

Ordinance No. 121876

Council Bill No. 115317

AN ORDINANCE relating to the Northgate Coordinated Transportation Investment Plan (CTIP); authorizing the Director of the Seattle Department of Transportation or her designee to execute agreements with Central Puget Sound Regional Transit Authority, Washington State Department of Transportation, Wallace Properties, Inc., Mullally Development Company and Kauri Investments, Ltd., for planning funds; authorizing the acceptance and deposit of the funds to be received; and increasing an appropriation to the Seattle Department of Transportation in the 2005 Budget; all by a three-fourths vote of the City Council.

CF No. \_\_\_\_\_

Date Introduced: <u>JUL 18 2005</u>		
Date 1st Referred: <u>JUL 18 2005</u>	To: (committee) <u>TRANSPORTATION</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <u>8-1-05</u>	Full Council Vote: <u>9-0</u>	
Date Presented to Mayor: <u>8-2-05</u>	Date Approved: <u>8/8/05</u>	
Date Returned to City Clerk: <u>8/8/05</u>	Date Published: <u>3p 8/11/05</u>	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: \_\_\_\_\_

*Richard Conlin*

Councilmember

## Committee Action:

7/20/05 - passed unanimously 3-0 yes  
Conlin, Godden, Rasmussen

8-1-05 Passed 9-0

This file is complete and ready for presentation to Full Council.

Committee: 7/26/05  
(initial/date)

*Law Department*

Law Dept. Review

OMP Review

City Clerk Review

Electronic Copy Loaded

Indexed

ORDINANCE 121876

1  
2 AN ORDINANCE relating to the Northgate Coordinated Transportation Investment Plan (CTIP);  
3 authorizing the Director of the Seattle Department of Transportation or her designee to  
4 execute agreements with Central Puget Sound Regional Transit Authority, Washington  
5 State Department of Transportation, Wallace Properties, Inc., Mullally Development  
6 Company and Kauri Investments, Ltd., for planning funds; authorizing the acceptance and  
7 deposit of the funds to be received; and increasing an appropriation to the Seattle  
8 Department of Transportation in the 2005 Budget; all by a three-fourths vote of the City  
9 Council.

10 WHEREAS, the City Council passed a budget proviso relating to the Northgate Coordinated  
11 Transportation Investment Plan (CTIP) placing restrictions on project spending; and

12 WHEREAS, City Council amended the restrictions in the proviso via Ordinance 121554, and  
13 later removed these restrictions and authorized the Director of the Seattle Department of  
14 Transportation to execute agreements with King County and North Seattle Community  
15 College for planning funds via Ordinance 121715; and

16 WHEREAS, the CTIP is intended to facilitate investment in the Northgate area envisioned by the  
17 Mayor and City Council by helping to convert the existing transportation network from  
18 one that is primarily oriented to automobiles to one that is more balanced across all  
19 modes; and

20 WHEREAS, the Seattle Department of Transportation has been working closely with the  
21 Northgate Stakeholders Group to develop a CTIP work plan, schedule and Stakeholder/  
22 Community Involvement Plan; and

23 WHEREAS, on June 24th, 2004, the Northgate Stakeholders Group unanimously endorsed the  
24 CTIP process and expressed strong support for getting CTIP started; and

25 WHEREAS, on February 24, 2005, the Northgate Stakeholders Group unanimously endorsed the  
26 CTIP working paper titled, "Planning, Financial and Technical Assumptions"; and

27 WHEREAS, the Seattle Department of Transportation has provided detailed information to the  
28 City Council Transportation Committee about the project scope, plan activities and  
progress toward contribution agreements; and

WHEREAS, the Executive has reached preliminary agreements with Central Puget Sound  
Regional Transit Authority ("Sound Transit"), Washington State Department of  
Transportation, Wallace Properties, Inc., Mullally Development Company and Kauri  
Investments, Ltd., on the nature and amount of their financial contributions toward the  
CTIP; NOW, THEREFORE,



1 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

2           Section 1. The Director of the Seattle Department of Transportation or her designee is  
3 hereby authorized to execute agreements with Sound Transit and the Washington State  
4 Department of Transportation, for receipt by the City of planning funds in the combined amount  
5 of Fifty Thousand Dollars (\$50,000) for development of the Northgate Coordinated  
6 Transportation Investment Plan. When received, the funds will be deposited in the  
7 Transportation Fund (10310) as reimbursement for the appropriation made in Section 3, below.  
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11           Section 2. The Director of the Seattle Department of Transportation, or her designee, is  
12 hereby authorized to execute agreements with Wallace Properties, Inc., Mullally Development  
13 Company and Kauri Investments, Ltd., for receipt by the City of planning funds in the combined  
14 amount of \$40,000 for development of the Northgate Coordinated Transportation Investment  
15 Plan. When received, the funds will be deposited in the Transportation Fund (10310) as  
16 reimbursement for the appropriation made in Section 3, below.  
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20           Section 3. Contingent upon the execution of the agreements authorized in Sections 1 and  
21 2, and in order to pay for necessary costs and expenses for which insufficient appropriations were  
22 made, the appropriation for the following in the 2005 Budget is increased from the fund shown,  
23 as follows, but only to the extent of the funding to be provided under the executed agreement(s):  
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Fund	Department	Budget Control Level	Amount
Transportation Operating Fund (10310)	Seattle Department of Transportation	Policy, Planning and Major Project Development (18310)	\$90,000

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Section 4. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by a three-fourths vote of all the members of the City Council the 1<sup>st</sup> day of August, 2005, and signed by me in open session in authentication of its passage this 1<sup>st</sup> day of August, 2005.

Jan Drago  
President \_\_\_\_\_ of the City Council

Approved by me this 8<sup>th</sup> day of August, 2005.

Gregory J. Nickels  
Gregory J. Nickels, Mayor

Filed by me this 11 day of Aug, 2005.

Janith E. Pepper  
City Clerk

(Seal)





# City of Seattle

Gregory J. Nickels, Mayor

## Office of the Mayor

July 5, 2005

Honorable Jan Drago  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Drago:

I am pleased to transmit the attached Council Bill that authorizes the Director of the Seattle Department of Transportation (SDOT) to execute agreements with Sound Transit, the Washington State Department of Transportation (WSDOT), Wallace Properties, Inc., Mullally Development Company and Kauri Investments, Ltd. to augment funding for the Northgate Coordinated Transportation Investment Plan (CTIP).

In January 2005, the Council adopted Ordinance 121715, which removed a 2004 budget proviso that restricted spending on the CTIP; carried over all appropriations for the CTIP not expended in 2004 into 2005; authorized the Director of SDOT to execute agreements with King County and North Seattle Community College for planning funds; authorized the acceptance and deposit of the funds to be received; and increased an appropriation to SDOT in the 2005 Budget. Since January, the City has reached preliminary agreements with various agencies/businesses for the following monetary contributions: WSDOT - \$25,000; Sound Transit - \$25,000; Wallace Properties, Inc. - \$15,000; Mullally Development Company - \$20,000; and Kauri Investments, Ltd. - \$5,000, which along with prior contribution commitments, will increase the total appropriation for CTIP to \$593,000.

The CTIP is intended to facilitate investment in the Northgate area by helping convert the existing transportation system from one that is primarily automobile-oriented to one that is more balanced across all modes of transportation. The CTIP has developed planning assumptions, identified existing and future transportation needs for the Northgate area and developed evaluation criteria for project ranking. Next steps will include development of a prioritized list of transportation improvement projects and implementation strategies. SDOT and its consultant team have continued to involve the Northgate Stakeholder Group, public transportation agencies and private developers on the CTIP. SDOT anticipates that the CTIP will be completed in the First Quarter of 2006.

Thank you for consideration of this legislation. Should you have any questions, please contact Tony Mazzella at 684-0811.

Sincerely,

A handwritten signature in blue ink, appearing to read "Greg Nickels", written over a large, faint circular stamp.

GREG NICKELS  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7<sup>th</sup> Floor, P.O. Box 94749, Seattle, WA 98124-4749

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, E:mail: [mayors.office@seattle.gov](mailto:mayors.office@seattle.gov)

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**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Seattle Department of Transportation	Tony Mazzella 684-0811	Jennifer Devore 615-1328

**Legislation Title:**

AN ORDINANCE relating to the Northgate Coordinated Transportation Investment Plan (CTIP); authorizing the Director of the Seattle Department of Transportation or her designee to execute agreements with Central Puget Sound Regional Transit Authority, Washington State Department of Transportation, Wallace Properties, Inc., Mullally Development Company and Kauri Investments, Ltd., for planning funds; authorizing the acceptance and deposit of the funds to be received; and increasing an appropriation to the Seattle Department of Transportation in the 2005 Budget; all by a three-fourths vote of the City Council.

• **Summary of the Legislation:**

This legislation authorizes SDOT to enter into agreements for funding the Northgate CTIP as directed in the Council's Budget Proviso 99-1-A-1 which was later revised by Ordinance 121554 and Ordinance 121715. The legislation also makes a reimbursable appropriation for these funds.

• **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

Budget Proviso 99-1-A-1 restricted spending on this project until the project was scoped in more detail and contribution agreements were negotiated with developers. In August 2004 Council adopted Ordinance 121554 which amended the spending restrictions in the proviso. In January 2005 Council adopted Ordinance 121715 which carried over into 2005 all CTIP appropriations not expended in 2004; removed a 2004 budget proviso that had restricted spending on CTIP; and authorized the SDOT Director or her designee to execute agreements with King County and North Seattle Community College for planning funds.

Since January, City staff have reached preliminary agreements with three private developers and two public agencies to contribute \$90,000 to the CTIP. Washington State Department of Transportation and Sound Transit have agreed to contribute \$25,000 each to CTIP. In addition, Wallace Properties, Inc., Mullally Development Company and Kauri Investments, Ltd. have agreed to contribute a total of \$40,000. This will increase the budget for the CTIP from \$368,000 to \$593,000.



- Please check one of the following:

**This legislation does not have any financial implications.** (Stop here and delete the remainder of this document prior to saving and printing.)

**This legislation has financial implications.** (Please complete all relevant sections that follow.)

***Appropriations:** This table should reflect appropriations that are a direct result of this legislation. In the event that the project/ programs associated with this ordinance have appropriations that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below.*

<b>Fund Name and Number</b>	<b>Department</b>	<b>Budget Control Level*</b>	<b>2005 Appropriation</b>	<b>2006 Anticipated Appropriation</b>
Transportation Operating Fund (10310)	Seattle Department of Transportation	Policy, Planning and Major Project Development (18310)	\$90,000	0
<b>TOTAL</b>			<b>\$90,000</b>	<b>0</b>

\*See budget book to obtain the appropriate Budget Control Level for your department.

**Notes:**



**Anticipated Revenue/Reimbursement: Resulting From This Legislation:** *This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

<b>Fund Name and Number</b>	<b>Department</b>	<b>Revenue Source</b>	<b>2005 Revenue</b>	<b>2006 Revenue</b>
Transportation Operating Fund (10310)	Seattle Department of Transportation	Sound Transit	\$25,000	0
Transportation Operating Fund (10310)	Seattle Department of Transportation	Washington State Department of Transportation	\$25,000	0
Transportation Operating Fund (10310)	Seattle Department of Transportation	Wallace Properties, Inc.	\$15,000	0
Transportation Operating Fund (10310)	Seattle Department of Transportation	Mullally Development Company	\$20,000	0
Transportation Operating Fund (10310)	Seattle Department of Transportation	Kauri Investments, Ltd.	\$5,000	0
<b>TOTAL</b>			<b>\$90,000</b>	<b>0</b>

**Notes:**



**Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE**

**Impact:** This table should only reflect the actual number of positions created by this legislation. In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below the table.

Position Title and Department*	Fund Name	Fund Number	Part-Time/Full Time	2005 Positions	2005 FTE	2006 Positions**	2006 FTE**
<b>TOTAL</b>							

\* List each position separately

\*\* 2006 positions and FTE are total 2006 position changes resulting from this legislation, not incremental changes. Therefore, under 2006, please be sure to include any continuing positions from 2005

**Notes:**

- **Do positions sunset in the future?** (If yes, identify sunset date):

**Spending/Cash Flow:** This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table.

Fund Name and Number	Department	Budget Control Level*	2005 Expenditures	2006 Anticipated Expenditures
<b>TOTAL</b>				

\* See budget book to obtain the appropriate Budget Control Level for your department.

**Notes:**

- **What is the financial cost of not implementing the legislation?** (Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs if the legislation is not implemented.)

If Council does not authorize this legislation adding necessary funding to the CTIP project, the plan will not be finished because of a lack of resources; the transportation-related problems will be identified, but the solutions will not have been identified.



- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** *(Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)*

If Council does not authorize agreements with Sound Transit, the Washington State Department of Transportation, and the three private developers, the city would have to find additional City funds to complete the Northgate CTIP; finding those funds is doubtful.

- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*

No.

- **Other Issues** *(including long-term implications of the legislation):*

**Please list attachments to the fiscal note below:**

STATE OF WASHINGTON – KING COUNTY

--SS.

188982  
CITY OF SEATTLE, CLERKS OFFICE

No. TITLE ONLY

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:121871,873,875-877

was published on

08/12/05

The amount of the fee charged for the foregoing publication is the sum of \$ 79.50, which amount has been paid in full.

*md*

Subscribed and sworn to before me on

08/12/05

*Jennifer A. Patten*

Notary public for the State of Washington,  
residing in Seattle



Affidavit of Publication

# State of Washington, King County

## City of Seattle

### TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on August 1, 2005, and published here by title only, will be mailed upon request, or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

#### ORDINANCE NO. 121873

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

#### ORDINANCE NO. 121871

AN ORDINANCE authorizing the Superintendent of Parks and Recreation to sign an Air Space Lease, Maintenance Agreement and Supplemental Agreement #2 to Agreement GM 376 with the Washington State Department of Transportation for use of land for Boren-Pike-Pine Park.

#### ORDINANCE NO. 121877

AN ORDINANCE relating to City streets, changing the name of a segment of Aurora Avenue North, under the Aurora Bridge, to Troll Avenue North and superseding Ordinance 102981 to the extent inconsistent.

#### ORDINANCE NO. 121878

AN ORDINANCE relating to the Northgate Coordinated Transportation Investment Plan (CTIP); authorizing the Director of the Seattle Department of Transportation or her designee to execute agreements with Central Puget Sound Regional Transit Authority, Washington State Department of Transportation, Wallace Properties, Inc., Mullally Development Company and Kauri Investments, Ltd., for planning funds; authorizing the acceptance and deposit of the funds to be received; and increasing an appropriation to the Seattle Department of Transportation in the 2005 Budget; all by a three-fourths vote of the City Council.

#### ORDINANCE NO. 121875

AN ORDINANCE relating to transferable development rights; authorizing the offering and sale of transferable development rights from the Benaroya Hall Music Center; and authorizing related agreements, deeds and actions.

Publication ordered by JUDITH PIPPIN,  
City Clerk

Date of publication in the Seattle Daily  
Journal of Commerce, August 12, 2005.

8/12(188992)