, open thru 2023 scheduled completion of the Montlake Project</p>			<p>WSDOT could maintain a shorter, temporary transit bypass (600/880 ft) for 9-10 months for an additional \$3M to \$4M.</p>

* No HIGHLIGHTS = No change in status from last update.
 > Fuschia = Signed into Law > Blue = Delivered to the Governor > Green = En route to the Governor

Reviewer Analysis & Position Recommendation Report (04/11/19-04/18/19)
City of Kirkland

Bill #	Short Description	Sponsor	Date Completed	City Priority	Summary	Rec. Position
ESHB 1107 (SB 5289)	Concerning nonprofit homeownership development.	Slatter	04/04/2019		Not able to determine the fiscal impact to Kirkland. Appears to support affordable housing options.	Support
2SSB 5336	Advancing electric transportation.	Palumbo	4/18/2019		Encouraging the adoption of electric vehicles would benefit the transportation system, but we are concerned that the proposal would reduce revenue for City's transportation projects.	Concerns
SSB 5825 (HB 1899)	Addressing the tolling of Interstate 405, state route number 167, and state route number 509.	Hobbs	04/10/2019		Makes permanent express toll lanes (ETL) on the north section of I-405 and on the south section of I-405. In addition this legislation makes permanent the SR 167 ETLs and authorizes tolls on the Puget Sound Gateway facilities (SR 509 and SR 167 Extensions). This funding is critical for keeping major regional transportation improvements on schedule.Changes made by the Transportation Committee mean that toll revenue from I-405, SR 167 and the Puget Sound Gateway Project will be deposited in three different toll accounts within the Motor Vehicle Fund, one for each corridor. They also maintain the current 45 MPH 90% of the time standard as a goal in terms of dynamic rate setting and performance reporting.Permanent tolling the I-405 ETLs is critical to the success of the I-405 Bus Rapid Transit (BRT) System. It provides a facility that I-405 BRT can operate in so that it can maintain it's commitment for a fast, frequent and reliable connection along the length of the corridor. I-405 BRT will help grow transit ridership. The ETLs have also been proven to actually more efficiently move people traveling in vehicles, as well as freight traffic in the corridor. Ongoing tolling revenue not only will fund the construction of the I-405 ETLs in the	Support

**Reviewer Analysis & Position Recommendation Report (04/18/19-04/25/19)
City of Kirkland**

Bill #	Short Description	Sponsor	Date Completed	City Priority	Summary	Rec. Position
ESHB 1793 (SB 5789)	Establishing additional uses for automated traffic safety cameras for traffic congestion reduction and increased safety.	Fitzgibbon	04/19/2019		Does not appear to apply to Kirkland. Only cities over 500,000 population. Could be useful in the City of Kirkland to assist in the enforcement of vehicle's blocking intersections.	Support
2SSB 5336 (HB 1664)	Advancing electric transportation.	Palumbo	04/19/2019		Encouraging the adoption of electric vehicles would benefit the transportation system, but proposal would reduce revenue for our transportation projects.	Monitor

Bill Position Tracker Report
City of Kirkland

Bill #	Abbrev. Title	Leg. Status	Sponsor	Position	City Priority
E2SHB 1112	Hydrofluorocarbon emissions	S Pres Signed	Fitzgibbon	Support *	
HB 1147	First informer broadcasters	S Pres Signed	Chapman	Monitor *	
SHB 1225	Domestic violence/law enf.	S Pres Signed	Jinkins	Support *	
E3SHB 1257	Energy efficiency	S Pres Signed	Doglio	Support *	
SHB 1350	Temporary protection orders	S Pres Signed	Kilduff	Support *	
SHB 1377	Housing dev./religious orgs.	S Pres Signed	Walén	Support *	
2SHB 1444	Appliance efficiency	S Pres Signed	Morris	Support *	
HB 1462	Tenant notice/demolish, etc.	S Pres Signed	Barkis	Support *	
EHB 1465	Pistol sales or transfers	S Pres Signed	Goodman	Support *	
E2SHB 1543	Recycling	Del to Gov	Mead	Support *	
ESHB 1569	Product degradability	S Pres Signed	Ramos	Support *	
SHB 1739	Firearms/undetectable, etc.	S Pres Signed	Valdez	Support *	
2SHB 1767	Arrest & jail alternatives	H Spkr Signed	Lovick	Support *	
ESHB 1772	Motorized foot scooters	S Pres Signed	Macri	Support *	
SHB 1786	Protection, etc. orders	S Pres Signed	Jinkins	Support *	Yes
E2SHB 1923	Urban residential building	H Spkr Signed	Fitzgibbon	Monitor *	
2SHB 2042	Green Transportation	H Passed 3rd	Fey	Support *	
SSB 5012	Governmental continuity	Del to Gov	Takko	Support *	
SSB 5025	Self-help housing dev./taxes	S ins/H recede	Das	Monitor *	
SSB 5106	Natural disaster mitigation	Del to Gov	Das	Monitor *	
E2SSB 5116	Clean energy	Del to Gov	Carlyle	Support *	
SSB 5135	Toxic pollution	Del to Gov	Rolfes	Support *	
SB 5145	Hydraulic fracturing	Del to Gov	Salomon	Support *	
SSB 5181	Invol. treatment procedures	Del to Gov	Kuderer	Support *	Yes
SB 5205	Incomp. for trial/firearms	Del to Gov	Dhingra	Support *	
E2SSB 5223	Electrical net metering	Del to Gov	Palumbo	Support *	
ESSB 5272	Emergency comm. max tax rate	H Spkr Signed	Hunt	Support *	
ESSB 5318	Marijuana license compliance	H Spkr Signed	Rivers	Monitor *	
2SSB 5511	Broadband service	S Pres Signed	Wellman	Monitor *	
ESSB 5600	Residential tenants	S Pres Signed	Kuderer	Support *	
SSB 5652	Impounded vehicle belongings	S Passed FP	Fortunato	Support *	
SSB 5723	Pedestrian, etc. safety	Del to Gov		Support *	



April 26, 2019

The Honorable Jake Fey, Chair
The Honorable Andrew Barkis, Ranking Member
House Transportation Committee
P.O. Box 40600
Olympia, WA 98504-0600

RE: Support for ESSB 5825, Addressing the tolling of Interstate 405, state route number 167, and state route number 509

Dear Chair Fey and Ranking Member Barkis,

On behalf of the City of Kirkland, thank you for hearing Engrossed Substitute Senate Bill 5825, addressing the tolling of Interstate 405, state route number 167, and state route number 509. The City of Kirkland strongly supports this bill, which both authorizes tolling and makes improvements on the north end of the I-405 corridor.

Tolling all of I-405 with express toll lanes is essential to the success of the I-405 Bus Rapid Transit (BRT) System. The I-405 express toll lanes provide the facility in which BRT can operate fast, frequent and reliable connections in Lynnwood, Bothell, Kirkland, Bellevue, Renton, Tukwila, SeaTac and Burien. Continuing express toll lane tolling on the northern half of I-405 and implementing express toll lane tolling on the south half of I-405 is critical to getting the most out of the I-405 corridor, so that it can support our growing communities by moving as many people, goods and services as safely and efficiently as possible.

Providing for the state's transportation system and capacity improvements on key corridors is vital to our communities and to the state's economy. Given dramatic growth in our region, we are pleased to see the capacity improvement projects for I-405/State Route 522 to 527 included in 5825. These investments will allow BRT to truly be rapid and provide a reliable transit option along the corridor when it opens in 2024.

Funding the proposed projects to extend the dual express toll lanes north from where they currently end near the SR 522 interchange to SR 527 at Canyon Park in Bothell and building an express toll lane direct access ramp at SR 527 are important to the overall mobility of the entire I-405 corridor.

Again, thank you for hearing 5825 today. Kirkland is a city through which I-405 runs and we represent many constituents that drive this corridor daily and who are asking for relief from congestion. One key component of that relief is found in this bill. We encourage the Committee to move ESSB 5228 forward.

Sincerely,
KIRKLAND CITY COUNCIL

Penny Sweet, Mayor
City of Kirkland